State of Wisconsin

Date of enactment: **June 26, 2011**
2011 Assembly Bill 40 Date of publication*: **June 30, 2011**

2011 WISCONSIN ACT 32

(Vetoed in Part)

AN ACT **relating to:** state finances and appropriations, constituting the executive budget act of the 2011 legislature.

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

SECTION 1d. 5.02 (18) of the statutes is amended to read:

5.02 **(18)** "September primary" means the primary held the 2nd Tuesday in September to nominate candidates to be voted for at the general election~~, and to determine which candidates for state offices other than district attorney may participate in the Wisconsin election campaign fund~~.

SECTION 2d. 5.35 (6) (b) of the statutes is amended to read:

5.35 **(6)** (b) At each polling place in the state where a consolidated ballot under s. 5.655 is used or an electronic voting system is utilized at a partisan primary election incorporating a ballot upon which electors may mark votes for candidates of more than one recognized political party ~~or for candidates of a recognized political party and independent candidates~~, the municipal clerk or board of election commissioners shall prominently post a sign in the form prescribed by the board warning electors in substance that on any ballot with votes cast for candidates of more than one recognized political party ~~or any ballot with votes cast for candidates of a recognized political party and independent candidates~~, no votes cast for any candidates for partisan office will be counted unless a preference for a party ~~or for the independent candidates~~ is made. If the elector designates a preference, only votes cast for candidates of that preference will be counted.

SECTION 2f. 5.37 (4) of the statutes is amended to read:

5.37 **(4)** Voting machines may be used at primary elections when they comply with subs. (1) and (2) and the following provisions: All candidates' names entitled to appear on the ballots at the primary shall appear on the machine; the elector cannot vote for candidates of more than one party, whenever the restriction applies~~, and an elector who votes for candidates of any party may not vote for independent candidates at the September primary~~; the elector may secretly select the party for which he or she wishes to vote~~, or the independent candidates in the case of the September primary~~; the elector may vote for as many candidates for each office as he or she is lawfully entitled to vote for, but no more.

SECTION 3e. 5.62 (1) (a) of the statutes is amended to read:

5.62 **(1)** (a) At September primaries, the following ballot shall be provided for the nomination of candidates of recognized political parties for national, state and

* Section 991.11, WISCONSIN STATUTES 2009−10 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

county offices and independent candidates for state office in each ward, in the same form as prescribed by the board under s. 7.08 (1) (a), except as authorized in s. 5.655. The ballots shall be made up of the several party tickets with each party entitled to participate in the primary under par. (b) or sub. (2) having its own ballot, except as authorized in s. 5.655. ~~The independent candidates for state office other than district attorney shall have a separate ballot for all such candidates as under s. 5.64 (1) (e), except as authorized in s. 5.655.~~ The ballots shall be secured together at the bottom. The party ballot of the party receiving the most votes for president or governor at the last general election shall be on top with the other parties arranged in descending order based on their vote for president or governor at the last general election. The ballots of parties qualifying under sub. (2) shall be placed after the parties qualifying under par. (b), in the same order in which the parties filed petitions with the board. Any ballot required under par. (b) 2. shall be placed next in order. ~~The ballot listing the independent candidates shall be placed at the bottom.~~ At polling places where voting machines are used, each party ~~and the independent candidates~~ shall be represented in one or more separate columns or rows on the ballot. At polling places where an electronic voting system is used other than an electronic voting machine, each party ~~and the independent candidates~~ may be represented in separate columns or rows on the ballot.

SECTION 3m. 5.62 (3) of the statutes is amended to read:

5.62 **(3)** The board shall designate the official primary ballot arrangement for statewide offices and district attorney within each prosecutorial district by using the same procedure as provided in s. 5.60 (1) (b). On each ballot and on each separate column or row on the ballot, the candidates for office shall be listed together with the offices which they seek in the following order whenever these offices appear on the September primary ballot: governor, lieutenant governor, attorney general, secretary of state, state treasurer, U.S. senator, U.S. representative in congress, state senator, representative to the assembly, district attorney and the county offices. ~~Below the names of the independent candidates shall appear the party or principle of the candidates, if any, in 5 words or less, as shown on their nomination papers.~~

SECTION 3s. 5.62 (5) of the statutes is repealed.

SECTION 3t. 5.68 (4) of the statutes is amended to read:

5.68 **(4)** ~~Except as provided under sub. (7), the~~ The cost of compensation of election officials and trainees shall be borne in the manner provided in s. 7.03.

SECTION 3u. 5.68 (7) of the statutes is repealed.

SECTION 3v. 5.81 (4) of the statutes is amended to read:

5.81 **(4)** In partisan primary elections, if a ballot contains the names of candidates of more than one party ~~or the names of party candidates and independent candidates~~, it shall provide a space for electors to designate a party preference ~~or a preference for the independent candidates~~. Failure to designate a preference does not invalidate any votes cast by an elector, except as provided in s. 7.50 (1) (d).

SECTION 4g. 5.91 (1) of the statutes is amended to read:

5.91 **(1)** It enables an elector to vote in secrecy and to select the party ~~or the independent candidates for whom~~ for which an elector will vote in secrecy at a partisan primary election.

SECTION 4r. 5.91 (6) of the statutes is amended to read:

5.91 **(6)** The voting device or machine permits an elector in a primary election to vote for the candidates of the recognized political party ~~or the independent candidates~~ of his or her choice, and the automatic tabulating equipment or machine rejects any ballot on which votes are cast in the primary of more than one recognized political party, except where a party ~~or independent candidate~~ designation is made or where an elector casts write−in votes for candidates of more than one party on a ballot that is distributed to the elector.

SECTION 5g. 7.08 (2) (c) of the statutes is repealed.

SECTION 5r. 7.08 (2) (cm) of the statutes is repealed.

SECTION 6c. 7.70 (3) (e) (intro.) and 2. of the statutes are consolidated, renumbered 7.70 (3) (e) and amended to read:

7.70 **(3)** (e) The chairperson of the board or the chairperson's designee shall make a special statement to the board as soon as possible after the canvass of the general election certifying: ~~2. After the general election,~~ the name of each political party which receives at least one percent of the vote cast in such election for any statewide office.

SECTION 6d. 7.70 (3) (e) 1. of the statutes is repealed.

SECTION 7c. 8.15 (7) of the statutes is amended to read:

8.15 **(7)** A candidate may not run in more than one party primary at the same time. No filing official may accept nomination papers for the same person in the same election for more than one party. ~~An independent candidate at a partisan primary or other election may not file nomination papers as the candidate of a recognized political party for the same office at the same election.~~ A person who files nomination papers as the candidate of a recognized political party may not file nomination papers as an independent candidate for the same office at the same election.

SECTION 7d. 8.16 (1) of the statutes is amended to read:

8.16 **(1)** Except as provided in sub. (2), the person who receives the greatest number of votes for an office on a party ballot at any partisan primary, regardless of whether the person's name appears on the ballot, shall be

the party's candidate for the office, and the person's name shall so appear on the official ballot at the next election. ~~All independent candidates shall appear on the general election ballot regardless of the number of votes received by such candidates at the September primary.~~

SECTION 7e. 8.16 (5) of the statutes is repealed.

SECTION 7f. 8.20 (8) (a) of the statutes is amended to read:

8.20 **(8)** (a) Nomination papers for independent candidates for any office to be voted upon at a general election ~~or September primary and general election~~, except president, vice president and presidential elector, may be circulated no sooner than June 1 preceding the election and may be filed no later than 5 p.m. on the 2nd Tuesday of July preceding the September primary, except as authorized in this paragraph. If an incumbent fails to file nomination papers and a declaration of candidacy by 5 p.m. on the 2nd Tuesday of July preceding the September primary, all candidates for the office held by the incumbent, other than the incumbent, may file nomination papers no later than 72 hours after the latest time prescribed in this paragraph. No extension of the time for filing nomination papers applies if the incumbent files written notification with the filing officer or agency with whom nomination papers are filed for the office which the incumbent holds, no later than 5 p.m. on the 2nd Friday preceding the latest time prescribed in this paragraph for filing nomination papers, that the incumbent is not a candidate for reelection to his or her office, and the incumbent does not file nomination papers for that office within the time prescribed in this paragraph.

SECTION 7g. 8.20 (9) of the statutes is amended to read:

8.20 **(9)** Persons nominated by nomination papers without a recognized political party designation shall be placed on the official ballot at the general election and at any partisan election to the right or below the recognized political party candidates in their own column or row designated "Independent". ~~At the September primary, persons nominated for state office by nomination papers without a recognized political party designation shall be placed on a separate ballot or, if a consolidated paper ballot under s. 5.655 (2), an electronic voting system or voting machines are used, in a column or row designated "Independent".~~ If the candidate's name already appears under a recognized political party it may not be listed on the independent ballot, column or row.

SECTION 7n. 8.35 (4) (b) of the statutes is repealed.

SECTION 7r. 8.35 (4) (c) of the statutes is amended to read:

8.35 **(4)** (c) The transfer shall be reported to the appropriate filing officer in a special report submitted by the former candidate's campaign treasurer. If the former candidate is deceased and was serving as his or her own campaign treasurer, the former candidate's petitioner or personal representative shall file the report ~~and make the transfer required by par. (b), if any~~. The report shall include a complete statement of all contributions, disbursements and incurred obligations pursuant to s. 11.06 (1) covering the period from the day after the last date covered on the former candidate's most recent report to the date of disposition.

SECTION 7w. 8.50 (3) (b) of the statutes is amended to read:

8.50 **(3)** (b) Except as otherwise provided in this section, the provisions for September primaries under s. 8.15 are applicable to all partisan primaries held under this section, and the provisions for spring primaries under s. 8.10 are applicable to all nonpartisan primaries held under this section. In a special partisan primary or election, the order of the parties on the ballot shall be the same as provided under s. 5.62 (1) or 5.64 (1) (b). ~~Independent candidates for state office at a special partisan election shall not appear on the primary ballot.~~ No primary is required for a nonpartisan election in which not more than 2 candidates for an office appear on the ballot or for a partisan election in which not more than one candidate for an office appears on the ballot of each recognized political party. In every special election except a special election for nonpartisan state office where no candidate is certified to appear on the ballot, a space for write−in votes shall be provided on the ballot, regardless of whether a special primary is held.

SECTION 8d. 10.02 (3) (b) 2. of the statutes is amended to read:

10.02 **(3)** (b) 2. At a ~~special~~ partisan primary, the elector shall select the party ballot of his or her choice and shall make a cross (✗) next to or depress the lever or button next to the candidate's name for each office for whom the elector intends to vote, or shall insert or write in the name of the elector's choice for a candidate.

SECTION 8h. 10.02 (3) (b) 2m. of the statutes is repealed.

SECTION 8p. 10.06 (1) (e) of the statutes is amended to read:

10.06 **(1)** (e) As soon as possible following the state canvass of the spring primary vote, but no later than the first Tuesday in March, the board shall send a type B notice certifying to each county clerk the list of candidates for the spring election. When no state spring primary is held or when the only primary held is the presidential preference primary, this notice shall be sent under par. (c). ~~The board shall also in any case send a certified list of candidates under s. 11.50 to the state treasurer pursuant to s. 7.08 (2) (c).~~ When there is a referendum, the board shall send type A and C notices certifying each question to the county clerks as soon as possible, but no later than the first Tuesday in March.

SECTION 8t. 10.06 (1) (i) of the statutes is amended to read:

10.06 **(1)** (i) As soon as possible after the state canvass, but no later than the 4th Tuesday in September, the board shall send a type B notice certifying the list of candidates and type A and C notices certifying each question for any referendum to each county clerk for the general election ~~and a certified list of candidates under s. 11.50 to the state treasurer pursuant to s. 7.08 (2) (c)~~.

SECTION 11c. 11.06 (1) (jm) of the statutes is amended to read:

11.06 **(1)** (jm) A copy of any separate schedule prepared or received pursuant to an escrow agreement under s. 11.16 (5). A candidate or personal campaign committee receiving contributions under such an agreement and attaching a separate schedule under this paragraph may indicate the percentage of the total contributions received, disbursements made ~~and exclusions claimed under s. 11.31 (6)~~ without itemization, except that amounts received from any contributor pursuant to the agreement who makes any separate contribution to the candidate or personal campaign committee during the calendar year of receipt as indicated in the schedule shall be aggregated and itemized if required under par. (a) or (b).

SECTION 11g. 11.12 (2) of the statutes is amended to read:

11.12 **(2)** ~~No registrant, other than a candidate who receives a public financing benefit from the democracy trust fund, may accept an~~ Any anonymous contribution exceeding $10~~. No candidate who receives a public financing benefit from the democracy trust fund may accept an anonymous contribution exceeding $5. Any anonymous contribution that may not be accepted under this subsection~~ received by a campaign or committee treasurer or by an individual under s. 11.06 (7) may not be used or expended. The contribution shall be donated to the common school fund or to ~~a~~ any charitable organization at the option of the ~~registrant's~~ treasurer.

SECTION 11n. 11.16 (2) of the statutes is amended to read:

11.16 **(2)** LIMITATION ON CASH CONTRIBUTIONS. ~~Except as provided in s. 11.506 (6), every~~ Every contribution of money exceeding $50 shall be made by negotiable instrument or evidenced by an itemized credit card receipt bearing on the face the name of the remitter. No treasurer may accept a contribution made in violation of this subsection. The treasurer shall promptly return the contribution, or donate it to the common school fund or to a charitable organization in the event that the donor cannot be identified.

SECTION 11r. 11.16 (3) of the statutes is amended to read:

11.16 **(3)** FORM OF DISBURSEMENTS. ~~Except as authorized under s. 11.511 (1), every~~ Every disbursement which is made by a registered individual or treasurer from the campaign depository account shall be made by negotiable instrument. Such instrument shall bear on the face the full name of the candidate, committee, individual or group as it appears on the registration statement filed under s. 11.05 and where necessary, such additional words as are sufficient to clearly indicate the political nature of the registrant or account of the registrant. The name of a political party shall include the word "party". The instrument of each committee registered with the board and designated under s. 11.05 (3) (c) as a special interest committee shall bear the identification number assigned under s. 11.21 (12) on the face of the instrument.

SECTION 11w. 11.16 (5) of the statutes is amended to read:

11.16 **(5)** ESCROW AGREEMENTS. Any personal campaign committee, political party committee or legislative campaign committee may, pursuant to a written escrow agreement with more than one candidate, solicit contributions for and conduct a joint fund raising effort or program on behalf of more than one named candidate. The agreement shall specify the percentage of the proceeds to be distributed to each candidate by the committee conducting the effort or program. The committee shall include this information in all solicitations for the effort or program. All contributions received and disbursements made by the committee in connection with the effort or program shall be received and disbursed through a separate depository account under s. 11.14 (1) that is identified in the agreement. For purposes of s. 11.06 (1), the committee conducting the effort or program shall prepare a schedule in the form prescribed by the board supplying all required information under s. 11.06 (1) ~~and items qualifying for exclusion under s. 11.31 (6)~~ for the effort or program, and shall transmit a copy of the schedule to each candidate who receives any of the proceeds within the period prescribed in s. 11.06 (4) (c).

SECTION 12b. 11.21 (15) of the statutes is repealed.

SECTION 12d. 11.26 (1) (a) of the statutes is amended to read:

11.26 **(1)** (a) Candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, ~~or~~ state superintendent, or justice, $10,000.

SECTION 12e. 11.26 (1) (am) of the statutes is repealed.

SECTION 12g. 11.26 (2) (a) of the statutes is amended to read:

11.26 **(2)** (a) Candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, ~~or~~ state superintendent, or justice, 4 percent of the value of the disbursement level specified in the schedule under s. 11.31 (1).

SECTION 12h. 11.26 (2) (an) of the statutes is repealed.

SECTION 12j. 11.26 (9) (a) of the statutes is amended to read:

11.26 **(9)** (a) ~~Except as provided in par. (ba), no~~ No individual who is a candidate for state or local office may

receive and accept more than 65 percent of the value of the total disbursement level determined under s. 11.31 ~~or 11.511 (7) (a)~~ for the office for which he or she is a candidate during any primary and election campaign combined from all committees subject to a filing requirement, including political party and legislative campaign committees.

SECTION 12k. 11.26 (9) (b) of the statutes is amended to read:

11.26 **(9)** (b) ~~Except as provided in par. (ba), no~~ No individual who is a candidate for state or local office may receive and accept more than 45 percent of the value of the total disbursement level determined under s. 11.31 ~~or 11.511 (7) (a)~~ for the office for which he or she is a candidate during any primary and election campaign combined from all committees other than political party and legislative campaign committees subject to a filing requirement.

SECTION 12L. 11.26 (9) (ba) of the statutes is repealed.

SECTION 12m. 11.26 (9) (c) of the statutes is repealed.

SECTION 12n. 11.26 (10) of the statutes is repealed.

SECTION 12p. 11.26 (13) of the statutes is repealed.

SECTION 12s. 11.26 (17) (a) of the statutes is amended to read:

11.26 **(17)** (a) For purposes of application of the limitations imposed in subs. (1), (2), and (9) ~~and (10)~~, the "campaign" of a candidate begins and ends at the times specified in this subsection.

SECTION 13b. 11.31 (title) of the statutes is amended to read:

11.31 (title) **Disbursement levels ~~and limitations~~; calculation.**

SECTION 13d. 11.31 (1) (intro.) of the statutes is amended to read:

11.31 **(1)** SCHEDULE. (intro.) The following levels of disbursements are established with reference to the candidates listed below. ~~Except as provided in sub. (2), such~~ The levels do not operate to restrict the total amount of disbursements which are made or authorized to be made by any candidate in any primary or other election.

SECTION 13g. 11.31 (1) (d) of the statutes is amended to read:

11.31 **(1)** (d) Candidates for secretary of state, state treasurer, ~~or~~, state superintendent, or justice, $215,625.

SECTION 13h. 11.31 (2) of the statutes is repealed.

SECTION 13i. 11.31 (2m) of the statutes is repealed.

SECTION 13j. 11.31 (3) of the statutes is repealed.

SECTION 13k. 11.31 (3m) of the statutes is repealed.

SECTION 13km. 11.31 (4) of the statutes is repealed.

SECTION 13p. 11.31 (6) of the statutes is repealed.

SECTION 13s. 11.31 (7) (b) to (d) of the statutes are amended to read:

11.31 **(7)** (b) Disbursements which are made before a campaign period for goods to be delivered or services to be rendered in connection with the campaign are ~~charged against~~ allocated to the disbursement ~~limitation~~ level for that campaign.

(c) Disbursements which are made after a campaign to retire a debt incurred in relation to a campaign are ~~charged against~~ allocated to the disbursement ~~limitation~~ level for that campaign.

(d) Disbursements which are made outside a campaign period and to which par. (b) or (c) does not apply are not subject to any disbursement ~~limitation~~ level. Such disbursements are subject to s. 11.25 (2).

SECTION 13t. 11.31 (8) of the statutes is amended to read:

11.31 **(8)** CERTAIN CONTRIBUTIONS EXCLUDED. The ~~limitations imposed under~~ levels specified in this section do not apply to a gift of anything of value constituting a contribution made directly to a registrant by another, but the ~~limitations shall~~ levels do apply to such a gift when it is received and accepted by the recipient or if received in the form of money, when disbursed.

SECTION 13v. 11.31 (10) of the statutes is repealed.

SECTION 13vb. 11.50 of the statutes is repealed.

SECTION 13wb. 11.501 of the statutes is repealed.

SECTION 13wc. 11.502 of the statutes is repealed.

SECTION 13wd. 11.503 of the statutes is repealed.

SECTION 13we. 11.505 of the statutes is repealed.

SECTION 13wf. 11.506 of the statutes is repealed.

SECTION 13wg. 11.507 of the statutes is repealed.

SECTION 13wh. 11.508 of the statutes is repealed.

SECTION 13wi. 11.509 of the statutes is repealed.

SECTION 13wj. 11.51 of the statutes is repealed.

SECTION 13wk. 11.511 of the statutes is repealed.

SECTION 14. 11.512 of the statutes is repealed.

SECTION 15. 11.513 of the statutes is repealed.

SECTION 16a. 11.515 of the statutes is repealed.

SECTION 16b. 11.516 of the statutes is repealed.

SECTION 16c. 11.517 of the statutes is repealed.

SECTION 16d. 11.518 of the statutes is repealed.

SECTION 16e. 11.522 of the statutes is repealed.

SECTION 16f. 11.60 (4) of the statutes is amended to read:

11.60 **(4)** Except as otherwise provided in ss. 5.05 (2m) (c) 15. and 16. and (h), 5.08, and 5.081, actions under this section ~~or s. 11.517~~ may be brought by the board or by the district attorney for the county where the defendant resides or, if the defendant is a nonresident, by the district attorney for the county where the violation is alleged to have occurred. For purposes of this subsection, a person other than a natural person resides within a county if the person's principal place of operation is located within that county.

SECTION 17c. 11.61 (2) of the statutes is amended to read:

11.61 **(2)** Except as otherwise provided in ss. 5.05 (2m) (c) 15. and 16. and (i), 5.08, and 5.081, all prosecutions under this section ~~or s. 11.518~~ shall be conducted by

the district attorney for the county where the defendant resides or, if the defendant is a nonresident, by the district attorney for the county where the violation is alleged to have occurred. For purposes of this subsection, a person other than a natural person resides within a county if the person's principal place of operation is located within that county.

SECTION 19m. 13.099 (1) (a) of the statutes is amended to read:

13.099 **(1)** (a) "Department" means the department of ~~commerce~~ administration.

SECTION 20. 13.099 (1) (b) of the statutes is amended to read:

13.099 **(1)** (b) "State housing strategy plan" means the plan developed under s. ~~560.9802~~ 16.302.

SECTION 21. 13.099 (2) (a) of the statutes is amended to read:

13.099 **(2)** (a) If any bill that is introduced in either house of the legislature directly or substantially affects the development, construction, cost, or availability of housing in this state, the department shall prepare a report on the bill within 30 days after it is introduced. The department may request any information from other state agencies, local governments or individuals, or organizations that is reasonably necessary for the department to prepare the report.

SECTION 25. 13.099 (3) (a) 5. of the statutes is amended to read:

13.099 **(3)** (a) 5. Housing costs, as defined in s. ~~560.9801~~ 16.301 (3) (a) and (b).

SECTION 33. 13.40 of the statutes is repealed.

SECTION 35. 13.48 (2) (b) 1m. of the statutes is amended to read:

13.48 **(2)** (b) 1m. The University of Wisconsin System may not accept any gift, grant or bequest of real property with a value in excess of ~~$30,000~~ $150,000 or any gift, grant or bequest of a building or structure that is constructed for the benefit of the system or any institution thereof without the approval of the building commission.

SECTION 39. 13.48 (2) (b) 4. of the statutes is repealed.

SECTION 41. 13.48 (2) (d) of the statutes is amended to read:

13.48 **(2)** (d) The building commission, for the purpose of carrying out s. 36.33 relating to the sale and purchase of agricultural lands of the University of Wisconsin, may authorize the advance of sums from the state building trust fund for the purchase price, including option payments, of agricultural lands to be acquired by the University of Wisconsin and for expenses incurred in selling agricultural lands presently owned by the University of Wisconsin, including, without limitation because of enumeration, expenses of surveying, platting, constructing and improving streets and utilities and drainage in such a way as to realize the greatest return to the state in the sale of such lands, and other selling expenses. All such sums advanced shall be repaid to the state building trust fund from the appropriation made by s. 20.285 (1) ~~(ka)~~ (gb).

SECTION 43. 13.48 (2) (j) of the statutes is repealed.

SECTION 44p. 13.48 (3) of the statutes is amended to read:

13.48 **(3)** STATE BUILDING TRUST FUND. In the interest of the continuity of the program, the moneys appropriated to the state building trust fund under s. 20.867 (2) (f) shall be retained as a nonlapsing building depreciation reserve. Such moneys shall be deposited into the state building trust fund. At such times as the building commission directs, or in emergency situations under s. 16.855 (16) (b), the governor shall authorize releases from this fund to become available for projects and shall direct the department of administration to allocate from this fund such amounts as are approved for these projects. In issuing such directions, the building commission shall consider the cash balance in the state building trust fund, the necessity and urgency of the proposed improvement, employment conditions and availability of materials in the locality in which the improvement is to be made. The building commission may authorize any project costing ~~$500,000~~ $760,000 or less in accordance with priorities to be established by the building commission and may adjust the priorities by deleting, substituting or adding new projects as needed to reflect changing program needs and unforeseen circumstances. The building commission may enter into contracts for the construction of buildings for any state agency, except a project authorized under sub. (10) (c), and shall be responsible for accounting for all funds released to projects. The building commission may designate the department of administration or the agency for which the project is constructed to act as its representative in such accounting.

SECTION 45. 13.48 (4) of the statutes is amended to read:

13.48 **(4)** STATE AGENCIES TO REPORT PROPOSED PROJECTS. ~~Each~~ Whenever any state agency ~~contemplating~~ contemplates a project under ~~this~~ the state building program it shall report ~~its proposed projects~~ the project to the building commission. The report shall be made on such date and in such manner as the building commission prescribes. This subsection does not apply to projects identified in sub. (10) (c).

SECTION 47. 13.48 (10) (a) of the statutes is amended to read:

13.48 **(10)** (a) ~~No~~ Except as provided in par. (c), no state board, agency, officer, department, commission, or body corporate may enter into a contract for the construction, reconstruction, remodeling of, or addition to any building, structure, or facility, in connection with any building project which involves a cost in excess of ~~$150,000~~ $185,000 without completion of final plans and arrangement for supervision of construction and prior approval by the building commission. ~~The building~~

~~commission may not approve a contract for the construction, reconstruction, renovation or remodeling of or an addition to a state building as defined in s. 44.51 (2) unless it determines that s. 44.57 has been complied with or does not apply.~~ This section applies to the department of transportation only in respect to buildings, structures, and facilities to be used for administrative or operating functions, including buildings, land, and equipment to be used for the motor vehicle emission inspection and maintenance program under s. 110.20.

SECTION 49. 13.48 (10) (c) of the statutes is created to read:

13.48 **(10)** (c) Paragraph (a) does not apply to any contract for a building project involving a cost of less than $500,000 to be constructed for the University of Wisconsin System that is funded entirely from the proceeds of gifts and grants made to the system.

SECTION 50g. 13.48 (14) (a) of the statutes is amended to read:

13.48 **(14)** (a) In this subsection, "agency" has the meaning given for "state agency" in s. 20.001 (1), except that ~~during the period beginning on October 27, 2007, and ending on June 30, 2009, and the period beginning on July 1, 2009,~~ the term does not include the Board of Regents of the University of Wisconsin System.

SECTION 50h. 13.48 (14) (am) of the statutes is amended to read:

13.48 **(14)** (am) ~~Subject~~ Except as provided in this paragraph and subject to par. (d), the building commission shall have the authority to sell or lease all or any part of a state−owned building or structure or state−owned land, including farmland, where such authority is not otherwise provided to an agency by law, and may transfer land under its jurisdiction among agencies. The building commission does not have the authority to sell or lease any state−owned property under this paragraph after the department of administration notifies the commission in writing that an offer of sale or sale with respect to a property is pending under s. 16.848 (1). If the sale is not completed and no further action is pending with respect to the property, the authority of the building commission under this paragraph is restored.

SECTION 52. 13.48 (29) of the statutes is amended to read:

13.48 **(29)** SMALL PROJECTS. Except as otherwise required under s. 16.855 (10m), the building commission may prescribe simplified policies and procedures to be used in lieu of the procedures provided in s. 16.855 for any project that does not require prior approval of the building commission under sub. (10) (a), except projects specified in sub. (10) (c).

SECTION 56g. 13.48 (32) (b) (intro.) of the statutes is amended to read:

13.48 **(32)** (b) (intro.) The building commission may authorize up to ~~$15,000,000~~ $23,000,000 of general fund supported borrowing to aid in the construction of a dental clinic and education facility at Marquette University. The state funding commitment for the construction of the facility shall be in the form of a construction grant to Marquette University. Before approving any state funding commitment for such a facility and before awarding the construction grant to Marquette University, the building commission shall determine that all of the following conditions have been met:

SECTION 56h. 13.48 (32) (b) 1. of the statutes is amended to read:

13.48 **(32)** (b) 1. Marquette University has secured additional funding commitments of at least ~~$15,000,000~~ $23,000,000 from nonstate revenue sources, the nonstate revenue sources are reasonable and available and the total funding commitments of the state and the nonstate sources will permit Marquette University to enter into contracts for the construction of the dental clinic and education facility.

SECTION 56p. 13.48 (40m) of the statutes is created to read:

13.48 **(40m)** LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER. (a) The legislature finds and determines that the Lac du Flambeau Band of Lake Superior Chippewa has played a vital part in the course of Wisconsin history and has contributed in countless and significant ways to the cultural richness and diversity of this state. Moreover, the legislature finds and determines that Wisconsin citizens, including students, can benefit from learning more about the history and the culture of the Lac du Flambeau Band of Lake Superior Chippewa. It is therefore in the public interest, and it is the public policy of this state, to assist the Lac du Flambeau Band of Lake Superior Chippewa in the construction of a tribal cultural center.

(b) The building commission may authorize up to $250,000 in general fund supported borrowing to aid in the construction of a tribal cultural center for the Lac du Flambeau Band of Lake Superior Chippewa. The state funding commitment shall be in the form of a grant to the Lac du Flambeau Band of Lake Superior Chippewa. Before approving any state funding commitment under this paragraph, the building commission shall determine that the Lac du Flambeau Band of Lake Superior Chippewa has secured at least $1,373,000 in additional funding from nonstate donations for the project.

(c) If the building commission authorizes a grant to the Lac du Flambeau Band of Lake Superior Chippewa under par. (b) and if, for any reason, the facility that is constructed with funds from the grant is not used as a tribal cultural center, the state shall retain an ownership interest in the facility equal to the amount of the state's grant.

SECTION 59. 13.489 (1m) (f) of the statutes is created to read:

13.489 **(1m)** (f) This subsection does not apply to major highway projects described in s. 84.013 (1) (a) 2m.

SECTION 60. 13.489 (4) (d) of the statutes is created to read:

13.489 **(4)** (d) This subsection does not apply to major highway projects described in s. 84.013 (1) (a) 2m.

SECTION 61. 13.489 (4m) of the statutes is created to read:

13.489 **(4m)** REVIEW OF HIGH–COST MAJOR HIGHWAY PROJECTS. (a) Notwithstanding sub. (4), for any major highway project described in s. 84.013 (1) (a) 2m., the department of transportation shall submit a report to the commission, prior to construction of the project, which report may request the commission's approval to proceed with the project. The department may submit this request at any time following completion by the department of a draft environmental impact statement or environmental assessment for the project.

(b) After receiving a request under par. (a) for approval to proceed with a major highway project described in s. 84.013, the commission shall meet to approve, approve with modifications, or disapprove the request. The department may implement the request only as approved by the commission, including approval after modification by the commission.

(c) The department of transportation may not proceed with construction of a major highway project described in s. 84.013 (1) (a) 2m. unless the project is approved by the commission as provided in par. (b).

(d) The procedures specified in this subsection shall apply to all major highway projects described in s. 84.013 (1) (a) 2m. in lieu of the procedures described in sub. (4).

SECTION 63. 13.625 (9) of the statutes is amended to read:

13.625 **(9)** This section does not apply to the solicitation, acceptance, or furnishing of anything of pecuniary value by the ~~department of commerce~~ Wisconsin Economic Development Corporation, or to a principal furnishing anything of pecuniary value to the ~~department of commerce~~ Wisconsin Economic Development Corporation, under s. 19.56 (3) (e) or (f) for the activities specified in s. 19.56 (3) (e).

SECTION 65. 13.94 (1) (dp) of the statutes is created to read:

13.94 **(1)** (dp) In addition to any other audit to be performed under this section relating to veterans homes, perform one or more financial audits of the operation of the Wisconsin Veterans Home at Chippewa Falls by any private entity with which the department of veterans affairs enters into an agreement under s. 45.50 (2m) (c). The audit shall be performed at such time as the governor or legislature directs.

SECTION 66. 13.94 (1) (mm) of the statutes, as affected by 2011 Wisconsin Act 7, is amended to read:

13.94 **(1)** (mm) No later than July 1, 2012, prepare a financial and performance evaluation audit of the economic development programs administered by ~~the department of commerce,~~ the University of Wisconsin System, the department of agriculture, trade and consumer protection, the department of natural resources, the Wisconsin Housing and Economic Development Authority, the Wisconsin Economic Development Corporation, the department of tourism, the technical college system, and the department of transportation. In this paragraph, economic development program has the meaning given in s. ~~560.001 (1m)~~ 23.167 (1). The legislative audit bureau shall file a copy of the report of the audit under this paragraph with the distributees specified in par. (b).

SECTION 67. 13.94 (1) (ms) of the statutes is amended to read:

13.94 **(1)** (ms) No later than July 1, 2014, prepare a financial and performance evaluation audit of the economic development tax benefit program under ss. ~~560.701 to 560.706~~ 238.301 to 238.306. The legislative audit bureau shall file a copy of the report of the audit under this paragraph with the distributees specified in par. (b).

SECTION 68. 13.94 (1) (n) of the statutes is amended to read:

13.94 **(1)** (n) Provide periodic performance audits of any division of the department of ~~commerce~~ safety and professional services that is responsible for inspections of multifamily housing under s. 101.973 (11).

SECTION 73. 14.165 (2) of the statutes is amended to read:

14.165 **(2)** RECOMMENDATIONS. The department of administration, department ~~of~~ ~~commerce~~ safety and professional services, and public service commission shall make recommendations to the governor for awards under sub. (1).

SECTION 74. 14.57 of the statutes is renumbered 15.105 (25m), and 15.105 (25m) (intro.) and (a), as renumbered, are amended to read:

15.105 **(25m)** ~~SAME; ATTACHED BOARDS~~ COLLEGE SAVINGS PROGRAM BOARD. (intro.) There is created a college savings program board that is attached to the ~~office of the state treasurer~~ department of administration under s. 15.03 and that consists of all of the following members:

(a) The ~~state treasurer~~ secretary of administration or his or her designee.

SECTION 74m. 14.58 (20) of the statutes is repealed.

SECTION 75. 14.63 of the statutes is renumbered 16.64, and 16.64 (2) (intro.) and (b), (3) (a), (c) and (d), (4), (5) (b) (intro.), (6) (a) 5. and (b), (7) (a) (intro.), 4. and 5. and (b), (7m) (a) (intro.), (b) and (c), (9), (10) (a) and (b), (12) (title), (a) (intro.) and (b) (intro.) and (13), as renumbered, are amended to read:

16.64 **(2)** WEIGHTED AVERAGE TUITION; TUITION UNIT COST. (intro.) Annually, the ~~state treasurer~~ department and the board jointly shall determine all of the following:

(b) The price of a tuition unit, which shall be valid for a period determined jointly by the ~~state treasurer~~ department and the board. The price shall be sufficient to

ensure the ability of the ~~state treasurer~~ department to meet ~~his or her~~ its obligations under this section. To the extent possible, the price shall be set so that the value of the tuition unit in the anticipated academic year of its use will be equal to 1% of the weighted average tuition for that academic year plus the costs of administering the program under this section attributable to the unit.

(3) (a) An individual, trust, legal guardian, or entity described under 26 USC 529 (e) (1) (C) may enter into a contract with the ~~state treasurer~~ department for the sale of tuition units on behalf of a beneficiary.

(c) The ~~state treasurer~~ department may charge a purchaser an enrollment fee.

(d) The ~~state treasurer~~ department shall promulgate rules authorizing a person who has entered into a contract under this subsection to change the beneficiary named in the contract.

(4) NUMBER OF TUITION UNITS PURCHASED. A person who enters into a contract under sub. (3) may purchase tuition units at any time and in any number, or may authorize a parent, grandparent, great−grandparent, aunt, or uncle of the beneficiary to purchase tuition units, except that the total number of tuition units purchased on behalf of a single beneficiary may not exceed the number necessary to cover tuition, fees and the costs of room and board, books, supplies and equipment required for enrollment or attendance of the beneficiary at an institution of higher education.

(5) (b) (intro.) Upon request by the beneficiary, the ~~state treasurer~~ department shall pay to the institution or beneficiary, whichever is appropriate, in each semester of attendance the lesser of the following:

(6) (a) 5. Other circumstances determined by the ~~state treasurer~~ department to be grounds for termination.

(b) The ~~state treasurer~~ department may terminate a contract under sub. (3) if any of the tuition units purchased under the contract remain unused 10 years after the anticipated academic year of the beneficiary's initial enrollment in an institution of higher education, as specified in the contract.

(7) (a) (intro.) Except as provided in sub. (7m), the ~~state treasurer~~ department shall do all of the following:

4. If a contract is terminated under sub. (6) (a) 5., refund to the person who entered into the contract the amount under subd. 2. or under subd. 3., as determined by the ~~state treasurer~~ department.

5. If the beneficiary is awarded a scholarship, tuition waiver or similar subsidy that cannot be converted into cash by the beneficiary, refund to the person who entered into the contract, upon the person's request, an amount equal to the value of the tuition units that are not needed because of the scholarship, waiver or similar subsidy and that would otherwise have been paid by the ~~state treasurer~~ department on behalf of the beneficiary during the semester in which the beneficiary is enrolled.

(b) The ~~state treasurer~~ department shall determine the method and schedule for the payment of refunds under this subsection.

(7m) (a) (intro.) The ~~state treasurer~~ department may adjust the value of a tuition unit based on the actual earnings attributable to the tuition unit less the costs of administering the program under this section that are attributable to the tuition unit if any of the following applies:

(b) The ~~state treasurer~~ department may not increase the value of a tuition unit under par. (a) to an amount that exceeds the value of a tuition unit that was purchased at a similar time, held for a similar period and used or refunded in the anticipated academic year of the beneficiary's attendance, as specified in the contract.

(c) The ~~state treasurer~~ department may promulgate rules imposing or increasing penalties for refunds under sub. (7) (a) if the ~~state treasurer~~ department determines that such rules are necessary to maintain the status of the program under this section as a qualified state tuition program under section 529 of the Internal Revenue Code, as defined in s. 71.01 (6).

(9) CONTRACT WITH ACTUARY. The ~~state treasurer~~ department shall contract with an actuary or actuarial firm to evaluate annually whether the assets in the tuition trust fund are sufficient to meet the obligations of the ~~state treasurer~~ department under this section and to advise the ~~state treasurer~~ department on setting the price of a tuition unit under sub. (2) (b).

(10) (a) Annually, the ~~state treasurer~~ department shall submit a report to the governor, and to the appropriate standing committees of the legislature under s. 13.172 (3), on the program under this section. The report shall include any recommendations for changes to the program that the ~~state treasurer~~ department determines are necessary to ensure the sufficiency of the tuition trust fund to meet the ~~state treasurer's~~ department's obligations under this section.

(b) The ~~state treasurer~~ department shall submit a quarterly report to the state investment board projecting the future cash flow needs of the tuition trust fund. The state investment board shall invest moneys held in the tuition trust fund in investments with maturities and liquidity that are appropriate for the needs of the fund as reported by the ~~state treasurer~~ department in ~~his or her~~ its quarterly reports. All income derived from such investments shall be credited to the fund.

(12) (title) ADDITIONAL DUTIES AND POWERS ~~OF THE STATE TREASURER~~. (a) (intro.) The ~~state treasurer~~ department shall do all of the following:

(b) (intro.) The ~~state treasurer~~ department may do any of the following:

(13) PROGRAM TERMINATION. If the ~~state treasurer~~ department determines that the program under this section is financially infeasible, the ~~state treasurer~~ depart-

ment shall discontinue entering into contracts under sub. (3) and discontinue selling tuition units under sub. (4).

SECTION 76. 14.64 of the statutes is renumbered 16.641, and 16.641 (2) (g) and (3) (a) 1., as renumbered, are amended to read:

16.641 **(2)** (g) Ensure that if the department ~~of administration~~ changes vendors, the balances of college savings accounts are promptly transferred into investment instruments as similar to the original investment instruments as possible.

(3) (a) 1. Contribute to a college savings account or authorize a parent, grandparent, great−grandparent, aunt, or uncle of the beneficiary to contribute to the account.

SECTION 77. 14.65 of the statutes is renumbered 16.642 and amended to read:

16.642 Repayment to the general fund. (1) The secretary ~~of administration~~ shall transfer from the tuition trust fund, the college savings program trust fund, the college savings program bank deposit trust fund, or the college savings program credit union deposit trust fund to the general fund an amount equal to the amount expended from the appropriations under s. 20.505 (9) (a), 1995 stats., s. 20.585 (2) (a), 2001 stats., and s. 20.585 (2) (am), 2001 stats., when the secretary ~~of administration~~ determines that funds in those trust funds are sufficient to make the transfer. The secretary ~~of administration~~ may make the transfer in installments.

(2) Annually, by June 1, the ~~state treasurer~~ secretary shall submit a report to ~~the secretary of administration and~~ the joint committee on finance on the amount available for repayment under sub. (1), the amount repaid under sub. (1), and the outstanding balance under sub. (1).

SECTION 79. 14.85 (2) of the statutes is amended to read:

14.85 **(2)** The ~~secretary of commerce, the~~ secretary of tourism, the secretary of natural resources, the secretary of transportation, and the director of the historical society, or their designees, shall serve as nonvoting members of the commission.

SECTION 80. 14.85 (8) (d) of the statutes is amended to read:

14.85 **(8)** (d) ~~If permitted by law, any state agency or local public body, board, commission or agency may allocate funds under its control to fund programs recommended by the commission. If the department of commerce determines that a program recommended by the commission to undertake activities relating to the promotion of economic development is consistent with the department's statewide economic development plans, priorities and resources, the department shall have primary responsibility to support the activities of the program.~~ If the department of tourism determines that a program recommended by the commission to undertake activities relating to the promotion of tourism is consistent with the department's statewide tourism marketing plans, priorities, and resources, the department shall have primary responsibility to support the activities of the program.

SECTION 81. 14.85 (9) of the statutes is amended to read:

14.85 **(9)** The commission may establish a technical committee to advise the commission. The members of the committee shall include at least one employee each from the department of transportation~~,~~ and the department of tourism ~~and the department of commerce~~. The commission shall request the department of transportation~~,~~ and the department of tourism ~~and the department of commerce~~ to designate employees to serve on the committee and may request any other state agency to designate an employee to serve on the committee.

SECTION 83. 15.01 (6) of the statutes is amended to read:

15.01 **(6)** "Division," "bureau," "section" and "unit" means the subunits of a department or an independent agency, whether specifically created by law or created by the head of the department or the independent agency for the more economic and efficient administration and operation of the programs assigned to the department or independent agency. The office of justice assistance in the department of administration~~, the office of energy independence in the department of administration, the office of the Wisconsin Covenant Scholars Program in the department of administration,~~ and the office of credit unions in the department of financial institutions have the meaning of "division" under this subsection. The office of the long−term care ombudsman under the board on aging and long−term care and the office of educational accountability in the department of public instruction have the meaning of "bureau" under this subsection.

SECTION 84. 15.02 (3) (c) 1. of the statutes is amended to read:

15.02 **(3)** (c) 1. The principal subunit of the department is the "division". Each division shall be headed by an "administrator". The office of justice assistance in the department of administration~~, the office of the Wisconsin Covenant Scholars Program in the department of administration,~~ and the office of credit unions in the department of financial institutions have the meaning of "division" and the executive staff director of the office of justice assistance in the department of administration~~, the director of the office of the Wisconsin Covenant Scholars Program in the department of administration,~~ and the director of credit unions have the meaning of "administrator" under this subdivision.

SECTION 86. 15.07 (1) (b) 8. of the statutes is repealed.

SECTION 87. 15.07 (1) (cm) of the statutes is amended to read:

15.07 **(1)** (cm) The term of one member of the government accountability board shall expire on each May 1. ~~The terms of 3 members of the economic policy board~~

~~appointed under s. 15.155 (2) (a) 4. shall expire on May 1 of every even−numbered year and the terms of the other 3 members appointed under s. 15.155 (2) (a) 4. shall expire on May 1 of every odd−numbered year.~~ The terms of the 3 members of the land and water conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1. The term of the member of the land and water conservation board appointed under s. 15.135 (4) (b) 2m. shall expire on May 1 of an even−numbered year. ~~The terms of members of the real estate board shall expire on July 1.~~ The terms of the appraiser members of the real estate appraisers board and the terms of the auctioneer and auction company representative members of the auctioneer board shall expire on May 1 in an even−numbered year. The terms of the members of the cemetery board shall expire on July 1 in an even−numbered year. The term of the student member of the Board of Regents of the University of Wisconsin System who is at least 24 years old shall expire on May 1 of every even−numbered year.

SECTION 88. 15.07 (1) (cs) of the statutes is amended to read:

15.07 **(1)** (cs) No member of the auctioneer board, cemetery board, or real estate appraisers board~~, or real estate board~~ may be an officer, director, or employee of a private organization that promotes or furthers any profession or occupation regulated by that board.

SECTION 89. 15.07 (3) (b) of the statutes is amended to read:

15.07 **(3)** (b) Except as provided in par. (bm), each board not covered under par. (a) shall meet annually, and may meet at other times on the call of the chairperson or a majority of its members. The auctioneer board, the cemetery board, ~~the real estate board,~~ and the real estate appraisers board shall also meet on the call of the secretary of ~~regulation and licensing~~ safety and professional services or his or her designee within the department.

SECTION 90. 15.07 (5) (r) of the statutes is repealed.

SECTION 91. 15.08 (1m) (c) of the statutes is amended to read:

15.08 **(1m)** (c) The membership of each examining board and examining council created in the department of ~~regulation and licensing~~ safety and professional services after June 1, 1975, shall be increased by one member who shall be a public member appointed to serve for the same term served by the other members of such examining board or examining council, unless the act relating to the creation of such examining board or examining council provides that 2 or more public members shall be appointed to such examining board or examining council.

SECTION 91m. 15.103 (5) of the statutes is created to read:

15.103 **(5)** DIVISION OF ENTERPRISE TECHNOLOGY. There is created in the department of administration a division of enterprise technology.

SECTION 92. 15.105 (12) (a) 1. of the statutes is amended to read:

15.105 **(12)** (a) 1. The secretary of transportation, the secretary of agriculture, trade and consumer protection and the secretary of ~~commerce~~ safety and professional services or their formally appointed designees.

SECTION 94. 15.105 (30) of the statutes is repealed.

SECTION 95. 15.105 (31) of the statutes is repealed.

SECTION 96. 15.105 (32) of the statutes is created to read:

15.105 **(32)** OFFICE OF BUSINESS DEVELOPMENT. There is created an office of business development which is attached to the department of administration under s. 15.03. The office shall be under the direction and supervision of a director who shall be appointed by the governor to serve at his or her pleasure.

SECTION 97. 15.107 (2) of the statutes is amended to read:

15.107 **(2)** COUNCIL ON SMALL BUSINESS, VETERAN−OWNED BUSINESS AND MINORITY BUSINESS OPPORTUNITIES. There is created in the department of administration a council on small business, veteran−owned business and minority business opportunities consisting of 13 members, appointed by the secretary of administration for 3−year terms, with representation as follows: at least 2 shall be owners or employees of small businesses at least 51% owned by one or more members of a racial minority group; at least one shall be an owner or employee of a small business at least 51% owned by one or more handicapped persons; at least one shall be an owner or employee of a small business operated on a nonprofit basis for the rehabilitation of disabled persons; at least 2 shall be owners or employees of veteran−owned businesses, as defined in s. 16.75 (4) (d); at least one shall be a representative of the department of ~~commerce~~ safety and professional services; and at least one shall be a consumer member. No member may serve for more than 2 consecutive full terms. The secretary of administration, or a department employee who is the secretary's designee, shall serve as the council's nonvoting secretary.

SECTION 98. 15.107 (16) (b) 3. of the statutes is amended to read:

15.107 **(16)** (b) 3. The secretary of ~~commerce~~ safety and professional services.

SECTION 99. 15.137 (2) (a) 3m. of the statutes is amended to read:

15.137 **(2)** (a) 3m. The ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation or his or her designee.

SECTION 101. 15.145 (5) (intro.) of the statutes is amended to read:

15.145 **(5)** COUNCIL ON OFFENDER REENTRY. (intro.) There is created a council on offender reentry which is attached to the department of corrections under s. 15.03, which shall have the duties, responsibilities, and powers

set forth under s. 301.095. The council shall consist of 22 members, and the appointed members shall serve for 2−year terms and may be appointed for a maximum of 2 consecutive terms. The chairperson of the council shall be the secretary of corrections or the reentry director, as decided by the secretary of corrections. The chairperson may appoint subcommittees and the council shall meet no less frequently than 4 times per year at a date and location to be determined by the chairperson. Members of the council shall include the secretary of corrections, or his or her designee; the secretary of workforce development, or his or her designee; the secretary of health services, or his or her designee; the secretary of children and families, or his or her designee; ~~the secretary of commerce, or his or her designee;~~ the secretary of transportation, or his or her designee; the attorney general, or his or her designee; the chairperson of the parole commission, or his or her designee; the state superintendent of public instruction; the reentry director as appointed by the secretary of corrections; a current or former judge, as appointed by the director of state courts; an individual who has been previously convicted of, and incarcerated for, a crime in Wisconsin, as appointed by the secretary of corrections; and the following persons, as appointed by the governor:

SECTION 102. 15.15 of the statutes is repealed.

SECTION 103. 15.153 (title) of the statutes is repealed.

SECTION 104. 15.153 (3) of the statutes is repealed.

SECTION 105. 15.153 (4) of the statutes is repealed.

SECTION 106. 15.155 (title) of the statutes is repealed.

SECTION 107. 15.155 (2) of the statutes is repealed.

SECTION 108. 15.155 (4) of the statutes is repealed.

SECTION 109. 15.155 (5) of the statutes is renumbered 15.105 (33) and amended to read:

15.105 **(33)** SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a small business regulatory review board, attached to the department of ~~commerce~~ administration under s. 15.03. The board shall consist of a representative of the department of administration; a representative of the department of agriculture, trade and consumer protection; a representative of the department of children and families; ~~a representative of the department of commerce;~~ a representative of the department of health services; a representative of the department of natural resources; a representative of the department of ~~regulation and licensing~~ safety and professional services; a representative of the department of revenue; a representative of the department of workforce development; 6 representatives of small businesses, as defined in s. 227.114 (1), who shall be appointed for 3−year terms; and the chairpersons of one senate and one assembly committee concerned with small businesses, appointed as are members of standing committees. The representatives of the departments shall be selected by the secretary of that department.

SECTION 110. 15.155 (6) of the statutes is renumbered 15.405 (1m), and 15.405 (1m) (a) (intro.), 3. and 5., as renumbered, are amended to read:

15.405 **(1m)** (a) (intro.) There is created a building inspector review board which is attached to the department of ~~commerce~~ safety and professional services under s. 15.03 that consists of the following members:

3. The secretary of ~~commerce~~ safety and professional services or his or her designee.

5. A building inspector certified by the department of ~~commerce~~ safety and professional services, to inspect public buildings, places of employment, or one−family and two−family dwellings.

SECTION 111. 15.157 (title) of the statutes is repealed.

SECTION 112. 15.157 (3) of the statutes is renumbered 15.407 (10) and amended to read:

15.407 **(10)** DWELLING CODE COUNCIL. There is created in the department of ~~commerce~~ safety and professional services, a dwelling code council, consisting of 18 members appointed for staggered 3−year terms. Four members shall be representatives of building trade labor organizations; 4 members shall be certified building inspectors employed by local units of government; 2 members shall be representatives of building contractors actively engaged in on−site construction of one− and 2−family housing; 2 members shall be representatives of manufacturers or installers of manufactured one− and 2−family housing; one member shall be an architect, engineer or designer actively engaged in the design or evaluation of one− and 2−family housing; 2 members shall represent the construction material supply industry; one member shall represent remodeling contractors actively engaged in the remodeling of one−family and 2−family housing; and 2 members shall represent the public, one of whom shall represent persons with disabilities, as defined in s. 106.50 (1m) (g). An employee of the department designated by the secretary of ~~commerce~~ safety and professional services shall serve as nonvoting secretary of the council. The council shall meet at least twice a year. Eleven members of the council shall constitute a quorum. For the purpose of conducting business a majority vote of the council is required.

SECTION 113. 15.157 (5) of the statutes is renumbered 15.407 (11) and amended to read:

15.407 **(11)** CONTRACTOR CERTIFICATION COUNCIL. There is created in the department of ~~commerce~~ safety and professional services a contractor certification council consisting of 3 members who are building contractors holding certificates of financial responsibility under s. 101.654 and who are involved in, or who have demonstrated an interest in, continuing education for building contractors. The members shall be appointed by the secretary of ~~commerce~~ safety and professional services for 3−year terms.

SECTION 114. 15.157 (6) of the statutes is renumbered 15.407 (16) and amended to read:

15.407 **(16)** PLUMBERS COUNCIL. There is created in the department of ~~commerce~~ safety and professional services a plumbers council consisting of 3 members. One member shall be an employee of the department of ~~commerce~~ safety and professional services, selected by the secretary of ~~commerce~~ safety and professional services, to serve as the secretary of the council. Two members, one a master plumber and one a journeyman plumber, shall be appointed by the secretary of ~~commerce~~ safety and professional services for 2−year terms.

SECTION 115. 15.157 (7) of the statutes is repealed.

SECTION 116. 15.157 (9) of the statutes is renumbered 15.407 (17) and amended to read:

15.407 **(17)** AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN COUNCIL. There is created in the department of ~~commerce~~ safety and professional services an automatic fire sprinkler system contractors and journeymen council consisting of 5 members. One member shall be an employee of the department of ~~commerce~~ safety and professional services, selected by the secretary of ~~commerce~~ safety and professional services, to serve as secretary of the council. Two members shall be licensed journeymen automatic fire sprinkler fitters and 2 members shall be persons representing licensed automatic fire sprinkler contractors, all appointed by the secretary of ~~commerce~~ safety and professional services for staggered 4−year terms.

SECTION 117b. 15.157 (10) (intro.) and (a) to (f) of the statutes are renumbered 15.347 (8) (intro.) and (a) to (f), and 15.347 (8) (intro.), as renumbered, is amended to read:

15.347 **(8)** SMALL BUSINESS ENVIRONMENTAL COUNCIL. (intro.) There is created in the department of ~~commerce~~ natural resources a small business environmental council consisting of the following members appointed for 3−year terms:

SECTION 117d. 15.157 (10) (g) of the statutes is repealed.

SECTION 118. 15.157 (12) of the statutes is renumbered 15.407 (12), and 15.407 (12) (a) (intro.), as renumbered, is amended to read:

15.407 **(12)** (a) (intro.) There is created in the department of ~~commerce~~ safety and professional services a multifamily dwelling code council consisting of the following members appointed for 3−year terms:

SECTION 119. 15.157 (13) of the statutes is renumbered 15.407 (13), and 15.407 (13) (a) (intro.), as renumbered, is amended to read:

15.407 **(13)** (a) (intro.) There is created in the department of ~~commerce~~ safety and professional services a manufactured housing code council consisting of the following members appointed by the secretary of ~~commerce~~ safety and professional services for 3−year terms:

SECTION 120. 15.157 (14) of the statutes is renumbered 15.407 (14), and 15.407 (14) (a) (intro.), 9. and 10. and (b), as renumbered, are amended to read:

15.407 **(14)** (a) (intro.) There is created in the department of ~~commerce~~ safety and professional services a conveyance safety code council consisting of the following members appointed for 3−year terms:

9. The secretary of ~~commerce~~ safety and professional services, or his or her designee.

10. An employee of the department of ~~commerce~~ safety and professional services, designated by the secretary of ~~commerce~~ safety and professional services, who is familiar with commercial building inspections.

(b) The council shall meet at least twice a year. The employee of the department of ~~commerce~~ safety and professional services designated by the secretary of ~~commerce~~ safety and professional services under par. (a) 10. shall serve as nonvoting secretary of the council.

SECTION 121c. 15.157 (15) of the statutes is repealed.

SECTION 125. 15.347 (13) (b) 2. of the statutes is amended to read:

15.347 **(13)** (b) 2. The secretary of ~~commerce~~ safety and professional services.

SECTION 126. 15.347 (18) (b) 4. of the statutes is repealed.

SECTION 129. 15.40 of the statutes is amended to read:

15.40 Department of ~~regulation and licensing~~ safety and professional services; creation. There is created a department of ~~regulation and licensing~~ safety and professional services under the direction and supervision of the secretary of ~~regulation and licensing~~ safety and professional services.

SECTION 130. 15.405 (1) of the statutes is amended to read:

15.405 **(1)** ACCOUNTING EXAMINING BOARD. There is created an accounting examining board in the department of ~~regulation and licensing~~ safety and professional services. The examining board shall consist of 7 members, appointed for staggered 4−year terms. Five members shall hold certificates as certified public accountants and be eligible for licensure to practice in this state. Two members shall be public members.

SECTION 131. 15.405 (2) of the statutes is amended to read:

15.405 **(2)** EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS. There is created an examining board of architects, landscape architects, professional engineers, designers and land surveyors in the department of ~~regulation and licensing~~ safety and professional services. Any professional member appointed to the examining board shall be registered to practice architecture, landscape architecture, professional engineering, the design of engineering systems or land surveying under ch. 443. The examining board shall consist of the following members appointed for 4−year terms: 3 architects, 3 landscape architects, 3 professional engineers, 3 designers, 3 land surveyors and 10 public members.

SECTION 132. 15.405 (2m) (a) (intro.) of the statutes is amended to read:

15.405 **(2m)** (a) (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services an examining board of professional geologists, hydrologists and soil scientists consisting of the following members appointed for 4−year terms:

SECTION 133. 15.405 (3) (a) (intro.) of the statutes is amended to read:

15.405 **(3)** (a) (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services an auctioneer board consisting of the following members appointed for 4−year terms:

SECTION 134. 15.405 (3m) (b) (intro.) of the statutes is amended to read:

15.405 **(3m)** (b) (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services a cemetery board consisting of the following members, who shall serve 4−year terms:

SECTION 135. 15.405 (5) of the statutes is amended to read:

15.405 **(5)** CHIROPRACTIC EXAMINING BOARD. There is created a chiropractic examining board in the department of ~~regulation and licensing~~ safety and professional services. The chiropractic examining board shall consist of 6 members, appointed for staggered 4−year terms. Four members shall be graduates from a school of chiropractic and licensed to practice chiropractic in this state. Two members shall be public members. No person may be appointed to the examining board who is in any way connected with or has a financial interest in any chiropractic school.

SECTION 136. 15.405 (5g) of the statutes is amended to read:

15.405 **(5g)** CONTROLLED SUBSTANCES BOARD. There is created in the department of ~~regulation and licensing~~ safety and professional services a controlled substances board consisting of the attorney general, the secretary of health services and the secretary of agriculture, trade and consumer protection, or their designees; the chairperson of the pharmacy examining board or a designee; and one psychiatrist and one pharmacologist appointed for 3−year terms.

SECTION 137. 15.405 (6) (intro.) of the statutes is amended to read:

15.405 **(6)** DENTISTRY EXAMINING BOARD. (intro.) There is created a dentistry examining board in the department of ~~regulation and licensing~~ safety and professional services consisting of the following members appointed for 4−year terms:

SECTION 138. 15.405 (6m) (intro.) of the statutes is amended to read:

15.405 **(6m)** HEARING AND SPEECH EXAMINING BOARD. (intro.) There is created a hearing and speech examining board in the department of ~~regulation and licensing~~ safety and professional services consisting of the following members appointed for 4−year terms:

SECTION 139. 15.405 (7) (a) of the statutes is amended to read:

15.405 **(7)** (a) There is created a medical examining board in the department of ~~regulation and licensing~~ safety and professional services.

SECTION 140. 15.405 (7c) (a) (intro.) of the statutes is amended to read:

15.405 **(7c)** (a) (intro.) There is created a marriage and family therapy, professional counseling, and social work examining board in the department of ~~regulation and licensing~~ safety and professional services consisting of the following members appointed for 4−year terms:

SECTION 141. 15.405 (7e) (intro.) of the statutes is amended to read:

15.405 **(7e)** RADIOGRAPHY EXAMINING BOARD. (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services a radiography examining board consisting of the following 7 members appointed for 4−year terms:

SECTION 142. 15.405 (7g) of the statutes is amended to read:

15.405 **(7g)** BOARD OF NURSING. There is created a board of nursing in the department of ~~regulation and licensing~~ safety and professional services. The board of nursing shall consist of the following members appointed for staggered 4−year terms: 5 currently licensed registered nurses under ch. 441; 2 currently licensed practical nurses under ch. 441; and 2 public members. Each registered nurse member shall have graduated from a program in professional nursing and each practical nurse member shall have graduated from a program in practical nursing accredited by the state in which the program was conducted.

SECTION 143. 15.405 (7m) of the statutes is amended to read:

15.405 **(7m)** NURSING HOME ADMINISTRATOR EXAMINING BOARD. There is created a nursing home administrator examining board in the department of ~~regulation and licensing~~ safety and professional services consisting of 9 members appointed for staggered 4−year terms and the secretary of health services or a designee, who shall serve as a nonvoting member. Five members shall be nursing home administrators licensed in this state. One member shall be a physician. One member shall be a nurse licensed under ch. 441. Two members shall be public members. No more than 2 members may be officials or full−time employees of this state.

SECTION 144. 15.405 (7r) (intro.) of the statutes is amended to read:

15.405 **(7r)** PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services a physical

therapy examining board consisting of the following members appointed for staggered 4−year terms:

SECTION 145. 15.405 (8) of the statutes is amended to read:

15.405 **(8)** OPTOMETRY EXAMINING BOARD. There is created an optometry examining board in the department of ~~regulation and licensing~~ safety and professional services. The optometry examining board shall consist of 7 members appointed for staggered 4−year terms. Five of the members shall be licensed optometrists in this state. Two members shall be public members.

SECTION 146. 15.405 (9) of the statutes is amended to read:

15.405 **(9)** PHARMACY EXAMINING BOARD. There is created a pharmacy examining board in the department of ~~regulation and licensing~~ safety and professional services. The pharmacy examining board shall consist of 7 members appointed for staggered 4−year terms. Five of the members shall be licensed to practice pharmacy in this state. Two members shall be public members.

SECTION 147. 15.405 (10m) of the statutes is amended to read:

15.405 **(10m)** PSYCHOLOGY EXAMINING BOARD. There is created in the department of ~~regulation and licensing~~ safety and professional services a psychology examining board consisting of 6 members appointed for staggered 4−year terms. Four of the members shall be psychologists licensed in this state. Each of the psychologist members shall represent a different specialty area within the field of psychology. Two members shall be public members.

SECTION 148. 15.405 (10r) (a) (intro.) of the statutes is amended to read:

15.405 **(10r)** (a) (intro.) There is created a real estate appraisers board in the department of ~~regulation and licensing~~ safety and professional services consisting of the following members appointed for 4−year terms:

SECTION 149. 15.405 (11) of the statutes is repealed.

SECTION 150. 15.405 (11m) of the statutes is created to read:

15.405 **(11m)** REAL ESTATE EXAMINING BOARD. There is created a real estate examining board in the department of safety and professional services. The real estate examining board shall consist of 7 members appointed to staggered 4−year terms. Five of the members shall be real estate brokers or salespersons licensed in this state. Two members shall be public members. No member may serve more than 2 terms.

SECTION 151. 15.405 (12) of the statutes is amended to read:

15.405 **(12)** VETERINARY EXAMINING BOARD. There is created a veterinary examining board in the department of ~~regulation and licensing~~ safety and professional services. The veterinary examining board shall consist of 8 members appointed for staggered 4−year terms. Five of the members shall be licensed veterinarians in this state. One member shall be a veterinary technician certified in this state. Two members shall be public members. No member of the examining board may in any way be financially interested in any school having a veterinary department or a course of study in veterinary or animal technology.

SECTION 152. 15.405 (16) of the statutes is amended to read:

15.405 **(16)** FUNERAL DIRECTORS EXAMINING BOARD. There is created a funeral directors examining board in the department of ~~regulation and licensing~~ safety and professional services. The funeral directors examining board shall consist of 6 members appointed for staggered 4−year terms. Four members shall be licensed funeral directors under ch. 445 in this state. Two members shall be public members.

SECTION 153. 15.405 (17) of the statutes is amended to read:

15.405 **(17)** BARBERING AND COSMETOLOGY EXAMINING BOARD. There is created a barbering and cosmetology examining board in the department of ~~regulation and licensing~~ safety and professional services. The barbering and cosmetology examining board shall consist of 9 members appointed for 4−year terms. Four members shall be licensed barbers, aestheticians, or cosmetologists, 2 members shall be public members, one member shall be a representative of a private school of barbering or cosmetology, one member shall be a representative of a public school of barbering or cosmetology and one member shall be a licensed electrologist. Except for the 2 members representing schools, no member may be connected with or have any financial interest in a barbering or cosmetology school.

SECTION 154. 15.406 (2) (intro.) of the statutes is amended to read:

15.406 **(2)** DIETITIANS AFFILIATED CREDENTIALING BOARD. (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services, attached to the medical examining board, a dietitians affiliated credentialing board consisting of the following members appointed for 4−year terms:

SECTION 155. 15.406 (3) (intro.) of the statutes is amended to read:

15.406 **(3)** PODIATRY AFFILIATED CREDENTIALING BOARD. (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services, attached to the medical examining board, a podiatry affiliated credentialing board consisting of the following members appointed for 4−year terms:

SECTION 156. 15.406 (4) (intro.) of the statutes is amended to read:

15.406 **(4)** ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD. (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services, attached to the medical examining board, an

athletic trainers affiliated credentialing board consisting of the following members appointed for 4−year terms:

SECTION 157. 15.406 (5) (intro.) of the statutes is amended to read:

15.406 **(5)** OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD. (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services, attached to the medical examining board, an occupational therapists affiliated credentialing board consisting of the following members appointed for 4−year terms:

SECTION 158. 15.406 (6) (a) (intro.) of the statutes is amended to read:

15.406 **(6)** (a) (intro.) There is created in the department of ~~regulation and licensing~~ safety and professional services, attached to the medical examining board, a massage therapy and bodywork therapy affiliated credentialing board. The affiliated credentialing board shall consist of the following 7 members appointed for 4−year terms:

SECTION 159. 15.407 (1m) of the statutes is amended to read:

15.407 **(1m)** RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL. There is created a respiratory care practitioners examining council in the department of ~~regulation and licensing~~ safety and professional services and serving the medical examining board in an advisory capacity in the formulating of rules to be promulgated by the medical examining board for the regulation of respiratory care practitioners. The respiratory care practitioners examining council shall consist of 3 certified respiratory care practitioners, each of whom shall have engaged in the practice of respiratory care for at least 3 years preceding appointment, one physician and one public member. The respiratory care practitioner and physician members shall be appointed by the medical examining board. The members of the examining council shall serve 3−year terms. Section 15.08 (1) to (4) (a) and (6) to (10) shall apply to the respiratory care practitioners examining council.

SECTION 160. 15.407 (2) (intro.) of the statutes is amended to read:

15.407 **(2)** COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council on physician assistants in the department of ~~regulation and licensing~~ safety and professional services and serving the medical examining board in an advisory capacity. The council's membership shall consist of:

SECTION 161. 15.407 (2m) (intro.) of the statutes is amended to read:

15.407 **(2m)** (intro.) There is created a perfusionists examining council in the department of ~~regulation and licensing~~ safety and professional services and serving the medical examining board in an advisory capacity. The council shall consist of the following members appointed for 3−year terms:

SECTION 162. 15.407 (3) (intro.) of the statutes is amended to read:

15.407 **(3)** EXAMINING COUNCILS; BOARD OF NURSING. (intro.) The following examining councils are created in the department of ~~regulation and licensing~~ safety and professional services to serve the board of nursing in an advisory capacity. Section 15.08 (1) to (4) (a) and (6) to (10), applies to the examining councils.

SECTION 163. 15.407 (5) of the statutes is amended to read:

15.407 **(5)** COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS. There is created in the department of ~~regulation and licensing~~ safety and professional services a council on real estate curriculum and examinations consisting of 7 members appointed for 4−year terms. Five members shall be real estate brokers or salespersons licensed under ch. 452 and 2 members shall be public members. Of the real estate broker or salesperson members, one member shall be a member of the real estate examining board appointed by the real estate examining board, at least 2 members shall be licensed real estate brokers with at least 5 years of experience as real estate brokers, and at least one member shall be a licensed real estate salesperson with at least 2 years of experience as a real estate salesperson. Of the 2 public members, at least one member shall have at least 2 years of experience in planning or presenting real estate educational programs. No member of the council may serve more than 2 consecutive terms.

SECTION 164. 15.407 (6) (intro.) of the statutes is amended to read:

15.407 **(6)** PHARMACIST ADVISORY COUNCIL. (intro.) There is created a pharmacist advisory council in the department of ~~regulation and licensing~~ safety and professional services and serving the pharmacy examining board in an advisory capacity. The council shall consist of the following members appointed for 3−year terms:

SECTION 165. 15.407 (8) (intro.) of the statutes is amended to read:

15.407 **(8)** CREMATORY AUTHORITY COUNCIL. (intro.) There is created a crematory authority council in the department of ~~regulation and licensing~~ safety and professional services consisting of the secretary of ~~regulation and licensing~~ safety and professional services or a designee of the secretary, who shall serve as a nonvoting member, and the following persons appointed for 3−year terms:

SECTION 166. 15.407 (9) (a) (intro.) of the statutes is amended to read:

15.407 **(9)** (a) (intro.) There is created a sign language interpreter council in the department of ~~regulation and licensing~~ safety and professional services consisting of the secretary of ~~regulation and licensing~~ safety and professional services or a designee of the secretary and the following 8 members nominated by the governor, and

with the advice and consent of the senate appointed, for 3−year terms:

SECTION 167. 15.435 (1) (a) 1. of the statutes is amended to read:

15.435 **(1)** (a) 1. The ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation and the secretary of revenue or their designees.

SECTION 168. 15.445 (1) of the statutes is amended to read:

15.445 **(1)** ARTS BOARD. There is created an arts board ~~which is attached to~~ in the department of tourism ~~under s. 15.03~~. The arts board shall consist of 15 members appointed for 3−year terms who are residents of this state and who are known for their concern for the arts. At least 2 members shall be from the northwest portion of this state, at least 2 members shall be from the northeast portion of this state, at least 2 members shall be from the southwest portion of this state, and at least 2 members shall be from the southeast portion of this state.

SECTION 169. 15.445 (2) (e) of the statutes is amended to read:

15.445 **(2)** (e) *Liaison representatives.* The secretary of agriculture, trade and consumer protection, the secretary of natural resources, the secretary of transportation, ~~the secretary of commerce,~~ the secretary of administration, the director of the state historical society and the chancellor of the University of Wisconsin−Extension, or their designees, shall serve as liaison representatives to the board. The board may request any federally recognized American Indian tribe or band in this state, other than the Ho−Chunk Nation, that expresses an interest in the governance of the Kickapoo valley reserve to appoint a liaison representative to the board. The liaison representatives are not board members and have no voting power.

SECTION 175. 15.917 (1) (intro.) of the statutes is amended to read:

15.917 **(1)** RURAL HEALTH DEVELOPMENT COUNCIL. (intro.) There is created in the University of Wisconsin System a rural health development council consisting of 17 members nominated by the governor, and with the advice and consent of the senate appointed, for 5−year terms, and the ~~secretaries~~ secretary of ~~commerce and~~ health services, or ~~their designees~~ his or her designee. The appointed members shall include all of the following:

SECTION 189. 16.009 (1) (em) 6. of the statutes is amended to read:

16.009 **(1)** (em) 6. An adult family home, as defined in s. 50.01 (1) ~~(a) or (b)~~.

SECTION 191. 16.04 (1) (a) of the statutes is amended to read:

16.04 **(1)** (a) Develop uniform state policies and guidelines for vehicle and aircraft acquisition, use, maintenance, recording of operational and other costs, performance evaluation and replacement of vehicles and aircraft. The department shall incorporate the fuel usage ~~requirements~~ policies under s. 16.045 (4m) in any policies or guidelines developed under this paragraph.

SECTION 192. 16.04 (1e) of the statutes is created to read:

16.04 **(1e)** Subsection (1) does not preclude the Board of Regents of the University of Wisconsin System from accepting a gift of a motor vehicle.

SECTION 193. 16.045 (1) (f) of the statutes is repealed.

SECTION 194. 16.045 (2) of the statutes is amended to read:

16.045 **(2)** The department shall, whenever feasible~~, require~~ and cost−effective, encourage agencies to store no motor fuel except gasohol or alternative fuel in facilities maintained by the agencies for the storage of fuel for and the refueling of state−owned or state−leased vehicles. This subsection does not authorize construction or operation of such facilities.

SECTION 195. 16.045 (4) of the statutes is amended to read:

16.045 **(4)** The department shall ~~require~~, whenever feasible and cost−effective, encourage all state employees to utilize hybrid−electric vehicles or vehicles that operate on gasohol or alternative fuel for all state−owned or state−leased motor vehicles whenever such utilization is feasible. However, the department shall not lease or purchase any hybrid−electric vehicle, or authorize the lease or purchase of any hybrid−electric vehicle, unless the manufacturer certifies to the department that final assembly of the vehicle occurred in the United States.

SECTION 196. 16.045 (4m) (intro.) of the statutes is amended to read:

16.045 **(4m)** (intro.) The department shall ~~require~~, whenever feasible and cost−effective, encourage all agencies to collectively reduce the usage of gasoline and diesel fuel in state−owned vehicles that is petroleum−based below the total amount that the agencies used in 2006 by at least the following percentages:

SECTION 197. 16.045 (4m) (a) (intro.) and 1. of the statutes are consolidated, renumbered 16.045 (4m) (a) and amended to read:

16.045 **(4m)** (a) For gasoline~~: 1. Twenty~~, 20 percent by ~~2010~~ 2015.

SECTION 198. 16.045 (4m) (a) 2. of the statutes is repealed.

SECTION 199. 16.045 (4m) (b) (intro.) and 1. of the statutes are consolidated, renumbered 16.045 (4m) (b) and amended to read:

16.045 **(4m)** (b) For diesel fuel~~: 1. Ten~~, 10 percent by ~~2010~~ 2015.

SECTION 200. 16.045 (4m) (b) 2. of the statutes is repealed.

SECTION 201. 16.045 (5) of the statutes is amended to read:

16.045 **(5)** The department shall, whenever feasible and cost−effective, encourage distribution of gasohol and alternative fuels and usage of hybrid−electric vehicles or vehicles that operate on gasohol or alternative fuels by officers and employees who use personal motor vehicles on state business and by residents of this state generally. ~~The department shall report to the appropriate standing committees under s. 13.172 (3) concerning distribution of gasohol and alternative fuels and usage of hybrid−electric vehicles and vehicles that operate on gasohol or alternative fuels in this state, no later than April 30 of each year.~~

SECTION 202. 16.045 (6) of the statutes is repealed.

SECTION 206. 16.19 of the statutes is repealed.

SECTION 207. 16.255 (1) (intro.) of the statutes is amended to read:

16.255 **(1)** (intro.) The department shall determine the factors to be considered in selecting a vendor of the program under s. ~~14.64~~ 16.641, which shall include:

SECTION 208. 16.255 (3) (d) of the statutes is amended to read:

16.255 **(3)** (d) That the vendor communicate to the beneficiary and account owner the requirements of s. ~~14.64~~ 16.641 (8).

SECTION 209. 16.257 of the statutes is repealed.

SECTION 213. 16.28 of the statutes is created to read:

16.28 Office of business development. (1) The office of business development shall provide administrative support to the small business regulatory review board and shall perform other functions determined by the secretary.

(2) The deputy director of the office shall be appointed by the governor to serve at his or her pleasure.

SECTION 215m. 16.413 of the statutes is created to read:

16.413 Disclosure of expenditures relating to state agency operations and state agency contracts and grants. (1) DEFINITIONS. In this section:

(a) "Financial instrument" includes any check, draft, warrant, money order, note, certificate of deposit, letter of credit, bill of exchange, credit or credit card, transaction authorization mechanism, marketable security, and any computer representation of them.

(b) "Grant" means a payment made to a person, other than aids to individuals and organizations and local assistance and the payment of salaries and fringe benefits for state employees.

(c) "Searchable Internet Web site" means a Web site that allows any person to search for both of the following:

1. State aggregate expenditures for state operations by state agency, expenditure category, expenditure amount, and the person to whom the expenditure is made.

2. Grants made by state agencies and contracts entered into by state agencies.

Vetoed In Part (d) "State agency" has the meaning given in s. 20.001 (1).

(e) "State operations" means all purposes except aids to individuals and organizations and local assistance.

(2) STATE AGENCY EXPENDITURES FOR STATE OPERATIONS. (a) Beginning on July 1, 2013, the department shall ensure that all state agency expenditures for state operations exceeding $100, including salaries and fringe benefits paid to state agency employees, are available for inspection on a searchable Internet Web site maintained by the department. Copies of each financial instrument relating to these expenditures, other than payments relating to state employee salaries, shall be available for inspection on the searchable Internet Web site. **Vetoed In Part**

(b) The department shall categorize the expenditure information under par. (a) by state agency, expenditure category, expenditure amount, and the person to whom the expenditure is made. If any of the expenditure information may be found on other Web sites, the department shall ensure that the information is accessible through the searchable Internet Web site under par. (a).

(c) Beginning with expenditures made on July 1, 2013, state agencies shall provide the department with all expenditure information required under par. (a) no later than 60 days after the expenditure is made . The department may specify the format in which state agencies provide the expenditure information. **Vetoed In Part** **Vetoed In Part**

(3) STATE AGENCY CONTRACTS AND GRANTS. (a) Beginning on July 1, 2013, the department shall ensure that all of the following information relating to each grant made by a state agency or contract entered into by a state agency is available for inspection on a searchable Internet Web site maintained by the department: **Vetoed In Part**

1. A copy of the contract and grant award.

2. The state agency making the grant or entering into the contract.

3. The name and address of the person receiving the grant or entering into the contract.

4. The purpose of the grant or contract.

5. The amount of the grant or the amount the state agency must expend under the contract and the name of the state fund from which the grant is paid or moneys are expended under the contract.

(b) Beginning with grants made and contracts entered into by state agencies on July 1, 2013, state agencies shall provide the department with all of the information required under par. (a) no later than 10 days after the state agency makes a grant or enters into a contract . The department may specify the format in which state agencies provide the information. The department shall make the information available on the searchable Internet Web site no later than 30 days after the state agency makes a grant or enters into a contract . **Vetoed In Part** **Vetoed In Part** **Vetoed In Part**

(4) If a state agency is undergoing an upgrade of its computer operations, the state agency may request an exemption from subs. (2) and (3) during the period before the completion of the upgrade by submitting a written **Vetoed In Part**

request to the joint committee on finance. If the cochairpersons of the committee do not notify the state agency within 14 working days after the date of the agency's submittal that the committee intends to schedule a meeting to review the request, approval of the request is granted. If, within 14 working days after the date of the state agency's request submittal, the cochairpersons of the committee notify the agency that the committee intends to schedule a meeting to review the request, the request may be granted only as approved by the committee.

SECTION 217. 16.417 (1) (a) of the statutes, as affected by 2011 Wisconsin Act 7, section 20, is repealed and recreated to read:

16.417 **(1)** (a) "Agency" means an office, department, independent agency, institution of higher education, association, society, or other body in state government created or authorized to be created by the constitution or any law, that is entitled to expend moneys appropriated by law, including the legislature and the courts, but not including an authority or the body created under subch. III of ch. 149.

SECTION 217g. 16.417 (2) (f) of the statutes is renumbered 16.417 (2) (f) (intro.) and amended to read:

16.417 **(2)** (f) (intro.) This subsection does not apply to ~~an~~ any of the following:

1. An individual other than an elective state official who has a full−time appointment for less than 12 months, during any period of time that is not included in the appointment.

SECTION 217r. 16.417 (2) (f) 2. of the statutes is created to read:

16.417 **(2)** (f) 2. An individual who is employed by the Board of Regents of the University of Wisconsin System, but only with respect to compensation received within the system.

Vetoed In Part

SECTION 218d. 16.42 (1) (f) of the statutes is created to read:

16.42 **(1)** (f) The information required under s. 16.423.

SECTION 218e. 16.423 of the statutes is created to read:

16.423 Base budget review reports. (1) In this section, "state agency" has the meaning given in s. 20.001 (1).

(2) (a) During the 2011−13 fiscal biennium, the secretary shall require that one−third of all state agencies submit a report no later than September 15, 2012, and every 3rd fiscal biennium thereafter, that contains the information specified in sub. (3).

(b) During the 2013−15 fiscal biennium, the secretary shall require that 50 percent of the state agencies that did not submit a report under par. (a) submit a report no later than September 15, 2014, and every 3rd fiscal biennium thereafter, that contains the information specified in sub. (3).

Vetoed In Part

(c) During the 2015−17 fiscal biennium, the secretary shall require that all state agencies created on or before September 15, 2016, that did not submit a report under par. (a) or (b) submit a report no later than September 15, 2016, and every 3rd fiscal biennium thereafter, that contains the information specified in sub. (3).

(d) Beginning in the 2015−17 fiscal biennium, the secretary shall require that any state agency created after September 15, 2016, submit a report no later than the September 15 in the even−numbered year that first occurs after the state agency is created, and every 3rd fiscal biennium thereafter, that contains the information specified in sub. (3).

(3) A report submitted under this section shall contain at least all of the following:

(a) A description of each programmatic activity of the state agency.

(b) For each programmatic activity of the state agency, an accounting of all expenditures, arranged by revenue source and the categories specified in sub. (4), in each of the prior 3 fiscal years.

(c) For each programmatic activity of the state agency, an accounting of all expenditures, arranged by revenue source and the categories specified in sub. (4), in the last 2 quarters in each of the prior 3 fiscal years.

(4) The secretary shall develop categories for state agencies to use for the purpose of organizing the expenditure information that is required under sub. (3) (b) and (c).

(5) Notwithstanding sub. (4), once a state agency has used a certain format for its report, the state agency shall use that format for all future reports submitted under this section.

SECTION 218f. 16.50 (1) (a) of the statutes is amended to read:

16.50 **(1)** (a) Each department except the legislature and the courts shall prepare and submit to the secretary an estimate of the amount of money which it proposes to expend, encumber or distribute under any appropriation in ch. 20. The department of administration shall prepare and submit estimates for expenditures from appropriations under ss. 20.855, 20.865, 20.866 and 20.867. The secretary may waive the submission of estimates of other than administrative expenditures from such funds as he or she determines, but the secretary shall not waive submission of estimates ~~for the appropriations under s. 20.285 (1) (im) and (n) nor~~ for expenditure of any amount designated as a refund of an expenditure under s. 20.001 (5). Estimates shall be prepared in such form, at such times and for such time periods as the secretary requires. Revised and supplemental estimates may be presented at any time under rules promulgated by the secretary.

SECTION 218g. 16.50 (3) (b) of the statutes is amended to read:

Vetoed In Part

16.50 **(3)** (b) No change in the number of full−time equivalent positions authorized through the biennial budget process or other legislative act may be made without the approval of the joint committee on finance, except for position changes made by the governor under s. 16.505 (1) (c) ~~or~~, (2), or (2j) by the investment board under s. 16.505 (2g), by the University of Wisconsin Hospitals and Clinics Board under s. 16.505 (2n), or by the board of regents of the University of Wisconsin System under s. 16.505 (2m) or (2p).

Vetoed In Part

SECTION 218h. 16.50 (3) (f) of the statutes is amended to read:

16.50 **(3)** (f) At the request of the director of the office of state employment relations, the secretary of administration may authorize the temporary creation of pool or surplus positions under any source of funds if the director determines that temporary positions are necessary to maintain adequate staffing levels for high turnover classifications, in anticipation of attrition, to fill positions for which recruitment is difficult. ~~Surplus or pool positions authorized by the secretary shall be reported~~ The secretary of administration shall report quarterly to the joint committee on finance, in conjunction with the report required under s. 16.54 (8), the base number of existing surplus positions in each agency, the number of surplus positions each agency has created, and the amounts spent on surplus positions.

SECTION 218hm. 16.50 (5m) of the statutes is repealed.

SECTION 218i. 16.505 (1) (intro.) of the statutes is amended to read:

16.505 **(1)** (intro.) Except as provided in subs. (2), (2g), (2j), (2m), (2n), and (2p), no position, as defined in s. 230.03 (11), regardless of funding source or type, may be created or abolished unless authorized by one of the following:

SECTION 218k. 16.505 (2g) of the statutes is created to read:

16.505 **(2g)** The investment board may create or abolish a full−time equivalent position or portion thereof funded from revenues appropriated under s. 20.536 (1) (k).

SECTION 218p. 16.505 (2j) of the statutes is created to read:

16.505 **(2j)** (a) In this subsection, "executive branch agency" has the meaning given in s. 16.70 (4).

(b) The governor may abolish any vacant full−time equivalent position at any executive branch agency by notifying the joint committee on finance in writing of his or her proposed action. If, within 14 working days after the date of the governor's notification, the cochairpersons of the committee do not notify the governor that the committee has scheduled a meeting for the purpose of reviewing the proposed action, the position changes may be made as proposed by the governor. If, within 14 working days after the date of the governor's notification, the cochairpersons notify the governor that the committee has scheduled a meeting for the purpose of reviewing the proposed action, the position changes may be made only upon approval of the committee.

SECTION 219. 16.505 (2m) of the statutes is amended to read:

16.505 **(2m)** The board of regents of the University of Wisconsin System or the chancellor of the University of Wisconsin−Madison may create or abolish a full−time equivalent position or portion thereof ~~from revenues appropriated under s. 20.285 (1) (gs), (h), (ip), (iz), (j), (kc), (m), (n), or (q) to (w) or (3) (iz) or (n) and may create or abolish a full−time equivalent position or portion thereof from revenues appropriated under s. 20.285 (1) (im) that are generated from increased enrollment and from courses for which the academic fees or tuition charged equals the full cost of offering the courses~~, other than positions funded from the appropriation under s. 20.285 (1) (a). Beginning on July 1, 2013, all positions authorized for the University of Wisconsin shall not be included in any state position report. No later than the last day of the month following completion of each calendar quarter, the board of regents shall report to the department and the cochairpersons of the joint committee on finance concerning the number of full−time equivalent positions created or abolished by the board under this subsection during the preceding calendar quarter and the source of funding for each such position.

SECTION 220. 16.505 (2p) of the statutes is amended to read:

16.505 **(2p)** (a) Subject to par. (b), the board of regents of the University of Wisconsin System or the chancellor of the University of Wisconsin−Madison may create or abolish a full−time equivalent academic staff or faculty position or portion thereof from revenues appropriated under s. 20.285 (1) (a). Annually, no later than the September 30 following completion of the fiscal year, the board of regents or chancellor shall report to the department and the cochairpersons of the joint committee on finance concerning the number of full−time equivalent positions created or abolished by the board or chancellor under this subsection during the preceding fiscal year.

(b) The board of regents or chancellor may not create or abolish any position under par. (a) until the board or chancellor and the department have entered into a memorandum of understanding that establishes a methodology for identifying and accounting for the cost of funding any positions that are created, including any amounts that the board or chancellor may include in a certification to the department under s. 20.928 (1). The board or chancellor and the department shall enter into the memorandum of understanding no later than September 1, 2002.

(c) Notwithstanding s. 20.928 (1), in certifying the sum of moneys needed to pay any costs associated with a position that is created under par. (a), the board of regents or chancellor may only certify the sum that is per-

mitted under the memorandum of understanding entered into under par. (b).

(d) Notwithstanding s. 16.42 (1), in submitting information under s. 16.42 for the biennial budget bill or bills, the board of regents or chancellor may only include that portion of the cost of funding the positions created under par. (a) that is permitted under the memorandum of understanding entered into under par. (b).

SECTION 221e. 16.513 (3) (bn) of the statutes is created to read:

16.513 **(3)** (bn) Notwithstanding par. (b), for the 2011−13 fiscal biennium, the department is not required to approve a plan regarding a deficit in the penalty surcharge fund.

SECTION 221r. 16.513 (3) (bn) of the statutes, as created by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 221s. 16.5185 of the statutes is created to read:

16.5185 Transfers to the transportation fund. Beginning on June 30, 2013, in each fiscal year, the secretary shall transfer from the general fund to the transportation fund the greater of the following:

(1) An amount equal to 0.25 percent of the moneys projected to be deposited in the general fund during the fiscal year that are designated as "Taxes" in the summary in s. 20.005 (1), as published in the biennial budget act for that fiscal year.

(2) An amount equal to $35,127,000.

SECTION 228. 16.54 (14) of the statutes is repealed.

Vetoed In Part

SECTION 234. 16.705 (1p) of the statutes is created to read:

16.705 **(1p)** Subsection (1) does not apply to an agreement entered into by the department of veterans affairs under s. 45.50 (2m) (c).

SECTION 235m. 16.705 (1r) (d) of the statutes is amended to read:

16.705 **(1r)** (d) Contractual services purchased by the Board of Regents of the University of Wisconsin System with moneys appropriated under s. 20.285 (1) ~~(j), (ja), (jm),~~ (ge), (u), or (w) ~~or (5) (j)~~.

SECTION 236. 16.705 (1r) (e) of the statutes is created to read:

16.705 **(1r)** (e) Contractual services purchased by the University of Wisconsin−Madison with moneys appropriated under s. 20.285 (1) (ge), (u), or (w).

SECTION 237g. 16.705 (2) of the statutes is amended to read:

16.705 **(2)** The department shall promulgate rules for the procurement of contractual services by the department and its designated agents, including but not limited to rules prescribing approval and monitoring processes for contractual service contracts, a requirement for agencies, except for the University of Wisconsin System, to conduct a uniform cost−benefit analysis of each proposed contractual service procurement involving an estimated expenditure of more than $25,000 in accordance with standards prescribed in the rules, and a requirement for agencies to review periodically, and before any renewal, the continued appropriateness of contracting under each contractual services agreement involving an estimated expenditure of more than $25,000. Each officer requesting approval to engage any person to perform contractual services shall submit to the department written justification for such contracting which shall include a description of the contractual services to be procured, justification of need, justification for not contracting with other agencies, a specific description of the scope of contractual services to be performed, and justification for the procurement process if a process other than competitive bidding is to be used. The department may not approve any contract for contractual services unless it is satisfied that the justification for contracting conforms to the requirements of this section and ss. 16.71 to 16.77.

SECTION 238g. 16.705 (3) (intro.) of the statutes is amended to read:

16.705 **(3)** (intro.) The director of the office of state employment relations, prior to award, under conditions established by rule of the department, shall review contracts for contractual services in order to ensure that all agencies except for the University of Wisconsin System:

SECTION 239g. 16.705 (8) (intro.) of the statutes is amended to read: **Vetoed In Part**

16.705 **(8)** (intro.) The department shall, annually on or before October 15, submit to the governor, the joint committee on finance, the joint legislative audit committee and the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3), a report concerning the number, value and nature of contractual service procurements authorized for each agency, except the University of Wisconsin System, during the preceding fiscal year. The report shall also include, with respect to contractual service procurements by agencies, except the University of Wisconsin System, for the preceding fiscal year:

SECTION 240. 16.705 (9) of the statutes is created to read:

16.705 **(9)** The department shall maintain a list of persons that are or have been a party to a contract with the state under this subchapter who have violated a provision of this subchapter or a contract under this subchapter. The parties on the list are ineligible for state contracts and no state contract may be awarded to a party on the ineligible list. The department may remove any party from the ineligible list if the department determines that the party's practices comply with this subchapter and provide adequate safeguards against future violations of this subchapter or contracts under this subchapter.

SECTION 241c. 16.71 (1m) of the statutes is amended to read:

16.71 **(1m)** The department shall not delegate to any executive branch agency, other than the board of regents

of the University of Wisconsin System, the authority to enter into any contract for materials, supplies, equipment, or contractual services relating to information technology or telecommunications prior to review and approval of the contract by the department. No executive branch agency, other than the board of regents of the University of Wisconsin System, may enter into any such contract without review and approval of the contract by the department. Any executive branch agency that enters into a contract relating to information technology under this section shall comply with the requirements of s. 16.973 (13). Any delegation to the board of regents of the University of Wisconsin System is subject to the limitations prescribed in s. ~~36.11 (49)~~ 36.585.

SECTION 241f. 16.71 (1m) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

16.71 **(1m)** The department shall not delegate to any executive branch agency, other than the board of regents of the University of Wisconsin System, the authority to enter into any contract for materials, supplies, equipment, or contractual services relating to information technology or telecommunications prior to review and approval of the contract by the department. The department may delegate this authority to the University of Wisconsin−Madison. No executive branch agency, other than the board of regents of the University of Wisconsin System, may enter into any such contract without review and approval of the contract by the department. The University of Wisconsin−Madison may enter into any such contract without review and approval by the department. Any executive branch agency that enters into a contract relating to information technology under this section shall comply with the requirements of s. 16.973 (13). Any delegation to the board of regents of the University of Wisconsin System or to the University of Wisconsin−Madison is subject to the limitations prescribed in s. 36.585.

SECTION 241h. 16.71 (4) of the statutes is created to read:

16.71 **(4)** The department shall delegate to the Board of Regents of the University of Wisconsin System and to the University of Wisconsin−Madison the authority to enter into contracts for materials, supplies, equipment, or services that relate to higher education and that agencies other than the University of Wisconsin−System do not commonly purchase.

SECTION 242. 16.72 (2) (d) of the statutes is repealed.

SECTION 243. 16.72 (8) of the statutes is amended to read:

16.72 **(8)** The department may purchase educational technology materials, supplies, equipment, or contractual services from orders placed with the department by school districts, cooperative educational service agencies, technical college districts, ~~and~~ the board of regents of the University of Wisconsin System, and the University of Wisconsin−Madison.

SECTION 244. 16.73 (5) of the statutes is amended to read:

16.73 **(5)** ~~If~~ After the department designates the board of regents of the University of Wisconsin System or designates the University of Wisconsin−Madison as its purchasing agent for any purpose under s. 16.71 (1), the board or the University of Wisconsin−Madison may enter into a contract to sell any materials, supplies, equipment or contractual services purchased by the board or the University of Wisconsin−Madison to the University of Wisconsin Hospitals and Clinics Authority, and may contract with the University of Wisconsin Hospitals and Clinics Authority for the joint purchase of any materials, supplies, equipment or contractual services if the sale or purchase is made consistently with that delegation and with this subchapter.

SECTION 245g. 16.75 (1) (b) of the statutes is renumbered 16.75 (1) (b) 1. and amended to read:

16.75 **(1)** (b) 1. ~~When~~ Except as provided in subd. 2., when the estimated cost exceeds $25,000, the department shall invite bids to be submitted. ~~The~~

3. If subd. 1. or 2. requires bids to be solicited, the department ~~shall~~ either shall solicit sealed bids to be opened publicly at a specified date and time, or shall solicit bidding by auction to be conducted electronically at a specified date and time. Whenever bids are invited, due notice inviting bids shall be published as a class 2 notice, under ch. 985 or posted on the Internet at a site determined or approved by the department. The bid opening or auction shall occur at least 7 days after the date of the last insertion of the notice or at least 7 days after the date of posting on the Internet. The notice shall specify whether sealed bids are invited or bids will be accepted by auction, and shall give a clear description of the materials, supplies, equipment, or contractual services to be purchased, the amount of any bond, share draft, check, or other draft to be submitted as surety with the bid or prior to the auction, and the date and time that the public opening or the auction will be held.

SECTION 246g. 16.75 (1) (b) 2. of the statutes is created to read:

16.75 **(1)** (b) 2. If the Board of Regents of the University of Wisconsin System or the University of Wisconsin−Madison is making the purchase, bids are not required if the estimated cost does not exceed $50,000. **Vetoed In Part**

SECTION 247g. 16.75 (2m) (b) of the statutes is renumbered 16.75 (2m) (b) 1. and amended to read:

16.75 **(2m)** (b) 1. ~~When~~ Except as provided in subd. 2., when the estimated cost exceeds $25,000, the department may invite competitive sealed proposals ~~by publishing~~.

3. If competitive sealed proposals are invited, the department shall publish a class 2 notice under ch. 985 or ~~by posting~~ post notice on the Internet at a site determined or approved by the department. The notice shall describe the materials, supplies, equipment, or contractual ser-

vices to be purchased, the intent to make the procurement by solicitation of proposals rather than by solicitation of bids, any requirement for surety and the date the proposals will be opened, which shall be at least 7 days after the date of the last insertion of the notice or at least 7 days after the date of posting on the Internet.

SECTION 248g. 16.75 (2m) (b) 2. of the statutes is created to read:

Vetoed In Part

16.75 **(2m)** (b) 2. If the Board of Regents of the University of Wisconsin System or the University of Wisconsin−Madison is making the purchase, competitive sealed proposals are not required if the estimated cost does not exceed $50,000.

SECTION 250. 16.75 (3m) (a) 1. of the statutes is amended to read:

16.75 **(3m)** (a) 1. "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 251. 16.75 (3m) (a) 2. of the statutes is amended to read:

16.75 **(3m)** (a) 2. "Disabled veteran−owned financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 252. 16.75 (3m) (a) 3. of the statutes is amended to read:

16.75 **(3m)** (a) 3. "Disabled veteran−owned investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 253. 16.75 (3m) (a) 4. of the statutes is amended to read:

16.75 **(3m)** (a) 4. "Minority business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 254. 16.75 (3m) (c) 5. a. of the statutes is amended to read:

16.75 **(3m)** (c) 5. a. In determining whether a purchase, contract or subcontract complies with the goal established under par. (b) 1. or s. 16.855 (10m) (am) 1., 16.87 (2) (b), or 25.185 (2), the department shall include only amounts paid to minority businesses, minority financial advisers and minority investment firms certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 255. 16.75 (3m) (c) 5. b. of the statutes is amended to read:

16.75 **(3m)** (c) 5. b. In determining whether a purchase, contract, or subcontract is made with a disabled veteran−owned business, the department shall include only amounts paid to disabled veteran−owned businesses certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 256. 16.75 (3t) (c) (intro.) of the statutes is amended to read:

16.75 **(3t)** (c) (intro.) The department of corrections shall periodically provide to the department of administration a current list of all materials, supplies, equipment or contractual services, excluding commodities, that are supplied by prison industries, as created under s. 303.01. The department of administration shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed proposals with respect to the purchase of any materials, supplies, equipment or contractual services enumerated in the list, the department of administration or any other designated purchasing agent under s. 16.71 (1) shall offer prison industries the opportunity to supply the materials, supplies, equipment or contractual services if the department of corrections is able to provide them at a price ~~comparable to~~ that is equal to or lower than one which may be obtained through competitive bidding or competitive sealed proposals and is able to conform to the specifications~~, provided the specifications are written in accordance with s. 16.72 (2) (d)~~. If the department of administration or other purchasing agent is unable to determine whether the price of prison industries is ~~comparable~~ equal to or lower than one obtained through competitive bidding or competitive sealed proposals, it may solicit bids or competitive proposals before awarding the order or contract. This paragraph does not apply to the printing of the following forms:

SECTION 257. 16.75 (4) (b) of the statutes is amended to read:

16.75 **(4)** (b) The department shall seek the cooperation and assistance of the department of ~~commerce~~ safety and professional services in the performance of its duties under par. (a).

SECTION 260. 16.75 (10e) (b) of the statutes is amended to read:

16.75 **(10e)** (b) ~~The~~ If s. 16.855 (10s) (a) provides an applicable standard for the type of agency consuming equipment being purchased and the purchase will cost more than $5,000 per unit the department, any other designated purchasing agent under s. 16.71 (1), any agency making purchases under s. 16.74, and any authority may not purchase that type of energy consuming equipment unless the specifications for the equipment meet the applicable standards ~~for the equipment established under s. 16.855 (10s) (a). If there is no standard under s. 16.855 (10s) (a) applicable to the type of energy consuming equipment being purchased, or if~~. If there is an applicable standard under s. 16.855 (10s) (a), but the energy consuming equipment meeting that standard is not reasonably available, the department, purchasing agent, agency, or authority shall ensure, for purchases over $5,000 per unit, that the energy consuming equipment that is purchased maximizes energy efficiency to the extent technically and economically feasible. The department, pur-

chasing agent, agency, or authority shall not determine that energy consuming equipment that meets the applicable standard under s. 16.855 (10s) (a) either is not reasonably available on the basis of cost alone or is not cost−effective unless the difference in the cost of the purchase and installation of the equipment that meets the standard and the equipment that would otherwise be installed is greater than the difference in the cost of operating the equipment that meets the standard and the equipment that would otherwise be installed over the anticipated life of the equipment.

SECTION 261. 16.751 of the statutes is amended to read:

16.751 Information technology purchases by investment board. The requirements of ss. 16.72 (2) (b) ~~and (d)~~ and 16.75 (1) (a) 1. and (2m) (g) do not apply to procurements authorized to be made by the investment board under s. 16.78 (1) for information technology purposes.

SECTION 262. 16.752 (8) (e) of the statutes is amended to read:

16.752 **(8)** (e) Comply with applicable occupational health and safety standards prescribed by the U.S. secretary of labor, the federal occupational health and safety administration or the department of ~~commerce~~ safety and professional services.

SECTION 263. 16.78 (1) of the statutes is amended to read:

16.78 **(1)** Every agency other than the board of regents of the University of Wisconsin System, the University of Wisconsin−Madison, or an agency making purchases under s. 16.74 shall make all purchases of materials, supplies, equipment, and contractual services relating to information technology or telecommunications from the department, unless the department requires the agency to purchase the materials, supplies, equipment, or contractual services pursuant to a master contract established under s. 16.972 (2) (h), or grants written authorization to the agency to procure the materials, supplies, equipment, or contractual services under s. 16.75 (1) or (2m), to purchase the materials, supplies, equipment, or contractual services from another agency or to provide the materials, supplies, equipment, or contractual services to itself. The board of regents of the University of Wisconsin System and the University of Wisconsin−Madison may make purchases of materials, supplies, equipment, and contractual services relating to information technology or telecommunications from the department.

SECTION 264. 16.841 of the statutes is repealed.

SECTION 265g. 16.848 (1) of the statutes is amended to read:

16.848 **(1)** Except as provided in sub. (2) ~~and subject to sub. (3)~~, the department may ~~sell~~ offer for sale any state−owned real property, if the department determines that the sale is in the best interest of the state. ~~The~~ Any sale may be either on the basis of public bids, with the department reserving the right to reject any bid in the interest of the state, or negotiated prices. If the department receives an offer to purchase property offered under this subsection, the department may submit a report to the building commission recommending acceptance of the offer. The report shall contain a description of the property and the reasons for the recommendation. The department may recommend the sale of a parcel of property with or without the approval of the agency, as defined in s. 16.52 (7), having jurisdiction of the property. If the building commission approves the proposed sale, the department may sell the property.

SECTION 265h. 16.848 (3) of the statutes is repealed.

SECTION 265i. 16.848 (4) of the statutes is renumbered 16.848 (4) (a) and amended to read:

16.848 **(4)** (a) Except as provided in s. 13.48 (14) (e), if there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold under sub. (1), the department shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the property was acquired, constructed, or improved with federal financial assistance, the department shall pay to the federal government any of the net proceeds required by federal law. If the property was acquired by gift or grant or acquired with gift or grant funds, the department shall adhere to any restriction governing use of the proceeds. Except as required under ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there is no such debt outstanding, there are no moneys payable to the federal government, and there is no restriction governing use of the proceeds, and if the net proceeds exceed the amount required to be deposited, paid, or used for another purpose under this ~~subsection~~ paragraph, the department shall ~~deposit~~ use the net proceeds or remaining net proceeds ~~in the general fund~~ to pay principal and interest costs on other outstanding public debt.

SECTION 265j. 16.848 (4) (b) of the statutes is created to read:

16.848 **(4)** (b) For the purpose of paying principal and interest costs on other outstanding public debt under par. (a), the secretary may cause outstanding bonds to be called for redemption on or following their optional redemption date, establish one or more escrow accounts to redeem bonds at their optional redemption date, or purchase bonds in the open market. To the extent practical, the secretary shall consider all of the following in determining which public debt to redeem:

1. According preference to the redemption of general obligation debt within the same statutory bond purpose that was used to acquire, build, or improve the property being sold.

2. Maintaining compliance with federal tax law applicable to the general obligation debt that was issued to acquire, build, or improve the property being sold.

3. The extent to which general obligation debt that was issued to acquire, build, or improve the property being sold is subject to current optional redemption, would require establishment of an escrow, or could be assigned for accounting purposes to another statutory bond purpose.

4. The fiscal benefit of redeeming outstanding debt with higher interest costs.

5. The costs of federal tax law compliance in the selection of general obligation debt to be redeemed.

SECTION 266. 16.85 (1) of the statutes is amended to read:

16.85 **(1)** To take charge of and supervise all engineering or architectural services or construction work, as defined in s. 16.87, performed by, or for, the state, or any department, board, institution, commission, or officer of the state, including nonprofit−sharing corporations organized for the purpose of assisting the state in the construction and acquisition of new buildings or improvements and additions to existing buildings as contemplated under ss. 13.488, 36.09, and 36.11, except work to be performed for the University of Wisconsin System with respect to a building, structure, or facility involving a cost of less than $500,000 that is funded entirely with the proceeds of gifts or grants made to the system, and except the engineering, architectural, and construction work of the department of transportation; and the engineering service performed by the department of ~~commerce~~ safety and professional services, department of revenue, public service commission, department of health services, and other departments, boards, and commissions when the service is not related to the maintenance, and construction and planning, of the physical properties of the state. The department may not authorize construction work for any state office facility in the city of Madison after May 11, 1990, unless the department first provides suitable space for a child care center primarily for use by children of state employees.

SECTION 267. 16.85 (1) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

16.85 **(1)** To take charge of and supervise all engineering or architectural services or construction work, as defined in s. 16.87, performed by, or for, the state, or any department, board, institution, commission, or officer of the state, including nonprofit−sharing corporations organized for the purpose of assisting the state in the construction and acquisition of new buildings or improvements and additions to existing buildings as contemplated under ss. 13.488, 36.09, and 36.11, except the engineering, architectural, and construction work of the department of transportation; and the engineering service performed by the department of safety and professional services, department of revenue, public service commission, department of health services, and other departments, boards, and commissions when the service is not related to the maintenance, and construction and planning, of the physical properties of the state. ~~The department may not authorize construction work for any state office facility in the city of Madison after May 11, 1990, unless the department first provides suitable space for a child care center primarily for use by children of state employees.~~

SECTION 268. 16.85 (12) of the statutes is amended to read:

16.85 **(12)** To review and approve plans and specifications for any building or structure that is constructed for the benefit of the University of Wisconsin System or any institution thereof, and to periodically review the progress of any such building or structure during construction to assure compliance with the approved plans and specifications. This subsection does not apply to any building, structure, or facility that is constructed, remodeled, repaired, renewed, or expanded for the University of Wisconsin System involving a cost of less than $500,000 if the project is funded entirely from the proceeds of gifts or grants made to the system.

SECTION 275. 16.854 (1) (a) of the statutes is amended to read:

16.854 **(1)** (a) "Minority business" has the meaning given in s. ~~560.036~~ 16.287 (1) (e).

SECTION 276. 16.854 (1) (b) of the statutes is amended to read:

16.854 **(1)** (b) "Minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 276m. 16.855 (1) of the statutes is amended to read:

16.855 **(1)** The department shall let by contract to the lowest qualified responsible bidder all construction work when the estimated construction cost of the project exceeds ~~$40,000~~ $50,000, except for construction work authorized under s. 16.858 and except as provided in sub. (10m) or s. 13.48 (19). If a bidder is not a Wisconsin firm and the department determines that the state, foreign nation or subdivision thereof in which the bidder is domiciled grants a preference to bidders domiciled in that state, nation or subdivision in making governmental purchases, the department shall give a preference over that bidder to Wisconsin firms, if any, when awarding the contract, in the absence of compelling reasons to the contrary. The department may enter into agreements with states, foreign nations and subdivisions thereof for the purpose of implementing this subsection.

SECTION 277. 16.855 (2) (intro.) of the statutes is amended to read:

16.855 **(2)** (intro.) Except for projects authorized under s. 16.858, whenever the estimated construction cost of a project exceeds ~~$40,000~~ $50,000, or if less and in the best interest of the state, the department shall:

SECTION 282. 16.855 (10m) (ac) of the statutes is amended to read:

16.855 **(10m)** (ac) In this subsection, "disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 283. 16.855 (10n) (a) of the statutes is amended to read:

16.855 **(10n)** (a) In this subsection, "minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 284. 16.855 (20) of the statutes is amended to read:

16.855 **(20)** This section does not apply to construction work performed by University of Wisconsin System students when the construction work performed is a part of a curriculum and where the work is course−related for the student involved. Prior approval of the building commission must be obtained for all construction projects to be performed by University of Wisconsin System students, except projects specified in s. 13.48 (10) (c).

SECTION 289b. 16.855 (22) of the statutes is amended to read:

16.855 **(22)** The provisions of this section, except sub. (10m), do not apply to construction work for any project that does not require the prior approval of the building commission under s. 13.48 (10) (a) if the project is constructed in accordance with policies and procedures prescribed by the building commission under s. 13.48 (29). If the estimated construction cost of any project, other than a project constructed by or for the University of Wisconsin System that is exempted under sub. (23), is at least ~~$40,000~~ $50,000, and the building commission elects to utilize the procedures prescribed under s. 13.48 (29) to construct the project, the department shall provide adequate public notice of the project and the procedures to be utilized to construct the project on a publicly accessible computer site.

SECTION 290. 16.855 (23) of the statutes is created to read:

16.855 **(23)** This section does not apply to construction work for any project constructed by or for the University of Wisconsin System involving a cost of less than $500,000 that is funded entirely with the proceeds of gifts and grants made to the system.

SECTION 297. 16.87 (1) (am) of the statutes is amended to read:

16.87 **(1)** (am) "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 300. 16.87 (5) of the statutes is created to read:

16.87 **(5)** This section does not apply to any project for the University of Wisconsin System involving a cost of less than $500,000 that is funded entirely from the proceeds of gifts or grants made to the system.

SECTION 305. 16.89 of the statutes is amended to read:

16.89 Construction and services controlled by this chapter. No department, independent agency, constitutional office or agent of the state shall employ engineering, architectural or allied services or expend money for construction purposes on behalf of the state, except as provided in this chapter and except that the Board of Regents of the University of Wisconsin System may engage such services for any project involving a cost of less than $500,000 that is funded entirely from the proceeds of gifts or grants made to the system.

SECTION 323. 16.95 (intro.) of the statutes is amended to read:

16.95 Powers and duties. (intro.) The department shall, through a system of comprehensive long−range planning, promote the development and the maximum wise use of the energy, natural, and human resources of the state~~. It~~ and develop and implement a cost−effective, balanced, reliable, and environmentally responsible energy strategy to promote economic growth. The department shall do all of the following:

SECTION 324. 16.954 of the statutes is repealed.

SECTION 325. 16.956 of the statutes is repealed.

SECTION 325d. 16.957 (1) (gg) of the statutes is created to read:

16.957 **(1)** (gg) "Excess federal amount" means, for a fiscal year, the amount by which the federal assistance for the fiscal year exceeds the federal assistance for fiscal year 2007−08.

SECTION 325h. 16.957 (1) (gr) of the statutes is created to read:

16.957 **(1)** (gr) "Federal assistance" means, for a fiscal year, all moneys received from the federal government under 42 USC 6861 to 6873 and 42 USC 8621 to 8629 in the fiscal year.

SECTION 325p. 16.957 (1) (o) 1. of the statutes is amended to read:

16.957 **(1)** (o) 1. The ~~total amount received by the department for low−income funding under 42 USC 6861 to 6873 and 42 USC 8621 to 8629~~ federal assistance in fiscal year 1997−98.

SECTION 325t. 16.957 (2) (a) 1. of the statutes is amended to read:

16.957 **(2)** (a) 1. ~~All moneys received from the federal government under 42 USC 6861 to 6873 and 42 USC 8621 to 8629~~ The federal assistance in a fiscal year.

SECTION 326. 16.957 (2) (d) 2m. of the statutes is created to read:

16.957 **(2)** (d) 2m. In fiscal years 2011−12 and 2012−13, at the department's discretion, subtract from the amount required to be spent on weatherization and other energy conservation services under par. (a) an amount that is no more than the sum of $10,000,000 and the excess federal amount for the fiscal year.

SECTION 326m. 16.957 (4) (c) 1. b. of the statutes is amended to read:

16.957 **(4)** (c) 1. b. ~~All moneys received under 42 USC 6861 to 6873 and 42 USC 8621 to 8629~~ The federal assistance for that fiscal year.

SECTION 327. 16.964 (1m) (k) of the statutes is repealed.

SECTION 328. 16.964 (5) (a) of the statutes is amended to read:

16.964 **(5)** (a) The office shall provide grants from the appropriation under s. 20.505 (6) ~~(c)~~ (kb) to cities to employ additional uniformed law enforcement officers whose primary duty is beat patrolling. A city is eligible for a grant under this subsection in fiscal year 1994−95 if the city has a population of 25,000 or more. A city may receive a grant for a calendar year if the city applies for a grant before September 1 of the preceding calendar year. Grants shall be awarded to the 10 eligible cities submitting an application for a grant that have the highest rates of violent crime index offenses in the most recent full calendar year for which data is available under the uniform crime reporting system of the federal bureau of investigation.

SECTION 329. 16.964 (12) (b) of the statutes is amended to read:

16.964 **(12)** (b) The office shall make grants to counties to enable them to establish and operate programs, including suspended and deferred prosecution programs and programs based on principles of restorative justice, that provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. The office shall make the grants from the appropriations under s. 20.505 (6) (b), ~~(j)~~ (kn), and (ku). The office shall collaborate with the departments of corrections and health services in establishing this grant program.

SECTION 330. 16.964 (12) (br) of the statutes is created to read:

16.964 **(12)** (br) Any county that receives a grant under this subsection on or after January 1, 2012, shall provide matching funds that are equal to 25 percent of the amount of the grant.

SECTION 330e. 16.964 (12) (bt) of the statutes is created to read:

16.964 **(12)** (bt) The office shall make a grant under par. (b) in fiscal year 2011−12 to Milwaukee County in the amount of $333,900, if Milwaukee County provides matching funds equal to 25 percent of the amount of the grant.

SECTION 330m. 16.964 (12) (bt) of the statutes, as created by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 330s. 16.964 (12) (gm) of the statutes is created to read:

16.964 **(12)** (gm) Beginning in fiscal year 2012−13, the office shall, every 5 years, make grants under this subsection available to any county on a competitive basis. A county may apply for a grant under this paragraph regardless of whether the county has received a grant previously under this subsection.

SECTION 331. 16.964 (14) (intro.) of the statutes is amended to read:

16.964 **(14)** (intro.) Beginning in fiscal year ~~2008−09~~ 2011−2012, from the appropriation under s. 20.505 (6) ~~(f)~~ (ke), the office shall in each fiscal year provide ~~$20,000~~ $17,000 to each of the following child advocacy centers for education, training, medical advice, and quality assurance activities:

SECTION 332. 16.964 (15) (b) of the statutes is renumbered 16.964 (15) (b) 1.

SECTION 333. 16.964 (15) (b) 2. of the statutes is created to read:

16.964 **(15)** (b) 2. The office may charge a person that is not a state agency a fee for use of the statewide public safety interoperable communication system under par. (a).

SECTION 334. 16.967 (6) of the statutes is amended to read:

16.967 **(6)** REPORTS. By March 31 of each year, the department of administration, the department of agriculture, trade and consumer protection, the department of ~~commerce~~ safety and professional services, the department of health services, the department of natural resources, the department of tourism, the department of revenue, the department of transportation, the board of regents of the University of Wisconsin System, the public service commission, and the board of curators of the historical society shall each submit to the department a plan to integrate land information to enable such information to be readily translatable, retrievable, and geographically referenced for use by any state, local governmental unit, or public utility. Upon receipt of this information, the department shall integrate the information to enable the information to be used to meet land information data needs. The integrated information shall be readily translatable, retrievable, and geographically referenced to enable members of the public to use the information.

SECTION 335. 16.971 (9) of the statutes is amended to read:

16.971 **(9)** In conjunction with the public defender board, the director of state courts, the departments of corrections and justice and district attorneys, the department may maintain, promote and coordinate automated justice information systems that are compatible among counties and the officers and agencies specified in this subsection, using the moneys appropriated under s. 20.505 (1) ~~(ja)~~ (kh), (kp), and (kq). The department shall annually report to the legislature under s. 13.172 (2) concerning the department's efforts to improve and increase the efficiency of integration of justice information systems.

SECTION 335m. 16.974 (4) of the statutes is created to read:

16.974 **(4)** Provide services authorized under sub. (3) to hospitals, as defined in s. 50.33 (2). Subsection (1) applies to the services provided under this subsection.

SECTION 336. 16.98 (4) of the statutes is amended to read:

16.98 **(4)** From the ~~appropriation~~ appropriations under s. 20.505 (1) (fo) and (kg), the department may provide grants to any organization with which the department contracts to operate the program under sub. (1).

SECTION 337. 16.99 (3b) of the statutes is amended to read:

16.99 **(3b)** "Juvenile correctional facility" means ~~the Southern Oaks Girls School, the Ethan Allen School,~~ the Copper Lake School and the Lincoln Hills School.

SECTION 339. 16.993 (7) of the statutes is amended to read:

16.993 **(7)** Purchase educational technology materials, supplies, equipment, and contractual services for school districts, cooperative educational service agencies, technical college districts, ~~and~~, the board of regents of the University of Wisconsin System, and the University of Wisconsin−Madison under s. 16.72 (8), and establish standards and specifications for purchases of educational technology hardware and software by school districts, cooperative educational service agencies, technical college districts, and the board of regents of the University of Wisconsin System.

SECTION 342. 18.16 (1) (a) of the statutes is amended to read:

18.16 **(1)** (a) "Disabled veteran−owned financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 343. 18.16 (1) (b) of the statutes is amended to read:

18.16 **(1)** (b) "Disabled veteran−owned investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 344. 18.16 (1) (c) of the statutes is amended to read:

18.16 **(1)** (c) "Minority financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 345. 18.16 (1) (d) of the statutes is amended to read:

18.16 **(1)** (d) "Minority investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 346. 18.64 (1) (a) of the statutes is amended to read:

18.64 **(1)** (a) "Disabled veteran−owned financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 347. 18.64 (1) (b) of the statutes is amended to read:

18.64 **(1)** (b) "Disabled veteran−owned investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 348. 18.64 (1) (c) of the statutes is amended to read:

18.64 **(1)** (c) "Minority financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 349. 18.64 (1) (d) of the statutes is amended to read:

18.64 **(1)** (d) "Minority investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 350. 18.77 (1) (a) of the statutes is amended to read:

18.77 **(1)** (a) "Disabled veteran−owned financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 351. 18.77 (1) (b) of the statutes is amended to read:

18.77 **(1)** (b) "Disabled veteran−owned investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 352. 18.77 (1) (c) of the statutes is amended to read:

18.77 **(1)** (c) "Minority financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 353. 18.77 (1) (d) of the statutes is amended to read:

18.77 **(1)** (d) "Minority investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 354y. 19.36 (12) of the statutes is amended to read:

19.36 **(12)** INFORMATION RELATING TO CERTAIN EMPLOYEES. Unless access is specifically authorized or required by statute, an authority shall not provide access to a record prepared or provided by an employer performing work on a project to which s. 66.0903, ~~66.0904,~~ 103.49, or 103.50 applies, or on which the employer is otherwise required to pay prevailing wages, if that record contains the name or other personally identifiable information relating to an employee of that employer, unless the employee authorizes the authority to provide access to that information. In this subsection, "personally identifiable information" does not include an employee's work classification, hours of work, or wage or benefit payments received for work on such a project.

SECTION 355b. 19.42 (13) (b) of the statutes is amended to read:

19.42 **(13)** (b) The positions of associate and assistant vice presidents of the University of Wisconsin System ~~and vice chancellors identified in s. 20.923 (5)~~.

SECTION 355g. 19.42 (13) (c) of the statutes is amended to read:

19.42 **(13)** (c) All positions identified under s. 20.923 (2), (4), ~~(4g),~~ (6) (f) to (h), (7), and (8) to (10), except clerical positions.

SECTION 356c. 19.42 (13) (cm) of the statutes is created to read:

19.42 **(13)** (cm) The president and vice presidents of the University of Wisconsin System and the chancellors and vice chancellors of all University of Wisconsin institutions, the University of Wisconsin Colleges, and the University of Wisconsin−Extension.

SECTION 356g. 19.44 (1) (f) of the statutes is amended to read:

19.44 **(1)** (f) If the individual who is required to file or a member of his or her immediate family received ~~$1,000~~ $10,000 or more of his or her income for the preceding taxable year from a partnership, limited liability company, corporation electing to be taxed as a partnership under subchapter S of the internal revenue code or service corporation under ss. 180.1901 to 180.1921 in which the individual or a member of his or her immediate family, severally or in the aggregate, has a 10% or greater interest, the identity of each payer from which the organization received ~~$1,000~~ $10,000 or more of its income for its preceding taxable year, except that if the individual who is required to file identifies the general nature of the business in which he or she or his or her immediate family is engaged then no identification need be made of a decedent's estate or an individual, not acting as a representative of an organization, unless the individual is a lobbyist as defined in s. 13.62. In addition, no identification need be made of payers from which dividends or interest are received.

SECTION 356q. 19.45 (11) (a) of the statutes is amended to read:

19.45 **(11)** (a) The administrator of the division of merit recruitment and selection in the office of state employment relations shall, with the board's advice, promulgate rules to implement a code of ethics for classified and unclassified state employees except state public officials subject to this subchapter, ~~unclassified~~ personnel in the University of Wisconsin System, and officers and employees of the judicial branch.

SECTION 357b. 19.45 (11) (b) of the statutes is amended to read:

19.45 **(11)** (b) The board of regents of the University of Wisconsin System shall establish a code of ethics for ~~unclassified~~ personnel in that system who are not subject to this subchapter.

SECTION 357m. 19.55 (1) of the statutes is amended to read:

19.55 **(1)** Except as provided in sub. (2) and s. 5.05 (5s), all records under this subchapter or subch. III of ch. 13 in the possession of the board are open to public inspection at all reasonable times. The board shall require each person wishing to examine or copy a statement of economic interests and any information contained therein to do so only at the office of the board, and shall require an individual wishing to examine or copy a statement of economic interests or the list of persons who inspect any statements which are in the board's possession to provide his or her full name and address, and if the individual is representing another person, the full name and address of the person which he or she represents. Such identification ~~may~~ shall be provided ~~in writing or~~ in person. The board shall record and retain for at least 3 years information obtained by it pursuant to this subsection. No individual may use a fictitious name or address or fail to identify a principal in making any request for inspection.

SECTION 358. 19.56 (2) (b) 6. of the statutes is amended to read:

19.56 **(2)** (b) 6. Is made available to the official by the ~~department of commerce~~ Wisconsin Economic Development Corporation or the department of tourism in accordance with sub. (3) (e), (em) or (f).

SECTION 359. 19.56 (3) (e) (intro.) of the statutes is amended to read:

19.56 **(3)** (e) (intro.) A state public official who is an officer or employee of the ~~department of commerce~~ Wisconsin Economic Development Corporation may solicit, receive and retain on behalf of the state anything of value for the purpose of any of the following:

SECTION 360. 19.56 (3) (e) 1. of the statutes is amended to read:

19.56 **(3)** (e) 1. The sponsorship by the ~~department of commerce~~ Wisconsin Economic Development Corporation of a trip to a foreign country primarily to promote trade between that country and this state that the ~~department of commerce~~ Wisconsin Economic Development Corporation can demonstrate through clear and convincing evidence is primarily for the benefit of this state.

SECTION 361. 19.56 (3) (f) of the statutes is amended to read:

19.56 **(3)** (f) A state public official may receive and retain from the ~~department of commerce~~ Wisconsin Economic Development Corporation anything of value which the ~~department of commerce~~ Wisconsin Economic Development Corporation is authorized to provide under par. (e) and may receive and retain from the department of tourism anything of value which the department of tourism is authorized to provide under par. (em).

SECTION 362. 19.57 of the statutes is amended to read:

19.57 Conferences, visits and economic development activities. The ~~department of commerce~~ Wisconsin Economic Development Corporation shall file a report with the board no later than April 30 annually, specifying the source and amount of anything of value received by the ~~department of commerce~~ Wisconsin Economic Development Corporation during the preceding

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calendar year for a purpose specified in s. 19.56 (3) (e), and the program or activity in connection with which the thing is received, together with the location and date of that program or activity.

SECTION 364. 19.85 (1) (i) of the statutes is repealed.

SECTION 366. 20.001 (5) of the statutes is amended to read:

20.001 **(5)** REFUNDS OF EXPENDITURES. Any amount not otherwise appropriated under this chapter that is received by a state agency as a result of an adjustment made to a previously recorded expenditure from a sum certain appropriation to that agency due to activities that are of a temporary nature or activities that could not be anticipated during budget development and which serves to reduce or eliminate the previously recorded expenditure in the same fiscal year in which the previously recorded expenditure was made, except as provided in ~~s.~~ ss. 20.435 (4) (gm) and 20.437 (2) (md), may, upon request of the agency, be designated by the secretary of administration as a refund of an expenditure. Except as otherwise provided in this subsection, the secretary of administration may designate an amount received by a state agency as a refund of an expenditure only if the agency submits to the secretary a written explanation of the circumstances under which the amount was received that includes a specific reference in a statutory or nonstatutory law to a function of the agency under which the amount was received and the appropriation from which the previously recorded expenditure was made. A refund of an expenditure shall be deposited by the receiving state agency in the appropriation account from which the previously recorded expenditure was made. Except as otherwise provided in this subsection, a state agency which proposes to make an expenditure from moneys designated as a refund of an expenditure shall submit to the secretary of administration a written explanation of the purpose of the expenditure, including a specific reference in a statutory or nonstatutory law to a function of the agency under which the expenditure is to be made and the appropriation from which the expenditure is to be made. After submission and approval of an estimate of the amount proposed to be expended under s. 16.50 (2), a state agency may expend the moneys received from the refund of the expenditure. The secretary of administration may waive submission of any explanation required by this subsection for categories of refunds of expenditures or proposed refunds of expenditures.

SECTION 367m. 20.002 (11) (b) 2. of the statutes is amended to read:

20.002 **(11)** (b) 2. Except as provided in subd. 3, the secretary of administration shall limit the total amount of any temporary reallocations to the general fund at any one time during a fiscal year to an amount equal to 5% of the total amounts shown in the schedule under s. 20.005 (3) of appropriations of general purpose revenues, calculated by the secretary as of that time and for that fiscal year. During the ~~2009−11~~ 2011−13 fiscal biennium, the amount that may be reallocated under this subdivision during a fiscal year may not exceed ~~7~~ 9 percent of such revenues.

SECTION 368. 20.003 (4) (gk) of the statutes is created to read:

20.003 **(4)** (gk) For fiscal year 2013−14, $65,000,000.

SECTION 369. 20.003 (4) (gL) of the statutes is created to read:

20.003 **(4)** (gL) For fiscal year 2014−15, $65,000,000.

SECTION 370. 20.003 (4) (L) of the statutes is amended to read:

20.003 **(4)** (L) For fiscal year ~~2013−14~~ 2015−16 and each fiscal year thereafter, 2 percent.

SECTION 370m. 20.003 (4m) of the statutes is amended to read:

20.003 **(4m)** REQUIRED GENERAL FUND STRUCTURAL BALANCE. No bill may be adopted by the legislature if the bill would cause in ~~any fiscal year~~ the 2nd year of any fiscal biennium the amount of moneys designated as "Total Expenditures" in the summary under s. 20.005 (1) for that fiscal year, less any amounts transferred to the budget stabilization fund in that fiscal year, to exceed the sum of the amount of moneys designated as "Taxes" and "Departmental Revenues" in the summary under s. 20.005 (1) for that fiscal year.

SECTION 371. 20.005 (1) of the statutes is repealed and recreated to read:

20.005 **(1)** SUMMARY OF ALL FUNDS. The budget governing fiscal operations for the state of Wisconsin for all funds beginning on July 1, 2011, and ending on June 30, 2013, is summarized as follows: [See Figure 20.005 (1) following]

Figure: 20.005 (1)

GENERAL FUND SUMMARY

	2011−12	2012−13
Opening Balance, July 1	$ 86,246,400	$ 73,444,000
Revenues		
Taxes		
Enrolled 2011 AB 40	$ 13,329,335,000	$ 13,814,193,000
2011 Act 10	−32,100,000	−35,000,000
Departmental Revenues		
Tribal Gaming	26,537,600	28,073,800
Other	647,882,500	584,602,100
Total Available	$ 14,057,901,500	$ 14,465,312,900
Appropriations, Transfers, and Reserves		
Gross Appropriations		
Enrolled 2011 AB 40	$ 14,166,186,500	$ 14,751,044,300
2011 Act 26	−0−	14,500,000
2011 Act 27	−170,000,000	−0−
Transfers to		
Transportation Fund	22,500,000	137,627,000
Injured Patients and Families Compensation Fund (2011 Act 27)	235,000,000	−0−
Veterans Trust Fund	5,000,000	−0−
Compensation Reserves	28,790,000	81,910,000
Less Lapses	−303,019,000	−594,184,100
Total Expenditures	$ 13,984,457,500	$ 14,390,897,200
Balances		
Gross Balance	$ 73,444,000	$ 74,415,700
Less Required Statutory Balance	−65,000,000	−65,000,000
Net Balance, June 30	$8,444,000	$ 9,415,700

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2011−12	2012−13
General Purpose Revenue	$ 14,166,186,500	$ 14,751,044,300
Federal Revenue	$ 9,535,162,700	$ 9,481,020,900
Program	8,635,594,800	8,575,578,600
Segregated	899,567,900	905,442,300

	2011−12	2012−13
Program Revenue	$ 4,331,016,600	$ 4,371,491,400
Nonservice	3,542,860,200	3,591,977,600
Service	788,156,400	779,513,800
Segregated Revenue	$ 3,673,268,100	$ 3,792,477,400
State nonservice	3,371,810,600	3,486,019,900
Local	108,559,400	108,559,400
Service	192,898,100	197,898,100
GRAND TOTAL	$ 31,705,633,900	$ 32,396,034,000

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

General Purpose Revenue	$ 28,790,000	$ 81,910,000
Federal Revenue	16,662,700	45,710,000
Program Revenue	5,932,000	16,643,600
Segregated Revenue	7,003,400	19,617,400
TOTAL	$ 58,388,100	$ 163,881,000

LOTTERY FUND SUMMARY

	2011−12	2012−13
Gross Revenue		
Ticket Sales	$ 480,385,700	$ 480,056,700
Miscellaneous Revenue	198,500	239,600
	$ 480,584,200	$ 480,296,300
Expenses		
Prizes	$ 281,799,100	$ 281,633,300
Administrative Expenses	66,998,500	67,124,800
	$ 348,797,600	$ 348,758,100
Net Proceeds	$ 131,786,600	$ 131,538,200

	2011−12	2012−13
Total Available for Property Tax Relief		
Opening Balance	$ 13,518,500	$ 9,611,700
Net Proceeds	131,786,600	131,538,200
Interest Earnings	502,300	2,130,700
Gaming−related Revenue	192,900	192,900
	$ 146,000,300	$ 143,473,500

	2011−12	2012−13
Property Tax Relief	$ 136,388,600	$ 133,867,400
Gross Closing Balance	$ 9,611,700	$ 9,605,900
Reserve	$ 9,611,700	$ 9,605,900
Net Closing Balance	$ −0−	$ −0−

SECTION 372. 20.005 (2) of the statutes is repealed and recreated to read:

20.005 **(2)** STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

Figure: 20.005 (2) (a)

SUMMARY OF BONDING AUTHORITY MODIFICATIONS
2011−13 FISCAL BIENNIUM

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Administration	
Energy conservation	$ 100,000,000
Agriculture, Trade and Consumer Protection	
Soil and water	7,000,000
Agricultural conservation easements	−12,000,000
Building Commission	
Refunding tax−supported and self−amortizing general obligation debt before July 1, 2013	264,200,000
Other public purposes	193,420,700
Housing state departments	18,711,300
Lac du Flambeau Indian tribal cultural center	250,000
Corrections	
Correctional facilities	20,801,800
Self−amortizing facilities	−5,442,900
Educational Communications Board	
Communications facilities	521,700

Source and Purpose	Amount
Environmental Improvement Fund	
Safe drinking water loan program	9,400,000
Clean water fund	6,700,000
Health Services	
Mental health facilities	3,445,700
Historical Society	
History center	−10,000,000
Museum facility	10,000,000
Marquette University	
Dental clinic and education facilities	8,000,000
Military Affairs	
Armory facilities	−8,747,400
Natural Resources	
Stewardship 2000	−234,000,000
Nonpoint source	7,000,000
Environmental repair	3,000,000
Urban nonpoint source cost−sharing	6,000,000
Contaminated sediment removal	5,000,000
Dam safety projects	4,000,000
Environmental SEG administrative facilities	692,700
SEG supported facilities	9,346,500
Public Instruction	
Residential schools	4,982,900
State Fair Park	
Self−amortizing facilities	450,000
Transportation	
Southeast Wisconsin transit improvements	−100,000,000
Marquette interchange, Zoo Interchange, I 94 north−south corridor	151,200,000
Harbor improvements	10,700,000
Rail acquisitions and improvements	30,000,000
State highway rehabilitation projects	115,351,500
State highway rehabilitation certain projects	81,000,000
Major highway projects	50,000,000

Source and Purpose	Amount
University of Wisconsin	
Academic facilities	122,904,500
Self−amortizing facilities	157,578,100
Veterans Affairs	
Self−amortizing housing	5,470,700
TOTAL General Obligation Bonds	$ 1,036,937,800

REVENUE OBLIGATIONS

Environmental Improvement Fund	
Clean water fund program	$ 353,000,000
Transportation	
Major highway projects, transportation facilities	341,763,100
TOTAL Revenue Obligation Bonds	$ 694,763,100
GRAND TOTAL General and Revenue Obligation Bonding Authority Modifications	$ 1,731,700,900

Figure: 20.005 (2) (b)

GENERAL OBLIGATION DEBT SERVICE
FISCAL YEARS 2011−12 AND 2012−13

STATUTE, AGENCY AND PURPOSE		SOURCE	2011−12	2012−13
20.115 Agriculture, trade and consumer protection, department of				
(2)(d)	Principal repayment and interest	GPR	$ 4,600	$ 12,900
(7)(b)	Principal repayment and interest, conservation reserve enhancement	GPR	412,100	1,908,800
(7)(br)	Principal repayment and interest; agricultural conservation easements	GPR	−0−	−0−
20.190 State fair park board				
(1)(c)	Housing facilities principal repayment, interest and rebates	GPR	862,100	1,085,700
(1)(d)	Principal repayment and interest	GPR	1,009,800	2,251,800
20.225 Educational communications board				
(1)(c)	Principal repayment and interest	GPR	1,209,300	3,218,800
20.245 Historical society				
(1)(e)	Principal repayment, interest, and rebates	GPR	1,119,500	2,447,500

STATUTE, AGENCY AND PURPOSE		SOURCE	2011−12	2012−13
20.250 Medical College of Wisconsin				
(1)(c)	Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	1,286,000	2,912,600
(1)(e)	Principal repayment and interest	GPR	−0−	−0−
20.255 Public instruction, department of				
(1)(d)	Principal repayment and interest	GPR	455,800	944,700
20.285 University of Wisconsin System				
(1)(d)	Principal repayment and interest	GPR	98,365,300	204,717,500
20.320 Environmental improvement program				
(1)(c)	Principal repayment and interest − clean water fund program	GPR	25,535,300	34,403,500
(2)(c)	Principal repayment and interest − safe drinking water loan program	GPR	2,583,500	4,441,100
20.370	***Natural resources, department of***			
(7)(aa)	Resource acquisition and development − principal repayment and interest	GPR	33,650,800	67,013,000
(7)(ac)	Principal repayment and interest − recreational boating bonds	GPR	−0−	−0−
(7)(cb)	Principal repayment and interest − pollution abatement bonds	GPR	9,324,700	9,311,900
(7)(cc)	Principal repayment and interest − combined sewer overflow; pollution abatement bonds	GPR	3,879,000	4,970,200
(7)(cd)	Principal repayment and interest − municipal clean drinking water grants	GPR	975,400	270,500
(7)(ea)	Administrative facilities − principal repayment and interest	GPR	427,800	888,800
20.395 Transportation, department of				
(6)(af)	Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds	GPR	43,066,300	162,296,000
20.410 Corrections, department of				
(1)(e)	Principal repayment and interest	GPR	46,889,500	87,579,700
(1)(ec)	Prison industries principal, interest and rebates	GPR	−0−	−0−
(3)(e)	Principal repayment and interest	GPR	3,111,100	6,147,700
20.435 Health services, department of				
(2)(ee)	Principal repayment and interest	GPR	10,658,500	21,301,200
20.465 Military affairs, department of				
(1)(d)	Principal repayment and interest	GPR	3,441,300	6,089,300
20.485 Veterans affairs, department of				
(1)(f)	Principal repayment and interest	GPR	1,147,400	1,814,200

STATUTE, AGENCY AND PURPOSE		SOURCE	2011−12	2012−13
20.505 Administration, department of				
(4)(es)	Principal, interest, and rebates; general purpose revenue − schools	GPR	1,353,100	2,252,200
(4)(et)	Principal, interest, and rebates; general purpose revenue − public library boards	GPR	8,400	15,200
(5)(c)	Principal repayment and interest; Black Point Estate	GPR	81,100	170,200
20.855 Miscellaneous appropriations				
(8)(a)	Dental clinic and education facility; principal repayment, interest and rebates	GPR	940,000	1,789,900
20.867 Building commission				
(1)(a)	Principal repayment and interest; housing of state agencies	GPR	−0−	−0−
(1)(b)	Principal repayment and interest; capitol and executive residence	GPR	6,896,600	13,367,700
(3)(a)	Principal repayment and interest	GPR	6,816,100	28,051,100
(3)(b)	Principal repayment, interest, and rebates	GPR	1,112,600	2,373,000
(3)(bb)	Principal repayment, interest, and rebates; AIDS Network, Inc.	GPR	13,900	23,400
(3)(bc)	Principal repayment, interest, and rebates; Grand Opera House in Oshkosh	GPR	12,500	40,200
(3)(bd)	Principal repayment, interest, and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	12,500	40,200
(3)(be)	Principal repayment, interest, and rebates; Bradley Center Sports and Entertainment Corporation	GPR	176,400	390,600
(3)(bf)	Principal repayment, interest, and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	36,900	62,200
(3)(bg)	Principal repayment, interest, and rebates; Madison Children's Museum	GPR	11,600	19,500
(3)(bh)	Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	31,000	41,100
(3)(bi)	Principal repayment, interest, and rebates; Marshfield Clinic	GPR	125,000	526,300
(3)(bj)	Principal repayment, interest, and rebates; Lac du Flambeau Indian Tribal Cultural Center	GPR	−0−	−0−
(3)(bk)	Principal repayment, interest, and rebates; National Soldiers Home Historic District	GPR	−0−	−0−
(3)(bm)	Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	59,900	134,400

STATUTE, AGENCY AND PURPOSE		SOURCE	2011−12	2012−13
(3)(bn)	Principal repayment, interest and rebates; Hmong cultural centers	GPR	12,300	22,000
(3)(bp)	Principal repayment, interest and rebates	GPR	−0−	−0−
(3)(bq)	Principal repayment, interest and rebates; children's research institute	GPR	501,300	1,037,500
(3)(br)	Principal repayment, interest and rebates	GPR	61,200	99,100
(3)(bu)	Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	26,900	43,800
(3)(bv)	Principal repayment, interest, and rebates; Bond Health Center	GPR	−0−	40,200
(3)(e)	Principal repayment, interest and rebates; parking ramp	GPR	−0−	−0−
TOTAL General Purpose Revenue Debt Service			$ 307,764,200	$ 676,758,700
20.190	***State Fair Park Board***			
(1)(j)	State fair principal repayment, interest and rebates	PR	$ 4,826,900	$ 4,841,100
20.225	***Educational communications board***			
(1)(i)	Program revenue facilities; principal repayment, interest, and rebates	PR	14,100	13,800
20.245 Historical society				
(1)(j)	Self−amortizing facilities; principal repayment, interest, and rebates	PR	8,400	6,900
20.285 University of Wisconsin System				
(1)(gj)	Self−amortizing facilities principal and interest	PR	78,808,800	90,260,500
20.370 Natural resources, department of				
(7)(ag)	Land acquisition − principal repayment and interest	PR	−0−	−0−
(7)(cg)	Principal repayment and interest − nonpoint repayments	PR	−0−	−0−
20.410 Corrections, department of				
(1)(ko)	Prison industries principal repayment, interest and rebates	PR	91,300	96,100
20.485 Veterans affairs, department of				
(1)(go)	Self−amortizing facilities; principal repayment and interest	PR	1,230,700	1,309,400
20.505 Administration, department of				
(4)(ha)	Principal, interest, and rebates; program revenue − schools	PR	724,700	332,100
(4)(hb)	Principal, interest, and rebates; program revenue − public library boards	PR	5,200	−0−
(5)(g)	Principal repayment, interest and rebates; parking	PR	1,778,000	2,260,300

STATUTE, AGENCY AND PURPOSE		SOURCE	2011−12	2012−13
(5)(kc)	Principal repayment, interest and rebates	PR	19,320,200	16,986,900
20.867 Building commission				
(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	2,183,000	3,013,300
(3)(km)	Aquaculture demonstration facility; principal repayment and interest	PR	263,400	264,700
TOTAL Program Revenue Debt Service			$ 109,254,700	$ 119,385,100
20.115 Agriculture, trade and consumer protection, department of				
(7)(s)	Principal repayment and interest; soil and water, environmental fund	SEG	$ 3,061,800	$ 3,384,300
20.320 Environmental improvement program				
(1)(t)	Principal repayment and interest − clean water fund program bonds	SEG	8,000,000	8,000,000
20.370 Natural resources, department of				
(7)(aq)	Resource acquisition and development − principal repayment and interest	SEG	16,600	16,600
(7)(ar)	Dam repair and removal − principal repayment and interest	SEG	481,200	515,600
(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	3,865,600	4,062,600
(7)(br)	Principal repayment and interest − contaminated sediment	SEG	696,100	1,045,600
(7)(cq)	Principal repayment and interest − nonpoint source grants	SEG	8,437,600	8,508,000
(7)(cr)	Principal repayment and interest − nonpoint source	SEG	832,000	1,036,200
(7)(cs)	Principal repayment and interest − urban nonpoint source cost−sharing	SEG	2,403,000	2,537,400
(7)(ct)	Principal repayment and interest − pollution abatement, environmental fund	SEG	8,000,000	8,000,000
(7)(eq)	Administrative facilities − principal repayment and interest	SEG	4,713,200	5,148,300

STATUTE, AGENCY AND PURPOSE		SOURCE	2011−12	2012−13
(7)(er)	Administrative facilities − principal repayment and interest; environmental fund	SEG	635,700	659,300
20.395 Transportation, department of				
(6)(aq)	Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	21,705,300	27,783,900
(6)(ar)	Principal repayment and interest, buildings, state funds	SEG	14,600	14,900
(6)(au)	Principal repayment and interest, Marquette interchange, zoo interchange, southeast megaprojects, and I 94 north−south corridor reconstruction projects, state funds	SEG	41,826,400	49,284,700
20.485 Veterans affairs, department of				
(3)(t)	Debt service	SEG	19,033,300	19,020,700
(4)(qm)	Repayment of principal and interest	SEG	86,100	85,500
20.866 Public debt				
(1)(u)	Principal repayment and interest	SEG	−0−	−0−
20.867 Building commission				
(3)(q)	Principal repayment and interest; segregated revenues	SEG	−0−	−0−
TOTAL Segregated Revenue Debt Service			$ 137,308,500	$ 152,603,600
GRAND TOTAL All Debt Service			$ 554,327,400	$ 948,747,400

SECTION 373. 20.005 (3) of the statutes is repealed and recreated to read:

20.005 **(3)** APPROPRIATIONS. The following schedule sets forth all annual, biennial, and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All appropriations are made from the general fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both fiscal years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

Figure: 20.005 (3)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	Commerce				
20.115 Department of Agriculture, Trade and Consumer Protection					
(1)	FOOD SAFETY AND CONSUMER PROTECTION				
(a)	General program operations	GPR	A	−0−	−0−
	Food inspection	GPR	A	3,398,800	3,398,800
	Meat and poultry inspection	GPR	A	3,789,600	4,048,200
	Trade and consumer protection	GPR	A	1,742,400	1,742,400
	NET APPROPRIATION			8,930,800	9,189,400
(g)	Related services	PR	A	42,700	42,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gb)	Food regulation	PR	A	5,603,300	5,644,900
(gf)	Fruit and vegetable inspection	PR	C	988,200	988,200
(gh)	Public warehouse regulation	PR	A	124,800	124,800
(gm)	Dairy trade regulation	PR	A	156,300	156,300
(h)	Grain inspection and certification	PR	C	1,400,800	1,400,800
(hm)	Ozone−depleting refrigerants and products regulation	PR	A	463,200	466,500
(i)	Sale of supplies	PR	A	25,400	25,400
(im)	Consumer protection; telephone solicitor fees	PR	A	263,400	273,600
(ip)	Bisphenol A enforcement	PR	C	−0−	−0−
(j)	Weights and measures inspection	PR	A	1,342,400	1,343,600
(jb)	Consumer protection, information, and education	PR	A	147,800	147,800
(jm)	Telecommunications utility trade practices	PR	A	394,900	401,400
(m)	Federal funds	PR−F	C	5,329,300	5,579,200
(q)	Dairy, grain, and vegetable security	SEG	A	1,142,600	1,145,500
(r)	Unfair sales act enforcement	SEG	A	213,600	213,600
(s)	Weights and measures; petroleum inspection fund	SEG	A	771,400	771,400
(u)	Recyclable and nonrecyclable products regulation	SEG	A	−0−	−0−
(v)	Agricultural producer security; contingent financial backing	SEG	S	−0−	−0−
(w)	Agricultural producer security; payments	SEG	S	200,000	200,000
(wb)	Agricultural producer security; proceeds of contingent financial backing	SEG	C	−0−	−0−
(wc)	Agricultural producer security; repayment of contingent financial backing	SEG	S	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			8,930,800	9,189,400
	PROGRAM REVENUE			16,282,500	16,595,200
	FEDERAL			(5,329,300)	(5,579,200)
	OTHER			(10,953,200)	(11,016,000)
	SEGREGATED REVENUE			2,327,600	2,330,500
	OTHER			(2,327,600)	(2,330,500)
	TOTAL−ALL SOURCES			27,540,900	28,115,100
(2)	ANIMAL HEALTH SERVICES				
(a)	General program operations	GPR	A	2,691,000	2,691,000
(b)	Animal disease indemnities	GPR	S	108,600	108,600
(c)	Financial assistance for paratuberculosis testing	GPR	A	211,200	211,200
(d)	Principal repayment and interest	GPR	S	4,600	12,900
(g)	Related services	PR	C	−0−	−0−
(h)	Sale of supplies	PR	A	28,400	28,400
(ha)	Inspection, testing and enforcement	PR	C	566,300	566,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(j)	Dog licenses, rabies control, and related services	PR	C	506,700	516,800
(m)	Federal funds	PR−F	C	2,721,400	2,588,800
(q)	Animal health inspection, testing and enforcement	SEG	A	351,700	351,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,015,400	3,023,700
	PROGRAM REVENUE			3,822,800	3,700,300
	FEDERAL			(2,721,400)	(2,588,800)
	OTHER			(1,101,400)	(1,111,500)
	SEGREGATED REVENUE			351,700	351,700
	OTHER			(351,700)	(351,700)
	TOTAL−ALL SOURCES			7,189,900	7,075,700
(3)	AGRICULTURAL DEVELOPMENT SERVICES				
(a)	General program operations	GPR	A	2,205,000	2,205,000
(at)	Farm to school program administration	GPR	A	64,900	64,900
(g)	Related services	PR	A	−0−	−0−
(h)	Loans for rural development	PR	C	58,700	58,700
(i)	Marketing orders and agreements	PR	C	95,200	95,200
(j)	Stray voltage program	PR	A	534,400	534,400
(ja)	Agricultural development services and materials	PR	C	147,300	147,300
(jm)	Stray voltage program; rural electric cooperatives	PR	A	22,300	22,300
(L)	Something special from Wisconsin promotion	PR	A	49,200	58,000
(m)	Federal funds	PR−F	C	4,980,500	4,980,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,269,900	2,269,900
	PROGRAM REVENUE			5,887,600	5,896,400
	FEDERAL			(4,980,500)	(4,980,500)
	OTHER			(907,100)	(915,900)
	TOTAL−ALL SOURCES			8,157,500	8,166,300
(4)	AGRICULTURAL ASSISTANCE				
(a)	Aid to Wisconsin livestock breeders association	GPR	A	−0−	−0−
(am)	Buy local grants	GPR	B	200,000	200,000
(as)	Farm to school grants	GPR	A	−0−	−0−
(b)	Aids to county and district fairs	GPR	A	356,400	356,400
(c)	Agricultural investment aids	GPR	B	321,000	321,000
(d)	Dairy industry promotion	GPR	A	200,000	200,000
(e)	Aids to World Dairy Expo, Inc.	GPR	A	20,100	20,100
(f)	Exposition center grants	GPR	A	182,700	182,700
(q)	Grants for agriculture in the classroom program	SEG	A	93,900	93,900
(qm)	Grants for agricultural facilities	SEG	B	−0−	−0−
(r)	Agricultural investment aids, agrichemical management fund	SEG	B	−0−	−0−
(s)	Grazing lands conservation	SEG	A	375,500	375,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,280,200	1,280,200
	SEGREGATED REVENUE			469,400	469,400
	OTHER			(469,400)	(469,400)
	TOTAL−ALL SOURCES			1,749,600	1,749,600
(7)	AGRICULTURAL RESOURCE MANAGEMENT				
(a)	General program operations	GPR	A	768,200	768,200
(b)	Principal repayment and interest, conservation reserve enhancement	GPR	S	412,100	1,908,800
(c)	Soil and water resource management program	GPR	C	3,843,100	3,843,100
(dm)	Farmland preservation planning grants	GPR	A	374,200	374,200
(g)	Agricultural impact statements	PR	C	295,200	295,200
(ga)	Related services	PR	C	344,400	346,700
(gm)	Seed testing and labeling	PR	C	87,800	87,800
(h)	Fertilizer research assessments	PR	C	135,600	233,600
(ha)	Liming material research funds	PR	C	21,100	21,100
(i)	Agricultural conservation easements; gifts and grants	PR	C	−0−	−0−
(ja)	Plant protection	PR	C	324,800	324,800
(k)	Agricultural resource management services	PR−S	C	666,000	666,000
(m)	Federal funds	PR−F	C	4,066,100	4,075,000
(qc)	Plant protection; conservation fund	SEG	A	1,570,600	1,570,600
(qd)	Soil and water administration; environmental fund	SEG	A	2,189,500	2,189,500
(qe)	Soil and water management; local assistance	SEG	A	5,036,900	5,036,900
(qf)	Soil and water management; aids	SEG	A	5,356,700	5,356,700
(r)	General program operations; agrichemical management	SEG	A	6,607,800	6,713,100
(s)	Principal repayment and interest; soil and water, environmental fund	SEG	S	3,061,800	3,384,300
(tg)	Agricultural conservation easements	SEG	A	−0−	−0−
(tm)	Farmland preservation planning grants, working lands fund	SEG	A	−0−	−0−
(ts)	Working lands programs	SEG	A	−0−	−0−
(va)	Clean sweep grants	SEG	A	750,000	750,000
(wm)	Agricultural chemical cleanup reimbursement	SEG	C	2,200,000	2,200,000
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,397,600	6,894,300
	PROGRAM REVENUE			5,941,000	6,050,200
	FEDERAL			(4,066,100)	(4,075,000)
	OTHER			(1,208,900)	(1,309,200)
	SERVICE			(666,000)	(666,000)
	SEGREGATED REVENUE			26,773,300	27,201,100
	OTHER			(26,773,300)	(27,201,100)
	TOTAL−ALL SOURCES			38,111,900	40,145,600
(8)	CENTRAL ADMINISTRATIVE SERVICES				

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(a)	General program operations	GPR	A	5,718,400	5,718,400
(g)	Gifts and grants	PR	C	1,273,300	1,178,000
(ge)	Agricultural education and workforce development council, gifts and grants	PR	C	19,300	19,300
(gm)	Enforcement cost recovery	PR	A	4,600	4,600
(h)	Sale of material and supplies	PR	C	9,600	9,600
(ha)	General laboratory related services	PR	C	74,100	74,100
(hm)	Restitution	PR	C	−0−	−0−
(i)	Related services	PR	A	85,600	85,600
(j)	Electronic processing	PR	C	−0−	−0−
(jm)	Telephone solicitation regulation	PR	C	764,600	767,600
(k)	Computer system equipment, staff and services	PR−S	A	1,944,900	1,945,600
(kL)	Central services	PR−S	C	927,500	927,500
(km)	General laboratory services	PR−S	B	2,956,500	2,982,000
(ks)	State services	PR−S	C	187,900	187,900
(m)	Federal funds	PR−F	C	1,899,900	1,899,900
(pz)	Indirect cost reimbursements	PR−F	C	2,132,100	2,065,400
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,718,400	5,718,400
	PROGRAM REVENUE			12,279,900	12,147,100
	FEDERAL			(4,032,000)	(3,965,300)
	OTHER			(2,231,100)	(2,138,800)
	SERVICE			(6,016,800)	(6,043,000)
	TOTAL−ALL SOURCES			17,998,300	17,865,500
	20.115 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			26,612,300	28,375,900
	PROGRAM REVENUE			44,213,800	44,389,200
	FEDERAL			(21,129,300)	(21,188,800)
	OTHER			(16,401,700)	(16,491,400)
	SERVICE			(6,682,800)	(6,709,000)
	SEGREGATED REVENUE			29,922,000	30,352,700
	OTHER			(29,922,000)	(30,352,700)
	TOTAL−ALL SOURCES			100,748,100	103,117,800
20.144 Department of Financial Institutions					
(1)	SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS				
(a)	Losses on public deposits	GPR	S	−0−	−0−
(g)	General program operations	PR	A	16,563,900	16,606,600
(h)	Gifts, grants, settlements and publications	PR	C	58,500	58,500
(i)	Investor education and training fund	PR	A	84,500	84,500
(j)	Payday loan database and financial literacy	PR	C	900,000	900,000
(m)	Credit union examinations, federal funds	PR−F	C	−0−	−0−
(u)	State deposit fund	SEG	S	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			−0−	−0−
	PROGRAM REVENUE			17,606,900	17,649,600
	FEDERAL			(−0−)	(−0−)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(17,606,900)	(17,649,600)
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			17,606,900	17,649,600
20.144 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
PROGRAM REVENUE			17,606,900	17,649,600
FEDERAL			(−0−)	(−0−)
OTHER			(17,606,900)	(17,649,600)
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			17,606,900	17,649,600
20.145 Office of the Commissioner of Insurance				
(1) SUPERVISION OF THE INSURANCE INDUSTRY				
(g) General program operations	PR	A	16,823,200	16,823,200
(gm) Gifts and grants	PR	C	−0−	−0−
(h) Holding company restructuring expenses	PR	C	−0−	−0−
(m) Federal funds	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
PROGRAM REVENUE			16,823,200	16,823,200
FEDERAL			(−0−)	(−0−)
OTHER			(16,823,200)	(16,823,200)
TOTAL−ALL SOURCES			16,823,200	16,823,200
(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
(a) Supplement for claims payable	GPR	S	−0−	−0−
(q) Interest earned on future medical expenses	SEG	S	−0−	−0−
(u) Administration	SEG	A	1,216,400	1,216,400
(um) Peer review council	SEG	A	153,500	153,500
(v) Specified responsibilities, investment board payments, and future medical expenses	SEG	C	54,150,400	54,150,400
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			55,520,300	55,520,300
OTHER			(55,520,300)	(55,520,300)
TOTAL−ALL SOURCES			55,520,300	55,520,300
(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
(u) Administration	SEG	A	1,352,800	1,389,100
(v) Specified payments, fire dues and reinsurance	SEG	C	26,195,700	26,159,400
(3) PROGRAM TOTALS				
SEGREGATED REVENUE			27,548,500	27,548,500
OTHER			(27,548,500)	(27,548,500)
TOTAL−ALL SOURCES			27,548,500	27,548,500
(4) STATE LIFE INSURANCE FUND				
(u) Administration	SEG	A	664,300	664,300
(v) Specified payments and losses	SEG	C	3,528,400	3,528,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(4) PROGRAM TOTALS				
SEGREGATED REVENUE			4,192,700	4,192,700
OTHER			(4,192,700)	(4,192,700)
TOTAL−ALL SOURCES			4,192,700	4,192,700
20.145 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
PROGRAM REVENUE			16,823,200	16,823,200
FEDERAL			(−0−)	(−0−)
OTHER			(16,823,200)	(16,823,200)
SEGREGATED REVENUE			87,261,500	87,261,500
OTHER			(87,261,500)	(87,261,500)
TOTAL−ALL SOURCES			104,084,700	104,084,700
20.155 Public Service Commission				
(1) REGULATION OF PUBLIC UTILITIES				
(g) Utility regulation	PR	A	14,421,300	14,421,300
(h) Holding company and nonutility affiliate regulation	PR	C	679,200	679,200
(j) Intervenor financing and grants	PR	B	1,042,500	1,042,500
(L) Stray voltage program	PR	A	200,000	200,000
(Lb) Gifts for stray voltage program	PR	C	−0−	−0−
(Lm) Consumer education and awareness	PR	C	−0−	−0−
(m) Federal funds	PR−F	C	538,000	538,000
(n) Indirect costs reimbursement	PR−F	C	50,000	50,000
(q) Universal telecommunications service	SEG	A	5,940,000	5,940,000
(r) Nuclear waste escrow fund	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
PROGRAM REVENUE			16,931,000	16,931,000
FEDERAL			(588,000)	(588,000)
OTHER			(16,343,000)	(16,343,000)
SEGREGATED REVENUE			5,940,000	5,940,000
OTHER			(5,940,000)	(5,940,000)
TOTAL−ALL SOURCES			22,871,000	22,871,000
(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
(g) Railroad and water carrier regulation and general program operations	PR	A	583,000	583,000
(m) Railroad and water carrier regulation; federal funds	PR−F	C	−0−	−0−
(2) PROGRAM TOTALS				
PROGRAM REVENUE			583,000	583,000
FEDERAL			(−0−)	(−0−)
OTHER			(583,000)	(583,000)
TOTAL−ALL SOURCES			583,000	583,000
(3) OTHER PROGRAMS				
(q) General program operations and grants	SEG	C	−0−	−0−
(s) Energy efficiency and renewable resource programs	SEG	A	452,500	452,500
(t) Police and fire protection fee administration	SEG	A	166,600	166,600
(3) PROGRAM TOTALS				
SEGREGATED REVENUE			619,100	619,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13	
OTHER			(619,100)	(619,100)	
TOTAL−ALL SOURCES			619,100	619,100	
20.155 DEPARTMENT TOTALS					
PROGRAM REVENUE			17,514,000	17,514,000	
FEDERAL			(588,000)	(588,000)	
OTHER			(16,926,000)	(16,926,000)	
SEGREGATED REVENUE			6,559,100	6,559,100	
OTHER			(6,559,100)	(6,559,100)	
TOTAL−ALL SOURCES			24,073,100	24,073,100	
20.165 Department of Safety and Professional Services					
(1) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES					
(a) General program operations − executive and administrative services	GPR	A	−0−	−0−	
(g) General program operations	PR	A	10,171,100	10,171,100	
(gc) Chiropractic examination	PR	C	−0−	−0−	
(gk) Bail bond surities and agents	PR	A	−0−	−0−	**Vetoed In Part**
(gm) Applicant investigation reimbursement	PR	C	113,000	113,000	
(h) Technical assistance; nonstate agencies and organizations	PR	C	−0−	−0−	
(hg) General program operations; medical examining board	PR	B	1,864,900	1,864,900	
(i) Examinations; general program operations	PR	C	1,271,300	1,271,300	
(im) Boxing and mixed martial arts fighting; enforcement	PR	C	−0−	−0−	
(jm) Nursing workforce survey administration	PR	B	9,000	9,000	
(k) Technical assistance; state agencies	PR−S	C	−0−	−0−	
(ka) Sale of materials and services − local assistance	PR−S	C	−0−	−0−	
(kb) Sale of materials and services − individuals and organizations	PR−S	C	−0−	−0−	
(kc) Sale of materials and services	PR−S	C	35,600	35,600	
(kd) Administrative services	PR−S	A	3,196,400	3,196,400	
(ke) Transfer of unappropriated balances	PR−S	C	−0−	−0−	
(m) Federal funds	PR−F	C	−0−	−0−	
(n) Federal aid, local assistance	PR−F	C	−0−	−0−	
(o) Federal aid, individuals and organizations	PR−F	C	−0−	−0−	
(pz) Indirect cost reimbursement	PR−F	C	242,300	242,300	
(s) Wholesale drug distributor bonding	SEG	C	−0−	−0−	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE			−0−	−0−	
PROGRAM REVENUE			16,903,600	16,903,600	
FEDERAL			(242,300)	(242,300)	
OTHER			(13,429,300)	(13,429,300)	
SERVICE			(3,232,000)	(3,232,000)	
SEGREGATED REVENUE			−0−	−0−	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			16,903,600	16,903,600	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(2)	REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
(a)	General program operations	GPR	A	74,600	74,600
(de)	Private sewage system replacement and rehabilitation	GPR	C	2,338,600	2,338,600
(dm)	Storage tank inventory	GPR	A	−0−	−0−
(g)	Gifts and grants	PR	C	18,000	18,000
(ga)	Auxiliary services	PR	C	21,000	21,000
(gb)	Local agreements	PR	C	−0−	−0−
(h)	Local energy resource system fees	PR	A	−0−	−0−
(j)	Safety and building operations	PR	A	15,620,600	15,620,600
(ka)	Interagency agreements	PR−S	C	113,500	113,500
(kg)	Construction career academy grant	PR	B	−0−	−0−
(km)	Crex Meadows Youth Conservation Camp grant	PR	B	−0−	−0−
(ks)	Data processing	PR−S	C	−0−	−0−
(L)	Fire dues distribution	PR	C	15,150,000	15,400,000
(La)	Fire prevention and fire dues administration	PR	A	608,900	608,900
(Lm)	Petroleum storage remedial action fees	PR	A	−0−	−0−
(m)	Federal funds	PR−F	C	1,687,700	1,687,700
(ma)	Federal aid − program administration	PR−F	C	−0−	−0−
(pz)	Indirect cost reimbursements	PR−F	C	−0−	−0−
(q)	Groundwater − standards; implementation	SEG	A	−0−	−0−
(r)	Safety and building operations; petroleum inspection fund	SEG	A	5,192,300	5,192,300
(sm)	Diesel truck idling reduction grants	SEG	A	1,000,000	1,000,000
(sn)	Diesel truck idling reduction grant administration	SEG	A	76,000	76,000
(t)	Petroleum inspection fund − revenue obligation repayment	SEG	S	−0−	−0−
(v)	Petroleum storage environmental remedial action; awards	SEG	B	4,550,000	4,550,000
(vm)	Removal of underground petroleum storage tanks	SEG	A	100,000	100,000
(w)	Petroleum storage environmental remedial action; administration	SEG	A	2,549,600	2,549,600
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,413,200	2,413,200
	PROGRAM REVENUE			33,219,700	33,469,700
	FEDERAL			(1,687,700)	(1,687,700)
	OTHER			(31,418,500)	(31,668,500)
	SERVICE			(113,500)	(113,500)
	SEGREGATED REVENUE			13,467,900	13,467,900
	OTHER			(13,467,900)	(13,467,900)
	TOTAL−ALL SOURCES			49,100,800	49,350,800
	20.165 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,413,200	2,413,200
	PROGRAM REVENUE			50,123,300	50,373,300
	FEDERAL			(1,930,000)	(1,930,000)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(44,847,800)	(45,097,800)
SERVICE			(3,345,500)	(3,345,500)
SEGREGATED REVENUE			13,467,900	13,467,900
OTHER			(13,467,900)	(13,467,900)
TOTAL−ALL SOURCES			66,004,400	66,254,400
20.190 State Fair Park Board				
(1) STATE FAIR PARK				
(c) Housing facilities principal repayment, interest and rebates	GPR	S	862,100	1,085,700
(d) Principal repayment and interest	GPR	S	1,009,800	2,251,800
(h) State fair operations	PR	C	13,585,300	13,825,400
(i) State fair capital expenses	PR	C	180,000	180,000
(j) State fair principal repayment, interest and rebates	PR	S	4,826,900	4,841,100
(jm) Gifts and grants	PR	C	−0−	−0−
(m) Federal funds	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,871,900	3,337,500
PROGRAM REVENUE			18,592,200	18,846,500
FEDERAL			(−0−)	(−0−)
OTHER			(18,592,200)	(18,846,500)
TOTAL−ALL SOURCES			20,464,100	22,184,000
20.190 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			1,871,900	3,337,500
PROGRAM REVENUE			18,592,200	18,846,500
FEDERAL			(−0−)	(−0−)
OTHER			(18,592,200)	(18,846,500)
TOTAL−ALL SOURCES			20,464,100	22,184,000
20.192 Wisconsin Economic Development Corporation				
(1) PROMOTION OF ECONOMIC DEVELOPMENT				
(a) Operations and programs	GPR	C	34,134,700	32,790,600
(k) Transferred general fund moneys from department of commerce	PR−S	C	6,500,000	−0−
(m) Federal aids; programs	PR−F	C	20,000,000	20,000,000
(r) Economic development fund; programs	SEG	C	23,189,200	23,189,200
(s) Brownfield site assessment grants	SEG	B	1,000,000	1,000,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			34,134,700	32,790,600
PROGRAM REVENUE			26,500,000	20,000,000
FEDERAL			(20,000,000)	(20,000,000)
SERVICE			(6,500,000)	(−0−)
SEGREGATED REVENUE			24,189,200	24,189,200
OTHER			(24,189,200)	(24,189,200)
TOTAL−ALL SOURCES			84,823,900	76,979,800
20.192 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			34,134,700	32,790,600
PROGRAM REVENUE			26,500,000	20,000,000
FEDERAL			(20,000,000)	(20,000,000)
SERVICE			(6,500,000)	(−0−)
SEGREGATED REVENUE			24,189,200	24,189,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(24,189,200)	(24,189,200)
TOTAL−ALL SOURCES			84,823,900	76,979,800
Commerce FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			65,032,100	66,917,200
PROGRAM REVENUE			191,373,400	185,595,800
FEDERAL			(43,647,300)	(43,706,800)
OTHER			(131,197,800)	(131,834,500)
SERVICE			(16,528,300)	(10,054,500)
SEGREGATED REVENUE			161,399,700	161,830,400
FEDERAL			(−0−)	(−0−)
OTHER			(161,399,700)	(161,830,400)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			417,805,200	414,343,400
20.220 Wisconsin Artistic Endowment Foundation				
(1) SUPPORT OF THE ARTS				
(a) Education and marketing	GPR	C	−0−	−0−
(q) General program operations	SEG	A	−0−	−0−
(r) Support of the arts	SEG	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.220 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.225 Educational Communications Board				
(1) INSTRUCTIONAL TECHNOLOGY				
(a) General program operations	GPR	A	2,775,100	2,775,100
(b) Energy costs; energy−related assessments	GPR	A	725,100	755,800
(c) Principal repayment and interest	GPR	S	1,209,300	3,218,800
(d) Milwaukee area technical college	GPR	A	211,900	211,900
(er) Transmitter operation	GPR	A	16,000	16,000
(f) Programming	GPR	A	1,026,700	1,026,700
(g) Gifts, grants, contracts, leases, instructional material, and copyrights	PR	C	9,831,000	9,831,000
(i) Program revenue facilities; principal repayment, interest, and rebates	PR	S	14,100	13,800
(k) Funds received from other state agencies	PR−S	C	−0−	−0−
(kb) Emergency weather warning system operation	PR−S	A	134,300	134,300
(m) Federal grants	PR−F	C	1,171,800	1,171,800
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			5,964,100	8,004,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	PROGRAM REVENUE			11,151,200	11,150,900
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(9,845,100)	(9,844,800)
	SERVICE			(134,300)	(134,300)
	TOTAL−ALL SOURCES			17,115,300	19,155,200
	20.225 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			5,964,100	8,004,300
	PROGRAM REVENUE			11,151,200	11,150,900
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(9,845,100)	(9,844,800)
	SERVICE			(134,300)	(134,300)
	TOTAL−ALL SOURCES			17,115,300	19,155,200
20.235 Higher Educational Aids Board					
(1)	STUDENT SUPPORT ACTIVITIES				
(b)	Tuition grants	GPR	B	26,870,300	26,870,300
(cg)	Nursing student loans	GPR	A	−0−	−0−
(cm)	Nursing student loan program	GPR	A	445,500	445,500
(cr)	Minority teacher loans	GPR	A	259,500	259,500
(cu)	Teacher education loan program	GPR	A	272,200	272,200
(cx)	Loan program for teachers and orientation and mobility instructors of visually impaired pupils	GPR	A	99,000	99,000
(d)	Dental education contract	GPR	A	1,386,400	1,386,400
(e)	Minnesota−Wisconsin student reciprocity agreement	GPR	S	10,800,000	8,600,000
(fc)	Independent student grants program	GPR	B	−0−	−0−
(fd)	Talent incentive grants	GPR	B	4,458,800	4,458,800
(fe)	Wisconsin higher education grants; University of Wisconsin System students	GPR	S	58,345,400	58,345,400
(ff)	Wisconsin higher education grants; technical college students	GPR	B	18,797,900	18,797,900
(fg)	Minority undergraduate retention grants program	GPR	B	819,000	819,000
(fj)	Handicapped student grants	GPR	B	122,600	122,600
(fm)	Wisconsin covenant scholars grants	GPR	A	3,930,000	7,990,000
(fy)	Academic excellence higher education scholarship program	GPR	S	3,309,300	3,309,300
(fz)	Remission of fees and reimbursement for veterans and dependents	GPR	B	6,496,700	6,496,700
(g)	Student loans	PR	A	−0−	−0−
(gg)	Nursing student loan repayments	PR	C	−0−	−0−
(gm)	Indian student assistance; contributions	PR	C	−0−	−0−
(i)	Gifts and grants	PR	C	−0−	−0−
(k)	Indian student assistance	PR−S	B	779,700	779,700
(km)	Wisconsin higher education grants; tribal college students	PR−S	B	454,200	454,200
(no)	Federal aid; aids to individuals and organizations	PR−F	C	1,567,700	1,567,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			136,412,600	138,272,600
PROGRAM REVENUE			2,801,600	2,801,600
FEDERAL			(1,567,700)	(1,567,700)
OTHER			(−0−)	(−0−)
SERVICE			(1,233,900)	(1,233,900)
TOTAL−ALL SOURCES			139,214,200	141,074,200
(2) ADMINISTRATION				
(aa) General program operations	GPR	A	980,000	981,500
(bb) Student loan interest, loans sold or conveyed	GPR	S	−0−	−0−
(bc) Write−off of uncollectible student loans	GPR	A	−0−	−0−
(bd) Purchase of defective student loans	GPR	S	−0−	−0−
(ga) Student interest payments	PR	C	900	900
(gb) Student interest payments, loans sold or conveyed	PR	C	−0−	−0−
(ia) Student loans; collection and administration	PR	C	−0−	−0−
(ja) Write−off of defaulted student loans	PR	A	−0−	−0−
(n) Federal aid; state operations	PR−F	C	−0−	−0−
(qa) Student loan revenue obligation repayment	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			980,000	981,500
PROGRAM REVENUE			900	900
FEDERAL			(−0−)	(−0−)
OTHER			(900)	(900)
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			980,900	982,400
20.235 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			137,392,600	139,254,100
PROGRAM REVENUE			2,802,500	2,802,500
FEDERAL			(1,567,700)	(1,567,700)
OTHER			(900)	(900)
SERVICE			(1,233,900)	(1,233,900)
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			140,195,100	142,056,600
20.245 Historical Society				
(1) HISTORY SERVICES				
(a) General program operations	GPR	A	10,318,300	10,320,700
(b) Wisconsin black historical society and museum	GPR	A	84,500	84,500
(c) Energy costs; energy−related assessments	GPR	A	1,036,000	1,075,700
(e) Principal repayment, interest, and rebates	GPR	S	1,119,500	2,447,500
(h) Gifts, grants, and membership sales	PR	C	452,700	448,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(j)	Self−amortizing facilities; principal repayment, interest and rebates	PR	S	8,400	6,900
(k)	Storage facility	PR−S	B	199,100	199,100
(km)	Northern great lakes center	PR−S	A	239,700	239,700
(ks)	General program operations − service funds	PR−S	C	1,541,200	1,541,200
(kw)	Records management — service funds	PR−S	C	227,500	227,500
(m)	General program operations; federal funds	PR−F	C	1,098,700	1,098,700
(n)	Federal aids	PR−F	C	−0−	−0−
(pz)	Indirect cost reimbursements	PR−F	C	98,200	98,200
(q)	Endowment	SEG	C	588,000	588,000
(r)	History preservation partnership trust fund	SEG	C	3,200,300	3,200,300
(y)	Northern great lakes center; interpretive programming	SEG	A	47,200	47,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			12,558,300	13,928,400
	PROGRAM REVENUE			3,865,500	3,859,600
	FEDERAL			(1,196,900)	(1,196,900)
	OTHER			(461,100)	(455,200)
	SERVICE			(2,207,500)	(2,207,500)
	SEGREGATED REVENUE			3,835,500	3,835,500
	OTHER			(3,835,500)	(3,835,500)
	TOTAL−ALL SOURCES			20,259,300	21,623,500
	20.245 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			12,558,300	13,928,400
	PROGRAM REVENUE			3,865,500	3,859,600
	FEDERAL			(1,196,900)	(1,196,900)
	OTHER			(461,100)	(455,200)
	SERVICE			(2,207,500)	(2,207,500)
	SEGREGATED REVENUE			3,835,500	3,835,500
	OTHER			(3,835,500)	(3,835,500)
	TOTAL−ALL SOURCES			20,259,300	21,623,500
20.250 Medical College of Wisconsin					
(1)	TRAINING OF HEALTH PERSONNEL				
(a)	General program operations	GPR	A	1,926,600	1,926,600
(b)	Family medicine education	GPR	A	2,848,500	2,848,500
(c)	Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	S	1,181,300	2,917,400
(e)	Principal repayment and interest	GPR	S	164,500	186,800
(k)	Tobacco−related illnesses	PR−S	C	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,120,900	7,879,300
	PROGRAM REVENUE			−0−	−0−
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			6,120,900	7,879,300
(2)	RESEARCH				
(g)	Breast cancer research	PR	C	247,500	247,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(h)	Prostate cancer research	PR	C	−0−	−0−
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	TOTAL−ALL SOURCES			247,500	247,500
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			6,120,900	7,879,300
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			6,368,400	8,126,800
20.255 Department of Public Instruction					
(1)	EDUCATIONAL LEADERSHIP				
(a)	General program operations	GPR	A	10,868,100	10,868,100
(b)	General program operations; Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired	GPR	A	11,210,300	11,210,300
(c)	Energy costs; Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; energy−related assessments	GPR	A	577,000	622,100
(d)	Principal repayment and interest	GPR	S	455,800	944,700
(dw)	Pupil assessment	GPR	A	2,795,800	4,578,300
(e)	Student information system	GPR	B	−0−	−0−
(g)	Student activity therapy	PR	A	800	800
(gb)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; nonresident fees	PR	C	49,500	49,500
(gL)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; leasing of space	PR	C	8,100	8,100
(gs)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; services	PR	C	32,400	32,400
(gt)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; pupil transportation	PR	A	1,140,300	1,140,300
(hg)	Personnel licensure, teacher supply, information and analysis and teacher improvement	PR	A	3,132,500	3,132,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(hj)	General educational development and high school graduation equivalency	PR	A	121,100	120,700
(hm)	Services for drivers	PR−S	A	253,600	253,600
(i)	Publications	PR	A	171,900	171,900
(im)	Library products and services	PR	C	141,100	141,100
(j)	Milwaukee parental choice program and choice programs in other eligible school districts; financial audits	PR	C	129,900	132,000
(jg)	School lunch handling charges	PR	A	13,386,200	13,386,200
(jm)	Professional services center charges	PR	A	147,800	147,800
(jr)	Gifts, grants and trust funds	PR	C	2,050,000	2,050,000
(jz)	School district boundary appeal proceedings	PR	C	10,000	10,000
(kd)	Alcohol and other drug abuse program	PR−S	A	599,800	599,800
(ke)	Funds transferred from other state agencies; program operations	PR−S	C	2,768,700	2,768,700
(km)	State agency library processing center	PR−S	A	29,500	29,500
(ks)	Data processing	PR−S	C	4,493,500	4,693,500
(me)	Federal aids; program operations	PR−F	C	43,224,300	43,733,100
(pz)	Indirect cost reimbursements	PR−F	C	3,472,500	3,527,600
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			25,907,000	28,223,500
	PROGRAM REVENUE			75,363,500	76,129,100
	FEDERAL			(46,696,800)	(47,260,700)
	OTHER			(20,521,600)	(20,523,300)
	SERVICE			(8,145,100)	(8,345,100)
	TOTAL−ALL SOURCES			101,270,500	104,352,600
(2)	AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
(ac)	General equalization aids	GPR	A	4,261,954,000	4,293,658,000
(ad)	Supplemental aid	GPR	A	100,000	100,000
(ae)	Sparsity aid	GPR	A	13,453,300	13,453,300
(ap)	Per pupil adjustment aid	GPR	A	−0−	42,500,000
(ar)	Low revenue adjustment aid	GPR	A	6,200,000	−0−
(b)	Aids for special education and school age parents programs	GPR	A	368,939,100	368,939,100
(bb)	Aid for high poverty school districts	GPR	A	16,830,000	16,830,000
(bc)	Aid for children−at−risk programs	GPR	A	−0−	−0−
(bd)	Additional special education aid	GPR	A	3,500,000	3,500,000
(be)	Supplemental special education aid	GPR	A	1,750,000	1,750,000
(bh)	Aid to county children with disabilities education boards	GPR	A	4,067,300	4,067,300
(cc)	Bilingual−bicultural education aids	GPR	A	8,589,800	8,589,800
(cf)	Alternative education grants	GPR	A	−0−	−0−
(cg)	Tuition payments; full−time open enrollment transfer payments	GPR	A	8,242,900	8,242,900
(cm)	Reimbursement for school breakfast programs	GPR	C	2,510,500	2,510,500
(cn)	Aids for school lunches and nutritional improvement	GPR	A	4,218,100	4,218,100
(cp)	Wisconsin school day milk program	GPR	A	617,100	617,100

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(cr)	Aid for pupil transportation	GPR	A	23,703,600	23,703,600
(cs)	Aid for debt service	GPR	A	133,700	133,700
(cu)	Achievement guarantee contracts	GPR	A	109,184,500	109,184,500
(cw)	Aid for transportation; youth options program	GPR	A	17,400	17,400
(cy)	Aid for transportation; open enrollment	GPR	A	434,200	434,200
(dp)	Four−year−old kindergarten grants	GPR	A	1,350,000	1,350,000
(eh)	Head start supplement	GPR	A	6,264,100	6,264,100
(ep)	Second chance partnership	GPR	S	132,800	132,800
(fg)	Aid for cooperative educational service agencies	GPR	A	260,600	260,600
(fk)	Grant program for peer review and mentoring	GPR	A	434,300	1,606,700
(fm)	Charter schools	GPR	S	61,645,000	66,060,000
(fr)	Parental choice program for eligible school districts	GPR	S	1,610,500	3,221,000
(fu)	Milwaukee parental choice program	GPR	S	139,147,200	147,521,800
(fv)	Milwaukee parental choice program and choice programs in other eligible school districts; transfer pupils	GPR	S	−0−	−0−
(fy)	Grants to support gifted and talented pupils	GPR	A	237,200	237,200
(k)	Funds transferred from other state agencies; local aids	PR−S	C	9,490,500	9,490,500
(kd)	Aid for alcohol and other drug abuse programs	PR−S	A	1,284,700	1,284,700
(kg)	Mentoring grants for initial educators	GPR	A	1,172,400	−0−
(km)	Tribal language revitalization grants	PR−S	A	222,800	222,800
(m)	Federal aids; local aid	PR−F	C	664,923,500	664,923,500
(n)	Federal aid; economic stimulus funds	PR−F	C	20,100,000	−0−
(p)	Federal aids; state allocations	PR−F	C	−0−	−0−
(s)	School library aids	SEG	C	35,000,000	37,000,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,046,699,600	5,129,103,700
	PROGRAM REVENUE			696,021,500	675,921,500
	FEDERAL			(685,023,500)	(664,923,500)
	SERVICE			(10,998,000)	(10,998,000)
	SEGREGATED REVENUE			35,000,000	37,000,000
	OTHER			(35,000,000)	(37,000,000)
	TOTAL−ALL SOURCES			5,777,721,100	5,842,025,200
(3)	AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
(b)	Adult literacy grants	GPR	A	62,400	62,400
(c)	Grants for national teacher certification or master educator licensure	GPR	S	1,963,800	2,224,900
(d)	Elks and Easter Seals Center for Respite and Recreation	GPR	A	73,900	73,900
(dn)	Project Lead the Way Grants	GPR	A	−0−	−0−
(eg)	Milwaukee Public Museum	GPR	A	42,200	42,200
(f)	Interstate compact on educational opportunity for military children	GPR	S	900	900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(fa)	Very special arts	GPR	A	63,300	63,300
(fg)	Special Olympics	GPR	A	67,500	67,500
(fz)	Precollege scholarships	GPR	A	1,931,500	1,931,500
(mm)	Federal funds; local assistance	PR−F	C	1,199,300	1,199,300
(ms)	Federal funds; individuals and organizations	PR−F	C	56,644,900	56,644,900
(q)	Periodical and reference information databases; newsline for the blind	SEG	A	2,560,000	2,560,000
(qm)	Aid to public library systems	SEG	A	15,013,100	15,013,100
(r)	Library service contracts	SEG	A	1,144,500	1,144,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,205,500	4,466,600
	PROGRAM REVENUE			57,844,200	57,844,200
	FEDERAL			(57,844,200)	(57,844,200)
	SEGREGATED REVENUE			18,717,600	18,717,600
	OTHER			(18,717,600)	(18,717,600)
	TOTAL−ALL SOURCES			80,767,300	81,028,400
	20.255 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			5,076,812,100	5,161,793,800
	PROGRAM REVENUE			829,229,200	809,894,800
	FEDERAL			(789,564,500)	(770,028,400)
	OTHER			(20,521,600)	(20,523,300)
	SERVICE			(19,143,100)	(19,343,100)
	SEGREGATED REVENUE			53,717,600	55,717,600
	OTHER			(53,717,600)	(55,717,600)
	TOTAL−ALL SOURCES			5,959,758,900	6,027,406,200
20.285 University of Wisconsin System					
(1)	UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
(a)	General program operations	GPR	A	865,602,900	883,602,900
(d)	Principal repayment and interest	GPR	S	98,365,300	204,717,500
(fd)	State laboratory of hygiene; general program operations	GPR	A	9,374,300	9,374,300
(fj)	Veterinary diagnostic laboratory	GPR	A	5,018,200	5,018,200
(gb)	General program operations	PR	C	1,971,592,400	2,008,572,300
(ge)	Gifts and non−federal grants and contracts	PR	C	539,817,600	539,817,600
(gj)	Self−amortizing facilities principal and interest	PR	S	78,808,800	90,260,500
(i)	State laboratory of hygiene	PR	C	21,871,300	21,871,300
(ia)	State laboratory of hygiene; drivers	PR−S	C	1,619,200	1,619,200
(je)	Veterinary diagnostic laboratory, fees	PR	C	3,948,900	3,948,900
(k)	Funds transferred from other state agencies	PR−S	C	37,820,700	37,820,700
(kg)	Veterinary diagnostic laboratory, state agencies	PR−S	C	831,100	831,100
(Li)	General fund interest	PR	C	1,000,000	1,000,000
(m)	Federal aid	PR−F	C	1,741,474,200	1,741,474,200
(mc)	Veterinary diagnostic laboratory — federal aid	PR−F	C	1,675,900	1,675,900
(q)	Telecommunications services	SEG	A	1,054,800	1,054,800

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(qe)	Rural physician residency assistance program	SEG	B	750,000	750,000
(qj)	Dentist and dental hygienist loan assistance programs; critical access hospital assessment fund	SEG	B	250,000	250,000
(qm)	Grants for forestry programs	SEG	A	133,300	133,300
(qr)	Discovery farm grants	SEG	A	248,400	248,400
(r)	Environmental education; environmental assessments	SEG	C	130,500	130,500
(rc)	Environmental education; forestry	SEG	A	200,000	200,000
(rm)	Environmental scholarships	SEG	C	300,000	300,000
(s)	Wisconsin Bioenergy Initiative	SEG	A	4,050,000	4,050,000
(tb)	Extension recycling education	SEG	A	388,200	388,200
(tm)	Solid waste research and experiments	SEG	A	155,400	155,400
(u)	Trust fund income	SEG	C	26,063,200	26,063,200
(w)	Trust fund operations	SEG	C	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			978,360,700	1,102,712,900
	PROGRAM REVENUE			4,400,460,100	4,448,891,700
	FEDERAL			(1,743,150,100)	(1,743,150,100)
	OTHER			(2,617,039,000)	(2,665,470,600)
	SERVICE			(40,271,000)	(40,271,000)
	SEGREGATED REVENUE			33,723,800	33,723,800
	OTHER			(33,723,800)	(33,723,800)
	TOTAL−ALL SOURCES			5,412,544,600	5,585,328,400
(3)	UNIVERSITY SYSTEM ADMINISTRATION				
(a)	General program operations	GPR	A	7,089,000	7,089,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,089,000	7,089,000
	TOTAL−ALL SOURCES			7,089,000	7,089,000
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			985,449,700	1,109,801,900
	PROGRAM REVENUE			4,400,460,100	4,448,891,700
	FEDERAL			(1,743,150,100)	(1,743,150,100)
	OTHER			(2,617,039,000)	(2,665,470,600)
	SERVICE			(40,271,000)	(40,271,000)
	SEGREGATED REVENUE			33,723,800	33,723,800
	OTHER			(33,723,800)	(33,723,800)
	TOTAL−ALL SOURCES			5,419,633,600	5,592,417,400
20.292 Wisconsin Technical College System					
(1)	TECHNICAL COLLEGE SYSTEM				
(a)	General program operations	GPR	A	2,753,500	2,753,500
(am)	Fee remissions	GPR	A	14,200	14,200
(b)	Displaced homemakers' program	GPR	A	805,300	805,300
(c)	Minority student participation and retention grants	GPR	A	583,300	583,300
(ce)	Basic skills grants	GPR	A	−0−	−0−
(ch)	Health care education programs	GPR	A	5,395,500	5,395,500
(d)	State aid for technical colleges; statewide guide	GPR	A	83,534,900	83,534,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(dc)	Incentive grants	GPR	C	6,418,300	6,418,300
(dd)	Farm training program tuition grants	GPR	A	141,800	141,800
(de)	Services for handicapped students; local assistance	GPR	A	378,200	378,200
(dm)	Aid for special collegiate transfer programs	GPR	A	1,063,000	1,063,000
(e)	Technical college instructor occupational competency program	GPR	A	67,400	67,400
(ef)	School−to−work programs for children at risk	GPR	A	282,100	282,100
(eg)	Faculty development grants	GPR	A	786,700	786,700
(eh)	Training program grants	GPR	B	3,970,000	3,970,000
(em)	Apprenticeship curriculum development	GPR	A	70,900	70,900
(fc)	Driver education, local assistance	GPR	A	304,400	304,400
(fg)	Chauffeur training grants	GPR	C	189,100	189,100
(fm)	Supplemental aid	GPR	A	1,418,200	1,418,200
(fp)	Emergency medical technician − basic training; state operations	GPR	A	−0−	−0−
(g)	Text materials	PR	A	115,500	115,500
(ga)	Auxiliary services	PR	C	15,200	15,200
(gm)	Fire schools; state operations	PR	A	406,200	406,200
(gr)	Fire schools; local assistance	PR	A	600,000	600,000
(h)	Gifts and grants	PR	C	20,600	20,600
(hm)	Truck driver training	PR−S	C	150,000	150,000
(i)	Conferences	PR	C	72,600	72,600
(j)	Personnel certification	PR	A	259,200	259,200
(k)	Gifts and grants	PR	C	30,200	30,200
(ka)	Interagency projects; local assistance	PR−S	A	2,000,000	2,000,000
(kb)	Interagency projects; state operations	PR−S	A	238,000	238,000
(kd)	Transfer of Indian gaming receipts; work−based learning programs	PR−S	A	594,000	594,000
(km)	Master logger apprenticeship grants	PR−S	C	−0−	−0−
(kx)	Interagency and intra−agency programs	PR−S	C	79,200	79,200
(L)	Services for district boards	PR	A	45,500	45,500
(m)	Federal aid, state operations	PR−F	C	3,421,100	3,421,100
(n)	Federal aid, local assistance	PR−F	C	28,424,300	28,424,300
(o)	Federal aid, aids to individuals and organizations	PR−F	C	800,000	800,000
(pz)	Indirect cost reimbursements	PR−F	C	196,000	196,000
(q)	Agricultural education consultant	GPR	A	70,500	70,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			108,247,300	108,247,300
	PROGRAM REVENUE			37,467,600	37,467,600
	FEDERAL			(32,841,400)	(32,841,400)
	OTHER			(1,565,000)	(1,565,000)
	SERVICE			(3,061,200)	(3,061,200)
	TOTAL−ALL SOURCES			145,714,900	145,714,900
(2)	EDUCATIONAL APPROVAL BOARD				
(g)	Proprietary school programs	PR	A	511,700	511,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(gm) Student protection	PR	C	56,600	56,600
(i) Closed schools; preservaton of student records	PR	C	12,100	12,100
(2) PROGRAM TOTALS				
PROGRAM REVENUE			580,400	580,400
OTHER			(580,400)	(580,400)
TOTAL−ALL SOURCES			580,400	580,400
20.292 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			108,247,300	108,247,300
PROGRAM REVENUE			38,048,000	38,048,000
FEDERAL			(32,841,400)	(32,841,400)
OTHER			(2,145,400)	(2,145,400)
SERVICE			(3,061,200)	(3,061,200)
TOTAL−ALL SOURCES			146,295,300	146,295,300
Education FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			6,332,545,000	6,548,909,100
PROGRAM REVENUE			5,285,804,000	5,314,895,000
FEDERAL			(2,569,492,400)	(2,549,956,300)
OTHER			(2,650,260,600)	(2,698,687,700)
SERVICE			(66,051,000)	(66,251,000)
SEGREGATED REVENUE			91,276,900	93,276,900
FEDERAL			(−0−)	(−0−)
OTHER			(91,276,900)	(93,276,900)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			11,709,625,900	11,957,081,000
20.320 Environmental Improvement Fund Program				
(1) CLEAN WATER FUND PROGRAM OPERATIONS				
(a) Environmental aids — clean water fund program	GPR	A	−0−	−0−
(c) Principal repayment and interest — clean water fund program	GPR	S	25,535,300	34,403,500
(q) Clean water fund program revenue obligation funding	SEG−S	C	−0−	−0−
(r) Clean water fund program repayment of revenue obligations	SEG	S	−0−	−0−
(s) Clean water fund program financial assistance	SEG	S	−0−	−0−
(sm) Land recycling loan program financial assistance	SEG	S	−0−	−0−
(t) Principal repayment and interest — clean water fund program bonds	SEG	A	8,000,000	8,000,000
(u) Principal repayment and interest — clean water fund program revenue obligation repayment	SEG	C	−0−	−0−
(x) Clean water fund program financial assistance; federal	SEG−F	C	−0−	−0−
(y) Clean water fund program federal financial hardship assistance	SEG−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			25,535,300	34,403,500
SEGREGATED REVENUE			8,000,000	8,000,000
FEDERAL			(−0−)	(−0−)
OTHER			(8,000,000)	(8,000,000)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			33,535,300	42,403,500
(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
(c) Principal repayment and interest — safe drinking water loan program	GPR	S	2,583,500	4,441,100
(s) Safe drinking water loan programs financial assistance	SEG	S	−0−	−0−
(x) Safe drinking water loan programs financial assistance; federal	SEG−F	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			2,583,500	4,441,100
SEGREGATED REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			2,583,500	4,441,100
(3) PRIVATE SEWAGE SYSTEM PROGRAM				
(q) Private sewage system loans	SEG	C	−0−	−0−
(3) PROGRAM TOTALS				
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.320 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			28,118,800	38,844,600
SEGREGATED REVENUE			8,000,000	8,000,000
FEDERAL			(−0−)	(−0−)
OTHER			(8,000,000)	(8,000,000)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			36,118,800	46,844,600
20.360 Lower Wisconsin State Riverway Board				
(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
(g) Gifts and grants	PR	C	−0−	−0−
(q) General program operations — conservation fund	SEG	A	202,600	202,600
(1) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED REVENUE			202,600	202,600
OTHER			(202,600)	(202,600)
TOTAL−ALL SOURCES			202,600	202,600
20.360 DEPARTMENT TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED REVENUE			202,600	202,600
OTHER			(202,600)	(202,600)
TOTAL−ALL SOURCES			202,600	202,600

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
20.370 Department of Natural Resources					
(1)	LAND				
(cq)	Forestry — reforestation	SEG	C	100,500	100,500
(cr)	Forestry — recording fees	SEG	C	89,100	89,100
(cs)	Forestry — forest fire emergencies	SEG	C	−0−	−0−
(ct)	Timber sales contracts − repair and reimbursement costs	SEG	C	−0−	−0−
(cu)	Forestry − forestry education curriculum	SEG	A	350,000	350,000
(cx)	Forestry−management plans	SEG	C	316,800	316,800
(cy)	Forestry − cooperating foresters and private contractors	SEG	C	−0−	−0−
(ea)	Parks — general program operations	GPR	A	2,551,600	4,911,000
(eq)	Parks and forests − operation and maintenance	SEG	S	−0−	−0−
(er)	Parks and forests − campground reservation fees	SEG	C	1,250,000	1,250,000
(es)	Parks − interpretive programs	SEG	C	−0−	−0−
(fb)	Endangered resources — general program operations	GPR	A	−0−	−0−
(fc)	Endangered resources — Wisconsin stewardship program	GPR	A	−0−	−0−
(fd)	Endangered resources — natural heritage inventory program	GPR	A	257,200	257,200
(fe)	Endangered resources — general fund	GPR	S	500,000	500,000
(fs)	Endangered resources — voluntary payments; sales, leases, and fees	SEG	C	1,463,700	1,463,700
(ft)	Endangered resources — application fees	SEG	C	−0−	−0−
(gr)	Endangered resources program — gifts and grants; sale of state−owned lands	SEG	C	−0−	−0−
(gt)	Habitat conservation plan fees	SEG	C	9,900	9,900
(hc)	Indemnification agreements	GPR	S	−0−	−0−
(hk)	Elk management	PR−S	A	92,100	92,100
(hq)	Elk hunting fees	SEG	C	−0−	−0−
(hr)	Pheasant restoration	SEG	C	239,200	239,200
(hs)	Chronic wasting disease management	SEG	A	−0−	−0−
(ht)	Wild turkey restoration	SEG	C	784,000	784,000
(hu)	Wetlands habitat improvement	SEG	C	362,100	362,100
(hv)	Aquatic and terrestrial resources inventory	SEG	A	121,600	121,600
(hw)	Pheasant stocking and propagation	SEG	C	345,600	345,600
(iu)	Gravel pit reclamation	SEG	C	−0−	−0−
(iv)	Utility terrain vehicle fees	SEG	C	20,000	−0−
(jr)	Rental property and equipment — maintenance and replacement	SEG	C	519,400	519,400
(kq)	Taxes and assessments; conservation fund	SEG	A	297,000	297,000
(Lk)	Reintroduction of whooping cranes	PR−S	A	62,300	62,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(Lq)	Trapper education program	SEG	C	49,700	49,700
(Lr)	Beaver control; fish and wildlife account	SEG	C	36,200	36,200
(Ls)	Control of wild animals	SEG	C	283,600	283,600
(Lt)	Wildlife management	SEG	A	−0−	−0−
(Lu)	Fish and wildlife habitat	SEG	S	−0−	−0−
(ma)	General program operations — state funds	GPR	A	5,200	5,200
(mi)	General program operations — private and public sources	PR	C	727,600	745,400
(mk)	General program operations — service funds	PR−S	C	774,800	774,800
(mq)	General program operations — state snowmobile trails and areas	SEG	A	209,700	209,700
(ms)	General program operations — state all−terrain vehicle projects	SEG	A	310,500	310,500
(mt)	Land preservation and management − endowment fund	SEG	S	−0−	−0−
(mu)	General program operations — state funds	SEG	A	−0−	−0−
	Land program management	SEG	A	1,063,300	1,063,300
	Wildlife management	SEG	A	12,653,100	12,653,100
	Southern forests	SEG	A	5,322,900	5,322,900
	Parks and recreation	SEG	A	14,286,700	11,824,000
	Endangered resources	SEG	A	768,800	768,800
	Facilities and lands	SEG	A	7,413,500	7,413,500
	NET APPROPRIATION			41,508,300	39,045,600
(mv)	General program operations − state funds; forestry	SEG	A	51,242,200	51,242,200
(my)	General program operations — federal funds	SEG−F	C	−0−	−0−
	Wildlife management	SEG−F	C	5,499,000	5,499,000
	Forestry	SEG−F	C	1,461,000	1,461,000
	Southern forests	SEG−F	C	127,500	127,500
	Parks and recreation	SEG−F	C	808,700	808,700
	Endangered resources	SEG−F	C	2,122,500	2,068,400
	Facilities and lands	SEG−F	C	2,244,700	2,244,700
	NET APPROPRIATION			12,263,400	12,209,300
(mz)	Forest fire emergencies — federal funds	SEG−F	C	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,314,000	5,673,400
	PROGRAM REVENUE			1,656,800	1,674,600
	OTHER			(727,600)	(745,400)
	SERVICE			(929,200)	(929,200)
	SEGREGATED REVENUE			112,172,500	109,635,700
	FEDERAL			(12,263,400)	(12,209,300)
	OTHER			(99,909,100)	(97,426,400)
	TOTAL−ALL SOURCES			117,143,300	116,983,700

(2) AIR AND WASTE

Statute, Agency and Purpose		Source	Type	2011−12	2012−13
(bg)	Air management — stationary sources	PR	A	6,932,900	6,932,900
(bh)	Air management — state permit sources	PR	A	2,386,300	2,386,300
(bi)	Air management — asbestos management	PR	C	563,800	563,800
(bq)	Air management — vapor recovery administration	SEG	A	95,400	95,400
(br)	Air management — mobile sources	SEG	A	1,393,800	1,393,800
(cf)	Air management — motor vehicle emission inspection and maintenance program, state funds	GPR	A	67,700	67,700
(cg)	Air management — recovery of ozone−depleting refrigerants	PR	A	158,000	158,000
(ch)	Air management — emission analysis	PR	C	−0−	−0−
(ci)	Air management — permit review and enforcement	PR	A	2,243,600	2,243,600
(cL)	Air waste management — incinerator operator certification	PR	C	−0−	−0−
(dg)	Solid waste management — solid and hazardous waste disposal administration	PR	C	2,579,900	2,579,900
(dh)	Solid waste management−remediated property	PR	C	872,200	872,200
(dq)	Solid waste management — waste management fund	SEG	C	−0−	−0−
(dt)	Solid waste management — closure and long−term care	SEG	C	−0−	−0−
(du)	Solid waste management − site−specific remediation	SEG	C	−0−	−0−
(dv)	Solid waste management — environmental repair; spills; abandoned containers	SEG	C	2,292,700	2,292,700
(dw)	Solid waste management — environmental repair; petroleum spills; administration	SEG	A	1,674,500	1,674,500
(dy)	Solid waste management — corrective action; proofs of financial responsibility	SEG	C	−0−	−0−
(dz)	Solid waste management − assessments and legal action	SEG	C	−0−	−0−
(eg)	Solid waste facility siting board fee	PR	C	−0−	−0−
(eh)	Solid waste management — source reduction review	PR	C	−0−	−0−
(eq)	Solid waste management − dry cleaner environmental response	SEG	A	177,700	177,700
(fq)	Indemnification agreements	SEG	S	−0−	−0−
(gh)	Mining — mining regulation and administration	PR	A	76,300	76,300
(gr)	Solid waste management — mining programs	SEG	C	−0−	−0−
(hq)	Recycling; administration	SEG	A	1,606,300	1,582,600

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(hr)	Electronic waste recycling	SEG	C	152,300	128,600
(ma)	General program operations — state funds	GPR	A	1,782,300	1,782,300
(mi)	General program operations — private and public sources	PR	C	−0−	−0−
(mk)	General program operations — service funds	PR−S	C	84,500	84,500
(mm)	General program operations — federal funds	PR−F	C	8,494,700	8,468,400
(mq)	General program operations − environmental fund	SEG	A	3,406,700	3,406,700
(mr)	General program operations − brownfields	SEG	A	304,500	304,500
(mu)	Petroleum inspection fund supplement to environmental fund; environmental repair and well compensation	SEG	A	985,000	985,000
(my)	General program operations — environmental fund; federal funds	SEG−F	C	606,300	606,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,850,000	1,850,000
	PROGRAM REVENUE			24,392,200	24,365,900
	FEDERAL			(8,494,700)	(8,468,400)
	OTHER			(15,813,000)	(15,813,000)
	SERVICE			(84,500)	(84,500)
	SEGREGATED REVENUE			12,695,200	12,647,800
	FEDERAL			(606,300)	(606,300)
	OTHER			(12,088,900)	(12,041,500)
	TOTAL−ALL SOURCES			38,937,400	38,863,700
(3)	ENFORCEMENT AND SCIENCE				
(ad)	Law enforcement − car killed deer; general fund	GPR	A	400,000	400,000
(ak)	Law enforcement − snowmobile enforcement and safety training; service funds	PR−S	A	1,197,900	1,197,900
(aq)	Law enforcement — snowmobile enforcement and safety training	SEG	A	122,000	122,000
(ar)	Law enforcement — boat enforcement and safety training	SEG	A	2,984,700	2,951,100
(as)	Law enforcement — all−terrain vehicle enforcement	SEG	A	1,293,200	1,278,800
(at)	Education and safety programs	SEG	C	337,600	337,600
(aw)	Law enforcement — car kill deer	SEG	A	400,000	400,000
(ax)	Law enforcement − water resources enforcement	SEG	A	192,600	189,100
(bg)	Enforcement — stationary sources	PR	A	106,900	106,900
(bL)	Operator certification — fees	PR	A	89,800	89,800
(dg)	Environmental impact — consultant services; printing and postage costs	PR	C	−0−	−0−
(dh)	Environmental impact — power projects	PR	C	26,900	26,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(di)	Environmental consulting costs — federal power projects	PR	A	−0−	−0−
(fj)	Environmental quality − laboratory certification	PR	A	754,100	754,100
(is)	Aquatic invasive species control; voluntary contributions	SEG	C	69,300	69,300
(ma)	General program operations — state funds	GPR	A	3,329,000	3,329,000
(mi)	General program operations — private and public sources	PR	C	350,300	350,300
(mk)	General program operations — service funds	PR−S	C	1,582,100	1,514,100
(mm)	General program operations — federal funds	PR−F	C	554,000	554,000
(mq)	General program operations — environmental fund	SEG	A	1,194,000	1,181,100
(mr)	Recycling; enforcement and research	SEG	A	298,600	294,800
(ms)	General program operations − pollution prevention	SEG	A	84,900	84,900
(mt)	General program operations, nonpoint source — environmental fund	SEG	A	424,500	424,500
(mu)	General program operations — state funds	SEG	A	20,302,100	20,082,300
(mw)	Water resources − public health	SEG	A	24,700	24,700
(my)	General program operations — federal funds	SEG−F	C	7,089,500	7,089,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,729,000	3,729,000
	PROGRAM REVENUE			4,662,000	4,594,000
	FEDERAL			(554,000)	(554,000)
	OTHER			(1,328,000)	(1,328,000)
	SERVICE			(2,780,000)	(2,712,000)
	SEGREGATED REVENUE			34,817,700	34,529,700
	FEDERAL			(7,089,500)	(7,089,500)
	OTHER			(27,728,200)	(27,440,200)
	TOTAL−ALL SOURCES			43,208,700	42,852,700
(4)	WATER				
(ac)	Wisconsin River monitoring and study	GPR	A	150,000	150,000
(af)	Water resources − remedial action	GPR	C	120,400	120,400
(ag)	Water resources − pollution credits	PR	C	−0−	−0−
(ah)	Water resources − Great Lakes protection fund	PR	C	214,900	214,900
(ai)	Water resources — water use fees	PR	C	780,800	780,800
(aj)	Water resources — ballast water discharge permits	PR	C	246,900	246,900
(aq)	Water resources management − lake, river and invasive species management	SEG	A	3,079,100	3,079,100
(ar)	Water resources − groundwater management	SEG	B	91,900	91,900
(as)	Water resources — trading water pollution credits	SEG	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(at)	Watershed — nonpoint source contracts	SEG	B	997,600	997,600
(au)	Cooperative remedial action; contributions	SEG	C	−0−	−0−
(av)	Cooperative remedial action; interest on contributions	SEG	S	−0−	−0−
(bg)	Water regulation and zoning − computer access fees	PR	C	−0−	−0−
(bh)	Water regulation and zoning — dam inspections and safety administration; general fund	PR	A	−0−	−0−
(bi)	Water regulation and zoning − fees	PR	C	1,025,300	1,025,300
(bj)	Storm water management − fees	PR	A	1,909,300	1,909,300
(bL)	Wastewater management − fees	PR	C	133,200	133,200
(br)	Water regulation and zoning — dam safety & wetland mapping; conservation fund	SEG	A	673,400	673,400
(cg)	Groundwater quantity administration	PR	A	505,200	505,200
(ch)	Groundwater quantity research	PR	B	84,500	84,500
(kk)	Fishery resources for ceded territories	PR−S	A	167,600	167,600
(kr)	Commercial fish protection and Great Lakes resource surcharges	SEG	C	25,000	25,000
(ku)	Great Lakes trout and salmon	SEG	C	1,632,600	1,632,600
(kv)	Trout habitat improvement	SEG	C	1,405,500	1,405,500
(kw)	Sturgeon stock and habitat	SEG	C	199,700	199,700
(ky)	Sturgeon stock and habitat − inland waters	SEG	C	60,000	60,000
(ma)	General program operations − state funds	GPR	A	−0−	−0−
	Watershed management	GPR	A	11,719,200	11,719,200
	Fisheries management	GPR	A	126,200	126,200
	Drinking water and groundwater	GPR	A	2,474,700	2,474,700
	Water program management	GPR	A	1,118,200	1,118,200
	NET APPROPRIATION			15,438,300	15,438,300
(mi)	General program operations − private and public sources	PR	C	238,800	238,800
(mk)	General program operations — service funds	PR−S	C	516,300	516,300
(mm)	General program operations − federal funds	PR−F	C	−0−	−0−
	Watershed management	PR−F	C	11,275,100	11,275,100
	Fisheries management	PR−F	C	229,300	229,300
	Drinking water and groundwater	PR−F	C	4,997,700	4,997,700
	NET APPROPRIATION			16,502,100	16,502,100
(mq)	General program operations − environmental fund	SEG	A	−0−	−0−
	Watershed management	SEG	A	1,997,500	1,997,500
	Drinking water and groundwater	SEG	A	2,289,600	2,289,600
	Water program management	SEG	A	−0−	−0−
	NET APPROPRIATION			4,287,100	4,287,100

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(mr)	General program operations — nonpoint source	SEG	A	583,500	583,500
(mt)	General program operations−environmental improvement programs; state funds	SEG	A	738,200	738,200
(mu)	General program operations − state funds	SEG	A	16,406,400	16,406,400
(mw)	Petroleum inspection fund supplement to environmental fund; groundwater management	SEG	A	719,800	719,800
(mx)	General program operations − clean water fund program; federal funds	SEG−F	C	802,300	802,300
(my)	General program operations − environmental fund − federal funds	SEG−F	C	−0−	−0−
(mz)	General program operations − federal funds	SEG−F	C	5,677,300	5,677,300
(nz)	General program operations−safe drinking water loan programs; federal funds	SEG−F	C	2,026,700	2,026,700
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			15,708,700	15,708,700
	PROGRAM REVENUE			22,324,900	22,324,900
	FEDERAL			(16,502,100)	(16,502,100)
	OTHER			(5,138,900)	(5,138,900)
	SERVICE			(683,900)	(683,900)
	SEGREGATED REVENUE			39,406,100	39,406,100
	FEDERAL			(8,506,300)	(8,506,300)
	OTHER			(30,899,800)	(30,899,800)
	TOTAL−ALL SOURCES			77,439,700	77,439,700
(5)	CONSERVATION AIDS				
(ac)	Resource aids − Milwaukee Public Museum	GPR	A	−0−	−0−
(ad)	Resource aids — interpretive center	GPR	A	22,800	22,800
(aq)	Resource aids − Canadian agencies migratory waterfowl aids	SEG	C	167,500	167,500
(ar)	Resource aids − county conservation aids	SEG	C	148,500	148,500
(as)	Recreation aids − fish, wildlife and forestry recreation aids	SEG	C	112,200	112,200
(at)	Ice age trail area grants	SEG	A	74,200	74,200
(au)	Resource aids − Ducks Unlimited, Inc., payments	SEG	C	−0−	−0−
(av)	Resource aids − forest grants	SEG	B	1,147,900	1,147,900
(aw)	Resource aids — nonprofit conservation organizations	SEG	C	222,400	222,400
(ax)	Resource aids − forestry	SEG	A	148,500	148,500
(ay)	Resource aids − urban land conservation	SEG	A	74,200	74,200
(az)	Resource aids — urban forestry grants	SEG	B	524,600	524,600
(bq)	Resource aids − county forest loans; severance share payments	SEG	C	100,000	100,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(br)	Resource aids − forest croplands and managed forest land aids	SEG	A	1,237,500	1,237,500
(bs)	Resource aids − county forest loans	SEG	A	616,200	616,200
(bt)	Resource aids − county forest project loans	SEG	C	396,000	396,000
(bu)	Resource aids − county forest project loans; severance share payments	SEG	C	350,000	350,000
(bv)	Resource aids — county forests, forest croplands and managed forest land aids	SEG	S	1,416,400	1,416,400
(bw)	Resource aids — county sustainable forestry and county forest adm. grants	SEG	B	1,576,900	1,576,900
(bx)	Resource aids − national forest income aids	SEG−F	C	782,200	782,200
(by)	Resource aids — fire suppression grants	SEG	A	170,000	170,000
(bz)	Resource aids − forestry outdoor activity grants	SEG	C	−0−	−0−
(cb)	Recreation aids − snowmobile trail and area aids; general fund	GPR	A	−0−	−0−
(cq)	Recreation aids − recreational boating and other projects	SEG	C	400,000	400,000
(cr)	Recreation aids − county snowmobile trail and area aids	SEG	C	2,475,400	2,475,400
(cs)	Recreation aids − snowmobile trail areas	SEG	C	5,078,100	5,104,700
(ct)	Recreation aids − all−terrain vehicle project aids; gas tax payment	SEG	C	1,880,100	1,892,600
(cu)	Recreation aids — all−terrain vehicle project aids	SEG	C	1,670,000	1,670,000
(cv)	Recreation aids — all terrain vehicle landowner incentive program	SEG	B	405,900	405,900
(cw)	Recreation aids − supplemental snowmobile trail aids	SEG	C	784,000	800,000
(cx)	Recreation aids — all−terrain vehicle safety program	SEG	A	297,000	297,000
(cy)	Recreation and resource aids, federal funds	SEG−F	C	3,162,100	3,162,100
(da)	Aids in lieu of taxes − general fund	GPR	S	8,240,000	8,240,000
(dq)	Aids in lieu of taxes − sum sufficient	SEG	S	780,000	780,000
(dr)	Aids in lieu of taxes − sum certain	SEG	A	4,843,000	5,470,000
(dx)	Resource aids — payment in lieu of taxes; federal	SEG−F	C	440,000	440,000
(ea)	Enforcement aids — spearfishing enforcement	GPR	C	−0−	−0−
(eq)	Enforcement aids — boating enforcement	SEG	A	1,386,000	1,386,000
(er)	Enforcement aids — all−terrain vehicle enforcement	SEG	A	495,000	495,000
(es)	Enforcement aids — snowmobiling enforcement	SEG	A	396,000	396,000
(ex)	Enforcement aids — federal funds	SEG−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(fq)	Wildlife damage claims and abatement	SEG	C	3,300,000	3,300,000
(fr)	Wildlife abatement and control grants	SEG	B	24,700	24,700
(fs)	Venison processing	SEG	B	594,000	594,000
(ft)	Venison processing; voluntary contributions	SEG	C	14,800	14,800
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			8,262,800	8,262,800
	SEGREGATED REVENUE			37,691,300	38,373,400
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(33,307,000)	(33,989,100)
	TOTAL−ALL SOURCES			45,954,100	46,636,200
(6)	ENVIRONMENTAL AIDS				
(aa)	Environmental aids; nonpoint source	GPR	B	709,100	709,100
(ac)	Lake Koshkonong study	GPR	A	−0−	−0−
(ar)	Environmental aids − lake protection	SEG	C	2,452,600	2,452,600
(as)	Environmental aids — invasive aquatic species and lake monitoring	SEG	B	4,029,100	4,029,100
(au)	Environmental aids — river protection; environmental fund	SEG	A	−0−	−0−
(av)	Environmental aids − river protection; conservation fund	SEG	A	289,500	289,500
(aw)	Environmental aids − river protection, nonprofit organization contracts	SEG	C	69,200	69,200
(bj)	Environmental aids — waste reduction and recycling grants and gifts	PR	C	−0−	−0−
(bk)	Environmental aids — wastewater and drinking water grant	PR−S	A	−0−	−0−
(bu)	Financial assistance for responsible units	SEG	A	19,000,000	19,000,000
(bw)	Recycling consolidation grants	SEG	A	1,000,000	1,000,000
(ca)	Environmental aids − scenic urban waterways	GPR	C	−0−	−0−
(cm)	Environmental aids − federal funds	PR−F	C	−0−	−0−
(cr)	Environmental aids − compensation for well contamination and abandonment	SEG	C	276,000	276,000
(da)	Environmental planning aids − local water quality planning	GPR	A	227,400	227,400
(dm)	Environmental planning aids − federal funds	PR−F	C	150,000	150,000
(dq)	Environmental aids — urban nonpoint source	SEG	B	1,313,200	1,313,200
(ef)	Brownfields revolving loan repayments	PR	C	−0−	−0−
(eg)	Groundwater mitigation and local assistance	PR	C	432,600	432,600
(eh)	Brownfields revolving loan funds administered for other entity	PR	C	−0−	−0−
(em)	Federal brownfields revolving loan funds	PR−F	C	1,000,000	1,000,000
(eq)	Environmental aids − dry cleaner environmental response	SEG	B	2,236,400	763,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(ev) Reimbursement for disposal of contaminated sediment	SEG	A	−0−	−0−
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			936,500	936,500
PROGRAM REVENUE			1,582,600	1,582,600
FEDERAL			(1,150,000)	(1,150,000)
OTHER			(432,600)	(432,600)
SERVICE			(−0−)	(−0−)
SEGREGATED REVENUE			30,666,000	29,193,200
OTHER			(30,666,000)	(29,193,200)
TOTAL−ALL SOURCES			33,185,100	31,712,300
(7) DEBT SERVICE AND DEVELOPMENT				
(aa) Resource acquisition and development − principal repayment and interest	GPR	S	33,650,800	67,013,000
(ac) Principal repayment and interest − recreational boating bonds	GPR	S	−0−	−0−
(ag) Land acquisition − principal repayment and interest	PR	C	−0−	−0−
(aq) Resource acquisition and development − principal repayment and interest	SEG	S	16,600	16,600
(ar) Dam repair and removal − principal repayment and interest	SEG	S	481,200	515,600
(at) Recreation development − principal repayment and interest	SEG	S	−0−	−0−
(au) State forest acquisition and development — principal repayment and interest	SEG	A	13,500,000	13,500,000
(bq) Principal repayment and interest − remedial action	SEG	S	3,865,600	4,062,600
(br) Principal repayment and interest − contaminated sediment	SEG	S	696,100	1,045,600
(cb) Principal repayment and interest − pollution abatement bonds	GPR	S	9,324,700	9,311,900
(cc) Principal repayment and interest — combined sewer overflow; pollution abatement bonds	GPR	S	3,879,000	4,970,200
(cd) Principal repayment and interest − municipal clean drinking water grants	GPR	S	975,400	270,500
(cg) Principal repayment and interest − nonpoint repayments	PR	C	−0−	−0−
(cq) Principal repayment and interest — nonpoint source grants	SEG	S	8,437,600	8,508,000
(cr) Principal repayment and interest — nonpoint source	SEG	S	832,000	1,036,200
(cs) Principal repayment and interest — urban nonpoint source cost−sharing	SEG	S	2,403,000	2,537,400
(ct) Principal and interest — pollution abatement, environmental fund	SEG	A	8,000,000	8,000,000
(ea) Administrative facilities − principal repayment and interest	GPR	S	427,800	888,800

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(eq)	Administrative facilities − principal repayment and interest	SEG	S	4,713,200	5,148,300
(er)	Administrative facilities — principal repayment and interest; environmental fund	SEG	S	635,700	659,300
(fa)	Resource maintenance and development − state funds	GPR	C	755,600	755,600
(fk)	Resource acquisition and development − service funds; transportation moneys	PR−S	C	990,000	990,000
(fr)	Resource acquisition and development — boating access to southeastern lakes	SEG	C	92,400	92,400
(fs)	Resource acquisition and development − state funds	SEG	C	889,100	889,100
(ft)	Resource acquisition and development − boating access	SEG	C	184,800	184,800
(fu)	Resource acquisition and development — nonmotorized boating improvements	SEG	C	−0−	−0−
(fw)	Resource acquisition and development — Mississippi and St. Croix rivers management	SEG	C	57,700	57,700
(fy)	Resource acquisition and development — federal funds	SEG−F	C	9,120,000	9,120,000
(gg)	Ice age trail − gifts and grants	PR	C	−0−	−0−
(gq)	State trails − gifts and grants	SEG	C	−0−	−0−
(ha)	Facilities acquisition, development and maintenance	GPR	C	144,400	144,400
(hq)	Facilities acquisition, development and maintenance — conservation fund	SEG	C	372,400	372,400
(jr)	Rental property and equipment − maintenance and replacement	SEG	C	180,000	180,000
(mc)	Resource maintenance and development − state park, forest, and riverway roads	GPR	C	2,658,100	2,658,100
(mi)	General program operations − private and public sources	PR	C	−0−	−0−
(mk)	General program operations − service funds	PR−S	C	−0−	−0−
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			51,815,800	86,012,500
	PROGRAM REVENUE			990,000	990,000
	OTHER			(−0−)	(−0−)
	SERVICE			(990,000)	(990,000)
	SEGREGATED REVENUE			54,477,400	55,926,000
	FEDERAL			(9,120,000)	(9,120,000)
	OTHER			(45,357,400)	(46,806,000)
	TOTAL−ALL SOURCES			107,283,200	142,928,500
(8)	ADMINISTRATION AND TECHNOLOGY				
(ir)	Promotional activities and publications	SEG	C	82,200	82,200
(iw)	Statewide recycling administration	SEG	A	407,200	407,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(ma)	General program operations — state funds	GPR	A	2,638,600	2,638,600
(mg)	General program operations — stationary sources	PR	A	−0−	−0−
(mi)	General program operations — private and public sources	PR	C	−0−	−0−
(mk)	General program operations — service funds	PR−S	C	4,364,600	4,364,600
(mq)	General program operations — mobile sources	SEG	A	878,100	878,100
(mr)	General program operations − environmental improvement fund	SEG	A	343,500	343,500
(mt)	Equipment pool operations	SEG−S	C	−0−	−0−
(mu)	General program operations — state funds	SEG	A	15,528,400	15,528,400
(mv)	General program operations — environmental fund	SEG	A	1,443,300	1,443,300
(mz)	Indirect cost reimbursements	SEG−F	C	7,175,100	7,102,700
(ni)	Geographic information systems, general program operations − other funds	PR	C	32,700	32,700
(nk)	Geographic information systems, general program operations — service funds	PR−S	C	1,464,100	1,464,100
(zq)	Gifts and donations	SEG	C	−0−	−0−
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,638,600	2,638,600
	PROGRAM REVENUE			5,861,400	5,861,400
	OTHER			(32,700)	(32,700)
	SERVICE			(5,828,700)	(5,828,700)
	SEGREGATED REVENUE			25,857,800	25,785,400
	FEDERAL			(7,175,100)	(7,102,700)
	OTHER			(18,682,700)	(18,682,700)
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			34,357,800	34,285,400
(9)	CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
(eg)	Gifts and grants; environmental management systems	PR	C	−0−	−0−
(gb)	Education programs − program fees	PR	B	94,400	94,400
(hk)	Approval fees to Lac du Flambeau band−service funds	PR−S	A	84,500	84,500
(hs)	Approval fees from Lac du Flambeau band	SEG	C	−0−	−0−
(ht)	Approval fees to Lac du Flambeau band	SEG	S	−0−	−0−
(hu)	Handling and other fees	SEG	C	152,500	152,500
(hv)	Fee amounts for statewide automated issuing system	SEG	C	2,863,100	2,863,100
(iq)	Natural resources magazine	SEG	C	979,700	979,700
(is)	Statewide recycling administration	SEG	A	210,500	210,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(ma)	General program operations − state funds	GPR	A	1,573,400	1,573,400
(mh)	General programs operations — stationary sources	PR	A	185,300	185,300
(mi)	General program operations — private and public sources	PR	C	79,700	79,700
(mk)	General program operations — service funds	PR−S	C	1,500,000	1,500,000
(mm)	General program operations − federal funds	PR−F	C	1,033,000	1,033,000
(mq)	General program operations − mobile sources	SEG	A	30,400	30,400
(mt)	Aids administration — environmental improvement programs; state funds	SEG	A	1,313,000	1,313,000
(mu)	General program operations − state funds	SEG	A	9,512,400	9,512,400
(mv)	General program operations — environmental fund	SEG	A	1,054,200	1,054,200
(mw)	Aids administration − snowmobile recreation	SEG	A	191,500	191,500
(mx)	Aids administration − clean water fund program; federal funds	SEG−F	C	1,196,700	1,196,700
(my)	General program operations − federal funds	SEG−F	C	302,600	302,600
(mz)	Indirect cost reimbursements	SEG−F	C	963,400	963,400
(nq)	Aids administration − dry cleaner environmental response	SEG	A	83,900	83,900
(ny)	Aids administration − safe drinking water loan programs; federal funds	SEG−F	C	166,800	166,800
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,573,400	1,573,400
	PROGRAM REVENUE			2,976,900	2,976,900
	FEDERAL			(1,033,000)	(1,033,000)
	OTHER			(359,400)	(359,400)
	SERVICE			(1,584,500)	(1,584,500)
	SEGREGATED REVENUE			19,020,700	19,020,700
	FEDERAL			(2,629,500)	(2,629,500)
	OTHER			(16,391,200)	(16,391,200)
	TOTAL−ALL SOURCES			23,571,000	23,571,000
	20.370 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			89,828,800	126,384,900
	PROGRAM REVENUE			64,446,800	64,370,300
	FEDERAL			(27,733,800)	(27,707,500)
	OTHER			(23,832,200)	(23,850,000)
	SERVICE			(12,880,800)	(12,812,800)
	SEGREGATED REVENUE			366,804,700	364,518,000
	FEDERAL			(51,774,400)	(51,647,900)
	OTHER			(315,030,300)	(312,870,100)
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			521,080,300	555,273,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
20.373 Fox River Navigational System Authority				
(1) INITIAL COSTS				
(g) Administration, operation, repair, and rehabilitation	PR	C	−0−	−0−
(r) Establishment and operation	SEG	C	125,400	125,400
(1) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED REVENUE			125,400	125,400
OTHER			(125,400)	(125,400)
TOTAL−ALL SOURCES			125,400	125,400
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
20.375 Lower Fox River Remediation Authority				
(1) INITIAL COSTS				
(a) Initial costs	GPR	B	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.375 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.380 Department of Tourism				
(1) TOURISM DEVELOPMENT AND PROMOTION				
(a) General program operations	GPR	A	2,756,100	2,756,100
(b) Tourism marketing; general purpose revenue	GPR	B	1,172,000	1,172,100
(g) Gifts, grants and proceeds	PR	C	7,300	7,300
(h) Tourism promotion; sale of surplus property receipts	PR	C	−0−	−0−
(ig) Golf promotion	PR	C	−0−	−0−
(ir) Payments to the WPGA Junior Foundation	PR	C	−0−	−0−
(j) Tourism promotion − private and public sources	PR	C	99,000	99,000
(k) Sale of materials or services	PR−S	C	−0−	−0−
(ka) Sale of materials and services−local assistance	PR−S	C	−0−	−0−
(kb) Sale of materials and services−individuals and organizations	PR−S	C	−0−	−0−
(kc) Marketing clearinghouse charges	PR−S	A	−0−	−0−
(kg) Tourism marketing; gaming revenue	PR−S	B	9,397,900	9,397,900
(km) Grants for regional tourist information centers	PR−S	A	160,000	160,000
(m) Federal aid, state operations	PR−F	C	−0−	−0−
(n) Federal aid, local assistance	PR−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(o)	Federal aid, individuals and organizations	PR−F	C	−0−	−0−
(q)	Administrative services−conservation fund	SEG	A	12,100	12,100
(w)	Tourism marketing; transportation fund	SEG	B	1,595,900	1,595,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,928,100	3,928,200
	PROGRAM REVENUE			9,664,200	9,664,200
	FEDERAL			(−0−)	(−0−)
	OTHER			(106,300)	(106,300)
	SERVICE			(9,557,900)	(9,557,900)
	SEGREGATED REVENUE			1,608,000	1,608,000
	OTHER			(1,608,000)	(1,608,000)
	TOTAL−ALL SOURCES			15,200,300	15,200,400
(2)	KICKAPOO VALLEY RESERVE				
(ip)	Kickapoo reserve management board; program services	PR	C	160,500	160,500
(ir)	Kickapoo reserve management board; gifts and grants	PR	C	−0−	−0−
(kc)	Kickapoo valley reserve; law enforcement services	PR−S	A	30,100	30,100
(ms)	Kickapoo reserve management board; federal aid	PR−F	C	−0−	−0−
(q)	Kickapoo reserve management board; general program operations	SEG	A	420,300	420,300
(r)	Kickapoo valley reserve; aids in lieu of taxes	SEG	S	351,000	356,000
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			190,600	190,600
	FEDERAL			(−0−)	(−0−)
	OTHER			(160,500)	(160,500)
	SERVICE			(30,100)	(30,100)
	SEGREGATED REVENUE			771,300	776,300
	OTHER			(771,300)	(776,300)
	TOTAL−ALL SOURCES			961,900	966,900
(3)	SUPPORT OF ART PROJECTS				
(a)	General program operations	GPR	A	270,000	270,000
(b)	State aid for the arts	GPR	A	359,300	359,300
(c)	Portraits of governors	GPR	A	−0−	−0−
(d)	Challenge grant program	GPR	A	−0−	−0−
(e)	High Point fund	GPR	A	−0−	−0−
(f)	Wisconsin regranting program	GPR	A	116,700	116,700
(g)	Gifts and grants; state operations	PR	C	20,000	20,000
(h)	Gifts and grants; aids to individuals and organizations	PR	C	−0−	−0−
(j)	Support of arts programs	PR	C	−0−	−0−
(km)	State aid for the arts; Indian gaming receipts	PR−S	A	24,900	24,900
(m)	Federal grants; state operations	PR−F	C	231,000	231,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(o) Federal grants; aids to individuals and organizations	PR−F	C	524,500	524,500
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			746,000	746,000
PROGRAM REVENUE			800,400	800,400
FEDERAL			(755,500)	(755,500)
OTHER			(20,000)	(20,000)
SERVICE			(24,900)	(24,900)
TOTAL−ALL SOURCES			1,546,400	1,546,400
20.380 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			4,674,100	4,674,200
PROGRAM REVENUE			10,655,200	10,655,200
FEDERAL			(755,500)	(755,500)
OTHER			(286,800)	(286,800)
SERVICE			(9,612,900)	(9,612,900)
SEGREGATED REVENUE			2,379,300	2,384,300
OTHER			(2,379,300)	(2,384,300)
TOTAL−ALL SOURCES			17,708,600	17,713,700
20.395 Department of Transportation				
(1) AIDS				
(ar) Corrections of transportation aid payments	SEG	S	−0−	−0−
(as) Transportation aids to counties, state funds	SEG	A	101,966,500	94,615,600
(at) Transportation aids to municipalities, state funds	SEG	A	318,705,800	308,904,300
(bq) Intercity bus assistance, state funds	SEG	C	−0−	−0−
(br) Milwaukee urban area rail transit system planning study; state funds	SEG	A	−0−	−0−
(bs) Transportation employment and mobility, state funds	SEG	C	332,600	332,600
(bt) Urban rail transit system grants	SEG	C	−0−	−0−
(bv) Transit and other transportation−related aids, local funds	SEG−L	C	110,000	110,000
(bx) Transit and other transportation−related aids, federal funds	SEG−F	C	38,000,000	38,000,000
(ck) Tribal elderly transportation grants	PR−S	A	247,500	247,500
(cq) Elderly and disabled capital aids, state funds	SEG	C	912,700	912,700
(cr) Elderly and disabled county aids, state funds	SEG	A	13,623,400	13,623,400
(cv) Elderly and disabled aids, local funds	SEG−L	C	605,500	605,500
(cx) Elderly and disabled aids, federal funds	SEG−F	C	1,500,000	1,500,000
(ex) Highway safety, local assistance, federal funds	SEG−F	C	1,700,000	1,700,000
(fq) Connecting highways aids, state funds	SEG	A	12,063,500	12,063,500
(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
(ft) Lift bridge aids, state funds	SEG	B	2,659,200	2,659,200
(fu) County forest road aids, state funds	SEG	A	284,700	284,700
(gq) Expressway policing aids, state funds	SEG	A	1,023,900	1,023,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gt)	Soo Locks improvements, state funds	SEG	A	−0−	−0−
(hq)	Paratransit aids	SEG	A	2,500,000	2,500,000
(hr)	Tier B transit operating aids, state funds	SEG	A	25,206,200	23,267,200
(hs)	Tier C transit operating aids, state funds	SEG	A	5,705,900	5,267,000
(ht)	Tier A−1 transit operating aids, state funds	SEG	A	66,868,600	61,724,900
(hu)	Tier A−2 transit operating aids, state funds	SEG	A	17,570,800	16,219,200
(hw)	Tier A−3 transit operating aids, state funds	SEG	A	−0−	−0−
(ig)	Professional football stadium maintenance and operating costs, state funds	PR	C	−0−	−0−
(ih)	Child abuse and neglect prevention, state funds	PR	C	−0−	−0−
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			247,500	247,500
	OTHER			(−0−)	(−0−)
	SERVICE			(247,500)	(247,500)
	SEGREGATED REVENUE			611,939,300	585,913,700
	FEDERAL			(41,200,000)	(41,200,000)
	OTHER			(570,023,800)	(543,998,200)
	LOCAL			(715,500)	(715,500)
	TOTAL−ALL SOURCES			612,186,800	586,161,200
(2)	LOCAL TRANSPORTATION ASSISTANCE				
(aq)	Accelerated local bridge improvement assistance, state funds	SEG	C	−0−	−0−
(av)	Accelerated local bridge improvement assistance, local funds	SEG−L	C	−0−	−0−
(ax)	Accelerated local bridge improvement assistance, federal funds	SEG−F	C	−0−	−0−
(bq)	Rail service assistance, state funds	SEG	C	596,200	646,200
(bu)	Freight rail infrastructure improvements, state funds	SEG	C	−0−	−0−
(bv)	Rail service assistance, local funds	SEG−L	C	500,000	500,000
(bw)	Freight rail assistance loan repayments, local funds	SEG−L	C	4,000,000	4,000,000
(bx)	Rail service assistance, federal funds	SEG−F	C	50,000	50,000
(cq)	Harbor assistance, state funds	SEG	C	571,200	571,200
(cr)	Rail passenger service, state funds	SEG	C	4,600,000	7,198,800
(cs)	Harbor assistance, federal funds	SEG−F	C	−0−	−0−
(ct)	Passenger railroad station improvement and commuter rail transit system grants, state funds	SEG	B	−0−	−0−
(cu)	Passenger railroad station improvement and commuter rail transit system grants, local funds	SEG−L	C	−0−	−0−
(cv)	Rail passenger service, local funds	SEG−L	C	−0−	−0−
(cw)	Harbor assistance, local funds	SEG−L	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(cx)	Rail passenger service, federal funds	SEG−F	C	4,300,000	4,488,700
(dq)	Aeronautics assistance, state funds	SEG	C	13,145,100	13,145,100
(ds)	Aviation career education, state funds	SEG	A	157,300	157,300
(dv)	Aeronautics assistance, local funds	SEG−L	C	42,000,000	42,000,000
(dx)	Aeronautics assistance, federal funds	SEG−F	C	73,939,900	73,939,900
(eq)	Highway and local bridge improvement assistance, state funds	SEG	C	8,459,000	8,459,000
(ev)	Local bridge improvement and traffic marking enhancement assistance, local and transferred funds	SEG−L	C	8,780,400	8,780,400
(ex)	Local bridge improvement assistance, federal funds	SEG−F	C	24,409,600	24,409,600
(fb)	Local roads for job preservation, state funds	GPR	C	−0−	−0−
(fr)	Local roads improvement program, state funds	SEG	C	16,197,000	16,197,000
(ft)	Local roads improvement program; discretionary grants, state funds	SEG	C	11,836,000	11,836,000
(fv)	Local transportation facility improvement assistance, local funds	SEG−L	C	38,895,500	38,895,500
(fx)	Local transportation facility improvement assistance, federal funds	SEG−F	C	72,238,000	72,238,000
(fz)	Local roads for job preservation, federal funds	SEG−F	C	−0−	−0−
(gj)	Railroad crossing protection installation and maintenance, state funds	SEG	C	−0−	−0−
(gq)	Railroad crossing improvement and protection maintenance, state funds	SEG	A	2,112,000	2,112,000
(gr)	Railroad crossing improvement and protection installation, state funds	SEG	C	1,595,700	1,595,700
(gs)	Railroad crossing repair assistance, state funds	SEG	C	234,700	234,700
(gv)	Railroad crossing improvement, local funds	SEG−L	C	−0−	−0−
(gx)	Railroad crossing improvement, federal funds	SEG−F	C	3,291,800	3,291,800
(hq)	Multimodal transportation studies, state funds	SEG	C	−0−	−0−
(hx)	Multimodal transportation studies, federal funds	SEG−F	C	−0−	−0−
(iq)	Transportation facilities economic assistance and development, state funds	SEG	C	3,402,600	3,402,600
(iv)	Transportation facilities economic assistance and development, local funds	SEG−L	C	3,588,700	3,588,700
(iw)	Transportation facility improvement loans, local funds	SEG−L	C	−0−	−0−
(ix)	Transportation facilities economic assistance and development, federal funds	SEG−F	C	−0−	−0−

Statute, Agency and Purpose		Source	Type	2011−12	2012−13	
(kv)	Congestion mitigation and air quality improvement, local funds	SEG−L	C	3,124,700	3,124,700	
(kx)	Congestion mitigation and air quality improvement, federal funds	SEG−F	C	11,619,000	11,619,000	
(mq)	Astronautics assistance, state funds	SEG	C	10,000	−0−	**Vetoed In Part**
(mv)	Astronautics assistance, local funds	SEG−L	C	−0−	−0−	
(mx)	Astronautics assistance, federal funds	SEG−F	C	−0−	−0−	
(nv)	Transportation enhancement activities, local funds	SEG−L	C	1,682,600	1,682,600	
(nx)	Transportation enhancement activities, federal funds	SEG−F	C	6,251,600	6,251,600	
(ny)	Milwaukee lakeshore walkway, federal funds	SEG−F	B	−0−	−0−	
(oq)	Bicycle and pedestrian facilities, state funds	SEG	C	−0−	−0−	
(ov)	Bicycle and pedestrian facilities, local funds	SEG−L	C	680,000	680,000	
(ox)	Bicycle and pedestrian facilities, federal funds	SEG−F	C	3,720,000	3,720,000	
(ph)	Transportation infrastructure loans, gifts and grants	SEG	C	−0−	−0−	
(pq)	Transportation infrastructure loans, state funds	SEG	C	4,600	4,600	
(pu)	Transportation infrastructure loans, service funds	SEG−S	C	−0−	−0−	
(pv)	Transportation infrastructure loans, local funds	SEG−L	C	−0−	−0−	
(px)	Transportation infrastructure loans, federal funds	SEG−F	C	−0−	−0−	
(qv)	Safe routes to school, local funds	SEG−L	C	323,000	323,000	
(qx)	Safe routes to school, federal funds	SEG−F	C	3,230,100	3,230,100	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			−0−	−0−	
	SEGREGATED REVENUE			369,546,300	372,373,800	
	FEDERAL			(203,050,000)	(203,238,700)	
	OTHER			(62,921,400)	(65,560,200)	
	SERVICE			(−0−)	(−0−)	
	LOCAL			(103,574,900)	(103,574,900)	
	TOTAL−ALL SOURCES			369,546,300	372,373,800	
(3)	State highway facilities					
(aq)	Southeast Wisconsin freeway megaprojects, state funds	SEG	C	32,946,900	45,747,000	
(av)	Southeast Wisconsin freeway megaprojects, local funds	SEG−L	C	−0−	−0−	
(ax)	Southeast Wisconsin freeway megaprojects, federal funds	SEG−F	C	95,053,100	95,053,100	
(bq)	Major highway development, state funds	SEG	C	112,039,100	110,577,700	
(br)	Major highway development, service funds	SEG−S	C	154,721,600	159,721,600	

Statute, Agency and Purpose		Source	Type	2011−12	2012−13
(bv)	Major highway development, local funds	SEG−L	C	−0−	−0−
(bx)	Major highway development, federal funds	SEG−F	C	78,263,500	78,263,500
(ck)	West Canal Street reconstruction and extension, service funds	PR−S	C	−0−	−0−
(cq)	State highway rehabilitation, state funds	SEG	C	266,150,900	373,561,500
(cr)	Southeast Wisconsin freeway rehabilitation, state funds	SEG	C	−0−	−0−
(ct)	Owner controlled insurance program, service funds	SEG−S	C	−0−	−0−
(cv)	State highway rehabilitation, local funds	SEG−L	C	2,000,000	2,000,000
(cw)	Southeast Wisconsin freeway rehabilitation, local funds	SEG−L	C	−0−	−0−
(cx)	State highway rehabilitation, federal funds	SEG−F	C	395,320,800	401,232,200
(cy)	Southeast Wisconsin freeway rehabilitation, federal funds	SEG−F	C	−0−	−0−
(dq)	Major interstate bridge construction, state funds	SEG	C	−0−	−0−
(dr)	High — cost state highway bridge projects, state funds	SEG	C	−0−	−0−
(dv)	Major interstate bridge construction, local funds	SEG−L	C	−0−	−0−
(dw)	High — cost state highway bridge projects, local funds	SEG−L	C	−0−	−0−
(dx)	Major interstate bridge construction, federal funds	SEG−F	C	−0−	−0−
(dy)	High — cost state highway bridge projects, federal funds	SEG−F	C	−0−	−0−
(eq)	Highway maintenance, repair, and traffic operations, state funds	SEG	C	213,446,700	202,347,900
(er)	State−owned lift bridge operations and maintenance, state funds	SEG	A	2,210,100	2,210,100
(ev)	Highway maintenance, repair, and traffic operations, local funds	SEG−L	C	1,900,000	1,900,000
(ex)	Highway maintenance, repair, and traffic operations, federal funds	SEG−F	C	1,102,900	1,102,900
(iq)	Administration and planning, state funds	SEG	A	13,866,600	14,672,300
(ir)	Disadvantaged business mobilization assistance, state funds	SEG	C	−0−	−0−
(iv)	Administration and planning, local funds	SEG−L	C	−0−	−0−
(ix)	Administration and planning, federal funds	SEG−F	C	3,785,400	3,785,400
(jh)	Utility facilities within highway rights−of−way, state funds	PR	C	−0−	−0−
(jj)	Damage claims	PR	C	2,553,400	2,553,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(js) Telecommunications services, service funds	SEG−S	C	−0−	−0−
(3) PROGRAM TOTALS				
PROGRAM REVENUE			2,553,400	2,553,400
OTHER			(2,553,400)	(2,553,400)
SERVICE			(−0−)	(−0−)
SEGREGATED REVENUE			1,372,807,600	1,492,175,200
FEDERAL			(573,525,700)	(579,437,100)
OTHER			(640,660,300)	(749,116,500)
SERVICE			(154,721,600)	(159,721,600)
LOCAL			(3,900,000)	(3,900,000)
TOTAL−ALL SOURCES			1,375,361,000	1,494,728,600
(4) GENERAL TRANSPORTATION OPERATIONS				
(aq) Departmental management and operations, state funds	SEG	A	58,159,200	60,564,600
(ar) Minor construction projects, state funds	SEG	C	−0−	−0−
(at) Capital building projects, service funds	SEG−S	C	5,940,000	5,940,000
(av) Departmental management and operations, local funds	SEG−L	C	369,000	369,000
(ax) Departmental management and operations, federal funds	SEG−F	C	14,198,800	14,153,700
(ch) Gifts and grants	SEG	C	−0−	−0−
(dq) Demand management	SEG	A	351,600	351,600
(eq) Data processing services, service funds	SEG−S	C	15,007,100	15,007,100
(er) Fleet operations, service funds	SEG−S	C	12,027,900	12,027,900
(es) Other department services, operations, service funds	SEG−S	C	5,201,500	5,201,500
(et) Equipment acquisition	SEG	A	−0−	−0−
(ew) Operating budget supplements, state funds	SEG	C	−0−	−0−
(4) PROGRAM TOTALS				
SEGREGATED REVENUE			111,255,100	113,615,400
FEDERAL			(14,198,800)	(14,153,700)
OTHER			(58,510,800)	(60,916,200)
SERVICE			(38,176,500)	(38,176,500)
LOCAL			(369,000)	(369,000)
TOTAL−ALL SOURCES			111,255,100	113,615,400
(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
(cg) Convenience fees, state funds	PR	C	−0−	−0−
(ch) Repaired salvage vehicle examinations, state funds	PR	C	−0−	−0−
(ci) Breath screening instruments, state funds	PR−S	C	299,200	299,200
(cj) Vehicle registration, special group plates, state funds	PR	C	−0−	−0−
(cL) Football plate licensing fees, state funds	PR	C	−0−	−0−
(cq) Vehicle registration, inspection and maintenance, driver licensing and aircraft registration, state funds	SEG	A	73,669,200	73,343,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(cx) Vehicle registration and driver licensing, federal funds	SEG−F	C	393,800	339,700
(dg) Escort, security and traffic enforcement services, state funds	PR	C	155,200	155,200
(dh) Traffic academy tuition payments, state funds	PR	C	474,800	474,800
(di) Chemical testing training and services, state funds	PR−S	A	1,425,000	1,425,000
(dk) Public safety radio management, service funds	PR−S	C	181,400	181,400
(dL) Public safety radio management, state funds	PR	C	22,000	22,000
(dq) Vehicle inspection, traffic enforcement and radio management, state funds	SEG	A	61,455,400	60,491,300
(dr) Transportation safety, state funds	SEG	A	1,533,000	1,533,000
(dx) Vehicle inspection and traffic enforcement, federal funds	SEG−F	C	8,667,500	8,667,500
(dy) Transportation safety, federal funds	SEG−F	C	3,845,100	3,845,100
(ef) Payments to the University of Wisconsin−Madison	PR	C	−0−	−0−
(eg) Payments to the Wisconsin Lions Foundation	PR	C	−0−	−0−
(eh) Motorcycle safety program supplement, state funds	PR	C	−0−	−0−
(ej) Baseball plate licensing fees, state funds	PR	C	−0−	−0−
(ek) Safe−ride grant program; state funds	PR−S	C	−0−	−0−
(hq) Motor vehicle emission inspection and maintenance program; contractor costs and equipment grants; state funds	SEG	A	3,193,300	3,193,300
(hx) Motor vehicle emission inspection and maintenance programs, federal funds	SEG−F	C	−0−	−0−
(iv) Municipal and county registration fee, local funds	SEG−L	C	−0−	−0−
(jr) Pretrial intoxicated driver intervention grants, state funds	SEG	A	731,600	731,600
(5) PROGRAM TOTALS				
PROGRAM REVENUE			2,557,600	2,557,600
OTHER			(652,000)	(652,000)
SERVICE			(1,905,600)	(1,905,600)
SEGREGATED REVENUE			153,488,900	152,144,800
FEDERAL			(12,906,400)	(12,852,300)
OTHER			(140,582,500)	(139,292,500)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			156,046,500	154,702,400
(6) DEBT SERVICES				
(af) Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds	GPR	S	43,066,300	162,296,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(aq) Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	S	21,705,300	28,472,400
(ar) Principal repayment and interest, buildings, state funds	SEG	S	14,600	14,900
(au) Principal repayment and interest, Marquette interchange, zoo interchange, southeast megaprojects, and I 94 north−south corridor reconstruction projects, state funds	SEG	S	41,826,400	49,284,700
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			43,066,300	162,296,000
SEGREGATED REVENUE			63,546,300	77,772,000
OTHER			(63,546,300)	(77,772,000)
TOTAL−ALL SOURCES			106,612,600	240,068,000
(9) GENERAL PROVISIONS				
(qd) Freeway land disposal reimbursement clearing account	SEG	C	−0−	−0−
(qh) Highways, bridges and local transportation assistance clearing account	SEG	C	−0−	−0−
(qj) Highways, bridges and local transportation assistance clearing account, federally funded positions	SEG−F	C	−0−	−0−
(qn) Motor vehicle financial responsibility	SEG	C	−0−	−0−
(th) Temporary funding of projects financed by revenue bonds	SEG	S	−0−	−0−
(9) PROGRAM TOTALS				
SEGREGATED REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.395 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			43,066,300	162,296,000
PROGRAM REVENUE			5,358,500	5,358,500
OTHER			(3,205,400)	(3,205,400)
SERVICE			(2,153,100)	(2,153,100)
SEGREGATED REVENUE			2,682,583,500	2,793,994,900
FEDERAL			(844,880,900)	(850,881,800)
OTHER			(1,536,245,100)	(1,636,655,600)
SERVICE			(192,898,100)	(197,898,100)
LOCAL			(108,559,400)	(108,559,400)
TOTAL−ALL SOURCES			2,731,008,300	2,961,649,400
Environmental Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			165,688,000	332,199,700
PROGRAM REVENUE			80,460,500	80,384,000
FEDERAL			(28,489,300)	(28,463,000)
OTHER			(27,324,400)	(27,342,200)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	SERVICE			(24,646,800)	(24,578,800)
	SEGREGATED REVENUE			3,060,095,500	3,169,225,200
	FEDERAL			(896,655,300)	(902,529,700)
	OTHER			(1,861,982,700)	(1,960,238,000)
	SERVICE			(192,898,100)	(197,898,100)
	LOCAL			(108,559,400)	(108,559,400)
	TOTAL−ALL SOURCES			3,306,244,000	3,581,808,900
20.410 Department of Corrections					
(1)	ADULT CORRECTIONAL SERVICES				
(a)	General program operations	GPR	A	688,799,800	684,289,900
(aa)	Institutional repair and maintenance	GPR	A	4,194,800	4,194,800
(ab)	Corrections contracts and agreements	GPR	A	16,882,100	16,892,400
(b)	Services for community corrections	GPR	A	145,028,500	145,227,000
(bd)	Services for drunken driving offenders	GPR	A	8,932,100	9,162,400
(bm)	Pharmacological treatment for certain child sex offenders	GPR	A	108,900	108,900
(bn)	Reimbursing counties for probation, extended supervision and parole holds	GPR	A	4,885,700	4,885,700
(c)	Reimbursement claims of counties containing state prisons	GPR	S	70,000	70,000
(cw)	Mother−young child care program	GPR	A	198,000	198,000
(d)	Purchased services for offenders	GPR	A	30,851,600	30,851,600
(ds)	Becky Young community corrections; recidivism reduction community services	GPR	A	10,603,500	10,604,400
(e)	Principal repayment and interest	GPR	S	46,889,500	87,579,700
(ec)	Prison industries principal, interest and rebates	GPR	S	−0−	−0−
(ed)	Correctional facilities rental	GPR	A	−0−	−0−
(ef)	Lease rental payments	GPR	S	−0−	−0−
(f)	Energy costs; energy−related assessments	GPR	A	31,958,200	33,401,800
(g)	Loan fund for persons on probation, extended supervision or parole	PR	A	−0−	−0−
(gb)	Drug testing	PR	C	−0−	−0−
(gc)	Sex offender honesty testing	PR	C	340,800	340,800
(gd)	Sex offender management	PR	A	1,053,800	1,053,800
(ge)	Administrative and minimum supervision	PR	A	−0−	−0−
(gf)	Probation, parole and extended supervision	PR	A	11,757,400	11,757,400
(gg)	Supervision of defendants and offenders	PR	A	−0−	−0−
(gh)	Supervision of persons on lifetime supervision	PR	A	−0−	−0−
(gi)	General operations	PR	A	3,814,600	3,814,600
(gj)	General operations; child pornography surcharge	PR	C	5,000	5,000
(gk)	Global positioning system tracking devices	PR	C	65,400	65,400

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gm)	Sale of fuel and water service	PR	A	−0−	−0−
(gr)	Home detention services	PR	A	424,300	424,700
(gt)	Telephone company commissions	PR	A	1,105,100	1,105,100
(h)	Administration of restitution	PR	A	701,900	702,800
(hm)	Private business employment of inmates and residents	PR	A	−0−	−0−
(i)	Gifts and grants	PR	C	33,400	33,400
(jz)	Operations and maintenance	PR	C	450,000	461,300
(kc)	Correctional institution enterprises; inmate activities and employment	PR−S	C	2,829,800	2,829,800
(kd)	Victim notification	PR−S	A	511,900	682,300
(kf)	Correctional farms	PR−S	A	5,793,700	5,794,300
(kh)	Victim services and programs	PR−S	A	245,200	245,200
(kk)	Institutional operations and charges	PR−S	A	14,754,000	14,754,100
(km)	Prison industries	PR−S	A	15,301,500	15,440,800
(ko)	Prison industries principal repayment, interest and rebates	PR−S	S	91,300	96,100
(kp)	Correctional officer training	PR−S	A	2,043,500	2,050,800
(kx)	Interagency and intra−agency programs	PR−S	C	3,451,000	2,991,800
(ky)	Interagency and intra−agency aids	PR−S	C	1,427,700	1,427,700
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	2,473,600	2,473,600
(n)	Federal program operations	PR−F	C	86,800	86,800
(qm)	Computer recycling	SEG	A	257,500	257,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			989,402,700	1,027,466,600
	PROGRAM REVENUE			68,761,700	68,637,600
	FEDERAL			(2,560,400)	(2,560,400)
	OTHER			(19,751,700)	(19,764,300)
	SERVICE			(46,449,600)	(46,312,900)
	SEGREGATED REVENUE			257,500	257,500
	OTHER			(257,500)	(257,500)
	TOTAL−ALL SOURCES			1,058,421,900	1,096,361,700
(2)	PAROLE COMMISSION				
(a)	General program operations	GPR	A	1,096,400	1,096,400
(kx)	Interagency and intra−agency programs	PR−S	C	−0−	−0−
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,096,400	1,096,400
	PROGRAM REVENUE			−0−	−0−
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			1,096,400	1,096,400
(3)	JUVENILE CORRECTIONAL SERVICES				
(a)	General program operations	GPR	A	2,825,000	2,735,200
(ba)	Mendota juvenile treatment center	GPR	A	1,365,500	1,365,500
(c)	Reimbursement claims of counties containing juvenile correctional facilities	GPR	A	198,000	198,000
(cd)	Community youth and family aids	GPR	A	88,506,900	88,506,900
(cg)	Serious juvenile offenders	GPR	B	15,192,200	14,284,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(dm)	Interstate compact for juveniles assessments	GPR	A	−0−	−0−
(e)	Principal repayment and interest	GPR	S	3,111,100	6,147,700
(f)	Community intervention program	GPR	A	3,712,500	3,712,500
(g)	Legal service collections	PR	C	−0−	−0−
(gg)	Collection remittances to local units of government	PR	C	−0−	−0−
(hm)	Juvenile correctional services	PR	A	32,010,300	32,327,500
(ho)	Juvenile residential aftercare	PR	A	5,449,500	5,697,400
(hr)	Juvenile corrective sanctions program	PR	A	4,652,200	4,670,000
(i)	Gifts and grants	PR	C	7,700	7,700
(j)	State−owned housing maintenance	PR	A	34,600	34,600
(jr)	Institutional operations and charges	PR	A	215,900	215,900
(jv)	Secure detention services	PR	C	200,000	200,000
(ko)	Interagency programs; community youth and family aids	PR−S	C	2,449,200	2,449,200
(kp)	Indian juvenile placements	PR−S	A	75,000	75,000
(kx)	Interagency and intra−agency programs	PR−S	C	1,697,900	1,697,900
(ky)	Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	55,300	−0−
(n)	Federal program operations	PR−F	C	30,000	30,000
(q)	Girls school benevolent trust fund	SEG	C	−0−	−0−
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			114,911,200	116,950,500
	PROGRAM REVENUE			46,877,600	47,405,200
	FEDERAL			(85,300)	(30,000)
	OTHER			(42,570,200)	(43,153,100)
	SERVICE			(4,222,100)	(4,222,100)
	SEGREGATED REVENUE			−0−	−0−
	OTHER			(−0−)	(−0−)
	TOTAL−ALL SOURCES			161,788,800	164,355,700
	20.410 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,105,410,300	1,145,513,500
	PROGRAM REVENUE			115,639,300	116,042,800
	FEDERAL			(2,645,700)	(2,590,400)
	OTHER			(62,321,900)	(62,917,400)
	SERVICE			(50,671,700)	(50,535,000)
	SEGREGATED REVENUE			257,500	257,500
	OTHER			(257,500)	(257,500)
	TOTAL−ALL SOURCES			1,221,307,100	1,261,813,800
20.425 Employment Relations Commission					
(1)	LABOR RELATIONS				
(a)	General program operations	GPR	A	2,574,800	2,574,800
(i)	Fees, collective bargaining training, publications, and appeals	PR	A	623,200	623,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,574,800	2,574,800
	PROGRAM REVENUE			623,200	623,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(623,200)	(623,200)
TOTAL−ALL SOURCES			3,198,000	3,198,000
20.425 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			2,574,800	2,574,800
PROGRAM REVENUE			623,200	623,200
OTHER			(623,200)	(623,200)
TOTAL−ALL SOURCES			3,198,000	3,198,000
20.432 Board on Aging and Long−Term Care				
(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
(a) General program operations	GPR	A	1,077,200	1,077,200
(i) Gifts and grants	PR	C	−0−	−0−
(k) Contracts with other state agencies	PR−S	C	1,079,800	1,079,800
(kb) Insurance and other information, counseling and assistance	PR−S	A	473,600	473,600
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,077,200	1,077,200
PROGRAM REVENUE			1,553,400	1,553,400
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,553,400)	(1,553,400)
TOTAL−ALL SOURCES			2,630,600	2,630,600
20.432 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			1,077,200	1,077,200
PROGRAM REVENUE			1,553,400	1,553,400
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,553,400)	(1,553,400)
TOTAL−ALL SOURCES			2,630,600	2,630,600
20.433 Child Abuse and Neglect Prevention Board				
(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
(b) Grants to organizations	GPR	A	999,600	999,600
(g) General program operations	PR	A	395,200	395,200
(h) Grants to organizations	PR	C	965,200	965,200
(i) Gifts and grants	PR	C	−0−	−0−
(k) Interagency programs	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	165,100	165,100
(ma) Federal project aids	PR−F	C	450,000	450,000
(q) Children's trust fund; gifts and grants	SEG	C	23,100	23,100
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			999,600	999,600
PROGRAM REVENUE			1,975,500	1,975,500
FEDERAL			(615,100)	(615,100)
OTHER			(1,360,400)	(1,360,400)
SERVICE			(−0−)	(−0−)
SEGREGATED REVENUE			23,100	23,100
OTHER			(23,100)	(23,100)
TOTAL−ALL SOURCES			2,998,200	2,998,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	20.433 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			999,600	999,600
	PROGRAM REVENUE			1,975,500	1,975,500
	FEDERAL			(615,100)	(615,100)
	OTHER			(1,360,400)	(1,360,400)
	SERVICE			(−0−)	(−0−)
	SEGREGATED REVENUE			23,100	23,100
	OTHER			(23,100)	(23,100)
	TOTAL−ALL SOURCES			2,998,200	2,998,200
20.435 Department of Health Services					
(1)	PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY				
(a)	General program operations	GPR	A	4,282,800	4,282,800
(am)	Services, reimbursement, and payment related to human immunodeficiency virus	GPR	A	5,747,900	5,747,900
(b)	General aids and local assistance	GPR	A	543,600	543,600
(c)	Public health emergency quarantine costs	GPR	S	−0−	−0−
(cb)	Well−woman program	GPR	A	2,228,200	2,228,200
(cc)	Cancer control and prevention	GPR	A	333,900	333,900
(ce)	Primary health for homeless individuals	GPR	C	−0−	−0−
(ch)	Emergency medical services; aids	GPR	A	1,960,200	1,960,200
(cm)	Immunization	GPR	S	−0−	−0−
(de)	Dental services	GPR	A	2,724,300	2,724,300
(dg)	Clinic aids	GPR	B	66,800	66,800
(dk)	Low−income dental clinics	GPR	A	850,000	850,000
(dm)	Rural health dental clinics	GPR	A	895,500	895,500
(dn)	Food distribution grants	GPR	A	288,000	288,000
(ds)	Statewide poison control program	GPR	A	382,500	382,500
(e)	Public health dispensaries and drugs	GPR	B	661,000	661,000
(ed)	Radon aids	GPR	A	26,700	26,700
(ef)	Lead−poisoning or lead−exposure services	GPR	A	894,700	894,700
(eg)	Pregnancy counseling	GPR	A	69,100	69,100
(em)	Supplemental food program for women, infants and children benefits	GPR	C	161,400	161,400
(eu)	Reducing fetal and infant mortality and morbidity	GPR	B	222,700	222,700
(ev)	Pregnancy outreach and infant health	GPR	A	188,200	188,200
(f)	Women's health block grant	GPR	A	1,742,000	1,742,000
(fh)	Community health services	GPR	A	5,490,000	5,490,000
(fm)	Tobacco use control	GPR	C	5,315,000	5,315,000
(g)	Payments to Donate Life Wisconsin	PR	C	−0−	−0−
(gd)	American Red Cross, Badger Chapter	PR	C	−0−	−0−
(gi)	Payments to the Wisconsin Women's Health Foundation	PR	C	−0−	−0−
(gm)	Licensing, review and certifying activities; fees; supplies and services	PR	A	15,612,300	15,612,300
(gp)	Cancer information	PR	C	18,000	18,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gr)	Supplemental food program for women, infants and children administration	PR	C	84,000	84,000
(hg)	General program operations; health care information	PR	A	1,239,600	1,207,200
(hi)	Compilations and special reports; health care information	PR	C	−0−	−0−
(i)	Gifts and grants	PR	C	14,999,700	14,999,700
(ja)	Congenital disorders; diagnosis, special dietary treatment and counseling	PR	A	2,872,600	2,986,300
(jb)	Congenital disorders; operations	PR	A	78,000	78,000
(jd)	Fees for administrative services	PR	C	112,500	112,500
(kb)	Minority health	PR−S	A	133,600	133,600
(ke)	American Indian health projects	PR−S	A	106,900	106,900
(kf)	American Indian diabetes prevention and control	PR−S	A	22,500	22,500
(kx)	Interagency and intra−agency programs	PR−S	C	2,984,900	2,984,900
(ky)	Interagency and intra−agency aids	PR−S	C	914,700	914,700
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	24,334,600	24,716,000
(ma)	Federal project aids	PR−F	C	60,381,100	60,381,100
(mc)	Federal block grant operations	PR−F	C	4,938,300	5,137,600
(md)	Federal block grant aids	PR−F	C	6,961,000	6,943,000
(n)	Federal program operations	PR−F	C	5,912,300	5,912,300
(na)	Federal program aids	PR−F	C	93,000,000	93,000,000
(q)	Groundwater and air quality standards	SEG	A	315,900	315,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			35,074,500	35,074,500
	PROGRAM REVENUE			234,706,600	235,350,600
	FEDERAL			(195,527,300)	(196,090,000)
	OTHER			(35,016,700)	(35,098,000)
	SERVICE			(4,162,600)	(4,162,600)
	SEGREGATED REVENUE			315,900	315,900
	OTHER			(315,900)	(315,900)
	TOTAL−ALL SOURCES			270,097,000	270,741,000
(2)	MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES SERVICES; FACILITIES				
(a)	General program operations	GPR	A	71,830,600	72,055,500
(aa)	Institutional repair and maintenance	GPR	A	715,200	715,200
(bj)	Competency examinations and treatment, and conditional release, supervised release, and community supervision services	GPR	B	8,647,200	9,195,600
(bm)	Secure mental health units or facilities	GPR	A	95,635,800	96,209,700
(ee)	Principal repayment and interest	GPR	S	10,658,500	21,301,200
(ef)	Lease rental payments	GPR	S	−0−	−0−
(f)	Energy costs; energy−related assessments	GPR	A	5,904,200	6,136,400
(g)	Alternative services of institutes and centers	PR	C	11,526,300	11,529,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gk)	Institutional operations and charges	PR	A	155,332,300	156,739,000
(gL)	Extended intensive treatment surcharge	PR	C	500,000	500,000
(gs)	Sex offender honesty testing	PR	C	−0−	−0−
(i)	Gifts and grants	PR	C	188,600	188,600
(km)	Indian mental health placement	PR−S	A	250,000	250,000
(kx)	Interagency and intra−agency programs	PR−S	C	7,225,900	7,299,200
(ky)	Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	−0−	−0−
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			193,391,500	205,613,600
	PROGRAM REVENUE			175,023,100	176,506,300
	FEDERAL			(−0−)	(−0−)
	OTHER			(167,547,200)	(168,957,100)
	SERVICE			(7,475,900)	(7,549,200)
	TOTAL−ALL SOURCES			368,414,600	382,119,900
(4)	HEALTH CARE ACCESS AND ACCOUNTABILITY				
(a)	General program operations	GPR	A	31,711,100	29,535,800
(b)	Medical Assistance program benefits	GPR	B	1,988,131,800	1,958,789,500
(bm)	Medical Assistance, food stamps, and Badger Care administration; contract costs, insurer reports, and resource centers	GPR	B	45,170,400	39,654,400
(bn)	Income maintenance	GPR	B	19,301,700	16,856,400
(br)	Cemetery, funeral, and burial expenses program	GPR	B	8,447,200	8,594,000
(bt)	Relief block grants to counties	GPR	A	128,000	128,000
(bv)	Prescription drug assistance for elderly; aids	GPR	B	29,231,600	30,880,200
(e)	Disease aids	GPR	B	5,041,500	5,505,600
(ed)	State supplement to federal supplemental security income program	GPR	S	146,314,800	149,230,800
(g)	Family care benefit; cost sharing	PR	C	−0−	−0−
(gm)	Medical assistance; provider refunds and collections	PR	C	−0−	−0−
(gr)	Income maintenance; county payments	PR	C	−0−	−0−
(h)	BadgerCare Plus Childless Adults Program; intergovernmental transfer	PR	C	−0−	−0−
(hm)	BadgerCare Plus Basic Plan; benefits and administration	PR	C	11,484,200	12,844,600
(i)	Gifts and grants; health care financing	PR	C	27,115,800	27,115,800
(iL)	Medical assistance provider assessments	PR	C	−0−	−0−
(im)	Medical assistance; correct payment recovery; collections; other recoveries	PR	C	23,822,600	23,822,600
(in)	Community options program; family care; recovery of costs administration	PR	A	79,200	79,200
(j)	Prescription drug assistance for elderly; manufacturer rebates	PR	C	55,089,700	58,077,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(jb)	Prescription drug assistance for elderly; enrollment fees	PR	C	2,773,000	2,825,700
(je)	Disease aids; drug manufacturer rebates	PR	C	389,400	389,400
(jt)	Care management organization, insolvency assistance	PR	C	−0−	−0−
(jw)	BadgerCare Plus, hospital assessment, and pharmacy benefits purchasing pool administrative costs	PR	C	5,530,200	5,530,200
(jz)	Medical Assistance and Badger Care cost sharing, employer penalty assessments, and pharmacy benefits purchasing pool operations	PR	C	37,513,700	37,557,000
(kb)	Relief block grants to tribal governing bodies	PR−S	A	712,800	712,800
(kt)	Medical assistance outreach and reimbursements for tribes	PR−S	B	961,700	961,700
(kv)	Care management organization; oversight	PR−S	C	−0−	−0−
(kx)	Interagency and intra−agency programs	PR−S	C	3,069,100	3,069,100
(ky)	Interagency and intra−agency aids	PR−S	C	48,242,200	48,242,200
(kz)	Interagency and intra−agency local assistance	PR−S	C	1,145,300	1,145,300
(L)	Fraud and error reduction	PR	C	855,000	855,000
(m)	Federal project operations	PR−F	C	1,254,600	1,254,600
(ma)	Federal project aids	PR−F	C	1,000,000	1,000,000
(md)	Federal block grant aids	PR−F	C	−0−	−0−
(n)	Federal program operations	PR−F	C	60,522,000	58,462,300
(na)	Federal program aids	PR−F	C	12,485,000	12,485,000
(nn)	Federal aid; income maintenance	PR−F	C	45,187,100	37,041,800
(o)	Federal aid; medical assistance	PR−F	C	4,266,834,000	4,266,905,600
(p)	Federal aid; Badger Care health care program	PR−F	C	−0−	−0−
(pa)	Federal aid; Medical Assistance and food stamps contracts administration	PR−F	C	98,574,500	89,200,600
(pg)	Federal aid; prescription drug assistance for elderly	PR−F	C	30,118,500	31,689,100
(w)	Medical Assistance trust fund	SEG	B	378,028,700	393,332,000
(wm)	Medical assistance trust fund; nursing homes	SEG	S	−0−	−0−
(wp)	Medical Assistance trust fund; county reimbursement	SEG	S	−0−	−0−
(x)	Badger Care health care program; Medical Assistance trust fund	SEG	C	−0−	−0−
(xc)	Hospital assessment fund; hospital payments	SEG	A	414,507,300	414,507,300
(xe)	Critical access hospital assessment fund; hospital payments	SEG	C	10,579,500	10,579,500
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,273,478,100	2,239,174,700
	PROGRAM REVENUE			4,734,759,600	4,721,267,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	FEDERAL			(4,515,975,700)	(4,498,039,000)
	OTHER			(164,652,800)	(169,097,200)
	SERVICE			(54,131,100)	(54,131,100)
	SEGREGATED REVENUE			803,115,500	818,418,800
	OTHER			(803,115,500)	(818,418,800)
	TOTAL−ALL SOURCES			7,811,353,200	7,778,860,800
(5)	MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES				
(a)	General program operations	GPR	A	1,778,100	1,778,100
(bc)	Grants for community programs	GPR	A	5,340,100	5,340,100
(be)	Mental health treatment services	GPR	A	9,565,200	9,565,200
(bf)	Brighter futures initiative	GPR	A	865,000	865,000
(bL)	Community support programs and psychosocial services	GPR	A	3,757,500	3,757,500
(co)	Initiatives for coordinated services	GPR	A	181,800	181,800
(da)	Reimbursements to local units of government	GPR	S	346,800	346,800
(gb)	Alcohol and drug abuse initiatives	PR	C	656,200	656,200
(gg)	Collection remittances to local units of government	PR	C	4,400	4,400
(hx)	Services related to drivers, receipts	PR	A	−0−	−0−
(hy)	Services for drivers, local assistance	PR	A	891,000	891,000
(i)	Gifts and grants	PR	C	237,100	237,100
(jb)	Fees for administrative services	PR	C	23,900	23,900
(kc)	Severely emotionally disturbed children	PR−S	C	724,500	724,500
(kg)	Compulsive gambling awareness campaigns	PR−S	A	396,000	396,000
(kL)	Indian aids	PR−S	A	242,000	242,000
(km)	Indian drug abuse prevention and education	PR−S	A	445,500	445,500
(kx)	Interagency and intra−agency programs	PR−S	C	2,726,000	2,735,700
(ky)	Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	750,000	750,000
(ma)	Federal project aids	PR−F	C	8,500,000	8,500,000
(mc)	Federal block grant operations	PR−F	C	3,045,100	3,045,100
(md)	Federal block grant aids	PR−F	C	9,095,700	9,095,700
(me)	Federal block grant local assistance	PR−F	C	7,451,400	7,451,400
(n)	Federal program operations	PR−F	C	716,100	716,100
(na)	Federal program aids	PR−F	C	−0−	−0−
(nL)	Federal program local assistance	PR−F	C	−0−	−0−
(o)	Federal aid; community aids	PR−F	C	12,248,900	12,248,900
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			21,834,500	21,834,500
	PROGRAM REVENUE			48,153,800	48,163,500
	FEDERAL			(41,807,200)	(41,807,200)
	OTHER			(1,812,600)	(1,812,600)
	SERVICE			(4,534,000)	(4,543,700)
	TOTAL−ALL SOURCES			69,988,300	69,998,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(6)	QUALITY ASSURANCE SERVICES PLANNING, REGULATION AND DELIVERY				
(a)	General program operations	GPR	A	5,451,000	5,451,000
(dm)	Nursing home monitoring and receivership supplement	GPR	S	−0−	−0−
(g)	Nursing facility resident protection	PR	C	220,300	220,300
(ga)	Community−based residential facility monitoring and receivership operations	PR	C	−0−	−0−
(i)	Gifts and grants	PR	C	−0−	−0−
(jb)	Fees for administrative services	PR	C	201,500	201,500
(jm)	Licensing and support services	PR	A	4,859,500	4,859,500
(k)	Nursing home monitoring and receivership operations	PR	C	−0−	−0−
(kx)	Interagency and intra−agency programs	PR−S	C	−0−	−0−
(ky)	Interagency and intra−agency aids	PR−S	C	413,700	413,700
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	815,800	815,800
(mc)	Federal block grant operations	PR−F	C	11,700	11,700
(n)	Federal program operations	PR−F	C	15,376,400	15,323,200
(na)	Federal program aids	PR−F	C	−0−	−0−
(nL)	Federal program local assistance	PR−F	C	−0−	−0−
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,451,000	5,451,000
	PROGRAM REVENUE			21,898,900	21,845,700
	FEDERAL			(16,203,900)	(16,150,700)
	OTHER			(5,281,300)	(5,281,300)
	SERVICE			(413,700)	(413,700)
	TOTAL−ALL SOURCES			27,349,900	27,296,700
(7)	LONG TERM CARE SERVICES ADMINISTRATION AND DELIVERY				
(a)	General program operations	GPR	A	12,903,600	12,903,600
(b)	Community aids and medical assistance payments	GPR	A	162,107,500	181,715,700
(bc)	Grants for community programs	GPR	A	131,200	131,200
(bd)	Long−term care programs	GPR	A	87,809,700	87,809,700
(bg)	Alzheimer's disease; training and information grants	GPR	A	131,400	131,400
(bm)	Purchased services for clients	GPR	A	93,900	93,900
(br)	Respite care	GPR	A	225,000	225,000
(bt)	Early intervention services for infants and toddlers with disabilities	GPR	C	5,789,000	5,789,000
(c)	Independent living centers	GPR	A	983,500	983,500
(cg)	Guardianship grant program	GPR	A	100,000	100,000
(d)	Interpreter services and telecommunication aid for the hearing impaired	GPR	A	178,200	178,200
(da)	Reimbursements to local units of government	GPR	S	53,200	53,200
(dh)	Programs for senior citizens; elder abuse services; benefit specialist program	GPR	A	15,175,500	15,175,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(g)	Long−term care; county contributions	PR	C	48,732,000	41,575,400
(gc)	Disabled children's long−term support waivers; state operations	PR	A	−0−	−0−
(gm)	Health services regulation	PR	A	18,700	18,700
(h)	Disabled children's long−term support waivers	PR	C	363,500	379,200
(hc)	Administration of the birth to 3 waiver program and the disabled children's long−term support program	PR	C	10,704,400	12,165,500
(hs)	Interpreter services for hearing impaired	PR	A	39,900	39,900
(i)	Gifts and grants	PR	C	136,000	136,000
(im)	Community options prog; fmly care benft; recvry of costs; brth to 3 wv admn	PR	C	371,800	371,800
(jb)	Fees for administrative services	PR	C	30,000	30,000
(kc)	Independent living center grants	PR−S	A	600,000	600,000
(kn)	Elderly nutrition; home−delivered and congregate meals	PR−S	A	445,500	445,500
(kx)	Interagency and intra−agency programs	PR−S	C	1,504,200	1,504,200
(ky)	Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz)	Interagency and intra−agency local assistance	PR−S	C	1,257,800	1,257,800
(m)	Federal project operations	PR−F	C	4,321,100	4,178,800
(ma)	Federal project aids	PR−F	C	3,645,600	3,645,600
(mb)	Federal project local assistance	PR−F	C	−0−	−0−
(mc)	Federal block grant operations	PR−F	C	665,400	665,400
(md)	Federal block grant aids	PR−F	C	881,600	881,600
(me)	Federal block grant local assistance	PR−F	C	−0−	−0−
(n)	Federal program operations	PR−F	C	14,580,000	14,576,200
(na)	Federal program aids	PR−F	C	27,875,700	27,875,700
(nl)	Federal program local assistance	PR−F	C	6,762,300	6,762,300
(o)	Federal aid; community aids	PR−F	C	37,286,600	37,201,400
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			285,681,700	305,289,900
	PROGRAM REVENUE			160,222,100	154,311,000
	FEDERAL			(96,018,300)	(95,787,000)
	OTHER			(60,396,300)	(54,716,500)
	SERVICE			(3,807,500)	(3,807,500)
	TOTAL−ALL SOURCES			445,903,800	459,600,900
(8)	GENERAL ADMINISTRATION				
(a)	General program operations	GPR	A	12,345,300	12,345,300
(i)	Gifts and grants	PR	C	10,000	10,000
(k)	Administrative and support services	PR−S	A	27,886,600	28,103,200
(kx)	Interagency and intra−agency programs	PR−S	C	41,800	41,800
(ky)	Interagency and intra−agency aids	PR−S	C	2,000,000	2,000,000
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	34,400	34,400
(ma)	Federal project aids	PR−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(mb)	Income augmentation services receipts	PR−F	C	6,634,700	6,634,700
(mc)	Federal block grant operations	PR−F	C	1,112,200	1,112,200
(mm)	Reimbursements from federal government	PR−F	C	−0−	−0−
(n)	Federal program operations	PR−F	C	2,442,900	2,563,200
(pz)	Indirect cost reimbursements	PR−F	C	2,944,300	2,930,700
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			12,345,300	12,345,300
	PROGRAM REVENUE			43,038,100	43,361,400
	FEDERAL			(13,099,700)	(13,206,400)
	OTHER			(10,000)	(10,000)
	SERVICE			(29,928,400)	(30,145,000)
	TOTAL−ALL SOURCES			55,383,400	55,706,700
	20.435 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,827,256,600	2,824,783,500
	PROGRAM REVENUE			5,417,802,200	5,400,805,800
	FEDERAL			(4,878,632,100)	(4,861,080,300)
	OTHER			(434,716,900)	(434,972,700)
	SERVICE			(104,453,200)	(104,752,800)
	SEGREGATED REVENUE			803,431,400	818,734,700
	OTHER			(803,431,400)	(818,734,700)
	TOTAL−ALL SOURCES			9,048,490,200	9,044,324,000
20.437 Department of Children and Families					
(1)	CHILDREN AND FAMILY SERVICES				
(a)	General program operations	GPR	A	9,374,100	9,374,100
(ab)	Child abuse and neglect prevention grants	GPR	A	985,700	985,700
(ac)	Child abuse and neglect prevention technical assistance	GPR	A	−0−	−0−
(b)	Children and family aids payments	GPR	A	30,403,900	30,403,900
(bc)	Grants for children's community programs	GPR	A	789,200	789,200
(cd)	Domestic abuse grants	GPR	A	7,150,800	7,150,800
(cf)	Foster and family−operated group home parent insurance and liability	GPR	A	59,400	59,400
(cw)	Milwaukee child welfare services; general program operations	GPR	A	14,723,300	14,723,300
(cx)	Milwaukee child welfare services; aids	GPR	A	57,015,700	63,329,100
(d)	Interstate Compact for the Placement of Children assessments	GPR	A	−0−	−0−
(da)	Child welfare program enhancement plan; aids	GPR	A	1,796,500	1,796,500
(dd)	State foster care, guardianship, and adoption services	GPR	A	52,448,700	53,801,400
(dg)	State adoption information exchange and state adoption center	GPR	A	169,600	169,600
(eg)	Brighter futures initiative and tribal adolescent services	GPR	A	1,074,900	1,074,900
(f)	Second−chance homes	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gg)	Collection remittances to local units of government	PR	C	−0−	−0−
(gx)	Milwaukee child welfare services; collections	PR	C	9,474,100	3,474,100
(hh)	Domestic abuse surcharge grants	PR	C	773,200	773,200
(i)	Gifts and grants	PR	C	321,200	321,200
(j)	Statewide automated child welfare information system receipts	PR	C	581,300	581,300
(jb)	Fees for administrative services	PR	C	78,000	78,000
(jj)	Searches for birth parents and adoption record information; foreign adoptions	PR	A	97,500	97,500
(jm)	Licensing activities	PR	C	91,500	91,500
(kb)	Interagency aids; brighter futures initiative	PR−S	C	865,000	865,000
(km)	Interagency and intra−agency aids; children and family aids; local assistance	PR−S	C	8,376,300	8,376,300
(kw)	Interagency and intra−agency aids; Milwaukee child welfare services	PR−S	A	19,881,400	19,881,400
(kx)	Interagency and intra−agency programs	PR−S	C	3,014,500	3,004,500
(ky)	Interagency and intra−agency aids	PR−S	C	3,290,100	3,290,100
(kz)	Interagency and intra−agency local assistance	PR−S	A	395,000	395,000
(m)	Federal project operations	PR−F	C	955,700	909,400
(ma)	Federal project aids	PR−F	C	3,575,300	2,994,200
(mb)	Federal project local assistance	PR−F	C	−0−	−0−
(mc)	Federal block grant operations	PR−F	C	−0−	−0−
(md)	Federal block grant aids	PR−F	C	−0−	−0−
(me)	Federal block grant local assistance	PR−F	C	−0−	−0−
(mw)	Federal aid; Milwaukee child welfare services general program operations	PR−F	C	2,426,700	2,426,700
(mx)	Federal aid; Milwaukee child welfare services aids	PR−F	C	12,543,400	12,585,700
(n)	Federal program operations	PR−F	C	8,970,800	8,986,200
(na)	Federal program aids	PR−F	C	3,827,900	3,827,900
(nL)	Federal program local assistance	PR−F	C	9,843,300	9,843,300
(o)	Federal aid; children and family aids	PR−F	C	22,983,400	21,399,600
(pd)	Federal aid; state foster care, guardianship, and adoption services	PR−F	C	49,598,800	50,721,300
(pm)	Federal aid; adoption incentive payments	PR−F	C	276,400	276,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			175,991,800	183,657,900
	PROGRAM REVENUE			162,240,800	155,199,800
	FEDERAL			(115,001,700)	(113,970,700)
	OTHER			(11,416,800)	(5,416,800)
	SERVICE			(35,822,300)	(35,812,300)
	TOTAL−ALL SOURCES			338,232,600	338,857,700
(2)	ECONOMIC SUPPORT				
(a)	General program operations	GPR	A	4,999,900	4,999,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(bc)	Child support local assistance	GPR	C	4,250,000	4,250,000
(cm)	Wisconsin works child care	GPR	A	28,849,400	28,849,400
(dz)	Temporary Assistance for Needy Families programs; maintenance of effort	GPR	A	131,077,000	131,077,000
(e)	Incentive payments for identifying children with health insurance	GPR	A	300,000	300,000
(f)	Emergency Shelter of the Fox Valley	GPR	A	50,000	50,000
(fr)	Skills enhancement grants	GPR	A	250,000	250,000
(i)	Gifts and grants	PR	C	2,500	2,500
(ja)	Child support state operations − fees and reimbursements	PR	C	14,801,500	14,801,500
(jb)	Fees for administrative services	PR	C	726,000	726,000
(jL)	Job access loan repayments	PR	C	610,200	610,200
(jn)	Child care licensing and certification activities	PR	C	1,537,900	1,537,900
(k)	Child support transfers	PR−S	C	8,833,600	5,866,300
(kp)	Delinquent support, maintenance and fee payments	PR−S	C	−0−	−0−
(kx)	Interagency and intra−agency programs	PR−S	C	2,319,200	2,319,200
(L)	Public assistance overpayment recovery, fraud investigation, and error reduction	PR	C	292,900	200,000
(ma)	Federal project activities and administration	PR−F	C	969,900	963,100
(mc)	Federal block grant operations	PR−F	A	29,583,300	29,757,800
(md)	Federal block grant aids	PR−F	A	396,111,800	380,029,200
(me)	Child care and temporary assistance overpayment recovery	PR−F	C	3,530,000	3,530,000
(mg)	Community services block grant; federal funds	PR−F	C	8,461,200	8,461,200
(mm)	Reimbursement from federal government	PR−F	C	−0−	−0−
(n)	Child support state operations; federal funds	PR−F	C	13,914,900	13,914,900
(nL)	Child support local assistance; federal funds	PR−F	C	60,231,500	60,231,500
(nn)	Federal program operations	PR−F	C	−0−	−0−
(om)	Refugee assistance; federal funds	PR−F	C	6,019,400	6,019,400
(pz)	Income augmentation services receipts	PR−F	C	−0−	−0−
(q)	Centralized support receipt and disbursement; interest	SEG	S	100,000	100,000
(qm)	Child support state operations and reimbursement for claims and expenses; unclaimed payments	SEG	S	100,000	100,000
(s)	Economic support − public benefits	SEG	A	9,139,700	9,139,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			169,776,300	169,776,300
	PROGRAM REVENUE			547,945,800	528,970,700
	FEDERAL			(518,822,000)	(502,907,100)
	OTHER			(17,971,000)	(17,878,100)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
SERVICE			(11,152,800)	(8,185,500)
SEGREGATED REVENUE			9,339,700	9,339,700
OTHER			(9,339,700)	(9,339,700)
TOTAL−ALL SOURCES			727,061,800	708,086,700
(3) GENERAL ADMINISTRATION				
(a) General program operations	GPR	A	1,735,700	1,735,700
(i) Gifts and grants	PR	C	−0−	−0−
(jb) Fees for administrative services	PR	C	−0−	−0−
(k) Administrative and support services	PR−S	A	21,419,000	21,419,000
(kp) Interagency and intra−agency aids; income augmentation services receipts	PR−S	C	8,375,600	9,409,800
(kx) Interagency and intra−agency programs	PR−S	C	6,000,000	6,000,000
(ky) Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(mc) Federal block grant operations	PR−F	C	305,800	305,800
(md) Federal block grant aids	PR−F	C	−0−	−0−
(mf) Federal economic stimulus funds	PR−F	C	−0−	−0−
(mm) Reimbursements from federal government	PR−F	C	−0−	−0−
(n) Federal project activities	PR−F	C	678,200	678,200
(pz) Indirect cost reimbursements	PR−F	C	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,735,700	1,735,700
PROGRAM REVENUE			36,778,600	37,812,800
FEDERAL			(984,000)	(984,000)
OTHER			(−0−)	(−0−)
SERVICE			(35,794,600)	(36,828,800)
TOTAL−ALL SOURCES			38,514,300	39,548,500
20.437 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			347,503,800	355,169,900
PROGRAM REVENUE			746,965,200	721,983,300
FEDERAL			(634,807,700)	(617,861,800)
OTHER			(29,387,800)	(23,294,900)
SERVICE			(82,769,700)	(80,826,600)
SEGREGATED REVENUE			9,339,700	9,339,700
OTHER			(9,339,700)	(9,339,700)
TOTAL−ALL SOURCES			1,103,808,700	1,086,492,900
20.438 Board for People with Developmental Disabilities				
(1) DEVELOPMENTAL DISABILITIES				
(a) General program operations	GPR	A	25,900	25,900
(h) Program services	PR	C	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(mc) Federal project operations	PR−F	C	732,200	732,200
(md) Federal project aids	PR−F	C	543,600	543,600
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			25,900	25,900
PROGRAM REVENUE			1,275,800	1,275,800
FEDERAL			(1,275,800)	(1,275,800)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			1,301,700	1,301,700
20.438 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			25,900	25,900
PROGRAM REVENUE			1,275,800	1,275,800
FEDERAL			(1,275,800)	(1,275,800)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			1,301,700	1,301,700
20.440 Health and Educational Facilities Authority				
(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
(a) General program operations	GPR	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(2) RURAL HOSPITAL LOAN GUARANTEE				
(a) Rural assistance loan fund	GPR	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.440 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.445 Department of Workforce Development				
(1) WORKFORCE DEVELOPMENT				
(a) General program operations	GPR	A	5,718,100	5,718,100
(aa) Special death benefit	GPR	S	525,000	525,000
(cr) State supplement to employment opportunity demonstration projects	GPR	A	200,600	200,600
(e) Local youth apprenticeship grants	GPR	A	1,858,500	1,858,500
(em) Youth apprenticeship training grants	GPR	A	−0−	−0−
(f) Death and disability benefit payments; public insurrections	GPR	S	−0−	−0−
(fg) Employment transit aids, state funds	GPR	A	464,800	464,800
(fm) Youth summer jobs programs	GPR	A	422,400	422,400
(g) Gifts and grants	PR	C	−0−	−0−
(ga) Auxiliary services	PR	C	379,800	379,800
(gb) Local agreements	PR	C	1,787,900	1,787,900
(gc) Unemployment administration	PR	C	−0−	−0−
(gd) Unemployment interest and penalty payments	PR	C	1,856,300	1,856,300
(gg) Unemployment information technology systems; interest and penalties	PR	C	−0−	−0−
(gh) Unemployment information technology systems; assessments	PR	C	−0−	−0−
(gk) Child labor permit system; fees	PR	A	423,800	423,800
(ka) Interagency and intra−agency agreements	PR−S	C	28,048,600	28,048,600
(kc) Administrative services	PR−S	A	33,695,600	33,695,600
(km) Nursing workforce survey and grants	PR−S	C	155,600	155,600

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(m)	Workforce investment and assistance; federal moneys	PR−F	C	82,660,900	80,416,100
(n)	Employment assistance and unemployment insurance administration; federal moneys	PR−F	C	59,053,200	56,906,300
(na)	Employment security buildings and equipment	PR−F	C	−0−	−0−
(nb)	Unemployment administration; information technology systems	PR−F	C	−0−	−0−
(nd)	Unemployment administration; apprenticeship and other employment services	PR−F	C	3,101,000	3,101,000
(ne)	Unemployment insurance administration and bank service costs	PR−F	C	2,600,000	2,600,000
(nf)	Unemployment insurance administration	PR−F	C	−0−	−0−
(o)	Equal rights; federal moneys	PR−F	C	999,100	999,100
(p)	Worker's compensation; federal moneys	PR−F	C	−0−	−0−
(pz)	Indirect cost reimbursements	PR−F	C	234,000	234,000
(ra)	Worker's compensation operations fund; administration	SEG	A	12,499,400	12,499,400
(rb)	Worker's compensation operations fund; contracts	SEG	C	93,900	93,900
(rp)	Worker's compensation operations fund; uninsured employers program; administration	SEG	A	1,102,000	1,102,000
(s)	Self−insured employers liability fund	SEG	C	−0−	−0−
(sm)	Uninsured employers fund; payments	SEG	S	5,500,000	5,500,000
(t)	Work injury supplemental benefit fund	SEG	C	9,054,900	9,054,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			9,189,400	9,189,400
	PROGRAM REVENUE			214,995,800	210,604,100
	FEDERAL			(148,648,200)	(144,256,500)
	OTHER			(4,447,800)	(4,447,800)
	SERVICE			(61,899,800)	(61,899,800)
	SEGREGATED REVENUE			28,250,200	28,250,200
	OTHER			(28,250,200)	(28,250,200)
	TOTAL−ALL SOURCES			252,435,400	248,043,700
(2)	REVIEW COMMISSION				
(a)	General program operations, review commission	GPR	A	201,400	201,400
(ha)	Worker's compensation operations	PR	A	685,500	685,500
(m)	Federal moneys	PR−F	C	216,500	216,500
(n)	Unemployment administration; federal moneys	PR−F	C	2,107,200	2,076,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			201,400	201,400
	PROGRAM REVENUE			3,009,200	2,978,000
	FEDERAL			(2,323,700)	(2,292,500)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	OTHER			(685,500)	(685,500)
	TOTAL−ALL SOURCES			3,210,600	3,179,400
(5)	VOCATIONAL REHABILITATION SERVICES				
(a)	General program operations; purchased services for clients	GPR	C	15,061,100	15,061,100
(gg)	Contractual services	PR	C	−0−	−0−
(gp)	Contractual aids	PR	C	−0−	−0−
(h)	Enterprises and services for blind and visually impaired	PR	C	106,500	106,500
(he)	Supervised business enterprise	PR	C	170,000	170,000
(i)	Gifts and grants	PR	C	1,000	1,000
(kg)	Vocational rehabilitation services for tribes	PR−S	A	314,900	314,900
(kx)	Interagency and intra−agency programs	PR−S	C	−0−	−0−
(ky)	Interagency and intra−agency aids	PR−S	C	284,100	284,100
(kz)	Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m)	Federal project operations	PR−F	C	104,000	104,000
(ma)	Federal project aids	PR−F	C	−0−	−0−
(n)	Federal program aids and operations	PR−F	C	58,861,200	58,861,200
(nL)	Federal program local assistance	PR−F	C	−0−	−0−
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			15,061,100	15,061,100
	PROGRAM REVENUE			59,841,700	59,841,700
	FEDERAL			(58,965,200)	(58,965,200)
	OTHER			(277,500)	(277,500)
	SERVICE			(599,000)	(599,000)
	TOTAL−ALL SOURCES			74,902,800	74,902,800
	20.445 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			24,451,900	24,451,900
	PROGRAM REVENUE			277,846,700	273,423,800
	FEDERAL			(209,937,100)	(205,514,200)
	OTHER			(5,410,800)	(5,410,800)
	SERVICE			(62,498,800)	(62,498,800)
	SEGREGATED REVENUE			28,250,200	28,250,200
	OTHER			(28,250,200)	(28,250,200)
	TOTAL−ALL SOURCES			330,548,800	326,125,900
20.455 Department of Justice					
(1)	LEGAL SERVICES				
(a)	General program operations	GPR	A	12,749,500	12,749,500
(b)	Special counsel	GPR	S	805,700	805,700
(d)	Legal expenses	GPR	B	737,200	737,200
(gh)	Investigation and prosecution	PR	C	−0−	−0−
(gs)	Delinquent obligation collection	PR	A	−0−	−0−
(hm)	Restitution	PR	C	−0−	−0−
(k)	Environment litigation project	PR−S	C	581,500	581,500
(km)	Interagency and intra−agency assistance	PR−S	A	1,009,400	1,009,400
(m)	Federal aid	PR−F	C	1,147,700	1,124,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			14,292,400	14,292,400
	PROGRAM REVENUE			2,738,600	2,715,800
	FEDERAL			(1,147,700)	(1,124,900)
	OTHER			(−0−)	(−0−)
	SERVICE			(1,590,900)	(1,590,900)
	TOTAL−ALL SOURCES			17,031,000	17,008,200
(2)	LAW ENFORCEMENT SERVICES				
(a)	General program operations	GPR	A	18,078,400	18,107,300
(am)	Officer training reimbursement	GPR	S	83,800	83,800
(b)	Investigations and operations	GPR	A	−0−	−0−
(c)	Crime laboratory equipment	GPR	B	−0−	−0−
(dg)	Weed and seed and law enforcement technology	GPR	A	−0−	−0−
(dq)	Law enforcement community policing grants	GPR	B	222,700	222,700
(g)	Gaming law enforcement; racing revenues	PR	A	−0−	−0−
(gc)	Gaming law enforcement; Indian gaming	PR	A	151,400	151,400
(gj)	General operations; child pornography surcharge	PR	C	−0−	−0−
(gm)	Criminal history searches; fingerprint identification	PR	C	4,144,300	4,149,200
(gp)	Crime information alerts	PR	C	−0−	−0−
(gr)	Handgun purchaser record check	PR	C	444,600	444,600
(h)	Terminal charges	PR	A	2,429,300	2,429,300
(i)	Penalty surcharge, receipts	PR	A	−0−	−0−
(j)	Law enforcement training fund, local assistance	PR−S	A	4,364,800	4,364,800
(ja)	Law enforcement training fund, state operations	PR−S	A	3,033,000	3,033,000
(jb)	Crime laboratory equipment and supplies	PR−S	A	308,100	308,100
(k)	Interagency and intra−agency assistance	PR−S	C	708,900	624,500
(kc)	Transaction information management of enforcement system	PR−S	A	726,600	726,600
(kd)	Drug law enforcement, crime laboratories, and genetic evidence activities	PR−S	A	7,971,700	7,971,700
(ke)	Drug enforcement intelligence operations	PR−S	A	1,548,300	1,551,100
(kg)	Interagency and intra−agency assistance; fingerprint identification	PR−S	A	−0−	−0−
(km)	Lottery background investigations	PR−S	A	−0−	−0−
(kp)	Drug crimes enforcement; local grants	PR−S	A	717,900	717,900
(kq)	County law enforcement services	PR−S	A	490,000	490,000
(kt)	County−tribal programs, local assistance	PR−S	A	631,200	631,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(ku)	County−tribal programs, state operations	PR−S	A	92,600	92,600
(kw)	Tribal law enforcement assistance	PR−S	A	695,000	695,000
(Lm)	Crime laboratories; deoxyribonucleic acid analysis	PR	C	700,500	700,500
(m)	Federal aid, state operations	PR−F	C	1,527,400	1,517,600
(n)	Federal aid, local assistance	PR−F	C	−0−	−0−
(r)	Gaming law enforcement; lottery revenues	SEG	A	373,100	373,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			18,384,900	18,413,800
	PROGRAM REVENUE			30,685,600	30,599,100
	FEDERAL			(1,527,400)	(1,517,600)
	OTHER			(7,870,100)	(7,875,000)
	SERVICE			(21,288,100)	(21,206,500)
	SEGREGATED REVENUE			373,100	373,100
	OTHER			(373,100)	(373,100)
	TOTAL−ALL SOURCES			49,443,600	49,386,000
(3)	ADMINISTRATIVE SERVICES				
(a)	General program operations	GPR	A	4,936,300	4,936,300
(g)	Gifts, grants and proceeds	PR	C	−0−	−0−
(k)	Interagency and intra−agency assistance	PR−S	A	−0−	−0−
(m)	Federal aid, state operations	PR−F	C	−0−	−0−
(pz)	Indirect cost reimbursements	PR−F	C	216,800	216,800
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,936,300	4,936,300
	PROGRAM REVENUE			216,800	216,800
	FEDERAL			(216,800)	(216,800)
	OTHER			(−0−)	(−0−)
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			5,153,100	5,153,100
(5)	VICTIMS AND WITNESSES				
(a)	General program operations	GPR	A	1,032,600	1,032,600
(b)	Awards for victims of crimes	GPR	A	1,120,900	1,120,900
(c)	Reimbursement for victim and witness services	GPR	A	1,267,200	1,267,200
(d)	Reimbursement for forensic examinations	GPR	S	50,000	50,000
(g)	Crime victim and witness assistance surcharge, general services	PR	A	4,074,400	4,074,400
(gc)	Crime victim and witness surcharge, sexual assault victim services	PR	C	1,815,100	1,815,100
(h)	Crime victim compensation services	PR	A	51,800	51,800
(hh)	Crime victim restitution	PR	C	267,300	267,300
(i)	Victim compensation, inmate payments	PR	C	9,700	9,700
(k)	Interagency and intra−agency assistance; reimbursement to counties	PR−S	A	529,400	529,400
(kj)	Victim payments, victim surcharge	PR−S	A	893,700	893,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(kk)	Reimbursement to counties for providing victim and witness services	PR−S	C	−0−	−0−
(kp)	Reimbursement to counties for victim−witness services	PR−S	A	748,900	748,900
(m)	Federal aid; victim compensation	PR−F	C	823,900	823,900
(ma)	Federal aid, state operations relating to crime victim services	PR−F	C	103,100	103,100
(mh)	Federal aid; victim assistance	PR−F	C	4,094,900	4,094,900
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,470,700	3,470,700
	PROGRAM REVENUE			13,412,200	13,412,200
	FEDERAL			(5,021,900)	(5,021,900)
	OTHER			(6,218,300)	(6,218,300)
	SERVICE			(2,172,000)	(2,172,000)
	TOTAL−ALL SOURCES			16,882,900	16,882,900
	20.455 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			41,084,300	41,113,200
	PROGRAM REVENUE			47,053,200	46,943,900
	FEDERAL			(7,913,800)	(7,881,200)
	OTHER			(14,088,400)	(14,093,300)
	SERVICE			(25,051,000)	(24,969,400)
	SEGREGATED REVENUE			373,100	373,100
	OTHER			(373,100)	(373,100)
	TOTAL−ALL SOURCES			88,510,600	88,430,200
20.465 Department of Military Affairs					
(1)	NATIONAL GUARD OPERATIONS				
(a)	General program operations	GPR	A	5,562,700	5,562,700
(b)	Repair and maintenance	GPR	A	806,900	806,900
(c)	Public emergencies	GPR	S	40,000	40,000
(d)	Principal repayment and interest	GPR	S	3,441,300	6,089,300
(e)	State flags	GPR	A	400	400
(f)	Energy costs; energy−related assessments	GPR	A	2,696,400	2,873,300
(g)	Military property	PR	A	639,000	639,000
(h)	Intergovernmental services	PR	A	251,400	251,400
(i)	Distance learning centers	PR	C	−0−	−0−
(k)	Armory store operations	PR−S	A	219,900	219,900
(km)	Agency services	PR−S	A	60,800	60,800
(Li)	Gifts and grants	PR	C	−0−	−0−
(m)	Federal aid	PR−F	C	29,508,900	29,508,900
(pz)	Indirect cost reimbursements	PR−F	C	495,900	495,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			12,547,700	15,372,600
	PROGRAM REVENUE			31,175,900	31,175,900
	FEDERAL			(30,004,800)	(30,004,800)
	OTHER			(890,400)	(890,400)
	SERVICE			(280,700)	(280,700)
	TOTAL−ALL SOURCES			43,723,600	46,548,500
(2)	GUARD MEMBERS' BENEFITS				
(a)	Tuition grants	GPR	S	3,500,000	3,500,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(r)	Military family relief	SEG	C	−0−	−0−
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,500,000	3,500,000
	SEGREGATED REVENUE			−0−	−0−
	OTHER			(−0−)	(−0−)
	TOTAL−ALL SOURCES			3,500,000	3,500,000
(3)	EMERGENCY MANAGEMENT SERVICES				
(a)	General program operations	GPR	A	813,700	813,700
(b)	State disaster assistance	GPR	A	−0−	−0−
(dd)	Regional emergency response teams	GPR	A	1,247,400	1,247,400
(dp)	Emergency response equipment	GPR	A	417,000	417,000
(dr)	Emergency response supplement	GPR	C	−0−	−0−
(dt)	Emergency response training	GPR	B	57,900	57,900
(e)	Disaster recovery aid; public health emergency quarantine costs	GPR	S	2,500,000	2,500,000
(f)	Civil air patrol aids	GPR	A	16,900	16,900
(g)	Program services	PR	A	2,283,600	2,283,600
(h)	Interstate emergency assistance	PR	A	−0−	−0−
(i)	Emergency planning and reporting; administration	PR	A	949,100	949,100
(j)	Division of emergency management; gifts and grants	PR	C	−0−	−0−
(jm)	Division of emergency management; emergency planning grants	PR	C	743,800	743,800
(jt)	Regional emergency response reimbursement	PR	C	−0−	−0−
(m)	Federal aid, state operations	PR−F	C	4,634,800	4,634,800
(n)	Federal aid, local assistance	PR−F	C	12,800,000	12,800,000
(o)	Federal aid, individuals and organizations	PR−F	C	1,926,400	1,926,400
(r)	Division of emergency management; petroleum inspection fund	SEG	A	462,100	462,100
(s)	State disaster assistance; petroleum inspection fund	SEG	C	1,000,000	−0−
(t)	Emergency response training − environmental fund	SEG	B	7,600	7,600
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,052,900	5,052,900
	PROGRAM REVENUE			23,337,700	23,337,700
	FEDERAL			(19,361,200)	(19,361,200)
	OTHER			(3,976,500)	(3,976,500)
	SEGREGATED REVENUE			1,469,700	469,700
	OTHER			(1,469,700)	(469,700)
	TOTAL−ALL SOURCES			29,860,300	28,860,300
(4)	NATIONAL GUARD YOUTH PROGRAMS				
(h)	Gifts and grants	PR	C	−0−	−0−
(ka)	Challenge academy program; public instruction funds	PR−S	C	1,078,900	1,078,900
(m)	Federal aid	PR−F	C	3,236,900	3,236,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(4) PROGRAM TOTALS				
PROGRAM REVENUE			4,315,800	4,315,800
FEDERAL			(3,236,900)	(3,236,900)
OTHER			(−0−)	(−0−)
SERVICE			(1,078,900)	(1,078,900)
TOTAL−ALL SOURCES			4,315,800	4,315,800
20.465 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			21,100,600	23,925,500
PROGRAM REVENUE			58,829,400	58,829,400
FEDERAL			(52,602,900)	(52,602,900)
OTHER			(4,866,900)	(4,866,900)
SERVICE			(1,359,600)	(1,359,600)
SEGREGATED REVENUE			1,469,700	469,700
OTHER			(1,469,700)	(469,700)
TOTAL−ALL SOURCES			81,399,700	83,224,600
20.475 District Attorneys				
(1) DISTRICT ATTORNEYS				
(d) Salaries and fringe benefits	GPR	A	41,684,600	41,684,600
(h) Gifts and grants	PR	C	3,208,500	2,855,100
(i) Other employees	PR	A	304,300	314,300
(k) Interagency and intra−agency assistance	PR−S	C	−0−	−0−
(km) Deoxyribonucleic acid evidence activities	PR−S	A	142,500	142,500
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			41,684,600	41,684,600
PROGRAM REVENUE			3,655,300	3,311,900
FEDERAL			(−0−)	(−0−)
OTHER			(3,512,800)	(3,169,400)
SERVICE			(142,500)	(142,500)
TOTAL−ALL SOURCES			45,339,900	44,996,500
20.475 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			41,684,600	41,684,600
PROGRAM REVENUE			3,655,300	3,311,900
FEDERAL			(−0−)	(−0−)
OTHER			(3,512,800)	(3,169,400)
SERVICE			(142,500)	(142,500)
TOTAL−ALL SOURCES			45,339,900	44,996,500
20.485 Department of Veterans Affairs				
(1) VETERANS HOMES				
(a) Aids to indigent veterans	GPR	A	178,200	178,200
(b) General fund supplement to institutional operations	GPR	B	−0−	−0−
(d) Cemetery maintenance and beautification	GPR	A	23,200	23,200
(e) Lease rental payments	GPR	S	−0−	−0−
(f) Principal repayment and interest	GPR	S	1,147,400	1,814,200
(g) Home exchange	PR	A	261,100	261,100
(gd) Veterans home cemetery operations	PR	C	39,300	48,800

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(gk)	Institutional operations	PR	A	85,715,000	91,821,400
(go)	Self−amortizing facilities; principal repayment and interest	PR	S	1,230,700	1,309,400
(h)	Gifts and bequests	PR	C	239,600	239,600
(hm)	Gifts and grants	PR	C	−0−	−0−
(i)	State−owned housing maintenance	PR	C	59,700	59,700
(kg)	Grants to counties	PR−S	A	76,200	76,200
(m)	Federal aid; care at veterans homes	PR−F	C	−0−	−0−
(mj)	Federal aid; geriatric unit	PR−F	C	−0−	−0−
(mn)	Federal projects	PR−F	C	25,000	25,000
(t)	Veterans homes member accounts	SEG	C	−0−	−0−
(u)	Rentals; improvements; equipment; land acquisition	SEG	A	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,348,800	2,015,600
	PROGRAM REVENUE			87,646,600	93,841,200
	FEDERAL			(25,000)	(25,000)
	OTHER			(87,545,400)	(93,740,000)
	SERVICE			(76,200)	(76,200)
	SEGREGATED REVENUE			−0−	−0−
	OTHER			(−0−)	(−0−)
	TOTAL−ALL SOURCES			88,995,400	95,856,800
(2)	LOANS AND AIDS TO VETERANS				
(a)	General program operations; loans and aids	GPR	A	−0−	−0−
(ac)	Veterans assistance	GPR	A	7,900	7,100
(b)	Housing vouchers for homeless veterans	GPR	A	−0−	−0−
(d)	Veterans memorials at the Highground	GPR	C	−0−	−0−
(db)	General fund supplement to veterans trust fund	GPR	A	416,800	−0−
(dm)	Military funeral honors	GPR	B	221,900	221,900
(e)	Korean War memorial grant	GPR	A	−0−	−0−
(g)	Consumer reporting agency fees	PR	C	−0−	−0−
(h)	Public and private receipts	PR	C	18,200	18,200
(kg)	American Indian services coordinator	PR−S	A	86,300	86,300
(km)	American Indian grants	PR−S	A	61,200	61,200
(m)	Federal payments; veterans assistance	PR−F	C	538,300	538,300
(rm)	Veterans assistance program	SEG	B	319,700	319,700
(rp)	Veterans assistance program receipts	SEG	C	112,000	115,500
(s)	Transportation payment	SEG	A	200,000	200,000
(tf)	Veterans tuition reimbursement program	SEG	B	1,403,100	1,403,100
(tj)	Retraining assistance program	SEG	A	210,000	210,000
(tm)	Facilities	SEG	C	−0−	−0−
(u)	Administration of loans and aids to veterans	SEG	A	5,437,100	5,422,700
(vm)	Assistance to needy veterans	SEG	A	970,000	970,000
(vw)	Payments to veterans organizations for claims service	SEG	A	110,000	110,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(vx)	County grants	SEG	A	342,400	342,400
(vy)	American Indian services coordinator	SEG	A	−0−	−0−
(w)	Home for needy veterans	SEG	C	10,000	10,000
(x)	Federal per diem payments	SEG−F	C	1,460,600	1,460,600
(yg)	Acquisition of 1981 revenue bond mortgages	SEG	S	−0−	−0−
(yn)	Veterans trust fund loans and expenses	SEG	B	3,050,000	3,050,000
(yo)	Debt payment	SEG	S	−0−	−0−
(z)	Gifts	SEG	C	−0−	−0−
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			646,600	229,000
	PROGRAM REVENUE			704,000	704,000
	FEDERAL			(538,300)	(538,300)
	OTHER			(18,200)	(18,200)
	SERVICE			(147,500)	(147,500)
	SEGREGATED REVENUE			13,624,900	13,614,000
	FEDERAL			(1,460,600)	(1,460,600)
	OTHER			(12,164,300)	(12,153,400)
	TOTAL−ALL SOURCES			14,975,500	14,547,000
(3)	SELF−AMORTIZING MORTGAGE LOANS FOR VETERANS				
(b)	Self insurance	GPR	S	−0−	−0−
(e)	General program deficiency	GPR	S	−0−	−0−
(q)	Foreclosure loss payments	SEG	C	801,000	801,000
(r)	Funded reserves	SEG	C	50,000	50,000
(rm)	Other reserves	SEG	C	−0−	−0−
(s)	General program operations	SEG	A	3,531,800	3,527,200
(sm)	County grants	SEG	A	342,400	342,400
(t)	Debt service	SEG	C	19,033,300	19,020,700
(v)	Revenue obligation repayment	SEG	C	−0−	−0−
(wd)	Loan−servicing administration	SEG	A	−0−	−0−
(wg)	Escrow payments, recoveries, and refunds	SEG	C	−0−	−0−
(wp)	Loan−servicing rights	SEG	B	−0−	−0−
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			−0−	−0−
	SEGREGATED REVENUE			23,758,500	23,741,300
	OTHER			(23,758,500)	(23,741,300)
	TOTAL−ALL SOURCES			23,758,500	23,741,300
(4)	VETERANS MEMORIAL CEMETERIES				
(g)	Cemetery operations	PR	A	194,400	194,400
(h)	Gifts, grants and bequests	PR	C	−0−	−0−
(m)	Federal aid; cemetery operations and burials	PR−F	C	504,700	603,200
(q)	Cemetery administration and maintenance	SEG	A	504,100	528,300
(qm)	Repayment of principal and interest	SEG	S	86,100	85,500
(r)	Cemetery energy costs; energy−related assessments	SEG	A	106,300	106,300
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			699,100	797,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
FEDERAL			(504,700)	(603,200)
OTHER			(194,400)	(194,400)
SEGREGATED REVENUE			696,500	720,100
OTHER			(696,500)	(720,100)
TOTAL−ALL SOURCES			1,395,600	1,517,700
(5) WISCONSIN VETERANS MUSEUM				
(c) Operation of Wisconsin Veterans Museum	GPR	A	249,200	249,200
(mn) Federal projects; museum acquisitions and operations	PR−F	C	−0−	−0−
(tm) Museum facilities	SEG	C	52,800	52,800
(v) Museum sales receipts	SEG	C	205,700	170,700
(vo) Veterans of World War I	SEG	A	2,500	2,500
(wd) Operation of Wisconsin Veterans Museum	SEG	A	2,005,300	2,029,900
(zm) Museum gifts and bequests	SEG	C	−0−	−0−
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			249,200	249,200
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
SEGREGATED REVENUE			2,266,300	2,255,900
OTHER			(2,266,300)	(2,255,900)
TOTAL−ALL SOURCES			2,515,500	2,505,100
20.485 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			2,244,600	2,493,800
PROGRAM REVENUE			89,049,700	95,342,800
FEDERAL			(1,068,000)	(1,166,500)
OTHER			(87,758,000)	(93,952,600)
SERVICE			(223,700)	(223,700)
SEGREGATED REVENUE			40,346,200	40,331,300
FEDERAL			(1,460,600)	(1,460,600)
OTHER			(38,885,600)	(38,870,700)
TOTAL−ALL SOURCES			131,640,500	138,167,900
20.490 Wisconsin Housing and Economic Development Authority				
(1) FACILITATION OF CONSTRUCTION				
(a) Capital reserve fund deficiency	GPR	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(2) HOUSING REHABILITATION LOAN PROGRAM				
(a) General program operations	GPR	C	−0−	−0−
(q) Loan loss reserve fund	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(3) HOMEOWNERSHIP MORTGAGE ASSISTANCE				
(a) Homeowner eviction lien protection program	GPR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
(g) Disadvantaged business mobilization loan guarantee	PR	C	−0−	−0−
(4) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
(a) Wisconsin development reserve fund	GPR	C	−0−	−0−
(q) Environmental fund transfer to Wisconsin development reserve fund	SEG	C	−0−	−0−
(r) Agrichemical management fund transfer to Wisconsin development reserve fund	SEG	C	−0−	−0−
(s) Petroleum inspection fund transfer to Wisconsin development reserve fund	SEG	A	−0−	−0−
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
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−
Human Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			4,415,414,200	4,463,813,400
PROGRAM REVENUE			6,762,268,900	6,722,111,600
FEDERAL			(5,789,498,200)	(5,750,588,200)
OTHER			(644,047,100)	(644,661,600)
SERVICE			(328,723,600)	(326,861,800)
SEGREGATED REVENUE			883,490,900	897,779,300
FEDERAL			(1,460,600)	(1,460,600)
OTHER			(882,030,300)	(896,318,700)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			12,061,174,000	12,083,704,300
20.505 Department of Administration				
(1) SUPERVISION AND MANAGEMENT				
(a) General program operations	GPR	A	7,215,000	7,215,000
(b) Midwest interstate low−level radioactive waste compact; loan from general fund	GPR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(bq)	Appropriation obligations repayment; tobacco settlement revenues	GPR	A	92,474,100	93,693,400
(br)	Appropriation obligations repayment; unfunded liabilities under the Wisconsin Retirement System	GPR	A	274,749,000	533,473,500
(cg)	Relocation assistance	GPR	A	101,200	101,200
(cm)	Comprehensive planning grants; general purpose revenue	GPR	A	−0−	−0−
(cn)	Comprehensive planning; administrative support	GPR	A	−0−	−0−
(fo)	Federal resource acquisition support grants	GPR	A	92,500	92,500
(g)	Midwest interstate low−level radioactive waste compact; membership and costs	PR	A	4,100	4,100
(gc)	Processing services	PR	A	181,300	181,300
(ge)	High−voltage transmission line annual impact fee distributions	PR	C	−0−	−0−
(gr)	Disabled veteran−owned, woman−owned, and minority business certification fees	PR	C	31,500	31,500
(gs)	High−voltage transmission line environmental impact fee distributions	PR	C	−0−	−0−
(id)	Justice information fee receipts	PR	C	−0−	−0−
(ie)	Land	PR	C	2,549,300	2,549,300
(if)	Comprehensive planning grants; program revenue	PR	A	−0−	−0−
(im)	Services to nonstate governmental units; entity contract	PR	A	1,670,200	1,670,200
(ir)	Relay service	PR	A	4,014,100	4,014,100
(is)	Information technology and communications services; nonstate entities	PR	A	17,900,900	17,900,900
(it)	Appropriation obligations; agreements and ancillary arrangements	PR	C	−0−	−0−
(iu)	Plat and proposed incorporation and annexation review	PR	C	414,600	414,600
(iv)	Integrated business information system; nonstate entities	PR	C	−0−	−0−
(j)	Gifts, grants, and bequests	PR	C	−0−	−0−
(ka)	Materials and services to state agencies and certain districts	PR−S	A	7,044,200	6,904,100
(kb)	Transportation, records, and document services	PR−S	A	18,819,100	18,819,100
(kc)	Capital planning and building construction services	PR−S	A	11,988,500	11,988,500
(kd)	Integrated business information system	PR−S	C	9,319,400	9,319,400
(ke)	Telecommunications services; state agencies; veterans services	PR−S	A	18,301,900	18,301,900
(kf)	Procurement services	PR−S	C	3,605,000	3,605,000
(kg)	Federal resource acquisition	PR−S	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(kh)	Justice information systems	PR−S	A	4,120,100	4,120,100
(kj)	Financial services	PR−S	A	8,619,600	8,619,600
(kL)	Printing, mail, communication and information technology services; agencies	PR−S	A	102,652,400	102,652,400
(km)	University of Wisconsin−Green Bay programming	PR−S	A	247,500	247,500
(kp)	Interagency assistance; justice information systems	PR−S	A	326,700	326,700
(kq)	Justice information systems development, operation and maintenance	PR−S	A	−0−	−0−
(kr)	Legal services	PR−S	A	802,100	802,100
(ks)	Wisconsin land council; state agency support	PR−S	C	−0−	−0−
(ku)	Management assistance grants to counties	PR−S	A	563,200	563,200
(kx)	American Indian economic development; technical assistance	PR−S	A	79,500	79,500
(mb)	Federal aid	PR−F	C	9,146,600	7,927,300
(md)	Oil overcharge restitution funds	PR−F	C	264,700	264,700
(n)	Federal aid; local assistance	PR−F	C	90,000,000	90,000,000
(ng)	Sale of forest products; funds for public schools and public roads	PR	C	−0−	−0−
(pz)	Indirect cost reimbursements	PR−F	C	73,800	48,500
(r)	VendorNet fund administration	SEG	A	84,700	84,700
(tb)	Payment of qualified higher education expenses and refunds; college tuition and expenses program	SEG	S	−0−	−0−
(td)	Administrative expenses; college tuition and expenses program	SEG	A	118,300	118,300
(tf)	Payment of qualified higher education expenses and refunds; college savings program trust fund	SEG	S	−0−	−0−
(th)	Administrative expenses; college savings program trust fund	SEG	A	563,400	563,400
(tj)	Payment of qualified higher education expenses and refunds; college savings program bank deposit trust fund	SEG	S	−0−	−0−
(tL)	Administrative expenses; college savings program bank deposit trust fund	SEG	A	−0−	−0−
(tn)	Payment of qualified higher education expenses and refunds; college savings program credit union deposit trust fund	SEG	S	−0−	−0−
(tp)	Administrative expenses; college savings program credit union deposit trust fund	SEG	A	−0−	−0−
(v)	General program operations — environmental improvement programs; state funds	SEG	A	1,005,400	1,005,400

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(x)	General program operations — clean water fund program; federal funds	SEG−F	C	−0−	−0−
(y)	General program operations — safe drinking water loan program; federal funds	SEG−F	C	−0−	−0−
(z)	Transportation planning grants to local governmental units	SEG−S	B	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			374,631,800	634,575,600
	PROGRAM REVENUE			312,740,300	311,355,600
	FEDERAL			(99,485,100)	(98,240,500)
	OTHER			(26,766,000)	(26,766,000)
	SERVICE			(186,489,200)	(186,349,100)
	SEGREGATED REVENUE			1,771,800	1,771,800
	FEDERAL			(−0−)	(−0−)
	OTHER			(1,771,800)	(1,771,800)
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			689,143,900	947,703,000
(2)	RISK MANAGEMENT				
(a)	General fund supplement — risk management claims	GPR	S	−0−	−0−
(am)	Costs and judgments	GPR	S	−0−	−0−
(k)	Risk management costs	PR−S	C	27,934,500	27,934,500
(ki)	Risk management administration	PR−S	A	6,688,300	6,688,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			−0−	−0−
	PROGRAM REVENUE			34,622,800	34,622,800
	SERVICE			(34,622,800)	(34,622,800)
	TOTAL−ALL SOURCES			34,622,800	34,622,800
(3)	UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
(q)	General program operations; utility public benefits	SEG	A	11,893,700	11,893,700
(r)	Low−income assistance grants	SEG	S	19,447,300	19,447,300
(rr)	Air quality improvement grants	SEG	S	−0−	−0−
(s)	Transfer to air quality improvement fund	SEG	S	−0−	−0−
	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			31,341,000	31,341,000
	OTHER			(31,341,000)	(31,341,000)
	TOTAL−ALL SOURCES			31,341,000	31,341,000
(4)	ATTACHED DIVISIONS AND OTHER BODIES				
(a)	Adjudication of tax appeals	GPR	A	535,800	539,400
(b)	Adjudication of equalization appeals	GPR	S	−0−	−0−
(c)	Literacy initiative	GPR	A	600,000	600,000
(d)	Claims awards	GPR	S	22,500	22,500
(ea)	Women's council operations	GPR	A	139,900	139,900
(ec)	Service award program; general program operations	GPR	A	17,200	17,200
(er)	Service award program; state matching awards	GPR	S	1,884,300	1,884,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(es)	Principal, interest, and rebates; general purpose revenue — schools	GPR	S	1,353,100	2,252,200
(et)	Principal, interest, and rebates; general purpose revenue — public library boards	GPR	S	8,400	15,200
(f)	Hearings and appeals operations	GPR	A	2,532,500	2,510,200
(h)	Program services	PR	A	27,200	27,200
(ha)	Principal, interest and rebates; program revenue−schools	PR	C	724,700	332,100
(hb)	Principal, interest and rebates; program revenue−public library boards	PR	C	5,200	−0−
(hc)	Administration of Governor's Wisconsin Educational Technology Conference	PR	A	150,200	150,200
(j)	National and community service board; gifts and grants	PR	C	−0−	−0−
(js)	Educational technology block grants; Wisconsin Advanced Telecommunications foundation assessments	PR	C	−0−	−0−
(k)	Waste facility siting board; general program operations	PR−S	A	45,500	45,500
(ka)	State use board — general program operations	PR−S	A	123,600	123,600
(kb)	National and community service board; administrative support	PR−S	A	275,000	275,000
(kp)	Hearings and appeals fees	PR−S	A	3,291,100	3,268,800
(L)	Equipment purchases and leases	PR	C	−0−	−0−
(Lm)	Educational telecommunications; additional services	PR	C	−0−	−0−
(mp)	Federal e−rate aid	PR−F	C	5,428,800	5,364,100
(o)	National and community service board; federal aid for administration	PR−F	C	638,900	600,900
(p)	National and community service board; federal aid for grants	PR−F	C	3,354,300	3,354,300
(r)	State capitol and executive residence board; gifts and grants	SEG	C	−0−	−0−
(s)	Telecommunications access; school districts	SEG	B	11,105,100	11,105,100
(t)	Telecommunications access; private and technical colleges and libraries	SEG	B	5,016,000	5,016,000
(tm)	Telecommunications access; private schools	SEG	B	694,300	694,300
(tu)	Telecommunications access; state schools	SEG	B	82,500	82,500
(tw)	Telecommunications access; juvenile correctional facilities	SEG	B	86,300	86,300
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,093,700	7,980,900
	PROGRAM REVENUE			14,064,500	13,541,700
	FEDERAL			(9,422,000)	(9,319,300)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(907,300)	(509,500)
SERVICE			(3,735,200)	(3,712,900)
SEGREGATED REVENUE			16,984,200	16,984,200
OTHER			(16,984,200)	(16,984,200)
TOTAL−ALL SOURCES			38,142,400	38,506,800
(5) FACILITIES MANAGEMENT				
(c) Principal repayment and interest; Black Point Estate	GPR	S	81,100	170,200
(g) Principal repayment, interest and rebates; parking	PR−S	S	1,778,000	2,260,300
(ka) Facility operations and maintenance; police and protection functions	PR−S	A	37,866,400	37,866,400
(kb) Parking	PR	A	813,400	813,400
(kc) Principal repayment, interest and rebates	PR−S	C	19,320,200	16,986,900
(ke) Additional energy conservation construction projects	PR−S	C	−0−	−0−
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			81,100	170,200
PROGRAM REVENUE			59,778,000	57,927,000
OTHER			(813,400)	(813,400)
SERVICE			(58,964,600)	(57,113,600)
TOTAL−ALL SOURCES			59,859,100	58,097,200
(6) OFFICE OF JUSTICE ASSISTANCE				
(a) General program operations	GPR	A	273,300	273,300
(b) Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; presentencing assessments	GPR	A	−0−	−0−
(d) Youth diversion	GPR	A	321,000	321,000
(gj) Grants for victims of sexual assault; child pornography surcharge	PR	C	−0−	−0−
(h) Public safety interoperable communication system; general usage fees	PR	A	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(k) Law enforcement programs and youth diversion − administration	PR−S	A	161,800	161,800
(ka) Public safety interoperable communication system; state fees	PR−S	A	−0−	−0−
(kb) Law enforcement officer supplement grants	PR−S	A	1,224,900	1,224,900
(ke) Child advocacy centers	PR−S	A	238,100	238,100
(kf) American Indian reintegration program	PR−S	A	50,000	50,000
(ki) Interoperable communications system	PR−S	A	410,800	1,073,100
(kj) Youth diversion program	PR−S	A	672,400	672,400
(km) Interagency and intra−agency aids	PR−S	C	281,600	281,600
(kn) Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; justice information fee	PR−S	A	1,078,400	1,078,400

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13	
(ko)	Wisconsin Justice Information Sharing Program	PR	A	786,500	797,300	
(kq)	Traffic stop data collection; state	PR−S	A	−0−	−0−	**Vetoed In Part**
(kr)	Traffic stop data collection; local	PR−S	A	−0−	−0−	
(ku)	Grants for substance abuse treatment programs for criminal offenders	PR	C	7,500	7,500	
(m)	Federal aid, justice assistance, state operations	PR−F	C	3,407,000	3,281,100	
(mb)	Federal aid, homeland security	PR−F	C	36,606,800	36,585,500	
(n)	Federal aid; criminal justice	PR−F	C	207,100	98,300	
(p)	Federal aid, local assistance and aids	PR−F	C	18,904,900	18,904,900	
	(6) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			594,300	594,300	
	PROGRAM REVENUE			64,037,800	64,454,900	
	FEDERAL			(59,125,800)	(58,869,800)	
	OTHER			(794,000)	(804,800)	
	SERVICE			(4,118,000)	(4,780,300)	
	TOTAL−ALL SOURCES			64,632,100	65,049,200	
(7)	HOUSING ASSISTANCE					
(a)	General program operations	GPR	A	527,800	527,800	
(b)	Housing grants and loans; general purpose revenue	GPR	B	3,097,800	3,097,800	
(c)	Payments to designated agents	GPR	A	−0−	−0−	
(fm)	Shelter for homeless and transitional housing grants	GPR	B	1,413,600	1,413,600	
(fr)	Mental health for homeless individuals	GPR	A	42,200	42,200	
(gg)	Housing program services; other entities	PR	C	168,900	168,900	
(h)	Funding for the homeless	PR	C	422,400	422,400	
(k)	Sale of materials or services	PR−S	C	−0−	−0−	
(kg)	Housing program services	PR−S	C	422,400	422,400	
(m)	Federal aid; state operations	PR−F	C	1,467,400	1,467,400	
(n)	Federal aid; local assistance	PR−F	C	10,000,000	10,000,000	
(o)	Federal aid; individuals and organizations	PR−F	C	23,000,000	23,000,000	
	(7) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			5,081,400	5,081,400	
	PROGRAM REVENUE			35,481,100	35,481,100	
	FEDERAL			(34,467,400)	(34,467,400)	
	OTHER			(591,300)	(591,300)	
	SERVICE			(422,400)	(422,400)	
	TOTAL−ALL SOURCES			40,562,500	40,562,500	
(8)	DIVISION OF GAMING					
(am)	Interest on racing and bingo moneys	GPR	S	11,700	11,700	
(h)	General program operations; Indian gaming	PR	A	1,825,100	1,825,100	
(hm)	Indian gaming receipts	PR	C	−0−	−0−	
(j)	General program operations; raffles and crane games	PR	A	264,100	264,100	
(jm)	General program operations; bingo	PR	A	304,800	304,800	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			11,700	11,700
PROGRAM REVENUE			2,394,000	2,394,000
OTHER			(2,394,000)	(2,394,000)
TOTAL−ALL SOURCES			2,405,700	2,405,700
20.505 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			387,494,000	648,414,100
PROGRAM REVENUE			523,118,500	519,777,100
FEDERAL			(202,500,300)	(200,897,000)
OTHER			(32,266,000)	(31,879,000)
SERVICE			(288,352,200)	(287,001,100)
SEGREGATED REVENUE			50,097,000	50,097,000
FEDERAL			(−0−)	(−0−)
OTHER			(50,097,000)	(50,097,000)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			960,709,500	1,218,288,200
20.507 Board of Commissioners of Public Lands				
(1) TRUST LANDS AND INVESTMENTS				
(h) Trust lands and investments — general program operations	PR−S	A	1,494,500	1,494,500
(j) Payments to American Indian tribes or bands for raised sunken logs	PR	C	−0−	−0−
(k) Trust lands and investments — interagency and intra−agency assistance	PR−S	A	−0−	−0−
(mg) Federal aid — flood control	PR−F	C	52,700	52,700
(1) PROGRAM TOTALS				
PROGRAM REVENUE			1,547,200	1,547,200
FEDERAL			(52,700)	(52,700)
OTHER			(−0−)	(−0−)
SERVICE			(1,494,500)	(1,494,500)
TOTAL−ALL SOURCES			1,547,200	1,547,200
20.507 DEPARTMENT TOTALS				
PROGRAM REVENUE			1,547,200	1,547,200
FEDERAL			(52,700)	(52,700)
OTHER			(−0−)	(−0−)
SERVICE			(1,494,500)	(1,494,500)
TOTAL−ALL SOURCES			1,547,200	1,547,200
20.511 Government Accountability Board				
(1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS				
(a) General program operations; general purpose revenue	GPR	B	4,313,300	2,551,000
(be) Investigations	GPR	S	31,100	31,100
(bm) Training of chief inspectors	GPR	B	−0−	−0−
(c) Voter identification training	GPR	A	82,600	82,600
(d) Election administration transfer	GPR	A	−0−	−0−
(g) Recount fees	PR	C	−0−	−0−
(h) Materials and services	PR	A	19,200	19,200
(i) Elections administration; program revenue	PR	A	31,700	31,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(im)	Lobbying administration; program revenue	PR	A	495,600	495,600
(j)	Electronic filing software	PR	C	−0−	−0−
(jm)	Gifts and grants	PR	C	−0−	−0−
(m)	Federal aid	PR−F	C	−0−	−0−
(t)	Election administration	SEG	A	100	100
(x)	Federal aid; election administration fund	SEG−F	C	1,452,000	1,452,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,427,000	2,664,700
	PROGRAM REVENUE			546,500	546,500
	FEDERAL			(−0−)	(−0−)
	OTHER			(546,500)	(546,500)
	SEGREGATED REVENUE			1,452,100	1,452,100
	FEDERAL			(1,452,000)	(1,452,000)
	OTHER			(100)	(100)
	TOTAL−ALL SOURCES			6,425,600	4,663,300
	20.511 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			4,427,000	2,664,700
	PROGRAM REVENUE			546,500	546,500
	FEDERAL			(−0−)	(−0−)
	OTHER			(546,500)	(546,500)
	SEGREGATED REVENUE			1,452,100	1,452,100
	FEDERAL			(1,452,000)	(1,452,000)
	OTHER			(100)	(100)
	TOTAL−ALL SOURCES			6,425,600	4,663,300
20.515 Department of Employee Trust Funds					
(1)	EMPLOYEE BENEFIT PLANS				
(a)	Annuity supplements and payments	GPR	S	555,200	460,600
(c)	Contingencies	GPR	S	−0−	−0−
(gm)	Gifts and grants	PR	C	−0−	−0−
(m)	Federal aid	PR−F	C	−0−	−0−
(sr)	Gifts and grants; public employee trust fund	SEG	C	−0−	−0−
(t)	Automated operating system	SEG	C	691,100	691,100
(u)	Employee−funded reimbursement account plan	SEG	C	−0−	−0−
(um)	Benefit administration	SEG	B	4,900	4,900
(ut)	Health insurance data collection and analysis and other consulting services contracts	SEG	A	968,100	968,100
(w)	Administration	SEG	A	29,318,000	29,513,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			555,200	460,600
	PROGRAM REVENUE			−0−	−0−
	FEDERAL			(−0−)	(−0−)
	OTHER			(−0−)	(−0−)
	SEGREGATED REVENUE			30,982,100	31,177,200
	OTHER			(30,982,100)	(31,177,200)
	TOTAL−ALL SOURCES			31,537,300	31,637,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
20.515 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			555,200	460,600
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SEGREGATED REVENUE			30,982,100	31,177,200
OTHER			(30,982,100)	(31,177,200)
TOTAL−ALL SOURCES			31,537,300	31,637,800
20.525 Office of the Governor				
(1) EXECUTIVE ADMINISTRATION				
(a) General program operations	GPR	S	4,002,800	4,002,800
(b) Contingent fund	GPR	S	20,400	20,400
(c) Membership in national associations	GPR	S	118,300	118,300
(d) Disability board	GPR	S	−0−	−0−
(f) Literacy improvement aids	GPR	A	23,600	23,600
(i) Gifts and grants	PR	C	−0−	−0−
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			4,165,100	4,165,100
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			4,165,100	4,165,100
(2) EXECUTIVE RESIDENCE				
(a) General program operations	GPR	S	270,700	270,700
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			270,700	270,700
TOTAL−ALL SOURCES			270,700	270,700
20.525 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			4,435,800	4,435,800
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			4,435,800	4,435,800
20.536 Investment Board				
(1) INVESTMENT OF FUNDS				
(k) General program operations	PR	C	28,888,600	28,888,600
(ka) General program operations; environmental improvement fund	PR−S	C	−0−	−0−
(1) PROGRAM TOTALS				
PROGRAM REVENUE			28,888,600	28,888,600
OTHER			(28,888,600)	(28,888,600)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			28,888,600	28,888,600
20.536 DEPARTMENT TOTALS				
PROGRAM REVENUE			28,888,600	28,888,600
OTHER			(28,888,600)	(28,888,600)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			28,888,600	28,888,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
20.540 Office of the Lieutenant Governor				
(1) EXECUTIVE COORDINATION				
(a) General program operations	GPR	A	393,500	393,500
(g) Gifts, grants and proceeds	PR	C	−0−	−0−
(k) Grants from state agencies	PR−S	C	−0−	−0−
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			393,500	393,500
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			393,500	393,500
20.540 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			393,500	393,500
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			393,500	393,500
20.545 Office of State Employment Relations				
(1) STATE EMPLOYMENT RELATIONS				
(i) Services to non−state governmental units	PR	A	87,100	87,100
(j) Gifts and donations	PR	C	−0−	−0−
(jm) Employee development and training services	PR	A	243,800	243,800
(k) General program operations	PR−S	A	5,139,500	5,139,500
(ka) Publications	PR	A	102,100	102,100
(km) Collective bargaining grievance arbitrations	PR−S	A	105,600	70,600
(m) Federal grants and contracts	PR−F	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
PROGRAM REVENUE			5,678,100	5,643,100
FEDERAL			(−0−)	(−0−)
OTHER			(433,000)	(433,000)
SERVICE			(5,245,100)	(5,210,100)
TOTAL−ALL SOURCES			5,678,100	5,643,100
20.545 DEPARTMENT TOTALS				
PROGRAM REVENUE			5,678,100	5,643,100
FEDERAL			(−0−)	(−0−)
OTHER			(433,000)	(433,000)
SERVICE			(5,245,100)	(5,210,100)
TOTAL−ALL SOURCES			5,678,100	5,643,100
20.550 Public Defender Board				
(1) LEGAL ASSISTANCE				
(a) Program administration	GPR	A	2,758,800	2,758,800
(b) Appellate representation	GPR	A	4,714,500	4,714,500
(c) Trial representation	GPR	A	49,691,000	49,445,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(d)	Private bar and investigator reimbursement	GPR	B	21,194,700	23,155,400
(e)	Private bar and investigator payments; administration costs	GPR	A	716,700	716,700
(f)	Transcripts, discovery and interpreters	GPR	A	1,325,700	1,325,700
(fb)	Payments from clients; administrative costs	PR	A	249,600	249,600
(g)	Gifts, grants and proceeds	PR	C	−0−	−0−
(h)	Contractual agreements	PR−S	A	−0−	−0−
(i)	Tuition payments	PR	C	−0−	−0−
(kj)	Conferences and training	PR−S	A	126,900	126,900
(L)	Private bar and investigator reimbursement; payments for legal representation	PR	C	913,000	913,000
(m)	Federal aid	PR−F	C	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			80,401,400	82,116,100
	PROGRAM REVENUE			1,289,500	1,289,500
	FEDERAL			(−0−)	(−0−)
	OTHER			(1,162,600)	(1,162,600)
	SERVICE			(126,900)	(126,900)
	TOTAL−ALL SOURCES			81,690,900	83,405,600
	20.550 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			80,401,400	82,116,100
	PROGRAM REVENUE			1,289,500	1,289,500
	FEDERAL			(−0−)	(−0−)
	OTHER			(1,162,600)	(1,162,600)
	SERVICE			(126,900)	(126,900)
	TOTAL−ALL SOURCES			81,690,900	83,405,600
20.566 Department of Revenue					
(1)	COLLECTION OF TAXES				
(a)	General program operations	GPR	A	50,716,900	50,716,900
(g)	Administration of county sales and use taxes	PR	A	3,363,200	3,363,200
(ga)	Cigarette tax stamps	PR	A	262,400	262,400
(gb)	Business tax registration	PR	A	1,503,900	1,503,900
(gd)	Administration of special district taxes	PR−S	A	443,800	443,800
(ge)	Administration of local professional football stadium district taxes	PR−S	A	111,800	111,800
(gf)	Administration of resort tax	PR−S	A	69,300	69,300
(gg)	Administration of local taxes	PR	A	116,300	116,300
(gm)	Administration of tax on controlled substances dealers	PR	A	−0−	−0−
(gn)	Ambulatory surgical center assessment	PR	C	110,200	110,200
(h)	Debt collection	PR	A	813,300	813,300
(ha)	Administration of liquor tax and alcohol beverages enforcement	PR	A	1,032,900	1,032,900
(hb)	Collections by the department	PR	A	347,800	141,500
(hc)	Collections from the financial record matching program	PR	A	469,100	469,100

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(hd)	Administration of liquor tax and alcohol beverages enforcement; wholesaler fees funding special agent position	PR	C	73,200	87,800
(hm)	Collections under contracts	PR	S	357,300	357,300
(hn)	Collections under the multistate tax commission audit program	PR	S	58,300	58,300
(ho)	Collections under multistate streamlined sales tax project	PR	S	40,000	40,000
(hp)	Administration of income tax checkoff voluntary payments	PR	A	27,600	27,600
(i)	Gifts and grants	PR	C	−0−	−0−
(m)	Federal funds; state operations	PR−F	C	−0−	−0−
(q)	Economic development surcharge administration	SEG	A	210,800	210,800
(qm)	Administration of rental vehicle fee	SEG	A	70,000	70,000
(r)	Administration of dry cleaner fees	SEG	A	18,800	18,800
(s)	Petroleum inspection fee collection	SEG	A	123,500	123,500
(t)	Farmland preservation credit, 2010 and beyond	SEG	A	−0−	−0−
(u)	Motor fuel tax administration	SEG	A	1,529,300	1,529,300
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			50,716,900	50,716,900
	PROGRAM REVENUE			9,200,400	9,008,700
	FEDERAL			(−0−)	(−0−)
	OTHER			(8,575,500)	(8,383,800)
	SERVICE			(624,900)	(624,900)
	SEGREGATED REVENUE			1,952,400	1,952,400
	OTHER			(1,952,400)	(1,952,400)
	TOTAL−ALL SOURCES			61,869,700	61,678,000
(2)	STATE AND LOCAL FINANCE				
(a)	General program operations	GPR	A	7,690,800	7,690,800
(b)	Valuation error loans	GPR	A	−0−	−0−
(bm)	Integrated property assessment system technology	GPR	A	2,464,500	2,464,500
(g)	County assessment studies	PR	C	−0−	−0−
(gb)	Manufacturing property assessment	PR	A	1,140,400	1,140,400
(gi)	Municipal finance report compliance	PR	A	34,500	34,500
(h)	Reassessments	PR	A	535,200	535,200
(hm)	Administration of tax incremental, and environmental remediation tax incremental, financing programs	PR	C	151,700	151,700
(i)	Gifts and grants	PR	C	−0−	−0−
(m)	Federal funds; state operations	PR−F	C	−0−	−0−
(q)	Railroad and air carrier tax administration	SEG	A	203,600	203,600
(r)	Lottery and gaming credit administration	SEG	A	276,900	276,900
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			10,155,300	10,155,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
PROGRAM REVENUE			1,861,800	1,861,800
FEDERAL			(−0−)	(−0−)
OTHER			(1,861,800)	(1,861,800)
SEGREGATED REVENUE			480,500	480,500
OTHER			(480,500)	(480,500)
TOTAL−ALL SOURCES			12,497,600	12,497,600
(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
(a) General program operations	GPR	A	26,764,500	26,764,500
(b) Integrated tax system technology	GPR	A	4,087,100	4,087,100
(c) Expert professional services	GPR	B	63,300	63,300
(g) Services	PR	A	85,300	85,300
(gm) Reciprocity agreement and publications	PR	A	75,400	75,400
(go) Reciprocity agreement, Illinois	PR	A	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(k) Internal services	PR−S	A	3,083,700	3,083,700
(m) Federal funds; state operations	PR−F	C	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			30,914,900	30,914,900
PROGRAM REVENUE			3,244,400	3,244,400
FEDERAL			(−0−)	(−0−)
OTHER			(160,700)	(160,700)
SERVICE			(3,083,700)	(3,083,700)
TOTAL−ALL SOURCES			34,159,300	34,159,300
(7) INVESTMENT AND LOCAL IMPACT FUND				
(e) Investment and local impact fund supplement	GPR	A	−0−	−0−
(g) Investment and local impact fund administrative expenses	PR	A	−0−	−0−
(n) Federal mining revenue	PR−F	C	−0−	−0−
(v) Investment and local impact fund	SEG	C	−0−	−0−
(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−
(8) LOTTERY				
(q) General program operations	SEG	A	21,221,300	21,221,300
(r) Retailer compensation	SEG	S	33,744,500	33,723,100
(s) Prizes	SEG	S	−0−	−0−
(v) Vendor fees	SEG	S	11,201,800	11,193,400
(8) PROGRAM TOTALS				
SEGREGATED REVENUE			66,167,600	66,137,800
OTHER			(66,167,600)	(66,137,800)
TOTAL−ALL SOURCES			66,167,600	66,137,800
20.566 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			91,787,100	91,787,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
PROGRAM REVENUE			14,306,600	14,114,900
FEDERAL			(−0−)	(−0−)
OTHER			(10,598,000)	(10,406,300)
SERVICE			(3,708,600)	(3,708,600)
SEGREGATED REVENUE			68,600,500	68,570,700
OTHER			(68,600,500)	(68,570,700)
TOTAL−ALL SOURCES			174,694,200	174,472,700
20.575 Secretary of State				
(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
(g) Program fees	PR	A	510,200	510,200
(ka) Agency collections	PR−S	A	3,400	3,400
(1) PROGRAM TOTALS				
PROGRAM REVENUE			513,600	513,600
OTHER			(510,200)	(510,200)
SERVICE			(3,400)	(3,400)
TOTAL−ALL SOURCES			513,600	513,600
20.575 DEPARTMENT TOTALS				
PROGRAM REVENUE			513,600	513,600
OTHER			(510,200)	(510,200)
SERVICE			(3,400)	(3,400)
TOTAL−ALL SOURCES			513,600	513,600
20.585 Office of the State Treasurer				
(1) CUSTODIAN OF STATE FUNDS				
(b) Insurance	GPR	A	−0−	−0−
(e) Unclaimed property; contingency appropriation	GPR	S	−0−	−0−
(h) Training conferences	PR	C	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(j) Unclaimed property; claims	PR	C	−0−	−0−
(k) Unclaimed property; administrative expenses	PR−S	A	4,861,100	4,861,100
(kb) General program operations	PR−S	A	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
PROGRAM REVENUE			4,861,100	4,861,100
OTHER			(−0−)	(−0−)
SERVICE			(4,861,100)	(4,861,100)
TOTAL−ALL SOURCES			4,861,100	4,861,100
20.585 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
PROGRAM REVENUE			4,861,100	4,861,100
OTHER			(−0−)	(−0−)
SERVICE			(4,861,100)	(4,861,100)
TOTAL−ALL SOURCES			4,861,100	4,861,100
General Executive Functions FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			569,494,000	830,271,900
PROGRAM REVENUE			580,749,700	577,181,600
FEDERAL			(202,553,000)	(200,949,700)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(74,404,900)	(73,826,200)
SERVICE			(303,791,800)	(302,405,700)
SEGREGATED REVENUE			151,131,700	151,297,000
FEDERAL			(1,452,000)	(1,452,000)
OTHER			(149,679,700)	(149,845,000)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			1,301,375,400	1,558,750,500
20.625 Circuit Courts				
(1) COURT OPERATIONS				
(a) Circuit courts	GPR	S	71,671,700	71,671,700
(as) Violent crime court costs	GPR	A	−0−	−0−
(b) Permanent reserve judges	GPR	A	−0−	−0−
(c) Court interpreter fees	GPR	A	1,433,500	1,433,500
(d) Circuit court support payments	GPR	B	18,552,200	18,552,200
(e) Guardian ad litem costs	GPR	A	4,691,100	4,691,100
(g) Sale of materials and services	PR	C	−0−	−0−
(k) Court interpreters	PR−S	A	134,000	232,700
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			96,348,500	96,348,500
PROGRAM REVENUE			134,000	232,700
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(134,000)	(232,700)
TOTAL−ALL SOURCES			96,482,500	96,581,200
20.625 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			96,348,500	96,348,500
PROGRAM REVENUE			134,000	232,700
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(134,000)	(232,700)
TOTAL−ALL SOURCES			96,482,500	96,581,200
20.660 Court of Appeals				
(1) APPELLATE PROCEEDINGS				
(a) General program operations	GPR	S	10,477,000	10,477,000
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			10,477,000	10,477,000
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			10,477,000	10,477,000
20.660 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			10,477,000	10,477,000
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			10,477,000	10,477,000
20.665 Judicial Commission				
(1) JUDICIAL CONDUCT				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
(a) General program operations	GPR	A	342,100	274,700
(cm) Contractual agreements	GPR	B	16,200	16,200
(mm) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			358,300	290,900
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			358,300	290,900
20.665 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			358,300	290,900
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			358,300	290,900
20.670 Judicial Council				
(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
(a) General program operations	GPR	A	69,700	69,700
(k) Director of state courts and law library transfer	PR−S	C	−0−	−0−
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			69,700	69,700
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			69,700	69,700
20.670 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			69,700	69,700
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			69,700	69,700
20.680 Supreme Court				
(1) SUPREME COURT PROCEEDINGS				
(a) General program operations	GPR	S	5,236,100	5,236,100
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			5,236,100	5,236,100
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			5,236,100	5,236,100
(2) DIRECTOR OF STATE COURTS				
(a) General program operations	GPR	A	7,836,200	7,807,500
(b) Judicial planning and research	GPR	A	−0−	−0−
(g) Gifts and grants	PR	C	−0−	−0−
(ga) Court commissioner training	PR	C	62,600	62,600
(gc) Court interpreter training and certification	PR	C	45,100	45,100
(h) Materials and services	PR	C	60,300	60,300
(i) Municipal judge training	PR	C	157,300	157,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(j)	Court information systems	PR	C	10,103,200	10,103,200
(kc)	Central services	PR−S	A	236,000	236,000
(ke)	Interagency and intra−agency automation assistance	PR−S	C	−0−	−0−
(m)	Federal aid	PR−F	C	914,600	914,600
(qm)	Mediation fund	SEG	C	766,700	766,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,836,200	7,807,500
	PROGRAM REVENUE			11,579,100	11,579,100
	FEDERAL			(914,600)	(914,600)
	OTHER			(10,428,500)	(10,428,500)
	SERVICE			(236,000)	(236,000)
	SEGREGATED REVENUE			766,700	766,700
	OTHER			(766,700)	(766,700)
	TOTAL−ALL SOURCES			20,182,000	20,153,300
(3)	BAR EXAMINERS AND RESPONSIBILITY				
(g)	Board of bar examiners	PR	C	793,200	793,200
(h)	Office of lawyer regulation	PR	C	2,824,100	2,824,100
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			3,617,300	3,617,300
	OTHER			(3,617,300)	(3,617,300)
	TOTAL−ALL SOURCES			3,617,300	3,617,300
(4)	LAW LIBRARY				
(a)	General program operations	GPR	A	2,272,700	2,231,700
(g)	Library collections and services	PR	C	136,800	136,800
(h)	Gifts and grants	PR	C	622,300	622,300
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,272,700	2,231,700
	PROGRAM REVENUE			759,100	759,100
	OTHER			(759,100)	(759,100)
	TOTAL−ALL SOURCES			3,031,800	2,990,800
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			15,345,000	15,275,300
	PROGRAM REVENUE			15,955,500	15,955,500
	FEDERAL			(914,600)	(914,600)
	OTHER			(14,804,900)	(14,804,900)
	SERVICE			(236,000)	(236,000)
	SEGREGATED REVENUE			766,700	766,700
	OTHER			(766,700)	(766,700)
	TOTAL−ALL SOURCES			32,067,200	31,997,500
	Judicial FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			122,598,500	122,461,400
	PROGRAM REVENUE			16,089,500	16,188,200
	FEDERAL			(914,600)	(914,600)
	OTHER			(14,804,900)	(14,804,900)
	SERVICE			(370,000)	(468,700)
	SEGREGATED REVENUE			766,700	766,700
	FEDERAL			(−0−)	(−0−)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(766,700)	(766,700)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			139,454,700	139,416,300
20.765 Legislature				
(1) ENACTMENT OF STATE LAWS				
(a) General program operations — assembly	GPR	S	25,910,800	25,910,800
(b) General program operations — senate	GPR	S	18,589,700	18,589,700
(d) Legislative documents	GPR	S	4,084,600	4,084,600
(e) Gifts, grants and bequests	PR	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			48,585,100	48,585,100
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			48,585,100	48,585,100
(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
(a) Revisor of statutes bureau	GPR	B	−0−	−0−
(b) Legislative reference bureau	GPR	B	6,226,100	6,226,100
(c) Legislative audit bureau	GPR	B	6,144,400	6,144,400
(d) Legislative fiscal bureau	GPR	B	3,956,200	3,956,200
(e) Joint legislative council; execution of functions, conduct of research, development of studies, and the provision of assistance to committees	GPR	B	4,010,400	4,010,400
(ec) Joint legislative council; contractual studies	GPR	B	15,000	−0−
(em) Legislative technology services bureau	GPR	B	4,155,800	4,155,800
(f) Joint committee on legislative organization	GPR	B	−0−	−0−
(fa) Membership in national associations	GPR	S	199,500	199,500
(g) Gifts and grants to service agencies	PR	C	−0−	−0−
(ka) Audit bureau reimbursable audits	PR−S	A	1,934,300	1,951,100
(m) Federal aid	PR−F	C	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			24,707,400	24,692,400
PROGRAM REVENUE			1,934,300	1,951,100
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,934,300)	(1,951,100)
TOTAL−ALL SOURCES			26,641,700	26,643,500
(4) CAPITOL OFFICES RELOCATION				
(a) Capitol offices relocation costs	GPR	B	−0−	−0−
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.765 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			73,292,500	73,277,500
PROGRAM REVENUE			1,934,300	1,951,100
FEDERAL			(−0−)	(−0−)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(−0−)	(−0−)
SERVICE			(1,934,300)	(1,951,100)
TOTAL−ALL SOURCES			75,226,800	75,228,600
Legislative FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			73,292,500	73,277,500
PROGRAM REVENUE			1,934,300	1,951,100
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,934,300)	(1,951,100)
SEGREGATED REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			75,226,800	75,228,600
20.835 Shared Revenue and Tax Relief				
(1) SHARED REVENUE PAYMENTS				
(c) Expenditure restraint program account	GPR	S	58,145,700	58,145,700
(db) County and municipal aid account	GPR	S	769,639,300	692,147,900
(dm) Public utility distribution account	GPR	S	64,852,800	66,473,200
(e) State aid; tax exempt property	GPR	S	81,989,700	86,000,000
(q) County and municipal aid account; wireless 911 fund	SEG	A	−0−	−0−
(r) County and municipal aid account; police and fire protection fund	SEG	C	55,186,500	55,927,900
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			974,627,500	902,766,800
SEGREGATED REVENUE			55,186,500	55,927,900
OTHER			(55,186,500)	(55,927,900)
TOTAL−ALL SOURCES			1,029,814,000	958,694,700
(2) TAX RELIEF				
(b) Claim of right credit	GPR	S	266,000	278,000
(bb) Jobs tax credit	GPR	C	−0−	9,000,000
(bc) Woody biomass harvesting and processing credit	GPR	S	900,000	900,000
(bd) Meat processing facility investment credit	GPR	S	700,000	700,000
(be) Food processing plant and food warehouse investment credit	GPR	S	700,000	700,000
(bL) Film production company investment credit	GPR	S	100,000	100,000
(bm) Film production services credit	GPR	S	400,000	400,000
(bn) Dairy manufacturing facility investment credit	GPR	C	657,100	657,100
(bp) Dairy manufacturing facility investment credit; dairy cooperatives	GPR	C	700,000	700,000
(br) Interest payments on overassessments of manufacturing property	GPR	S	10,000	10,000
(c) Homestead tax credit	GPR	S	130,700,000	129,200,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(ci)	Development zones investment credit	GPR	S	−0−	−0−
(cL)	Development zones location credit	GPR	S	−0−	−0−
(cm)	Development zones jobs credit	GPR	S	−0−	−0−
(cn)	Development zones sales tax credit	GPR	S	−0−	−0−
(co)	Enterprise zone jobs credit	GPR	S	13,800,000	34,100,000
(dm)	Farmland preservation credit	GPR	S	800,000	600,000
(dn)	Farmland tax relief credit	GPR	S	−0−	−0−
(do)	Farmland preservation credit, 2010 and beyond	GPR	A	27,007,200	27,007,200
(em)	Veterans and surviving spouses property tax credit	GPR	S	19,000,000	20,000,000
(en)	Beginning farmer and farm asset owner tax credit	GPR	S	860,500	1,200,000
(ep)	Cigarette and tobacco product tax refunds	GPR	S	47,500,000	50,000,000
(f)	Earned income tax credit	GPR	S	69,635,800	75,835,800
(ka)	Farmland tax relief credit; Indian gaming receipts	PR−S	C	−0−	−0−
(kf)	Earned income tax credit; temporary assistance for needy families	PR−S	A	43,664,200	43,664,200
(q)	Farmland tax relief credit	SEG	S	−0−	−0−
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			313,736,600	351,388,100
	PROGRAM REVENUE			43,664,200	43,664,200
	SERVICE			(43,664,200)	(43,664,200)
	SEGREGATED REVENUE			−0−	−0−
	OTHER			(−0−)	(−0−)
	TOTAL−ALL SOURCES			357,400,800	395,052,300
(3)	STATE PROPERTY TAX CREDITS				
(b)	School levy tax credit and first dollar credit	GPR	S	880,182,600	882,550,000
(q)	Lottery and gaming credit	SEG	S	121,391,700	118,870,400
(qb)	School levy tax credit; lottery fund	SEG	A	14,850,000	14,850,000
(s)	Lottery and gaming credit; late applications	SEG	S	147,000	147,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			880,182,600	882,550,000
	SEGREGATED REVENUE			136,388,700	133,867,400
	OTHER			(136,388,700)	(133,867,400)
	TOTAL−ALL SOURCES			1,016,571,300	1,016,417,400
(4)	COUNTY AND LOCAL TAXES				
(g)	County taxes	PR	C	−0−	−0−
(gb)	Special district taxes	PR	C	−0−	−0−
(gd)	Premier resort area tax	PR	C	−0−	−0−
(ge)	Local professional football stadium district taxes	PR	C	−0−	−0−
(gg)	Local taxes	PR	C	−0−	−0−
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(5) PAYMENTS IN LIEU OF TAXES				
(a) Payments for municipal services	GPR	A	18,584,200	18,584,200
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			18,584,200	18,584,200
TOTAL−ALL SOURCES			18,584,200	18,584,200
20.835 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			2,187,130,900	2,155,289,100
PROGRAM REVENUE			43,664,200	43,664,200
OTHER			(−0−)	(−0−)
SERVICE			(43,664,200)	(43,664,200)
SEGREGATED REVENUE			191,575,200	189,795,300
OTHER			(191,575,200)	(189,795,300)
TOTAL−ALL SOURCES			2,422,370,300	2,388,748,600
20.855 Miscellaneous Appropriations				
(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
(a) Obligation on operating notes	GPR	S	5,000,000	5,000,000
(b) Operating note expenses	GPR	S	150,000	150,000
(bm) Payment of canceled drafts	GPR	S	1,175,000	1,175,000
(c) Interest payments to program revenue accounts	GPR	S	−0−	−0−
(d) Interest payments to segregated funds	GPR	S	−0−	−0−
(dm) Interest reimbursements to federal government	GPR	S	−0−	−0−
(e) Interest on prorated local government payments	GPR	S	−0−	−0−
(gm) Payment of canceled drafts; program revenues	PR	S	−0−	−0−
(q) Redemption of operating notes	SEG	S	−0−	−0−
(r) Interest payments to general fund	SEG	S	−0−	−0−
(rm) Payment of canceled drafts; segregated revenues	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			6,325,000	6,325,000
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			6,325,000	6,325,000
(3) CAPITOL RENOVATION EXPENSES				
(b) Capitol restoration and relocation planning	GPR	B	−0−	−0−
(c) Historically significant furnishings	GPR	B	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
(a) Interest on overpayment of taxes	GPR	S	2,500,000	2,500,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(am)	Great Lakes protection fund contribution	GPR	C	−0−	−0−
(be)	Study of engineering	GPR	A	1,666,700	−0−
(bm)	Oil pipeline terminal tax distribution	GPR	S	857,000	866,000
(c)	Minnesota income tax reciprocity	GPR	S	59,950,000	−0−
(ca)	Minnesota income tax reciprocity bench mark	GPR	A	−0−	−0−
(cm)	Illinois income tax reciprocity	GPR	S	47,900,000	71,600,000
(cn)	Illinois income tax reciprocity bench mark	GPR	A	−0−	−0−
(co)	Illinois income tax reciprocity, 1998 and 1999	GPR	A	−0−	−0−
(e)	Transfer to conservation fund; land acquisition reimbursement	GPR	S	16,600	16,600
(f)	Transfer to environmental fund; nonpoint sources	GPR	A	11,577,300	11,577,300
(fc)	Aids for certain local purchases and projects	GPR	A	−0−	−0−
(fm)	Transfer to transportation fund; hub facility exemptions	GPR	S	2,333,800	2,333,800
(ge)	Feeding America; Second Harvest food banks	PR	C	−0−	−0−
(q)	Terminal tax distribution	SEG	S	1,773,000	1,776,000
(r)	Petroleum allowance	SEG	S	600,000	600,000
(s)	Transfer to conservation fund; motorboat formula	SEG	S	12,924,100	13,086,200
(t)	Transfer to conservation fund; snowmobile formula	SEG	S	5,078,100	5,104,700
(u)	Transfer to conservation fund; all−terrain vehicle formula	SEG	S	1,880,100	1,892,600
(w)	Transfer to transportation fund; petroleum inspection fund	SEG	A	6,258,500	6,258,500
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			126,801,400	88,893,700
	PROGRAM REVENUE			−0−	−0−
	OTHER			(−0−)	(−0−)
	SEGREGATED REVENUE			28,513,800	28,718,000
	OTHER			(28,513,800)	(28,718,000)
	TOTAL−ALL SOURCES			155,315,200	117,611,700
(5)	STATE HOUSING AUTHORITY RESERVE FUND				
(a)	Enhancement of credit of authority debt	GPR	A	−0−	−0−
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			−0−	−0−
	TOTAL−ALL SOURCES			−0−	−0−
(6)	MISCELLANEOUS RECEIPTS				
(g)	Gifts and grants	PR	C	−0−	−0−
(h)	Vehicle and aircraft receipts	PR	A	−0−	−0−
(i)	Miscellaneous program revenue	PR	A	−0−	−0−
(j)	Custody accounts	PR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(k)	Aids to individuals and organizations	PR−S	C	−0−	−0−
(ka)	Local assistance	PR−S	C	−0−	−0−
(m)	Federal aid	PR−F	C	−0−	−0−
(pz)	Indirect cost reimbursements	PR−F	C	−0−	−0−
	(6) PROGRAM TOTALS				
	PROGRAM REVENUE			−0−	−0−
	FEDERAL			(−0−)	(−0−)
	OTHER			(−0−)	(−0−)
	SERVICE			(−0−)	(−0−)
	TOTAL−ALL SOURCES			−0−	−0−
(7)	SPECIAL TASK FORCE ON UW RESTRUCTURING AND OPERATIONAL FLEXIBILITIES				
(a)	Expenses	GPR	A	50,000	−0−
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			50,000	−0−
	TOTAL−ALL SOURCES			50,000	−0−
(8)	MARQUETTE UNIVERSITY				
(a)	Dental clinic and education facility; principal repayment, interest and rebates	GPR	S	940,000	1,789,900
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			940,000	1,789,900
	TOTAL−ALL SOURCES			940,000	1,789,900
(9)	STATE CAPITOL RENOVATION AND RESTORATION				
(a)	South wing renovation and restoration	GPR	C	−0−	−0−
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			−0−	−0−
	TOTAL−ALL SOURCES			−0−	−0−
	20.855 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			134,116,400	97,008,600
	PROGRAM REVENUE			−0−	−0−
	FEDERAL			(−0−)	(−0−)
	OTHER			(−0−)	(−0−)
	SERVICE			(−0−)	(−0−)
	SEGREGATED REVENUE			28,513,800	28,718,000
	OTHER			(28,513,800)	(28,718,000)
	TOTAL−ALL SOURCES			162,630,200	125,726,600
20.865 Program Supplements					
(1)	EMPLOYEE COMPENSATION AND SUPPORT				
(a)	Judgments and legal expenses	GPR	S	44,300	44,300
(c)	Compensation and related adjustments	GPR	S	−0−	−0−
(ci)	Nonrepresented university system senior executive, faculty and academic pay adjustments	GPR	S	−0−	−0−
(cj)	Pay adjustments for certain university employees	GPR	A	−0−	−0−
(cm)	Represented university faculty and academic staff pay adjustments	GPR	S	−0−	−0−
(d)	Employer fringe benefit costs	GPR	S	−0−	−0−
(e)	Additional biweekly payroll	GPR	A	45,634,000	−0−
(em)	Financial and procurement services	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(fm)	Risk management	GPR	A	−0−	−0−
(fn)	Physically handicapped supplements	GPR	A	5,800	5,800
(g)	Judgments and legal expenses; program revenues	PR	S	−0−	−0−
(i)	Compensation and related adjustments; program revenues	PR	S	−0−	−0−
(ic)	Nonrepresented university system senior executive, faculty and academic pay adjustments	PR	S	−0−	−0−
(im)	Represented university system faculty and academic staff pay adjustments; program revenue	PR	S	−0−	−0−
(j)	Employer fringe benefit costs; program revenues	PR	S	−0−	−0−
(jm)	Additional biweekly payroll; nonfederal program revenues	PR	S	−0−	−0−
(js)	Financial and procurement services; program revenues	PR	S	−0−	−0−
(kr)	Risk management; program revenues	PR	S	−0−	−0−
(Ln)	Physically handicapped supplements; program revenues	PR	S	−0−	−0−
(m)	Additional biweekly payroll; federal program revenues	PR−F	S	−0−	−0−
(q)	Judgments and legal expenses; segregated revenues	SEG	S	−0−	−0−
(s)	Compensation and related adjustments; segregated revenues	SEG	S	−0−	−0−
(si)	Nonrepresented university system senior executive, faculty and academic pay adjustments	SEG	S	−0−	−0−
(sm)	Represented university faculty and academic staff pay adjustments; segregated revenues	SEG	S	−0−	−0−
(t)	Employer fringe benefit costs; segregated revenues	SEG	S	−0−	−0−
(tm)	Additional biweekly payroll; nonfederal segregated revenues	SEG	S	−0−	−0−
(ts)	Financial and procurement services; segregated revenues	SEG	S	−0−	−0−
(ur)	Risk management; segregated revenues	SEG	S	−0−	−0−
(vn)	Physically handicapped supplements; segregated revenues	SEG	S	−0−	−0−
(x)	Additional biweekly payroll; federal segregated revenues	SEG−F	S	−0−	−0−
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			45,684,100	50,100
	PROGRAM REVENUE			−0−	−0−
	FEDERAL			(−0−)	(−0−)
	OTHER			(−0−)	(−0−)
	SEGREGATED REVENUE			−0−	−0−
	FEDERAL			(−0−)	(−0−)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
	OTHER			(−0−)	(−0−)
	TOTAL−ALL SOURCES			45,684,100	50,100
(2)	STATE PROGRAMS AND FACILITIES				
(a)	Private facility rental increases	GPR	A	−0−	−0−
(ag)	State−owned office rent supplement	GPR	A	−0−	−0−
(am)	Space management	GPR	A	−0−	−0−
(d)	State deposit fund	GPR	S	−0−	−0−
(e)	Maintenance of capitol and executive residence	GPR	A	4,508,900	4,508,900
(eb)	Executive residence furnishings replacement	GPR	C	10,200	10,200
(em)	Groundwater survey and analysis	GPR	A	182,500	182,500
(g)	Private facility rental increases; program revenues	PR	S	−0−	−0−
(gg)	State−owned office rent supplement; program revenues	PR	S	−0−	−0−
(gm)	Space management; program revenues	PR	S	−0−	−0−
(i)	Integrated business information system; program revenues	PR	S	−0−	−0−
(j)	State deposit fund; program revenues	PR	S	−0−	−0−
(L)	Data processing and telecommunications study; program revenues	PR	S	−0−	−0−
(q)	Private facility rental increases; segregated revenues	SEG	S	−0−	−0−
(qg)	State−owned office rent supplement; segregated revenues	SEG	S	−0−	−0−
(qm)	Space management; segregated revenues	SEG	S	−0−	−0−
(r)	Integrated business information system; segregated revenues	SEG	S	−0−	−0−
(t)	State deposit fund; segregated revenues	SEG	S	−0−	−0−
	(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
(3)	TAXES AND SPECIAL CHARGES				
(a)	Property taxes	GPR	S	−0−	−0−
(g)	Property taxes; program revenues	PR	S	−0−	−0−
(i)	Payments for municipal services; program revenues	PR	S	−0−	−0−
(q)	Property taxes; segregated revenues	SEG	S	−0−	−0−
(s)	Payments for municipal services; segregated revenues	SEG	S	−0−	−0−
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			−0−	−0−
	PROGRAM REVENUE			−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(−0−)	(−0−)
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
(a) General purpose revenue funds general program supplementation	GPR	B	34,582,500	9,832,500
(g) Program revenue funds general program supplementation	PR	S	820,500	820,500
(k) Public assistance programs supplementation	PR−S	C	−0−	−0−
(m) Federal funds general program supplementation	PR−F	C	1,000,000	1,000,000
(u) Segregated funds general program supplementation	SEG	S	3,561,400	4,206,700
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			34,582,500	9,832,500
PROGRAM REVENUE			1,820,500	1,820,500
FEDERAL			(1,000,000)	(1,000,000)
OTHER			(820,500)	(820,500)
SERVICE			(−0−)	(−0−)
SEGREGATED REVENUE			3,561,400	4,206,700
OTHER			(3,561,400)	(4,206,700)
TOTAL−ALL SOURCES			39,964,400	15,859,700
(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REVENUE−SERVICE APPROPRIATIONS				
(g) Supplementation of program revenue and program revenue−service appropriations	PR	S	−0−	−0−
(8) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.865 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			84,968,200	14,584,200
PROGRAM REVENUE			1,820,500	1,820,500
FEDERAL			(1,000,000)	(1,000,000)
OTHER			(820,500)	(820,500)
SERVICE			(−0−)	(−0−)
SEGREGATED REVENUE			3,561,400	4,206,700
FEDERAL			(−0−)	(−0−)
OTHER			(3,561,400)	(4,206,700)
TOTAL−ALL SOURCES			90,350,100	20,611,400
20.866 Public Debt				
(1) BOND SECURITY AND REDEMPTION FUND				
(u) Principal repayment and interest	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
20.866 DEPARTMENT TOTALS				
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.867 Building Commission				
(1) STATE OFFICE BUILDINGS				
(a) Principal repayment and interest; housing of state agencies	GPR	S	−0−	−0−
(b) Principal repayment and interest; capitol and executive residence	GPR	S	6,896,600	13,367,700
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			6,896,600	13,367,700
TOTAL−ALL SOURCES			6,896,600	13,367,700
(2) ALL STATE−OWNED FACILITIES				
(b) Asbestos removal	GPR	A	−0−	−0−
(f) Facilities preventive maintenance	GPR	A	−0−	−0−
(q) Building trust fund	SEG	C	−0−	−0−
(r) Planning and design	SEG	C	−0−	−0−
(u) Aids for buildings	SEG	C	−0−	−0−
(v) Building program funding contingency	SEG	C	−0−	−0−
(w) Building program funding	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(3) STATE BUILDING PROGRAM				
(a) Principal repayment and interest	GPR	S	6,816,100	28,051,000
(b) Principal repayment and interest	GPR	S	1,112,600	2,373,000
(bb) Principal repayment, interest and rebates; AIDS Network, Inc.	GPR	S	13,900	23,400
(bc) Principal repayment, interest and rebates; Grand Opera House in Oshkosh	GPR	S	12,500	40,200
(bd) Principal repayment, interest and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	S	12,500	40,200
(be) Principal repayment, interest and rebates; Bradley Center Sports and Entertainment Corporation	GPR	S	176,400	390,600
(bf) Principal repayment, interest and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	S	36,900	62,200
(bg) Principal repayment, interest, and rebates; Madison Children's Museum	GPR	S	11,600	19,500
(bh) Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	S	31,000	41,100
(bi) Principal repayment, interest, and rebates; Marshfield Clinic	GPR	S	125,000	526,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011−12	2012−13
(bj)	Principal repayment, interest and rebates: Lac du Flambeau Indian Tribal Cultural Center	GPR	S	−0−	−0−
(bm)	Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	S	59,900	134,400
(bn)	Principal repayment, interest and rebates; Hmong cultural centers	GPR	S	12,300	22,000
(bp)	Principal repayment, interest and rebates	GPR	S	−0−	−0−
(bq)	Principal repayment, interest and rebates; children's research institute	GPR	S	501,300	1,037,500
(br)	Principal repayment, interest and rebates	GPR	S	61,200	99,100
(bu)	Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	S	26,900	43,800
(bv)	Principal repayment, interest, and rebates; Bond Health Center	GPR	S	−0−	40,200
(d)	Interest rebates on obligation proceeds; general fund	GPR	S	−0−	−0−
(e)	Principal repayment, interest and rebates; parking ramp	GPR	S	−0−	−0−
(g)	Principal repayment, interest and rebates; program revenues	PR	S	−0−	−0−
(h)	Principal repayment, interest, and rebates	PR	S	−0−	−0−
(i)	Principal repayment, interest and rebates; capital equipment	PR	S	−0−	−0−
(k)	Interest rebates on obligation proceeds; program revenues	PR−S	C	−0−	−0−
(kd)	Energy conservation construction projects; principal repayment, interest and rebates	PR−S	C	2,183,000	3,013,300
(km)	Aquaculture demonstration facility; principal repayment and interest	PR−S	S	263,400	264,700
(q)	Principal repayment and interest; segregated revenues	SEG	S	−0−	−0−
(r)	Interest rebates on obligation proceeds; conservation fund	SEG	S	−0−	−0−
(s)	Interest rebates on obligation proceeds; transportation fund	SEG	S	−0−	−0−
(t)	Interest rebates on obligation proceeds; veterans trust fund	SEG	S	−0−	−0−
(w)	Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			9,010,100	32,944,500
	PROGRAM REVENUE			2,446,400	3,278,000
	OTHER			(−0−)	(−0−)
	SERVICE			(2,446,400)	(3,278,000)
	SEGREGATED REVENUE			1,024,200	1,024,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(1,024,200)	(1,024,200)
TOTAL−ALL SOURCES			12,480,700	37,246,700
(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
(q) Funding in lieu of borrowing	SEG	C	−0−	−0−
(r) Interest on veterans obligations	SEG	C	−0−	−0−
(4) PROGRAM TOTALS				
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
(g) Financial consulting services	PR	C	−0−	−0−
(5) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.867 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			15,906,700	46,312,200
PROGRAM REVENUE			2,446,400	3,278,000
OTHER			(−0−)	(−0−)
SERVICE			(2,446,400)	(3,278,000)
SEGREGATED REVENUE			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL−ALL SOURCES			19,377,300	50,614,400
20.875 Budget Stabilization Fund				
(1) TRANSFERS TO FUND				
(a) General fund transfer	GPR	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(2) TRANSFERS FROM FUND				
(q) Budget stabilization fund transfer	SEG	A	−0−	−0−
(2) PROGRAM TOTALS				
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.875 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			−0−	−0−
SEGREGATED REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
General Appropriations FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			2,422,122,200	2,313,194,100
PROGRAM REVENUE			47,931,100	48,762,700
FEDERAL			(1,000,000)	(1,000,000)
OTHER			(820,500)	(820,500)
SERVICE			(46,110,600)	(46,942,200)
SEGREGATED REVENUE			224,674,600	223,744,200
FEDERAL			(−0−)	(−0−)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011−12	2012−13
OTHER			(224,674,600)	(223,744,200)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			2,694,727,900	2,585,701,000
STATE TOTALS			31,705,633,900	32,396,034,000
GENERAL PURPOSE REVENUE			14,166,186,500	14,751,044,300
PROGRAM REVENUE			12,966,611,400	12,947,070,000
FEDERAL			(8,635,594,800)	(8,575,578,600)
OTHER			(3,542,860,200)	(3,591,977,600)
SERVICE			(788,156,400)	(779,513,800)
SEGREGATED REVENUE			4,572,836,000	4,697,919,700
FEDERAL			(899,567,900)	(905,442,300)
OTHER			(3,371,810,600)	(3,486,019,900)
SERVICE			(192,898,100)	(197,898,100)
LOCAL			(108,559,400)	(108,559,400)

SECTION 373e. 20.115 (1) (gg) of the statutes is repealed.

SECTION 374. 20.115 (1) (u) of the statutes is amended to read:

20.115 **(1)** (u) *Recyclable and nonrecyclable products regulation.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for the implementation and enforcement of ss. 100.29, 100.295 and 100.33.

SECTION 375g. 20.115 (4) (d) of the statutes is created to read:

20.115 **(4)** (d) *Dairy industry promotion.* The amounts in the schedule for promoting the growth of the dairy industry by providing grants and loans to dairy producers.

SECTION 376. 20.115 (4) (qm) of the statutes is amended to read:

20.115 **(4)** (qm) *Grants for agricultural facilities.* Biennially, from the ~~recycling~~ environmental fund, the amounts in the schedule for grants for agricultural facilities under 2007 Wisconsin Act 20, section 9103 (4u) and 2009 Wisconsin Act 28, section 9103 (3f).

SECTION 377. 20.115 (7) (br) of the statutes is repealed.

SECTION 379. 20.115 (7) (tb) of the statutes is repealed.

SECTION 382. 20.115 (7) (va) of the statutes is amended to read:

20.115 **(7)** (va) *Clean sweep grants.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for chemical and container collection grants under s. 93.55 and for household hazardous waste grants under s. 93.57.

SECTION 384. 20.143 (intro.) of the statutes is repealed.

SECTION 385. 20.143 (1) (title) of the statutes is repealed.

SECTION 386. 20.143 (1) (a) of the statutes is repealed.

SECTION 387. 20.143 (1) (b) of the statutes is repealed.

SECTION 388. 20.143 (1) (bk) of the statutes is repealed.

SECTION 389. 20.143 (1) (bt) of the statutes is repealed.

SECTION 390. 20.143 (1) (c) of the statutes is repealed.

SECTION 391. 20.143 (1) (cf) of the statutes is repealed.

SECTION 392. 20.143 (1) (d) of the statutes is repealed.

SECTION 393. 20.143 (1) (dr) of the statutes is repealed.

SECTION 394. 20.143 (1) (e) of the statutes is repealed.

SECTION 395. 20.143 (1) (em) of the statutes is repealed.

SECTION 396. 20.143 (1) (er) of the statutes is repealed.

SECTION 397. 20.143 (1) (ew) of the statutes is repealed.

SECTION 398. 20.143 (1) (fi) of the statutes is repealed.

SECTION 399. 20.143 (1) (fj) of the statutes is repealed.

SECTION 400m. 20.143 (1) (fw) of the statutes is repealed.

SECTION 401. 20.143 (1) (fy) of the statutes is repealed.

SECTION 402. 20.143 (1) (g) of the statutes is repealed.

SECTION 403. 20.143 (1) (gc) of the statutes is repealed.

SECTION 404. 20.143 (1) (gh) of the statutes is repealed.

SECTION 405. 20.143 (1) (gm) of the statutes is repealed.

SECTION 406. 20.143 (1) (gr) of the statutes is renumbered 20.505 (1) (gr) and amended to read:

20.505 **(1)** (gr) *~~Woman−owned~~ Disabled veteran−owned, woman−owned, and minority business certification ~~processing~~ fees.* All moneys received from ~~processing~~ fees collected under s. 16.283 (3) (c) for the costs of certifying disabled veteran−owned businesses under s. 16.283; all moneys received from fees collected under s. ~~560.035~~ 16.285 (1) (bm), for the costs of certifying woman−owned businesses under s. ~~560.035 (1)~~ 6.285; and all moneys received from fees collected under s. 16.287 (2) (dm) for the costs of certifying minority businesses under s. 16.287.

SECTION 407. 20.143 (1) (gv) of the statutes is repealed.

SECTION 408. 20.143 (1) (h) of the statutes is repealed.

SECTION 409. 20.143 (1) (hm) of the statutes is repealed.

SECTION 410. 20.143 (1) (hr) of the statutes is repealed.

SECTION 411. 20.143 (1) (ie) of the statutes is repealed.

SECTION 412. 20.143 (1) (ig) of the statutes is repealed.

SECTION 413m. 20.143 (1) (im) of the statutes is repealed.

SECTION 414. 20.143 (1) (io) of the statutes is repealed.

SECTION 415. 20.143 (1) (ir) of the statutes is repealed.

SECTION 416. 20.143 (1) (jp) of the statutes is repealed.

SECTION 417. 20.143 (1) (k) of the statutes is repealed.

SECTION 418. 20.143 (1) (ka) of the statutes is repealed.

SECTION 419. 20.143 (1) (kb) of the statutes is repealed.

SECTION 420. 20.143 (1) (kc) of the statutes is repealed.

SECTION 421m. 20.143 (1) (kf) of the statutes is renumbered 20.505 (1) (kx) and amended to read:

20.505 **(1)** (kx) *American Indian economic development; technical assistance.* The amounts in the schedule for grants under s. ~~560.875~~ 16.29 (1). All moneys transferred from the appropriation account under ~~s. 20.505~~ sub. (8) (hm) ~~6f.~~ 19m. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under ~~s. 20.505~~ sub. (8) (hm).

SECTION 422. 20.143 (1) (kg) of the statutes is repealed.

SECTION 423. 20.143 (1) (kh) of the statutes is repealed.

SECTION 424. 20.143 (1) (kj) of the statutes is repealed.

SECTION 425. 20.143 (1) (kt) of the statutes is repealed.

SECTION 426. 20.143 (1) (m) of the statutes is repealed.

SECTION 427. 20.143 (1) (mr) of the statutes is repealed.

SECTION 428. 20.143 (1) (n) of the statutes is repealed.

SECTION 429. 20.143 (1) (o) of the statutes is repealed.

SECTION 430. 20.143 (1) (qa) of the statutes is repealed.

SECTION 431. 20.143 (1) (qm) of the statutes is repealed.

SECTION 432. 20.143 (1) (tm) of the statutes is repealed.

SECTION 433. 20.143 (1) (um) of the statutes is repealed.

SECTION 434. 20.143 (2) (title) of the statutes is repealed.

SECTION 435m. 20.143 (2) (a) of the statutes is renumbered 20.505 (7) (a) and amended to read:

20.505 **(7)** (a) *General program operations.* The amounts in the schedule for general program operations under ~~subch. X of ch. 560~~ ss. 16.301 to 16.315.

SECTION 436m. 20.143 (2) (b) of the statutes is renumbered 20.505 (7) (b) and amended to read:

20.505 **(7)** (b) *Housing grants and loans; general purpose revenue.* Biennially, the amounts in the schedule for grants and loans under s. ~~560.9803,~~ 16.303 and for grants under s. ~~560.9805 and 2009 Wisconsin Act 28, section 9110 (12u), and for the grant under 2009 Wisconsin Act 2, section 9110 (1)~~ 16.305.

SECTION 437m. 20.143 (2) (c) of the statutes is renumbered 20.505 (7) (c) and amended to read:

20.505 **(7)** (c) *Payments to designated agents.* The amounts in the schedule for payments for services provided by agents designated under s. ~~560.9804~~ 16.304 (2), in accordance with agreements entered into under s. ~~560.9804~~ 16.304 (1).

SECTION 438m. 20.143 (2) (fm) of the statutes is renumbered 20.505 (7) (fm) and amended to read:

20.505 **(7)** (fm) *Shelter for homeless and transitional housing grants.* Biennially, the amounts in the schedule for transitional housing grants under s. ~~560.9806~~ 16.306 and for grants to agencies and shelter facilities for homeless individuals and families as provided under s. ~~560.9808~~ 16.308. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph.

SECTION 439m. 20.143 (2) (fr) of the statutes is renumbered 20.505 (7) (fr) and amended to read:

20.505 **(7)** (fr) *Mental health for homeless individuals.* The amounts in the schedule for mental health services for homeless individuals under s. ~~560.9811~~ 16.311.

SECTION 440m. 20.143 (2) (gg) of the statutes is renumbered 20.505 (7) (gg).

SECTION 441m. 20.143 (2) (h) of the statutes is renumbered 20.505 (7) (h) and amended to read:

20.505 **(7)** (h) *Funding for the homeless.* All moneys received from interest on real estate trust accounts under s. 452.13 for grants under s. ~~560.9807~~ 16.307, and all moneys received under s. 704.05 (5) (a) 2., for grants to agencies and shelter facilities for homeless individuals and families under s. ~~560.9808~~ 16.308 (2) (a) and (b).

SECTION 442m. 20.143 (2) (k) of the statutes is renumbered 20.505 (7) (k) and amended to read:

20.505 **(7)** (k) *Sale of materials or services.* All moneys received from the sale of materials or services related to housing assistance under ~~subch. X of ch. 560~~ ss. 16.301 to 16.315 to the department or other state agencies, for the purpose of providing those materials and services.

SECTION 443m. 20.143 (2) (kg) of the statutes is renumbered 20.505 (7) (kg).

SECTION 444m. 20.143 (2) (m) of the statutes is renumbered 20.505 (7) (m) and amended to read:

20.505 **(7)** (m) *Federal aid; state operations.* All moneys received from the federal government for state operations related to housing assistance under ~~subch. X of ch. 560~~ ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the purposes of state operations.

SECTION 445m. 20.143 (2) (n) of the statutes is renumbered 20.505 (7) (n) and amended to read:

20.505 **(7)** (n) *Federal aid; local assistance.* All moneys received from the federal government for local assistance related to housing assistance under ~~subch. X of ch. 560~~ ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the purposes of providing local assistance.

SECTION 446m. 20.143 (2) (o) of the statutes is renumbered 20.505 (7) (o) and amended to read:

20.505 **(7)** (o) *Federal aid; individuals and organizations.* All moneys received from the federal government for aids to individuals and organizations related to housing assistance under ~~subch. X of ch. 560~~ ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the purpose of providing aids to individuals and organizations.

SECTION 447. 20.143 (3) (title) of the statutes is renumbered 20.165 (2) (title).

SECTION 448d. 20.143 (3) (a) of the statutes is renumbered 20.165 (2) (a) and amended to read:

20.165 **(2)** (a) *General program operations.* The amounts in the schedule for general program operations relating to the regulation of industry, buildings, and safety under chs. 101, 107, 145, and 168 and ss. ~~32.19 to 32.27,~~ 167.10~~,~~ and 167.27.

SECTION 449. 20.143 (3) (de) of the statutes is renumbered 20.165 (2) (de).

SECTION 450. 20.143 (3) (dm) of the statutes is renumbered 20.165 (2) (dm).

SECTION 451. 20.143 (3) (g) of the statutes is renumbered 20.165 (2) (g) and amended to read:

20.165 **(2)** (g) *Gifts and grants.* All moneys received as gifts or grants relating to the regulation of industry, buildings, and safety to carry out the purposes for which made.

SECTION 452. 20.143 (3) (ga) of the statutes is renumbered 20.165 (2) (ga).

SECTION 453. 20.143 (3) (gb) of the statutes is renumbered 20.165 (2) (gb) and amended to read:

20.165 **(2)** (gb) *Local agreements.* All moneys received through contracts or financial agreements for provision of services to local units of government or local organizations relating to the regulation of industry, buildings, and safety, for the purpose of providing the services.

SECTION 454. 20.143 (3) (h) of the statutes is renumbered 20.165 (2) (h).

SECTION 455. 20.143 (3) (j) of the statutes is renumbered 20.165 (2) (j) and amended to read:

20.165 **(2)** (j) *Safety and building operations.* The amounts in the schedule for the purposes of chs. 101, 145, and 168 and ss. 167.35, 236.12 (2) (a), 236.13 (1) (d) and (2m), and 236.335, for the purpose of transferring the amounts in the schedule under par. (kg) to the appropriation account under par. (kg), and for the purpose of transferring the amounts in the schedule under par. (km) to the appropriation account under par. (km). All moneys received under ch. 145, ss. ~~101.136 (6) (b),~~ 101.177 (4) (a) 4., 101.178, 101.19, 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), 167.35 (2) (f), and 236.12 (7)~~, except moneys received under s. 101.9208 (2m),~~ and all moneys transferred under 2005 Wisconsin Act 45, section 76 (6), shall be credited to this appropriation.

SECTION 456. 20.143 (3) (ka) of the statutes is renumbered 20.165 (2) (ka) and amended to read:

20.165 **(2)** (ka) *Interagency agreements.* All moneys received through contracts or financial agreements for provision of services to other state agencies relating to the regulation of industry, buildings, and safety, except

moneys appropriated under par. (ks) or sub. ~~(4)~~ (1) (kd), for the purpose of providing the services.

SECTION 457. 20.143 (3) (kg) of the statutes is renumbered 20.165 (2) (kg).

SECTION 458. 20.143 (3) (km) of the statutes is renumbered 20.165 (2) (km).

SECTION 459. 20.143 (3) (ks) of the statutes is renumbered 20.165 (2) (ks) and amended to read:

20.165 **(2)** (ks) *Data processing.* All moneys received from data processing services provided internally relating to the regulation of industry, buildings, and safety to be used to meet the costs associated with the services.

SECTION 460. 20.143 (3) (L) of the statutes is renumbered 20.165 (2) (L).

SECTION 461. 20.143 (3) (La) of the statutes is renumbered 20.165 (2) (La).

SECTION 462. 20.143 (3) (Lm) of the statutes is renumbered 20.165 (2) (Lm).

SECTION 463. 20.143 (3) (m) of the statutes is renumbered 20.165 (2) (m) and amended to read:

20.165 **(2)** (m) *Federal funds.* All federal moneys received as authorized under s. 16.54 relating to the regulation of industry, buildings, and safety, except as otherwise appropriated under this subsection, for the purposes of the programs administered by the department.

SECTION 464. 20.143 (3) (ma) of the statutes is renumbered 20.165 (2) (ma).

SECTION 465. 20.143 (3) (pz) of the statutes is renumbered 20.165 (2) (pz) and amended to read:

20.165 **(2)** (pz) *Indirect cost reimbursements.* All moneys received from the federal government relating to the regulation of industry, buildings, and safety, as reimbursement of indirect costs of grants and contracts for the purposes authorized in s. 16.54 (9) (b).

SECTION 466. 20.143 (3) (q) of the statutes is renumbered 20.165 (2) (q).

SECTION 467. 20.143 (3) (r) of the statutes is renumbered 20.165 (2) (r).

SECTION 468. 20.143 (3) (s) of the statutes is renumbered 20.165 (2) (s).

SECTION 469. 20.143 (3) (sm) of the statutes is renumbered 20.165 (2) (sm) and amended to read:

20.165 **(2)** (sm) *Diesel truck idling reduction grants.* From the petroleum inspection fund, the amounts in the schedule for diesel truck idling reduction grants under s. ~~560.125~~ 101.45. No funds may be encumbered under this paragraph after June 30, 2015.

SECTION 470. 20.143 (3) (sn) of the statutes is renumbered 20.165 (2) (sn) and amended to read:

20.165 **(2)** (sn) *Diesel truck idling reduction grant administration.* From the petroleum inspection fund, the amounts in the schedule for administering the Diesel Truck Idling Reduction Grant Program under s. ~~560.125~~ 101.45. No funds may be encumbered under this paragraph after December 31, 2016.

SECTION 471. 20.143 (3) (t) of the statutes is renumbered 20.165 (2) (t).

SECTION 472. 20.143 (3) (u) of the statutes is renumbered 20.165 (2) (u).

SECTION 473. 20.143 (3) (v) of the statutes is renumbered 20.165 (2) (v).

SECTION 474. 20.143 (3) (vb) of the statutes is renumbered 20.165 (2) (vb).

SECTION 475. 20.143 (3) (vm) of the statutes is renumbered 20.165 (2) (vm).

SECTION 476. 20.143 (3) (w) of the statutes is renumbered 20.165 (2) (w).

SECTION 477. 20.143 (4) (title) of the statutes is repealed.

SECTION 478. 20.143 (4) (a) of the statutes is renumbered 20.165 (1) (a), and 20.165 (1) (a) (title), as renumbered, is amended to read:

20.165 **(1)** (a) (title) *General program operations — executive and administrative services.*

SECTION 479. 20.143 (4) (g) of the statutes is repealed.

SECTION 480. 20.143 (4) (k) of the statutes is renumbered 20.165 (1) (kc).

SECTION 481. 20.143 (4) (ka) of the statutes is renumbered 20.165 (1) (ka).

SECTION 482. 20.143 (4) (kb) of the statutes is renumbered 20.165 (1) (kb).

SECTION 483. 20.143 (4) (kd) of the statutes is renumbered 20.165 (1) (kd) and amended to read:

20.165 **(1)** (kd) *Administrative services.* The amounts in the schedule for administrative and support services for programs administered by the department. All moneys received by the department from the department, except for moneys directed to be deposited under pars. ~~(k),~~ (ka) ~~and~~, (kb), and (kc) and ~~subs. (1) (k), (ka) and (kb) and (3)~~ sub. (2) (ks), as payment for administrative and support services for programs administered by the department shall be credited to this appropriation.

SECTION 484. 20.143 (4) (ke) of the statutes is renumbered 20.165 (1) (ke).

SECTION 485. 20.143 (4) (m) of the statutes is repealed.

SECTION 486. 20.143 (4) (n) of the statutes is renumbered 20.165 (1) (n).

SECTION 487. 20.143 (4) (o) of the statutes is renumbered 20.165 (1) (o).

SECTION 488. 20.143 (4) (pz) of the statutes is renumbered 20.165 (1) (pz).

SECTION 489. 20.144 (intro.) of the statutes is amended to read:

20.144 Financial institutions, department of. (intro.) There is appropriated to the department of financial institutions for the following ~~programs~~ program:

SECTION 490. 20.144 (1) (g) of the statutes is amended to read:

20.144 **(1)** (g) *General program operations.* The amounts in the schedule for the general program operations of the department of financial institutions. Except as provided in pars. (a), (h), (i), (j), and (u), all moneys received by the department, other than by the office of credit unions and the division of banking, and 88% of all moneys received by the office of credit unions and the department's division of banking shall be credited to this appropriation, but any balance at the close of a fiscal year under this appropriation shall lapse to the general fund. Annually, ~~$200,000~~ $325,000 of the amounts received under this appropriation account shall be transferred to the appropriation account under s. 20.575 (1) (g).

SECTION 491. 20.144 (2) (title) and (g) of the statutes are repealed.

SECTION 492. 20.144 (2) (m) of the statutes is renumbered 20.144 (1) (m).

SECTION 493. 20.145 (1) (g) (intro.) of the statutes is amended to read:

20.145 **(1)** (g) (intro.) *General program operations.* The amounts in the schedule for general program operations, including organizational support services and oversight of care management organizations, and for transferring to the appropriation account under s. 20.435 (4) (kv) the amount allocated by the commissioner of insurance. Notwithstanding s. 20.001 (3) (a), at the end of each fiscal year, the unencumbered balance in this appropriation account that exceeds 10 percent of that fiscal year's expenditure under this appropriation shall lapse to the general fund. All of the following shall be credited to this appropriation account:

SECTION 493c. 20.145 (1) (g) 1. of the statutes is amended to read:

20.145 **(1)** (g) 1. ~~Ninety percent of all~~ All moneys received under ss. 601.31, 601.32, 601.42 (7), 601.45, and 601.47 and by the commissioner for expenses related to insurance company restructurings, except for restructurings specified in par. (h).

SECTION 494. 20.165 (intro.) of the statutes is amended to read:

20.165 ~~Regulation and licensing~~ Safety and professional services, department of. (intro.) There is appropriated to the department of ~~regulation and licensing~~ safety and professional services for the following programs:

SECTION 495. 20.165 (1) (title) of the statutes is amended to read:

20.165 **(1)** (title) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES.

Vetoed In Part

SECTION 496m. 20.165 (1) (gk) of the statutes is created to read:

20.165 **(1)** (gk) *Bail bond sureties and agents.* The amounts in the schedule for administration of surety bail bond corporation and agent licenses under subch. XV of ch. 440. All moneys received from fees collected under ss. 440.9993 (1) (b) and (2) (b) and 440.9994 (1) shall be credited to this appropriation account.

Vetoed In Part

SECTION 499. 20.192 (1) (k) of the statutes, as created by 2011 Wisconsin Act 7, is amended to read:

20.192 **(1)** (k) *Transferred general fund moneys from department of commerce.* All moneys transferred under 2011 Wisconsin Act 7, section 9155 (2), and 2011 Wisconsin Act .... (this act), section 9210 (2), for the operations of the Wisconsin Economic Development Corporation and for funding economic development programs developed and implemented under s. 238.03.

SECTION 500. 20.192 (1) (m) of the statutes, as created by 2011 Wisconsin Act 7, is amended to read:

20.192 **(1)** (m) *Federal aid; programs.* All moneys received from the federal government as authorized by the governor under s. 16.54 and all moneys transferred under 2011 Wisconsin Act .... (this act), section 9210 (3), for the purposes of funding programs administered by the Wisconsin Economic Development Corporation.

SECTION 501. 20.192 (1) (r) of the statutes is created to read:

20.192 **(1)** (r) *Economic development fund; programs.* From the economic development fund, as a continuing appropriation, the amounts in the schedule for funding economic development programs administered by the Wisconsin Economic Development Corporation.

SECTION 501c. 20.192 (1) (s) of the statutes is created to read:

20.192 **(1)** (s) *Brownfield site assessment grants.* Biennially, from the environmental fund, the amounts in the schedule for brownfield site assessment grants under s. 238.133.

SECTION 502. 20.215 (intro.) of the statutes is repealed.

SECTION 503. 20.215 (1) (title) of the statutes is renumbered 20.380 (3) (title).

SECTION 504. 20.215 (1) (a) of the statutes is renumbered 20.380 (3) (a) and amended to read:

20.380 **(3)** (a) *General program operations.* The amounts in the schedule for general program operations of the arts board.

SECTION 505. 20.215 (1) (b) of the statutes is renumbered 20.380 (3) (b) and amended to read:

20.380 **(3)** (b) *State aid for the arts.* The amounts in the schedule for grants−in−aid or contract payments to groups, individuals, organizations and institutions by the arts board under s. ~~44.53~~ 41.53 (1) (f) and (2) (a)~~,~~ and for grants and loans related to arts incubators under s. ~~44.60 and for the grant under 1999 Wisconsin Act 9, section 9105 (1c)~~ 41.60.

SECTION 506. 20.215 (1) (c) of the statutes is renumbered 20.380 (3) (c) and amended to read:

20.380 **(3)** (c) *Portraits of governors.* The amounts in the schedule to pay for costs associated with the selec-

tion and purchase of portraits of governors under s. ~~44.53~~ 41.53 (1) (g).

SECTION 507. 20.215 (1) (d) of the statutes is renumbered 20.380 (3) (d) and amended to read:

20.380 **(3)** (d) *Challenge grant program.* The amounts in the schedule for challenge grants under ss. ~~44.53~~ 41.53 (1) (i) and ~~44.565~~ 41.565.

SECTION 508. 20.215 (1) (e) of the statutes is renumbered 20.380 (3) (e) and amended to read:

20.380 **(3)** (e) *High Point fund.* The amounts in the schedule for a grant to the Milwaukee Foundation, Inc., for deposit in the High Point fund under s. ~~44.53~~ 41.53 (1) (j).

SECTION 509. 20.215 (1) (f) of the statutes is renumbered 20.380 (3) (f) and amended to read:

20.380 **(3)** (f) *Wisconsin regranting program.* The amounts in the schedule for grants under s. ~~44.62~~ 41.62.

SECTION 510. 20.215 (1) (g) of the statutes is renumbered 20.380 (3) (g) and amended to read:

20.380 **(3)** (g) *Gifts and grants; state operations.* All moneys received by the arts board as gifts and grants for expenses other than aids, to be used for the purposes for which made.

SECTION 511. 20.215 (1) (h) of the statutes is renumbered 20.380 (3) (h) and amended to read:

20.380 **(3)** (h) *Gifts and grants; aids to individuals and organizations.* All moneys received by the arts board as gifts and grants for the purpose of providing aids to individuals and organizations, to be used for the purposes for which made.

SECTION 512. 20.215 (1) (j) of the statutes is renumbered 20.380 (3) (j) and amended to read:

20.380 **(3)** (j) *Support of arts programs.* All moneys received by the arts board from the Wisconsin Artistic Endowment Foundation under s. 247.06 (1) (a) for operating support of arts organizations and for grants under the Wisconsin regranting program under s. ~~44.62~~ 41.62.

SECTION 513. 20.215 (1) (k) of the statutes is repealed.

SECTION 514. 20.215 (1) (ka) of the statutes is repealed.

SECTION 515. 20.215 (1) (km) of the statutes is renumbered 20.380 (3) (km) and amended to read:

20.380 **(3)** (km) *State aid for the arts; Indian gaming receipts.* The amounts in the schedule for grants−in−aid or contract payments to American Indian groups, individuals, organizations, and institutions under s. ~~44.53~~ 41.53 (1) (fm) and (2) (am). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 4b. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 516. 20.215 (1) (m) of the statutes is renumbered 20.380 (3) (m) and amended to read:

20.380 **(3)** (m) *Federal grants; state operations.* All moneys received by the arts board from the federal government for expenses other than aids, to be used for the purposes for which made.

SECTION 517. 20.215 (1) (o) of the statutes is renumbered 20.380 (3) (o) and amended to read:

20.380 **(3)** (o) *Federal grants; aids to individuals and organizations.* All moneys received by the arts board from the federal government for the purpose of providing aids to individuals and organizations, to be used for the purposes for which made.

SECTION 518. 20.235 (1) (fe) of the statutes is amended to read:

20.235 **(1)** (fe) *Wisconsin higher education grants; University of Wisconsin System students.* A sum sufficient equal to ~~$37,750,000~~ $58,345,400 in the ~~2009−10~~ 2011−12 fiscal year, equal to $58,345,400 in the ~~2010−11~~ 2012−13 fiscal year, and equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher education grant program under s. 39.435 for University of Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

SECTION 520. 20.255 (1) (e) of the statutes is created to read:

20.255 **(1)** (e) *Student information system.* Biennially, the amounts in the schedule for the student information system under s. 115.28 (12).

SECTION 521. 20.255 (1) (gh) of the statutes is repealed.

SECTION 522. 20.255 (1) (hf) of the statutes is repealed.

SECTION 522m. 20.255 (1) (j) of the statutes is amended to read:

20.255 **(1)** (j) *Milwaukee Parental Choice Program and choice programs in other eligible school districts; financial audits.* All moneys received under ~~s.~~ ss. 118.60 (2) (a) 3. and 119.23 (2) (a) 3. to be used to evaluate the financial information submitted under s. 119.23 (7) (am) and (d) 2. and 3. by private schools participating in the Milwaukee Parental Choice Program and under s. 118.60 (7) (am) and (d) 2. and 3. by private schools participating in the choice program under s. 118.60.

SECTION 523. 20.255 (1) (kd) of the statutes is amended to read:

20.255 **(1)** (kd) *Alcohol and other drug abuse program.* The amounts in the schedule for the purpose of s. 115.36 (2) and the administration of s. 115.36 (3). All moneys transferred from the appropriation account under s. 20.455 (2) (i) 4. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 524. 20.255 (1) (q) of the statutes is repealed.

SECTION 525g. 20.255 (2) (ap) of the statutes is created to read:

20.255 **(2)** (ap) *Per pupil adjustment aid.* The amounts in the schedule for payments under 2011 Wisconsin Act .... (this act), section 9137 (3r). No moneys may be encumbered from this appropriation after June 30, 2013.

SECTION 525r. 20.255 (2) (ar) of the statutes is created to read:

20.255 **(2)** (ar) *Low revenue adjustment aid.* The amounts in the schedule for payments under 2011 Wisconsin Act .... (this act), section 9137 (3q). No moneys may be encumbered from this appropriation after June 30, 2012.

SECTION 527. 20.255 (2) (ce) of the statutes is repealed.

SECTION 530. 20.255 (2) (de) of the statutes is repealed.

SECTION 531. 20.255 (2) (df) of the statutes is repealed.

SECTION 532. 20.255 (2) (dL) of the statutes is repealed.

SECTION 533. 20.255 (2) (dm) of the statutes is repealed.

SECTION 534. 20.255 (2) (do) of the statutes is repealed.

SECTION 535. 20.255 (2) (er) of the statutes is repealed.

SECTION 536. 20.255 (2) (es) of the statutes is repealed.

SECTION 537m. 20.255 (2) (fr) of the statutes is created to read:

20.255 **(2)** (fr) *Parental choice program for eligible school districts.* A sum sufficient to make the payments to private schools under s. 118.60 (4) and (4m).

SECTION 537v. 20.255 (2) (fv) of the statutes is amended to read:

20.255 **(2)** (fv) *Milwaukee Parental Choice Program and choice programs in other eligible school districts; transfer pupils.* A sum sufficient to make the payments under ~~s.~~ ss. 118.60 (4r) and 119.23 (4r).

SECTION 538. 20.255 (2) (fw) of the statutes is repealed.

SECTION 539. 20.255 (2) (fz) of the statutes is repealed.

SECTION 540. 20.255 (2) (kd) of the statutes is amended to read:

20.255 **(2)** (kd) *Aid for alcohol and other drug abuse programs.* The amounts in the schedule for the purpose of s. 115.36 (3). All moneys transferred from the appropriation account under s. 20.455 (2) (i) 5. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 541. 20.255 (2) (kg) of the statutes is repealed.

SECTION 541c. 20.285 (intro.) of the statutes is amended to read:

20.285 University of Wisconsin System. (intro.) There is appropriated to the board of regents of the University of Wisconsin System for the following ~~program~~ programs:

SECTION 541e. 20.285 (1) (a) of the statutes is amended to read:

20.285 **(1)** (a) *General program operations.* The amounts in the schedule for the purpose of educational programs and related programs. ~~Any transfers between the instruction, research, public service, libraries, learning resources and media, farm operations, student services, auxiliary enterprises, physical plant or general operations and services subprograms shall be reported quarterly to the department of administration.~~ The board of regents may not encumber amounts appropriated under this paragraph for groundwater research without the approval of the secretary of administration.

SECTION 541v. 20.285 (1) (ab) of the statutes is repealed.

SECTION 542b. 20.285 (1) (am) of the statutes is repealed.

SECTION 542n. 20.285 (1) (as) of the statutes is repealed.

SECTION 543g. 20.285 (1) (b) of the statutes is repealed.

SECTION 543r. 20.285 (1) (bm) of the statutes is repealed.

SECTION 544b. 20.285 (1) (c) of the statutes is repealed.

SECTION 544p. 20.285 (1) (cd) of the statutes is repealed.

SECTION 545g. 20.285 (1) (cm) of the statutes is repealed.

SECTION 545p. 20.285 (1) (d) of the statutes is renumbered 20.285 (1) (d) (intro.) and amended to read:

20.285 **(1)** (d) *Principal repayment and interest.* (intro.) A sum sufficient to ~~reimburse~~ do all of the following:

1. Reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement, or improvement of university academic facilities ~~and to make~~.

3. Make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

SECTION 545v. 20.285 (1) (d) 2. of the statutes is created to read:

20.285 **(1)** (d) 2. Reimburse s. 20.866 (1) (u) for any amounts advanced to meet principal and interest costs on self−amortizing university facilities whenever the amount appropriated under par. (gj) is insufficient, as

determined by the department of administration, to make such reimbursement.

SECTION 546g. 20.285 (1) (da) of the statutes is repealed.

SECTION 546r. 20.285 (1) (db) of the statutes is repealed.

SECTION 546v. 20.285 (1) (eb) of the statutes is repealed.

SECTION 547g. 20.285 (1) (em) of the statutes is repealed.

SECTION 547p. 20.285 (1) (eo) of the statutes is repealed.

SECTION 548g. 20.285 (1) (ep) of the statutes is repealed.

SECTION 548n. 20.285 (1) (er) of the statutes is repealed.

SECTION 548v. 20.285 (1) (fc) of the statutes is repealed.

SECTION 549g. 20.285 (1) (fm) of the statutes is repealed.

SECTION 549n. 20.285 (1) (fs) of the statutes is repealed.

SECTION 549p. 20.285 (1) (ft) of the statutes is repealed.

SECTION 550b. 20.285 (1) (fx) of the statutes is repealed.

SECTION 550g. 20.285 (1) (g) of the statutes is repealed.

SECTION 550gb. 20.285 (1) (gb) of the statutes is created to read:

20.285 **(1)** (gb) *General program operations.* All moneys received from the operation of educational programs and related programs to carry out the purposes for which received, including the transfer of funds to par. (gj). In each fiscal year, the Board of Regents shall transfer no more than $20,338,500 from this appropriation account to the medical assistance trust fund.

SECTION 550gd. 20.285 (1) (ge) of the statutes is created to read:

20.285 **(1)** (ge) *Gifts and nonfederal grants and contracts.* All moneys received as gifts, bequests, or devises or nonfederal grants or contracts to carry out the purposes for which received.

SECTION 550gk. 20.285 (1) (gj) of the statutes is created to read:

20.285 **(1)** (gj) *Self−amortizing facilities principal and interest.* From revenues credited under par (gb), a sum sufficient to reimburse s. 20.866 (1) (u) for any amounts advanced to meet principal and interest costs on self−amortizing university facilities and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). For projects authorized by the building commission on or after July 1, 2001, annually an amount equal to 40 percent of the principal and interest costs for maintenance of University of Wisconsin−Madison intercollegiate athletic facilities shall be paid from the appropriation under this paragraph.

SECTION 550v. 20.285 (1) (gm) of the statutes is repealed.

SECTION 551g. 20.285 (1) (gn) of the statutes is repealed.

SECTION 552. 20.285 (1) (gr) of the statutes is repealed.

SECTION 553. 20.285 (1) (gs) of the statutes is repealed.

SECTION 554. 20.285 (1) (h) of the statutes is repealed.

SECTION 555. 20.285 (1) (ha) of the statutes is repealed.

SECTION 556. 20.285 (1) (hm) of the statutes is repealed.

SECTION 557. 20.285 (1) (im) of the statutes is repealed.

SECTION 558. 20.285 (1) (in) of the statutes is repealed.

SECTION 559. 20.285 (1) (ip) of the statutes is repealed.

SECTION 560. 20.285 (1) (iz) of the statutes is repealed.

SECTION 561. 20.285 (1) (j) of the statutes is repealed.

SECTION 562. 20.285 (1) (ja) of the statutes is repealed.

SECTION 563. 20.285 (1) (jc) of the statutes is repealed.

SECTION 564. 20.285 (1) (jm) of the statutes is repealed.

SECTION 565. 20.285 (1) (jp) of the statutes is repealed.

SECTION 566. 20.285 (1) (jq) of the statutes is repealed.

SECTION 568. 20.285 (1) (ka) of the statutes is repealed.

SECTION 569. 20.285 (1) (kb) of the statutes is repealed.

SECTION 570. 20.285 (1) (kc) of the statutes is repealed.

SECTION 571. 20.285 (1) (kd) of the statutes is repealed.

SECTION 572. 20.285 (1) (ke) of the statutes is repealed.

SECTION 573. 20.285 (1) (kf) of the statutes is repealed.

SECTION 574g. 20.285 (1) (kj) of the statutes is repealed.

SECTION 574rm. 20.285 (1) (km) of the statutes is renumbered 20.867 (3) (km).

SECTION 575b. 20.285 (1) (kn) of the statutes is repealed.

SECTION 575g. 20.285 (1) (ko) of the statutes is repealed.

SECTION 575p. 20.285 (1) (kp) of the statutes is repealed.

SECTION 575v. 20.285 (1) (kr) of the statutes is repealed.

SECTION 576g. 20.285 (1) (ks) of the statutes is repealed.

SECTION 576gm. 20.285 (1) (Li) of the statutes is created to read:

20.285 **(1)** (Li) *General fund interest.* All interest earned in the general fund that is attributable to the appropriations under pars. (gb), (ge), (gj), and (k) for the purpose of the appropriation to which it is attributable.

SECTION 576r. 20.285 (1) (Lm) of the statutes is repealed.

SECTION 577b. 20.285 (1) (Ls) of the statutes is repealed.

SECTION 577d. 20.285 (1) (m) of the statutes is repealed and recreated to read:

20.285 **(1)** (m) *Federal aid.* All federal moneys received to carry out the purposes for which received.

SECTION 577e. 20.285 (1) (ma) of the statutes is repealed.

SECTION 577g. 20.285 (1) (n) of the statutes is repealed.

SECTION 577m. 20.285 (1) (rm) of the statutes is amended to read:

20.285 **(1)** (rm) *Environmental program grants and scholarships.* From ~~income and interest in~~ the normal school fund, ~~the amounts in the schedule~~ all income and interest for grants ~~and~~, scholarships, and environmental programs under s. 36.49.

SECTION 577n. 20.285 (1) (s) of the statutes is amended to read:

20.285 **(1)** (s) *Wisconsin Bioenergy Initiative.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule to support research under the Wisconsin Bioenergy Initiative into improved plant biomass, improved biomass processing, conversion of biomass into energy products, development of a sustainable energy economy, and development of enabling technologies for bioenergy research.

SECTION 577r. 20.285 (1) (tb) of the statutes is amended to read:

20.285 **(1)** (tb) *Extension recycling education.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for University of Wisconsin−Extension educational and technical assistance programs in recycling and recycling market development.

SECTION 578. 20.285 (1) (tm) of the statutes is amended to read:

20.285 **(1)** (tm) *Solid waste research and experiments.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for research into alternative methods of solid waste management and for administering solid waste experiment centers.

SECTION 579s. 20.285 (2) (a) of the statutes is repealed.

SECTION 580g. 20.285 (2) (b) of the statutes is repealed.

SECTION 580m. 20.285 (2) (i) of the statutes is repealed.

SECTION 581. 20.285 (2) (j) of the statutes is amended to read:

20.285 **(2)** (j) Notwithstanding s. 20.001 (2) (c), annually, there shall lapse from the appropriation accounts under ss. 20.285 (1) (a), ~~(h), and (j)~~ (gb), and (ge) an amount equal to the amount spent during that fiscal year from the appropriation account under s. 20.455 (1) (b) for legal advice regarding public broadcasting by the University of Wisconsin System, as determined by the secretary of administration.

SECTION 582g. 20.285 (3) (iz) of the statutes is repealed.

SECTION 582k. 20.285 (3) (n) of the statutes is repealed.

SECTION 582n. 20.285 (4) of the statutes is repealed.

SECTION 583. 20.285 (5) of the statutes is repealed.

SECTION 584. 20.285 (6) of the statutes is repealed.

SECTION 585. 20.292 (1) (gm) of the statutes is amended to read:

20.292 **(1)** (gm) *Fire schools; state operations.* The amounts in the schedule for supervising and conducting schools for instruction in fire protection and prevention under s. 38.04 (9). All moneys transferred from s. ~~20.143 (3)~~ 20.165 (2) (L) to this appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end of each fiscal year the unencumbered balance in this appropriation shall revert to the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L).

SECTION 586. 20.292 (1) (gr) of the statutes is amended to read:

20.292 **(1)** (gr) *Fire schools; local assistance.* The amounts in the schedule for district fire fighter training programs under s. 38.12 (9). All moneys transferred from s. ~~20.143 (3)~~ 20.165 (2) (L) to this appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L).

SECTION 586b. 20.370 (1) (cu) of the statutes is amended to read:

20.370 **(1)** (cu) *Forestry — forestry education curriculum.* ~~From the moneys received as surcharges under s. 28.06 (2m), the~~ The amounts in the schedule for the development of a forestry education curriculum under s. 26.39 (2).

SECTION 586d. 20.370 (1) (cv) of the statutes is repealed.

SECTION 586r. 20.370 (1) (cy) of the statutes is amended to read:

20.370 **(1)** (cy) *Forestry — cooperating foresters and private contractors.* All moneys received under s. 28.05 (3) (c) for payment to cooperating foresters and private contractors to be used for those payments.

SECTION 586t. 20.370 (1) (fs) of the statutes is amended to read:

20.370 **(1)** (fs) *Endangered resources — voluntary payments; sales, leases, and fees.* As a continuing appropriation, from moneys received as amounts designated under ss. 71.10 (5) (b) and 71.30 (10) (b), the net amounts certified under ss. 71.10 (5) (h) 4. and 71.30 (10) (h) 3., all moneys received from the sale or lease of resources derived from the land in the state natural areas system, and all moneys received from fees collected under ss. ~~23.27 (3) (b),~~ 29.319 (2), 29.563 (10), and 341.14 (6r) (b) 5. and 12., for the purposes of the endangered resources program, as defined under ss. 71.10 (5) (a) 2. and 71.30 (10) (a) 2. Three percent of the moneys certified under ss. 71.10 (5) (h) 4. and 71.30 (10) (h) 3. in each fiscal year and 3% of the fees received under s. 341.14 (6r) (b) 5. and 12. in each fiscal year shall be allocated for wildlife damage control and payment of claims for damage associated with endangered or threatened species, except that this combined allocation may not exceed $100,000 per fiscal year.

SECTION 587. 20.370 (1) (gr) of the statutes is amended to read:

20.370 **(1)** (gr) *Endangered resources program — gifts and grants; sale of state− owned lands.* All moneys received from gifts, grants and bequests for the endangered resources program, as defined under s. 71.10 (5) (a) 2., to be expended for the purposes for which made and received; and all moneys received from gifts and contributions under the Wisconsin natural areas heritage program and all moneys received from the sale of state− owned lands withdrawn from the state natural areas system for the purposes of natural heritage land acquisition activities, natural area land acquisition activities, and administration of the natural areas inventory program.

SECTION 588. 20.370 (1) (it) of the statutes is repealed.

SECTION 589. 20.370 (1) (mg) of the statutes is repealed.

SECTION 589m. 20.370 (1) (mu) of the statutes is amended to read:

20.370 **(1)** (mu) *General program operations — state funds.* The amounts in the schedule for general program operations that do not relate to the management and protection of the state's fishery resources and that are conducted under ss. 23.09 to 23.11, 27.01, 30.203, 30.277, and 90.21, and chs. 29 and 169, for activities conducted under the ecological inventory and monitoring program of the endangered resources program, ~~as defined under s. 71.10 (5) (a) 2.,~~ for the aquatic and terrestrial resources inventory under s. 23.09 (2) (km), and for ~~transfers~~ payments of $53,700 in each fiscal year, to be credited to the appropriation account under s. 20.285 (1) (k), to the ~~appropriation account under s. 20.285 (1) (kf)~~ University of Wisconsin System for outdoor skills training under s. 29.598.

SECTION 590. 20.370 (2) (bg) of the statutes is amended to read:

20.370 **(2)** (bg) *Air management — stationary sources.* The amounts in the schedule for purposes related to stationary sources of air contaminants as specified in s. 285.69 (2) (c) ~~and to transfer the amounts appropriated under s. 20.143 (1) (kc) to the appropriation account under s. 20.143 (1) (kc)~~. All moneys received from fees under s. 285.69 (2) (a) and (e), except moneys appropriated under subs. (3) (bg), (8) (mg) and (9) (mh), and all moneys received from fees imposed under s. 285.69 (7) shall be credited to this appropriation.

SECTION 591. 20.370 (2) (hq) of the statutes is amended to read:

20.370 **(2)** (hq) *Recycling; administration.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for the administration of subch. II of ch. 287, other than ss. 287.21~~,~~ and 287.23 ~~and 287.25~~.

SECTION 591b. 20.370 (2) (hr) of the statutes is amended to read:

20.370 **(2)** (hr) *Electronic waste recycling.* From the ~~recycling and renewable energy~~ environmental fund, all moneys received under s. 287.17 (4) and (10) (j) for administration of the electronic waste recycling program under s. 287.17.

SECTION 592. 20.370 (2) (mr) of the statutes is amended to read:

20.370 **(2)** (mr) *General program operations − brownfields.* From the environmental fund, the amounts in the schedule for administration of activities related to brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a).

SECTION 593. 20.370 (3) (mr) of the statutes is amended to read:

20.370 **(3)** (mr) *Recycling; enforcement and research.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for research and enforcement under subch. II of ch. 287, other than under ss. 287.21~~,~~ and 287.23 ~~and 287.25~~.

SECTION 593d. 20.370 (4) (mu) of the statutes is amended to read:

20.370 **(4)** (mu) *General program operations — state funds.* The amounts in the schedule for general program operations that relate to the management and protection of the state's fishery resources and that are conducted under ss. 23.09 to 23.11, 30.203 and 30.277 and ch. 29 and for ~~transfers~~ payments of $51,900 in each fiscal year, to be credited to the appropriation account under s. 20.285 (1) (k), to the ~~appropriation account under s.~~

~~20.285 (1) (kb)~~ University of Wisconsin System for studies of Great Lakes fish.

SECTION 593i. 20.370 (5) (cq) of the statutes is amended to read:

20.370 **(5)** (cq) *Recreation aids — recreational boating and other projects.* As a continuing appropriation, the amounts in the schedule for recreational boating aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the Portage levee system and the Portage canal under s. 31.309, for development of a state park under s. 23.198, for the Southeastern Wisconsin Fox River commission under 2011 Wisconsin Act .... (this act), section 9135 (3q), for funding for the Fox River Navigational System Authority under s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

SECTION 593j. 20.370 (5) (cq) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

20.370 **(5)** (cq) *Recreation aids — recreational boating and other projects.* As a continuing appropriation, the amounts in the schedule for recreational boating aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the Portage levee system and the Portage canal under s. 31.309, for development of a state park under s. 23.198, for funding for the Fox River Navigational System Authority under s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

SECTION 594. 20.370 (5) (cv) of the statutes is amended to read:

20.370 **(5)** (cv) *Recreation aids — all−terrain vehicle landowner incentive program.* ~~All moneys received as fees under s. 23.33 (2j) to be used~~ Biennially, from the moneys received by the department under s. 23.33 (2j), the amounts in the schedule for incentive payments to landowners for public all−terrain vehicle corridors under s. 23.33 (5r).

SECTION 595. 20.370 (6) (br) of the statutes is repealed.

SECTION 596b. 20.370 (6) (bu) of the statutes is amended to read:

20.370 **(6)** (bu) *Financial assistance for responsible units.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for grants to responsible units under s. 287.23 and for the grant under 2009 Wisconsin Act 28, section 9137 (1q).

SECTION 597. 20.370 (6) (bv) of the statutes is repealed.

SECTION 597e. 20.370 (6) (bw) of the statutes is created to read:

20.370 **(6)** (bw) *Recycling consolidation grants.* From the environmental fund, the amounts in the schedule for recycling consolidation grants under s. 287.24.

SECTION 598. 20.370 (6) (et) of the statutes is repealed.

SECTION 599. 20.370 (6) (eu) of the statutes is repealed.

SECTION 600. 20.370 (6) (ev) of the statutes is amended to read:

20.370 **(6)** (ev) *Reimbursement for disposal of contaminated sediment.* From the ~~recycling~~ environmental fund, the amounts in the schedule for reimbursement for out−of−state disposal of contaminated sediment under s. 292.68.

SECTION 600m. 20.370 (7) (mc) of the statutes is amended to read:

20.370 **(7)** (mc) *Resource maintenance and development — state park, forest and riverway roads.* As a continuing appropriation, the amounts in the schedule for state park and forest roads and roads in the lower Wisconsin state riverway as defined in s. 30.40 (15) under s. 84.28 and for the maintenance of roads in state parks under ch. 27 and recreation areas in state forests under ch. 28 which are not eligible for funding under s. 84.28. The department ~~may~~ shall expend ~~up to $400,000~~ not less than one−third of the amounts in the schedule from this appropriation in each fiscal year for state park and forest roads and roads in the lower Wisconsin state riverway as defined in s. 30.40 (15) under s. 84.28 and shall expend the balance from the appropriation for the maintenance of roads which are not eligible for funding under s. 84.28.

SECTION 601. 20.370 (8) (ir) of the statutes is amended to read:

20.370 **(8)** (ir) *Promotional activities and publications.* ~~Except as provided in sub. (1) (it), all~~ All moneys received from subscriptions and other revenues generated by promotional activities, photographs, slides, videotapes, artwork, publications, magazines and other periodicals, except the Wisconsin natural resources magazine, to be used for these promotional activities, photographs, slides, videotapes, artwork, publications and magazines and for educational and informational activities concerning conservation and the environment.

SECTION 602. 20.370 (8) (iw) of the statutes is amended to read:

20.370 **(8)** (iw) *Statewide recycling administration.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for administration of a statewide recycling program under ch. 287.

SECTION 603. 20.370 (9) (is) of the statutes is amended to read:

20.370 **(9)** (is) *Statewide recycling administration.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for the administration of recycling activities under ch. 287.

SECTION 603g. 20.380 (1) (b) of the statutes is amended to read:

20.380 **(1)** (b) *Tourism marketing; general purpose revenue.* ~~The~~ Biennially, the amounts in the schedule for tourism marketing service expenses and the execution of

the functions under ss. 41.11 (4) and 41.17. In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this paragraph, not more than 50% shall be used to match funds allocated under s. 41.17 by private or public organizations for the joint effort marketing of tourism with the state.

SECTION 605t. 20.395 (1) (hq) of the statutes is created to read:

20.395 **(1)** (hq) *Paratransit aids.* The amounts in the schedule for paratransit aids under s. 85.205.

SECTION 611. 20.395 (3) (aq) of the statutes is created to read:

20.395 **(3)** (aq) *Southeast Wisconsin freeway megaprojects, state funds.* As a continuing appropriation, the amounts in the schedule for southeast Wisconsin freeway megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3). This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, or intelligent transportation systems, unless incidental to a southeast Wisconsin freeway megaproject.

SECTION 612. 20.395 (3) (av) of the statutes is created to read:

20.395 **(3)** (av) *Southeast Wisconsin freeway megaprojects, local funds.* All moneys received from any local unit of government or other source for southeast Wisconsin freeway megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3), for such purposes.

SECTION 613. 20.395 (3) (ax) of the statutes is created to read:

20.395 **(3)** (ax) *Southeast Wisconsin freeway megaprojects, federal funds.* All moneys received from the federal government for southeast Wisconsin freeway megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3), for such purposes. This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, or intelligent transportation systems, unless incidental to a southeast Wisconsin freeway megaproject.

SECTION 614. 20.395 (3) (bq) of the statutes is amended to read:

20.395 **(3)** (bq) *Major highway development, state funds.* As a continuing appropriation, the amounts in the schedule for major development of state trunk and connecting highways ~~and~~, for the disadvantaged business demonstration and training program under s. 84.076, and for the purpose specified in s. 84.017 (3). This paragraph does not apply ~~to major development of~~ with respect to any southeast Wisconsin freeway~~, as defined in s. 84.014 (1) (e)~~ megaproject under s. 84.0145.

SECTION 615. 20.395 (3) (br) of the statutes is amended to read:

20.395 **(3)** (br) *Major highway development, service funds.* All moneys received from the fund created under s. 18.57 (1) as reimbursement for the temporary financing under sub. (9) (th) of projects for major development of state trunk and connecting highways that are financed under s. 84.59 and enumerated under s. 84.013 (3), for the purpose of financing such projects and for the purpose specified in s. 84.017 (3). This paragraph does not apply ~~to any project for major development of a~~ with respect to any southeast Wisconsin freeway~~, as defined in s. 84.014 (1) (e)~~ megaproject under s. 84.0145.

SECTION 616. 20.395 (3) (bv) of the statutes is amended to read:

20.395 **(3)** (bv) *Major highway development, local funds.* All moneys received from any local unit of government or other source for major development of state trunk and connecting highways, including the railroad and utility alteration and relocation loan program under s. 84.065, ~~and~~ the disadvantaged business demonstration and training program under s. 84.076, and for the purpose specified in s. 84.017 (3), for such purposes. This paragraph does not apply with respect to ~~major development of~~ any southeast Wisconsin freeway~~, as defined in s. 84.014 (1) (e)~~ megaproject under s. 84.0145.

SECTION 617. 20.395 (3) (bx) of the statutes is amended to read:

20.395 **(3)** (bx) *Major highway development, federal funds.* All moneys received from the federal government for major development of state trunk and connecting highways ~~and~~, the disadvantaged business demonstration and training program under s. 84.076, and for the purpose specified in s. 84.017 (3), for such purposes. This paragraph does not apply ~~to major development of~~ with respect to any southeast Wisconsin freeway~~, as defined in s. 84.014 (1) (e)~~ megaproject under s. 84.0145.

SECTION 618. 20.395 (3) (cq) of the statutes is amended to read:

20.395 **(3)** (cq) *State highway rehabilitation, state funds.* As a continuing appropriation, the amounts in the schedule for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at−grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for payment to a local unit of government for a jurisdictional

transfer under s. 84.02 (8); for the disadvantaged business demonstration and training program under s. 84.076; for the purpose specified in s. 84.017 (3); for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes described under 1999 Wisconsin Act 9, section 9150 (8g), 2001 Wisconsin Act 16, section 9152 (4e), and 2007 Wisconsin Act 20, section 9148 (9i) (b) and (9x). This paragraph does not apply to any southeast Wisconsin freeway megaprojects under s. 84.0145, to any southeast Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major highway projects under s. 84.013, or to the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, or intelligent transportation systems, unless incidental to the improvement of existing state trunk and connecting highways.

SECTION 618m. 20.395 (3) (cr) of the statutes is amended to read:

20.395 **(3)** (cr) *Southeast Wisconsin freeway rehabilitation, state funds.* As a continuing appropriation, the amounts in the schedule for rehabilitation of southeast Wisconsin freeways, including reconstruction and interim repair of the Marquette interchange in Milwaukee County, and for the grant under s. 84.03 (3) (a). This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, or intelligent transportation systems, unless incidental to rehabilitation of southeast Wisconsin freeways. No moneys may be encumbered from this appropriation account after June 30, 2011. Notwithstanding s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1, 2011, shall be transferred to the appropriation account under par. (cq) except that the amount specified in 2011 Wisconsin Act .... (this act), section 9148 (7f) (a), shall be transferred to the appropriation account under par. (aq).

SECTION 619. 20.395 (3) (cv) of the statutes is amended to read:

20.395 **(3)** (cv) *State highway rehabilitation, local funds.* All moneys received from any local unit of government or other source for the specific information sign program under s. 86.195; for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at−grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for the bridge project under s. 84.115; for the railroad and utility alteration and relocation loan program under s. 84.065; for the purpose specified in s. 84.017 (3); and for the disadvantaged business demonstration and training program under s. 84.076, for such purposes. This paragraph does not apply to any southeast Wisconsin freeway megaprojects under s. 84.0145 or to any southeast Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major highway projects under s. 84.013.

SECTION 619m. 20.395 (3) (cw) of the statutes is amended to read:

20.395 **(3)** (cw) *Southeast Wisconsin freeway rehabilitation, local funds.* All moneys received from any local unit of government or other source for rehabilitation of southeast Wisconsin freeways, including reconstruction and interim repair of the Marquette interchange in Milwaukee County, for such purposes. No moneys may be encumbered from this appropriation account after June 30, 2011. Notwithstanding s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1, 2011, shall be transferred to the appropriation account under par. (cv) except that the amount specified in 2011 Wisconsin Act .... (this act), section 9148 (7f) (b), shall be transferred to the appropriation account under par. (av).

SECTION 620. 20.395 (3) (cx) of the statutes is amended to read:

20.395 **(3)** (cx) *State highway rehabilitation, federal funds.* All moneys received from the federal government for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at−grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for the bridge project under s. 84.115; for the purpose specified in s. 84.017 (3); and for the disadvantaged business demonstration and training program under s. 84.076; and all moneys received under 2003 Wisconsin Act 33, section 9153 (4q); for such purposes. This paragraph does not apply to any southeast Wisconsin freeway megaprojects under s. 84.0145 or to any southeast Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major highway projects under s. 84.013.

SECTION 620d. 20.395 (3) (cy) of the statutes is amended to read:

20.395 **(3)** (cy) *Southeast Wisconsin freeway rehabilitation, federal funds.* All moneys received from the federal government for rehabilitation of southeast Wisconsin freeways, including reconstruction and interim repair of the Marquette interchange in Milwaukee County, and for the grant under s. 84.03 (3) (a), for such purposes. This paragraph does not apply to the installation, replace-

ment, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, or intelligent transportation systems, unless incidental to rehabilitation of southeast Wisconsin freeways. No moneys may be encumbered from this appropriation account after June 30, 2011. Notwithstanding s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1, 2011, shall be transferred to the appropriation account under par. (cx) except that the amount specified in 2011 Wisconsin Act .... (this act), section 9148 (7f) (c), shall be transferred to the appropriation account under par. (ax).

SECTION 620e. 20.395 (3) (dr) of the statutes is created to read:

20.395 **(3)** (dr) *High−cost state highway bridge projects, state funds.* As a continuing appropriation, the amounts in the schedule for high−cost state highway bridge projects under s. 84.017.

SECTION 620m. 20.395 (3) (dw) of the statutes is created to read:

20.395 **(3)** (dw) *High−cost state highway bridge projects, local funds.* All moneys received from any local unit of government or other source for high−cost state highway bridge projects under s. 84.017, for such purpose.

SECTION 620s. 20.395 (3) (dy) of the statutes is created to read:

20.395 **(3)** (dy) *High−cost state highway bridge projects, federal funds.* All moneys received from the federal government for high−cost state highway bridge projects under s. 84.017, for such purpose.

SECTION 622. 20.395 (6) (af) of the statutes is amended to read:

20.395 **(6)** (af) *Principal repayment and interest, local roads for job preservation program~~, transit improvements,~~ and major highway and rehabilitation projects, state funds.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the local roads for job preservation program under s. 86.312~~, transit capital improvements under s. 85.11, as provided under s. 20.866 (2) (uq),~~ and major highway and rehabilitation projects, as provided under ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95, to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the local roads for job preservation program under s. 86.312, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

SECTION 623. 20.395 (6) (au) of the statutes is amended to read:

20.395 **(6)** (au) *Principal repayment and interest, Marquette interchange, zoo interchange, southeast megaprojects, and I 94 north−south corridor reconstruction projects, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the Marquette interchange reconstruction project ~~and~~, the reconstruction of the I 94 north−south corridor and the zoo interchange, and southeast Wisconsin freeway megaprojects, as provided under ss. 20.866 (2) (uup) and 84.555, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

SECTION 625. 20.410 (1) (kd) of the statutes is created to read:

20.410 **(1)** (kd) *Victim notification.* The amounts in the schedule for victim notification services. All moneys transferred from the appropriation account under s. 20.505 (1) (id) 6. shall be credited to this appropriation account.

SECTION 626. 20.410 (1) (kh) of the statutes is amended to read:

20.410 **(1)** (kh) *Victim services and programs.* The amounts in the schedule for the administration of victim services and programs. All moneys transferred from the appropriation account under s. 20.455 (2) (i) 5m. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 627. 20.410 (1) (kp) of the statutes is amended to read:

20.410 **(1)** (kp) *Correctional officer training.* The amounts in the schedule to finance correctional officers training under s. 301.28. All moneys transferred from the appropriation account under s. 20.455 (2) (i) 6. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 628. 20.410 (1) (qm) of the statutes is amended to read:

20.410 **(1)** (qm) *Computer recycling.* From the ~~recycling and renewable energy~~ environmental fund, the amounts in the schedule for the department to recycle computers.

SECTION 631. 20.410 (3) (hm) of the statutes is amended to read:

20.410 **(3)** (hm) *Juvenile correctional services.* ~~Except as provided in pars. (ho) and (hr), the~~ The amounts in the schedule for juvenile correctional services specified in ~~s.~~ ss. 49.45 (25) (bj) and 301.26 (4) (c) and (d). All moneys received from the sale of surplus property, including vehicles, from juvenile correctional institutions operated by the department, all moneys received as payments in restitution of property damaged at juvenile correctional institutions operated by the department, all moneys received from miscellaneous services provided at a juvenile correctional institution operated by the department, all moneys transferred under s. 301.26 (4) (cm), all moneys transferred under s. 301.26 (4) (ct), and,

except as otherwise provided in ~~par.~~ pars. (ho) and (hr), all moneys received in payment for juvenile correctional services as specified in s. 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys generated by the daily rate under s. 301.26 (4) (d) exceed actual fiscal year institutional costs by more than 2% ~~or more~~, all moneys in excess of ~~that~~ 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at juvenile correctional institutions including the Mendota Juvenile Treatment Center. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx).

SECTION 632. 20.410 (3) (ho) of the statutes is amended to read:

20.410 **(3)** (ho) *Juvenile residential aftercare.* The amounts in the schedule for providing foster care, group home care, and institutional child care to delinquent juveniles under ss. 49.19 (10) (d), 49.45 (25) (bj), 301.26 (4) (c), 938.48 (4) and (14), and 938.52. All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment for providing foster care, group home care, and institutional child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 as specified in s. 301.26 (4) (d), (e), and (ed) shall be credited to this appropriation account. If moneys generated by the daily rate under s. 301.26 (4) (d) exceed actual fiscal year foster care, group home care, and institutional child care costs, that excess shall be transferred to the appropriation account under par. (hm) as provided in s. 301.26 (4) (ct), except that, if those moneys generated exceed those costs by more than 2% ~~or more~~, all moneys in excess of 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement in foster care, group home care, or institutional child care. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx).

SECTION 633. 20.410 (3) (hr) of the statutes is amended to read:

20.410 **(3)** (hr) *Juvenile corrective sanctions program.* The amounts in the schedule for the corrective sanctions services specified in ~~s.~~ ss. 49.45 (25) (bj) and 301.26 (4) (c) and (eg). All moneys received in payment for ~~the~~ those corrective sanctions services as specified in s. 301.26 (4) (d) and (eg), and all moneys transferred under s. 301.26 (4) (cm), shall be credited to this appropriation account. If moneys generated by the daily rate under s. 301.26 (4) (d) exceed actual fiscal year corrective sanctions services costs, that excess shall be transferred to the appropriation account under par. (hm) as provided in s. 301.26 (4) (ct).

SECTION 634. 20.410 (3) (o) of the statutes is repealed.

SECTION 634r. 20.425 (1) (i) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

20.425 **(1)** (i) *Fees, collective bargaining training, publications, and appeals.* The amounts in the schedule for the performance of fact−finding, mediation, certification, and arbitration functions, for the provision of copies of transcripts, for the cost of operating training programs under ss. 111.09 (3), 111.71 (5m), and 111.94 (3), for the preparation of publications, transcripts, reports, and other copied material, and for costs related to conducting appeals under s. 230.45. All moneys received under ss. 111.09 (1) and (2), 111.70 (4) (d) 3. b., 111.71 (1) and (2), 111.83 (3) (b), 111.94 (1) and (2), and 230.45 (3), all moneys received from arbitrators and arbitration panel members, and individuals who are interested in serving in such positions, and from individuals and organizations who participate in other collective bargaining training programs conducted by the commission, and all moneys received from the sale of publications, transcripts, reports, and other copied material shall be credited to this appropriation account.

SECTION 634x. 20.435 (1) (dk) of the statutes is created to read:

20.435 **(1)** (dk) *Low−income dental clinics.* The amounts in the schedule for grants to low−income dental clinics under s. 146.66.

SECTION 635b. 20.435 (1) (f) of the statutes is amended to read:

20.435 **(1)** (f) ~~*Family planning*~~ *Women's health block grant.* The amounts in the schedule to provide ~~family planning~~ women's health services under s. 253.07. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds distributed by the department under s. 253.07 (2) (b) and (4) but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 635d. 20.435 (1) (gd) of the statutes is created to read:

20.435 **(1)** (gd) *American Red Cross, Badger Chapter.* As a continuing appropriation, from moneys received as amounts designated under s. 71.10 (5k) (b), the net amount certified under s. 71.10 (5k) (h) 3. for the Badger Chapter of the American Red Cross for its Wisconsin Disaster Relief Fund.

SECTION 635j. 20.435 (2) (km) of the statutes is amended to read:

20.435 **(2)** (km) *Indian mental health placement.* All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 25. to reimburse an Indian tribe or band in this state or a county department ~~as provided under 2009 Wisconsin Act 318, section 4d (1) (b). No money may be encumbered from this appropriation account after June 30, 2011~~ for placements by a tribal court of a member of the Indian tribe or band that are unexpected or that result in cumulative costs of placements to the tribe or county department exceeding $50,000 annually. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on ~~July 1, 2011~~ June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 636m. 20.435 (4) (bm) of the statutes is amended to read:

20.435 **(4)** (bm) *Medical Assistance, food stamps, and Badger Care administration; contract costs, insurer reports, and resource centers.* Biennially, the amounts in the schedule to provide a portion of the state share of administrative contract costs for the Medical Assistance program under subch. IV of ch. 49 and the Badger Care health care program under s. 49.665 and to provide the state share of administrative costs for the food stamp program under s. 49.79, other than payments ~~to counties and tribal governing bodies~~ under s. 49.78 (8), to develop and implement a registry of recipient immunizations, to reimburse 3rd parties for their costs under s. 49.475, for costs associated with outreach activities, for state administration of state supplemental grants to supplemental security income recipients under s. 49.77, to administer the pharmacy benefits purchasing pool under s. 146.45, and for services of resource centers under s. 46.283. No state positions may be funded in the department of health services from this appropriation, except positions for the performance of duties under a contract in effect before January 1, 1987, related to the administration of the Medical Assistance program between the subunit of the department primarily responsible for administering the Medical Assistance program and another subunit of the department. Total administrative funding authorized for the program under s. 49.665 may not exceed 10% of the amounts budgeted under pars. (p) and (x).

SECTION 640f. 20.435 (4) (bn) of the statutes is amended to read:

20.435 **(4)** (bn) *Income maintenance.* Biennially, the amounts in the schedule ~~for funeral expenses under s. 49.785,~~ for the administration of the food stamp employment and training program under s. 49.79 (9), for the performance of income maintenance administrative activities on behalf of a local entity, as defined in s. 30.77 (3) (dm) 1. b., and for payments under s. 49.78 (8) relating to the administration of the Medical Assistance program under subch. IV of ch. 49, the Badger Care health care program under s. 49.665, the food stamp program, and the cemetery, funeral, and burial expenses program under s. 49.785.

SECTION 640m. 20.435 (4) (bn) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

20.435 **(4)** (bn) *Income maintenance.* Biennially, the amounts in the schedule for the administration of the food stamp employment and training program under s. 49.79 (9), for the performance of income maintenance administrative activities on behalf of a ~~local entity, as defined in s. 30.77 (3) (dm) 1. b.~~ county or multicounty consortium under s. 49.78 (1m) (c), and for payments under s. 49.78 (8) relating to the administration of the Medical Assistance program under subch. IV of ch. 49, the Badger Care health care program under s. 49.665, and the food stamp program~~, and the cemetery, funeral, and burial expenses program under s. 49.785~~.

SECTION 642. 20.435 (4) (br) of the statutes is created to read:

20.435 **(4)** (br) *Cemetery, funeral, and burial expenses program.* Biennially, the amounts in the schedule for the cemetery, funeral, and burial program under s. 49.785.

SECTION 644. 20.435 (4) (gm) of the statutes is created to read:

20.435 **(4)** (gm) *Medical assistance; provider refunds and collections.* All moneys received from provider refunds, third party liability payments, drug rebates, audit recoveries, and other collections related to expenditures made from pars. (b), (jz), and (w), except for those moneys deposited in the appropriation accounts under par. (im) or (in) regardless of the fiscal year in which the expenditure from par. (b), (jz), or (w) is made, to provide a portion of the state share of Medical Assistance program benefits administered under subch. IV of ch. 49; to provide a portion of the Badger Care health care program under s. 49.665; to provide a portion of the Medical Assistance program benefits administered under subch. IV of ch. 49 that are not also provided under par. (o); to fund the pilot project under s. 46.27 (9) and (10); to fund services provided by resource centers under s. 46.283; to fund services under the family care benefit under s. 46.284 (5); and to assist victims of diseases, as provided in ss. 49.68, 49.683, and 49.685.

SECTION 644m. 20.435 (4) (gr) of the statutes is created to read:

20.435 **(4)** (gr) *Income maintenance; county payments.* All moneys received from counties under s. 49.78 (1m) (d) for administering income maintenance program under s. 49.78 (1m) (c).

SECTION 648. 20.435 (4) (nn) of the statutes is amended to read:

20.435 **(4)** (nn) *Federal aid; income maintenance.* All moneys received from the federal government for the costs of contracting for the administration of the Medical Assistance program under subch. IV of ch. 49 and the

Badger Care health care program under s. 49.665 and the food stamp program, other than moneys received under par. (pa), for ~~payments under s. 49.78 (8)~~ costs to administer income maintenance programs, as defined in s. 49.78 (1) (b).

SECTION 653e. 20.435 (5) (bf) of the statutes is created to read:

20.435 **(5)** (bf) *Brighter futures initiative.* The amounts in the schedule to be transferred to the appropriation account under s. 20.437 (1) (kb) for the brighter futures initiative under s. 48.545.

SECTION 654. 20.435 (5) (bL) of the statutes is amended to read:

20.435 **(5)** (bL) *Community support programs and psychosocial services.* The amounts in the schedule for one−time grants under s. 51.423 (3) to counties that currently do not operate certified community support programs, for community support program services under s. 51.421 (3) (e), for community−based psychosocial services under the requirements of s. 49.45 (30e), for community recovery services under the requirements of s. 49.45 (30g), and for mental health crisis intervention under the requirements of s. 49.45 (41). Notwithstanding s. 20.002 (1), the department of health services may transfer from this appropriation account to the appropriation account under sub. (7) (bc) funds as specified in sub. (7) (bc).

SECTION 656. 20.435 (6) (jm) of the statutes is amended to read:

20.435 **(6)** (jm) *Licensing and support services.* The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a), (am), (b), and (bm), and (5) (a), 49.45 (47), 50.02 (2), 50.025, ~~50.031,~~ 50.065 (2) (am) and (b) 1., (3) (a) and (b), and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.981, and 146.40 (4r) (b) and (er), and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes, and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), and for the costs of inspecting, licensing or certifying, and approving facilities, issuing permits, and providing technical assistance, that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (42) (c), 49.45 (47) (c), 50.02 (2), 50.025, ~~50.031 (6),~~ 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c), and 50.981, all moneys received from fees for the costs of inspecting, licensing or certifying, and approving facilities, issuing permits, and providing technical assistance, that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2) shall be credited to this appropriation account.

SECTION 657. 20.435 (7) (b) of the statutes is amended to read:

20.435 **(7)** (b) *Community aids and Medical Assistance payments.* The amounts in the schedule for human services under s. 46.40, to fund services provided by resource centers under s. 46.283 (5), for services under the family care benefit under s. 46.284 (5), for Medical Assistance payment adjustments under s. 49.45 (52)~~, and~~ (a) for services described in s. 49.45 (52) (a) 1., for Medical Assistance payments under s. 49.45 (6tw), and for Medical Assistance payments under s. 49.45 (53) for services described in s. 49.45 (53) that are provided before January 1, 2012. Social services disbursements under s. 46.03 (20) (b) may be made from this appropriation. Refunds received relating to payments made under s. 46.03 (20) (b) for the provision of services for which moneys are appropriated under this paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department of health services may transfer funds between fiscal years under this paragraph. The department shall deposit into this appropriation funds it recovers under ss. 46.495 (2) (b) and 51.423 (15), from prior year audit adjustments including those resulting from audits of services under s. 46.26, 1993 stats., or s. 46.27. Except for amounts authorized to be carried forward under s. 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all funds allocated under s. 46.40 and not spent or encumbered by December 31 of each year shall lapse to the general fund on the succeeding January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 658. 20.435 (7) (hc) of the statutes is created to read:

20.435 **(7)** (hc) *Administration of the birth to 3 waiver program and the disabled children's long−term support program.* All monies received from counties under ss. 46.99 (3) and (3m) and 46.995, for an entity to administer and to pay for services provided under the the birth to 3 waiver program under s. 46.99 and the disabled children's long−term support program, as defined in s. 46.011 (1g).

SECTION 659d. 20.435 (7) (o) of the statutes is amended to read:

20.435 **(7)** (o) *Federal aid; community aids.* All federal moneys received in amounts pursuant to allocation plans developed by the department for the provision or purchase of services authorized under par. (b)~~; all~~ and all federal moneys received under 42 USC 1396 to 1396v in reimbursement of the cost of preventing out−of−home placements of children, for distribution under s. 46.40; and all federal temporary assistance for needy families moneys received under 42 USC 601 to 619 that are authorized to be used to purchase or provide social services under 42 USC 1397 to 1397e~~; all~~ and all unanticipated federal social services block grant funds received under 42 USC 1397 to 1397e, in accordance with s. 46.49 (2)~~; and all federal moneys received under 42 USC 1396 to~~

~~1396v in reimbursement of the cost of preventing out=of=home placements of children~~, for distribution under s. 46.40 or for transfer to the appropriation account under s. 20.437 (1) (km). Disbursements from this appropriation may be made directly to counties for social and mental hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance with federal requirements for the disbursal of federal funds.

SECTION 660. 20.435 (8) (mb) of the statutes is amended to read:

20.435 **(8)** (mb) *Income augmentation services receipts.* All moneys that are received under 42 USC 1395 to 1395ddd and 42 USC 1396 to 1396v as the result of income augmentation activities for which the state has contracted, to be used as provided in s. 46.46; and all moneys that are received under 42 USC 1396 to 1396v in reimbursement of the cost of providing targeted case management services to children whose care is not eligible for reimbursement under 42 USC 670 to 679a, to be transferred to the appropriation account under s. 20.437 (3) (kp). All moneys received under this paragraph in excess of the moneys necessary to support the costs specified in ~~s.~~ ss. 46.46 and 48.567 shall be deposited in the general fund as a nonappropriated receipt.

SECTION 660s. 20.437 (1) (dd) of the statutes is amended to read:

20.437 **(1)** (dd) *State foster care, guardianship, and adoption services.* The amounts in the schedule for foster care, institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, for the cost of care for children under s. 49.19 (10) (d), for the cost of subsidized guardianship payments under s. ~~48.62 (5)~~ 48.623 (1) or (6), for the cost of the foster care monitoring system, for the cost of providing, or contracting with private adoption agencies to assist the department in providing, services to children with special needs who are under the guardianship of the department to prepare those children for adoption, and for the cost of providing postadoption services to children with special needs who have been adopted.

SECTION 661. 20.437 (1) (kb) of the statutes is created to read:

20.437 **(1)** (kb) *Interagency aids; brighter futures initiative.* All moneys transferred from the appropriation account under s. 20.435 (5) (bf) for the brighter futures initiative under s. 48.545.

SECTION 662. 20.437 (1) (km) of the statutes is created to read:

20.437 **(1)** (km) *Interagency and intra−agency aids; children and family aids; local assistance.* All moneys transferred from the appropriation accounts under sub. (2) (md) and s. 20.435 (7) (o), for services for children and families under s. 48.563.

SECTION 663. 20.437 (1) (kx) of the statutes is amended to read:

20.437 **(1)** (kx) *Interagency and intra−agency programs.* Except as provided in ~~par.~~ pars. (km) and (kw), all moneys received from other state agencies and all moneys received by the department from the department for the administration of programs or projects for which received, for such purposes.

SECTION 664. 20.437 (1) (ky) of the statutes is amended to read:

20.437 **(1)** (ky) *Interagency and intra−agency aids.* Except as provided in ~~par.~~ pars. (km) and (kw), all moneys received from other state agencies and all moneys received by the department from the department for local assistance, for such purposes.

SECTION 665. 20.437 (1) (mc) of the statutes is amended to read:

20.437 **(1)** (mc) *Federal block grant operations.* ~~All~~ Except as provided in sub. (2) (mg), all block grant moneys received from the federal government or any of its agencies for the state administration of federal block grants for the purposes specified.

SECTION 666. 20.437 (1) (md) of the statutes is amended to read:

20.437 **(1)** (md) *Federal block grant aids.* ~~All~~ Except as provided in par. (mc) and sub. (2) (mg), all block grant moneys received from the federal government or any of its agencies to be expended as aids to individuals or organizations.

SECTION 667. 20.437 (1) (o) of the statutes is amended to read:

20.437 **(1)** (o) *Federal aid; children and family aids.* All federal moneys received in amounts pursuant to allocation plans developed by the department for the provision or purchase of services authorized under par. (b)~~;~~ and all federal moneys received as child welfare funds under 42 USC 620 to 626 for projects and services as limited under s. 48.985~~; all federal temporary assistance for needy families moneys received under 42 USC 601 to 619 that are authorized to be used to purchase or provide social services under 42 USC 1397 to 1397e; all unanticipated federal social services block grant funds received under 42 USC 1397 to 1397e, in accordance with s. 48.568; for distribution under s. 48.563~~. Disbursements from this appropriation may be made directly to counties for services to children and families under s. 49.32 (2) (b) or 49.325 or directly to counties in accordance with federal requirements for the disbursal of federal funds.

SECTION 667e. 20.437 (1) (pd) of the statutes is amended to read:

20.437 **(1)** (pd) *Federal aid; state foster care, guardianship, and adoption services.* All federal moneys received for meeting the costs of providing foster care, institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, the cost of care for children under s. 49.19 (10) (d), the cost of subsidized guardianship payments under s. ~~48.62 (5)~~ 48.623 (1) or (6), the

cost of providing, or contracting with private adoption agencies to assist the department in providing, services to children with special needs who are under the guardianship of the department to prepare those children for adoption, and the cost of providing postadoption services to children with special needs who have been adopted. Disbursements for foster care under s. 49.32 (2) and for the purposes described under s. 48.627 may be made from this appropriation.

SECTION 670. 20.437 (2) (jb) of the statutes is amended to read:

20.437 **(2)** (jb) *Fees for administrative services.* All moneys received from fees charged for filing statements of economic interest under s. 49.143 (1) (ac), for providing worker's compensation coverage for persons participating in employment and training programs under ch. 49, and for providing state mailings, special computer services, training programs, printed materials, and publications relating to economic support, for the purposes of ~~filing statements of economic interest under~~ administering s. 49.143 ~~(1) (ac)~~, providing worker's compensation coverage for persons participating in employment and training programs under ch. 49, and providing state mailings, special computer services, training programs, printed materials, and publications relating to economic support.

SECTION 672. 20.437 (2) (mc) of the statutes is amended to read:

20.437 **(2)** (mc) *Federal block grant operations.* The amounts in the schedule~~, less the amounts withheld under s. 49.143 (3),~~ for the purposes of operating and administering the block grant programs for which the block grant moneys are received and transferring moneys to the appropriation account under sub. (1) (kx). All block grant moneys received for these purposes from the federal government or any of its agencies for the state administration of federal block grants shall be credited to this appropriation account.

SECTION 673. 20.437 (2) (md) of the statutes is amended to read:

20.437 **(2)** (md) *Federal block grant aids.* The amounts in the schedule for aids to individuals or organizations and to be transferred to the appropriation accounts under sub. (1) (km) and ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All block grant moneys received for these purposes from the federal government or any of its agencies shall be credited to this appropriation account. The department may credit to this appropriation account the amount of any returned check, or payment in other form, that is subject to expenditure in the same contract period in which the original payment attempt was made, regardless of the fiscal year in which the original payment attempt was made.

SECTION 674. 20.437 (2) (mf) of the statutes is repealed.

SECTION 675. 20.437 (2) (mg) of the statutes is created to read:

20.437 **(2)** (mg) *Community services block grant; federal funds.* All moneys received from the federal government from the community services block grant for assistance and administration under the community services block grant program.

SECTION 676. 20.437 (2) (na) of the statutes is repealed.

SECTION 680. 20.437 (2) (s) of the statutes is amended to read:

20.437 **(2)** (s) *Economic support — public benefits.* From the utility public benefits fund, the amounts in the schedule for the Wisconsin Works program under subch. III of ch. 49 and for any of the purposes under s. 49.175 (1).

SECTION 681. 20.437 (3) (kp) of the statutes is created to read:

20.437 **(3)** (kp) *Interagency and intra−agency aids; income augmentation services receipts.* All moneys transferred from the appropriation account under s. 20.435 (8) (mb) and all moneys credited to this appropriation account under s. 48.565 (2) (c), to be used as provided in s. 48.567. All moneys received under this paragraph in excess of the moneys necessary to support the costs specified in s. 48.567 shall be deposited into the general fund as a nonappropriated receipt.

SECTION 682. 20.437 (3) (mp) of the statutes is repealed.

SECTION 683. 20.445 (1) (bc) of the statutes is repealed.

SECTION 684. 20.445 (1) (jm) of the statutes is repealed.

SECTION 685. 20.455 (2) (g) of the statutes is amended to read:

20.455 **(2)** (g) *Gaming law enforcement; racing revenues.* From all moneys received under ss. 562.02 (2) (f), 562.04 (1) (b) 4. and (2) (d), 562.05 (2), 562.065 (3) (cm) and (d), (3m) (c) 2., and (4), 562.09 (2) (e), and 562.124 (2), the amounts in the schedule for the performance of the department's gaming law enforcement responsibilities ~~as specified in s. 165.70 (3m)~~ under chs. 562 to 569 and 945. Notwithstanding s. 20.001 (3) (a), the unencumbered balance of this appropriation account at the end of each fiscal year shall be transferred to the lottery fund.

SECTION 686. 20.455 (2) (i) (intro.) of the statutes is amended to read:

20.455 **(2)** (i) *Penalty surcharge, receipts.* (intro.) The amounts in the schedule for the purposes of s. 165.85 (5) (b) and for crime laboratory equipment. All moneys received from the penalty surcharge on court fines and forfeitures under s. 757.05 (2) and all moneys transferred to this appropriation account from the appropriation accounts specified in subds. 1. to 15. shall be credited to

this appropriation account. Moneys may be transferred from this paragraph to pars. (j), (ja), and (jb) by the secretary of administration for expenditures based upon determinations by the department of justice. The following amounts shall be transferred to the following appropriation accounts:

SECTION 687. 20.455 (2) (j) of the statutes is amended to read:

20.455 **(2)** (j) *Law enforcement training fund, local assistance.* The amounts in the schedule to finance local law enforcement training as provided in s. 165.85 (5) (b). All moneys transferred from par. (i) for the purpose of this appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 688. 20.455 (2) (ja) of the statutes is amended to read:

20.455 **(2)** (ja) *Law enforcement training fund, state operations.* The amounts in the schedule to finance state operations associated with the administration of the law enforcement training fund and to finance training for state law enforcement personnel, as provided in s. 165.85 (5) (b). All moneys transferred from par. (i) for the purpose of this appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 689. 20.455 (2) (jb) of the statutes is amended to read:

20.455 **(2)** (jb) *Crime laboratory equipment and supplies.* The amounts in the schedule for the maintenance, repair, upgrading, and replacement costs of the laboratory equipment, and for supplies used to maintain, repair, upgrade, and replace that equipment, in the state and regional crime laboratories. All moneys transferred from par. (i) for the purpose of this appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 690. 20.455 (2) (kc) of the statutes is amended to read:

20.455 **(2)** (kc) *Transaction information management of enforcement system.* The amounts in the schedule for payments for a lease with option to purchase regarding computers for the transaction information for the management of enforcement system. All moneys transferred from the appropriation account under par. (i) 1. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 691. 20.455 (2) (ke) of the statutes is amended to read:

20.455 **(2)** (ke) *Drug enforcement intelligence operations.* The amounts in the schedule for drug enforcement tactical and strategic intelligence units. All moneys transferred from the appropriation account under ~~s. 20.455 (2)~~ par. (i) 9. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 692. 20.455 (2) (kp) of the statutes is amended to read:

20.455 **(2)** (kp) *Drug crimes enforcement; local grants.* The amounts in the schedule for grants to local multijurisdictional groups to enforce prohibitions related to controlled substances, and to fund prosecutor positions serving multijurisdictional enforcement groups. All moneys transferred from the appropriation account under ~~s. 20.455 (2)~~ par. (i) 3. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 693. 20.455 (2) (r) of the statutes is amended to read:

20.455 **(2)** (r) *Gaming law enforcement; lottery revenues.* From the lottery fund, the amounts in the schedule for the performance of the department's gaming law enforcement responsibilities ~~as specified in s. 165.70 (3m)~~ under chs. 562 to 569 and 945.

SECTION 694. 20.455 (3) (g) of the statutes is amended to read:

20.455 **(3)** (g) *Gifts, grants and proceeds.* All moneys received from gifts and grants and all proceeds from services, conferences, and sales of publications and promotional materials to carry out the purposes for which made or collected, except as provided in sub. (2) (gm) and (gp) and to transfer to s. 20.505 (1) (kg), at the discretion of the attorney general, an amount not to exceed $98,300 annually.

SECTION 695. 20.455 (5) (gc) of the statutes, as affected by 2009 Wisconsin Act 28, section 538c, is amended to read:

20.455 **(5)** (gc) *Crime victim and witness surcharge, sexual assault victim services.* All moneys received from any crime victim and witness assistance surcharge authorized under s. 973.045 (1) that are allocated to this appropriation account under s. 973.045 (2m) (a), to provide grants for sexual assault victim services under s. 165.93 and to administer the grant program.

SECTION 696. 20.455 (5) (kp) of the statutes is amended to read:

20.455 **(5)** (kp) *Reimbursement to counties for victim−witness services.* The amounts in the schedule for the purpose of reimbursing counties under s. 950.06 (2) for costs incurred in providing services to victims and witnesses of crime. All moneys transferred from the appropriation account under ~~s.~~ sub. (2) (i) 11. shall be

credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under sub. (2) (i).

SECTION 698. 20.485 (1) (gk) of the statutes is amended to read:

20.485 **(1)** (gk) *Institutional operations.* The amounts in the schedule for the care of the members of the Wisconsin veterans homes under s. 45.50, for the payment of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the transfer of moneys to the appropriation account under s. 20.435 (4) (ky) for payment of the state share of the medical assistance costs related to the provision of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the payment of assistance to indigent veterans under s. 45.43 to allow them to reside at the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the appropriation account under par. (kg), and for the payment of grants under s. 45.82~~, and for the transfer of moneys under s. 45.03 (20)~~. Not more than 1 percent of the moneys credited to this appropriation account may be used for the payment of assistance to indigent veterans under s. 45.43. All moneys received under par. (m) and s. 45.51 (7) (b) and (8) and all moneys received for the care of members under medical assistance, as defined in s. 49.43 (8), shall be credited to this appropriation account.

SECTION 699. 20.485 (1) (hm) of the statutes is amended to read:

20.485 **(1)** (hm) *Gifts and grants.* All moneys received from gifts and grants specifically for the purpose of s. 45.50 ~~(1) (c)~~ (2m) (d), to carry out the purpose of s. 45.50 ~~(1) (c)~~ (2m) (d).

SECTION 700c. 20.485 (1) (j) of the statutes is repealed.

SECTION 701. 20.485 (1) (mj) of the statutes is amended to read:

20.485 **(1)** (mj) *Federal aid; geriatric unit.* All moneys received from the federal government for the geriatric program at Wisconsin veterans homes, to carry out the purpose of s. 45.50 ~~(1) (c)~~ (2m) (d).

SECTION 702. 20.485 (2) (c) of the statutes is renumbered 20.485 (5) (c).

SECTION 703. 20.485 (2) (kt) of the statutes is repealed.

SECTION 704. 20.485 (2) (mn) of the statutes is renumbered 20.485 (5) (mn).

SECTION 705. 20.485 (2) (tm) of the statutes is amended to read:

20.485 **(2)** (tm) *Facilities.* As a continuing appropriation, the amounts in the schedule to acquire, construct, develop, enlarge or improve facilities, other than the Wisconsin Veterans Museum, for ~~the Wisconsin veterans museum and~~ the department of veterans affairs.

SECTION 706. 20.485 (2) (v) of the statutes is renumbered 20.485 (5) (v) and amended to read:

20.485 **(5)** (v) ~~*Wisconsin veterans museum*~~ *Museum sales receipts.* All moneys received from the sale of items in the Wisconsin veterans museum for general program operations.

SECTION 707. 20.485 (2) (vo) of the statutes is renumbered 20.485 (5) (vo).

SECTION 708. 20.485 (2) (wd) of the statutes is renumbered 20.485 (5) (wd).

SECTION 709. 20.485 (2) (zm) of the statutes is renumbered 20.485 (5) (zm).

SECTION 710. 20.485 (5) (intro.) of the statutes is created to read:

20.485 **(5)** WISCONSIN VETERANS MUSEUM. (intro.) From the veterans trust fund or from other funds if so indicated:

SECTION 711. 20.485 (5) (tm) of the statutes is created to read:

20.485 **(5)** (tm) *Museum facilities.* As a continuing appropriation, the amounts in the schedule to acquire, construct, develop, enlarge, or improve facilities for the Wisconsin Veterans Museum.

SECTION 712. 20.490 (5) (q) of the statutes is amended to read:

20.490 **(5)** (q) ~~*Recycling and renewable energy*~~ *Environmental fund transfer to Wisconsin development reserve fund.* From the ~~recycling and renewable energy~~ environmental fund, as a continuing appropriation, the amounts in the schedule to be transferred to the Wisconsin development reserve fund under s. 234.93.

SECTION 713. 20.490 (6) (title) of the statutes is repealed.

SECTION 714. 20.490 (6) (a) of the statutes is repealed.

SECTION 715. 20.490 (6) (k) of the statutes is repealed.

SECTION 716m. 20.505 (1) (cg) of the statutes is created to read:

20.505 **(1)** (cg) *Relocation assistance.* The amounts in the schedule for general program operations under ss. 32.19 to 32.27.

SECTION 717. 20.505 (1) (id) of the statutes is created to read:

20.505 **(1)** (id) *Justice information fee receipts.* All moneys less $700,000 received from the justice information surcharge under s. 814.86 (1) for the purpose of annually transferring the amounts indicated in subds. 1. to 8. The following amounts shall be transferred to the following appropriation accounts:

1. The amount transferred to par. (kh) shall be the amount in the schedule under par. (kh).

2. The amount transferred to sub. (6) (ki) shall be the amount in the schedule under sub. (6) (ki).

3. The amount transferred to sub. (6) (kb) shall be the amount in the schedule under sub. (6) (kb).

4. The amount transferred to sub. (6) (ke) shall be the amount in the schedule under sub. (6) (ke).

5. The amount transferred to sub. (6) (kn) shall be the amount in the schedule under sub. (6) (kn).

5d. The amount transferred to sub. (6) (ko) shall be the amount in the schedule under sub. (6) (ko).

Vetoed In Part

5g. The amount transferred to sub. (6) (kq) shall be the amount in the schedule under sub. (6) (kq).

5r. The amount transferred to sub. (6) (kr) shall be the amount in the schedule under sub. (6) (kr).

6. The amount transferred to s. 20.410 (1) (kd) shall be the amount in the schedule under s. 20.410 (1) (kd).

8. The amount transferred to s. 20.625 (1) (k) shall be the amount in the schedule under s. 20.625 (1) (k).

SECTION 718. 20.505 (1) (ja) of the statutes is renumbered 20.505 (1) (kh) and amended to read:

20.505 **(1)** (kh) *Justice information systems.* The amounts in the schedule for the development and operation of automated justice information systems under s. 16.971 (9). ~~Of each $21.50 received under s. 814.86 (1), $7.50~~ All moneys transferred from the appropriation account under par. (id) 1. shall be credited to this appropriation account.

SECTION 719. 20.505 (1) (jc) of the statutes is repealed.

SECTION 721. 20.505 (1) (kg) of the statutes is created to read:

20.505 **(1)** (kg) *Federal resource acquisition.* All moneys received from the appropriation account under s. 20.455 (3) (g) to carry out the federal resource acquisition activities under s. 16.98.

SECTION 722. 20.505 (1) (kq) of the statutes is amended to read:

20.505 **(1)** (kq) *Justice information systems development, operation and maintenance.* The amounts in the schedule for the purpose of developing, operating and maintaining automated justice information systems under s. 16.971 (9). All moneys transferred from the appropriation account under s. 20.455 (2) (i) 12. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 725. 20.505 (4) (bm) of the statutes is repealed.

SECTION 726. 20.505 (4) (c) of the statutes is created to read:

20.505 **(4)** (c) *Literacy initiative.* The amounts in the schedule for the costs to develop and implement a program to assess and improve literacy in elementary school children under 2011 Wisconsin Act .... (this act), section 9101 (2).

SECTION 727. 20.505 (5) (ka) of the statutes is amended to read:

20.505 **(5)** (ka) *Facility operations and maintenance; police and protection functions.* The amounts in the schedule for the purpose of financing the costs of operation of state−owned or operated facilities that are not funded from other appropriations, including custodial and maintenance services; minor projects; utilities, fuel, heat and air conditioning; assessments levied by the department under s. 16.847 (3) for costs incurred and savings generated at departmental facilities; and costs incurred under ss. 16.858 and 16.895 by or on behalf of the department; ~~and supplementing the costs of operation of child care facilities for children of state employees under s. 16.841;~~ and for police and protection functions under s. 16.84 (2) and (3). All moneys received from state agencies for the operation of such facilities, parking rental fees established under s. 16.843 (2) (bm) and miscellaneous other sources, all moneys received from assessments under s. 16.895, all moneys received for the performance of gaming protection functions under s. 16.84 (3), and all moneys transferred from the appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

SECTION 728. 20.505 (6) (c) of the statutes is renumbered 20.505 (6) (kb) and amended to read:

20.505 **(6)** (kb) *Law enforcement officer supplement grants.* The amounts in the schedule to provide grants for uniformed law enforcement officers under s. 16.964 (5). All moneys transferred from the appropriation account under sub. (1) (id) 3. shall be credited to this appropriation account.

SECTION 729. 20.505 (6) (f) of the statutes is renumbered 20.505 (6) (ke) and amended to read:

20.505 **(6)** (ke) *Child advocacy centers.* The amounts in the schedule for grants to child advocacy centers under s. 16.964 (14). All moneys transferred from the appropriation account under sub. (1) (id) 4. shall be credited to this appropriation account.

SECTION 730. 20.505 (6) (h) of the statutes is created to read:

20.505 **(6)** (h) *Public safety interoperable communication system; general usage fees.* The amounts in the schedule to operate a statewide public safety interoperable communication system. All moneys received from users as fees under s. 16.964 (15) (b) 2. shall be credited to this appropriation account.

SECTION 731. 20.505 (6) (j) of the statutes is renumbered 20.505 (6) (kn) and amended to read:

20.505 **(6)** (kn) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; justice information ~~surcharge~~ fee.* The amounts in the schedule for administering and making grants to counties under s. 16.964 (12) (b). ~~Of each $21.50 received under s. 814.86 (1), $1.50~~ All moneys transferred from the appropriation account under sub. (1) (id) 5. shall be credited to this appropriation account.

SECTION 732. 20.505 (6) (k) of the statutes is amended to read:

20.505 **(6)** (k) *Law enforcement programs and youth diversion — administration.* The amounts in the schedule for administering grants for law enforcement assistance and for administering the youth diversion program under s. 16.964 (8). All moneys transferred from the appropriation account under s. 20.455 (2) (i) 13. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 733. 20.505 (6) (ka) of the statutes is amended to read:

20.505 **(6)** (ka) *Public safety interoperable communication system; state fees.* The amounts in the schedule to operate a statewide public safety interoperable communication system. All moneys received from public safety agencies that are state agencies as fees under s. 16.964 (15) (b) 1. shall be credited to this appropriation account.

SECTION 734. 20.505 (6) (ki) of the statutes is created to read:

20.505 **(6)** (ki) *Interoperable communications system.* The amounts in the schedule to operate a statewide public safety interoperable communication system. All moneys transferred from the appropriation account under sub. (1) (id) 2. shall be credited to this appropriation account.

SECTION 735. 20.505 (6) (kj) of the statutes is amended to read:

20.505 **(6)** (kj) *Youth diversion program.* The amounts in the schedule for youth diversion services under s. 16.964 (8) (a) and (c). All moneys transferred from the appropriation account under s. 20.455 (2) (i) 8. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 735m. 20.505 (6) (ko) of the statutes is created to read:

20.505 **(6)** (ko) *Wisconsin Justice Information Sharing Program.* The amounts in the schedule for the development and operation of a justice information system. All moneys transferred from the appropriation account under sub. (1) (id) 5d. shall be credited to this appropriation account.

SECTION 736. 20.505 (6) (kp) of the statutes is repealed.

Vetoed In Part

SECTION 737. 20.505 (6) (kq) of the statutes is amended to read:

20.505 **(6)** (kq) *Traffic stop data collection; state.* The amounts in the schedule to fund state information technology and administrative costs associated with traffic stop data collection. All moneys transferred ~~to this appropriation~~ from the appropriation account under ~~par. (kp)~~ sub. (1) (id) 5g. shall be credited to this appropriation account.

Vetoed In Part

SECTION 738. 20.505 (6) (kr) of the statutes is amended to read:

20.505 **(6)** (kr) *Traffic stop data collection; local.* The amounts in the schedule to fund local information technology and administrative costs associated with traffic stop data collection. All moneys transferred ~~to this appropriation~~ from the appropriation account under ~~par. (kp)~~ sub. (1) (id) 5r. shall be credited to this appropriation account.

SECTION 738m. 20.505 (7) (title) of the statutes is created to read:

20.505 **(7)** (title) HOUSING ASSISTANCE.

SECTION 738pm. 20.505 (8) (hm) 1c. of the statutes is amended to read:

20.505 **(8)** (hm) 1c. The amount transferred to s. ~~20.285 (1)~~ 20.867 (3) (km) shall be the amount in the schedule under s. ~~20.285 (1)~~ 20.867 (3) (km).

SECTION 739. 20.505 (8) (hm) 4b. of the statutes is amended to read:

20.505 **(8)** (hm) 4b. The amount transferred to s. ~~20.215 (1)~~ 20.380 (3) (km) shall be the amount in the schedule under s. ~~20.215 (1)~~ 20.380 (3) (km).

SECTION 740m. 20.505 (8) (hm) 6f. of the statutes is renumbered 20.505 (8) (hm) 19m. and amended to read:

20.505 **(8)** (hm) 19m. The amount transferred to ~~s. 20.143~~ sub. (1) ~~(kf)~~ (kx) shall be the amount in the schedule under ~~s. 20.143~~ sub. (1) ~~(kf)~~ (kx).

SECTION 741. 20.505 (8) (hm) 6g. of the statutes is repealed.

SECTION 742. 20.505 (8) (hm) 6h. of the statutes is repealed.

SECTION 743. 20.505 (8) (hm) 6j. of the statutes is repealed.

SECTION 744m. 20.505 (8) (hm) 6r. of the statutes is repealed and recreated to read:

20.505 **(8)** (hm) 6r. In each fiscal year $488,700 to the Board of Regents of the University of Wisconsin System for loan repayments under ss. 36.60 and 36.61.

SECTION 745m. 20.505 (8) (hm) 11a. of the statutes is repealed and recreated to read:

20.505 **(8)** (hm) 11a. In each fiscal year $417,500 to the Board of Regents of the University of Wisconsin System for the operational costs of the aquaculture demonstration facility enumerated under 1999 Wisconsin Act 9, section 9107 (1) (i) 3.

SECTION 746. 20.505 (8) (hm) 13v. of the statutes is repealed.

SECTION 747. 20.505 (8) (hm) 20. of the statutes is repealed.

SECTION 747c. 20.505 (8) (hm) 25. of the statutes is amended to read:

20.505 **(8)** (hm) 25. The amount transferred to s. 20.435 (2) (km) shall be $250,000 or the amount remaining in this appropriation after all other transfers under subds. 1c. to 24. are made, whichever is less. ~~No money~~

~~may be transferred under this subdivision after June 30, 2011.~~

SECTION 747j. 20.511 (1) (b) of the statutes is repealed.

SECTION 747k. 20.511 (1) (c) of the statutes is created to read:

20.511 **(1)** (c) *Voter identification training.* The amounts in the schedule for training of county and municipal clerks concerning voter identification requirements provided in 2011 Wisconsin Act 23.

SECTION 747m. 20.511 (1) (h) of the statutes is amended to read:

20.511 **(1)** (h) *Materials and services.* The amounts in the schedule for the costs of publishing documents, locating and copying records, and conducting programs under s. 19.48 (9) and administrative meetings and conferences, for compiling, disseminating, and making available information prepared by and filed with the board under s. 19.48 (10), and for supplies, postage, and shipping. All moneys received by the board from collections for sales of publications, for copies of records ~~and~~ for supplies, for postage, for shipping and records location fees, from fees assessed under s. 19.48 (9) and (10), and for charges assessed to participants in administrative meetings and conferences, except moneys received from requesters from sales of copies of the official registration list, shall be credited to this appropriation account.

SECTION 748g. 20.511 (1) (q) of the statutes is repealed.

SECTION 748r. 20.511 (1) (r) of the statutes is repealed.

SECTION 751. 20.550 (1) (kj) of the statutes is amended to read:

20.550 **(1)** (kj) *Conferences and training.* The amounts in the schedule to sponsor conferences and training under ch. 977. All moneys transferred from the appropriation account under s. 20.455 (2) (i) 15. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

SECTION 751g. 20.566 (1) (gc) of the statutes is repealed.

SECTION 751h. 20.566 (1) (gh) of the statutes is repealed.

SECTION 751m. 20.566 (1) (hd) of the statutes is created to read:

20.566 **(1)** (hd) *Administration of liquor tax and alcohol beverages enforcement; wholesaler fees funding special agent position.* All moneys received under s. 125.28 (4) for the purpose of funding one special agent position dedicated to alcohol and tobacco enforcement.

SECTION 752. 20.566 (1) (hp) of the statutes is amended to read:

20.566 **(1)** (hp) *Administration of income tax checkoff voluntary payments.* The amounts in the schedule for the payment of all administrative costs, including data processing costs, incurred in administering ss. 71.10 (5), (5e), (5f), (5fm), (5g), (5h), (5i), (5j), (5k), and (5m), and 71.30 (10). All moneys specified for deposit in this appropriation under ss. 71.10 (5) (h) 5., (5e) (h) 4., (5f) (i), (5fm) (i), (5g) (i), (5h) (i), (5i) (i), (5j) (i), (5k) (i), and (5m) (i)~~,~~ and 71.30 (10) (i) and (11) (i) shall be credited to this appropriation account.

SECTION 753. 20.566 (1) (q) of the statutes is amended to read:

20.566 **(1)** (q) ~~*Recycling*~~ *Economic development surcharge administration.* From the ~~recycling and renewable energy~~ economic development fund, the amounts in the schedule for the costs, including data processing costs, incurred in administering the ~~recycling~~ economic development surcharge under subch. VII of ch. 77.

SECTION 754. 20.575 (1) (g) of the statutes is amended to read:

20.575 **(1)** (g) *Program fees.* The amounts in the schedule for the purpose of carrying out general program operations. Except as provided under par. (ka), all amounts received by the secretary of state, including fees under ~~ch. 132 and subch. I of ch. 137~~ s. 137.02 and all moneys transferred from the appropriation under s. 20.144 (1) (g), shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), any unencumbered balance at the close of a fiscal year exceeding 10% of that fiscal year's expenditures under this appropriation shall lapse to the general fund.

SECTION 755. 20.585 (1) (g) of the statutes is renumbered 20.505 (1) (gc).

SECTION 756m. 20.585 (1) (q) of the statutes is repealed.

SECTION 757. 20.585 (1) (r) of the statutes is repealed.

SECTION 758. 20.585 (2) (title) of the statutes is repealed.

SECTION 759. 20.585 (2) (q) of the statutes is renumbered 20.505 (1) (tb) and amended to read:

20.505 **(1)** (tb) *Payment of qualified higher education expenses and* ~~*refund*~~ *refunds; college tuition and expenses program.* From the tuition trust fund, a sum sufficient for the payment of qualified higher education expenses and refunds under s. ~~14.63~~ 16.64 (5) and (7).

SECTION 760. 20.585 (2) (s) of the statutes is renumbered 20.505 (1) (td) and amended to read:

20.505 **(1)** (td) *Administrative expenses; college tuition and expenses program.* From the tuition trust fund, the amounts in the schedule for the administrative expenses of the college tuition and expenses program under s. ~~14.63~~ 16.64, including the expense of promoting the program.

SECTION 761. 20.585 (2) (t) of the statutes is renumbered 20.505 (1) (tf) and amended to read:

20.505 **(1)** (tf) *Payment of qualified higher education expenses and refunds; college savings program trust*

fund. From the college savings program trust fund, a sum sufficient for the payment of qualified higher education expenses and refunds under s. ~~14.64~~ 16.641 (2) and (3).

SECTION 762. 20.585 (2) (tm) of the statutes is renumbered 20.505 (1) (th) and amended to read:

20.505 **(1)** (th) *Administrative expenses; college savings program trust fund.* From the college savings program trust fund, the amounts in the schedule for the administrative expenses of the college savings program under s. ~~14.64~~ 16.641, including the expense of promoting the program.

SECTION 763. 20.585 (2) (u) of the statutes is renumbered 20.505 (1) (tj) and amended to read:

20.505 **(1)** (tj) *Payment of qualified higher education expenses and refunds; college savings program bank deposit trust fund.* From the college savings program bank deposit trust fund, a sum sufficient for the payment of qualified higher education expenses and refunds under s. ~~14.64~~ 16.641 (2) and (3).

SECTION 764. 20.585 (2) (um) of the statutes is renumbered 20.505 (1) (tL) and amended to read:

20.505 **(1)** (tL) *Administrative expenses; college savings program bank deposit trust fund.* From the college savings program bank deposit trust fund, the amounts in the schedule for the administrative expenses of the college savings program under s. ~~14.64~~ 16.641, including the expense of promoting the program.

SECTION 765. 20.585 (2) (v) of the statutes is renumbered 20.505 (1) (tn) and amended to read:

20.505 **(1)** (tn) *Payment of qualified higher education expenses and refunds; college savings program credit union deposit trust fund.* From the college savings program credit union deposit trust fund, a sum sufficient for the payment of qualified higher education expenses and refunds under s. ~~14.64~~ 16.641 (2) and (3).

SECTION 766. 20.585 (2) (vm) of the statutes is renumbered 20.505 (1) (tp) and amended to read:

20.505 **(1)** (tp) *Administrative expenses; college savings program credit union deposit trust fund.* From the college savings program credit union deposit trust fund, the amounts in the schedule for the administrative expenses of the college savings program under s. ~~14.64~~ 16.641, including the expense of promoting the program.

SECTION 767. 20.625 (1) (g) of the statutes is created to read:

20.625 **(1)** (g) *Sale of materials and services.* All moneys received, other than from state agencies, by circuit courts from the sale of materials or services, for general program operations of the circuit courts.

SECTION 768. 20.625 (1) (k) of the statutes is created to read:

20.625 **(1)** (k) *Court interpreters.* The amounts in the schedule to pay interpreter fees reimbursed under s. 758.19 (8) and 2009 Wisconsin Act 28, section 9109 (1). All moneys transferred from the appropriation account under s. 20.505 (1) (id) 8. shall be credited to this appropriation account.

SECTION 768g. 20.670 (1) (k) of the statutes is created to read:

20.670 **(1)** (k) *Director of state courts and law library transfer.* All moneys received from the appropriations under s. 20.680 (2) (a) to (ke) and (4) (a) to (h) for the purposes of the judicial council under s. 758.13.

SECTION 770d. 20.835 (1) (b) of the statutes is repealed.

SECTION 770e. 20.835 (1) (d) of the statutes is repealed.

SECTION 770f. 20.835 (1) (db) of the statutes is amended to read:

20.835 **(1)** (db) *County and municipal aid account.* A sum sufficient to make payments to counties, towns, villages, and cities under s. 79.035, less the amount paid from the appropriations under pars. ~~(m),~~ (q)~~,~~ and (r).

SECTION 770g. 20.835 (1) (db) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

20.835 **(1)** (db) *County and municipal aid account.* A sum sufficient to make payments to counties, towns, villages, and cities under s. 79.035, less the amount paid from the appropriation under par. (r).

SECTION 770gh. 20.835 (1) (dm) of the statutes is amended to read:

20.835 **(1)** (dm) *Public utility distribution account.* ~~Beginning in 2005, a~~ A sum sufficient to make the payments under s. 79.04 ~~(5), (6), and (7)~~.

SECTION 770h. 20.835 (1) (f) of the statutes is repealed.

SECTION 770j. 20.835 (1) (m) of the statutes is repealed.

SECTION 770m. 20.835 (1) (q) of the statutes is repealed.

SECTION 771. 20.835 (2) (bb) of the statutes, as created by 2009 Wisconsin Act 28, is amended to read:

20.835 **(2)** (bb) *Jobs tax credit.* ~~The~~ As a continuing appropriation, the amounts in the schedule to make the payments under ss. 71.07 (3q) (d) 2., 71.28 (3q) (d) 2., and 71.47 (3q) (d) 2.

SECTION 772. 20.835 (2) (bn) of the statutes is amended to read:

20.835 **(2)** (bn) *Dairy manufacturing facility investment credit.* ~~The~~ As a continuing appropriation, the amounts in the schedule to make the payments under ss. 71.07 (3p) (d) 2., 71.28 (3p) (d) 2., and 71.47 (3p) (d) 2.

SECTION 772d. 20.835 (2) (bp) of the statutes is amended to read:

20.835 **(2)** (bp) *Dairy manufacturing facility investment credit; dairy cooperatives.* ~~A sum sufficient~~ As a continuing appropriation, the amount in the schedule to make the payments under ss. 71.07 (3p) (d) 3., 71.28 (3p) (d) 3., and 71.47 (3p) (d) 3.

SECTION 772g. 20.835 (4) (gc) of the statutes is repealed.

SECTION 772r. 20.835 (4) (gh) of the statutes is repealed.

SECTION 773. 20.855 (4) (b) of the statutes is repealed.

SECTION 774. 20.855 (4) (ba) of the statutes is repealed.

SECTION 775. 20.855 (4) (bb) of the statutes is repealed.

SECTION 775b. 20.855 (7) of the statutes is created to read:

20.855 **(7)** SPECIAL TASK FORCE ON UW RESTRUCTURING AND OPERATIONAL FLEXIBILITIES. (a) *Expenses.* The amounts in the schedule for expenses of the Special Task Force on UW restructuring and operational flexibilities under 2011 Wisconsin Act .... (this act), section 9152 (1tc). No moneys may be encumbered from this appropriation after June 30, 2012.

SECTION 775e. 20.865 (intro.) of the statutes is amended to read:

20.865 Program supplements. (intro.) There is appropriated to the various state agencies from the respective funds and accounts from which their appropriations are financed, the amounts provided in this section as approved by the department of administration under ss. 16.50 and 20.928, but only after the amounts included in the respective program appropriations for the purposes specified in this section have been exhausted. Every expenditure under this section for purposes normally financed by a program revenue appropriation or segregated revenue appropriation from program receipts shall be charged to the appropriate account, but if there are insufficient moneys available in that account, the expenditure shall be charged to the fund from which the appropriation is made. Those general fund expenditures paid from general purpose revenues for purposes financed by program revenues shall be separately accounted for and the general fund, except as otherwise provided in sub. (2) (d), (j) and (t) and ~~ss. 20.285 (1) (g) and~~ s. 36.52, shall be reimbursed for those expenditures as soon as moneys become available in the appropriate account.

SECTION 775h. 20.865 (1) (c) of the statutes is amended to read:

20.865 **(1)** (c) *Compensation and related adjustments.* A sum sufficient to supplement the appropriations to state agencies for the cost of compensation and related adjustments approved by the legislature under s. 111.92 for represented employees and by the joint committee on employment relations under s. 230.12 and by the legislature, when required, for nonrepresented employees in the classified service and comparable adjustments for nonrepresented employees in the unclassified service, except those nonrepresented employees specified in ss. 20.923 ~~(4g), (5) and~~ (6) (c) ~~and (m)~~ and 230.08 (2) ~~(d) and~~ (f), as determined under s. 20.928, other than adjustments funded under par. (cj). Unclassified employees included under s. 20.923 (2) need not be paid comparable adjustments.

SECTION 775L. 20.865 (1) (ci) of the statutes is amended to read:

20.865 **(1)** (ci) ~~*Nonrepresented university system senior executive, faculty and academic*~~ *University pay adjustments.* A sum sufficient to pay the cost of pay and related adjustments approved by the joint committee on employment relations under s. 230.12 (3) (e) for University of Wisconsin System employees ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included within a collective bargaining unit for which a representative is certified under subch. V or VI of ch. 111~~, as determined under s. 20.928, other than adjustments funded under par. (cj).

SECTION 775o. 20.865 (1) (i) of the statutes is amended to read:

20.865 **(1)** (i) *Compensation and related adjustments; program revenues.* From the appropriate program revenue and program revenue−service accounts, a sum sufficient to supplement the appropriations to state agencies for the cost of compensation and related adjustments approved by the legislature under s. 111.92 for represented employees and by the joint committee on employment relations under s. 230.12 and the legislature, when required for nonrepresented employees in the classified service and comparable adjustments for nonrepresented employees in the unclassified service, except those nonrepresented employees specified in ss. 20.923 ~~(4g), (5) and~~ (6) (c) ~~and (m)~~ and 230.08 (2) ~~(d) and~~ (f), as determined under s. 20.928, other than adjustments funded under par. (cj). Unclassified employees included under s. 20.923 (2) need not be paid comparable adjustments.

SECTION 775r. 20.865 (1) (ic) of the statutes is amended to read:

20.865 **(1)** (ic) ~~*Nonrepresented university system senior executive, faculty and academic*~~ *University pay adjustments.* From the appropriate program revenue and program revenue−service accounts, a sum sufficient to supplement the appropriations to the University of Wisconsin System to pay the cost of pay and related adjustments approved by the joint committee on employment relations under s. 230.12 (3) (e) for University of Wisconsin System employees ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included within a collective bargaining unit for which a representative is certified under subch. V or VI of ch. 111~~, as determined under s. 20.928, other than adjustments funded under par. (cj).

SECTION 775u. 20.865 (1) (s) of the statutes is amended to read:

20.865 **(1)** (s) *Compensation and related adjustments; segregated revenues.* From the appropriate segregated funds, a sum sufficient to supplement the appropriations to state agencies for the cost of compensation and related adjustments approved by the legislature under s.

111.92 for represented employees and by the joint committee on employment relations under s. 230.12 and the legislature, when required for nonrepresented employees in the classified service and comparable adjustments for nonrepresented employees in the unclassified service, except those nonrepresented employees specified in ss. 20.923 ~~(4g), (5) and~~ (6) (c) ~~and (m)~~ and 230.08 (2) ~~(d) and~~ (f), as determined under s. 20.928. Unclassified employees under s. 20.923 (2) need not be paid comparable adjustments.

SECTION 775y. 20.865 (1) (si) of the statutes is amended to read:

20.865 **(1)** (si) ~~*Nonrepresented university system senior executive, faculty and academic*~~ *University pay adjustments.* From the appropriate segregated funds, a sum sufficient to supplement the appropriations to the University of Wisconsin System to pay the cost of pay and related adjustments approved by the joint committee on employment relations under s. 230.12 (3) (e) for University of Wisconsin System employees ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included within a collective bargaining unit for which a representative is certified under subch. V or VI of ch. 111~~, as determined under s. 20.928.

SECTION 776. 20.865 (2) (am) of the statutes is amended to read:

20.865 **(2)** (am) *Space management ~~and child care~~.* The amounts in the schedule to finance the unbudgeted costs of remodeling, moving, additional rental costs, and move−related vacant space costs resulting from relocations of state agencies directed by the department of administration~~, and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies~~.

SECTION 777. 20.865 (2) (gm) of the statutes is amended to read:

20.865 **(2)** (gm) *Space management ~~and child care~~; program revenues.* From the appropriate program revenue and program revenue−service accounts, a sum sufficient to finance the unbudgeted costs of remodeling, moving, additional rental costs, and move−related vacant space costs resulting from relocations of state agencies directed by the department of administration~~, and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies~~.

SECTION 778. 20.865 (2) (qm) of the statutes is amended to read:

20.865 **(2)** (qm) *Space management ~~and child care~~; segregated revenues.* From the appropriate segregated funds, a sum sufficient to finance the unbudgeted costs of remodeling, moving, additional rental costs, and move−related vacant space costs resulting from relocations of state agencies directed by the department of administration~~, and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies~~.

SECTION 778m. 20.865 (4) (a) of the statutes is amended to read:

20.865 **(4)** (a) *General purpose revenue funds general program supplementation.* Biennially, the amounts in the schedule to be used to supplement appropriations of the general fund which prove insufficient because of unforeseen emergencies or which prove insufficient to accomplish the purposes for which made and, during the 2011−13 fiscal biennium, to be used to supplement sum certain program revenue and program revenue−service appropriations and appropriations made from segregated funds for payment or reimbursement of costs incurred by this state to maintain security in and around the state capitol building in 2011, to be used to make loans to appropriations from the general or any segregated fund as provided in s. 13.101 (4m) and miscellaneous expense of the joint committee on finance not to exceed $250. All loans from this appropriation when repaid shall be credited to this appropriation if repaid during the biennium in which the loan is made. All loans from this appropriation not repaid during the biennium in which the loan is made shall be general purpose revenues−earned. The governor may under this paragraph allot sums not in excess of $1,000 to any department or agency when necessary, without a meeting of the joint committee on finance. All allotments made under this paragraph by the governor shall be certified by him or her to the department of administration, and expenditures therefrom shall be shown in the state budget report as an additional cost of the state agency to which such allotments were made.

SECTION 778n. 20.865 (4) (a) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

20.865 **(4)** (a) *General purpose revenue funds general program supplementation.* Biennially, the amounts in the schedule to be used to supplement appropriations of the general fund which prove insufficient because of unforeseen emergencies or which prove insufficient to accomplish the purposes for which made ~~and, during the 2011−13 fiscal biennium, to be used to supplement sum certain program revenue and program revenue−service appropriations and appropriations made from segregated funds for payment or reimbursement of costs incurred by this state to maintain security in and around the state capitol building in 2011~~, to be used to make loans to appropriations from the general or any segregated fund as provided in s. 13.101 (4m) and miscellaneous expense of the joint committee on finance not to exceed $250. All loans from this appropriation when repaid shall be credited to this appropriation if repaid during the biennium in which the loan is made. All loans from this appropriation not repaid during the biennium in which the loan is made shall be general purpose revenues−earned. The governor may under this paragraph allot sums not in excess of $1,000 to any department or agency when necessary, without a meeting of the joint committee on finance. All

allotments made under this paragraph by the governor shall be certified by him or her to the department of administration, and expenditures therefrom shall be shown in the state budget report as an additional cost of the state agency to which such allotments were made.

SECTION 779. 20.866 (1) (u) of the statutes is amended to read:

20.866 **(1)** (u) *Principal repayment and interest.* A sum sufficient from moneys appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b)~~, (br),~~ and (s)~~, and (tb)~~, 20.190 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e), 20.255 (1) (d), 20.285 (1) (d), ~~(db), (im), (in),~~ (je), ~~(jq), (kd), (km), and (ko) and (5) (i)~~ and (gj), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br), (cb), (cc), (cd), (cg), (cq), (cr), (cs), (ct), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g), and (kc), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a), (b), (bb), (bc), (bd), (be), (bf), (bg), (bh), (bi), (bj), (bk), (bm), (bn), (bp), (bq), (br), (bu), (bv), (g), (h), (i), (kd), and (q) for the payment of principal, interest, premium due, if any, and payment due, if any, under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a) relating to any public debt contracted under subchs. I and IV of ch. 18.

SECTION 779g. 20.866 (2) (s) (intro.) of the statutes is amended to read:

20.866 **(2)** (s) *University of Wisconsin; academic facilities.* (intro.) From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university academic educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~$1,893,731,800~~ $2,016,636,300 for this purpose. Of this amount:

SECTION 780. 20.866 (2) (t) of the statutes is amended to read:

20.866 **(2)** (t) *University of Wisconsin; self−amortizing facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university self−amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~$2,185,196,800~~ $2,342,774,900 for this purpose. Of this amount, $4,500,000 is allocated only for the University of Wisconsin−Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state.

SECTION 780m. 20.866 (2) (ta) of the statutes is amended to read:

20.866 **(2)** (ta) *Natural resources; Warren Knowles−Gaylord Nelson stewardship 2000 program.* From the capital improvement fund a sum sufficient for the Warren Knowles−Gaylord Nelson stewardship 2000 program under s. 23.0917. The state may contract public debt in an amount not to exceed ~~$1,432,000,000~~ $1,198,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k), (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this paragraph may not exceed $46,000,000 in fiscal year 2000−01, may not exceed $46,000,000 in fiscal year 2001−02, may not exceed $60,000,000 in each fiscal year beginning with fiscal year 2002−03 and ending with fiscal year 2009−10, ~~and~~ may not exceed $86,000,000 in ~~each fiscal year beginning with~~ fiscal year 2010−11, and may not exceed $60,000,000 in each fiscal year beginning with fiscal year 2011−12 and ending with fiscal year 2019−20.

SECTION 780p. 20.866 (2) (tc) of the statutes is amended to read:

20.866 **(2)** (tc) *Clean water fund program.* From the capital improvement fund, a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred to the environmental improvement fund for the purposes of the clean water fund program under ss. 281.58 and 281.59. The state may contract public debt in an amount not to exceed ~~$777,043,200~~ $783,743,200 for this purpose. Of this amount, the amount needed to meet the requirements for state deposits under 33 USC 1382 is allocated for those deposits. Of this amount, $8,250,000 is allocated to fund the minority business development and training program under s. 200.49 (2) (b). Moneys from this appropriation account may be expended for the purposes of s. 281.57 (10m) and (10r) only in the amount by which the department of natural resources and the department of administration determine that moneys available under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

SECTION 781. 20.866 (2) (td) of the statutes is amended to read:

20.866 **(2)** (td) *Safe drinking water loan program.* From the capital improvement fund, a sum sufficient to be transferred to the environmental improvement fund for the safe drinking water loan program under s. 281.61. The state may contract public debt in an amount not to exceed ~~$45,400,000~~ $54,800,000 for this purpose.

SECTION 782. 20.866 (2) (tf) of the statutes is amended to read:

20.866 **(2)** (tf) *Natural resources; nonpoint source.* From the capital improvement fund, a sum sufficient for the department of natural resources to fund nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e). The state may contract public debt in an amount not to exceed ~~$18,000,000~~ $25,000,000 for this purpose.

SECTION 783. 20.866 (2) (tg) of the statutes is amended to read:

20.866 **(2)** (tg) *Natural resources; environmental repair.* From the capital improvement fund, a sum sufficient for the department of natural resources to fund investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial action under s. 281.83 and for payment of this state's share of environmental repair that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may contract public debt in an amount not to exceed ~~$54,000,000~~ $57,000,000 for this purpose. Of this amount, $7,000,000 is allocated for remedial action under s. 281.83.

SECTION 784. 20.866 (2) (th) of the statutes is amended to read:

20.866 **(2)** (th) *Natural resources; urban nonpoint source cost−sharing.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide cost−sharing grants for urban nonpoint source water pollution abatement and storm water management projects under s. 281.66, to provide municipal flood control and riparian restoration cost−sharing grants under s. 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The state may contract public debt in an amount not to exceed ~~$35,900,000~~ $41,900,000 for this purpose. Of this amount, $500,000 is allocated in fiscal biennium 2001−03 for dam rehabilitation grants under s. 31.387.

SECTION 785. 20.866 (2) (ti) of the statutes is amended to read:

20.866 **(2)** (ti) *Natural resources; contaminated sediment removal.* From the capital improvement fund, a sum sufficient for the department of natural resources to fund removal of contaminated sediment under s. 281.87. The state may contract public debt in an amount not to exceed ~~$22,000,000~~ $27,000,000 for this purpose.

SECTION 785m. 20.866 (2) (tk) of the statutes is amended to read:

20.866 **(2)** (tk) *Natural resources; environmental segregated fund supported administrative facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment storage and maintenance facilities. The state may contract public debt in an amount not to exceed ~~$10,842,500~~ $11,535,200 for this purpose.

SECTION 785p. 20.866 (2) (tu) of the statutes is amended to read:

20.866 **(2)** (tu) *Natural resources; segregated revenue supported facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment storage or maintenance facilities and to acquire, construct, develop, enlarge or improve state recreation facilities and state fish hatcheries. The state may contract public debt in an amount not to exceed ~~$80,754,000~~ $90,100,500 for this purpose.

SECTION 786. 20.866 (2) (tx) of the statutes is amended to read:

20.866 **(2)** (tx) *Natural resources; dam safety projects.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide financial assistance to counties, cities, villages, towns and public inland lake protection and rehabilitation districts for dam safety projects under s. 31.385. The state may contract public debt in an amount not to exceed ~~$9,500,000~~ $13,500,000 for this purpose.

SECTION 787. 20.866 (2) (uq) of the statutes is repealed.

SECTION 788. 20.866 (2) (ur) of the statutes is amended to read:

20.866 **(2)** (ur) *Transportation; accelerated highway improvements.* From the capital improvement fund, a sum sufficient to acquire, construct, develop, enlarge, or improve state highway facilities as provided by ss. 84.06 and 84.09. The state may contract public debt in an amount not to exceed $185,000,000 for this purpose. This paragraph does not apply with respect to any southeast Wisconsin freeway ~~rehabilitation projects under s. 84.014~~ megaproject under s. 84.0145.

SECTION 789. 20.866 (2) (uu) of the statutes is amended to read:

20.866 **(2)** (uu) *Transportation; highway projects.* From the capital improvement fund, a sum sufficient for the department of transportation to acquire, construct, reconstruct, improve, or develop highway projects under ss. 84.06 and 84.09. The state may contract public debt in an amount not to exceed $41,000,000 for this purpose. This paragraph does not apply with respect to any southeast Wisconsin freeway ~~rehabilitation projects under s. 84.014~~ megaproject under s. 84.0145.

SECTION 790. 20.866 (2) (uup) of the statutes is amended to read:

20.866 **(2)** (uup) *Transportation; Marquette interchange, zoo interchange, southeast megaprojects, and I 94 north−south corridor reconstruction projects.* From the capital improvement fund, a sum sufficient for the department of transportation to fund the Marquette interchange reconstruction project under s. 84.014, as provided under s. 84.555, ~~and~~ the reconstruction of the I 94 north−south corridor and the zoo interchange, as provided under s. 84.555 (1m), and southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s. 84.555 (1m). The state may contract public debt in an amount not to exceed ~~$553,550,000~~ $704,750,000 for these purposes.

SECTION 791. 20.866 (2) (uur) of the statutes is amended to read:

20.866 **(2)** (uur) *Transportation; state highway rehabilitation projects.* From the capital improvement fund,

a sum sufficient for the department of transportation to fund state highway rehabilitation projects, as provided under s. 84.95. The state may contract public debt in an amount not to exceed $250,000,000 for this purpose. In addition, the state may contract public debt in an amount not to exceed $50 million for this purpose. In addition, the state may contract public debt in an amount not to exceed $204,712,200 for this purpose. In addition, the state may contract public debt in an amount not to exceed $115,351,500 for this purpose.

SECTION 792. 20.866 (2) (uus) of the statutes is amended to read:

20.866 **(2)** (uus) *Transportation; major highway projects.* From the capital improvement fund, a sum sufficient for the department of transportation to fund major highway projects, as provided under s. 84.56. The state may contract public debt in an amount not to exceed ~~$50,000,000~~ $100,000,000 for these purposes.

SECTION 793. 20.866 (2) (uut) of the statutes is amended to read:

20.866 **(2)** (uut) *Transportation; state highway rehabilitation, certain projects.* From the capital improvement fund, a sum sufficient for the department of transportation to fund state highway rehabilitation projects, as provided under s. 84.57. The state may contract public debt in an amount not to exceed ~~$60,000,000~~ $141,000,000 for this purpose.

SECTION 794. 20.866 (2) (uv) of the statutes is amended to read:

20.866 **(2)** (uv) *Transportation, harbor improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to provide grants for harbor improvements. The state may contract public debt in an amount not to exceed ~~$66,100,000~~ $76,800,000 for this purpose.

SECTION 795. 20.866 (2) (uw) of the statutes is amended to read:

20.866 **(2)** (uw) *Transportation; rail acquisitions and improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d). The state may contract public debt in an amount not to exceed ~~$126,500,000~~ $156,500,000 for these purposes.

SECTION 795m. 20.866 (2) (ux) of the statutes is amended to read:

20.866 **(2)** (ux) *Corrections; correctional facilities.* From the capital improvement fund, a sum sufficient for the department of corrections to acquire, construct, develop, enlarge or improve adult and juvenile correctional facilities. The state may contract public debt in an amount not to exceed ~~$819,800,800~~ $840,602,600 for this purpose.

SECTION 795p. 20.866 (2) (uy) of the statutes is amended to read:

20.866 **(2)** (uy) *Corrections; self−amortizing facilities and equipment.* From the capital improvement fund, a sum sufficient for the department of corrections to acquire, develop, enlarge or improve facilities and equipment used in prison industries. The state may contract public debt in an amount not to exceed ~~$12,779,900~~ $7,337,000 for this purpose.

SECTION 795s. 20.866 (2) (v) of the statutes is amended to read:

20.866 **(2)** (v) *Health services; mental health and secure treatment facilities.* From the capital improvement fund, a sum sufficient for the department of health services to acquire, construct, develop, enlarge or extend mental health and secure treatment facilities. The state may contract public debt in an amount not to exceed ~~$170,950,100~~ $174,395,800 for this purpose.

SECTION 796. 20.866 (2) (we) of the statutes is amended to read:

20.866 **(2)** (we) *Agriculture; soil and water.* From the capital improvement fund, a sum sufficient for the department of agriculture, trade and consumer protection to provide for soil and water resource management under s. 92.14. The state may contract public debt in an amount not to exceed ~~$40,075,000~~ $47,075,000 for this purpose.

SECTION 797. 20.866 (2) (wg) of the statutes is repealed.

SECTION 797m. 20.866 (2) (ws) of the statutes is amended to read:

20.866 **(2)** (ws) *Administration; energy conservation projects; capital improvement fund.* From the capital improvement fund, a sum sufficient for the department of administration to provide funding to agencies, as defined in s. 16.70 (1e), for energy conservation construction projects at state facilities under the jurisdiction of the agencies pursuant to s. 16.847 (2). The state may contract public debt in an amount not exceeding ~~$80,000,000~~ $180,000,000 for this purpose.

SECTION 798. 20.866 (2) (xg) of the statutes is created to read:

20.866 **(2)** (xg) *Building commission; refunding tax−supported and self−amortizing general obligation debt before July 1, 2013.* From the capital improvement fund, a sum sufficient to refund the whole or any part of any unpaid indebtedness used to finance tax−supported or self−amortizing facilities. The state may contract public debt in an amount not to exceed $264,200,000 for this purpose. Such indebtedness shall be construed to include any premium and interest payable with respect thereto. Debt incurred by this paragraph shall be incurred before July 1, 2013, and shall be repaid under the appropriations providing for the retirement of public debt incurred for tax−supported and self−amortizing facilities in propor-

tional amounts to the purposes for which the debt was refinanced.

SECTION 798g. 20.866 (2) (y) of the statutes is amended to read:

20.866 **(2)** (y) *Building commission; housing state departments and agencies.* From the capital improvement fund, a sum sufficient to the building commission for the purpose of housing state departments and agencies. The state may contract public debt in an amount not to exceed ~~$604,526,500~~ $623,237,800 for this purpose.

SECTION 798i. 20.866 (2) (z) (intro.) of the statutes is amended to read:

20.866 **(2)** (z) *Building commission; other public purposes.* (intro.) From the capital improvement fund, a sum sufficient to the building commission for relocation assistance and capital improvements for other public purposes authorized by law but not otherwise specified in this chapter. The state may contract public debt in an amount not to exceed ~~$2,104,751,000~~ $2,298,171,700 for this purpose. Of this amount:

SECTION 798k. 20.866 (2) (zbd) of the statutes is created to read:

20.866 **(2)** (zbd) *Lac du Flambeau Indian Tribal Cultural Center.* From the capital improvement fund, a sum sufficient for the building commission to provide a grant to the Lac du Flambeau Band of Lake Superior Chippewa for construction of the facility described in s. 13.48 (40m). The state may contract public debt in an amount not to exceed $250,000 for this purpose.

SECTION 798m. 20.866 (2) (zbm) of the statutes is amended to read:

20.866 **(2)** (zbm) *Marquette University; dental clinic and education facility.* From the capital improvement fund, a sum sufficient to provide a grant to Marquette University to aid in the construction of a dental clinic and education facility. The state may contract public debt in an amount not to exceed ~~$15,000,000~~ $23,000,000 for this purpose.

SECTION 798n. 20.866 (2) (zd) of the statutes is amended to read:

20.866 **(2)** (zd) *Educational communications board; educational communications facilities.* From the capital improvement fund, a sum sufficient for the educational communications board to acquire, construct, develop, enlarge or improve educational communications facilities. The state may contract public debt in an amount not to exceed $16,658,100 for this purpose before July 1, 2003, and an amount not to exceed ~~$23,981,500~~ $24,503,200 for this purpose on and after July 1, 2003.

SECTION 798p. 20.866 (2) (zg) of the statutes is amended to read:

20.866 **(2)** (zg) *Historical society; museum facility.* From the capital improvement fund, a sum sufficient for the historical society to acquire and remodel a museum facility. The state may contract public debt in an amount not to exceed ~~$4,384,400~~ $14,384,400 for this purpose.

SECTION 798q. 20.866 (2) (zgh) of the statutes is amended to read:

20.866 **(2)** (zgh) *Historical society; Wisconsin history center.* From the capital improvement fund, a sum sufficient for the historical society to construct a Wisconsin history center. The state may contract public debt in an amount not to exceed ~~$30,000,000~~ $20,000,000 for this purpose.

SECTION 798r. 20.866 (2) (zh) of the statutes is amended to read:

20.866 **(2)** (zh) *Public instruction; state school, state center and library facilities.* From the capital improvement fund, a sum sufficient for the department of public instruction to acquire, construct, develop, enlarge or improve institutional facilities for individuals with hearing impairments and individuals with visual impairments and reference and loan library facilities. The state may contract public debt in an amount not to exceed ~~$7,367,700~~ $12,350,600 for this purpose.

SECTION 798t. 20.866 (2) (zj) of the statutes is amended to read:

20.866 **(2)** (zj) *Military affairs; armories and military facilities.* From the capital improvement fund, a sum sufficient for the department of military affairs to acquire, construct, develop, enlarge, or improve armories and other military facilities. The state may contract public debt in an amount not to exceed ~~$51,415,300~~ $42,667,900 for this purpose.

SECTION 798v. 20.866 (2) (zp) of the statutes is amended to read:

20.866 **(2)** (zp) *Veterans affairs; self−amortizing facilities.* From the capital improvement fund, a sum sufficient for the department of veterans affairs to acquire, construct, develop, enlarge or improve facilities at state veterans homes. The state may contract public debt in an amount not to exceed ~~$38,370,100~~ $43,840,800 for this purpose.

SECTION 798w. 20.866 (2) (zz) of the statutes is amended to read:

20.866 **(2)** (zz) *State fair park board; self−amortizing facilities.* From the capital improvement fund, a sum sufficient to the state fair park board to acquire, construct, develop, enlarge, or improve facilities at the state fair park in West Allis. The state may contract public debt not to exceed ~~$52,987,100~~ $53,437,100 for this purpose.

SECTION 798y. 20.867 (3) (bj) of the statutes is created to read:

20.867 **(3)** (bj) *Principal repayment, interest and rebates; Lac du Flambeau Indian Tribal Cultural Center.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the construction of a tribal cultural center for the Lac du Flambeau Band of Lake Superior Chippewa, as described in s. 13.48 (40m), to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations

incurred in financing the project, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

SECTION 799. 20.867 (3) (c) of the statutes is repealed.

SECTION 799g. 20.867 (3) (h) of the statutes is amended to read:

20.867 **(3)** (h) *Principal repayment, interest, and rebates.* A sum sufficient to guarantee full payment of principal and interest costs for self−amortizing or partially self−amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) ~~(im),~~ (gj) and (je), ~~(jq), (kd), (km), and (ko),~~ 20.370 (7) (eq), 20.485 (1) (go), and 20.867 (3) (kd) if moneys available in those appropriations are insufficient to make full payment, to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) ~~(im),~~ (gj) and (je), ~~(jq), (kd), (km), or (ko),~~ 20.485 (1) (g), or 20.867 (3) (kd) is insufficient to make full payment of those amounts, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All amounts advanced under the authority of this paragraph shall be repaid to the general fund whenever the balance of the appropriation for which the advance was made is sufficient to meet any portion of the amount advanced. The department of administration may take whatever action is deemed necessary including the making of transfers from program revenue appropriations and corresponding appropriations from program receipts in segregated funds and including actions to enforce contractual obligations that will result in additional program revenue for the state, to ensure recovery of the amounts advanced.

SECTION 799r. 20.867 (3) (k) of the statutes is amended to read:

20.867 **(3)** (k) *Interest rebates on obligation proceeds; program revenues.* All moneys transferred from the appropriations under pars. (g) and (i) and ss. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) ~~(kd)~~ (gj), 20.410 (1) (ko) and 20.505 (5) (g) and (kc) to make the payments determined by the building commission under s. 13.488 (1) (m) on the proceeds of obligations specified in those paragraphs.

SECTION 804. 20.916 (3) of the statutes is amended to read:

20.916 **(3)** FURNISHING OF GROUP TRANSPORTATION TO PLACE OF WORK. The department of health services, the department of corrections, and the department of natural resources may, with the approval of the governor and the department of administration, provide group transportation, in the absence of convenient and public scheduled transportation, for employees to and from the Mendota and Winnebago mental health institutes and the centers for the developmentally disabled in the case of employees of the department of health services, to ~~the Ethan Allen School,~~ the Taycheedah Correctional Institution~~,~~ and the Fox Lake Correctional Institution in the case of employees of the department of corrections, and to and from its temporary branch offices located at the Nevin Fish Hatchery grounds in the case of employees of the department of natural resources. Any employee, if injured while being so transported, shall be considered to have been in the course of his or her employment.

SECTION 804m. 20.916 (10) of the statutes is created to read:

20.916 **(10)** APPLICABILITY. This section shall not apply to officers or employees of the Board of Regents of the University of Wisconsin System.

SECTION 804t. 20.921 (2) (c) of the statutes is created to read:

20.921 **(2)** (c) The head of each state agency, as defined in s. 40.02 (54), shall deduct from the salary of each employee the contributions required by s. 40.05 (1) (a) as provided in s. 40.05 (1) (b).

SECTION 805. 20.923 (4) (intro.) of the statutes is amended to read:

20.923 **(4)** STATE AGENCY POSITIONS. (intro.) State agency heads, the administrator of the division of merit recruitment and selection in the office of state employment relations and commission chairpersons and members shall be identified and limited in number in accordance with the standardized nomenclature contained in this subsection, and shall be assigned to the executive salary groups listed in pars. (a) to (h). Except for positions specified in ~~par.~~ pars. (c) 3m. and (g) 1e. and sub. (12), all unclassified division administrator positions enumerated under s. 230.08 (2) (e) shall be assigned, when approved by the joint committee on employment relations, by the director of the office of state employment relations to one of 10 executive salary groups. The joint committee on employment relations, by majority vote of the full committee, may amend recommendations for initial position assignments and changes in assignments to the executive salary groups submitted by the director of the office of state employment relations. All division administrator assignments and amendments to assignments of administrator positions approved by the committee shall become part of the compensation plan. Whenever a new unclassified division administrator position is created, the appointing authority may set the salary for the position until the joint committee on employment relations approves assignment of the position to an executive salary group. If the committee approves assignment of the position to an executive salary group having a salary range minimum or maximum inconsistent with the salary paid to the incumbent at the time of such approval, the incumbent's salary shall be adjusted by the appointing authority to conform with the committee's action, effective on the date of that action. Positions are assigned as follows:

SECTION 807. 20.923 (4) (c) 2. of the statutes is created to read:

20.923 **(4)** (c) 2. Administration, department of; office of business development: director.

SECTION 808. 20.923 (4) (f) 8m. of the statutes is amended to read:

20.923 **(4)** (f) 8m. ~~Regulation and licensing~~ Safety and professional services, department of: secretary.

SECTION 809. 20.923 (4) (g) 1e. of the statutes is created to read:

20.923 **(4)** (g) 1e. Administration, department of; division of enterprise technology: administrator.

SECTION 809g. 20.923 (4g) of the statutes is repealed.

SECTION 809r. 20.923 (5) of the statutes is repealed.

SECTION 812. 20.923 (6) (am) of the statutes is amended to read:

20.923 **(6)** (am) Each elective executive officer, except the secretary of state and the state treasurer: a stenographer.

SECTION 812m. 20.923 (6) (bm) of the statutes is amended to read:

20.923 **(6)** (bm) Investment board: all positions ~~except blue collar and clerical positions~~.

SECTION 813g. 20.923 (6) (Lm) of the statutes is created to read:

20.923 **(6)** (Lm) University of Wisconsin−Madison, chancellor: all positions assigned to the University of Wisconsin−Madison, other than chancellor of the University of Wisconsin−Madison.

SECTION 813r. 20.923 (6) (m) of the statutes is amended to read:

20.923 **(6)** (m) University of Wisconsin System: ~~deans, principals, professors, instructors, research assistants, librarians and other teachers, as defined in s. 40.02 (55), the staff of the environmental education board, and instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm)~~ all positions, including the chancellor of the University of Wisconsin−Madison, but not including any other position assigned to the University of Wisconsin−Madison.

SECTION 814. 20.923 (8) of the statutes is amended to read:

20.923 **(8)** DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3) (b), 15.04 (2) and 551.601 (1) shall be set by the appointing authority. The salary shall not exceed the maximum of the salary range one range below the salary range of the executive salary group to which the department or agency head is assigned. The positions of assistant secretary of state, assistant state treasurer and associate director of the historical society shall be treated as unclassified deputies for pay purposes under this subsection. The salary of the deputy director of the office of business development in the department of administration is assigned to executive salary group 2.

SECTION 815. 20.923 (12) (title) of the statutes is amended to read:

20.923 **(12)** (title) OTHER DEPARTMENT OF ~~REGULATION AND LICENSING~~ SAFETY AND PROFESSIONAL SERVICES POSITIONS.

SECTION 815b. 20.923 (14) (b) of the statutes is repealed.

SECTION 815d. 20.923 (15) (b) of the statutes is amended to read:

20.923 **(15)** (b) Except for the positions identified in ~~subs. (4g), (5), and~~ sub. (7) (b), the pay of any incumbent whose salary is subject to a limitation under this section may not equal or exceed that amount paid the governor.

SECTION 815f. 20.923 (16) of the statutes is amended to read:

20.923 **(16)** OVERTIME AND COMPENSATORY TIME EXCLUSION. The salary paid to any person whose position is included under subs. (2), (4), ~~(4g), (5),~~ (7), and (8) to (12) is deemed to compensate that person for all work hours. No overtime compensation may be paid, and no compensatory time under s. 103.025 may be provided, to any such person for hours worked in any workweek in excess of the standard basis of employment as specified in s. 230.35 (5) (a).

SECTION 815g. 20.924 (1) (a) of the statutes is amended to read:

20.924 **(1)** (a) Shall authorize the design and construction of any building, structure or facility costing in excess of ~~$500,000~~ $760,000 regardless of funding source, only if that project is enumerated in the authorized state building program.

SECTION 815h. 20.924 (1) (b) of the statutes is amended to read:

20.924 **(1)** (b) Shall authorize the acquisition of land, or the repair, remodeling or improvement to any existing building, structure or facility costing in excess of ~~$500,000~~ $760,000, regardless of funding source, only if that project is enumerated in the authorized state building program. This paragraph does not apply to the acquisition of land by the building commission in the city of Madison within a block number specified in s. 13.48 (18). This paragraph does not apply to projects authorized under s. 16.858.

SECTION 815i. 20.924 (1) (b) of the statutes, as affected by 1997 Wisconsin Acts 5 and 27, is amended to read:

20.924 **(1)** (b) Shall authorize the acquisition of land, or the repair, remodeling or improvement to any existing building, structure or facility costing in excess of ~~$500,000~~ $760,000, regardless of funding source, only if that project is enumerated in the authorized state building program. This paragraph does not apply to projects authorized under s. 16.858.

SECTION 817m. 20.927 (1m) of the statutes is amended to read:

20.927 **(1m)** Except as provided under subs. (2) and (3), no funds of this state or of any county, city, village, town or long−term care district under s. 46.2895 or of any subdivision or agency of this state, including an authority created in ch. 233, or of any subdivision or agency of any county, city, village or town and no federal funds passing through the state treasury shall be authorized for or paid to a physician or surgeon or a hospital, clinic or other medical facility for the performance of an abortion.

SECTION 822d. 23.0912 (title) of the statutes is repealed and recreated to read:

23.0912 (title) **Land management, maintenance, and improvement activities.**

SECTION 822g. 23.0912 (1) of the statutes is renumbered 23.0912 (1g) and amended to read:

23.0912 **(1g)** The department may contract with nonprofit conservation organizations~~, as defined in s. 23.0955 (1), and with private companies~~ and other 3rd parties to perform land management, maintenance, and improvement activities on department land~~, as defined in s. 23.0917 (1) (c)~~.

SECTION 822j. 23.0912 (1b) of the statutes is created to read:

23.0912 **(1b)** In this section:

(a) "Department land" has the meaning given in s. 23.0917 (1) (c).

(b) "Nonprofit conservation organization" has the meaning given in s. 23.0955 (1).

SECTION 822m. 23.0912 (1m) of the statutes is created to read:

23.0912 **(1m)** The department may receive gifts, grants, and bequests of money, materials, or services from nonprofit conservation organizations and other donors for the performance of land management, maintenance, and improvement activities on department land.

SECTION 822p. 23.0912 (1r) of the statutes is created to read:

23.0912 **(1r)** The department may acknowledge the performance of activities pursuant to contracts under sub. (1g) and the receipt of moneys, materials, and services under sub. (1m) by the use of signs or by bulletins, pamphlets, or other communications that are published or electronically transmitted by the department.

SECTION 822s. 23.0912 (2) of the statutes is amended to read:

23.0912 **(2)** The department shall prepare, for the joint committee on finance, an annual report concerning any contracts into which the department enters under sub. ~~(1)~~ (1g) during each fiscal year. For each contract entered, the report shall include information concerning the cost of the contract, the activities performed under the contract, and an assessment of the cost−effectiveness of the contract. The department shall submit the report to the committee no later than November 15 for the preceding fiscal year, and shall submit the first report no later than November 15, 2008.

SECTION 822t. 23.0913 of the statutes is created to read:

23.0913 Report on land acquisitions. (1) In this section, "land" has the meaning given in s. 23.0917 (1) (d).

(2) On or before November 15 of each odd−numbered year, the department of natural resources shall submit to the joint committee on finance and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3) a report regarding the total number of acres of land that the department plans to acquire for any of the the purposes specified in s. 23.09 (2) (d).

SECTION 822u. 23.0915 (2c) (b) of the statutes is amended to read:

23.0915 **(2c)** (b) If the amount of moneys available for expenditure for a purpose under sub. (1) (a) to (n) on July 1, 2000, is greater than zero, the department may expend for that purpose any portion of or all of the moneys available for expenditure in one or more subsequent fiscal years, subject to par. (d).

SECTION 822v. 23.0915 (2c) (c) of the statutes is amended to read:

23.0915 **(2c)** (c) If the amount of moneys available for expenditure for a purpose under sub. (1) (a) to (k) is not sufficient for a given project or activity and if the project or activity is uniquely valuable in conserving the natural resources of the state, the department may expend for that project or activity moneys that are designated for any of the purposes under sub. (1) (a) to (k) in one or more subsequent years, subject to par. (d).

SECTION 822w. 23.0915 (2c) (d) of the statutes is created to read:

23.0915 **(2c)** (d) No moneys may be committed for expenditure from the appropriation under s. 20.866 (2) (tz) after June 30, 2020.

SECTION 825. 23.0916 (2) (a) of the statutes is amended to read:

23.0916 **(2)** (a) *Earlier acquisitions.* Except as provided in par. (b) and sub. (4), any person receiving a stewardship grant on or after October 27, 2007, and before the effective date of this paragraph .... [LRB inserts date], that will be used to acquire land in fee simple or to acquire an easement on former managed forest land shall permit public access to the land for nature−based outdoor activities.

SECTION 826. 23.0916 (2) (am) of the statutes is created to read:

23.0916 **(2)** (am) *Later acquisitions.* Except as provided in par. (b) or (c) and sub. (4), any person receiving a stewardship grant on or after the effective date of this paragraph .... [LRB inserts date], that will be used to acquire land in fee simple or to acquire an easement on former managed forest land shall permit public access to the land for nature−based outdoor activities.

SECTION 827. 23.0916 (2) (b) (intro.) of the statutes is amended to read:

23.0916 **(2)** (b) *Authority to prohibit access; earlier acquisitions; trails.* (intro.) ~~The~~ Except as provided in par. (c), the person receiving ~~the~~ a stewardship grant subject to par. (a) or (am) may prohibit public access for one or more nature−based outdoor activities~~,~~ only if the natural resources board determines that it is necessary to do so in order to do any of the following:

SECTION 828. 23.0916 (2) (c) of the statutes is created to read:

23.0916 **(2)** (c) *Authority to prohibit access; later acquisitions.* For acquisitions of land or easements that are not for state trails or the ice age trail the person receiving a stewardship grant subject to par. (am) may prohibit public access for one or more nature−based outdoor activities only if the natural resources board determines that it is necessary to do so in order to do any of the following:

1. Protect public safety.
2. Protect a unique animal or plant community.

SECTION 829. 23.0916 (3) (a) (title) of the statutes is created to read:

23.0916 **(3)** (a) (title) *All acquisitions.*

SECTION 830. 23.0916 (3) (b) (intro.), 1., 2. and 3. of the statutes are consolidated, renumbered 23.0916 (3) (b) and amended to read:

23.0916 **(3)** (b) *Authority to prohibit access; earlier acquisitions; trails.* The department may prohibit public access on land or an easement subject to par. (a) for one or more nature−based outdoor activities if the natural resources board determines that it is necessary to do so ~~in order~~ to ~~do any of the following: 1. Protect~~ protect public safety~~. 2. Protect~~, protect a unique animal or plant community~~. 3. Accommodate~~, or accommodate usership patterns, as defined by rule by the department. This paragraph applies to all acquisitions of land in fee simple and easements on former managed forest land that occur on former managed forest land before the effective date of this paragraph .... [LRB inserts date], and to the acquisition of easements on former managed forest land for state trails and the ice age trail that occur on or after the effective date of this paragraph .... [LRB inserts date].

SECTION 831. 23.0916 (3) (c) of the statutes is created to read:

23.0916 **(3)** (c) *Authority to prohibit access; later acquisitions.* The department may prohibit public access on land or an easement subject to par. (a) for one or more nature−based outdoor activities only if the natural resources board determines that it is necessary to do so to protect public safety or to protect a unique animal or plant community. This paragraph applies to acquisitions of land in fee simple and easements on former managed forest land for purposes other than for state trails and the ice age trail that occur on or after the effective date of this paragraph .... [LRB inserts date].

SECTION 832. 23.0916 (4) of the statutes is amended to read:

23.0916 **(4)** FISH AND GAME REFUGES. The department or an owner of land that is in a fish or game refuge and that is subject to sub. (2) (a) or (am) or (3) (a) may prohibit hunting, fishing, or trapping, or any combination thereof.

SECTION 833. 23.0916 (5) (a) of the statutes is amended to read:

23.0916 **(5)** (a) Provisions relating to public access for nature−based outdoor activities for all lands other than those subject to sub. (2) (a) or (am) or (3) (a) that are acquired in whole or in part with funding from the stewardship programs under ss. 23.0915 and 23.0917.

SECTION 834. 23.0916 (5) (b) of the statutes is amended to read:

23.0916 **(5)** (b) A process for the review of determinations made under subs. (2) (b) or (c) and (3) (b) or (c).

SECTION 835f. 23.0917 (3) (dm) 3m. of the statutes is amended to read:

23.0917 **(3)** (dm) 3m. For fiscal years 2008−09 and 2009−10, $42,500,000 for each fiscal year.

SECTION 835j. 23.0917 (3) (dm) 4. of the statutes is amended to read:

23.0917 **(3)** (dm) 4. For ~~each fiscal year beginning with~~ fiscal year 2010−11 ~~and ending with fiscal year 2019−20~~, $62,000,000.

SECTION 835m. 23.0917 (3) (dm) 5. of the statutes is created to read:

23.0917 **(3)** (dm) 5. For fiscal year 2011−12, $37,500,000.

SECTION 835p. 23.0917 (3) (dm) 6. of the statutes is created to read:

23.0917 **(3)** (dm) 6. For fiscal year 2012−13, $36,500,000.

SECTION 835s. 23.0917 (3) (dm) 7. of the statutes is created to read:

23.0917 **(3)** (dm) 7. For each fiscal year beginning with 2013−14 and ending with fiscal year 2019−20, $42,500,000.

SECTION 836c. 23.0917 (4) (d) 1. of the statutes is amended to read:

23.0917 **(4)** (d) 1. The department may obligate not more than $11,500,000 in fiscal year 2000−01 and not more than $11,500,000 in fiscal year 2001−02 under the subprogram except as provided in sub. (5). For each fiscal year beginning with 2002−03 and ending with fiscal year 2009−10, the department may obligate not more than $15,000,000 under the subprogram except as provided in sub. (5). For ~~each fiscal year beginning with~~ fiscal year 2010−11 ~~and ending with fiscal year 2019−20,~~ the department may obligate not more than $21,500,000 under the subprogram except as provided in sub. (5).

SECTION 836f. 23.0917 (4) (d) 1m. of the statutes is created to read:

23.0917 **(4)** (d) 1m. Except as provided in sub. (5), the department may not obligate under the subprogram more than the following amounts:

a. For fiscal year, 2011−12, $20,000,000.

b. For fiscal year 2012−13, $21,000,000.

c. For each fiscal year beginning with 2013−14 and ending with fiscal year 2019−20, $15,000,000.

SECTION 836j. 23.0917 (4) (d) 2n. of the statutes is amended to read:

23.0917 **(4)** (d) 2n. ~~Beginning with~~ For fiscal year 2010−11 ~~and ending with fiscal year 2019−20~~, the department may obligate not more than $11,500,000 ~~in each fiscal year~~ for local assistance.

SECTION 836m. 23.0917 (4) (d) 2p. of the statutes is created to read:

23.0917 **(4)** (d) 2p. Beginning with fiscal year 2011−2012 and ending with fiscal year 2019−20, the department may obligate not more than $8,000,000 in each fiscal year for local assistance.

SECTION 836p. 23.0917 (5) (a) of the statutes is amended to read:

23.0917 **(5)** (a) If for a given fiscal year the department obligates an amount from the moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4) that is less than the annual bonding authority for that subprogram for that given fiscal year, the department shall adjust the annual bonding authority for that subprogram by raising the annual bonding authority, as it may have been previously adjusted under this paragraph and par. (b), for the next fiscal year by the amount that equals the difference between the amount authorized for that subprogram and the obligated amount for that subprogram in that given fiscal year. This paragraph does not apply after fiscal year 2010−11.

SECTION 836s. 23.0917 (5g) of the statutes is created to read:

23.0917 **(5g)** UNUSED BONDING AUTHORITY. If for a given fiscal year, the department obligates an amount from the moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4) that is less than the annual bonding authority under that subprogram for that given fiscal year, the department may not obligate the unobligated amount in subsequent fiscal years. This subsection applies beginning with fiscal year 2011−12 and ending with fiscal year 2019−20.

SECTION 837. 23.0917 (5t) of the statutes is created to read:

23.0917 **(5t)** LOCAL GOVERNMENTAL RESOLUTIONS. Each city, village, town, or county may adopt a nonbinding resolution that supports or opposes the proposed acquisition of land to be funded by moneys obligated from the appropriation under s. 20.866 (2) (ta) if all or a portion of the land is located in the city, village, town, or county. The department shall provide written notification of the proposed acquisition to each city, village, town, or county in which the land is located. A city, village, town, or county that adopts a resolution shall provide the department with a copy of the resolution. If the department receives the copy within 30 days after the date that the city, village, town, or county received the notification of the proposed acquisition, the department shall take the resolution into consideration before approving or denying the obligation of moneys for the acquisition from the appropriation under s. 20.866 (2) (ta).

SECTION 837m. 23.0917 (6m) (a) of the statutes is amended to read:

23.0917 **(6m)** (a) The department may not obligate from the appropriation under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first notifies the joint committee on finance in writing of the proposal. ~~The committee may schedule a meeting to review the department's proposal only if at least 5 members of the committee, one of whom is a cochairperson, object to the proposal in writing.~~ If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys only upon approval of the committee ~~unless par. (b) applies. A proposal as submitted by the department is approved unless a majority of the members of the committee who attend the meeting to review the proposal vote to modify or deny the proposal~~.

SECTION 837r. 23.0917 (6m) (b) of the statutes is repealed.

SECTION 837t. 23.0917 (6m) (bg) of the statutes is repealed.

SECTION 838. 23.0917 (6m) (c) of the statutes is amended to read:

23.0917 **(6m)** (c) The procedures under ~~pars.~~ par. (a) ~~and (b)~~ apply only to an amount for a project or activity that exceeds ~~$750,000~~ $250,000, except as provided in pars. (d) and (dm).

SECTION 839. 23.0917 (6m) (dm) (intro.) of the statutes is amended to read:

23.0917 **(6m)** (dm) (intro.) The procedures under ~~pars.~~ par. (a) ~~and (b)~~ apply to an amount for a project or activity that is less than or equal to ~~$750,000~~ $250,000 if all of the following apply:

SECTION 840. 23.0917 (6m) (dm) 1. of the statutes is amended to read:

23.0917 **(6m)** (dm) 1. The project or activity is so closely related to one or more other department projects or activities for which the department has proposed to obligate or has obligated moneys under s. 20.866 (2) (ta) that the projects or activities, if combined, would consti-

tute a larger project or activity that exceeds ~~$750,000~~ $250,000.

SECTION 840m. 23.0917 (6m) (dm) 2. of the statutes is amended to read:

23.0917 **(6m)** (dm) 2. The project or activity was separated from a larger project or activity by the department primarily to avoid the procedures under ~~pars.~~ par. (a) ~~and (b)~~.

SECTION 840p. 23.0917 (7) (a) of the statutes is amended to read:

23.0917 **(7)** (a) Except as provided in pars. (b) and (c), for purposes of calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the appropriation under s. 20.866 (2) (ta), the ~~acquisition costs~~ buyer's acquisition price shall equal the sum of the land's current fair market value and other acquisition costs of the buyer, as determined by rule by the department.

SECTION 841b. 23.0917 (7) (b) of the statutes is amended to read:

23.0917 **(7)** (b) For land that has been owned by the current owner for less than one year, the ~~acquisition costs~~ buyer's acquisition price of the land shall equal the sum of the land's current fair market value and other acquisition costs of the buyer, as determined by rule by the department, or the current owner's acquisition price, whichever is lower.

SECTION 842b. 23.0917 (7) (c) of the statutes is renumbered 23.0917 (7) (c) (intro.) and amended to read:

23.0917 **(7)** (c) (intro.) For land that has been owned by the current owner for one year or more but for less than 3 years, the ~~acquisition costs of the land~~ buyer's acquisition price shall equal the lower of the following:

2. The sum of the current owner's acquisition price and the annual adjustment increase.

SECTION 843b. 23.0917 (7) (c) 1. of the statutes is created to read:

23.0917 **(7)** (c) 1. The land's current fair market value and other acquisition costs of the buyer as determined by rule by the department.

SECTION 844. 23.0917 (7) (d) (intro.) of the statutes is amended to read:

23.0917 **(7)** (d) (intro.) For purposes of par. (c) 2., the annual adjustment increase shall be calculated by multiplying the current owner's acquisition price by 5% and by then multiplying that product by one of the following numbers:

SECTION 845. 23.0917 (7) (e) 1. of the statutes is amended to read:

23.0917 **(7)** (e) 1. For any land for which moneys are proposed to be obligated from the appropriation under s. 20.866 (2) (ta) in order to provide a grant ~~or~~, state aid, or other funding to a governmental unit or nonprofit conservation organization under s. 23.09 (19), (20), or (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (2), or 30.277 ~~or to a nonprofit conservation organization under s. 23.096~~, the department shall use at least 2 appraisals to determine the current fair market value of the land. The governmental unit or nonprofit conservation organization shall submit to the department one appraisal that is paid for by the governmental unit or nonprofit conservation organization. The department shall obtain its own independent appraisal. The department may also require that the governmental unit or nonprofit conservation organization submit a 3rd independent appraisal. The department shall reimburse the governmental unit or nonprofit conservation organization up to 50% of the costs of the 3rd appraisal as part of the acquisition costs of the land if the land is acquired by the governmental unit or nonprofit conservation organization with moneys obligated from the appropriation under s. 20.866 (2) (ta).

SECTION 846. 23.0917 (7) (e) 2. of the statutes is amended to read:

23.0917 **(7)** (e) 2. Subdivision 1. does not apply if the current fair market value of the land is estimated by the department to be $350,000 or less.

SECTION 847. 23.0917 (7) (f) 2. of the statutes is amended to read:

23.0917 **(7)** (f) 2. For any acquisition of any land that is funded with moneys obligated from the appropriation under s. 20.866 (2) (ta), the department, within 30 days after the moneys are obligated, shall submit to the clerk and the assessor of each taxation district in which the land is located a copy of every appraisal in the department's possession that was prepared in order to determine the current fair market value of the land involved. An assessor who receives a copy of an appraisal under this subdivision shall consider the appraisal in valuing the land as provided under s. 70.32 (1).

SECTION 848m. 23.0917 (12) of the statutes is repealed and recreated to read:

23.0917 **(12)** EXPENDITURES AFTER 2020. No moneys may be obligated from the appropriation under s. 20.866 (2) (ta) after June 30, 2020.

SECTION 856. 23.15 (1) of the statutes is amended to read:

23.15 **(1)** The natural resources board may sell, at public or private sale, lands and structures owned by the state under the jurisdiction of the department of natural resources, except central or district office facilities, when the natural resources board determines that ~~said~~ the lands are no longer necessary for the state's use for conservation purposes and, if real property, the real property is not the subject of a petition under s. ~~560.9810~~ 16.310 (2).

SECTION 857. 23.167 (2) (intro.) of the statutes is amended to read:

23.167 **(2)** (intro.) The department, in consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, shall do all of the following

for each economic development program administered by the department:

SECTION 858. 23.169 (title) of the statutes is amended to read:

23.169 (title) **Economic development assistance coordination and reporting.**

SECTION 859. 23.169 of the statutes is renumbered 23.169 (2) and amended to read:

23.169 **(2)** Annually, no later than October 1, the department shall submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs, as defined in s. 23.167 (1), administered by the department. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The department shall collaborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this section.

SECTION 860. 23.169 (1) of the statutes is created to read:

23.169 **(1)** The department shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 861g. 23.17 (4m) of the statutes is created to read:

23.17 **(4m)** CHIPPEWA COUNTY INTERPRETIVE CENTER DESIGNATION. The interpretive center in the Chippewa Moraine State Recreation Area in Chippewa County is designated the David R. Obey Ice Age Trail Interpretive Center.

SECTION 862m. 23.197 (15) of the statutes is created to read:

23.197 **(15)** AGRICULTURAL EASEMENTS. From the appropriation under s. 20.866 (2) (ta), the department of natural resources shall provide to the department of agriculture, trade and consumer protection the amount necessary for the department of agriculture, trade and consumer protection to purchase agricultural conservation easements under s. 93.73 (7) that were preliminarily approved under s. 93.73 (5) during 2010, but the amount may not exceed $5,200,000. For the purposes of s. 23.0917, moneys provided under this subsection from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under the subprogram under s. 23.0917 (3), but the easements acquired with these moneys shall otherwise not be treated as easements that are acquired under the stewardship program under s. 23.0917.

SECTION 862p. 23.1985 of the statutes is amended to read:

23.1985 Acquisition of certain public lands. Beginning in fiscal year 2006−07 and ending in fiscal year 2019−20, from the appropriation under s. 20.866 (2) (ta), the department shall set aside $2,000,000 in each fiscal year that may be obligated only to acquire land from the board of commissioners of public lands under s. 24.59 (1). ~~If the department sets aside, but does not obligate moneys in a fiscal year under this section, the department may obligate those nonobligated moneys in a subsequent fiscal year under this section in addition to the amounts the department is required to set aside for that subsequent fiscal year.~~ For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under the subprogram under s. 23.0917 (3).

SECTION 863. 23.27 (5) of the statutes is amended to read:

23.27 **(5)** NATURAL AREAS LAND ACQUISITION; COMMITMENT UNDER THE WISCONSIN NATURAL AREAS HERITAGE PROGRAM. It is the intent of the legislature to initiate additional natural areas land acquisition activities with moneys available from the appropriations under ss. 20.370 (1) ~~(mg)~~ (gr) and 20.866 (2) (ta), (tt) and (tz) under the Wisconsin natural areas heritage program. This commitment is separate from and in addition to the continuing commitment under sub. (4). Moneys available from the appropriations under ss. 20.370 (1) ~~(mg)~~ (gr) and 20.866 (2) (ta), (tt) and (tz) under the Wisconsin natural areas heritage program may not be used to acquire land through condemnation. The department may not acquire land under this subsection unless the land is suitable for dedication under the Wisconsin natural areas heritage program and upon purchase or as soon after purchase as practicable the department shall take all necessary action to dedicate the land under the Wisconsin natural areas heritage program. Except as provided in s. 23.0915 (2), the department may not expend from the appropriation under s. 20.866 (2) (tz) more than $500,000 in each fiscal year for natural areas land acquisition activities under this subsection and for grants for this purpose under s. 23.096.

SECTION 864. 23.27 (6) of the statutes is amended to read:

23.27 **(6)** SALE; CREDIT. Moneys received by the state from the sale of any area on state−owned land under the department's management or control which is withdrawn from the state natural areas system shall be credited to the appropriation under s. 20.370 (1) ~~(mg)~~ (gr). An amount equal to the value of any area on state−owned land under the department's management or control which is withdrawn from the state natural areas system but remains in state ownership shall be credited to the appropriation under s. 20.370 (1) ~~(mg)~~ (gr).

SECTION 865. 23.29 (2) of the statutes is amended to read:

23.29 **(2)** CONTRIBUTIONS; STATE MATCH. The department may accept contributions and gifts for the Wisconsin natural areas heritage program. The department shall convert donations of land which it determines, with the advice of the council, are not appropriate for the Wiscon-

sin natural areas heritage program into cash. The department shall convert other noncash contributions into cash. These moneys shall be deposited in the ~~general~~ conservation fund and credited to the appropriation under s. 20.370 (1) ~~(mg)~~ (gr). These moneys shall be matched by an equal amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or from any combination of these appropriations to be used for natural areas land acquisition activities under s. 23.27 (5). The department shall determine how the moneys being released are to be allocated from these appropriations.

SECTION 866. 24.80 of the statutes is amended to read:

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

SECTION 866d. 25.15 (5) of the statutes is amended to read:

25.15 **(5)** COMMISSIONS. All records of commissions paid by the board for purchases and sales of investments are open to public inspection, except those relating to investments made or considered by the board in securities of entities that are in the venture capital stage.

SECTION 866e. 25.16 (2) of the statutes is amended to read:

25.16 **(2)** ~~Subject to authorization under s. 16.505, the~~ The executive director may appoint a chief legal counsel, chief financial officer, chief risk officer and not more than 11 investment directors and shall appoint a chief investment officer and all other employees necessary to carry out the functions of the board, except that the board shall appoint the internal auditor and shall participate in the selection of the chief investment officer and investment directors and the internal auditor shall appoint his or her staff. The executive director shall appoint all employees outside the classified service~~, except blue collar and clerical employees~~. Neither the executive director, the internal auditor, the chief investment officer, the chief legal counsel, the chief financial officer, the chief risk officer, any investment director nor any other employee of the board shall have any financial interest, either directly or indirectly, in any firm engaged in the sale or marketing of real estate or investments of any kind, nor shall any of them render investment advice to others for remuneration.

SECTION 866m. 25.16 (7) of the statutes is amended to read:

25.16 **(7)** The executive director shall fix the compensation of all employees appointed by the executive director, ~~subject to restrictions set forth in the compensation plan under s. 230.12 or any applicable collective bargaining agreement in the case of employees in the classified service~~ but the board may provide for bonus compensation to employees ~~in the unclassified service~~. All employees shall pay employee required contributions under s. 40.05 (1) (a) 1. or 2., whichever is appropriate, and shall pay the employee share of health insurance premiums as determined under s. 40.05 (4) (ag).

SECTION 866s. 25.165 (1) of the statutes is amended to read:

25.165 **(1)** There is created in the board an internal audit subunit, under the supervision of the internal auditor. The internal auditor shall report directly to the board and~~, subject to authorization under s. 16.505,~~ shall appoint all employees necessary to carry out the duties of the internal auditor. The internal auditor shall appoint all employees outside the classified service~~, except blue collar and clerical employees~~. The internal auditor shall fix the compensation of all employees appointed by the internal auditor, ~~subject to restrictions set forth in the compensation plan under s. 230.12 or any applicable collective bargaining agreement in the case of employees in the classified service~~ but the board may provide for bonus compensation to employees ~~in the unclassified service~~.

SECTION 866t. 25.17 (1) (cm) of the statutes is repealed.

SECTION 867. 25.17 (1) (nm) of the statutes is amended to read:

25.17 **(1)** (nm) ~~Recycling and renewable energy~~ Economic development fund (s. 25.49);

SECTION 867m. 25.17 (1) (ys) of the statutes is repealed.

SECTION 868. 25.17 (2) (f) of the statutes is amended to read:

25.17 **(2)** (f) Invest the moneys belonging to the college savings program trust fund, the college savings program bank deposit trust fund, and the college savings program credit union deposit trust fund in a manner consistent with the guidelines established under s. ~~14.64~~ 16.641 (2) (c), unless the moneys are under the management and control of a vendor selected under s. 16.255. In making investments under this paragraph, the investment board shall accept any reasonable terms and conditions that the college savings program board specifies and is relieved of any obligations relevant to prudent invest-

ment of the fund, including the standard of responsibility under s. 25.15 (2).

SECTION 868e. 25.17 (13m) of the statutes is renumbered 25.17 (13m) (intro.) and amended to read:

25.17 **(13m)** (intro.) No later than 45 days after the end of each calendar quarter, submit a report to the department of administration, the cochairpersons of the joint legislative audit committee, and the cochairpersons of the joint committee on finance ~~detailing all~~ that identifies all of the following:

(a) All costs and expenses charged to funds during that calendar quarter~~. The report shall include~~, including a breakdown of the amount and percentage of assets managed under each type of dedicated and commingled account or partnership, and the change in the amount and percentage from the prior calendar quarter.

SECTION 868f. 25.17 (13m) (b) of the statutes is created to read:

25.17 **(13m)** (b) All operating expenditures during that calendar quarter.

SECTION 868g. 25.17 (13m) (c) of the statutes is created to read:

25.17 **(13m)** (c) The number of full−time equivalent positions created or abolished by the board under s. 16.505 (2g) during that calendar quarter.

SECTION 868j. 25.17 (13r) of the statutes is created to read:

25.17 **(13r)** Appear before the joint committee on finance, by the board's executive director or by board personnel designated by the executive director, at the committee's first quarterly meeting under s. 13.10 in each fiscal year to provide an update, for the current fiscal year and the succeeding fiscal year, of the board's completed or projected operating budget changes, position authorization changes, assessment of the funds under management, and performance of the funds under management.

SECTION 869. 25.17 (70) (intro.) of the statutes is amended to read:

25.17 **(70)** (intro.) No later than December 31 of every even−numbered year~~, after receiving a report from the department of commerce under s. 560.08 (2) (m) and in consultation with the department of commerce~~, submit to the governor and to the presiding officer of each house of the legislature a plan for making investments in this state. The purpose of the plan is to encourage the board to make the maximum amount of investments in this state, subject to s. 25.15 and consistent with the statutory purpose of each trust or fund managed by the board. The plan shall discuss potential investments to be made during the succeeding 5 years beginning in the year after submittal of the plan, and shall include, but not be limited to, the following:

SECTION 870. 25.17 (70) (a) of the statutes is repealed.

SECTION 871. 25.17 (70) (d) of the statutes is amended to read:

25.17 **(70)** (d) Comments solicited from the ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation and received by the board on or before November 30 of the year of submittal.

SECTION 871m. 25.184 of the statutes is created to read:

25.184 Confidentiality of venture capital investment information. Information relating to investments made or considered by the board in securities of entities that are in the venture capital stage are not subject to public inspection, copying, or disclosure under s. 19.35 unless the information has been publicly released by another person.

SECTION 872. 25.185 (1) (a) of the statutes is amended to read:

25.185 **(1)** (a) "Disabled veteran−owned financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 873. 25.185 (1) (b) of the statutes is amended to read:

25.185 **(1)** (b) "Disabled veteran−owned investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 874. 25.185 (1) (c) of the statutes is amended to read:

25.185 **(1)** (c) "Minority financial adviser" means a financial adviser certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 875. 25.185 (1) (d) of the statutes is amended to read:

25.185 **(1)** (d) "Minority investment firm" means an investment firm certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 875e. 25.187 (2) (a) of the statutes is amended to read:

25.187 **(2)** (a) ~~Subject to par. (c), on~~ On September 1 of each year, the investment board shall assess each fund for which the board has management responsibility for its share of the board's operating expenditures for the current fiscal year in an equitable manner. The board shall pay the assessment from the current income of each fund, unless an appropriation is made for payment of the assessment, in which case the assessment shall be paid from that appropriation account.

SECTION 875m. 25.187 (2) (b) of the statutes is created to read:

25.187 **(2)** (b) The investment board may establish the operating budget for operating expenditures and monitor the fiscal management of this operating budget.

SECTION 875s. 25.187 (2) (c) of the statutes is repealed.

SECTION 877. 25.36 (1) of the statutes is amended to read:

25.36 **(1)** Except as provided in sub. (2), all moneys appropriated or transferred by law shall constitute the veterans trust fund which shall be used for the lending of money to the mortgage loan repayment fund under s. 45.37 (5) (a) 12. and for the veterans programs under ss. 20.485 (2) (m), ~~(mn),~~ (tm), (u), ~~(v), (vo),~~ (vy), (w), and (z)~~, and (zm),~~ and (5) (mn), (v), (vo), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1m), 45.41, 45.42, 45.43, and 45.82 and administered by the department of veterans affairs, including all moneys received from the federal government for the benefit of veterans or their dependents; all moneys paid as interest on and repayment of loans under the post−war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans under this fund; all moneys paid as expenses for, interest on, and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid as expenses for, interest on, and repayment of veterans personal loans; the net proceeds from the sale of mortgaged properties related to veterans personal loans; all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond issuance purchased with moneys in the veterans trust fund; all moneys received from the state investment board under s. 45.42 (8) (b); all moneys received from the veterans mortgage loan repayment fund under s. 45.37 (7) (a) and (c); and all gifts of money received by the board of veterans affairs for the purposes of this fund.

SECTION 878. 25.40 (1) (a) 3. of the statutes is amended to read:

25.40 **(1)** (a) 3. Revenues collected under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2), (2e), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14~~, except s. 342.14 (1r),~~ that are pledged to any fund created under s. 84.59 (2).

SECTION 879m. 25.40 (1) (a) 4. of the statutes is amended to read:

25.40 **(1)** (a) 4. Moneys ~~received~~ paid to the Board of Regents of the University of Wisconsin System under s. 341.14 (6r) (b) 4. ~~that are deposited in the general fund and credited to the appropriation under s. 20.285 (1) (jp).~~

SECTION 880. 25.40 (1) (a) 5m. of the statutes is repealed.

SECTION 883m. 25.42 of the statutes is repealed.

SECTION 884m. 25.421 of the statutes is repealed.

SECTION 885e. 25.425 of the statutes is amended to read:

25.425 Election administration fund. There is established a separate nonlapsible trust fund, designated the election administration fund, consisting of all moneys received from the federal government under P.L. 107−252, all moneys received from requesters from sales of copies of the official registration list, and all moneys transferred to the fund from other funds.

SECTION 886. 25.46 (1k) of the statutes is repealed.

SECTION 887b. 25.46 (6s) of the statutes is created to read:

25.46 **(6s)** The fees imposed under s. 289.645.

SECTION 888. 25.46 (19) of the statutes is repealed.

SECTION 889. 25.466 of the statutes is amended to read:

25.466 Working lands fund. There is created a separate trust fund designated as the working lands fund, consisting of all moneys received under ~~ss. 91.48 (2) (c) and~~ s. 91.66 (1) (c) and all moneys received due to the sale, modification, or termination of an easement purchased under s. 93.73.

SECTION 890. 25.47 (5) of the statutes is amended to read:

25.47 **(5)** The moneys transferred from the appropriation account under s. ~~20.143 (3)~~ 20.165 (2) (s).

SECTION 891. 25.49 (intro.) of the statutes is amended to read:

25.49 ~~Recycling and renewable energy~~ Economic development fund. (intro.) There is established a separate nonlapsible trust fund designated as the ~~recycling and renewable energy~~ economic development fund, to consist of:

SECTION 892. 25.49 (1m) of the statutes is renumbered 25.46 (5k).

SECTION 893. 25.49 (2) of the statutes is renumbered 25.46 (5L).

SECTION 894b. 25.49 (3) of the statutes is repealed.

SECTION 896. 25.50 (3) (a) of the statutes is amended to read:

25.50 **(3)** (a) With the consent of the governing body, a local official may transfer local funds to the ~~state treasurer~~ department of administration for deposit in the fund.

SECTION 896d. 25.50 (3) (b) of the statutes is amended to read:

25.50 **(3)** (b) On the dates specified and to the extent to which they are available, subject to s. 16.53 (10), funds payable to local governments under ss. ~~79.03~~ 79.035, 79.04, 79.05, ~~79.058, 79.06,~~ 79.08, and 79.10 shall be considered local funds and, pursuant to the instructions of local officials, may be paid into the separate accounts of all local governments established in the local government pooled−investment fund and, pursuant to the instructions of local officials, to the extent to which they are available, be disbursed or invested.

SECTION 898. 25.50 (4) of the statutes is amended to read:

25.50 **(4)** PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS. Subject to the right of the local government to

specify the period in which its funds may be held in the fund, the ~~state treasurer~~ department of administration shall prescribe the mechanisms and procedures for deposits and withdrawals.

SECTION 899. 25.50 (5m) (a) of the statutes is amended to read:

25.50 **(5m)** (a) The board, in cooperation with the department of administration, shall provide ~~information necessary for the state treasurer to provide~~ a monthly report to each local government having an investment in the fund. The board shall use all reasonable efforts to provide ~~the information to the state treasurer in time to allow the treasurer to mail or electronically transmit~~ the report to the local government no later than 6 business days after the end of the month covered by the report. The report shall include information on the fund's earnings for the month, with comparison to appropriate indexes or benchmarks in the private sector.

SECTION 900. 25.50 (7) of the statutes is amended to read:

25.50 **(7)** REIMBURSEMENT OF EXPENSES. The ~~state treasurer~~ department of administration shall deduct monthly from the earnings of the fund during the preceding calendar month an amount sufficient to cover all actual and necessary expenses incurred by the state in administering the fund in the preceding calendar month, except that in no fiscal year may the ~~state treasurer~~ department of administration deduct an amount exceeding the amount appropriated under s. ~~20.585~~ 20.505 (1) ~~(g)~~ (gc) for that fiscal year.

SECTION 901. 25.50 (8) (b) of the statutes is amended to read:

25.50 **(8)** (b) The ~~state treasurer~~ department of administration shall report monthly to each local official the deposits and withdrawals of the preceding month and any other activity within the account.

SECTION 902. 25.50 (9) of the statutes is amended to read:

25.50 **(9)** RULES. The ~~state treasurer~~ department of administration may promulgate rules to carry out the purposes of this section.

SECTION 903. 25.50 (10) of the statutes is amended to read:

25.50 **(10)** INSURANCE OF PRINCIPAL. The ~~state treasurer~~ department of administration may obtain insurance for the safety of the principal investments of the fund. The insurance is a reimbursable expense under sub. (7).

SECTION 903m. 25.77 (8) of the statutes is amended to read:

25.77 **(8)** All moneys transferred from the appropriation under s. 20.285 (1) ~~(iz)~~ (gb).

SECTION 904. 25.80 of the statutes is amended to read:

25.80 Tuition trust fund. There is established a separate nonlapsible trust fund designated as the tuition trust fund, consisting of all revenue from enrollment fees and the sale of tuition units under s. ~~14.63~~ 16.64.

SECTION 905. 25.85 of the statutes is amended to read:

25.85 College savings program trust fund. There is established a separate nonlapsible trust fund designated as the college savings program trust fund, consisting of all revenue from enrollment fees for and contributions to college savings accounts under s. ~~14.64~~ 16.641 and from distributions and fees paid by the vendor under s. 16.255 (3) other than revenue from those sources that is deposited in the college savings program bank deposit trust fund or the college savings program credit union deposit trust fund.

SECTION 906. 25.853 of the statutes is amended to read:

25.853 College savings program bank deposit trust fund. There is established a separate nonlapsible trust fund designated as the college savings program bank deposit trust fund, consisting of all revenue from enrollment fees for and contributions to college savings accounts under s. ~~14.64~~ 16.641 in which the investment instrument is an account held by a state or national bank, a state or federal savings bank, a state or federal savings and loan association, or a savings and trust company that has its main office or home office or a branch office in this state and that is insured by the Federal Deposit Insurance Corporation, and all revenue from distributions and fees paid by the vendors of those investment instruments under s. 16.255 (3).

SECTION 907. 25.855 of the statutes is amended to read:

25.855 College savings program credit union deposit trust fund. There is established a separate nonlapsible trust fund designated as the college savings program credit union deposit trust fund, consisting of all revenue from enrollment fees for and contributions to college savings accounts under s. ~~14.64~~ 16.641 in which the investment instrument is an account held by a state or federal credit union, including a corporate central credit union organized under s. 186.32, that has its main office or home office or a branch office located in this state and that is insured by the National Credit Union Administration, and all revenue from distributions and fees paid by the vendors of those investment instruments under s. 16.255 (3).

SECTION 908. 26.02 (1) (intro.) of the statutes is amended to read:

26.02 **(1)** DUTIES. (intro.) The council on forestry shall advise the governor, the legislature, the department of natural resources, ~~the department of commerce,~~ and other state agencies, as determined to be appropriate by the council, on all of the following topics as they affect forests located in this state:

SECTION 909. 26.37 (1) (intro.) of the statutes is amended to read:

26.37 **(1)** (intro.) The department of natural resources ~~and the department of commerce~~ shall ~~jointly~~ develop a plan to establish a lake states wood utilization consortium to provide research, development, and demonstration grants to enhance the forest products industry in Wisconsin and other states. The plan shall do all of the following:

SECTION 910. 26.37 (1) (b) of the statutes is amended to read:

26.37 **(1)** (b) Establish an implementation committee for the consortium. Members of the committee may include one or more representatives from the department of natural resources, the ~~department of commerce~~ Wisconsin Economic Development Corporation, and the forest products industry.

SECTION 911. 26.37 (2) of the statutes is amended to read:

26.37 **(2)** The department of natural resources may not expend moneys from the appropriations under s. 20.370 (5) (ax) or (6) (bt), 1997 stats., unless the department of natural resources and the ~~department of commerce~~ Wisconsin Economic Development Corporation first submit to the joint committee on finance the plan required under sub. (1). If the cochairpersons of the joint committee on finance do not notify the department of natural resources within 14 working days after the date of the ~~departments'~~ submittal of the plan that the committee has scheduled a meeting to review the plan, the plan may be implemented and moneys may be expended as proposed by the department of natural resources. If, within 14 days after the date of the ~~departments'~~ submittal of the plan, the cochairpersons of the committee notify the department of natural resources that the committee has scheduled a meeting to review the plan, moneys may be expended only after the plan has been approved by the committee.

SECTION 911t. 26.39 (3) of the statutes is repealed.

SECTION 913e. 28.05 (3) (am) of the statutes is created to read:

28.05 **(3)** (am) The department shall, by rule, establish a program that allows cooperating foresters and private contractors to assist the state in regenerating harvested areas of state lands to meet the annual allowable timber harvest established under s. 28.025. The rule shall include provisions authorizing the department to contract with cooperating foresters and private contractors to conduct activities that promote artificial and natural forest regeneration including site preparation, invasive species control, and tree planting. The rule shall authorize cooperating foresters and private contractors with whom the department contracts under this paragraph to receive a portion of the proceeds from the sale of timber harvested from state lands on which the cooperating forester or private contractor provided assistance under the contract.

SECTION 913g. 28.05 (3) (b) of the statutes is renumbered 28.05 (3) (b) 1.

SECTION 913i. 28.05 (3) (b) 2. of the statutes is created to read:

28.05 **(3)** (b) 2. Each cooperating forester or private contractor with whom the department contracts under par. (am) shall be entitled to receive the amount determined by the department as specified in the rule promulgated by the department under par. (am).

SECTION 913k. 28.05 (3) (c) of the statutes is amended to read:

28.05 **(3)** (c) Of the amount received by the department from each timber sale for which the department used the services of a cooperating forester or a private contractor under this subsection, the department shall credit to the appropriation account under s. 20.370 (1) (cy) an amount equal to the portion of the sale proceeds that the department is required to pay to the cooperating forester or private contractor.

SECTION 913r. 28.06 (2m) (a) of the statutes is renumbered 28.06 (2m) and amended to read:

28.06 **(2m)** A person who purchases a seedling under sub. (2) shall pay, in addition to the price of the seedling charged under sub. (2), a surcharge for each seedling purchased. Beginning on September 1, 2001, and ending on June 30, 2002, the surcharge shall be 2 cents for each seedling. Beginning on July 1, 2002, the surcharge shall be 3 cents for each seedling. All surcharges collected under this ~~paragraph~~ subsection shall be deposited in the conservation fund.

SECTION 913t. 28.06 (2m) (b) of the statutes is repealed.

SECTION 914m. 29.598 (2) of the statutes is amended to read:

29.598 **(2)** MATCH. No moneys may be ~~transferred~~ paid from the appropriation account under s. 20.370 (1) (mu) ~~to pay~~ for the costs associated with the agreement under sub. (1), unless the organization described in sub. (1) demonstrates that it has contributed an equal amount to pay for those costs. The matching contribution may be in the form of money or in−kind goods or services.

SECTION 915. 30.121 (3w) (b) of the statutes is amended to read:

30.121 **(3w)** (b) The boathouse is located on land zoned exclusively for commercial or industrial purposes or the boathouse is located on a brownfield, as defined in s. ~~560.13~~ 238.13 (1) (a), or in a blighted area, as defined in s. 66.1331 (3) (a).

SECTION 916. 30.126 (5) (h) of the statutes is amended to read:

30.126 **(5)** (h) *May not have improper toilets.* No person may construct, place or maintain a fishing raft on authorized portions of the Wolf River if the fishing raft is equipped with a toilet which permits toilet waste to be disposed of in the waterway. A toilet on a fishing raft

shall comply with rules of the department of ~~commerce~~ safety and professional services as if the toilet were on a boat.

SECTION 917. 30.443 (1) (a) of the statutes is amended to read:

30.443 **(1)** (a) Promulgate rules establishing standards for erosion prevention or control at sites in the riverway that are not subject to the standards established under s. 101.1206 (1) or 101.653 (2) ~~or 281.33 (3m) (a)~~ and that have a natural slope of 20% or less.

SECTION 918. 30.443 (1) (b) of the statutes is amended to read:

30.443 **(1)** (b) Promulgate rules establishing standards for erosion prevention or control that are in addition to standards established under ss. 101.1206 (1) and 101.653 (2) ~~and 281.33 (3m) (a)~~ for sites in the riverway that are subject to those standards and that have a natural slope of 12% or more but 20% or less.

SECTION 919. 30.443 (2) of the statutes is amended to read:

30.443 **(2)** The board may impose any of the applicable standards established under sub. (1) (a) or (b) or ss. 101.1206 (1) or 101.653 (2) ~~or 281.33 (3m) (a)~~ as a condition for receiving a permit under s. 30.44 (1), and the board may promulgate rules to enforce these standards in the riverway.

SECTION 920. 30.71 (4) of the statutes is amended to read:

30.71 **(4)** Any rules necessary to carry out the purposes of this section shall be promulgated jointly by the department of ~~commerce~~ safety and professional services and the department of natural resources.

SECTION 921. 31.385 (2) (c) 1. of the statutes is amended to read:

31.385 **(2)** (c) 1. The department conducts an investigation or inspection of the dam under this chapter and the owner of the dam requests financial assistance under this section ~~within 6 months~~ after having received department directives, based on the department's investigation or inspection of the dam, for the repair, modification or abandonment and removal of the dam or for another activity to increase the safety of the dam.

SECTION 921g. 31.385 (2) (d) of the statutes is amended to read:

31.385 **(2)** (d) The financial assistance that is provided under this section shall be paid from the appropriations under s. 20.866 (2) (tL) and (tx), except as provided in par. (dm) and in 1991 Wisconsin Act 39, section 9142 (10d).

SECTION 921m. 31.385 (2) (dm) of the statutes is created to read:

31.385 **(2)** (dm) Financial assistance that is provided under sub. (7) shall be paid from the appropriation under s. 20.866 (2) (ta) and shall be treated as moneys obligated from the subprogram under s. 23.0917 (3).

SECTION 921r. 31.385 (7) of the statutes is created to read:

31.385 **(7)** Notwithstanding the limitations under sub. (2) (a), and beginning with fiscal year 2011−12 and ending with fiscal year 2019−20, the department shall set aside from the appropriation under s. 20.866 (2) (ta) not less than a total of $6,000,000 that may be obligated only to provide financial assistance to counties for projects to maintain, repair, modify, abandon, or remove dams. To be eligible for financial assistance, a county must be under an order issued by the department to maintain, repair, modify, abandon, or remove a dam that is owned by the county and the order must be in effect on the effective date of this subsection .... [LRB inserts date]. The amount of the financial assistance may not be for more than 25 percent of the costs of a project or $2,500,000, whichever is less. Subsection (2) (c) does not apply to a project for which financial assistance is provided under this subsection. A project need not be included under the inventory maintained by the department under sub. (4) in order for a county to receive financial assistance under this subsection.

SECTION 922e. 32.02 (11) of the statutes is amended to read:

32.02 **(11)** Any housing authority created under ss. 66.1201 to 66.1211; redevelopment authority created under s. 66.1333; community development authority created under s. 66.1335; local cultural arts district created under subch. V of ch. 229, subject to s. 229.844 (4) (c); or local exposition district created under subch. II of ch. 229~~; or transit authority created under s. 66.1039~~.

SECTION 922m. 32.05 (1) (a) of the statutes is amended to read:

32.05 **(1)** (a) Except as provided under par. (b), a county board of supervisors or a county highway committee when so authorized by the county board of supervisors, a city council, a village board, a town board, a sewerage commission governing a metropolitan sewerage district created by ss. 200.05 or 200.21 to 200.65, the secretary of transportation, a commission created by contract under s. 66.0301, a joint local water authority created by contract under s. 66.0823, ~~a transit authority created under s. 66.1039,~~ a housing authority under ss. 66.1201 to 66.1211, a local exposition district created under subch. II of ch. 229, a local cultural arts district created under subch. V of ch. 229, a redevelopment authority under s. 66.1333 or a community development authority under s. 66.1335 shall make an order providing for the laying out, relocation and improvement of the public highway, street, alley, storm and sanitary sewers, watercourses, water transmission and distribution facilities, mass transit facilities, airport, or other transportation facilities, gas or leachate extraction systems to remedy environmental pollution from a solid waste disposal facility, housing project, redevelopment project, cultural

arts facilities, exposition center or exposition center facilities which shall be known as the relocation order. This order shall include a map or plat showing the old and new locations and the lands and interests required. A copy of the order shall, within 20 days after its issue, be filed with the county clerk of the county wherein the lands are located or, in lieu of filing a copy of the order, a plat may be filed or recorded in accordance with s. 84.095.

SECTION 922v. 32.07 (2) of the statutes is amended to read:

32.07 **(2)** The petitioner shall determine necessity if application is by the state or any commission, department, board or other branch of state government or by a city, village, town, county, school district, board, commission, public officer, commission created by contract under s. 66.0301, joint local water authority under s. 66.0823, ~~transit authority created under s. 66.1039,~~ redevelopment authority created under s. 66.1333, local exposition district created under subch. II of ch. 229, local cultural arts district created under subch. V of ch. 229, housing authority created under ss. 66.1201 to 66.1211 or for the right−of−way of a railroad up to 100 feet in width, for a telegraph, telephone or other electric line, for the right−of−way for a gas pipeline, main or service or for easements for the construction of any elevated structure or subway for railroad purposes.

SECTION 923. 32.19 (2) (b) of the statutes is amended to read:

32.19 **(2)** (b) "Comparable dwelling" means one which, when compared with the dwelling being taken, is substantially equal concerning all major characteristics and functionally equivalent with respect to: the number and size of rooms and closets, area of living space, type of construction, age, state of repair, size and utility of any garage or other outbuilding, type of neighborhood and accessibility to public services and places of employment. "Comparable dwelling" shall meet all of the standard building requirements and other code requirements of the local governmental body and shall also be decent, safe and sanitary and within the financial means of the displaced person, as defined by the department of ~~commerce~~ administration.

SECTION 924. 32.19 (2) (e) 1. b. of the statutes is amended to read:

32.19 **(2)** (e) 1. b. As a result of rehabilitation, demolition or other displacing activity, as determined by the department of ~~commerce~~ administration, if the person is a tenant−occupant of a dwelling, business or farm operation and the displacement is permanent.

SECTION 925. 32.19 (3) (b) 1. of the statutes is amended to read:

32.19 **(3)** (b) 1. 'Dwellings.' Any displaced person who moves from a dwelling and who elects to accept the payments authorized by this paragraph in lieu of the payments authorized by par. (a) may receive an expense and dislocation allowance, determined according to a schedule established by the department of ~~commerce~~ administration.

SECTION 926. 32.19 (3) (b) 2. of the statutes is amended to read:

32.19 **(3)** (b) 2. 'Business and farm operations.' Any displaced person who moves or discontinues his or her business or farm operation, is eligible under criteria established by the department of ~~commerce~~ administration by rule and elects to accept payment authorized under this paragraph in lieu of the payment authorized under par. (a), may receive a fixed payment in an amount determined according to criteria established by the department of ~~commerce~~ administration by rule, except that such payment shall not be less than $1,000 nor more than $20,000. A person whose sole business at the displacement dwelling is the rental of such property to others is not eligible for a payment under this subdivision.

SECTION 927. 32.19 (3) (c) of the statutes is amended to read:

32.19 **(3)** (c) *Optional payment for businesses.* Any displaced person who moves his or her business, and elects to accept the payment authorized in par. (a), may, if otherwise qualified under par. (b) 2., elect to receive the payment authorized under par. (b) 2., minus whatever payment the displaced person received under par. (a), if the displaced person discontinues the business within 2 years of the date of receipt of payment under par. (a), provided that the displaced person meets eligibility criteria established by the department of ~~commerce~~ administration by rule. In no event may the total combined payment be less than $1,000 nor more than $20,000.

SECTION 928. 32.19 (4) (a) 2. of the statutes is amended to read:

32.19 **(4)** (a) 2. The amount of increased interest expenses and other debt service costs incurred by the owner to finance the purchase of another property substantially similar to the property taken, if at the time of the taking the land acquired was subject to a bona fide mortgage or was held under a vendee's interest in a bona fide land contract, and such mortgage or land contract had been executed in good faith not less than 180 days prior to the initiation of negotiations for the acquisition of such property. The computation of the increased interest costs shall be determined according to rules promulgated by the department of ~~commerce~~ administration.

SECTION 929. 32.19 (4) (b) (intro.) of the statutes is amended to read:

32.19 **(4)** (b) *Tenants and certain others.* (intro.) In addition to amounts otherwise authorized by this subchapter, the condemnor shall make a payment to any individual or family displaced from any dwelling which was actually and lawfully occupied by such individual or family for not less than 90 days prior to the initiation of negotiations for the acquisition of such property or, if displacement is not a direct result of acquisition, such other

event as determined by the department of ~~commerce~~ administration by rule. For purposes of this paragraph, a corporation organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17), may, if otherwise eligible, be considered a displaced tenant. Subject to the limitations under par. (bm), such payment shall be either:

SECTION 930. 32.19 (4m) (a) 2. of the statutes is amended to read:

32.19 **(4m)** (a) 2. The amount, if any, which will compensate such owner displaced person for any increased interest and other debt service costs which such person is required to pay for financing the acquisition of any replacement property, if the property acquired was encumbered by a bona fide mortgage or land contract which was a valid lien on the property for at least one year prior to the initiation of negotiations for its acquisition. The amount under this subdivision shall be determined according to rules promulgated by the department of ~~commerce~~ administration.

SECTION 931. 32.19 (4m) (b) (intro.) of the statutes is amended to read:

32.19 **(4m)** (b) *Tenant−occupied business or farm operation.* (intro.) In addition to amounts otherwise authorized by this subchapter, the condemnor shall make a payment to any tenant displaced person who has owned and occupied the business operation, or owned the farm operation, for not less than one year prior to initiation of negotiations for the acquisition of the real property on which the business or farm operation lies or, if displacement is not a direct result of acquisition, such other event as determined by the department of ~~commerce~~ administration, and who actually rents or purchases a comparable replacement business or farm operation for the displaced business or farm operation within 2 years after the date the person vacates the acquired property. At the option of the tenant displaced person, such payment shall be either:

SECTION 932. 32.19 (4m) (b) 1. of the statutes is amended to read:

32.19 **(4m)** (b) 1. The amount, not to exceed $30,000, which is necessary to lease or rent a comparable replacement business or farm operation for a period of 4 years. The payment shall be computed by determining the average monthly rent paid for the property from which the person was displaced for the 12 months prior to the initiation of negotiations or, if displacement is not a direct result of acquisition, such other event as determined by the department of ~~commerce~~ administration and the monthly rent of a comparable replacement business or farm operation, and multiplying the difference by 48; or

SECTION 933. 32.197 of the statutes is amended to read:

32.197 Waiver of relocation assistance. An owner−occupant of property being acquired may waive his or her right to receive any relocation payments or services under this subchapter if the property being acquired is not contiguous to any property which may be acquired by the condemnor and is not part of a previously identified or proposed project where it is reasonable to conclude that acquisition by the condemnor may occur in the foreseeable future. Prior to the execution of any waiver under this section, the condemnor shall provide to the owner−occupant, in writing, full information about the specific payments and services being waived by the owner−occupant. The department of ~~commerce~~ administration shall by rule establish procedures for relocation assistance waivers under this section to ensure that the waivers are voluntarily and knowledgeably executed.

SECTION 934. 32.20 of the statutes is amended to read:

32.20 Procedure for collection of itemized items of compensation. Claims for damages itemized in ss. 32.19 and 32.195 shall be filed with the condemnor carrying on the project through which condemnee's or claimant's claims arise. All such claims must be filed after the damages upon which they are based have fully materialized but not later than 2 years after the condemnor takes physical possession of the entire property acquired or such other event as determined by the department of ~~commerce~~ administration by rule. If such claim is not allowed within 90 days after the filing thereof, the claimant has a right of action against the condemnor carrying on the project through which the claim arises. Such action shall be commenced in a court of record in the county wherein the damages occurred. In causes of action, involving any state commission, board or other agency, excluding counties, the sum recovered by the claimant shall be paid out of any funds appropriated to such condemning agency. Any judgment shall be appealable by either party and any amount recovered by the body against which the claim was filed, arising from costs, counterclaims, punitive damages or otherwise may be used as an offset to any amount owed by it to the claimant, or may be collected in the same manner and form as any other judgment.

SECTION 935. 32.25 (1) of the statutes is amended to read:

32.25 **(1)** Except as provided under sub. (3) and s. 85.09 (4m), no condemnor may proceed with any activity that may involve the displacement of persons, business concerns or farm operations until the condemnor has filed in writing a relocation payment plan and relocation assistance service plan and has had both plans approved in writing by the department of ~~commerce~~ administration.

SECTION 936. 32.25 (2) (h) of the statutes is amended to read:

32.25 **(2)** (h) Assure that, within a reasonable time prior to displacement, there will be available, to the extent that may reasonably be accomplished, housing meeting the standards established by the department of

~~commerce~~ administration for decent, safe and sanitary dwellings. The housing, so far as practicable, shall be in areas not generally less desirable in regard to public utilities, public and commercial facilities and at rents or prices within the financial means of the families and individuals displaced and equal in number to the number of such displaced families or individuals and reasonably accessible to their places of employment.

SECTION 937. 32.26 (title) of the statutes is amended to read:

32.26 (title) **Authority of the department of ~~commerce~~ administration.**

SECTION 938. 32.26 (1) of the statutes is amended to read:

32.26 **(1)** In addition to all other powers granted in this subchapter, the department of ~~commerce~~ administration shall formulate local standards for decent, safe and sanitary dwelling accommodations.

SECTION 939. 32.26 (2) (a) of the statutes is amended to read:

32.26 **(2)** (a) The department of ~~commerce~~ administration shall promulgate rules to implement and administer ss. 32.19 to 32.27.

SECTION 940. 32.26 (2) (b) of the statutes is amended to read:

32.26 **(2)** (b) The department of ~~commerce~~ administration and the department of transportation shall establish interdepartmental liaison procedures for the purpose of cooperating and exchanging information to assist the department of ~~commerce~~ administration in promulgating rules under par. (a).

SECTION 941. 32.26 (3) of the statutes is amended to read:

32.26 **(3)** The department of ~~commerce~~ administration may make investigations to determine if the condemnor is complying with ss. 32.19 to 32.27. The department may seek an order from the circuit court requiring a condemnor to comply with ss. 32.19 to 32.27 or to discontinue work on that part of the project which is not in substantial compliance with ss. 32.19 to 32.27. The court shall give hearings on these actions precedence on the court's calendar.

SECTION 942. 32.26 (4) of the statutes is amended to read:

32.26 **(4)** Upon the request of the department of ~~commerce~~ administration, the attorney general shall aid and prosecute all necessary actions or proceedings for the enforcement of this subchapter and for the punishment of all violations of this subchapter.

SECTION 943. 32.26 (5) of the statutes is amended to read:

32.26 **(5)** Any displaced person may, prior to commencing court action against the condemnor under s. 32.20, petition the department of ~~commerce~~ administration for review of his or her complaint, setting forth in the petition the reasons for his or her dissatisfaction. The department may conduct an informal review of the situation and attempt to negotiate an acceptable solution. If an acceptable solution cannot be negotiated within 90 days, the department shall notify all parties, and the petitioner may then proceed under s. 32.20. The informal review procedure provided by this subsection is not a condition precedent to the filing of a claim and commencement of legal action pursuant to s. 32.20. In supplying information required by s. 32.25 (2) (d), the condemnor shall clearly indicate to each displaced person his or her right to proceed under this paragraph and under s. 32.20, and shall supply full information on how the displaced person may contact the department of ~~commerce~~ administration.

SECTION 944. 32.26 (6) of the statutes is amended to read:

32.26 **(6)** The department of ~~commerce~~ administration, with the cooperation of the attorney general, shall prepare pamphlets in simple language and in readable format describing the eminent domain laws of this state, including the reasons for condemnation, the procedures followed by condemnors, how citizens may influence the condemnation process and the rights of property owners and citizens affected by condemnation. The department shall make copies of the pamphlets available to all condemnors, who may be charged a price for the pamphlets sufficient to recover the costs of production.

SECTION 945. 32.26 (7) of the statutes is amended to read:

32.26 **(7)** The department of ~~commerce~~ administration shall provide technical assistance on relocation plan development and implementation to any condemnor carrying out a project which may result in the displacement of any person.

SECTION 947h. 33.32 (3) (b) of the statutes is amended to read:

33.32 **(3)** (b) If a county or municipality fails to pay a special assessment levied by a district, the clerk of the district may certify this fact to the department of administration, and shall state the amount due. The department, at the time of making the next scheduled distribution under s. ~~79.03~~ 79.035, shall deduct the amount claimed from the payment due the county or municipality, and shall forward it to the district.

SECTION 950. 36.09 (1) (am) (intro.) of the statutes is amended to read:

36.09 **(1)** (am) (intro.) The board, in consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, shall do all of the following for each economic development program, as defined in s. 36.11 (29r) (a), administered by the board:

SECTION 951b. 36.09 (1) (e) of the statutes is amended to read:

36.09 **(1)** (e) The board shall appoint a president of the system; a chancellor for each institution; a dean for each college campus; the state geologist; the director of the laboratory of hygiene; the director of the psychiatric

institute; the state cartographer; and the requisite number of officers, other than the vice presidents, associate vice presidents, and assistant vice presidents of the system; faculty; academic staff; and other employees and fix the salaries, subject to the limitations under par. (j) ~~and ss. 20.923 (4g)~~ and s. 230.12 (3) (e), the duties and the term of office for each. The board shall fix the salaries, subject to the limitations under par. (j) and ~~ss. 20.923 (4g) and~~ s. 230.12 (3) (e), and the duties for each chancellor, vice president, associate vice president, and assistant vice president of the system. No sectarian or partisan tests or any tests based upon race, religion, national origin, or sex shall ever be allowed or exercised in the appointment of the employees of the system.

SECTION 951f. 36.09 (1) (i) of the statutes is repealed.

SECTION 951k. 36.09 (1) (j) of the statutes is amended to read:

36.09 **(1)** (j) Except where such matters are a subject of bargaining with a certified representative of a collective bargaining unit under s. 111.91 or 111.998, the board shall establish salaries for persons ~~not in the classified staff~~ prior to July 1 of each year for the next fiscal year, and shall designate the effective dates for payment of the new salaries. In the first year of the biennium, payments of the salaries established for the preceding year shall be continued until the biennial budget bill is enacted. If the budget is enacted after July 1, payments shall be made following enactment of the budget to satisfy the obligations incurred on the effective dates, as designated by the board, for the new salaries, subject only to the appropriation of funds by the legislature and s. 20.928 (3). This paragraph does not limit the authority of the board to establish salaries for new appointments. The board may not increase the salaries of employees ~~specified in ss. 20.923 (5) and (6) (m) and 230.08 (2) (d)~~ under this paragraph unless the salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities under par. (h), to fund job reclassifications or promotions, or to recognize competitive factors. ~~The board may not increase the salary of any position identified in s. 20.923 (4g) under this paragraph unless the salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary increase to correct a salary inequity or to recognize competitive factors. The board may not increase the salary of any position identified in s. 20.923 (4g) (ae) and (am) to correct a salary inequity that results from the appointment of a person to a position identified in s. 20.923 (4g) (ae) and (am) unless the increase is approved by the office of state employment relations.~~ The granting of salary increases to recognize competitive factors does not obligate inclusion of the annualized amount of the increases in the appropriations under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each year, the board shall report to the joint committee on finance and the secretary of administration and director of the office of state employment relations concerning the amounts of any salary increases granted to recognize competitive factors, and the institutions at which they are granted, for the 12−month period ending on the preceding June 30.

SECTION 951o. 36.09 (1) (k) of the statutes is repealed.

SECTION 951s. 36.11 (8) (b) of the statutes is amended to read:

36.11 **(8)** (b) The board shall establish fines for the violation of any rule made under par. (a). The institutions are authorized to collect such fines together with moneys collected from the sale of parking permits and other fees established under par. (a) ~~and such moneys shall be paid into the state treasury and credited to s. 20.285 (1) (h)~~, to be used only for the purpose of developing and operating parking or other transportation facilities at the institution at which collected and for enforcing parking rules under par. (a).

SECTION 951w. 36.11 (11) of the statutes is amended to read:

36.11 **(11)** SURPLUS MONEY. The board may invest any of the surplus money designated in s. 20.285 (1) (h), 2009 stats., in such securities as are legal for trust fund investments; or invest such funds or any part thereof, in the senior or junior bonds or obligations which may be issued by such nonprofit−sharing corporation as may be contracted with by the board for the construction or equipment of dormitories, commons or field houses, which bonds or obligations shall be secured by a mortgage or pledge of the buildings or improvements erected or to be erected by such corporations and by a mortgage or pledge of its leasehold interest. Any interest on any of such bonds or securities shall when received be added to the revolving funds and may be used for the purposes set forth in this subsection.

SECTION 951y. 36.11 (29m) of the statutes is repealed.

SECTION 959. 36.11 (29r) (b) of the statutes is renumbered 36.11 (29r) (b) 2. and amended to read:

36.11 **(29r)** (b) 2. Annually, no later than October 1, the board shall submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs administered by the board. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The board shall collaborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this subsection.

SECTION 960. 36.11 (29r) (b) 1. of the statutes is created to read:

36.11 **(29r)** (b) 1. The board shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 970b. 36.11 (49) (title) of the statutes is repealed.

SECTION 970d. 36.11 (49) of the statutes is renumbered 36.585 (2) and amended to read:

36.585 **(2)** The board may use telecommunications services~~, including data and voice over Internet services,~~ procured by the board only for the purpose of carrying out its mission. The board shall not offer, resell, or provide telecommunications services~~, including data and voice over Internet services~~, that are available from a private telecommunications carrier to the general public or to any other public or private entity.

SECTION 970f. 36.11 (53) and (53m) of the statutes are created to read:

36.11 **(53)** BIDDING PROCEDURES; BUILDING PROJECTS. The board shall prescribe bidding procedures to be used by the system for building projects that are exempted from compliance with s. 16.855. Prior to the implementation of any such procedures or changes thereto, the board shall submit a copy of the proposed procedures or changes thereto in final form to the department of administration, for transmittal to the building commission. If the building commission does not approve the procedures or changes thereto, the board shall not implement the procedures or changes. If the building commission approves the proposed procedures or changes thereto, the department shall transmit the proposed procedures or changes thereto to the cochairpersons of the joint committee on finance. If the cochairpersons of the committee do not notify the board that the committee has scheduled a meeting for the purpose of reviewing the proposed procedures or changes thereto within 14 working days after the date of the department's submittal to the cochairpersons, the board may implement the proposed procedures or changes thereto if otherwise authorized to do so. If, within 14 working days after the date of the department's submittal, the cochairpersons notify the board that the committee has scheduled a meeting for the purpose of reviewing the proposed procedures or changes thereto, the board shall not implement the proposed procedures or changes without the approval of the committee.

(53m) DESIGNATION OF BUILDING PROJECTS. The board shall not designate any part of a state building project that is subject to approval under s. 13.48 (10) (a) as a separate building project.

SECTION 970h. 36.11 (56) of the statutes is created to read:

36.11 **(56)** TRAVEL POLICIES. Effective July 1, 2013, the board shall establish travel policies for system employees and a schedule for the reimbursement of system employees for travel expenses.

SECTION 970j. 36.11 (57) of the statutes is created to read:

36.11 **(57)** GENERAL PURPOSE REVENUE BLOCK GRANTS. The board shall allocate moneys appropriated to the board under s. 20.285 (1) (a) to the institutions, college campuses, and extension as block grants.

SECTION 970L. 36.115 of the statutes is created to read:

36.115 Personnel systems. (1) In this section, "chancellor" means the chancellor of the University of Wisconsin−Madison.

(2) The board shall develop a personnel system that is separate and distinct from the personnel system under ch. 230 for all system employees except system employees assigned to the University of Wisconsin−Madison.

(3) In consultation with the board, the chancellor shall develop a personnel system that is separate and distinct from the personnel system under ch. 230 for all system employees assigned to the University of Wisconsin−Madison. **Vetoed In Part**

(3m) The board shall set the salary ranges for all of the following positions:

(ae) Each of the vice chancellors who is serving as deputy at the University of Wisconsin System campuses at Eau Claire, Green Bay, La Crosse, Oshkosh, Parkside, Platteville, River Falls, Stevens Point, Stout, Superior, and Whitewater and each of the vice chancellors who is serving as deputy at the University of Wisconsin Colleges and the University of Wisconsin−Extension.

(am) The vice presidents of the University of Wisconsin System.

(ar) The chancellors at the University of Wisconsin System campuses at Eau Claire, Green Bay, La Crosse, Oshkosh, Parkside, Platteville, River Falls, Stevens Point, Stout, Superior, and Whitewater and the chancellors of the University of Wisconsin Colleges and the University of Wisconsin−Extension.

(b) The vice chancellor who is serving as deputy at the University of Wisconsin−Milwaukee.

(bm) The senior vice presidents of the University of Wisconsin System.

(c) The vice chancellor who is serving as deputy at the University of Wisconsin−Madison.

(d) The chancellor at the University of Wisconsin−Milwaukee.

(e) The chancellor at the University of Wisconsin−Madison.

(f) The president of the University of Wisconsin System.

(g) The associate and assistant vice presidents, vice chancellors not identified in pars. (ae), (b), or (c), assistant chancellors, associate and assistant vice chancellors, and administrative directors and associate directors of physical plant, general operations and services, and auxiliary enterprises activities or their equivalent, of each University of Wisconsin institution, the University of Wisconsin−Extension, and the University of Wisconsin System administration.

(4) The personnel systems developed under subs. (2) and (3) shall include a civil service system, a grievance procedure that addresses employee terminations, and provisions that address employee discipline and workplace safety. The grievance procedure shall include all of the following elements:

(a) A written document specifying the process that a grievant and an employer must follow.

(b) A hearing before an impartial hearing officer.

(c) An appeal process in which the highest level of appeal is the board.

(5) (a) The personnel systems developed under subs. (2) and (3) shall be implemented on July 1, 2013.

(b) The board may not implement the personnel system developed under sub. (2) unless it has been approved by the joint committee on employment relations.

(c) The chancellor may not implement the personnel system developed under sub. (3) unless it has been approved by the board and the joint committee on employment relations.

Vetoed In Part

(6) All system employees holding positions in the classified or unclassified service of the civil service system under ch. 230 on June 30, 2013, shall be included in the personnel systems developed under subs. (2) and (3). System employees holding positions in the classified service on June 30, 2013, who have achieved permanent status in class on that date, shall retain, while serving in the positions in the system, those protections afforded employees in the classified service under ss. 230.34 (1) (a) and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff, or reduction in base pay. Such employees shall also have reinstatement privileges to the classified service as provided under s. 230.31 (1). System employees holding positions in the classified service on June 30, 2013, who have not achieved permanent status in class on that date are eligible to receive the protections, privileges, and rights preserved under this subsection if they successfully complete service equivalent to the probationary period required in the classified service for the positions which they hold on that date.

SECTION 970n. 36.14 (3) of the statutes is repealed.

SECTION 970p. 36.15 (2) of the statutes is amended to read:

36.15 **(2)** APPOINTMENTS. Appointments under this section shall be made by the board, or by an appropriate official authorized by the board, under policies and procedures established by the board ~~and subject to s. 36.09 (1) (i)~~. The policies for indefinite appointments shall provide for a probationary period, permanent status and such other conditions of appointment as the board establishes.

SECTION 970r. 36.25 (3) (c) of the statutes is amended to read:

36.25 **(3)** (c) The board shall, under the supervision of the dean of the College of Agricultural and Life Sciences of the University of Wisconsin−Madison, foster research and experimentation in the control of bovine brucellosis, which is also known as Bang's disease, at various points within this state that the board considers advisable. To facilitate the bovine brucellosis research and experimentation, contracts may be entered into with owners of bovine animals of various classes for the supervised control of the animals and for the purchase of animals under conditions to be specified in contracts that shall be retained for control purposes. ~~Payment under the contracts shall be made out of the appropriation in s. 20.285 (1) (a).~~

SECTION 970t. 36.25 (13s) of the statutes is amended to read:

36.25 **(13s)** MEDICAL PRACTICE IN UNDERSERVED AREAS. ~~Of the moneys appropriated to the board under s. 20.285 (1) (fc) of the statutes, the~~ The board shall~~, beginning in fiscal year 2008−09,~~ allocate $400,000 in each fiscal year for the department of family medicine and practice in the University of Wisconsin School of Medicine and Public Health to support the Wisconsin Academy for Rural Medicine, the Academy for Center−city Medical Education, and the Wisconsin Scholars Academy programs. The board may not expend any moneys allocated under this subsection in a fiscal year unless the board receives $400,000 in gifts and grants from private sources in that fiscal year for supporting such programs.

SECTION 970v. 36.25 (14) of the statutes is amended to read:

36.25 **(14)** GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant program for minority and disadvantaged graduate students enrolled in the system. ~~The grants shall be awarded from the appropriation under s. 20.285 (4) (b).~~ The board shall give preference in awarding grants under this subsection to residents of this state. The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

SECTION 970w. 36.25 (14m) (a) of the statutes is amended to read:

36.25 **(14m)** (a) The board shall ~~allocate funds under s. 20.285 (4) (a) to~~ fund programs for recruiting minority and disadvantaged students and ~~to fund programs~~ for minority and disadvantaged students enrolled in the system. ~~The funding under s. 20.285 (4) (a) for these programs is in addition to any other funding provided by law.~~

SECTION 970x. 36.25 (14m) (b) of the statutes is amended to read:

36.25 **(14m)** (b) By April 15, 1992, and annually thereafter, the board shall adopt a precollege, recruitment and retention plan for minority and disadvantaged students enrolled in the system. ~~The plan shall include allocations from the appropriation under s. 20.285 (4) (a).~~

SECTION 986. 36.25 (24) of the statutes is amended to read:

36.25 **(24)** EMPLOYEE−OWNED BUSINESSES PROGRAM. Through the University of Wisconsin small business development center, in cooperation with the ~~department of commerce under s. 560.07 (2m)~~ Wisconsin Economic Development Corporation, the technical college system board and the University of Wisconsin−Extension, the board shall create, as needed, educational programs to provide training in the management of employee−owned businesses and shall provide technical assistance to employee−owned businesses in matters affecting their management and business operations, including assistance with governmental relations and assistance in obtaining management, technical and financial assistance.

SECTION 986g. 36.25 (26) of the statutes is amended to read:

36.25 **(26)** CHILD CARE CENTERS. A college campus may establish a child care center ~~and may use funds received from the appropriation under s. 20.285 (1) (a) to operate it~~.

SECTION 986r. 36.25 (28) of the statutes is amended to read:

36.25 **(28)** SCHOOLS OF BUSINESS. The board shall ~~use the funds in the appropriations under s. 20.285 (1) (em) and (Ls) to~~ support improvements in master's level business programs. The board may ~~spend funds in those appropriations~~ provide financial support for such improvements only if it receives matching funds for the same purpose from private contributions.

SECTION 987. 36.25 (30) of the statutes is amended to read:

36.25 **(30)** POLLUTION PREVENTION. The board shall maintain in the extension a solid and hazardous waste education center to promote pollution prevention, as defined in s. 299.13 (1) (dm). In cooperation with the department of natural resources ~~and the department of commerce~~, the center shall conduct an education and technical assistance program to promote pollution prevention in this state.

SECTION 988d. 36.25 (32) (b) (intro.) of the statutes is amended to read:

36.25 **(32)** (b) (intro.) ~~From the appropriation under s. 20.285 (1) (fs), the~~ The board shall award grants totaling not more than $500 annually per county to sponsors of farm safety education, training or information programs. To be eligible for a grant, a sponsor shall:

SECTION 988h. 36.25 (33) of the statutes is amended to read:

36.25 **(33)** QUALITY IMPROVEMENT AWARDS. ~~From the appropriation under s. 20.285 (1) (a), the~~ The board annually may award up to $500 each to no more than 10 system employees who make suggestions that result in significant quality improvements for the system relating to supplies and expenses. The board shall appoint a council under s. 15.04 (1) (c) to nominate recipients for the awards. The board shall not make more than one award to an employee in the same fiscal year. An award is not part of an employee's base pay.

SECTION 988p. 36.25 (38) (b) (intro.) of the statutes is amended to read:

36.25 **(38)** (b) (intro.) The board shall ~~use the moneys appropriated under s. 20.285 (1) (cm) for~~ provide for projects that have the following purposes:

SECTION 988t. 36.25 (49) of the statutes is amended to read:

36.25 **(49)** ACADEMIC FEE INCREASE GRANTS. The board may make grants ~~in the 2009−10 fiscal year from the appropriation under s. 20.285 (1) (kj), in the 2010−11 fiscal year from the appropriations under s. 20.285 (1) (a) and (kj), and in the 2011−12 fiscal year and each fiscal year thereafter from the appropriation under s. 20.285 (1) (a),~~ to resident undergraduate students who do not receive grants under s. 39.435 that are payable from the appropriation under s. 20.235 (1) (fe), whose annual family income is less than $60,000, and who have unmet financial need. Beginning in fiscal year 2011−12, the board may make a grant under this subsection only to those students enrolled in the system during fiscal year 2010−11 who maintain continuous enrollment. A grant to a student under this subsection shall be in an amount determined by the board that corresponds to any increase, or any portion of an increase, in academic fees charged to the student, but may not exceed the amount of the student's unmet need. The board may not make a grant under this subsection to a student whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the student provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

SECTION 993k. 36.25 (49m) (c) of the statutes is amended to read:

36.25 **(49m)** (c) The center shall evaluate the effectiveness of the program during the pilot period in promoting careers in math, science, agricultural education, technology education, and information technology. If, based on the results of the evaluation, the center determines that the program has been effective in promoting such careers, the center may continue the program after the pilot period and may expand the program by allowing participation by additional classrooms. The center shall prepare a report regarding the evaluation and describing whether the center has continued or expanded the program, and submit the report to the appropriate standing committees of the legislature under s. 13.172 (3), the department of public instruction, and the department of workforce development~~, and the department of commerce~~.

SECTION 994c. 36.25 (52) of the statutes is repealed.

SECTION 994g. 36.25 (53) of the statutes is amended to read:

36.25 **(53)** BUSINESS PLAN COMPETITION. The board shall ~~use the moneys appropriated under s. 20.285 (1) (eb) to~~ support a business plan competition program existing on May 25, 2010, at institutions and college campuses other than the University of Wisconsin−Madison that makes entrepreneurial expertise available to students and that has ties to campus−based business plan contests and national organizations that foster student entrepreneurism. The board ~~may use the moneys only~~ shall provide financial support of no more than $125,000 annually if the board receives matching funds for the same purpose from private contributions.

SECTION 994L. 36.27 (1) (a) of the statutes is amended to read:

36.27 **(1)** (a) Subject to ~~pars. (am),~~ par. (b) ~~and (c)~~, the board may establish for different classes of students differing tuition and fees incidental to enrollment in educational programs or use of facilities in the system. Except as otherwise provided in this section, the board may charge any student who is not exempted by this section a nonresident tuition. The board may establish special rates of tuition and fees for the extension and summer sessions and such other studies or courses of instruction as the board deems advisable.

SECTION 994p. 36.27 (1) (am) of the statutes is repealed.

SECTION 994t. 36.27 (1) (bm) of the statutes is repealed.

SECTION 994x. 36.27 (1) (c) of the statutes is repealed.

SECTION 995. 36.27 (2) (cr) of the statutes is repealed.

SECTION 995e. 36.27 (3m) (d) of the statutes is repealed.

SECTION 995g. 36.27 (3n) (a) (intro.) of the statutes is amended to read:

36.27 **(3n)** (a) (intro.) In this ~~subsection, "eligible veteran"~~ subsection:

1m. "Eligible veteran" means a person verified by the department of veterans affairs to be either of the following:

SECTION 995j. 36.27 (3n) (a) 1. of the statutes is renumbered 36.27 (3n) (a) 1m. a.

SECTION 995m. 36.27 (3n) (a) 1g. of the statutes is created to read:

36.27 **(3n)** (a) 1g. "Academic fees" means the amount charged to a resident student to enroll in a degree credit course, including the University of Wisconsin−Madison Executive MBA Program. In the case of a distance education, online, or other course for which the amount charged to enroll in the course equals at least 100 percent of the cost of offering the course, "academic fees" includes the regular fees charged to a resident student to enroll in the course and any additional fees charged to that student to enroll in that course, other than fees charged for books, supplies, meals, parking, travel, and other miscellaneous expenses incurred for attending the course.

SECTION 995n. 36.27 (3n) (a) 2. of the statutes is renumbered 36.27 (3n) (a) 1m. b. and amended to read:

36.27 **(3n)** (a) 1m. b. A person who was a resident of this state at the time of entry into service described in subd. ~~1.~~ 1m. a. and who the U.S. department of veteran affairs has awarded at least a 30 percent service−connected disability rating under 38 USC 1114 or 1134.

SECTION 997e. 36.27 (3n) (bg) of the statutes is amended to read:

36.27 **(3n)** (bg) Before the Board of Regents may grant a remission of academic fees and segregated fees under par. (b), the Board of Regents shall require the resident student to apply to the payment of those fees all educational assistance to which the resident student is entitled under 38 USC 3319. If that educational assistance covers 100 percent of those fees for a credit or semester, that credit or semester shall not count against the 128 credit or 8 semester limit provided in par. (b). If that educational assistance covers less than 100 percent of those fees for a credit or semester and the remission under par. (b) covers the remainder of those fees, the credit or semester shall count against that limit in the proportion that the remission bears to the total academic fees and segregated fees charged for that credit or semester. This requirement applies notwithstanding the fact that the resident student may be entitled to educational assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566 as well as under 38 USC 3319, unless the resident student has 12 months or less of eligibility remaining for educational assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566.

SECTION 997g. 36.27 (3p) (a) (intro.) of the statutes is amended to read:

36.27 **(3p)** (a) (intro.) In this ~~subsection, "veteran"~~ subsection:

1r. "Veteran" means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45, as being a resident at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces, and as meeting any of the following conditions:

SECTION 997i. 36.27 (3p) (a) 1. of the statutes is renumbered 36.27 (3p) (a) 1r. a. and amended to read:

36.27 **(3p)** (a) 1r. a. The person has served on active duty for at least one qualifying term of service under ~~subds. 2. to 4.~~ subd. 1r. b. to d. under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces during a war period or in a crisis zone.

SECTION 997k. 36.27 (3p) (a) 1g. of the statutes is created to read:

36.27 **(3p)** (a) 1g. "Academic fees" has the meaning given in sub. (3n) (a) 1g.

SECTION 997m. 36.27 (3p) (a) 1m. of the statutes is created to read:

36.27 **(3p)** (a) 1m. "Nonresident tuition" means the amount charged to a nonresident student to enroll in a degree credit course, including the University of Wisconsin−Madison Executive MBA Program. In the case of a distance education, online, or other course for which the amount charged to enroll in the course equals at least 100 percent of the cost of offering the course, "nonresident tuition" includes the regular fees charged to a nonresident student to enroll in the course and any additional fees charged to that student to enroll in that course, other than fees charged for books, supplies, meals, parking, travel, and other miscellaneous expenses incurred for attending the course.

SECTION 997p. 36.27 (3p) (a) 2. of the statutes is renumbered 36.27 (3p) (a) 1r. b.

SECTION 997r. 36.27 (3p) (a) 3. of the statutes is renumbered 36.27 (3p) (a) 1r. c.

SECTION 997t. 36.27 (3p) (a) 4. of the statutes is renumbered 36.27 (3p) (a) 1r. d.

SECTION 997v. 36.27 (3p) (a) 5. of the statutes is renumbered 36.27 (3p) (a) 1r. e.

SECTION 997y. 36.27 (3p) (a) 6. of the statutes is renumbered 36.27 (3p) (a) 1r. f.

SECTION 999e. 36.27 (3p) (bg) of the statutes is amended to read:

36.27 **(3p)** (bg) Before the Board of Regents may grant a remission of nonresident tuition, academic fees, and segregated fees under par. (b), the board shall require the student to apply to the payment of that tuition and those fees all educational assistance to which the student is entitled under 38 USC 3313. If that educational assistance covers 100 percent of that tuition and those fees for a credit or semester, that credit or semester shall not count against the 128 credit or 8 semester limit provided in par. (b). If that educational assistance covers less than 100 percent of that tuition and those fees for a credit or semester and the remission under par. (b) covers the remainder of that tuition and those fees, the credit or semester shall count against that limit in the proportion that the remission bears to the total nonresident tuition, academic fees, and segregated fees charged for that credit or semester. This requirement applies notwithstanding the fact that the student may be entitled to educational assistance under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036 as well as under 38 USC 3313, unless the student has 12 months or less of eligibility remaining for educational assistance under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036.

SECTION 1001e. 36.27 (6) of the statutes is created to read:

36.27 **(6)** SEGREGATED FEES. The board shall ensure that segregated fees are used only for the purpose for which they are charged.

SECTION 1001m. 36.29 (6) of the statutes is amended to read:

36.29 **(6)** The board may not accept any gift, grant or bequest of real property with a value in excess of ~~$30,000~~ $150,000 except as provided in s. 13.48 (2) (b) 1m.

SECTION 1001s. 36.30 of the statutes is amended to read:

36.30 Sick leave. Leave of absence for ~~persons holding positions under s. 20.923 (4g) and (5), faculty and academic staff personnel~~ employees with pay, owing to sickness, shall be regulated by rules of the board, except that unused sick leave shall accumulate from year to year.

SECTION 1003. 36.335 of the statutes is amended to read:

36.335 Sale of other land; buildings and structures. Except as provided in s. 36.33, if the ~~Board of Regents of the University of Wisconsin System~~ board sells any real property under its jurisdiction ~~during the period beginning on October 27, 2007, and ending on June 30, 2009, and the period beginning on July 1, 2009~~, the board shall credit the net proceeds of the sale to the appropriation account under s. 20.285 (1) ~~(iz)~~ (gb) except that if there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold, the board shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the property was acquired, constructed, or improved with federal financial assistance, the board shall pay to the federal government any of the net proceeds required by federal law. If the property was acquired by gift or grant or acquired with gift or grant funds, the board shall adhere to any restriction governing use of the proceeds.

SECTION 1004. 36.34 (1) (a) 3. of the statutes is amended to read:

36.34 **(1)** (a) 3. Is a Hispanic, as defined in s. ~~560.036~~ 16.287 (1) (d).

SECTION 1004m. 36.34 (1) (b) of the statutes is amended to read:

36.34 **(1)** (b) The board shall establish a grant program for minority undergraduates enrolled in the system. The board shall designate all grants under this subsection as Lawton grants. ~~Grants shall be awarded from the appropriation under s. 20.285 (4) (dd).~~ The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that

is consistent with rules promulgated under s. 49.858 (2) (a).

SECTION 1005. 36.34 (1) (c) of the statutes is repealed.

SECTION 1006m. 36.36 (intro.) of the statutes is amended to read:

36.36 Grants for study abroad. (intro.) ~~From the appropriation under s. 20.285 (1) (er), the~~ The board ~~shall~~ may award a grant of up to $2,000 to a resident undergraduate student to assist in paying the costs associated with the student's study abroad if the student satisfies all of the following criteria:

SECTION 1010. 36.46 (1) of the statutes is renumbered 36.46, and 36.46 (2), as renumbered, is amended to read:

36.46 **(2)** Notwithstanding ~~par. (a)~~ sub. (1), if, within 14 working days after the date of the secretary's notification, the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the secretary's proposed action, the proposed reserve funds may be accumulated. If, within 14 working days after the date of the secretary's notification, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the secretary's proposed action, the proposed reserve funds may not be accumulated unless the committee approves that action.

SECTION 1011. 36.46 (2) of the statutes is repealed.

SECTION 1014m. 36.49 (3) of the statutes is created to read:

36.49 **(3)** Award the balance to the University of Wisconsin−Stevens Point for environmental programs.

SECTION 1015e. 36.52 of the statutes is amended to read:

36.52 Reimbursement of pay supplements. Whenever moneys become available from the federal government to finance the cost of pay and related adjustments for employees of the system ~~in the unclassified service~~ whose positions are wholly or partly funded from federal revenue under 7 USC 343 that have been paid from the appropriation under s. 20.865 (1) (cj) during the same fiscal year in which moneys are expended from that appropriation, the board shall reimburse the general fund for any expenditures made under s. 20.865 (1) (cj) from the appropriate appropriation to the board made from federal revenues.

SECTION 1015m. 36.53 (2) (a) of the statutes is renumbered 36.53 (2).

SECTION 1015p. 36.53 (2) (b) of the statutes is repealed.

SECTION 1015r. 36.54 (2) (b) of the statutes is amended to read:

36.54 **(2)** (b) From the appropriations under s. 20.285 (1) ~~(j),~~ (ge), (r), and (rc) the environmental education board shall award grants to corporations and public agencies for the development, dissemination and presentation of environmental education programs. Programs shall be funded on an 18−month basis. The environmental education board may not award a grant unless the grant recipient matches at least 25% of the amount of the grant. Private funds and in−kind contributions may be applied to meet the matching requirement. Grants under this paragraph may not be used to replace funding available from other sources.

SECTION 1015s. 36.54 (2) (c) of the statutes is amended to read:

36.54 **(2)** (c) The environmental education board shall promulgate rules establishing the criteria and procedures for the awarding of grants for programs and projects under par. (b). The environmental education board shall use the priorities established under sub. (1) for awarding grants if the amount in the appropriations under s. 20.285 (1) ~~(j),~~ (ge), (r), and (rc) in any fiscal year is insufficient to fund all applications under this subsection.

SECTION 1015v. 36.58 (5) of the statutes is repealed.

SECTION 1015x. 36.585 of the statutes is created to read:

36.585 Telecommunications and information technology services. (1) In this section:

(a) "Telecommunications services" includes data and voice over Internet protocol services, Internet protocol services, broadband access and transport, information technology services, Internet access services, and unlit fiber.

(b) "Third−party entity" means a company, corporation, nonprofit association, joint venture, cooperative, partnership, or consortium.

(3) (a) Except as provided in par. (b), beginning July 1, 2013, the board may not be, and shall ensure that no institution or college campus is and that the extension is not, a member, shareholder, or partner in or with any third−party entity or other person that offers, resells, or provides telecommunications services to the general public or to any public or private entity unless at least one of the following applies: **Vetoed In Part**

1. The third−party entity or other person does not offer, resell, or provide telecommunications services that it did not offer, resell, or provide on June 15, 2011, and the third−party entity or other person does not offer, resell, or provide telecommunications services to a private entity, to the general public, or to a public entity other than a university or a university−affiliated research facility or a facility approved by the joint committee on finance under sub. (4), that the third−party entity was not serving on June 15, 2011.

2. The third−party entity or other person is comprised entirely of universities and university−affiliated research facilities.

(b) The joint committee on finance may by majority vote postpone the prohibition under par. (a). **Vetoed In Part**

(4) Beginning June 15, 2011, the board may not commit, and shall ensure that no institution or college campus

or the extension, commits, any funds received from the National Telecommunications and Information Administration in the federal department of commerce related to the Building Community Capacity Through Broadband Project grant awarded to the extension to any facilities to which such funds were not committed prior to June 15, 2011, without the approval of the joint committee on finance.

SECTION 1016g. 36.60 (3) (b) of the statutes is amended to read:

36.60 **(3)** (b) The agreement shall specify that the responsibility of the board to make the payments under the agreement is subject to the ~~availability of funds in the appropriations~~ amount of funds transferred to the board under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and~~ (qj).

SECTION 1016k. 36.60 (5) (a) of the statutes is amended to read:

36.60 **(5)** (a) The obligation of the board to make payments under an agreement entered into under sub. (3) (b) is subject to the ~~availability of funds in the appropriations~~ amount of funds transferred to the board under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and~~ (qj).

SECTION 1016n. 36.60 (5) (b) (intro.) of the statutes is amended to read:

36.60 **(5)** (b) (intro.) If the cost of repaying the loans of all eligible applicants, when added to the cost of loan repayments scheduled under existing agreements, exceeds the total amount ~~in the appropriations~~ of funds transferred to the board under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and~~ (qj), the board shall establish priorities among the eligible applicants based upon the following considerations:

SECTION 1016p. 36.60 (6) of the statutes is amended to read:

36.60 **(6)** LOCAL PARTICIPATION. The board shall encourage contributions to the program under this section by counties, cities, villages, and towns. ~~Funds received under this subsection shall be deposited in the appropriation under s. 20.285 (1) (jc).~~

SECTION 1016r. 36.60 (6m) (a) of the statutes is renumbered 36.60 (6m).

SECTION 1016t. 36.60 (6m) (b) of the statutes is repealed.

SECTION 1016w. 36.61 (3) (b) of the statutes is amended to read:

36.61 **(3)** (b) The agreement shall specify that the responsibility of the board to make the payments under the agreement is subject to the ~~availability of funds in the appropriations~~ amount of funds transferred to the board under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and~~ (qj).

SECTION 1016y. 36.61 (5) (a) of the statutes is amended to read:

36.61 **(5)** (a) The obligation of the board to make payments under an agreement entered into under sub. (3) is subject to the ~~availability of funds in the appropriations~~ amount of funds transferred to the board under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and~~ (qj).

SECTION 1017d. 36.61 (5) (b) (intro.) of the statutes is amended to read:

36.61 **(5)** (b) (intro.) If the cost of repaying the loans of all eligible applicants, when added to the cost of loan repayments scheduled under existing agreements, exceeds the total amount ~~in the appropriations~~ of funds transferred to the board under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and~~ (qj), the board shall establish priorities among the eligible applicants based upon the following considerations:

SECTION 1017g. 36.61 (6) of the statutes is amended to read:

36.61 **(6)** LOCAL PARTICIPATION. The board shall encourage contributions to the program under this section by counties, cities, villages and towns. ~~Funds received under this subsection shall be credited to the appropriation account under s. 20.285 (1) (jc).~~

SECTION 1017i. 36.61 (6m) (a) of the statutes is renumbered 36.61 (6m).

SECTION 1017k. 36.61 (6m) (b) of the statutes is repealed.

SECTION 1017m. 36.65 of the statutes is created to read:

36.65 Annual reports. (1) DEFINITION. In this section, "chancellor" means the chancellor of the University of Wisconsin−Madison.

(2) REPORTS. Annually, the board and the chancellor shall each submit an accountability report to the governor and to the legislature under s. 13.172 (2). The reports shall include all of the following information, the board's report with respect to the system other than the University of Wisconsin−Madison, and the chancellor's report with respect to the University of Wisconsin−Madison:

(a) *Performance.* The graduation rate, the total number of graduates, the time needed to graduate, the number of credits needed to obtain a degree, retention rates, placement of graduates, and the percentage of residents and nonresidents who reside in this state 10 years after graduation.

(b) *Financial.* Financial reports from each institution and each college campus, prepared using generally accepted accounting principles.

(c) *Access and affordability.* A profile of enrolled students, including mean per capita family income, the percentage of resident and nonresident students who are low−income, the percentage of resident and nonresident students who are members of minority groups, the number of transfers from other institutions and other colleges within this state, the published cost for resident students and the actual cost for resident students once financial aid is subtracted, and increases in available institutional financial aid for students with a demonstrated need.

(d) *Undergraduate education.* The extent of access to required courses and to popular majors, the majors offered, improvements in overall student experience, efforts to close the achievement gap between majority and underrepresented minority students, and post−graduation success.

(e) *Graduate and professional education.* The number of graduate degrees awarded; the number of professional graduates in key areas, including physicians, nurses, business, engineers, pharmacists, veterinarians, and lawyers; and incentives provided for remaining in this state after graduation.

(f) *Faculty.* A profile of the faculty, including faculty teaching loads, success or failure in recruiting and retaining scholars, and teachers who are rated at the top of their fields.

(g) *Economic development.* The amount and source of research funds and other new revenue brought into the state, the number of government contracts received, the number of research projects in progress or completed, the number of patents and licenses for system inventions, the number of new businesses created or spun off, the number of secondary businesses affiliated with the system or system−sponsored research projects, support provided to existing industries throughout the state, job growth from support to existing industries and new businesses, the number of jobs created in campus areas, the number of jobs created statewide, and a comparison of economic indicators for campus and other areas.

(h) *Collaboration.* Partnerships and collaborative relationships with system administration and institutions.

SECTION 1088. 38.04 (1m) (b) (intro.) of the statutes is amended to read:

38.04 **(1m)** (b) (intro.) The board, in consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, shall do all of the following for each economic development program administered by the board:

SECTION 1089. 38.04 (4) (a) of the statutes is amended to read:

38.04 **(4)** (a) ~~Except as provided in par. (ag), the~~ The qualifications of educational personnel and the courses of study for each program offered in district schools shall be approved by the board. The board may charge the districts for the full costs associated with certification of educational personnel. Such certification expenses shall not be included in the district aidable cost.

SECTION 1090. 38.04 (4) (ag) of the statutes is repealed.

SECTION 1091. 38.04 (8) (a) of the statutes is amended to read:

38.04 **(8)** (a) In this subsection, "minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 1092. 38.04 (10m) (title) of the statutes is amended to read:

38.04 **(10m)** (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND REPORTING.

SECTION 1093. 38.04 (10m) of the statutes is renumbered 38.04 (10m) (b) and amended to read:

38.04 **(10m)** (b) Annually, no later than October 1, the board shall submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs, as defined in sub. (1m) (a), administered by the board. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The board shall collaborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this subsection.

SECTION 1094. 38.04 (10m) (a) of the statutes is created to read:

38.04 **(10m)** (a) The board shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 1094g. 38.15 (3) (e) of the statutes is created to read:

38.15 **(3)** (e) That portion of a capital expenditure funded with student housing payments for the purchase or construction, or the lease/purchase, of a student residence facility if the district board uses no revenue derived from its tax levy under s. 38.16, state aid received under s. 38.28, or fees and tuition collected under s. 38.24, for the purchase or construction, or the lease/purchase, of the student residence facility.

SECTION 1095. 38.16 (3) of the statutes is created to read:

38.16 **(3)** (a) In this subsection:

1. "Department" means the department of revenue.

2. "Excess levy" means the amount by which a district board's tax levy exceeds the limit under par. (b).

3. "Tax levy" excludes taxes levied for the purpose of paying principal and interest on valid bonds and notes.

(b) Notwithstanding sub. (1), a district board's tax levy in 2011 and in 2012 may not exceed the greater of the following, except as provided in pars. (bg) and (br):

1. The district board's tax levy in 2010.

2. The amount generated using the mill rate used for the tax levy in 2010.

(bg) The limit otherwise applicable to a district board under par. (b) is increased by an amount equal to the amount of any refunded or rescinded property taxes paid by the district board in the year of the levy if the refunded or rescinded property taxes result in a redetermination of the district's equalized valuation by the department of revenue under s. 74.41.

(br) 1. If a district board wishes to exceed the limit under par. (b) otherwise applicable to the district in 2011 or 2012, it shall adopt a resolution supporting inclusion in the final district budget of an amount equal to the proposed excess levy. The resolution shall be filed as provided in s. 8.37. Within 10 days after adopting the resolution, the district board shall notify the board of the scheduled date of the referendum and submit a copy of the resolution to the board. The district board shall call a special referendum for the purpose of submitting the resolution to the electors of the district for approval or rejection. In lieu of a special referendum, the district board may specify that the referendum be held at the next succeeding spring primary or election or September primary or general election, if such election is to be held not sooner than 42 days after the filing of the resolution of the district board. The district board shall certify the results of the referendum to the board within 10 days after the referendum is held.

2. The district board shall publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice shall include a statement of the amount of the excess levy specified in subd. 1. and a copy of the resolution under subd. 1. Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this subdivision.

3. The referendum shall be held in accordance with chs. 5 to 12. The district board shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the government accountability board under ss. 5.64 (2) and 7.08 (1) (a). The question submitted shall be whether the limit under par. (b) may be exceeded by a specified amount. The limit otherwise applicable to the district under par. (b) is increased by the amount approved by a majority of those voting on the question.

(c) Except as provided in par. (d), if the board determines that a district board imposed an excess levy in 2011 or 2012, the board shall do all of the following:

1. Reduce the amount of state aid payments to the district board in the school year in which the district board imposed the excess levy by an amount equal to the amount of the excess levy.

2. Ensure that the amount of any reductions in state aid under subd. 1. lapses to the general fund.

3. Ensure that the amount of the excess levy is not included in determining the limit described under par. (b) for the district board for the following year.

4. Ensure that, if a district board's excess levy exceeds the amount of state aid that may be reduced under subd. 1., the excess amount is subtracted from state aid payments in the following years until the total amount of the excess levy is subtracted from the state aid payments.

(d) The department may issue a finding that a district board is not liable for a penalty that would otherwise be imposed under par. (c) if the department determines that the district board's excess levy is caused by one of the following clerical errors:

1. The department, through mistake or inadvertence, has assessed to any county or taxation district, in the current year or in the previous year, a greater or lesser valuation for any year than should have been assessed, causing the district board's levy to be erroneous in a way that directly causes an excess levy.

2. A taxation district clerk or a county clerk, through mistake or inadvertence in preparing or delivering the tax roll, causes a district board's levy to be erroneous in a way that directly causes an excess levy.

(e) Except as provided in par. (bg), a district board may not impose a tax levy at a rate greater than 1.5 mills on the full value of the taxable property of the district under this subsection.

SECTION 1096. 38.22 (6) (e) of the statutes is repealed.

SECTION 1096bg. 38.22 (6) (f) of the statutes is amended to read:

38.22 **(6)** (f) Any person verified by the department of veterans affairs as being a resident of this state under s. 38.24 (8) (a) 1r.

SECTION 1097g. 38.24 (7) (a) (intro.) of the statutes is amended to read:

38.24 **(7)** (a) (intro.) In this ~~subsection, "eligible veteran"~~ subsection:

1m. "Eligible veteran" means a person verified by the department of veterans affairs to be either of the following:

SECTION 1097j. 38.24 (7) (a) 1. of the statutes is renumbered 38.24 (7) (a) 1m. a.

SECTION 1097m. 38.24 (7) (a) 1p. of the statutes is created to read:

38.24 **(7)** (a) 1p. "Fees" means the amount charged to a resident student under sub. (1m) (a) to (c) to enroll in a course leading to an associate degree, collegiate transfer, or vocational diploma. In the case of a distance education, online, or other course for which the amount charged to enroll in the course equals at least 100 percent of the cost of offering the course, "fees" includes the regular fees charged to a resident student under sub. (1m) (a) to (c) to enroll in the course and any additional fees charged to that student under sub. (1m) (a) to (c) to enroll in that course.

SECTION 1097p. 38.24 (7) (a) 2. of the statutes is renumbered 38.24 (7) (a) 1m. b. and amended to read:

38.24 **(7)** (a) 1m. b. A person who was a resident of this state at the time of entry into service described in subd. ~~1.~~ 1m. a. and who the U.S. department of veteran affairs has awarded at least a 30 percent service−connected disability rating under 38 USC 1114 or 1134.

SECTION 1098b. 38.24 (7) (b) (intro.) of the statutes is amended to read:

38.24 **(7)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the district board shall grant full remission of fees ~~under sub. (1m) (a) to (c)~~ for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees from any other district board under this subsection and from the Board of Regents under s. 36.27 (3n) (b) and less the amount of any fees paid under 38 USC 3319, to any resident student who is also any of the following:

SECTION 1099b. 38.24 (7) (bg) of the statutes is amended to read:

38.24 **(7)** (bg) Before the district board may grant a remission of fees under par. (b), the district board shall require the resident student to apply to the payment of those fees all educational assistance to which the resident student is entitled under 38 USC 3319. If that educational assistance covers 100 percent of those fees for a credit or semester, that credit or semester shall not count against the 128 credit or 8 semester limit provided in par. (b). If that educational assistance covers less than 100 percent of those fees for a credit or semester and the remission under par. (b) covers the remainder of those fees, the credit or semester shall count against that limit in the proportion that the remission bears to the total fees charged for that credit or semester. This requirement applies notwithstanding the fact that the resident student may be entitled to educational assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566 as well as under 38 USC 3319, unless the resident student has 12 months or less of eligibility remaining for educational assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566.

SECTION 1099d. 38.24 (7) (c) of the statutes is amended to read:

38.24 **(7)** (c) The higher educational aids board shall reimburse the district board for all fees ~~under sub. (1m) (a) to (c)~~ remitted under par. (b) as provided in s. 39.50 (2) and (3m).

SECTION 1099g. 38.24 (8) (a) (intro.) of the statutes is amended to read:

38.24 **(8)** (a) (intro.) In this ~~subsection, "veteran"~~ subsection:

1r. "Veteran" means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45, as being a resident at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces, and as meeting any of the following conditions:

SECTION 1099i. 38.24 (8) (a) 1. of the statutes is renumbered 38.24 (8) (a) 1r. a. and amended to read:

38.24 **(8)** (a) 1r. a. The person has served on active duty for at least one qualifying term of service under ~~subds. 2. to 4.~~ subd. 1r. b. to d. under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces during a war period or in a crisis zone.

SECTION 1099k. 38.24 (8) (a) 1g. of the statutes is created to read:

38.24 **(8)** (a) 1g. "Fees" has the meaning given in sub. (7) (a) 1p.

SECTION 1099p. 38.24 (8) (a) 2. of the statutes is renumbered 38.24 (8) (a) 1r. b.

SECTION 1099r. 38.24 (8) (a) 3. of the statutes is renumbered 38.24 (8) (a) 1r. c.

SECTION 1099t. 38.24 (8) (a) 4. of the statutes is renumbered 38.24 (8) (a) 1r. d.

SECTION 1099v. 38.24 (8) (a) 5. of the statutes is renumbered 38.24 (8) (a) 1r. e.

SECTION 1099y. 38.24 (8) (a) 6. of the statutes is renumbered 38.24 (8) (a) 1r. f.

SECTION 1100b. 38.24 (8) (b) of the statutes is amended to read:

38.24 **(8)** (b) Except as provided in par. (bg), the district board shall grant full remission of the fees charged ~~under sub. (1m) (a) to (c)~~ for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees from any other district board under this subsection and from the Board of Regents under s. 36.27 (3p) and less the amount of any fees paid under 10 USC 2107 (c), 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran.

SECTION 1101e. 38.24 (8) (bg) of the statutes is amended to read:

38.24 **(8)** (bg) Before the district board may grant a remission of fees under par. (b), the district board shall require the student to apply to the payment of those fees all educational assistance to which the student is entitled under 38 USC 3313. If that educational assistance covers 100 percent of those fees for a credit or semester, that credit or semester shall not count against the 128 credit or 8 semester limit provided in par. (b). If that educational assistance covers less than 100 percent of those fees for a credit or semester and the remission under par. (b) covers the remainder of those fees, the credit or semester shall count against that limit in the proportion that the remission bears to the total fees charged for that credit or semester. This requirement applies notwithstanding the fact that the student may be entitled to educational assistance under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036 as well as under 38 USC 3313, unless the student has 12 months or less of eligibility remaining for educational assistance under 10

USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036.

SECTION 1101g. 38.24 (8) (c) of the statutes is amended to read:

38.24 **(8)** (c) The higher educational aids board shall reimburse the district board for all fees ~~under sub. (1m) (a) to (c)~~ remitted under par. (b) as provided in s. 39.50 (2) and (3m).

SECTION 1102. 38.26 (1) of the statutes is amended to read:

38.26 **(1)** In this section, "minority student" means a student enrolled in a district school who is a minority group member, as defined in s. ~~560.036~~ 16.287 (1) (f).

SECTION 1105n. 38.50 (12) (a) 1m. of the statutes is created to read:

38.50 **(12)** (a) 1m. A person described in sub. (1) (e) 1. whose administrative headquarters and principal place of business is in the village of Union Grove that provides a residential facility located in that village to assist young adults with disabilities in transitioning from home and school to work and independent living.

SECTION 1105v. 39.15 (1) (a) of the statutes is amended to read:

39.15 **(1)** (a) ~~One−third~~ Two of the members of the board of trustees of the Medical College of Wisconsin, Inc., shall be nominated by the governor, and, with the advice and consent of the senate, appointed for staggered 6−year terms expiring on ~~May 1~~ June 30.

SECTION 1112. 39.40 (1) (c) of the statutes is amended to read:

39.40 **(1)** (c) A Hispanic, as defined in s. ~~560.036~~ 16.287 (1) (d).

SECTION 1119. 39.435 (7) (a) 1. of the statutes is amended to read:

39.435 **(7)** (a) 1. For purposes of calculating the amount to be appropriated under s. 20.235 (1) (fe) for fiscal year ~~2011−12~~ 2013−14, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2010−11~~ 2012−13.

SECTION 1120. 39.435 (7) (a) 2. of the statutes is amended to read:

39.435 **(7)** (a) 2. For purposes of calculating the amount to be appropriated under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2011−12~~ 2013−14, "base amount" means the appropriation amount calculated under par. (b) for the previous fiscal year.

SECTION 1121. 39.435 (7) (b) (intro.) of the statutes is amended to read:

39.435 **(7)** (b) (intro.) Biennially, beginning on February 1, ~~2011~~ 2013, the board shall calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next biennium as follows:

SECTION 1125. 39.437 (1) of the statutes is amended to read:

39.437 **(1)** ESTABLISHMENT OF GRANT PROGRAM. There is established, to be administered by the board, ~~with the assistance of the office of the Wisconsin Covenant Scholars Program in the department of administration as provided in subs. (2) (a) 2., (4), and (5),~~ a Wisconsin Covenant Scholars Program to provide grants to students who meet the eligibility criteria specified in sub. (2).

SECTION 1126. 39.437 (2) (a) 2. of the statutes is amended to read:

39.437 **(2)** (a) 2. The student has been designated as a Wisconsin covenant scholar by the ~~office of the Wisconsin Covenant Scholars Program in the department of administration~~ board.

SECTION 1127. 39.437 (4) (a) of the statutes is amended to read:

39.437 **(4)** (a) By February 1 of each year, the Board of Regents of the University of Wisconsin System shall provide to the ~~office of the Wisconsin Covenant Scholars Program in the department of administration~~ board information relating to the resident undergraduate academic fees charged to attend each of the institutions within that system for the current academic year, the technical college system board shall provide to ~~that office~~ the board information relating to the fees under s. 38.24 (1m) (a) to (c) charged to attend each of the technical colleges within that system for the current academic year, each tribally controlled college in this state shall provide to ~~that office~~ the board information relating to the tuition and fees charged to attend the tribal college for the current academic year, and the Wisconsin Association of Independent Colleges and Universities or a successor organization shall provide to ~~that office~~ the board information relating to tuition and fees charged to attend each of the private, nonprofit, accredited institutions of higher education in this state for the current academic year.

SECTION 1128. 39.437 (4) (b) of the statutes is amended to read:

39.437 **(4)** (b) By April 1 of each year, the ~~office of the Wisconsin Covenant Scholars Program in the department of administration~~ board shall determine the average of the resident undergraduate academic fees charged for the current academic year among the institutions within the University of Wisconsin System, the average of the fees under s. 38.24 (1m) (a) to (c) charged for the current academic year among the technical colleges in this state, the average of the tuition and fees charged for the current academic year among the tribally controlled colleges in this state, and the average of the tuition and fees charged for the current academic year among the private, nonprofit, accredited institutions of higher education in this state.

SECTION 1129. 39.437 (4) (c) of the statutes is amended to read:

39.437 **(4)** (c) To the extent permitted under 20 USC 1232g and 34 CFR part 99, the department of public instruction shall provide pupil information to the ~~office of the Wisconsin Covenant Scholars Program in the~~

~~department of administration~~ board as necessary for that office to fulfill its role in the administration of the grant program under this section.

SECTION 1130. 39.437 (5) (intro.) of the statutes is amended to read:

39.437 **(5)** RULES. (intro.) The ~~department of administration~~ board shall promulgate rules to implement this section, including all of the following:

SECTION 1131. 39.437 (5) (c) of the statutes is amended to read:

39.437 **(5)** (c) Any other rules the ~~department of administration~~ board considers necessary to assure the uniform administration of this section.

SECTION 1132. 39.437 (6) of the statutes is created to read:

39.437 **(6)** SUNSET. No student may enroll in the Wisconsin Covenant Scholars Program after September 30, 2011. After that date, the board may designate a student as a Wisconsin covenant scholar under sub. (2) (a) 2. only if the student enrolled in the Wisconsin Covenant Scholars Program by that date.

SECTION 1133. 39.44 (1) (a) 3. of the statutes is amended to read:

39.44 **(1)** (a) 3. Is a Hispanic, as defined in s. ~~560.036~~ 16.287 (1) (d).

SECTION 1136m. 40.02 (22) (ec) of the statutes is created to read:

40.02 **(22)** (ec) Includes contributions made by a reduction in salary as provided in s. 40.05 (1) (b).

SECTION 1139. 40.02 (25) (b) 2c. of the statutes is amended to read:

40.02 **(25)** (b) 2c. A state employee described in s. 49.825 (4) or (5) or 49.826 (4).

SECTION 1139m. 40.02 (28) of the statutes is amended to read:

40.02 **(28)** "Employer" means the state, including each state agency, any county, city, village, town, school district, other governmental unit or instrumentality of 2 or more units of government now existing or hereafter created within the state, any federated public library system established under s. 43.19 whose territory lies within a single county with a population of 500,000 or more, a local exposition district created under subch. II of ch. 229, ~~a transit authority created under s. 66.1039,~~ and a long−term care district created under s. 46.2895, except as provided under ss. 40.51 (7) and 40.61 (3). "Employer" does not include a local cultural arts district created under subch. V of ch. 229. Each employer shall be a separate legal jurisdiction for OASDHI purposes.

SECTION 1139mb. 40.02 (30) of the statutes is amended to read:

40.02 **(30)** "Executive participating employee" means a participating employee in a position designated under s. 19.42 (10) (L) or 20.923 (4), ~~(4g),~~ (7), (8), or (9) or authorized under s. 230.08 (2) (e) during the time of employment, and also includes the president and vice presidents of the University of Wisconsin System and the chancellors and vice chancellors who are serving as deputies of all University of Wisconsin institutions, the University of Wisconsin Colleges, and the University of Wisconsin−Extension. All service credited prior to May 17, 1988, as executive service as defined under s. 40.02 (31), 1985 stats., shall continue to be treated as executive service as defined under s. 40.02 (31), 1985 stats., but no other service rendered prior to May 17, 1988, may be changed to executive service as defined under s. 40.02 (31), 1985 stats.

SECTION 1139r. 40.02 (41n) of the statutes is created to read:

40.02 **(41n)** "Municipal employer" has the meaning given in s. 111.70 (1) (j).

SECTION 1140. 40.02 (48) (am) 22. of the statutes is amended to read:

40.02 **(48)** (am) 22. A person employed under s. 60.553 (1), 61.66 (1), or 62.13 (2e) (a).

SECTION 1141. 40.02 (48) (c) of the statutes is amended to read:

40.02 **(48)** (c) In s. 40.65, "protective occupation participant" means a participating employee who is a police officer, fire fighter, an individual determined by a participating employer under par. (a) or (bm) to be a protective occupation participant, county undersheriff, deputy sheriff, state probation and parole officer, county traffic police officer, conservation warden, state forest ranger, field conservation employee of the department of natural resources who is subject to call for forest fire control or warden duty, member of the state traffic patrol, state motor vehicle inspector, University of Wisconsin System full−time police officer, guard or any other employee whose principal duties are supervision and discipline of inmates at a state penal institution, excise tax investigator employed by the department of revenue, person employed under s. 60.553 (1), 61.66 (1), or 62.13 (2e) (a), or special criminal investigation agent employed by the department of justice.

SECTION 1144. 40.03 (6) (h) (intro.) and 2. of the statutes are consolidated, renumbered 40.03 (6) (h) and amended to read:

40.03 **(6)** (h) Shall, on behalf of the state, offer as provided in s. 40.55 long−term care insurance policies~~, subject to the following conditions: 2~~. For purposes of this section, the offering by the state of long−term health insurance policies shall constitute a group insurance plan under par. (a) 1.

SECTION 1145. 40.03 (6) (h) 1. of the statutes is repealed.

SECTION 1145d. 40.05 (1) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(1)** (a) (intro.) Subject to par. (b):

SECTION 1145f. 40.05 (1) (a) 1. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(1)** (a) 1. For each participating employee not otherwise specified, a percentage of each payment of earnings equal to one−half of the total actuarially required contribution rate, as approved by the board under s. 40.03 (1) (e).

SECTION 1145h. 40.05 (1) (a) 2. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(1)** (a) 2. For each participating employee whose formula rate is determined under s. 40.23 (2m) (e) 2., a percentage of each payment of earnings equal to one−half of the total actuarially required contribution rate, as approved by the board under s. 40.03 (1) (e).

SECTION 1145j. 40.05 (1) (a) 3. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(1)** (a) 3. For each participating employee whose formula rate is determined under s. 40.23 (2m) (e) 3., the percentage of earnings paid by a participating employee under subd. 1.

SECTION 1145L. 40.05 (1) (a) 4. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(1)** (a) 4. For each participating employee whose formula rate is determined under s. 40.23 (2m) (e) 4., the percentage of earnings paid by a participating employee under subd. 1.

SECTION 1145n. 40.05 (1) (b) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(1)** (b) 1. Except as otherwise provided in a collective bargaining agreement entered into under subch. IV or V of ch. 111 and except as provided in subd. 2., an employer may not pay, on behalf of a participating employee, any of the contributions required by par. (a). The contributions required by par. (a) shall be made by a reduction in salary and, for tax purposes, shall be considered employer contributions under section 414 (h) (2) of the Internal Revenue Code. A participating employee may not elect to have contributions required by par. (a) paid directly to the employee or make a cash or deferred election with respect to the contributions.

2. a. A municipal employer shall pay, on behalf of a nonrepresented law enforcement or fire fighting managerial employee or a nonrepresented managerial employee described in s. 111.70 (1) (mm) 2., who was initially employed by the municipal employer before the effective date of this subd. 2. a. .... [LRB inserts date], the same contributions required by par. (a) that are paid by the municipal employer for represented law enforcement or fire fighting personnel or personnel described in s. 111.70 (1) (mm) 2. who were initially employed by the municipal employer before the effective date of this subd. 2. a. .... [LRB inserts date].

b. An employer shall pay, on behalf of a nonrepresented managerial employee in a position described under s. 40.02 (48) (am) 7. or 8., who was initially employed by the state before the effective date of this subd. 2. b. .... [LRB inserts date], in a position described under s. 40.02 (48) (am) 7. or 8. the same contributions required by par. (a) that are paid by the employer for represented employees in positions described under s. 40.02 (48) (am) 7. or 8. who were initially employed by the state before the effective date of this subd. 2. b. .... [LRB inserts date].

c. A municipal employer shall pay, on behalf of a represented law enforcement or fire fighting employee or employee described in s. 111.70 (1) (mm) 2., who was initially employed by the municipal employer before the effective date of this subd. 2. c. .... [LRB inserts date], and who on or after the effective date of this subd. 2. c. .... [LRB inserts date], became employed in a nonrepresented law enforcement or fire fighting managerial position or nonrepresented managerial position described in s. 111.70 (1) (mm) 2. with the same municipal employer, or a successor municipal employer in the event of a combined department that is created on or after the effective date of this subd. 2. c. .... [LRB inserts date], the same contributions required by par. (a) that are paid by the employer for represented law enforcement or fire fighting personnel or personnel described in s. 111.70 (1) (mm) 2. who were initially employed by a municipal employer before the effective date of this subd. 2. c. .... [LRB inserts date].

SECTION 1145rh. 40.05 (4) (ag) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.05 **(4)** (ag) Except as otherwise provided in a collective bargaining agreement under subch. V of ch. 111, the employer shall pay for its currently employed insured employees:

1. For insured part−time employees other than employees specified in s. 40.02 (25) (b) 2., including those in project positions as defined in s. 230.27 (1), who are appointed to work less than 1,044 hours per year, an amount determined annually by the director of the office of state employment relations under par. (ah).

2. For eligible employees not specified in subd. 1. and s. 40.02 (25) (b) 2., an amount not more than 88 percent of the average premium cost of plans offered in the tier with the lowest employee premium cost under s. 40.51 (6), as determined annually by the director of the office of state employment relations under par. (ah).

SECTION 1145rm. 40.05 (4) (ah) of the statutes is created to read:

40.05 **(4)** (ah) Annually, the director of the office of state employment relations shall establish the amount that employees are required to pay for health insurance

premiums in accordance with the maximum employer payments under par. (ag).

SECTION 1145s. 40.05 (4) (at) of the statutes is created to read:

40.05 **(4)** (at) An employer shall pay, on behalf of a nonrepresented managerial employee in a position described under s. 40.02 (48) (am) 7. or 8., who was initially employed by the state before the effective date of this paragraph .... [LRB inserts date], the same premium contribution rates required by par. (ag) that are paid by the employer for represented employees in positions described under s. 40.02 (48) (am) 7. or 8. who were initially employed by the state before the effective date of this paragraph .... [LRB inserts date].

SECTION 1146. 40.05 (4) (b) of the statutes is amended to read:

40.05 **(4)** (b) Except as provided under pars. (bc) and (bp), accumulated unused sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), and 757.02 (5) and subch. I, V, or VI of ch. 111 of any eligible employee shall, at the time of death, upon qualifying for an immediate annuity or for a lump sum payment under s. 40.25 (1) or upon termination of creditable service and qualifying as an eligible employee under s. 40.02 (25) (b) 6. or 10., be converted, at the employee's highest basic pay rate he or she received while employed by the state, to credits for payment of health insurance premiums on behalf of the employee or the employee's surviving insured dependents. Any supplemental compensation that is paid to a state employee who is classified under the state classified civil service as a teacher, teacher supervisor, or education director for the employee's completion of educational courses that have been approved by the employee's employer is considered as part of the employee's basic pay for purposes of this paragraph. The full premium for any eligible employee who is insured at the time of retirement, or for the surviving insured dependents of an eligible employee who is deceased, shall be deducted from the credits until the credits are exhausted and paid from the account under s. 40.04 (10), and then deducted from annuity payments, if the annuity is sufficient. The department shall provide for the direct payment of premiums by the insured to the insurer if the premium to be withheld exceeds the annuity payment. Upon conversion of an employee's unused sick leave to credits under this paragraph or par. (bf), the employee or, if the employee is deceased, the employee's surviving insured dependents may initiate deductions from those credits or may elect to delay initiation of deductions from those credits, but only if the employee or surviving insured dependents are covered by a comparable health insurance plan or policy during the period beginning on the date of the conversion and ending on the date on which the employee or surviving insured dependents later elect to initiate deductions from those credits. If an employee or an employee's surviving insured dependents elect to delay initiation of deductions from those credits, an employee or the employee's surviving insured dependents may only later elect to initiate deductions from those credits during the annual enrollment period under par. (be). A health insurance plan or policy is considered comparable if it provides hospital and medical benefits that are substantially equivalent to the standard health insurance plan established under s. 40.52 (1).

SECTION 1147. 40.05 (4) (bm) of the statutes is amended to read:

40.05 **(4)** (bm) Except as provided under par. (bp), accumulated unused sick leave under ss. 36.30 and 230.35 (2) ~~or~~, 233.10, or 238.04 (8) of any eligible employee shall, upon request of the employee at the time the employee is subject to layoff under s. 40.02 (40), be converted at the employee's highest basic pay rate he or she received while employed by the state to credits for payment of health insurance premiums on behalf of the employee. Any supplemental compensation that is paid to a state employee who is classified under the state classified civil service as a teacher, teacher supervisor or education director for the employee's completion of educational courses that have been approved by the employee's employer is considered as part of the employee's basic pay for purposes of this paragraph. The full amount of the required employee contribution for any eligible employee who is insured at the time of the layoff shall be deducted from the credits until the credits are exhausted, the employee is reemployed, or 5 years have elapsed from the date of layoff, whichever occurs first.

SECTION 1153. 40.05 (5) (b) 4. of the statutes is amended to read:

40.05 **(5)** (b) 4. The accrual and crediting of sick leave shall be determined in accordance with ss. 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), and 757.02 (5) and subch. I, V, or VI of ch. 111.

SECTION 1153d. 40.22 (2) (a) of the statutes is amended to read:

40.22 **(2)** (a) Except as provided in sub. (2m), the employee was initially employed by a participating employer before the effective date of this paragraph .... [LRB inserts date], and is not expected to work at least one−third of what is considered full−time employment by the department, as determined by rule.

SECTION 1153h. 40.22 (2) (am) of the statutes is created to read:

40.22 **(2)** (am) Except as provided in sub. (2r), the employee was initially employed by a participating employer on or after the effective date of this paragraph .... [LRB inserts date], and is not expected to work at least two−thirds of what is considered full−time employment by the department, as determined by rule.

SECTION 1156. 40.22 (2) (m) of the statutes is amended to read:

40.22 **(2)** (m) Notwithstanding sub. (3m), the employee was formerly employed by Milwaukee

County, is a state employee described in s. 49.825 (4) or (5) or 49.826 (4), and ~~elects to remain~~ is a covered employee under the retirement system established under chapter 201, laws of 1937, pursuant to s. 49.825 (4) (c) or (5) (c) or 49.826 (4) (c). ~~This paragraph shall not apply if the employee remains a state employee, but is no longer performing services for the Milwaukee County enrollment services unit under s. 49.825 or the child care provider services unit under s. 49.826.~~

SECTION 1156c. 40.22 (2m) (intro.) of the statutes is amended to read:

40.22 **(2m)** (intro.) An employee who was initially employed by a participating employer before the effective date of this subsection .... [LRB inserts date], who is not expected to work at least one−third of what is considered full−time employment by the department, as determined by rule, and who is not otherwise excluded under sub. (2) from becoming a participating employee shall become a participating employee if he or she is subsequently employed by the state agency or other participating employer for either of the following periods:

SECTION 1156e. 40.22 (2r) of the statutes is created to read:

40.22 **(2r)** An employee who was initially employed by a participating employer on or after the effective date of this subsection .... [LRB inserts date], who is not expected to work at least two−thirds of what is considered full−time employment by the department, as determined by rule, and who is not otherwise excluded under sub. (2) from becoming a participating employee shall become a participating employee if he or she is subsequently employed by the state agency or other participating employer for either of the following periods:

(a) At least one year for at least two−thirds of what is considered full−time employment by the department, as determined by rule, or, for an educational support personnel employee, at least one year for at least two−thirds of what is considered full−time employment for a teacher.

(b) At least 1,200 hours in the immediately preceding 12−month period.

SECTION 1156f. 40.22 (3) (b) of the statutes is renumbered 40.22 (3) (b) 1.

SECTION 1156g. 40.22 (3) (b) 2. of the statutes is created to read:

40.22 **(3)** (b) 2. The first day after completion of one year of employment for at least two−thirds of what is considered full−time employment by the department, as determined by rule, if the person becomes a participating employee under sub. (2r) after the employer's effective date of participation.

SECTION 1156k. 40.23 (2m) (er) of the statutes is created to read:

40.23 **(2m)** (er) For a participant who initially becomes a participating employee on or after the effective date of this paragraph .... [LRB inserts date], all of the following shall apply: **Vetoed In Part**

1. If the participant has less than 1 year of creditable service, the annuity amount under par. (e) shall be reduced by 50 percent. **Vetoed In Part**

2. If the participant has at least 1 year of creditable service, but less than 2 years of creditable service, the annuity amount under par. (e) shall be reduced by 40 percent.

3. If the participant has at least 2 years of creditable service, but less than 3 years of creditable service, the annuity amount under par. (e) shall be reduced by 30 percent.

4. If the participant has at least 3 years of creditable service, but less than 4 years of creditable service, the annuity amount under par. (e) shall be reduced by 20 percent.

5. If the participant has at least 4 years of creditable service, but less than 5 years of creditable service, the annuity amount under par. (e) shall be reduced by 1 0 percent . **Vetoed In Part** **Vetoed In Part**

SECTION 1156p. 40.23 (3) of the statutes is renumbered 40.23 (3) (a) and amended to read:

40.23 **(3)** (a) ~~The~~ Except as provided in par. (b), the initial monthly amount of any retirement annuity in the normal form shall not be less than the money purchase annuity which can be provided by applying the sum of the participant's accumulated additional and required contributions, including interest credited to the accumulations, plus an amount from the employer accumulation reserve equal to the participant's accumulated required contributions, less any accumulated contributions to purchase other governmental service under s. 40.25 (7), 2001 stats., or s. 40.285 (2) (b) to fund the annuity in accordance with the actuarial tables in effect on the annuity effective date.

SECTION 1156t. 40.23 (3) (b) of the statutes is created to read:

40.23 **(3)** (b) For a participant who initially becomes a participating employee on or after the effective date of this paragraph .... [LRB inserts date], all of the following shall apply for purposes of calculating a money purchase annuity under par. (a): **Vetoed In Part**

1. If the participant has less than 1 year of creditable service, there shall be no amount from the employer accumulation reserve. **Vetoed In Part**

2. If the participant has at least 1 year of creditable service, but less than 2 years of creditable service, the amount from the employer accumulation reserve shall equal 20 percent of the participant's accumulated required contributions.

3. If the participant has at least 2 years of creditable service, but less than 3 years of creditable service, the amount from the employer accumulation reserve shall

equal 40 percent of the participant's accumulated required contributions.

Vetoed In Part 4. If the participant has at least 3 years of creditable service, but less than 4 years of creditable service, the amount from the employer accumulation reserve shall equal 60 percent of the participant's accumulated required contributions.

Vetoed In Part 5. If the participant has at least 4 years of creditable service, but less than 5 years of creditable service, the amount from the employer accumulation reserve shall equal 8 0 percent of the participant's accumulated required contributions . **Vetoed In Part**

SECTION 1156ym. 40.51 (7) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

40.51 **(7)** (a) Any employer, other than the state, may offer to all of its employees a health care coverage plan through a program offered by the group insurance board. Notwithstanding sub. (2) and ss. 40.05 (4) and 40.52 (1), the department may by rule establish different eligibility standards or contribution requirements for such employees and employers and may by rule limit the categories of employers, other than the state, which may be included as participating employers under this subchapter. Beginning on January 1, 2012, except as otherwise provided in a collective bargaining agreement under subch. IV of ch. 111 and except as provided in par. (b), an employer may not offer a health care coverage plan to its employees under this subsection if the employer pays more than 88 percent of the average premium cost of plans offered in any tier with the lowest employee premium cost under this subsection.

(b) 1. A municipal employer shall pay, on behalf of a nonrepresented law enforcement or fire fighting managerial employee or a nonrepresented managerial employee described in s. 111.70 (1) (mm) 2., who was initially employed by the municipal employer before the effective date of this subdivision .... [LRB inserts date], the same percentage under par. (a) that is paid by the municipal employer for represented law enforcement or fire fighting personnel or personnel described in s. 111.70 (1) (mm) 2. who were initially employed by the municipal employer before the effective date of this subdivision .... [LRB inserts date].

2. A municipal employer shall pay, on behalf of a represented law enforcement or fire fighting employee, who was initially employed by the municipal employer before the effective date of this subdivision .... [LRB inserts date], and who on or after the effective date of this subdivision .... [LRB inserts date], became employed in a nonrepresented law enforcement or fire fighting managerial position with the same municipal employer, or a successor municipal employer in the event of a combined department that is created on or after the effective date of this subdivision .... [LRB inserts date], the same percentage under par. (a) that is paid by the municipal employer for represented law enforcement or fire fighting personnel who were initially employed by the municipal employer before the effective date of this subdivision .... [LRB inserts date].

SECTION 1160. 40.55 (1) of the statutes is amended to read:

40.55 **(1)** Except as provided in sub. (5), the state shall offer, through the group insurance board, to eligible employees under s. 40.02 (25) (bm) and to state annuitants long−term care insurance policies which have been filed with the office of the commissioner of insurance and which have been approved for offering under contracts established by the group insurance board ~~if the insurer requests that the policy be offered and the~~. The state shall also allow an eligible employee or a state annuitant to purchase those policies for his or her spouse, domestic partner, or parent.

SECTION 1161. 40.62 (2) of the statutes is amended to read:

40.62 **(2)** Sick leave accumulation shall be determined in accordance with rules of the department, any collective bargaining agreement under subch. I, V, or VI of ch. 111, and ss. 13.121 (4), 36.30, 49.825 (4) (d) and (5) (d), 49.826 (4) (d), 230.35 (2), 233.10, 238.04 (8), 757.02 (5) and 978.12 (3).

SECTION 1163. 40.95 (1) (a) 1. of the statutes is amended to read:

40.95 **(1)** (a) 1. The employee accrues accumulated unused sick leave under s. 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), or 757.02 (5).

SECTION 1164. 41.11 (1g) (b) (intro.) of the statutes is amended to read:

41.11 **(1g)** (b) (intro.) The department, in consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, shall do all of the following for each economic development program administered by the department:

SECTION 1165. 41.11 (1r) (title) of the statutes is amended to read:

41.11 **(1r)** (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND REPORTING.

SECTION 1166. 41.11 (1r) of the statutes is renumbered 41.11 (1r) (b) and amended to read:

41.11 **(1r)** (b) Annually, no later than October 1, the department shall submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs, as defined in sub. (1g) (a), administered by the department. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The department shall collaborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this subsection.

SECTION 1167. 41.11 (1r) (a) of the statutes is created to read:

41.11 **(1r)** (a) The department shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 1167g. 41.11 (6) (c) of the statutes is amended to read:

41.11 **(6)** (c) In each biennium, at least $50,000 ~~for grants to America's Black Holocaust Museum in the city of Milwaukee~~ to conduct or contract for marketing to promote multicultural events taking place in Wisconsin.

SECTION 1167h. 41.11 (6) (d) of the statutes is amended to read:

41.11 **(6)** (d) In each biennium, at least $200,000 for grants to the Milwaukee Public Museum ~~for Native American~~ to promote exhibits and activities at the Milwaukee Public Museum.

SECTION 1168. 41.41 (4) (c) of the statutes is amended to read:

41.41 **(4)** (c) The department of agriculture, trade and consumer protection, the department of natural resources, the department of transportation, ~~the department of commerce,~~ the department of administration, the state historical society, and the University of Wisconsin−Extension shall cooperate with and assist the board in matters related to its functions.

SECTION 1169. 41.41 (5) (e) of the statutes is amended to read:

41.41 **(5)** (e) Consult and cooperate with the department of agriculture, trade and consumer protection, the department of natural resources, the department of transportation, ~~the department of commerce,~~ the department of administration, the state historical society, the University of Wisconsin−Extension, any federally recognized American Indian tribe or band in this state that appoints a liaison representative to the board regarding the management of the Kickapoo valley reserve.

SECTION 1170. 42.09 (3) (b) of the statutes is amended to read:

42.09 **(3)** (b) The board shall develop policies encouraging each private person entering into an agreement with the board under this subsection to agree that his or her goal shall be to ensure that at least 25% of the employees hired to perform construction work in connection with state fair park facilities or to perform professional services in connection with the construction or development of those facilities will be minority group members, as defined in s. ~~560.036~~ 16.287 (1) (f), and that at least 5% of the employees hired to perform construction work in connection with state fair park facilities or to perform professional services in connection with the construction or development of those facilities will be women.

SECTION 1171. 43.15 (2) (a) of the statutes is renumbered 43.15 (2).

SECTION 1172. 43.15 (2) (b) to (e) of the statutes are repealed.

SECTION 1173. 43.15 (4) (c) 5. of the statutes is repealed.

SECTION 1174. 43.15 (4) (e) of the statutes is repealed.

SECTION 1175. 43.15 (5) of the statutes is amended to read:

43.15 **(5)** CAPITAL COSTS EXCLUDED. For the purpose of determining the amount of financial support required under ~~subs. (2) (b) and~~ sub. (4) (b) 2. ~~and (c) 5.~~, amounts spent for capital projects shall be excluded.

SECTION 1176. 43.53 (2) (a) of the statutes is amended to read:

43.53 **(2)** (a) Name one of the participants as the library's fiscal agent, who is responsible for the payroll, benefit administration, insurance, and financial record keeping and auditing for the library. The participant's costs of providing the services under this paragraph count toward the financial support required of the participant under s. 43.15 ~~(2) (b) or~~ (4) (b) 2. ~~or (c) 5.~~

SECTION 1177. Chapter 44 (title) of the statutes is amended to read:

CHAPTER 44
HISTORICAL SOCIETIES AND ~~ARTS BOARD~~ HISTORICAL PRESERVATION

SECTION 1179. 44.02 (12) of the statutes is amended to read:

44.02 **(12)** Be the custodian of the official series of the portraits of the governors of Wisconsin under s. ~~44.53~~ 41.53 (1) (g) and maintain the portraits in proper condition. The society may permit any or all of the portraits to be exhibited in such state buildings for such periods of time as it deems feasible.

SECTION 1182. Subchapter III (title) of chapter 44 [precedes 44.51] of the statutes is renumbered subchapter IV (title) of chapter 41 [precedes 41.51].

SECTION 1183. 44.51 (intro.) and (1) of the statutes are consolidated, renumbered 41.51 and amended to read:

41.51 Definitions. In this subchapter, unless the context requires ~~otherwise: **(1)** "Board"~~ otherwise, "board" means the arts board.

SECTION 1184. 44.51 (1m) of the statutes is repealed.

SECTION 1185. 44.51 (2) of the statutes is repealed.

SECTION 1186. 44.51 (3) of the statutes is repealed.

SECTION 1187. 44.53 (title) of the statutes is renumbered 41.53 (title).

SECTION 1188. 44.53 (1) (intro.) of the statutes is renumbered 41.53 (1) (intro.).

SECTION 1189. 44.53 (1) (a) of the statutes is renumbered 41.53 (1) (a).

SECTION 1190. 44.53 (1) (b) of the statutes is renumbered 41.53 (1) (b).

SECTION 1191. 44.53 (1) (c) of the statutes is renumbered 41.53 (1) (c).

SECTION 1192. 44.53 (1) (d) of the statutes is renumbered 41.53 (1) (d).

SECTION 1193. 44.53 (1) (e) of the statutes is renumbered 41.53 (1) (e).

SECTION 1194. 44.53 (1) (f) of the statutes is renumbered 41.53 (1) (f) and amended to read:

41.53 **(1)** (f) Plan and implement, when funds are available in the appropriations under s. ~~20.215 (1)~~ 20.380 (3) (b) and (o), a program of contracts with or grants−in−aid to groups or, in appropriate cases, individuals of exceptional talent engaged in or concerned with the arts. No grantee may receive any funds distributed as grants−in−aid under this paragraph unless the grantee provides at least 50% of the estimated total cost of the project, either in the form of moneys or in−kind contributions of equivalent value, to be funded under this paragraph.

SECTION 1195. 44.53 (1) (fm) of the statutes is renumbered 41.53 (1) (fm) and amended to read:

41.53 **(1)** (fm) Conduct a program identical to that described in par. (f), but only for American Indian individuals and groups. The program shall be funded from the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (km).

SECTION 1196. 44.53 (1) (g) of the statutes is renumbered 41.53 (1) (g) and amended to read:

41.53 **(1)** (g) Arrange and schedule the portrait of the governor or any former governor. Costs incurred under this paragraph shall be charged to the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (c) up to a limit of $10,000 per portrait. Costs in excess of $10,000 per portrait may be charged to the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (c) only with the prior approval of the joint committee on finance.

SECTION 1197. 44.53 (1) (h) of the statutes is renumbered 41.53 (1) (h) and is amended to read:

41.53 **(1)** (h) Annually, award an amount equal to at least 5% of all state and federal funds received by the board in that year for grants to artists and arts organizations to artists who are minority group members and arts groups composed principally of minority group members. In this paragraph, "minority group member" has the meaning specified in s. ~~560.036~~ 16.287 (1) (f).

SECTION 1198. 44.53 (1) (i) of the statutes is renumbered 41.53 (1) (i).

SECTION 1199. 44.53 (1) (j) of the statutes is renumbered 41.53 (1) (j) and amended to read:

41.53 **(1)** (j) Annually pay to the Milwaukee Foundation, Inc., for deposit in the High Point fund, the amount appropriated under s. ~~20.215 (1)~~ 20.380 (3) (e).

SECTION 1200. 44.53 (2) (intro.) of the statutes is renumbered 41.53 (2) (intro.).

SECTION 1201. 44.53 (2) (a) of the statutes is renumbered 41.53 (2) (a).

SECTION 1202. 44.53 (2) (am) of the statutes is renumbered 41.53 (2) (am).

SECTION 1203. 44.53 (2) (b) of the statutes is renumbered 41.53 (2) (b).

SECTION 1204. 44.53 (2) (c) of the statutes is renumbered 41.53 (2) (c) and amended to read:

41.53 **(2)** (c) Award an operational grant to an organization if the sum of all operational grants awarded in the current year does not exceed 50% of the sum of all grants awarded to organizations from the appropriations under s. ~~20.215 (1)~~ 20.380 (3) (b) and (o) in the current year. In this paragraph, "operational grant" means a grant awarded by the board to support those administrative costs of an organization that are not directly related to the development of an artistic performance or product.

SECTION 1205d. 44.55 of the statutes is renumbered 41.55.

SECTION 1206. 44.56 (title) of the statutes is renumbered 41.56 (title).

SECTION 1207. 44.56 (1) of the statutes is renumbered 41.56 (1).

SECTION 1208. 44.56 (2) of the statutes is renumbered 41.56 (2) and amended to read:

41.56 **(2)** Every recipient of a grant awarded by the board under the board's general grants program or community arts program from the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (b) shall perform a public service ~~which~~ that shall be mutually agreed upon by the board and the grant recipient at the time the grant is awarded.

SECTION 1209. 44.565 (title) of the statutes is renumbered 41.565 (title).

SECTION 1210. 44.565 (1) of the statutes is renumbered 41.565 (1).

SECTION 1211. 44.565 (2) (a) of the statutes is renumbered 41.565 (2) (a) and amended to read:

41.565 **(2)** (a) From the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (d), the board shall award arts challenge initiative grants to arts organizations and local arts agencies.

SECTION 1212. 44.565 (2) (b) (intro.) of the statutes is renumbered 41.565 (2) (b) (intro.) and amended to read:

41.565 **(2)** (b) (intro.) The board shall award grants from the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (d) to match up to 25% of an arts organization's or a local arts agency's income from contributions for the fiscal year in which a grant may be awarded ~~which~~ that exceeds the amount of income from contributions in the previous fiscal year and income from earned income ~~which~~ that exceeds the amount of earned income from the previous fiscal year in that fiscal year subject to the following requirements:

SECTION 1213. 44.565 (2) (b) 1. of the statutes is renumbered 41.565 (2) (b) 1.

SECTION 1214. 44.565 (2) (b) 2. of the statutes is renumbered 41.565 (2) (b) 2.

SECTION 1215. 44.565 (2) (c) of the statutes is renumbered 41.565 (2) (c).

SECTION 1216. 44.565 (2) (d) of the statutes is renumbered 41.565 (2) (d).

SECTION 1217. 44.565 (2) (e) of the statutes is renumbered 41.565 (2) (e).

SECTION 1218. 44.565 (3) of the statutes is renumbered 41.565 (3) and amended to read:

41.565 **(3)** If the amount in the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (d) in any fiscal year is insufficient to fund all grants under this section, the board shall award grants, including the minimum and maximum grants under sub. (2) (e), on a prorated basis.

SECTION 1219. 44.565 (4) of the statutes is renumbered 41.565 (4).

SECTION 1220. 44.57 (1) of the statutes is repealed.

SECTION 1221. 44.57 (2) of the statutes is repealed.

SECTION 1222. 44.57 (3) of the statutes is repealed.

SECTION 1223. 44.57 (4) of the statutes is repealed.

SECTION 1224. 44.57 (5) (intro.) of the statutes is renumbered 41.57 (5) (intro.) and amended to read:

41.57 **(5)** BOARD RESPONSIBILITIES. (intro.) After acquisition of the work of art under ~~sub. (4)~~ s. 44.57 (4), 2009 stats., the board shall:

SECTION 1225. 44.57 (5) (a) of the statutes is repealed.

SECTION 1226. 44.57 (5) (b) of the statutes is repealed.

SECTION 1227. 44.57 (5) (c) of the statutes is renumbered 41.57 (5) (c) and amended to read:

41.57 **(5)** (c) Cooperate with the bureau of facilities management and consult with the artist or the artist's representative to ensure that each work of art acquired under ~~this section~~ s. 44.57 (4), 2009 stats., is properly maintained and is not artistically altered without the consent of the artist or the artist's representative.

SECTION 1228. 44.57 (5) (d) of the statutes is renumbered 41.57 (5) (d) and amended to read:

41.57 **(5)** (d) Ensure that any work of art acquired under ~~this section~~ s. 44.57 (4), 2009 stats., is maintained and displayed on the grounds of the state building for at least 25 years, unless the board finds that earlier removal is in the public interest. When the board, in consultation with the agency making principal use of the building to which the work of art is appurtenant, determines that the work of art should be removed, the board shall loan the work of art to an accredited museum in the state or to an educational or other appropriate public institution capable of maintaining and exhibiting the work of art.

SECTION 1229. 44.60 of the statutes is renumbered 41.60.

SECTION 1230. 44.62 (title) of the statutes is renumbered 41.62 (title).

SECTION 1231. 44.62 (1) (intro.) of the statutes is renumbered 41.62 (1) (intro.).

SECTION 1232. 44.62 (1) (a) of the statutes is renumbered 41.62 (1) (a) and amended to read:

41.62 **(1)** (a) "Local arts agency" has the meaning given in s. ~~44.565~~ 41.565 (1).

SECTION 1233. 44.62 (1) (b) of the statutes is renumbered 41.62 (1) (b).

SECTION 1234. 44.62 (2) of the statutes is renumbered 41.62 (2) and amended to read:

41.62 **(2)** Subject to sub. (3), the board shall award grants under the Wisconsin regranting program to local arts agencies and municipalities. Grants shall be awarded from the appropriations under s. ~~20.215 (1)~~ 20.380 (3) (f) and (j).

SECTION 1235. 44.62 (3) of the statutes is renumbered 41.62 (3).

SECTION 1236. 44.62 (4) of the statutes is renumbered 41.62 (4).

SECTION 1239x. 45.03 (13) (L) of the statutes is amended to read:

45.03 **(13)** (L) Provide verification to the educational institution of the information required under s. 36.27 (3p) (a) 1r. or 38.24 (8) (a) 1r.

SECTION 1240x. 45.03 (13) (m) of the statutes is amended to read:

45.03 **(13)** (m) Provide verification to the educational institution of the information required under s. 36.27 (3n) (a) 1m. or 38.24 (7) (a) 1m.

SECTION 1242. 45.03 (20) of the statutes is repealed.

SECTION 1245. 45.20 (2) (a) 1. of the statutes is amended to read:

45.20 **(2)** (a) 1. The department shall administer a tuition reimbursement program for eligible veterans enrolling as undergraduates in any institution of higher education in this state, enrolling in a school that is approved under s. 45.03 (11), enrolling in a proprietary school that is approved under s. 38.50, enrolling in a public or private high school, enrolling in a tribal school, as defined in s. ~~115.011~~ 115.001 (15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition under s. 39.47.

SECTION 1248m. 45.41 (3m) of the statutes is created to read:

45.41 **(3m)** If the total amount of payments to be paid under sub. (2) (a) to (c) exceeds the amount available for the payments from the appropriation under s. 20.485 (2) (vw), the department shall prorate the reimbursement payments among the state veterans organizations receiving the payments.

SECTION 1249. 45.50 (1) (a) of the statutes is renumbered 45.50 (1) and amended to read:

45.50 **(1)** VETERANS HOME AT KING. The department shall operate the Wisconsin Veterans Home at King and employ a commandant for the home. ~~The department shall employ a commandant for the Wisconsin Veterans Home at Union Grove and may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls. The department may employ any personnel that are necessary~~

~~for the proper management and operation of veterans homes. In compliance with the compensation plan established pursuant to s. 230.12 (3), a commandant may recommend to the director of personnel charges for meals, living quarters, laundry, and other services furnished to employees and members of the employees' family maintained at veterans homes. The department shall provide complete personal maintenance and medical care, including programs and facilities that promote comfort, recreation, well−being, or rehabilitation, to all members of veterans homes.~~

SECTION 1250. 45.50 (1) (b) of the statutes is renumbered 45.50 (2m) (e) and amended to read:

45.50 **(2m)** (e) All moneys received as reimbursement for services to veterans homes employees or as payment for meals served to guests at veterans homes shall be accumulated in an account named "employee maintenance credits" and shall be paid into the general fund within one week after receipt and credited to the appropriation account under s. 20.485 (1) (gk). This paragraph does not apply to any agreement entered into pursuant to par. (c).

SECTION 1251. 45.50 (1) (c) of the statutes is renumbered 45.50 (2m) (d) and amended to read:

45.50 **(2m)** (d) Veterans homes with a skilled nursing facility shall include a geriatric evaluation, research, and education program. The program ~~staff~~ shall be funded from the appropriations under s. 20.485 (1) (hm)~~, (j),~~ and (mj).

SECTION 1252. 45.50 (2) (a) of the statutes is renumbered 45.50 (2b) and amended to read:

45.50 **(2b)** Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department may construct or renovate and operate residential, treatment, and nursing care facilities, including a community−based residential facility, to be known as the Wisconsin Veterans Home at Union Grove. The department shall employ a commandant for the Wisconsin Veterans Home at Union Grove.

SECTION 1253. 45.50 (2) (b) of the statutes is renumbered 45.50 (2d) and amended to read:

45.50 **(2d)** Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department may develop, construct or renovate, and operate residential, treatment, and nursing care facilities and programs for veterans in northwestern Wisconsin, on the property of the Northern Wisconsin Center for the Developmentally Disabled in Chippewa Falls to be known as the Wisconsin Veterans Home at Chippewa Falls. The programs and facilities may include an assisted living facility, a skilled nursing facility, a medical clinic, an adult day health care center, an activities center, and a veterans assistance program. The department may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls.

SECTION 1254. 45.50 (2b) (title) of the statutes is created to read:

45.50 **(2b)** (title) VETERANS HOME AT UNION GROVE.

SECTION 1255. 45.50 (2d) (title) of the statutes is created to read:

45.50 **(2d)** (title) VETERANS HOME AT CHIPPEWA FALLS.

SECTION 1256. 45.50 (2m) (title) of the statutes is created to read:

45.50 **(2m)** (title) SERVICES; STAFFING OF HOMES.

SECTION 1257. 45.50 (2m) (a) of the statutes is created to read:

45.50 **(2m)** (a) The department shall provide complete personal maintenance and medical care, including programs and facilities that promote comfort, recreation, well−being, or rehabilitation, to all members of veterans homes.

SECTION 1258. 45.50 (2m) (b) of the statutes is created to read:

45.50 **(2m)** (b) The department may employ any personnel that are necessary for the proper management and operation of veterans homes. In compliance with the compensation plan established pursuant to s. 230.12 (3), a commandant may recommend to the director of personnel charges for meals, living quarters, laundry, and other services furnished to employees and members of the employees' family maintained at veterans homes.

SECTION 1259. 45.50 (2m) (c) of the statutes is created to read:

45.50 **(2m)** (c) For the Wisconsin Veterans Home at Chippewa Falls, in lieu of the department employing personnel as authorized under par. (b) and providing the maintenance and medical care as specified in par. (a), the department may enter into an agreement with a private entity to operate the home and perform such management and care using personnel employed by the private entity.

SECTION 1260. 45.50 (3) (title) of the statutes is created to read:

45.50 **(3)** (title) LAND ACQUISITION.

SECTION 1261. 45.50 (4) (title) of the statutes is created to read:

45.50 **(4)** (title) GIFTS AND GRANTS.

SECTION 1262. 45.50 (4) of the statutes is renumbered 45.50 (4) (a).

SECTION 1263. 45.50 (5) of the statutes is renumbered 45.50 (4) (b).

SECTION 1264. 45.50 (6) (title) of the statutes is created to read:

45.50 **(6)** (title) WATER AND SEWER SERVICES.

SECTION 1265. 45.50 (6) (b) of the statutes is amended to read:

45.50 **(6)** (b) Agreements under this ~~section~~ subsection shall be drafted to hold harmless the department, to require all expense to be paid by the applicant, and to be terminable by the department when other water and sewer services become available to the applicant.

SECTION 1266. 45.50 (7) (title) of the statutes is created to read:

45.50 **(7)** (title) ENFORCEMENT AUTHORITY.

SECTION 1267. 45.50 (8) (title) of the statutes is created to read:

45.50 **(8)** (title) FIRE FIGHTING SERVICES.

SECTION 1268. 45.50 (9) of the statutes is renumbered 45.50 (2m) (f) and amended to read:

45.50 **(2m)** (f) The department may develop a program to provide stipends to individuals to attend school and receive the necessary credentials to become employed at veterans homes. If the department develops a stipend program under this ~~subsection~~ paragraph, the department shall promulgate rules related to the program, including the application process, eligibility criteria, stipend amount, repayment provisions, and other provisions that the department determines are necessary to administer the program.

SECTION 1269. 45.50 (10) of the statutes is amended to read:

45.50 **(10)** HOSPITALS AUTHORIZED. The department may establish a hospital at ~~the~~ a veterans ~~homes~~ home. All hospitals established under this subsection may not have a total approved bed capacity, as defined in s. 150.01 (4m), greater than 16 beds. The approved bed capacity of a skilled nursing facility operated at a veterans home is reduced by one bed for each approved bed at the hospital established under this subsection at that home.

SECTION 1271. 46.03 (18) (ar) of the statutes is amended to read:

46.03 **(18)** (ar) ~~A~~ Subject to s. 46.995, a county may retain fees that it collects under this subsection for services the county provides without state funding under the disabled children's long−term support program.

SECTION 1273. 46.057 (2) of the statutes is amended to read:

46.057 **(2)** From the appropriation account under s. 20.410 (3) (ba), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) $1,365,500 in each fiscal year and, from the appropriation account under s. 20.410 (3) (hm), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) ~~$2,872,300~~ $2,890,700 in fiscal year ~~2009−10~~ 2011−12 and ~~$2,896,100~~ $2,964,000 in fiscal year ~~2010−11~~ 2012−13, for services for juveniles placed at the Mendota juvenile treatment center. The department of health services may charge the department of corrections not more than the actual cost of providing those services.

SECTION 1276. 46.21 (2m) (am) of the statutes is created to read:

46.21 **(2m)** (am) *Multicounty department.* A county board of supervisors may establish with one or more other counties a county department of human services on a multicounty basis. A multicounty department of human services established under this paragraph shall meet the requirements for a county department of human services under this section.

SECTION 1277. 46.215 (1) (intro.) of the statutes is amended to read:

46.215 **(1)** CREATION; POWERS AND DUTIES. (intro.) In a county with a population of 500,000 or more the administration of welfare services, other than child welfare services under s. 48.48 (17) administered by the department and except as provided in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826, is vested in a county department of social services under the jurisdiction of the county board of supervisors under s. 46.21 (2m) (b) 1. a. Any reference in any law to a county department of social services under this section applies to a county department under s. 46.21 (2m) in its administration under s. 46.21 (2m) of the powers and duties of the county department of social services. Except as provided in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826, the county department of social services shall have the following functions, duties, and powers, and such other welfare functions as may be delegated to it:

SECTION 1281. 46.215 (1) (t) of the statutes is created to read:

46.215 **(1)** (t) At the discretion of the county board of supervisors, to combine with one or more other counties to establish a county department of social services on a multicounty basis. A multicounty department of social services established under this paragraph shall meet the requirements for a county department of social services under this section.

SECTION 1282. 46.215 (2) (c) 3. of the statutes is amended to read:

46.215 **(2)** (c) 3. A county department of social services shall develop, under the requirements of s. 301.08 (2), plans and contracts for juvenile delinquency−related care and services to be purchased. The department of corrections may review the contracts and approve them if they are consistent with s. 301.08 (2) and if state or federal funds are available for such purposes. The joint committee on finance may require the department of corrections to submit the contracts to the committee for review and approval. The department of corrections may not make any payments to a county for programs included in a contract under review by the committee. The department of corrections shall reimburse each county for the contracts from the appropriations under s. 20.410 (3) (cd)~~, (ko), and (o)~~ and (ko) as appropriate.

SECTION 1283. 46.22 (1) (a) of the statutes is amended to read:

46.22 **(1)** (a) *Creation.* Except as provided under s. 46.23 (3) (b), the county board of supervisors of any county with a population of less than 500,000, or the county boards of 2 or more ~~contiguous~~ counties ~~each with a population of less than 500,000~~, shall establish a county department of social services on a single−county or multicounty basis. The county department of social services

shall consist of a county social services board, a county social services director and necessary personnel.

SECTION 1286m. 46.22 (1) (b) 2. d. of the statutes is amended to read:

46.22 **(1)** (b) 2. d. To certify eligibility for and issue food coupons to needy households in conformity with 7 USC 2011 to ~~2029~~ 2036, subject to s. 49.78.

SECTION 1288. 46.22 (1) (e) 3. c. of the statutes is amended to read:

46.22 **(1)** (e) 3. c. A county department of social services shall develop, under the requirements of s. 301.08 (2), plans and contracts for juvenile delinquency−related care and services to be purchased. The department of corrections may review the contracts and approve them if they are consistent with s. 301.08 (2) and to the extent that state or federal funds are available for such purposes. The joint committee on finance may require the department of corrections to submit the contracts to the committee for review and approval. The department of corrections may not make any payments to a county for programs included in the contract that is under review by the committee. The department of corrections shall reimburse each county for the contracts from the appropriations under s. 20.410 (3) (cd)~~, (ko), and (o)~~ and (ko) as appropriate.

SECTION 1291. 46.23 (3) (a) of the statutes is amended to read:

46.23 **(3)** (a) *Creation.* Upon approval by the secretary of health services, by the secretary of corrections, and by the secretary of children and families of a feasibility study and a program implementation plan, the county board of supervisors of any county with a population of less than 500,000, or the county boards of supervisors of 2 or more ~~contiguous~~ counties, ~~each of which has a population of less than 500,000,~~ may establish by resolution a county department of human services on a single−county or multicounty basis to provide the services required under this section. The county department of human services shall consist of the county human services board, the county human services director and necessary personnel.

SECTION 1292. 46.27 (7) (am) of the statutes is amended to read:

46.27 **(7)** (am) From the appropriation under s. 20.435 (7) (bd), the department shall allocate funds to each county or private nonprofit agency with which the department contracts to pay assessment and case plan costs under sub. (6) not otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall reimburse ~~counties~~ multicounty consortia for the cost of assessing persons eligible for medical assistance under s. 49.46, 49.468, 49.47, or 49.471 (4) (a) as part of the administrative services of medical assistance, payable under s. 49.45 (3) (a). Counties may use unspent funds allocated under this paragraph to pay the cost of long−term community support services and for a risk reserve under par. (fr).

SECTION 1293. 46.27 (9) (a) of the statutes is amended to read:

46.27 **(9)** (a) The department may select up to 5 counties that volunteer to participate in a pilot project under which they will receive certain funds allocated for long−term care. The department shall allocate a level of funds to these counties equal to the amount that would otherwise be paid under s. 20.435 (4) (b), (gm), or (w) to nursing homes for providing care because of increased utilization of nursing home services, as estimated by the department. In estimating these levels, the department shall exclude any increased utilization of services provided by state centers for the developmentally disabled. The department shall calculate these amounts on a calendar year basis under sub. (10).

SECTION 1294. 46.27 (10) (a) 1. of the statutes is amended to read:

46.27 **(10)** (a) 1. The department shall determine for each county participating in the pilot project under sub. (9) a funding level of state medical assistance expenditures to be received by the county. This level shall equal the amount that the department determines would otherwise be paid under s. 20.435 (4) (b), (gm), or (w) because of increased utilization of nursing home services, as estimated by the department.

SECTION 1295. 46.275 (5) (a) of the statutes is amended to read:

46.275 **(5)** (a) Medical Assistance reimbursement for services a county, or the department under sub. (3r), provides under this program is available from the appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w). If 2 or more counties jointly contract to provide services under this program and the department approves the contract, Medical Assistance reimbursement is also available for services provided jointly by these counties.

SECTION 1296. 46.275 (5) (c) of the statutes is amended to read:

46.275 **(5)** (c) The total allocation under s. 20.435 (4) (b), (gm), (o), and (w) to counties and to the department under sub. (3r) for services provided under this section may not exceed the amount approved by the federal department of health and human services. A county may use funds received under this section only to provide services to persons who meet the requirements under sub. (4) and may not use unexpended funds received under this section to serve other developmentally disabled persons residing in the county.

SECTION 1297. 46.278 (6) (d) of the statutes is amended to read:

46.278 **(6)** (d) If a county makes available nonfederal funds equal to the state share of service costs under a waiver received under sub. (3), the department may, from the appropriation under s. 20.435 (4) (o), provide reim-

bursement for services that the county provides under this section to persons who are in addition to those who may be served under this section with funds from the appropriation accounts under s. 20.435 (4) (b), (gm), or (w).

SECTION 1298. 46.2785 (5) (a) of the statutes is amended to read:

46.2785 **(5)** (a) Medical assistance reimbursement for services a county or private agency contracts for or provides under the waiver program shall be made from the appropriation accounts under s. 20.435 (4) (b), (gm), and (o).

SECTION 1299. 46.281 (3) of the statutes is amended to read:

46.281 **(3)** DUTY OF THE SECRETARY. The secretary shall certify to each county, hospital, nursing home, community−based residential facility, adult family home, ~~as defined in s. 50.01 (1) (a) or (b),~~ and residential care apartment complex the date on which a resource center that serves the area of the county, hospital, nursing home, community−based residential facility, adult family home, or residential care apartment complex is first available to perform functional screenings and financial and cost−sharing screenings. To facilitate phase−in of services of resource centers, the secretary may certify that the resource center is available for specified groups of eligible individuals or for specified facilities in the county.

SECTION 1302. 46.283 (4) (e) of the statutes is amended to read:

46.283 **(4)** (e) Provide information about the services of the resource center, including the services specified in sub. (3) (d), about assessments under s. 46.284 (4) (b) and care plans under s. 46.284 (4) (c), and about the family care benefit and the self−directed services option to all older persons and adults with a physical or developmental disability who are residents of nursing homes, community−based residential facilities, adult family homes, ~~as defined in s. 50.01 (1) (a) or (b),~~ and residential care apartment complexes in the area of the resource center when the benefit under s. 46.286 first becomes available in the county where the nursing home, community−based residential facility, adult family home, or residential care apartment complex is located.

SECTION 1303. 46.283 (4) (g) of the statutes is amended to read:

46.283 **(4)** (g) Perform a functional screening and a financial and cost−sharing screening for any person seeking admission to a nursing home, community−based residential facility, residential care apartment complex, or adult family home, ~~as defined in s. 50.01 (1) (a) or (b),~~ if the secretary has certified that the resource center is available to the person and the facility and the person is determined by the resource center to have a condition that is expected to last at least 90 days that would require care, assistance, or supervision. A resource center may not require a financial and cost−sharing screening for a person seeking admission or about to be admitted on a private pay basis who waives the requirement for a financial and cost−sharing screening under this paragraph, unless the person is expected to become eligible for medical assistance within 6 months. A resource center need not perform a functional screening for a person seeking admission or about to be admitted for whom a functional screening was performed within the previous 6 months.

SECTION 1304. 46.283 (5) of the statutes is amended to read:

46.283 **(5)** FUNDING. From the appropriation accounts under s. 20.435 (4) (b), (bm), (gm), (pa), and (w) and (7) (b), (bd), and (md), the department may contract with organizations that meet standards under sub. (3) for performance of the duties under sub. (4) and shall distribute funds for services provided by resource centers.

SECTION 1304m. 46.284 (2) (d) of the statutes is created to read:

46.284 **(2)** (d) As a term of a contract with a care management organization under this section, the department shall prohibit a care management organization from including a provision that requires a provider to return any funding for residential services, prevocational services, or supported employment services that exceeds the cost of those services to the care management organization in a contract for services covered by the family care benefit.

SECTION 1305. 46.284 (5) (a) of the statutes is amended to read:

46.284 **(5)** (a) From the appropriation accounts under s. 20.435 (4) (b), (g), (gm), (im), (o), and (w) and (7) (b), (bd), and (g), the department shall provide funding on a capitated payment basis for the provision of services under this section. Notwithstanding s. 46.036 (3) and (5m), a care management organization that is under contract with the department may expend the funds, consistent with this section, including providing payment, on a capitated basis, to providers of services under the family care benefit.

SECTION 1306. 46.29 (3) (e) of the statutes is amended to read:

46.29 **(3)** (e) The secretary of ~~commerce~~ safety and professional services.

SECTION 1307. 46.40 (9) (d) of the statutes is amended to read:

46.40 **(9)** (d) *Payment adjustments for certain Medical Assistance services.* The department may decrease a county's allocation under sub. (2) by the amount of any payment adjustments under s. 49.45 (52) (a) made for that county from the appropriation account under s. 20.435 (7) (b) for services described under s. 49.45 (52) (a) 1. The total amount of the decrease for a county under this paragraph during any fiscal year may not exceed that part of the county's allocation under sub. (2) that derives

from the appropriation account under s. 20.435 (7) (b) for that fiscal year.

SECTION 1308. 46.40 (9) (e) of the statutes is created to read:

46.40 **(9)** (e) *County income maintenance administration.* Beginning in calendar year 2012, the department shall decrease the allocation under sub. (2) for a county with a population of 750,000 or more from the appropriation under s. 20.435 (7) (b) by $2,700,000.

SECTION 1311. 46.90 (1) (gr) 3. of the statutes is amended to read:

46.90 **(1)** (gr) 3. The department of ~~regulation and licensing~~ safety and professional services.

SECTION 1312. 46.90 (5m) (br) 5. of the statutes is amended to read:

46.90 **(5m)** (br) 5. Refer the case to the department of ~~regulation and licensing~~ safety and professional services if the financial exploitation, neglect, self−neglect, or abuse involves an individual who is required to hold a credential, as defined in s. 440.01 (2) (a), under chs. 440 to 460.

SECTION 1313. 46.99 (3) of the statutes is amended to read:

46.99 **(3)** If the waiver requested under sub. (2) is granted, counties shall provide to the department the nonfederal share of costs for medical assistance services provided under the waiver. Counties may use moneys appropriated under s. 20.435 (7) (bt) and distributed to counties under s. 51.44 (3) (a) to provide the nonfederal share of medical assistance costs.

SECTION 1314. 46.99 (3m) of the statutes is created to read:

46.99 **(3m)** If the waiver requested under sub. (2) is granted, counties shall provide to the department the nonfederal share of the cost incurred by an entity to administer the waiver program under this section.

SECTION 1315. 46.99 (4) of the statutes is amended to read:

46.99 **(4)** From the appropriation account under s. 20.435 (4) (o), the department ~~shall~~ may distribute to counties that provide services under this section the amount of federal moneys received by the state as the federal share of medical assistance for those services, minus the amount transferred to the appropriation account under s. 20.435 (7) (im) for the department's costs of administering this section. Counties shall use moneys distributed under this section to provide services under this section or s. 51.44.

SECTION 1316. 46.995 of the statutes is created to read:

46.995 Disabled children's long−term support program; local funding. (1) A county shall provide to the department the nonfederal share of the cost incurred by an entity to administer services provided without state funding under the disabled children's long−term support program for a child enrolled in the program after December 31, 2010.

(2) A county shall provide to the department the nonfederal share of the cost of services provided without state funding under the disabled children's long−term support program.

SECTION 1317. 47.03 (11) (a) of the statutes is amended to read:

47.03 **(11)** (a) The department shall provide services, including vocational training~~, craft instruction~~ and a supervised business initiatives program for persons with severe disabilities who are eligible for vocational rehabilitation services. Under this subsection, the department may own, lease, manage, supervise or operate businesses for the benefit of persons with severe disabilities, ~~including home−based employment and craft work,~~ with the ultimate objective of enabling persons with severe disabilities to operate their own businesses. ~~The department shall assist persons with severe disabilities who receive these services in marketing the finished products.~~

SECTION 1318. 47.03 (11) (c) of the statutes is repealed.

SECTION 1319. 47.03 (11) (d) of the statutes is repealed.

SECTION 1320. 47.03 (11) (e) of the statutes is repealed.

SECTION 1321j. 48.38 (2) (f) of the statutes is amended to read:

48.38 **(2)** (f) The child's care would be paid for under s. 49.19 but for s. 49.19 (20), except that this paragraph does not apply to a child whose care is being paid for under s. 48.623 (1).

SECTION 1321k. 48.38 (4) (j) of the statutes is created to read:

48.38 **(4)** (j) If the child is placed in the home of a relative or other person described in s. 48.623 (1) (b) 1. who will be receiving subsidized guardianship payments, a description of all of the following:

1. The steps the agency has taken to determine that it is not appropriate for the child to be returned to his or her home or to be adopted.

2. If a decision has been made not to place the child and his or her siblings, as defined in par. (br) 1., in a joint placement, the reasons for separating the child and his or her siblings during the placement.

3. The reasons why a permanent placement with a fit and willing relative or other person described in s. 48.623 (1) (b) 1. through a subsidized guardianship arrangement is in the best interests of the child. In the case of an Indian child, the best interests of the Indian child shall be determined in accordance with s. 48.01 (2).

4. The ways in which the child and the relative or other person described in s. 48.623 (1) (b) 1. meet the eligibility requirements specified in s. 48.623 (1) for the receipt of subsidized guardianship payments.

5. The efforts the agency has made to discuss adoption of the child by the relative or other person described in s. 48.623 (1) (b) 1. as a more permanent alternative to guardianship and, if that relative or other person has chosen not to pursue adoption, documentation of the reasons for not pursuing adoption.

6. The efforts the agency has made to discuss the subsidized guardianship arrangement with the child's parents or, if those efforts were not made, documentation of the reasons for not making those efforts.

SECTION 1321n. 48.385 of the statutes is amended to read:

48.385 Plan for transition to independent living. During the 90 days immediately before a child who is placed in a foster home, group home, ~~subsidized guardianship home under s. 48.62 (5), group home,~~ or residential care center for children and youth or in the home of a relative other than a parent attains 18 years of age or, if the child is placed in such a placement under an order under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under s. 48.355 (4) or 938.355 (4) after the child attains 18 years of age, during the 90 days immediately before the termination of the order, the agency primarily responsible for providing services to the child under the order shall provide the child with assistance and support in developing a plan for making the transition from out−of−home care to independent living. The transition plan shall be personalized at the direction of the child, shall be as detailed as the child directs, and shall include specific options for obtaining housing, health care, education, mentoring and continuing support services, and workforce support and employment services.

SECTION 1323. 48.545 (2) (a) (intro.) of the statutes is amended to read:

48.545 **(2)** (a) (intro.) From the appropriations under s. 20.437 (1) (eg), (kb), and (nL), the department shall distribute $2,097,700 in each fiscal year to applying nonprofit corporations and public agencies operating in a county having a population of 500,000 or more, $1,171,800 in each fiscal year to applying county departments under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county having a population of 500,000 or more, and $55,000 in each fiscal year to Diverse and Resilient, Inc. to provide programs to accomplish all of the following:

SECTION 1323d. 48.561 (3) (a) 3. of the statutes is amended to read:

48.561 **(3)** (a) 3. Through a deduction of $20,101,300 from any state payment due that county under s. ~~79.03~~ 79.035, 79.04, ~~79.058, 79.06,~~ or 79.08 as provided in par. (b).

SECTION 1323g. 48.561 (3) (b) of the statutes is amended to read:

48.561 **(3)** (b) The department of administration shall collect the amount specified in par. (a) 3. from a county having a population of 500,000 or more by deducting all or part of that amount from any state payment due that county under s. ~~79.03~~ 79.035, 79.04, ~~79.058, 79.06,~~ or 79.08. The department of administration shall notify the department of revenue, by September 15 of each year, of the amount to be deducted from the state payments due under s. ~~79.03~~ 79.035, 79.04~~, 79.058, 79.06,~~ or 79.08. The department of administration shall credit all amounts collected under this paragraph to the appropriation account under s. 20.437 (1) (kw) and shall notify the county from which those amounts are collected of that collection. The department may not expend any moneys from the appropriation account under s. 20.437 (1) (cx) for providing services to children and families under s. 48.48 (17) until the amounts in the appropriation account under s. 20.437 (1) (kw) are exhausted.

SECTION 1324. 48.563 (1) (a) of the statutes is amended to read:

48.563 **(1)** (a) Within the limits of available federal funds and of the appropriations under s. 20.437 (1) (b), (km), and (o), the department shall distribute funds for children and family services to county departments as provided in subs. (2), (3), and (7m) and s. 48.986.

SECTION 1324f. 48.563 (2) of the statutes is amended to read:

48.563 **(2)** BASIC COUNTY ALLOCATION. For children and family services under s. 48.569 (1) (d), the department shall distribute not more than ~~$51,577,400 in fiscal year 2009−10 and not more than $63,264,700 in fiscal year 2010−11 and~~ $66,475,500 in each fiscal year ~~thereafter~~.

SECTION 1325. 48.565 (2) (c) of the statutes is amended to read:

48.565 **(2)** (c) The department shall credit to the appropriation account under s. 20.437 (3) ~~(mp)~~ (kp) any moneys carried forward under par. (a), but not distributed to counties, and may expend those moneys as provided in s. 48.567.

SECTION 1326. 48.567 (1) of the statutes is amended to read:

48.567 **(1)** From the appropriation account under s. 20.437 (3) ~~(mp)~~ (kp), the department shall support costs that are exclusively related to the ongoing and recurring operational costs of augmenting the amount of moneys received under 42 USC 670 to 679a and to any other purpose provided for by the legislature by law or in budget determinations. In addition, the department may expend moneys from ~~the~~ that appropriation account ~~under s. 20.437 (3) (mp)~~ as provided in subs. (1m) and (2).

SECTION 1327. 48.567 (1m) of the statutes is amended to read:

48.567 **(1m)** In addition to expending moneys from the appropriation account under s. 20.437 (3) ~~(mp)~~ (kp) for the augmentation activities specified in sub. (1), the department may expend moneys ~~received under 42 USC 1396 to 1396v in reimbursement of the cost of providing~~

~~targeted case management services to children whose care is not eligible for reimbursement under 42 USC 670 to 679a and credited to the~~ from that appropriation account ~~under s. 20.437 (3) (mp)~~ to support the counties' share of implementing the statewide automated child welfare information system under s. 46.22 (1) (c) 8. f. and to provide services to children and families under s. 48.48 (17).

SECTION 1328. 48.567 (2) of the statutes is amended to read:

48.567 **(2)** If the department proposes to use any moneys from the appropriation account under s. 20.437 (3) ~~(mp)~~ (kp) for any purpose other than the purposes specified in subs. (1) and (1m), the department shall submit a plan for the proposed use of those moneys to the secretary of administration by September 1 of the fiscal year after the fiscal year in which those moneys were received. If the secretary of administration approves the plan, he or she shall submit the plan to the joint committee on finance by October 1 of the fiscal year after the fiscal year in which those moneys were received. If the cochairpersons of the committee do not notify the secretary of administration within 14 working days after the date of submittal of the plan that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan. If within 14 working days after the date of the submittal by the secretary of administration the cochairpersons of the committee notify him or her that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan only with the approval of the committee.

SECTION 1329. 48.569 (1) (am) of the statutes is amended to read:

48.569 **(1)** (am) The department shall reimburse each county from the appropriations under s. 20.437 (1) (b), (km), and (o) for children and family services as approved by the department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

SECTION 1330. 48.569 (1) (d) of the statutes is amended to read:

48.569 **(1)** (d) From the appropriations under s. 20.437 (1) (b), (km), and (o), the department shall distribute the funding for children and family services, including funding for foster care or subsidized guardianship care of a child on whose behalf aid is received under s. 48.645 to county departments as provided under s. 48.563. County matching funds are required for the distribution under s. 48.563 (2). Each county's required match for the distribution under s. 48.563 (2) shall be specified in a schedule established annually by the department. Matching funds may be from county tax levies, federal and state revenue sharing funds, or private donations to the county that meet the requirements specified in sub. (1m). Private donations may not exceed 25 percent of the total county match. If the county match is less than the amount required to generate the full amount of state and federal funds distributed for this period, the decrease in the amount of state and federal funds equals the difference between the required and the actual amount of county matching funds.

SECTION 1330s. 48.57 (3) (a) 4. of the statutes is amended to read:

48.57 **(3)** (a) 4. Is living in a foster home, group home, residential care center for children and youth, or subsidized guardianship home ~~under s. 48.62 (5)~~.

SECTION 1331h. 48.57 (3m) (cm) of the statutes is amended to read:

48.57 **(3m)** (cm) A kinship care relative who receives a payment under par. (am) for providing care and maintenance for a child is not eligible to receive a payment under sub. (3n) or s. 48.62 (4) or ~~(5)~~ 48.623 (1) or (6) for that child.

SECTION 1332b. 48.57 (3n) (cm) of the statutes is amended to read:

48.57 **(3n)** (cm) A long−term kinship care relative who receives a payment under par. (am) for providing care and maintenance for a child is not eligible to receive a payment under sub. (3m) or s. 48.62 (4) or ~~(5)~~ 48.623 (1) or (6) for that child.

SECTION 1332c. 48.57 (3p) (a) of the statutes is amended to read:

48.57 **(3p)** (a) In this subsection, "adult resident" means a person 18 years of age or over who lives at the home of a person who has applied for or is receiving payments under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b)~~ with the intent of making that home his or her home or who lives for more than 30 days cumulative in any 6−month period at the home of a person who has applied for or is receiving payments under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b)~~.

SECTION 1332d. 48.57 (3p) (b) 1. of the statutes is amended to read:

48.57 **(3p)** (b) 1. After receipt of an application for payments under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b)~~, the county department or, in a county having a population of 500,000 or more, the department, with the assistance of the department of justice, shall conduct a background investigation of the applicant.

SECTION 1332e. 48.57 (3p) (b) 3. of the statutes is amended to read:

48.57 **(3p)** (b) 3. The county department or, in a county having a population of 500,000 or more, the department, with the assistance of the department of justice, may conduct a background investigation of any person who is receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ at any time that the county department or department considers to be appropriate.

SECTION 1332f. 48.57 (3p) (c) 1. of the statutes is amended to read:

48.57 **(3p)** (c) 1. After receipt of an application for payments under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b)~~,

the county department or, in a county having a population of 500,000 or more, the department, with the assistance of the department of justice, shall, in addition to the investigation under par. (b) 1., conduct a background investigation of all employees and prospective employees of the applicant who have or would have regular contact with the child for whom those payments are being made and of each adult resident.

SECTION 1332g. 48.57 (3p) (c) 2m. of the statutes is amended to read:

48.57 **(3p)** (c) 2m. The county department or, in a county having a population of 500,000 or more, the department, with the assistance of the department of justice, may conduct a background investigation of any of the employees or prospective employees of any person who is receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ who have or would have regular contact with the child for whom payments are being made and of each adult resident at any time that the county department or department considers to be appropriate.

SECTION 1332h. 48.57 (3p) (c) 3. of the statutes is amended to read:

48.57 **(3p)** (c) 3. Before a person who is receiving payments under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b)~~ may employ any person in a position in which that person would have regular contact with the child for whom those payments are being made or permit any person to be an adult resident, the county department or, in a county having a population of 500,000 or more, the department, with the assistance of the department of justice, shall conduct a background investigation of the prospective employee or prospective adult resident unless that person has already been investigated under subd. 1., 2. or 2m.

SECTION 1332i. 48.57 (3p) (fm) 1m. of the statutes is amended to read:

48.57 **(3p)** (fm) 1m. The county department or, in a county having a population of 500,000 or more, the department may not enter into the agreement under sub. (3n) (am) 6. ~~or make payments under s. 48.62 (5) (a) or (b)~~ unless the county department or department receives information from the department of justice relating to the conviction record of the applicant under the law of this state and that record indicates either that the applicant has not been arrested or convicted or that the applicant has been arrested or convicted but the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary to review conviction records under this subdivision determines that the conviction record is satisfactory because it does not include any arrest or conviction that the director or person designated by the secretary determines is likely to adversely affect the child or the applicant's ability to care for the child. The county department or, in a county having a population of 500,000 or more, the department may make payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ conditioned on the receipt of information from the federal bureau of investigation indicating that the person's conviction record under the law of any other state or under federal law is satisfactory because the conviction record does not include any arrest or conviction that the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary to review conviction records under this subdivision determines is likely to adversely affect the child or the applicant's ability to care for the child.

SECTION 1332j. 48.57 (3p) (fm) 2m. of the statutes is amended to read:

48.57 **(3p)** (fm) 2m. A person receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ may provisionally employ a person in a position in which that person would have regular contact with the child for whom those payments are being made or provisionally permit a person to be an adult resident if the person receiving those payments states to the county department or, in a county having a population of 500,000 or more, the department that, to the best of his or her knowledge, the employee or adult resident does not have any arrests or convictions that could adversely affect the child or the ability of the person receiving payments to care for the child. A person receiving payment under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ may not finally employ a person in a position in which that person would have regular contact with the child for whom those payments are being made or finally permit a person to be an adult resident until the county department or, in a county having a population of 500,000 or more, the department receives information from the department of justice relating to the person's conviction record under the law of this state and that record indicates either that the person has not been arrested or convicted or that the person has been arrested or convicted but the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary to review conviction records under this subdivision determines that the conviction record is satisfactory because it does not include any arrest or conviction that is likely to adversely affect the child or the ability of the person receiving payments to care for the child and the county department or department so advises the person receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~. A person receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ may finally employ a person in a position in which that person would have regular contact with the child for whom those payments are being made or finally permit a person to be an adult resident conditioned on the receipt of information from the county department or, in a county having a population of 500,000 or more, the department that the federal bureau of investigation indicates that the person's conviction record under the law of any other state or under federal law is satisfactory because the conviction record does not include any arrest or conviction that the director of the

county department or, in a county having a population of 500,000 or more, the person designated by the secretary to review conviction records under this subdivision determines is likely to adversely affect the child or the ability of the person receiving payments to care for the child.

SECTION 1332k. 48.57 (3p) (hm) of the statutes is amended to read:

48.57 **(3p)** (hm) A county department or, in a county having a population of 500,000 or more, the department may not make payments to a person under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ and a person receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ may not employ a person in a position in which that person would have regular contact with the child for whom payments are being made or permit a person to be an adult resident if the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary to review conviction records under this paragraph determines that the person has any arrest or conviction that is likely to adversely affect the child or the person's ability to care for the child.

SECTION 1332m. 48.62 (5) (a) of the statutes is repealed.

SECTION 1332n. 48.62 (5) (b) of the statutes is renumbered 48.623 (6) (intro.) and amended to read:

48.623 **(6)** INTERIM CARETAKER. (intro.) ~~Subject to par. (d), on~~ On the death, incapacity, resignation, or removal of a guardian receiving payments under ~~par. (a), a~~ sub. (1), the county department or~~, in a county having a population of 500,000 or more,~~ the department providing those payments shall provide monthly subsidized guardianship payments in the amount specified in ~~par. (e)~~ sub. (3) (b) for a period of up to 12 months to an interim caretaker ~~who meets~~ if all of the following conditions ~~specified in par. (c).~~ are met:

SECTION 1332p. 48.62 (5) (c) (intro.) of the statutes is repealed.

SECTION 1332q. 48.62 (5) (c) 1. of the statutes is renumbered 48.623 (6) (a) and amended to read:

48.623 **(6)** (a) The county department or department inspects the home of the ~~guardian or~~ interim caretaker, interviews the ~~guardian or~~ interim caretaker, and determines that placement of the child with the ~~guardian or~~ interim caretaker is in the best interests of the child. In the case of an Indian child, the best interests of the Indian child shall be determined in accordance with s. 48.01 (2).

SECTION 1332r. 48.62 (5) (c) 2. of the statutes is renumbered 48.623 (6) (b) and amended to read:

48.623 **(6)** (b) The county department or department conducts a background investigation under s. ~~48.57 (3p)~~ 48.685 of the ~~guardian or~~ interim caretaker~~, the employees and prospective employees of the guardian or interim caretaker who have or would have regular contact with the child for whom the payments would be made, and any other adult resident, as defined in s. 48.57 (3p) (a),~~ and any nonclient resident, as defined in s. 48.685 (1) (bm), of the home of the ~~guardian or~~ interim caretaker and determines that those individuals ~~do not have any arrests or convictions that are likely to adversely affect the child or the ability of the guardian or interim caretaker to care for the child~~ meet the requirements specified in s. 48.685. The county department or department shall provide the department of health services with information about each person who is denied monthly subsidized guardianship payments or permission to reside in the home of an interim caretaker for a reason specified in s. 48.685 (4m) (a) 1. to 5. or (b) 1. to 5.

SECTION 1332s. 48.62 (5) (c) 3. of the statutes is renumbered 48.623 (6) (c) and amended to read:

48.623 **(6)** (c) ~~In the case of an interim caretaker, the~~ The interim caretaker cooperates with the county department or department in finding a permanent placement for the child.

SECTION 1332t. 48.62 (5) (d) of the statutes is renumbered 48.623 (3) (a) and amended to read:

48.623 **(3)** (a) ~~The department shall request from the secretary of the federal department of health and human services a waiver of the requirements under 42 USC 670 to 679a that would authorize the state to receive federal foster care and adoption assistance reimbursement under 42 USC 670 to 679a for the costs of providing care for a child who is in the care of a guardian who was licensed as the child's foster parent before the guardianship appointment and who has entered into a subsidized guardianship agreement with the county department or department. If the waiver is approved for~~ In a county having a population of ~~500,000~~ 750,000 or more, the department shall provide the monthly payments under ~~par. (a)~~ sub. (1) or (6) from the appropriations under s. 20.437 (1) (dd) and (pd). ~~If the waiver is approved for~~ In any other county, ~~the department shall determine which counties are authorized to provide monthly payments under par. (a) or (b), and~~ the county ~~departments of those counties~~ department shall provide those payments from moneys received under s. 48.569 (1) (d).

SECTION 1332u. 48.62 (5) (e) of the statutes is renumbered 48.623 (3) (b) and amended to read:

48.623 **(3)** (b) The amount of a monthly payment under ~~par. (a) or (b)~~ sub. (1) or (6) for the care of a child shall equal the amount received under ~~sub.~~ s. 48.62 (4) by the guardian of the child for the month immediately preceding the month in which the guardianship order was granted or a lesser amount if agreed to by the guardian and specified in the agreement under sub. (2) (b). A guardian or an interim caretaker who receives a monthly payment under ~~par. (a) or (b)~~ sub. (1) or (6) for the care of a child is not eligible to receive a payment under ~~sub. (4) or~~ s. 48.57 (3m) or (3n) or 48.62 (4) for the care of that child.

SECTION 1332v. 48.62 (6) of the statutes is amended to read:

48.62 **(6)** The department or a county department may recover an overpayment made under sub. (4) ~~or (5)~~ from a foster parent~~, guardian, or interim caretaker~~ who continues to receive those payments by reducing the amount of the ~~person's~~ foster parent's monthly payment. The department may by rule specify other methods for recovering those overpayments. A county department that recovers an overpayment under this subsection due to the efforts of its officers and employees may retain a portion of the amount recovered, as provided by the department by rule.

SECTION 1332w. 48.623 of the statutes is created to read:

48.623 Subsidized guardianships. (1) ELIGIBILITY. A county department or, in a county having a population of 750,000 or more, the department shall provide monthly subsidized guardianship payments in the amount specified in sub. (3) (b) to a guardian of a child under s. 48.977 (2) or under a substantially similar tribal law if the county department or department determines that the conditions specified in pars. (a) to (d) have been met. A county department or, in a county having a population of 750,000 or more, the department shall also provide those payments for the care of a sibling of such a child, regardless of whether the sibling meets the conditions specified in par. (a), if the county department or department and the guardian agree on the appropriateness of placing the sibling in the home of the guardian. A guardian of a child under s. 48.977 (2) or under a substantially similar tribal law is eligible for monthly subsidized guardianship payments under this subsection if the county department or, in a county having a population of 750,000 or more, the department determines that all of the following apply:

(a) The child meets all of the following conditions:

1. The child has been removed from his or her home under a voluntary agreement under s. 48.63 or under a substantially similar tribal law or under a court order containing a finding that continued placement of the child in his or her home would be contrary to the welfare of the child.

2. The child has been residing in the home of the guardian for not less than 6 consecutive months.

3. The child's situation precludes return of the child to his or her home or adoption as appropriate permanency options for the child.

4. The child demonstrates a strong attachment to the guardian.

5. If the child is 14 years of age or over, the child has been consulted with regarding the guardianship arrangement.

(b) The guardian meets all of the following conditions:

1. The guardian is a relative of the child or is a person who has a significant emotional relationship with the child and who, prior to the child's placement in out−of−home care, had an existing relationship with the child that is similar to a familial relationship.

2. The guardian has a strong commitment to caring permanently for the child.

3. The guardian is licensed as the child's foster parent and the guardian and all adults residing in the guardian's home meet the requirements specified in s. 48.685.

5. Prior to being named as the guardian of the child, the guardian entered into a subsidized guardianship agreement under sub. (2) with the county department or department.

(c) An order under s. 48.345, 48.357, 48.363, 48.365, 938.345, 938.357, 938.363, or 938.365 placing the child, or continuing the placement of the child, outside of the child's home has been terminated, or any proceeding in which the child has been adjudged to be in need of protection or services specified in s. 48.977 (2) (a) has been dismissed, as provided in s. 48.977 (3r).

(d) If the county department or department knows or has reason to know that the child is an Indian child, the Indian child's parent, Indian custodian, and tribe have been provided with notice of the child's placement in the home of the guardian under s. 48.977 (4) (c) 2m. and the court has found under s. 48.977 (4) (g) 4. that the home of the guardian is in compliance with the order of placement preference under s. 48.028 (7) (b) or, if applicable, s. 48.028 (7) (c), unless the court found good cause, as described in s. 48.028 (7) (e), for departing from that order.

(2) SUBSIDIZED GUARDIANSHIP AGREEMENT. Before a county department or the department may approve the provision of subsidized guardianship payments under sub. (1) to a proposed guardian, the county department or department shall negotiate and enter into a written, binding subsidized guardianship agreement with the proposed guardian and provide the proposed guardian with a copy of the agreement. A subsidized guardianship agreement shall specify all of the following:

(a) The amount of the monthly subsidized guardianship payments that will be provided under the agreement and the manner in which those payments may be adjusted periodically, in consultation with the guardian, based on the circumstances of the guardian and the needs of the child.

(b) Any additional services and assistance for which the child or guardian will be eligible under the agreement, a description of those additional services and that additional assistance, and the procedures by which the guardian may apply for those additional services and that additional assistance.

(c) That the county department or department will pay the total cost of the nonrecurring expenses that are associated with obtaining guardianship of the child, not to exceed $2,000.

(d) That the agreement shall remain in effect without regard to the state of residence of the guardian.

(e) That, in determining eligibility for adoption assistance under s. 48.975 and 42 USC 673 for the care of the child, the placement of the child in the home of the guardian and any payments made under sub. (1) shall be considered never to have been made.

(3) PAYMENTS. (c) 1. If a person who is receiving monthly subsidized guardianship payments under an agreement under sub. (2) believes that there has been a substantial change in circumstances, as defined by the department by rule promulgated under sub. (7) (a), he or she may request that the agreement be amended to increase the amount of those payments. If a request is received under this subdivision, the county department or department shall determine whether there has been a substantial change in circumstances and whether there has been a substantiated report of abuse or neglect of the child by the person receiving those payments. If there has been a substantial change in circumstances and if there has been no substantiated report of abuse or neglect of the child by that person, the county department or department shall offer to increase the amount of those payments based on criteria established by the department by rule promulgated under sub. (7) (b). If an increased monthly subsidized guardianship payment is agreed to by the person receiving those payments, the county department or department shall amend the agreement in writing to specify the increased amount of those payments.

2. Annually, a county department or the department shall review an agreement that has been amended under subd. 1. to determine whether the substantial change in circumstances that was the basis for amending the agreement continues to exist. If that substantial change in circumstances continues to exist, the agreement, as amended, shall remain in effect. If that substantial change in circumstances no longer exists, the county department or department shall offer to decrease the amount of the monthly subsidized guardianship payments provided under sub. (1) based on criteria established by the department under sub. (7) (c). If the decreased amount of those payments is agreed to by the person receiving those payments, the county department or department shall amend the agreement in writing to specify the decreased amount of those payments. If the decreased amount of those payments is not agreed to by the person receiving those payments, that person may appeal the decision of the county department or department regarding the decrease under sub. (5).

3. A county department or the department may propose to a person receiving monthly subsidized guardianship payments that the agreement under sub. (2) (b) be amended to adjust the amount of those payments. If an adjustment in the amount of those payments is agreed to by the person receiving those payments, the agreement shall be amended in writing to specify the adjusted amount of those payments.

4. An agreement under sub. (2) may be amended more than once under subd. 1. or 3.

(d) The department or a county department may recover an overpayment made under sub. (1) or (6) from a guardian or interim caretaker who continues to receive those payments by reducing the amount of the person's monthly payment. The department may by rule specify other methods for recovering those overpayments. A county department that recovers an overpayment under this paragraph due to the efforts of its officers and employees may retain a portion of the amount recovered, as provided by the department by rule.

(4) ANNUAL REVIEW. A county department or the department shall review a placement of a child for which the county department or department makes payments under sub. (1) not less than every 12 months after the county department or department begins making those payments to determine whether the child and the guardian remain eligible for those payments. If the child or the guardian is no longer eligible for those payments, the county department or department shall discontinue making those payments.

(5) APPEAL. (a) Any person whose application for payments under sub. (1) is not acted on promptly or is denied on the grounds that a condition specified in sub. (1) has not been met and any person whose payments under sub. (1) are decreased under sub. (3) (c) 2. or discontinued under sub. (4) may petition the department under par. (b) for a review of that action or failure to act. Review is unavailable if the action or failure to act arose more than 45 days before submission of the petition for review.

(b) 1. Upon receipt of a timely petition described in par. (a) the department shall give the applicant or recipient reasonable notice and an opportunity for a fair hearing. The department may make such additional investigation as it considers necessary. Notice of the hearing shall be given to the applicant or recipient and to the county department or subunit of the department whose action or failure to act is the subject of the petition. That county department or subunit of the department may be represented at the hearing. The department shall render its decision as soon as possible after the hearing and shall send a certified copy of its decision to the applicant or recipient and to the county department or subunit of the department whose action or failure to act is the subject of the petition. The decision of the department shall have the same effect as an order of the county department or subunit of the department whose action or failure to act is the subject of the petition. The decision shall be final, but may be revoked or modified as altered conditions may require. The department shall deny a petition for review or shall refuse to grant relief if any of the following applies:

a. The petitioner withdraws the petition in writing.

b. The sole issue in the petition concerns an automatic payment adjustment or change that affects an entire class of recipients and is the result of a change in state law.

c. The petitioner abandons the petition. Abandonment occurs if the petitioner fails to appear in person or by a representative at a scheduled hearing without good cause, as determined by the department.

2. If a recipient requests a hearing within 10 days after the date of notice that his or her payments under sub. (1) are being decreased or discontinued, those payments may not be decreased or discontinued until a decision is rendered after the hearing but payments made pending the hearing decision may be recovered by the department if the contested action or failure to act is upheld. The department shall promptly notify the county department or the subunit of the department whose action is the subject of the hearing that the recipient has requested a hearing. Payments under sub. (1) shall be decreased or discontinued if the recipient is contesting a state law or a change in state law and not the determination of the payment made on the recipient's behalf.

3. The recipient shall be promptly informed in writing if his or her payments under sub. (1) are to be decreased or discontinued pending the hearing decision.

(6) (d) If the county department or department knows or has reason to know that the child is an Indian child, the county department or department provides notice of the Indian child's placement in the home of the interim caretaker to the Indian child's parent, Indian custodian, and tribe and determines that the home of the interim caretaker complies with the order of placement preference under s. 48.028 (7) (b) or, if applicable, s. 48.028 (7) (c), unless the county department or department finds good cause, as described in s. 48.028 (7) (e), for departing from that order.

(7) RULES. The department shall promulgate rules to implement this section. Those rules shall include all of the following:

(a) A rule defining the substantial change in circumstances under which a person receiving monthly subsidized guardianship payments under sub. (1) may request that an agreement made under sub. (2) be amended to increase the amount of those payments.

(b) Rules establishing requirements for submitting a request under sub. (3) (c) 1. and criteria for determining the amount of the increase in monthly subsidized guardianship payments that a county department or the department shall offer if there has been a substantial change in circumstances and if there has been no substantiated report of abuse or neglect of the child by the person receiving those payments.

(c) Rules establishing the criteria for determining the amount of the decrease in monthly subsidized guardianship payments that the department shall offer under sub. (3) (c) 2. if a substantial change in circumstances no longer exists. The criteria shall provide that the amount of the decrease offered by the department under sub. (3) (c) 2. may not result in a monthly subsidized guardianship payment that is less than the initial monthly subsidized guardianship payment provided for the child under sub. (1).

SECTION 1332x. 48.645 (1) (a) of the statutes is amended to read:

48.645 **(1)** (a) The child is living in a foster home licensed under s. 48.62 if a license is required under that section, in a foster home located within the boundaries of a reservation in this state and licensed by the tribal governing body of the reservation, in a group home licensed under s. 48.625, in a subsidized guardianship home under s. ~~48.62 (5)~~ 48.623, or in a residential care center for children and youth licensed under s. 48.60, and has been placed in the foster home, group home, subsidized guardianship home, or center by a county department under s. 46.215, 46.22, or 46.23, by the department, or by a governing body of an Indian tribe in this state under an agreement with a county department under s. 46.215, 46.22, or 46.23.

SECTION 1332y. 48.645 (2) (a) 1. of the statutes is amended to read:

48.645 **(2)** (a) 1. A nonrelative who cares for the dependent child in a foster home having a license under s. 48.62, in a foster home located within the boundaries of a reservation in this state and licensed by the tribal governing body of the reservation or in a group home licensed under s. 48.625, a subsidized guardian or interim caretaker under s. ~~48.62 (5)~~ 48.623 who cares for the dependent child, or a minor custodial parent who cares for the dependent child, regardless of the cause or prospective period of dependency. The state shall reimburse counties pursuant to the procedure under s. 48.569 (2) and the percentage rate of participation set forth in s. 48.569 (1) (d) for aid granted under this section except that if the child does not have legal settlement in the granting county, state reimbursement shall be at 100%. The county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) shall determine the legal settlement of the child. A child under one year of age shall be eligible for aid under this subsection irrespective of any other residence requirement for eligibility within this section.

SECTION 1333. 48.67 (intro.) of the statutes is amended to read:

48.67 Rules governing child welfare agencies, child care centers, foster homes, group homes, shelter care facilities, and county departments. (intro.) The department shall promulgate rules establishing minimum requirements for the issuance of licenses to, and establishing standards for the operation of, child welfare agencies, child care centers, foster homes, group homes, shelter care facilities, and county departments. Those rules shall be designed to protect and promote the health, safety, and welfare of the children in the care of all licen-

sees. The department shall consult with the department of ~~commerce~~ safety and professional services, the department of public instruction, and the child abuse and neglect prevention board before promulgating those rules. For foster homes, those rules shall include the rules promulgated under s. 48.62 (8). Those rules shall include rules that require all of the following:

SECTION 1333n. 48.685 (1) (ag) 1. b. of the statutes is amended to read:

48.685 **(1)** (ag) 1. b. A person who has, or is seeking, a license, certification or contract to operate an entity or who is receiving, or is seeking, payment under s. 48.623 (6) for operating an entity.

SECTION 1333p. 48.685 (1) (b) of the statutes is amended to read:

48.685 **(1)** (b) "Entity" means a child welfare agency that is licensed under s. 48.60 to provide care and maintenance for children, to place children for adoption, or to license foster homes; a foster home that is licensed under s. 48.62; an interim caretaker to whom subsidized guardianship payments are made under s. 48.623 (6); a group home that is licensed under s. 48.625; a shelter care facility that is licensed under s. 938.22; a child care center that is licensed under s. 48.65 or established or contracted for under s. 120.13 (14); a child care provider that is certified under s. 48.651; or a temporary employment agency that provides caregivers to another entity.

SECTION 1334. 48.685 (2) (am) 3. of the statutes is amended to read:

48.685 **(2)** (am) 3. Information maintained by the department of ~~regulation and licensing~~ safety and professional services regarding the status of the person's credentials, if applicable.

SECTION 1334c. 48.685 (2) (am) 5. of the statutes is amended to read:

48.685 **(2)** (am) 5. Information maintained by the department of health services under this section and under ss. 48.623 (6) (b), 48.651 (2m), 48.75 (1m), and 120.13 (14) regarding any denial to the person of a license, continuation or renewal of a license, certification, or a contract to operate an entity, or of payments under s. 48.623 (6) for operating an entity, for a reason specified in sub. (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to 5. If the information obtained under this subdivision indicates that the person has been denied a license, continuation or renewal of a license, certification, a contract, payments, employment, or permission to reside as described in this subdivision, the department, a county department, an agency contracted with under s. 48.651 (2), a child welfare agency, or a school board need not obtain the information specified in subds. 1. to 4.

SECTION 1335. 48.685 (2) (b) 1. c. of the statutes is amended to read:

48.685 **(2)** (b) 1. c. Information maintained by the department of ~~regulation and licensing~~ safety and professional services regarding the status of the person's credentials, if applicable.

SECTION 1335c. 48.685 (2) (b) 1. e. of the statutes is amended to read:

48.685 **(2)** (b) 1. e. Information maintained by the department of health services under this section and under ss. 48.623 (6) (b), 48.651 (2m), 48.75 (1m), and 120.13 (14) regarding any denial to the person of a license, continuation or renewal of a license, certification, or a contract to operate an entity, or of payments under s. 48.623 (6) for operating an entity, for a reason specified in sub. (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to 5. If the information obtained under this subd. 1. e. indicates that the person has been denied a license, continuation or renewal of a license, certification, a contract, payments, employment, or permission to reside as described in this subd. 1. e., the entity need not obtain the information specified in subd. 1. a. to d.

SECTION 1335d. 48.685 (2) (br) of the statutes is created to read: **Vetoed In Part**

48.685 **(2)** (br) If the person who is the subject of a search under par. (am) is seeking a license to operate a child care center under s. 48.65, certification as a child care provider under s. 48.651, or a contract under s. 120.13 (14) to operate a child care program, the department, county department, agency contracted with under s. 48.651 (2), or school board shall require the person to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints. The department of justice may provide for the submission of the fingerprint cards to the federal bureau of investigation for the purposes of verifying the identity of the person fingerprinted and obtaining records of his or her criminal arrests and convictions.

SECTION 1335e. 48.685 (2) (c) 1. of the statutes is amended to read:

48.685 **(2)** (c) 1. If the person who is the subject of the search under par. (am) is seeking an initial license to operate a foster home or is seeking relicensure after a break in licensure, the department, county department, or child welfare agency shall request under 42 USC 16962 (b) a fingerprint−based check of the national crime information databases, as defined in 28 USC 534 (f) (3) (A). If that person is seeking subsidized guardianship payments under s. 48.623 (6), the department in a county having a population of 750,000 or more or county department shall request that fingerprint−based check. The department, county department, or child welfare agency may release any information obtained under this subdivision only as permitted under 42 USC 16962 (e).

SECTION 1335f. 48.685 (2) (c) 2. of the statutes is amended to read:

48.685 **(2)** (c) 2. If the person who is the subject of the search under par. (am) is seeking a license to operate a foster home or is an adult nonclient resident of the foster home and if the person or adult nonclient resident is not, or at any time within the 5 years preceding the date of the search has not been, a resident of this state, the department, county department, or child welfare agency shall check any child abuse or neglect registry maintained by any state or other U.S. jurisdiction in which the person or adult nonclient resident is a resident or was a resident within those 5 years for information that is equivalent to the information specified in par. (am) 4. If that person is seeking subsidized guardianship payments under s. 48.623 (6) or is an adult nonclient resident of the home of that person and if the person or adult nonclient resident is not, or at any time within the 5 years preceding the date of the search has not been, a resident of this state, the department in a county having a population of 750,000 or more or county department shall conduct that child abuse or neglect registry check. The department, county department, or child welfare agency may not use any information obtained under this subdivision for any purpose other than a search of the person's background under par. (am).

SECTION 1335h. 48.685 (3) (a) of the statutes is amended to read:

48.685 **(3)** (a) Subject to par. (am), every 4 years or at any time within that period that the department, a county department, or a child welfare agency considers appropriate, the department, county department, or child welfare agency shall request the information specified in sub. (2) (am) 1. to 5. for all caregivers specified in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to operate an entity, or who are receiving payments under s. 48.623 (6) for operating an entity, and for all persons who are nonclient residents of such a caregiver. ~~child child~~

SECTION 1335k. 48.685 (4m) (a) (intro.) of the statutes is amended to read:

48.685 **(4m)** (a) (intro.) Notwithstanding s. 111.335, and except as provided in par. (ad) and sub. (5), the department may not license, or continue or renew the license of, a person to operate an entity, the department in a county having a population of 500,000 or more, a county department, or an agency contracted with under s. 48.651 (2) may not certify a child care provider under s. 48.651, a county department or a child welfare agency may not license, or renew the license of, a foster home under s. 48.62, the department in a county having a population of 750,000 or more or a county department may not provide subsidized guardianship payments to an interim caretaker under s. 48.623 (6), and a school board may not contract with a person under s. 120.13 (14), if the department, county department, contracted agency, child welfare agency, or school board knows or should have known any of the following:

SECTION 1336. 48.685 (4m) (a) 5. of the statutes is amended to read:

48.685 **(4m)** (a) 5. That, in the case of a position for which the person must be credentialed by the department of ~~regulation and licensing~~ safety and professional services, the person's credential is not current or is limited so as to restrict the person from providing adequate care to a client.

SECTION 1336c. 48.685 (4m) (ad) of the statutes is amended to read:

48.685 **(4m)** (ad) The department, a county department, or a child welfare agency may license a foster home under s. 48.62~~,~~; the department may license a child care center under s. 48.65; the department in a county having a population of 500,000 or more, a county department, or an agency contracted with under s. 48.651 (2) may certify a child care provider under s. 48.651~~,~~;the department in a county having a population of 750,000 or more or a county department may provide subsidized guardianship payments to an interim caretaker under s. 48.623 (6); and a school board may contract with a person under s. 120.13 (14), conditioned on the receipt of the information specified in sub. (2) (am) and (ar) indicating that the person is not ineligible to be licensed, certified, provided payments, or contracted with for a reason specified in par. (a) 1. to 5.

SECTION 1337. 48.685 (4m) (b) 5. of the statutes is amended to read:

48.685 **(4m)** (b) 5. That, in the case of a position for which the person must be credentialed by the department of ~~regulation and licensing~~ safety and professional services, the person's credential is not current or is limited so as to restrict the person from providing adequate care to a client.

SECTION 1337c. 48.685 (5) (a) of the statutes is amended to read:

48.685 **(5)** (a) Subject to pars. (bm) and (br), the department may license to operate an entity, the department in a county having a population of 500,000 or more, a county department, or an agency contracted with under s. 48.651 (2) may certify under s. 48.651, a county department or a child welfare agency may license under s. 48.62, the department in a county having a population of 750,000 or more or a county department may provide subsidized guardianship payments under s. 48.623 (6), and a school board may contract with under s. 120.13 (14) a person who otherwise may not be licensed, certified, or contracted with for a reason specified in sub. (4m) (a) 1. to 5., and an entity may employ, contract with, or permit to reside at the entity a person who otherwise may not be employed, provided payments, contracted with, or permitted to reside at the entity for a reason specified in sub. (4m) (b) 1. to 5., if the person demonstrates to the depart-

ment, the county department, the contracted agency, the child welfare agency, or the school board or, in the case of an entity that is located within the boundaries of a reservation, to the person or body designated by the Indian tribe under sub. (5d) (a) 3., by clear and convincing evidence and in accordance with procedures established by the department by rule or by the tribe that he or she has been rehabilitated.

SECTION 1337e. 48.685 (5) (bm) (intro.) of the statutes is amended to read:

48.685 **(5)** (bm) (intro.) For purposes of licensing a foster home for the placement of a child on whose behalf foster care maintenance payments under s. 48.62 (4) will be provided or of providing subsidized guardianship payments to an interim caretaker under s. 48.623 (6), no person who has been convicted of any of the following offenses may be permitted to demonstrate that he or she has been rehabilitated:

SECTION 1339e. 48.685 (5m) of the statutes is amended to read:

48.685 **(5m)** Notwithstanding s. 111.335, the department may refuse to license a person to operate an entity, a county department or a child welfare agency may refuse to license a foster home under s. 48.62, the department in a county having a population of 750,000 or more or a county department may refuse to provide subsidized guardianship payments to a person under s. 48.623 (6), and an entity may refuse to employ or contract with a caregiver or permit a nonclient resident to reside at the entity if the person has been convicted of an offense that is not a serious crime, but that is, in the estimation of the department, county department, child welfare agency, or entity, substantially related to the care of a client. Notwithstanding s. 111.335, the department may refuse to license a person to operate a child care center, the department in a county having a population of 500,000 or more, a county department, or an agency contracted with under s. 48.651 (2) may refuse to certify a child care provider under s. 48.651, a school board may refuse to contract with a person under s. 120.13 (14), and a child care center that is licensed under s. 48.65 or established or contracted for under s. 120.13 (14) or a child care provider that is certified under s. 48.651 may refuse to employ or contract with a caregiver or permit a nonclient resident to reside at the child care center or child care provider if the person has been convicted of or adjudicated delinquent on or after his or her 12th birthday for an offense that is not a serious crime, but that is, in the estimation of the department, county department, contracted agency, school board, child care center, or child care provider, substantially related to the care of a client.

SECTION 1339f. 48.685 (6) (a) of the statutes is amended to read:

48.685 **(6)** (a) The department shall require any person who applies for issuance, continuation, or renewal of a license to operate an entity, the department in a county having a population of 500,000 or more, a county department, or an agency contracted with under s. 48.651 (2) shall require any child care provider who applies for initial certification under s. 48.651 or for renewal of that certification, a county department or a child welfare agency shall require any person who applies for issuance or renewal of a license to operate a foster home under s. 48.62, the department in a county having a population of 750,000 or more or a county department shall require any person who applies for subsidized guardianship payments under s. 48.623 (6), and a school board shall require any person who proposes to contract with the school board under s. 120.13 (14) or to renew a contract under that subsection, to complete a background information form that is provided by the department.

SECTION 1340. 48.78 (2) (g) of the statutes is amended to read:

48.78 **(2)** (g) Paragraph (a) does not prohibit an agency from disclosing information about an individual in its care or legal custody on the written request of the department of ~~regulation and licensing~~ safety and professional services or of any interested examining board or affiliated credentialing board in that department for use in any investigation or proceeding relating to any alleged misconduct by any person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457. Unless authorized by an order of the court, the department of ~~regulation and licensing~~ safety and professional services and any examining board or affiliated credentialing board in that department shall keep confidential any information obtained under this paragraph and may not disclose the name of or any other identifying information about the individual who is the subject of the information disclosed, except to the extent that redisclosure of that information is necessary for the conduct of the investigation or proceeding for which that information was obtained.

SECTION 1341r. 48.975 (4) (a) of the statutes is amended to read:

48.975 **(4)** (a) Except in extenuating circumstances, as defined by the department by rule promulgated under sub. (5) (a), a written agreement to provide adoption assistance shall be made prior to adoption. An agreement to provide adoption assistance may be made only for a child who, at the time of placement for adoption, is in the guardianship of the department or other agency authorized to place children for adoption, in the guardianship of an American Indian tribal agency in this state, or in a subsidized guardianship under s. ~~48.62 (5)~~ 48.623.

SECTION 1341v. 48.977 (3r) of the statutes is amended to read:

48.977 **(3r)** SUBSIDIZED GUARDIANSHIP. ~~Subject to s. 48.62 (5) (d), if a county department or, in a county having a population of 500,000 or more, the department has determined under s. 48.62 (5) (a) 2. that appointing a guardian under sub. (2) for a child who does not meet the conditions specified under s. 48.62 (5) (a) 1. and provid-~~

~~ing~~ Subsidized guardianship payments under s. 48.623 (1) may not be made to a guardian of a child unless a subsidized guardianship agreement under s. 48.623 (2) is entered into before the guardianship order is granted and the court either terminates any order specified in sub. (2) (a) or dismisses any proceeding in which the child has been adjudicated in need of protection or services as specified in sub. (2) (a). If a child's permanency plan calls for placement of the child in the home of a guardian and the provision of monthly subsidized guardianship payments to the guardian ~~are in the best interests of the child~~, the petitioner under sub. (4) (a) shall include in the petition under sub. (4) (b) a statement of ~~that determination~~ the determinations made under s. 48.623 (1) and a request for the court to include in the court's findings under sub. (4) (d) a finding confirming ~~that determination~~ those determinations. If the court confirms ~~that determination and~~ those determinations, appoints a guardian for the child under sub. (2), and either terminates any order specified in sub. (2) (a) or dismisses any proceeding in which the child is adjudicated to be in need of protection or services as specified in sub. (2) (a), the county department or, in a county having a population of 750,000 or more, department shall provide monthly subsidized guardianship payments to the guardian under s. ~~48.62 (5)~~ 48.623 (1).

SECTION 1341w. 48.977 (4) (g) 4. of the statutes is amended to read:

48.977 **(4)** (g) 4. If the child is an Indian child, the order of placement preference under s. 48.028 (7) (b) or, if applicable, s. 48.028 (7) (c), unless the court finds good cause, as described in s. 48.028 (7) (e), for departing from that order. A strong attachment of the child to the person or a strong commitment of the person to caring permanently for the child does not, in itself, constitute good cause for departing from that order.

SECTION 1342. 48.981 (3m) (b) (intro.) of the statutes is amended to read:

48.981 **(3m)** (b) (intro.) The department shall establish a pilot program under which an agency in a county having a population of 500,000 or more or a county department that is selected to participate in the pilot program may employ alternative responses to a report of abuse or neglect or of threatened abuse or neglect. The department shall select ~~an agency in a county having a population of 500,000 or more and not more than 4~~ agencies and county departments to participate in the pilot program in accordance with the department's request−for−proposal procedures and according to criteria developed by the department. Those criteria shall include an assessment of the plan of an agency or county department for involving the community in providing services for a family that is participating in the pilot program and a determination of whether an agency or a county department has an agreement with local law enforcement agencies and the representative of the public under s. 48.09 to ensure interagency cooperation in implementing the pilot program. To implement the pilot program, the department shall provide all of the following:

SECTION 1342e. 48.983 (2) of the statutes is amended to read:

48.983 **(2)** FUNDS PROVIDED. (a) If a county, private agency, or Indian tribe applies and is selected by the department under sub. (5) to participate in the program under this section, the department shall award, from the appropriation under s. 20.437 (1) (ab), a grant annually to be used only for the purposes specified in sub. (4) (a) and (am). The minimum amount of a grant is $10,000. The county, private agency, or Indian tribe shall agree to match at least 25 percent of the grant amount annually in funds or in−kind contributions.

(b) The department shall determine the amount of a grant awarded to a county, private agency, or Indian tribe under this section in excess of the minimum amount based on the need of the county, private agency, or Indian tribe for a grant, as determined by a formula that the department shall promulgate by rule. That formula shall determine that need based on the number of births that are funded by Medical Assistance under subch. IV of ch. 49 in that county, the area in which that private agency is providing services, or the reservation of that Indian tribe and on the rate of poor birth outcomes, including infant mortality, premature births, low birth weights, and racial or ethnic disproportionality in the rates of those outcomes, in that county, the area in which that private agency is providing services, or the reservation of that Indian tribe.

SECTION 1342f. 48.983 (2) (c) of the statutes is created to read:

48.983 **(2)** (c) The department shall allocate 10 percent of the funds available from the appropriation account under s. 20.437 (1) (ab) in each fiscal year for grants under this section to counties, private agencies, or Indian tribes that have not previously received those grants.

SECTION 1346. 49.143 (2r) of the statutes is amended to read:

49.143 **(2r)** JOB PROGRAMS. A Wisconsin Works agency shall collaborate with the local workforce development board to connect individuals seeking employment with employment opportunities, including the trial job program under s. 49.147 (3) ~~and, if operating in the geographical area in which the Wisconsin Works agency administers Wisconsin Works, the transitional jobs demonstration project under s. 49.162~~.

SECTION 1347c. 49.147 (2) (a) 1. of the statutes is amended to read:

49.147 **(2)** (a) 1. An individual who applies for a Wisconsin ~~works~~ Works employment position may be required by the Wisconsin ~~works~~ Works agency to search for unsubsidized employment during the period that his or her application is being processed as a condition of eli-

gibility. A participant in a Wisconsin ~~works~~ Works employment position or who is receiving case management services under par. (am) shall search for unsubsidized employment throughout his or her participation. The department shall define by rule satisfactory search efforts for unsubsidized employment.

SECTION 1347d. 49.147 (2) (a) 2. of the statutes is amended to read:

49.147 **(2)** (a) 2. A Wisconsin ~~works~~ Works agency may require an applicant for a Wisconsin ~~works~~ Works employment position to participate in job orientation during the period that his or her application is being processed as a condition of eligibility. A Wisconsin ~~works~~ Works agency may require a participant in a Wisconsin ~~works~~ Works employment position or who is receiving case management services under par. (am) to engage in training activities in accordance with rules promulgated by the department as part of the participant's participation requirements.

SECTION 1347e. 49.147 (2) (am) of the statutes is created to read:

49.147 **(2)** (am) *Case management services.* 1. In lieu of placing the individual in a Wisconsin Works employment position under subs. (3) to (5), a Wisconsin Works agency may provide case management services, which may include those services specified in s. 49.1475, to an individual who applies for a Wisconsin Works employment position if the Wisconsin Works agency determines all of the following:

a. The individual meets the eligibility requirements under s. 49.145 (2) and (3).

b. The individual is willing to work and has no barriers to employment that cannot be addressed with Wisconsin Works services.

c. The individual is job−ready, based on the individual's employment history or education.

d. The most appropriate placement for the individual is in unsubsidized employment.

2. A Wisconsin Works agency shall, every 30 days, review the provision of case management services to an individual under this paragraph, if the individual is not successful in obtaining unsubsidized employment after legitimate efforts to secure employment, to determine whether the individual should be placed in a trial job, community service job, or transitional placement. The department shall promulgate rules that specify the criteria for the review process under this subdivision.

SECTION 1347f. 49.147 (2) (b) of the statutes is amended to read:

49.147 **(2)** (b) *Job search assistance.* A Wisconsin ~~works~~ Works agency shall assist a participant in his or her search for unsubsidized employment. In determining an appropriate placement for a participant, a Wisconsin ~~works~~ Works agency shall give priority to placement in unsubsidized employment and providing case management services under par. (am) over placements under subs. (3) to (5).

SECTION 1348. 49.147 (3) (c) of the statutes is created to read:

49.147 **(3)** (c) *Time−limited participation.* A participant under this subsection may participate in a trial job for a maximum of 3 months, with an opportunity for a 3−month extension under circumstances determined by the Wisconsin Works agency. A participant may participate in more than one trial job, but may not exceed a total of 24 months of participation under this subsection. The months need not be consecutive. The department or, with the approval of the department, the Wisconsin Works agency may grant an extension of the 24−month limit on a case−by−case basis if the participant has made all appropriate efforts to find unsubsidized employment and has been unable to find unsubsidized employment because local labor market conditions preclude a reasonable job opportunity for that participant, as determined by a Wisconsin Works agency and approved by the department.

SECTION 1349. 49.147 (4) (as) of the statutes is amended to read:

49.147 **(4)** (as) *Required hours.* Except as provided in pars. (at) and (av) and sub. (5m), a Wisconsin Works agency shall require a participant placed in a community service job program to work in a community service job for the number of hours determined by the Wisconsin Works agency to be appropriate for the participant at the time of application or review and may require a participant to participate in education or training activities for not more than 10 hours per week, except that the Wisconsin Works agency may not require a participant under this subsection to spend more than 40 hours per week in combined activities under this subsection.

SECTION 1350. 49.147 (4) (b) of the statutes is created to read:

49.147 **(4)** (b) *Time−limited participation.* An individual may participate in a community service job for a maximum of 6 months, with an opportunity for a 3−month extension under circumstances approved by the department. An individual may participate in more than one community service job, but may not exceed a total of 24 months of participation under this subsection. The months need not be consecutive. The department or, with the approval of the department, the Wisconsin Works agency may grant an extension to the 24−month limit on a case−by−case basis if the Wisconsin Works agency determines that the individual has made all appropriate efforts to find unsubsidized employment and has been unable to find unsubsidized employment because local labor market conditions preclude a reasonable employment opportunity in unsubsidized employment for that participant, as determined by a Wisconsin Works agency and approved by the department, and if the Wisconsin

Works agency determines, and the department agrees, that no trial job opportunities are available in the specified local labor market.

SECTION 1351. 49.147 (5) (b) (intro.) of the statutes is renumbered 49.147 (5) (b) 1. (intro.) and amended to read:

49.147 **(5)** (b) 1. (intro.) The Wisconsin ~~works~~ Works agency shall assign a participant under this subsection to work activities such as a community rehabilitation program, as defined by the department, a job similar to a community service job, or a volunteer activity. A Wisconsin ~~works~~ Works agency may require a participant under this subsection to participate in any of the following:

SECTION 1352. 49.147 (5) (b) 1m. of the statutes is renumbered 49.147 (5) (b) 1. a. and amended to read:

49.147 **(5)** (b) 1. a. An alcohol and other drug abuse evaluation, assessment, and treatment program.

SECTION 1353. 49.147 (5) (b) 2. of the statutes is created to read:

49.147 **(5)** (b) 2. An individual may participate in a transitional placement for a maximum of 24 months. The months need not be consecutive. This period may be extended on a case−by−case basis by the department or by the Wisconsin Works agency with the approval of the department.

SECTION 1354. 49.147 (5) (b) 2m. of the statutes is renumbered 49.147 (5) (b) 1. b.

SECTION 1355. 49.147 (5) (b) 3. of the statutes is renumbered 49.147 (5) (b) 1. c.

SECTION 1356. 49.147 (5) (b) 4. of the statutes is renumbered 49.147 (5) (b) 1. d. and amended to read:

49.147 **(5)** (b) 1. d. Other activities that the Wisconsin ~~works~~ Works agency determines are consistent with the capabilities of the individual.

SECTION 1357. 49.147 (5) (bs) of the statutes is amended to read:

49.147 **(5)** (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m), a Wisconsin Works agency may require a participant placed in a transitional placement to participate in education or training activities for not more than 12 hours per week and to engage in activities under par. (b) 1m. to 4. ~~The Wisconsin Works agency,~~ but may not require a participant under this subsection to spend more than 40 hours per week in combined activities under this subsection.

SECTION 1357f. 49.147 (5) (bs) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.147 **(5)** (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m), a Wisconsin Works agency may require a participant placed in a transitional placement to participate in education or training activities for not more than 12 hours per week and to engage in activities under par. (b) ~~1m. to 4.~~ 1., but may not require a participant under this subsection to spend more than 40 hours per week in combined activities under this subsection.

SECTION 1358. 49.148 (1) (b) 1. of the statutes is amended to read:

49.148 **(1)** (b) 1. Except as provided in subd. 1m., for a participant in a community service job under s. 49.147 (4), a monthly grant of ~~$673~~ $653, paid by the Wisconsin ~~works~~ Works agency. For every hour that the participant misses work or education or training activities without good cause, the grant amount shall be reduced by ~~$5.15~~ $5. Good cause shall be determined by the financial and employment planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse. If a participant in a community service job under s. 49.147 (4) is required to work fewer than 30 hours per week because the participant has unsubsidized employment, as defined in s. 49.147 (1) (c), the grant amount under this paragraph shall equal the amount specified under subd. 1m. minus ~~$5.15~~ $5 for each hour that the participant misses work or education or training activities without good cause.

SECTION 1359. 49.148 (1) (b) 1m. d. of the statutes is amended to read:

49.148 **(1)** (b) 1m. d. For a participant placed in a community service job for more than 20 hours per week, ~~$673~~ $653.

SECTION 1360. 49.148 (1) (b) 3. of the statutes is amended to read:

49.148 **(1)** (b) 3. For a participant in a community service job who participates in technical college education under s. 49.147 (5m), a monthly grant of ~~$673~~ $653, paid by the Wisconsin ~~works~~ Works agency. For every hour that the participant misses work or other required activities without good cause, the grant amount shall be reduced by ~~$5.15~~ $5. Good cause shall be determined by the financial and employment planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse.

SECTION 1361. 49.148 (1) (c) of the statutes is amended to read:

49.148 **(1)** (c) *Transitional placements.* For a participant in a transitional placement under s. 49.147 (5) or in a transitional placement and in technical college education under s. 49.147 (5m), a grant of ~~$628~~ $608, paid monthly by the Wisconsin Works agency. For every hour that the participant fails to participate in any required activity without good cause, including any activity under s. 49.147 (5) (b) 1m. to 4., the grant amount shall be reduced by ~~$5.15~~ $5. Good cause shall be determined by the financial and employment planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse.

SECTION 1361f. 49.148 (1) (c) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.148 **(1)** (c) *Transitional placements.* For a participant in a transitional placement under s. 49.147 (5) or in a transitional placement and in technical college education under s. 49.147 (5m), a grant of $608, paid monthly by the Wisconsin Works agency. For every hour that the participant fails to participate in any required activity without good cause, including any activity under s. 49.147 (5) (b) ~~1m. to 4.~~ 1. a. to d., the grant amount shall be reduced by $5. Good cause shall be determined by the financial and employment planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse.

SECTION 1361s. 49.148 (1m) (a) 1. of the statutes is amended to read:

49.148 **(1m)** (a) 1. A custodial parent of a child ~~12~~ 8 weeks old or less who meets the eligibility requirements under s. 49.145 (2) and (3), unless another adult member of the custodial parent's Wisconsin Works group is participating in, or is eligible to participate in, a Wisconsin Works employment position or is employed in unsubsidized employment, as defined in s. 49.147 (1) (c).

SECTION 1362. 49.148 (1m) (c) (intro.) of the statutes is amended to read:

49.148 **(1m)** (c) (intro.) For purposes of the time ~~limit~~ limits under ~~s.~~ ss. 49.145 (2) (n) and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

SECTION 1363. 49.148 (4) (b) of the statutes is amended to read:

49.148 **(4)** (b) The Wisconsin Works agency may require an individual who tests positive for use of a controlled substance under par. (a) to participate in a drug abuse evaluation, assessment, and treatment program as part of the participation requirement under s. 49.147 (4) ~~(a) and (am)~~ (as) or (5) ~~(b) and (bm)~~ (bs).

SECTION 1364. 49.151 (1) (b) of the statutes is amended to read:

49.151 **(1)** (b) The participant, or an individual who is in the participant's Wisconsin Works group and who is subject to the work requirement under s. 49.15 (2), fails, without good cause, as determined by the Wisconsin Works agency, to appear for an interview with a prospective employer or, if the participant is in a Wisconsin Works transitional placement, the participant fails to appear for an assigned activity, including an activity under s. 49.147 (5) (b) ~~1m. to 4.~~ 1. a. to d., without good cause, as determined by the Wisconsin Works agency.

SECTION 1365. 49.1515 (title) of the statutes is amended to read:

49.1515 (title) **Determining nonparticipation ~~without good cause~~.**

SECTION 1366. 49.1515 (2) of the statutes is repealed.

SECTION 1367. 49.1515 (3) of the statutes is repealed.

SECTION 1367c. 49.152 (1) of the statutes is amended to read:

49.152 **(1)** PETITION FOR REVIEW. Any individual whose application for any component of Wisconsin ~~works~~ Works is not acted upon by the Wisconsin ~~works~~ Works agency with reasonable promptness after the filing of the application, as defined by the department by rule, or is denied in whole or in part, whose benefit is modified or canceled, or who believes that the benefit was calculated incorrectly ~~or~~, that the employment position in which the individual was placed is inappropriate, or that providing case management services under s. 49.147 (2) (am) in lieu of placement in a Wisconsin Works employment position is inappropriate, may petition the Wisconsin ~~works~~ Works agency for a review of such action. Review is unavailable if the action by the Wisconsin ~~works~~ Works agency occurred more than 45 days prior to submission of the petition for review.

SECTION 1367e. 49.152 (3) (a) of the statutes is amended to read:

49.152 **(3)** (a) If, following review under sub. (2), the Wisconsin ~~works~~ Works agency or the department determines that an individual~~,~~ whose application for a Wisconsin ~~works~~ Works employment position was denied based on eligibility~~,~~ was in fact eligible, or that the individual was placed in an inappropriate Wisconsin ~~works~~ Works employment position or inappropriately provided case management services under s. 49.147 (2) (am) in lieu of placement in a Wisconsin Works employment position, the Wisconsin ~~works~~ Works agency shall place the individual in the first available Wisconsin ~~works~~ Works employment position that is appropriate for that individual, as determined by the Wisconsin ~~works~~ Works agency or the department. An individual who is placed in a Wisconsin ~~works~~ Works employment position under this paragraph is eligible for the benefit for that position under s. 49.148 beginning on the date on which the individual begins participation under s. 49.147.

SECTION 1368. 49.153 (1) (am) of the statutes is repealed.

SECTION 1369. 49.153 (1) (bm) of the statutes is renumbered 49.153 (1) (a) and amended to read:

49.153 **(1)** (a) ~~After providing the explanation under par. (am), provide~~ Provide to the participant written notice of the proposed action and of the reasons for the proposed action.

SECTION 1370. 49.153 (1) (c) of the statutes is amended to read:

49.153 **(1)** (c) After providing the ~~explanation or the attempts to provide an explanation under par. (am) and the~~ notice under par. ~~(bm), if the participant has not already been afforded a conciliation period under s. 49.1515 (3)~~ (a), allow the participant a reasonable time to rectify the deficiency, failure, or other behavior to avoid the proposed action.

SECTION 1371. 49.153 (2) of the statutes is amended to read:

49.153 **(2)** RULES. The department shall promulgate rules that establish procedures for the notice ~~and explanation~~ under sub. (1) (a) and that define ~~"reasonable attempts" for the purpose of sub. (1) (am) and~~ "reasonable time" for the purpose of sub. (1) (c).

SECTION 1373. 49.155 (1g) (ac) of the statutes is amended to read:

49.155 **(1g)** (ac) A child care scholarship and bonus program, in the amount of at least ~~$3,475,000~~ $3,975,000 per fiscal year.

SECTION 1374. 49.155 (1g) (c) of the statutes is amended to read:

49.155 **(1g)** (c) Child care licensing activities, in the amount of at least ~~$5,763,900~~ $8,767,000 per fiscal year.

SECTION 1375. 49.155 (1g) (g) of the statutes is created to read:

49.155 **(1g)** (g) Contracts and grants to implement the child care quality rating system under s. 48.659.

SECTION 1376. 49.155 (1h) of the statutes is repealed.

SECTION 1376n. 49.155 (1m) (a) 1m. b. of the statutes is amended to read:

49.155 **(1m)** (a) 1m. b. The individual has not yet attained the age of 18 years and the individual resides with his or her custodial parent or with a kinship care relative under s. 48.57 (3m) or with a long−term kinship care relative under s. 48.57 (3n) or is in a foster home licensed under s. 48.62, a subsidized guardianship home under s. ~~48.62 (5)~~ 48.623, a group home, or an independent living arrangement supervised by an adult.

SECTION 1377e. 49.155 (1m) (bm) of the statutes is amended to read:

49.155 **(1m)** (bm) If the individual is providing care for a child under a court order and is receiving payments on behalf of the child under s. 48.57 (3m) or (3n) or ~~48.62 (5)~~ 48.623, or if the individual is a foster parent, and child care is needed for that child, the child meets the requirement under s. 49.145 (2) (c).

SECTION 1377f. 49.155 (1m) (c) 1g. of the statutes is amended to read:

49.155 **(1m)** (c) 1g. If the individual is a foster parent of the child or a subsidized guardian or interim caretaker of the child under s. ~~48.62 (5)~~ 48.623, the child's biological or adoptive family has a gross income that is at or below 200% of the poverty line. In calculating the gross income of the child's biological or adoptive family, the department or county department or agency determining eligibility shall include court−ordered child or family support payments received by the individual, if those support payments exceed $1,250 per month, and income described under s. 49.145 (3) (b) 1. and 3.

SECTION 1378c. 49.155 (3m) (d) of the statutes is renumbered 49.155 (3m) (d) 1. and amended to read:

49.155 **(3m)** (d) 1. No funds distributed under par. (a) may be used for child care services that are provided for a child by a child care provider who is the parent of the child or who resides with the child~~, unless the county determines that the care is necessary because of a special health condition of the child~~.

SECTION 1378d. 49.155 (3m) (d) 2., 3. and 4. of the statutes are created to read:

49.155 **(3m)** (d) 2. If a child's parent is a child care provider, no funds distributed under par. (a) may be used for child care services that are provided for the child by another child care provider who is not the child's parent.

3. Subdivision 1. or 2. does not apply if the child's parent has applied for, and been granted, a waiver of the prohibition under subd. 1. or 2. by the county department or agency or by the department.

4. The department shall by rule specify the circumstances, or standards for determining the circumstances, under which the department will grant a waiver under subd. 3.

SECTION 1378g. 49.155 (4) of the statutes is renumbered 49.155 (4) (a).

SECTION 1378h. 49.155 (4) (b) of the statutes is created to read:

49.155 **(4)** (b) 1. Except as provided in subd. 2., no eligible individual may benefit personally from any marketing or promotional offerings made by a child care provider to attract clients or increase business.

2. Subdivision 1. does not apply to marketing or promotional offerings that directly benefit an eligible individual's child for whom the child care provider is providing child care services.

SECTION 1379. 49.155 (6) (e) of the statutes is renumbered 49.155 (6) (e) 2. and amended to read:

49.155 **(6)** (e) 2. ~~The~~ Except as provided in subd. 3., the department may not increase the maximum reimbursement rates for child care providers ~~in 2009, in 2010, or~~ before June 30 ~~in 2011~~, 2013.

SECTION 1380. 49.155 (6) (e) 1. of the statutes is created to read:

49.155 **(6)** (e) 1. In this paragraph, "quality rating plan" means the plan for implementing the child care quality rating system under s. 48.659 submitted by the department under 2009 Wisconsin Act 28, section 9108 (7f).

SECTION 1381. 49.155 (6) (e) 3. of the statutes is created to read:

49.155 **(6)** (e) 3. Beginning on July 1, 2012, the department may modify a child care provider's reimbursement rate under subd. 2. on the basis of the provider's quality rating, as described in the quality rating plan, in the following manner:

a. For a child care provider who receives a 1−star rating, the department shall deny reimbursement.

b. For a child care provider who receives a 2−star rating, the department may reduce the maximum reimbursement rate by up to 5 percent.

c. For a child care provider who receives a 3−star rating, the department may pay up to the maximum reimbursement rate.

d. For a child care provider who receives a 4−star rating, the department may increase the maximum reimbursement rate by up to 5 percent.

e. For a child care provider who receives a 5−star rating, the department may increase the maximum reimbursement rate by up to 10 percent, except that beginning on January 1, 2013, the department may increase the maximum reimbursement rate for such a child care provider by up to 25 percent.

SECTION 1382. 49.155 (6) (e) 4. of the statutes is created to read:

49.155 **(6)** (e) 4. The department may use a severity−index tool, as described in the quality rating plan, to disqualify child care providers who receive a low quality rating, as described in the quality rating plan, from receiving payment under this section.

SECTION 1382g. 49.155 (6) (e) 5. of the statutes is created to read:

49.155 **(6)** (e) 5. For purposes of modifying reimbursement rates under subd. 3., the department shall assign a child care provider that is accredited from the Council on Accreditation a 4−star rating or 5−star rating, whichever the department determines is appropriate.

SECTION 1383. 49.155 (6d) of the statutes is created to read:

49.155 **(6d)** COST−SAVING MEASURES. (a) To reduce costs under the program under this section, the department may do any of the following:

1. Notwithstanding sub. (1m), implement a waiting list for receipt of a child care subsidy under this section, except that a Wisconsin Works program participant may not be placed on any waiting list implemented under this subdivision.

2. Notwithstanding sub. (5), increase the copayment amount that an individual must pay toward the cost of child care received under this section.

3. Notwithstanding sub. (6), adjust the amount of reimbursement paid to child care providers providing child care services under this section.

4. Notwithstanding sub. (1m), adjust the gross income levels for eligibility for receipt of a child care subsidy under this section.

(b) If the department intends to take any of the actions under par. (a), the department shall submit to the joint committee on finance a report that sets out its plan for implementing the cost−saving measures.

SECTION 1384c. 49.159 (3) of the statutes is amended to read:

49.159 **(3)** OTHER CUSTODIAL PARENTS. A custodial parent in a Wisconsin ~~works~~ Works group in which the other custodial parent is a participant in a Wisconsin ~~works~~ Works employment position or is receiving case management services under s. 49.147 (2) (am) is eligible for employment training and job search assistance services provided by the Wisconsin ~~works~~ Works agency.

SECTION 1385. 49.162 of the statutes, as affected by 2009 Wisconsin Act 333 and 2011 Wisconsin Act .... (this act) , is repealed. **Vetoed In Part**

SECTION 1385c. 49.162 (3) (am) 5. of the statutes is created to read: **Vetoed In Part**

49.162 **(3)** (am) 5. Host sites for employing individuals or placing work crews under this section must be businesses that are operated for profit, except that in the case of a natural disaster for which the governor has declared a state of emergency under s. 323.10, the department shall give a preference to any work crew placement or host site involved in natural disaster recovery.

SECTION 1386. 49.165 (2) (c) (intro.) of the statutes is amended to read:

49.165 **(2)** (c) (intro.) No grant may be made to an organization which provides or will provide shelter facilities unless the department of ~~commerce~~ safety and professional services determines that the physical plant of the facility will not be dangerous to the health or safety of the residents when the facility is in operation. No grant may be given to an organization which provides or will provide shelter facilities or private home shelter care unless the organization ensures that the following services will be provided either by that organization or by another organization, person or agency:

SECTION 1388. 49.175 (1) (intro.) of the statutes, as affected by 2009 Wisconsin Act 28, section 1227, is amended to read:

49.175 **(1)** ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k), (kx), (L), (mc), (md), (me), ~~(mf),~~ and (s), the department shall allocate the following amounts for the following purposes:

SECTION 1389. 49.175 (1) (a) of the statutes is amended to read:

49.175 **(1)** (a) *Wisconsin Works benefits.* For Wisconsin Works benefits, ~~$49,139,400~~ $74,650,100 in fiscal year ~~2009−10~~ 2011−12 and ~~$51,229,600~~ $72,131,500 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1390. 49.175 (1) (b) of the statutes is amended to read:

49.175 **(1)** (b) *Wisconsin Works administration.* For administration of Wisconsin Works performed under contracts under s. 49.143, ~~$8,247,000~~ $10,107,200 in fiscal year ~~2009−10~~ 2011−12 and ~~$8,247,000~~ $10,107,200 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1391. 49.175 (1) (f) of the statutes is amended to read:

49.175 **(1)** (f) *Wisconsin Works ancillary services.* For program services under Wisconsin Works provided under contracts under s. 49.143, ~~$38,471,500~~ $47,229,300 in fiscal year ~~2009−10~~ 2011−12 and

~~$35,471,500~~ $47,229,300 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1392. 49.175 (1) (g) of the statutes is amended to read:

49.175 **(1)** (g) *State administration of public assistance programs and ~~costs of~~ overpayment collections.* For state administration of public assistance programs and ~~costs associated with~~ the collection of public assistance overpayments, ~~$16,985,900 in fiscal year 2009−10 and $17,091,700~~ $12,918,900 in each fiscal year ~~2010−11~~.

SECTION 1393. 49.175 (1) (i) of the statutes is amended to read:

49.175 **(1)** (i) *Emergency assistance.* For emergency assistance under s. 49.138~~, $6,500,000~~ and for transfer to the department of administration for low−income energy or weatherization assistance programs, $6,200,000 in fiscal year ~~2009−10~~ 2011−12 and $6,000,000 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1393L. 49.175 (1) (L) of the statutes is created to read:

49.175 **(1)** (L) *Transitional jobs demonstration project.* For the transitional jobs demonstration project under s. 49.162, $12,000,000 in fiscal year 2011−12.

SECTION 1394. 49.175 (1) (p) of the statutes is amended to read:

49.175 **(1)** (p) *Direct child care services.* For direct child care services under s. 49.155, ~~$384,987,600~~ $301,631,000 in fiscal year ~~2009−10~~ 2011−12 and ~~$402,496,800~~ $298,523,500 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1395. 49.175 (1) (q) of the statutes is amended to read:

49.175 **(1)** (q) *Child care state administration and child care licensing activities.* For administration of child care programs under s. 49.155 and the allocation under s. 49.155 (1g) (c) for child care licensing activities, ~~$8,534,700~~ $19,702,100 in fiscal year ~~2009−10~~ 2011−12 and ~~$8,889,700~~ $19,783,800 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1396. 49.175 (1) (qm) of the statutes is amended to read:

49.175 **(1)** (qm) *Quality care for quality kids.* For the child care quality improvement activities specified in s. 49.155 (1g), ~~$5,384,600~~ $13,486,700 in fiscal year ~~2009−10~~ 2011−12 and ~~$5,384,600~~ $13,169,400 in fiscal year ~~2010−11~~ 2012−13.

SECTION 1397. 49.175 (1) (r) of the statutes is amended to read:

49.175 **(1)** (r) *Children of recipients of supplemental security income.* For payments made under s. 49.775 for the support of the dependent children of recipients of supplemental security income, ~~$29,899,800 in fiscal year 2009−10 and $29,933,200~~ $31,232,200 in each fiscal year ~~thereafter~~.

SECTION 1398. 49.175 (1) (s) of the statutes is amended to read:

49.175 **(1)** (s) *Kinship care, long−term kinship care, and foster care assistance.* For the kinship care and long−term kinship care programs under s. 48.57 (3m), (3n), and (3p) and for foster care for relatives under s. 48.62, ~~$24,435,000 in fiscal year 2009−10 and $24,435,000~~ $21,375,800 in each fiscal year ~~2010−11~~.

SECTION 1399. 49.175 (1) (v) of the statutes is created to read:

49.175 **(1)** (v) *Program improvement plan.* For services provided under the child welfare program improvement plan developed under 45 CFR 1355.35, $680,400 in fiscal year 2011−12 and $1,360,800 in each fiscal year thereafter.

SECTION 1400. 49.175 (1) (zh) of the statutes, as affected by 2011 Wisconsin Act 13, is amended to read:

49.175 **(1)** (zh) *Earned income tax credit supplement.* For the transfer of moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation account under s. 20.835 (2) (kf) for the earned income tax credit, ~~$6,664,200 in fiscal year 2009−10 and~~ $43,664,200 in each fiscal year ~~2010−11~~.

SECTION 1402m. 49.197 (1m) of the statutes is amended to read:

49.197 **(1m)** FRAUD INVESTIGATION. From the appropriations under s. 20.437 (2) (dz), (kx), (L), (mc), (md), (me), and (nL), the department shall establish a program to investigate suspected fraudulent activity on the part of recipients of aid to families with dependent children under s. 49.19, on the part of participants in the Wisconsin Works program under ss. 49.141 to 49.161, and, if the department of health services contracts with the department under sub. (5), on the part of recipients of medical assistance under subch. IV, food stamp benefits under the food stamp program under 7 USC 2011 to 2036, supplemental security income payments under s. 49.77, payments for the support of children of supplemental security income recipients under s. 49.775, and health care benefits under the Badger Care health care program under s. 49.665. The department's activities under this subsection may include, but are not limited to, comparisons of information provided to the department by an applicant and information provided by the applicant to other federal, state, and local agencies, development of an advisory welfare investigation prosecution standard, and provision of funds to county departments under ss. 46.215, 46.22, and 46.23 or multicounty consortia, as defined in s. 49.78 (1) (br), and to Wisconsin Works agencies to encourage activities to detect fraud. The department shall cooperate with district attorneys regarding fraud prosecutions.

SECTION 1405g. 49.197 (2) of the statutes is repealed and recreated to read:

49.197 **(2)** INCENTIVE PROGRAM FOR LOCAL FRAUD DETECTION. (a) In this subsection:

1. "County department" means a county department under s. 46.22 or 46.23.

2. "Subsidy program" means the child care subsidy program under s. 49.155.

3. "Tribal governing body" means an elected governing body of a federally recognized American Indian tribe.

(b) 1. Subject to subd. 2., the department shall by rule establish an incentive program that, using moneys from the allocation under s. 49.175 (1) (p), rewards county departments, Wisconsin Works agencies, and tribal governing bodies that administer the subsidy program for identifying fraud in the subsidy program. The rules shall specify that a county department, Wisconsin Works agency, or tribal governing body shall receive, for identifying fraudulent activity under the subsidy program on the part of a child care provider, an amount equal to the average monthly subsidy payment per child during the prior fiscal year, multiplied by the number of children participating in the subsidy program for whom the provider provides care, multiplied by 1.5 months. A county department, Wisconsin Works agency, or tribal governing body may use payments received under this subsection for any purpose for which moneys under the Temporary Assistance for Needy Families block grant program may be used under federal law.

2. No later than January 1, 2012, the department shall submit its plan for the incentive program to the cochairpersons of the joint committee on finance for review by the committee. If the cochairpersons of the committee do not notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed plan within 14 working days after the date of the department's submittal, the department shall promulgate the rules for the incentive program in accordance with its proposed plan. If, within 14 working days after the date of the department's submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the department may not promulgate the rules for the incentive program unless the committee approves the proposed plan. If the committee modifies and approves the proposed plan, the department may promulgate the rules for the incentive program only as modified by the committee.

SECTION 1408m. 49.197 (4) of the statutes is amended to read:

49.197 **(4)** COUNTY AND TRIBAL ERROR REDUCTION. If the department of health services contracts with the department under sub. (5), the department shall provide funds from the appropriation under s. 20.437 (2) (kx) to counties, multicounty consortia, as defined in s. 49.78 (1) (br), and governing bodies of federally recognized American Indian tribes administering Medical Assistance under subch. IV, the food stamp program under 7 USC 2011 to 2036, the supplemental security income payments program under s. 49.77, the program providing payments for the support of children of supplemental security income recipients under s. 49.775, and the Badger Care health care program under s. 49.665 to offset administrative costs of reducing payment errors in those programs.

SECTION 1415. 49.265 (4) (a) of the statutes is amended to read:

49.265 **(4)** (a) The department shall distribute the federal community services block grant funds received under 42 USC 9903 and ~~deposited in~~ credited to the ~~appropriations~~ appropriation account under s. 20.437 ~~(1) (mc) and (md)~~ (2) (mg).

SECTION 1420m. 49.43 (2r) of the statutes is created to read:

49.43 **(2r)** "County," "county department," and "county department under s. 46.215, 46.22, or 46.23" includes a multicounty consortium in accordance with a contract under s. 49.78 (2).

SECTION 1422m. 49.43 (8m) of the statutes is created to read:

49.43 **(8m)** "Multicounty consortium" has the meaning given in s. 49.78 (1) (br).

SECTION 1423k. 49.45 (2m) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(2m)** AUTHORIZATION FOR MODIFICATIONS TO PROGRAMS; STUDY. (a) In this subsection, "Medical Assistance program" includes any program operated under this subchapter, demonstration program operated under 42 USC 1315, and program operated under a waiver of federal law relating to medical assistance that is granted by the federal department of health and human services.

(b) The department shall study potential changes to the Medical Assistance state plan and to waivers of federal law relating to medical assistance obtained from the federal department of health and human services for all of the following purposes:

1. Increasing the cost effectiveness and efficiency of care and the care delivery system for Medical Assistance programs.

2. Limiting switching from private health insurance to Medical Assistance programs.

3. Ensuring the long−term viability and sustainability of Medical Assistance programs.

4. Advancing the accuracy and reliability of eligibility for Medical Assistance programs and claims determinations and payments.

5. Improving the health status of individuals who receive benefits under a Medical Assistance program.

6. Aligning Medical Assistance program benefit recipient and service provider incentives with health care outcomes.

7. Supporting responsibility and choice of medical assistance recipients.

(c) Subject to par. (d), if the department determines, as a result of the study under par. (b), that revision of existing statutes or rules would be necessary to advance a purpose described in par. (b) 1. to 7., the department may propose a policy that makes any of the following changes related to Medical Assistance programs:

1. Requires cost sharing from program benefit recipients up to the maximum allowed by federal law or a waiver of federal law.

2. Authorizes providers to deny care or services if a program benefit recipient is unable to share costs, to the extent allowed by federal law or waiver.

3. Modifies existing benefits or establishes various benefit packages and offers different packages to different groups of recipients.

4. Revises provider reimbursement models for particular services.

5. Mandates that program benefit recipients enroll in managed care.

6. Restricts or eliminates presumptive eligibility.

7. To the extent permitted by federal law, imposes restrictions on providing benefits to individuals who are not citizens of the United States.

8. Sets standards for establishing and verifying eligibility requirements.

9. Develops standards and methodologies to assure accurate eligibility determinations and redetermines continuing eligibility.

10. Reduces income levels for purposes of determining eligibility to the extent allowed by federal law or waiver and subject to the limitations under par. (e) 2.

(d) Before implementing a policy proposed under par. (c) that conflicts with a statute, and before submitting any amendment or waiver request under par. (e) that is necessary to implement any such policy, the department shall submit to the joint committee on finance the proposed amendment or waiver request and estimates of the projected cost savings associated with that amendment or waiver request. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's submittal that the committee has scheduled a meeting for the purpose of reviewing the proposed amendment or waiver request, the proposed amendment or waiver request may be submitted to the federal department of health and human services. If, within 14 working days after the date of the department's submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed amendment or waiver request, the proposed amendment or waiver requested may be submitted only on approval of the committee.

(e) 1. Subject to par. (d), the department shall submit an amendment to the state Medical Assistance plan or request a waiver of federal laws related to medical assistance, if necessary, to the extent necessary to implement any policy created under par. (c). If the federal department of health and human services does not allow the amendment or does not grant the waiver, the department may not implement the policy.

2. The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to have in effect eligibility standards, methodologies, and procedures under the state Medical Assistance plan or waivers of federal laws related to medical assistance that are more restrictive than those in place on March 23, 2010. If the waiver request does not receive federal approval before December 31, 2011, the department shall reduce income levels on July 1, 2012, for the purposes of determining eligibility to 133 percent of the federal poverty line for adults who are not pregnant and not disabled, to the extent permitted under 42 USC 1396a (gg), if the department follows the procedures under 42 USC 1396a (gg) (3).

(f) Within 90 days after the effective date of this paragraph .... [LRB inserts date], and every 90 days thereafter, the department shall submit to the joint committee on finance a report that contains all of the following information:

1. An updated description of any Medical Assistance program changes implemented by the department, including any amendments to the Medical Assistance state plan.

2. An updated estimate of the projected savings associated with any changes described under subd. 1.

3. An updated projection of the total Medical Assistance program benefit expenditures during the fiscal biennium and an analysis of how these projected expenditures compare to the funding provided in the 2011−13 biennial budget act.

SECTION 1423m. 49.45 (2m) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1424p. 49.45 (3) (n) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(3)** (n) This subsection does not apply if the department creates a policy under sub. (2m) (c) 4., to the extent that the policy conflicts with this subsection.

SECTION 1424q. 49.45 (3) (n) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1427. 49.45 (5m) (am) of the statutes is amended to read:

49.45 **(5m)** (am) Notwithstanding sub. (3) (e), from the appropriation accounts under s. 20.435 (4) (b), (gm), (o), (w) and (xc), the department shall distribute not more than $5,000,000 in each fiscal year, to provide supplemental funds to rural hospitals that, as determined by the department, have high utilization of inpatient services by patients whose care is provided from governmental sources, except that the department may not distribute funds to a rural hospital to the extent that the distribution would exceed any limitation under 42 USC 1396b (i) (3).

SECTION 1428. 49.45 (6m) (a) 6. of the statutes is amended to read:

49.45 **(6m)** (a) 6. "Resource Utilization Groupings ~~III~~" means a comparative resource utilization grouping that classifies each facility resident based on information obtained from performing, for the resident, a minimum data set assessment developed by the federal Centers for Medicare and Medicaid Services.

SECTION 1429. 49.45 (6m) (ag) (intro.) of the statutes is amended to read:

49.45 **(6m)** (ag) (intro.) Payment for care provided in a facility under this subsection made under s. 20.435 (4) (b), (gm), (o), (pa), or (w) shall, except as provided in pars. (bg), (bm), and (br), be determined according to a prospective payment system updated annually by the department. The payment system shall implement standards that are necessary and proper for providing patient care and that meet quality and safety standards established under subch. II of ch. 50 and ch. 150. The payment system shall reflect all of the following:

SECTION 1430. 49.45 (6m) (ag) 3p. a. of the statutes is amended to read:

49.45 **(6m)** (ag) 3p. a. The system ~~shall~~ may incorporate acuity measurements under the most recent Resource Utilization Groupings ~~III~~ methodology to determine factors for case−mix adjustment.

SECTION 1430c. 49.45 (6m) (ar) 1. a. of the statutes is amended to read:

49.45 **(6m)** (ar) 1. a. The department shall establish standards for payment of allowable direct care costs under par. (am) 1. bm., for facilities that do not primarily serve the developmentally disabled, that take into account direct care costs for a sample of all of those facilities in this state and separate standards for payment of allowable direct care costs, for facilities that primarily serve the developmentally disabled, that take into account direct care costs for a sample of all of those facilities in this state. The standards shall be adjusted by the department for regional labor cost variations. The department shall treat as a single labor region the counties of Dane, Dodge, Iowa, Columbia, Sauk, and Rock and shall adjust payment so that the direct care cost targets of facilities in Dane, Iowa, Columbia, and Sauk counties are not reduced as a result of including facilities in Dodge and Rock ~~County~~ Counties in this labor region. For facilities in Douglas, Dunn, Pierce, and St. Croix counties, the department shall perform the adjustment by use of the wage index that is used by the federal department of health and human services for hospital reimbursement under 42 USC 1395 to 1395ggg.

SECTION 1430d. 49.45 (6m) (n) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(6m)** (n) This subsection does not apply if the department creates a policy under sub. (2m) (c) 4., to the extent that the policy conflicts with this subsection.

SECTION 1430e. 49.45 (6m) (n) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1431. 49.45 (6tw) of the statutes is amended to read:

49.45 **(6tw)** PAYMENTS TO CITY HEALTH DEPARTMENTS. From the appropriation account under s. 20.435 (7) (b), if the department selects the payment procedure under s. 49.45 (52) (a), the department may make payments to local health departments, as defined under s. 250.01 (4) (a) 3. Payment under this subsection to such a local health department may not exceed on an annualized basis payment made by the department to the local health department under s. 49.45 (6t), 2003 stats., for services provided by the local health department in 2002.

SECTION 1432. 49.45 (6v) (b) of the statutes is amended to read:

49.45 **(6v)** (b) The department shall, each year, submit to the joint committee on finance a report for the previous fiscal year, except for the 1997−98 fiscal year, that provides information on the utilization of beds by recipients of medical assistance in facilities and a discussion and detailed projection of the likely balances, expenditures, encumbrances and carry over of currently appropriated amounts in the appropriation accounts under s. 20.435 (4) (b), (gm), and (o).

SECTION 1433d. 49.45 (6x) (a) of the statutes is renumbered 49.45 (6x) (a) (intro.) and amended to read:

49.45 **(6x)** (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w), the department shall distribute ~~not more than $4,748,000 in each fiscal year, to provide funds to an essential access city hospital~~ all of the following, except that the department may not allocate funds to ~~an essential access city~~ a hospital to the extent that the allocation would exceed any limitation under 42 USC 1396b (i) (3)~~.~~:

SECTION 1433f. 49.45 (6x) (a) 1. to 3. of the statutes are created to read:

49.45 **(6x)** (a) 1. Not more than $2,997,700 in fiscal year 2011−12 and not more than $2,988,700 in each fiscal year after fiscal year 2011−12 to an essential access city hospital that has previously received the supplemental payment for being an essential access city hospital.

2. Not more than $999,200 in fiscal year 2011−12 and not more than $996,200 in each fiscal year after fiscal year 2011−12 to a hospital that would qualify for an essential access city hospital supplemental payment, under the criteria described in the 2010−11 inpatient hospital state plan, except that the hospital did not meet the criteria to be an essential access city hospital during fiscal year 1995−96.

3. If the federal department of health and human services allows the payment, $300,000 from the appropriation account under s. 20.435 (4) (b) annually to a hospital that meets all of the following criteria:

a. The hospital is located in a city that has a municipal border that is also a state border.

b. The hospital has a Medical Assistance recipient patient mix that consists of at least 25 percent of residents from a state that borders this state.

c. The hospital is located in a city with a poverty level, as determined from the 2000 U.S. census, that is greater than 5 percent.

d. The hospital is located in a city with a population of less than 15,000 people.

SECTION 1434. 49.45 (6y) (a) of the statutes is amended to read:

49.45 **(6y)** (a) Notwithstanding sub. (3) (e), from the appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w), the department may distribute funding in each fiscal year to provide supplemental payment to hospitals that enter into a contract under s. 49.02 (2) to provide health care services funded by a relief block grant, as determined by the department, for hospital services that are not in excess of the hospitals' customary charges for the services, as limited under 42 USC 1396b (i) (3). If no relief block grant is awarded under this chapter or if the allocation of funds to such hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department may distribute funds to hospitals that have not entered into a contract under s. 49.02 (2).

SECTION 1435. 49.45 (6z) (a) (intro.) of the statutes is amended to read:

49.45 **(6z)** (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w), the department may distribute funding in each fiscal year to supplement payment for services to hospitals that enter into indigent care agreements, in accordance with the approved state plan for services under 42 USC 1396a, with relief agencies that administer the medical relief block grant under this chapter, if the department determines that the hospitals serve a disproportionate number of low−income patients with special needs. If no medical relief block grant under this chapter is awarded or if the allocation of funds to such hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department may distribute funds to hospitals that have not entered into indigent care agreements. The department may not distribute funds under this subsection to the extent that the distribution would do any of the following:

SECTION 1435y. 49.45 (8) (b) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(8)** (b) Unless otherwise provided by the department by a policy created under sub. (2m) (c), reimbursement under s. 20.435 (4) (b), (gm), (o), and (w) for home health services provided by a certified home health agency or independent nurse shall be made at the home health agency's or nurse's usual and customary fee per patient care visit, subject to a maximum allowable fee per patient care visit that is established under par. (c).

SECTION 1436b. 49.45 (8) (b) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(8)** (b) ~~Unless otherwise provided by the department by a policy created under sub. (2m) (c), reimbursement~~ Reimbursement under s. 20.435 (4) (b), (gm), (o), and (w) for home health services provided by a certified home health agency or independent nurse shall be made at the home health agency's or nurse's usual and customary fee per patient care visit, subject to a maximum allowable fee per patient care visit that is established under par. (c).

SECTION 1436h. 49.45 (8) (c) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(8)** (c) The department shall establish a maximum statewide allowable fee per patient care visit, for each type of visit with respect to provider, that may be no greater than the cost per patient care visit, as determined by the department from cost reports of home health agencies, adjusted for costs related to case management, care coordination, travel, record keeping and supervision, unless otherwise provided by the department by a policy created under sub. (2m) (c).

SECTION 1436i. 49.45 (8) (c) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(8)** (c) The department shall establish a maximum statewide allowable fee per patient care visit, for each type of visit with respect to provider, that may be no greater than the cost per patient care visit, as determined by the department from cost reports of home health agencies, adjusted for costs related to case management, care coordination, travel, record keeping and supervision~~, unless otherwise provided by the department by a policy created under sub. (2m) (c)~~.

SECTION 1436y. 49.45 (8r) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. Unless otherwise provided by the department by a policy created under sub. (2m) (c), the rate of payment for obstetric and gynecological care provided in primary care shortage areas, as defined in s. 36.60 (1) (cm), or provided to recipients of medical assistance who reside in primary care shortage areas, that is equal to 125% of the rates paid under this section to primary care physicians in primary care shortage areas, shall be paid to all certified primary care providers who provide obstetric or gynecological care to those recipients.

SECTION 1437b. 49.45 (8r) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. ~~Unless otherwise provided by the department by a policy created under sub. (2m) (c), the~~ The rate of payment for obstetric and gynecological care provided in primary care shortage areas, as defined in s. 36.60 (1) (cm), or provided to recipients of medical assistance who reside in primary care shortage areas, that is equal to 125% of the rates paid under this section to primary care physicians in primary care shortage areas, shall be paid to all certified primary care providers who provide obstetric or gynecological care to those recipients.

SECTION 1437e. 49.45 (8v) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(8v)** INCENTIVE−BASED PHARMACY PAYMENT SYSTEM. The department shall establish a system of payment to pharmacies for legend and over−the−counter drugs provided to recipients of medical assistance that has financial incentives for pharmacists who perform services that result in savings to the medical assistance program. Under this system, the department shall establish a schedule of fees that is designed to ensure that any incentive payments made are equal to or less than the documented savings unless otherwise provided by the department by a policy created under sub. (2m) (c). The department may discontinue the system established under this subsection if the department determines, after performance of a study, that payments to pharmacists under the system exceed the documented savings under the system.

SECTION 1437f. 49.45 (8v) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(8v)** INCENTIVE−BASED PHARMACY PAYMENT SYSTEM. The department shall establish a system of payment to pharmacies for legend and over−the−counter drugs provided to recipients of medical assistance that has financial incentives for pharmacists who perform services that result in savings to the medical assistance program. Under this system, the department shall establish a schedule of fees that is designed to ensure that any incentive payments made are equal to or less than the documented savings ~~unless otherwise provided by the department by a policy created under sub. (2m) (c)~~. The department may discontinue the system established under this subsection if the department determines, after performance of a study, that payments to pharmacists under the system exceed the documented savings under the system.

SECTION 1437h. 49.45 (9p) of the statutes is created to read:

49.45 **(9p)** PRIOR AUTHORIZATION PROHIBITED FOR WHEELCHAIR REPAIRS. (a) In this subsection, "recipient of medical assistance" means an individual who receives medical assistance under any of the following:

1. A program operated under this subchapter.

2. A demonstration program operated under 42 USC 1315.

3. A program operated under a waiver of federal law relating to medical assistance that is granted by the federal department of health and human services.

(b) The department may not require any person to obtain prior authorization from the department for a repair to a wheelchair used by a recipient of medical assistance that satisfies the following criteria:

1. If the repair is to a power wheelchair, the cost of the repair is less than $300.

2. If the repair is to a manual wheelchair, the cost of the repair is less than $150.

3. The cost of the repair is a covered benefit under the program of which the individual is a recipient.

SECTION 1437j. 49.45 (18) (ac) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(18)** (ac) Except as provided in pars. (am) to (d), and subject to par. (ag), any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided under s. 49.46 (2). The service provider shall collect the specified or allowable copayment, coinsurance, or deductible, unless the service provider determines that the cost of collecting the copayment, coinsurance, or deductible exceeds the amount to be collected. The department shall reduce payments to each provider by the amount of the specified or allowable copayment, coinsurance, or deductible. Unless otherwise provided by the department by a policy created under sub. (2m) (c), no provider may deny care or services because the recipient is unable to share costs, but an inability to share costs specified in this subsection does not relieve the recipient of liability for these costs.

SECTION 1437k. 49.45 (18) (ac) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(18)** (ac) Except as provided in pars. (am) to (d), and subject to par. (ag), any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided under s. 49.46 (2). The service provider shall collect the specified or allowable copayment, coinsurance, or deductible, unless the service provider determines that the cost of collecting the copayment, coinsurance, or deductible exceeds the amount to be collected. The department shall reduce payments to each provider by the amount of the specified or allowable copayment, coinsurance, or deductible. ~~Unless otherwise provided by the department by a policy created under sub. (2m) (c), no~~ No

provider may deny care or services because the recipient is unable to share costs, but an inability to share costs specified in this subsection does not relieve the recipient of liability for these costs.

SECTION 1437n. 49.45 (18) (ag) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(18)** (ag) (intro.) Except as provided in pars. (am), (b), and (c), and subject to par. (d), a recipient specified in par. (ac) shall pay all of the following, unless otherwise provided by the department by a policy created under sub. (2m) (c):

SECTION 1437o. 49.45 (18) (ag) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(18)** (ag) (intro.) Except as provided in pars. (am), (b), and (c), and subject to par. (d), a recipient specified in par. (ac) shall pay all of the following~~, unless otherwise provided by the department by a policy created under sub. (2m) (c)~~:

SECTION 1437q. 49.45 (18) (b) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(18)** (b) (intro.) Unless otherwise provided by the department by a policy created under sub. (2m) (c), the following services are not subject to recipient cost sharing under this subsection:

SECTION 1437r. 49.45 (18) (b) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(18)** (b) (intro.) ~~Unless otherwise provided by the department by a policy created under sub. (2m) (c), the~~ The following services are not subject to recipient cost sharing under this subsection:

SECTION 1437t. 49.45 (18) (d) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(18)** (d) No person who designates a pharmacy or pharmacist as his or her sole provider of prescription drugs and who so uses that pharmacy or pharmacist is liable under this subsection for more than $12 per month for prescription drugs received, unless otherwise provided by the department by a policy created under sub. (2m) (c).

SECTION 1437u. 49.45 (18) (d) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(18)** (d) No person who designates a pharmacy or pharmacist as his or her sole provider of prescription drugs and who so uses that pharmacy or pharmacist is liable under this subsection for more than $12 per month for prescription drugs received~~, unless otherwise provided by the department by a policy created under sub. (2m) (c)~~.

SECTION 1438d. 49.45 (23) (a) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(23)** (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide health care coverage for basic primary and preventive care to adults who are under the age of 65, who have family incomes not to exceed 200 percent of the poverty line, and who are not otherwise eligible for medical assistance under this subchapter, the Badger Care health care program under s. 49.665, or Medicare under 42 USC 1395 et seq. If the department creates a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it conflicts with the policy.

SECTION 1438e. 49.45 (23) (a) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(23)** (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide health care coverage for basic primary and preventive care to adults who are under the age of 65, who have family incomes not to exceed 200 percent of the poverty line, and who are not otherwise eligible for medical assistance under this subchapter, the Badger Care health care program under s. 49.665, or Medicare under 42 USC 1395 et seq. ~~If the department creates a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it conflicts with the policy.~~

SECTION 1438h. 49.45 (23) (b) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(23)** (b) If the waiver is granted and in effect, the department may promulgate rules defining the health care benefit plan, including more specific eligibility requirements and cost−sharing requirements. Unless otherwise provided by the department by a policy created under sub. (2m) (c), cost sharing may include an annual enrollment fee, which may not exceed $75 per year. Notwithstanding s. 227.24 (3), the plan details under this subsection may be promulgated as an emergency rule under s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the demonstration project under this subsection shall begin on January 1, 2009, or on the effective date of the waiver, whichever is later.

SECTION 1438i. 49.45 (23) (b) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(23)** (b) If the waiver is granted and in effect, the department may promulgate rules defining the health care benefit plan, including more specific eligibility

requirements and cost−sharing requirements. ~~Unless otherwise provided by the department by a policy created under sub. (2m) (c), cost~~ Cost sharing may include an annual enrollment fee, which may not exceed $75 per year. Notwithstanding s. 227.24 (3), the plan details under this subsection may be promulgated as an emergency rule under s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the demonstration project under this subsection shall begin on January 1, 2009, or on the effective date of the waiver, whichever is later.

SECTION 1438L. 49.45 (24g) (c) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(24g)** (c) The department's proposal under par. (a) shall specify increases in reimbursement rates for providers that satisfy the conditions under par. (a) 1. or 2., and shall provide for payment of a monthly per−patient care coordination fee to those providers. The department shall set the increases in reimbursement rates and the monthly per−patient care coordination fee so that together they provide sufficient incentive for providers to satisfy a condition under par. (a) 1. or 2. The proposal shall specify effective dates for the increases in reimbursement rates and the monthly per−patient care coordination fee that are no sooner than July 1, 2011. If the department creates a policy under sub. (2m) (c) 4., this paragraph does not apply to the extent that it conflicts with the policy.

SECTION 1438m. 49.45 (24g) (c) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(24g)** (c) The department's proposal under par. (a) shall specify increases in reimbursement rates for providers that satisfy the conditions under par. (a) 1. or 2., and shall provide for payment of a monthly per−patient care coordination fee to those providers. The department shall set the increases in reimbursement rates and the monthly per−patient care coordination fee so that together they provide sufficient incentive for providers to satisfy a condition under par. (a) 1. or 2. The proposal shall specify effective dates for the increases in reimbursement rates and the monthly per−patient care coordination fee that are no sooner than July 1, 2011. ~~If the department creates a policy under sub. (2m) (c) 4., this paragraph does not apply to the extent that it conflicts with the policy.~~

SECTION 1439. 49.45 (24m) (intro.) of the statutes is amended to read:

49.45 **(24m)** (intro.) From the appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w), in order to test the feasibility of instituting a system of reimbursement for providers of home health care and personal care services for medical assistance recipients that is based on competitive bidding, the department shall:

SECTION 1439n. 49.45 (24r) of the statutes , as affected by 2011 Wisconsin Act .... (this act), is repealed. **Vetoed In Part**

SECTION 1439w. 49.45 (24r) (a) of the statutes is amended to read: **Vetoed In Part**

49.45 **(24r)** (a) The department shall implement any waiver granted by the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide family planning, as defined in s. 253.07 (1) (a), under medical assistance to any woman between the ages of 15 and 44 whose family income does not exceed 200% of the poverty line for a family the size of the woman's family. If the department creates a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it conflicts with the policy.

SECTION 1439x. 49.45 (24r) (b) of the statutes is amended to read: **Vetoed In Part**

49.45 **(24r)** (b) The department may request an amended waiver from the secretary to permit the department to conduct a demonstration project to provide family planning to any man between the ages of 15 and 44 whose family income does not exceed 200 percent of the poverty line for a family the size of the man's family. If the amended waiver is granted, the department may implement the waiver. If the department creates a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it conflicts with the policy.

SECTION 1441b. 49.45 (24s) of the statutes is created to read:

49.45 **(24s)** FAMILY PLANNING PROJECT. (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to provide optional services for family planning, as defined in s. 253.07 (1) (a), under medical assistance to any female between the ages of 15 and 44 whose family income does not exceed 200 percent of the poverty line for a family the size of the female's family , unless otherwise provided by the department by a policy created under sub. (2m) (c) 10. The department shall implement any waiver granted. **Vetoed In Part**

(b) The department shall request a waiver, or an amendment to the waiver requested under par. (a), from the secretary of the federal department of health and human services to require all of the following:

1. As a condition of receiving services under par. (a), parental notification for family planning services for any female under 18 years of age.

2. The department to determine eligibility to receive family planning services under par. (a) for a female under 18 years of age using the family income of the female's parent or guardian instead of only the female's income.

SECTION 1441bg. 49.45 (24s) (a) of the statutes, as created by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(24s)** (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to provide optional services for family planning, as defined in s. 253.07 (1) (a), under medical assistance to any female between the ages of 15 and 44 whose family income does not exceed 200 percent of the poverty line for a family the size of the female's family~~, unless otherwise provided by the department by a policy created under sub. (2m) (c) 10~~. The department shall implement any waiver granted.

SECTION 1441c. 49.45 (25g) (c) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(25g)** (c) The department's proposal under par. (b) shall specify increases in reimbursement rates for providers that satisfy the conditions under par. (b), and shall provide for payment of a monthly per−patient care coordination fee to those providers. The department shall set the increases in reimbursement rates and the monthly per−patient care coordination fee so that together they provide sufficient incentive for providers to satisfy a condition under par. (b) 1. or 2. The proposal shall specify effective dates for the increases in reimbursement rates and the monthly per−patient care coordination fee that are no sooner than January 1, 2011. The increases in reimbursement rates and monthly per−patient care coordination fees that are not provided by the federal government shall be paid from the appropriation under. s. 20.435 (1) (am). If the department creates a policy under sub. (2m) (c) 4., this paragraph does not apply to the extent it conflicts with the policy.

SECTION 1441d. 49.45 (25g) (c) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(25g)** (c) The department's proposal under par. (b) shall specify increases in reimbursement rates for providers that satisfy the conditions under par. (b), and shall provide for payment of a monthly per−patient care coordination fee to those providers. The department shall set the increases in reimbursement rates and the monthly per−patient care coordination fee so that together they provide sufficient incentive for providers to satisfy a condition under par. (b) 1. or 2. The proposal shall specify effective dates for the increases in reimbursement rates and the monthly per−patient care coordination fee that are no sooner than January 1, 2011. The increases in reimbursement rates and monthly per−patient care coordination fees that are not provided by the federal government shall be paid from the appropriation under. s. 20.435 (1) (am). ~~If the department creates a policy under sub. (2m) (c) 4., this paragraph does not apply to the extent it conflicts with the policy.~~

SECTION 1441f. 49.45 (27) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(27)** ELIGIBILITY OF ALIENS. A person who is not a U.S. citizen or an alien lawfully admitted for permanent residence or otherwise permanently residing in the United States under color of law may not receive medical assistance benefits except as provided under 8 USC 1255a (h) (3) or 42 USC 1396b (v), unless otherwise provided by the department by a policy created under sub. (2m) (c).

SECTION 1441g. 49.45 (27) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(27)** ELIGIBILITY OF ALIENS. A person who is not a U.S. citizen or an alien lawfully admitted for permanent residence or otherwise permanently residing in the United States under color of law may not receive medical assistance benefits except as provided under 8 USC 1255a (h) (3) or 42 USC 1396b (v)~~, unless otherwise provided by the department by a policy created under sub. (2m) (c)~~.

SECTION 1442g. 49.45 (39) (b) 1. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.45 **(39)** (b) 1. 'Payment for school medical services.' If a school district or a cooperative educational service agency elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the school district or the cooperative educational service agency for 60% of the federal share of allowable charges for the school medical services that it provides, unless otherwise provided by the department by a policy created under sub. (2m) (c), and, as specified in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the department of public instruction for 60% of the federal share of allowable charges for the school medical services that the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing provides, unless otherwise provided by the department by a policy created under sub. (2m) (c), and, as specified in subd. 2., for allowable administrative costs. A school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, claims for common carrier transportation costs as a school medical service unless the department receives notice from the federal health care financing administration that, under a change in federal policy, the claims are not allowed. If the department receives the notice, a school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired, or the Wisconsin Educational

Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, unreimbursed claims for common carrier transportation costs incurred before the date of the change in federal policy. The department shall promulgate rules establishing a methodology for making reimbursements under this paragraph. All other expenses for the school medical services provided by a school district or a cooperative educational service agency shall be paid for by the school district or the cooperative educational service agency with funds received from state or local taxes. The school district, the Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, or the cooperative educational service agency shall comply with all requirements of the federal department of health and human services for receiving federal financial participation.

SECTION 1442h. 49.45 (39) (b) 1. of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.45 **(39)** (b) 1. 'Payment for school medical services.' If a school district or a cooperative educational service agency elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the school district or the cooperative educational service agency for 60% of the federal share of allowable charges for the school medical services that it provides~~, unless otherwise provided by the department by a policy created under sub. (2m) (c),~~ and, as specified in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the department of public instruction for 60% of the federal share of allowable charges for the school medical services that the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing provides~~, unless otherwise provided by the department by a policy created under sub. (2m) (c),~~ and, as specified in subd. 2., for allowable administrative costs. A school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, claims for common carrier transportation costs as a school medical service unless the department receives notice from the federal health care financing administration that, under a change in federal policy, the claims are not allowed. If the department receives the notice, a school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired, or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, unreimbursed claims for common carrier transportation costs incurred before the date of the change in federal policy. The department shall promulgate rules establishing a methodology for making reimbursements under this paragraph. All other expenses for the school medical services provided by a school district or a cooperative educational service agency shall be paid for by the school district or the cooperative educational service agency with funds received from state or local taxes. The school district, the Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, or the cooperative educational service agency shall comply with all requirements of the federal department of health and human services for receiving federal financial participation.

SECTION 1443. 49.45 (51) (a) of the statutes is amended to read:

49.45 **(51)** (a) By November 1 annually, the department shall provide to the department of revenue information concerning the estimated amounts of supplements payable from the appropriation accounts under s. 20.435 (4) (b) and (gm) to specific local governmental units for the provision of transportation for medical care, as specified under s. 49.46 (2) (b) 3., during the fiscal year. Beginning November 1, 2004, the information that the department provides under this paragraph shall include any adjustments necessary to reflect actual claims submitted by service providers in the previous fiscal year.

SECTION 1444. 49.45 (52) (title) of the statutes is amended to read:

49.45 **(52)** (title) PAYMENT ADJUSTMENTS; FEDERAL FUNDING FOR CERTAIN SERVICES.

SECTION 1445. 49.45 (52) of the statutes is renumbered 49.45 (52) (a) 1. and amended to read:

49.45 **(52)** (a) 1. ~~Beginning on January 1, 2003~~ If the department provides the notice under par. (c) selecting the payment procedure in this paragraph, the department may, from the appropriation account under s. 20.435 (7) (b), make Medical Assistance payment adjustments to county departments under s. 46.215, 46.22, 46.23, ~~or~~ 51.42, or 51.437 or to local health departments, as defined in s. 250.01 (4), as appropriate, for covered services under s. 49.46 (2) (a) 2. and 4. d. and f. and (b) 6. b., c., f., fm., g., j., k., L., Lm., and m., 9., 12., 12m., 13., 15., and 16., except for services specified under s. 49.46 (2) (b) 6. b. and c. provided to children participating in the early intervention program under s. 51.44. Payment adjustments under this ~~subsection~~ paragraph shall include the state share of the payments. The total of any payment adjustments under this ~~subsection~~ paragraph and Medical Assistance payments made from appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w), may not exceed applicable limitations on payments under 42 USC 1396a (a) (30) (A).

SECTION 1446. 49.45 (52) (a) 2. of the statutes is created to read:

49.45 **(52)** (a) 2. The department may require a county department or local health department to submit a certified cost report that meets the requirements of the federal department of health and human services for covered services described in subd. 1.

SECTION 1447. 49.45 (52) (b) of the statutes is created to read:

49.45 **(52)** (b) If the department provides the notice under par. (c) selecting the payment procedure in this paragraph, all of the following apply:

1. Annually, a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 shall submit a certified cost report that meets the requirements of the federal department of health and human services for covered services under s. 49.46 (2) (a) 2. and 4. d. and f. and (b) 6. b., c., f., fm., g., j., k., L., Lm., and m., 9., 12., 12m., 13., 15., and 16., except for services specified under s. 49.46 (2) (b) 6. b. and c. provided to children participating in the early intervention program under s. 51.44.

2. For services described under subd. 1., the department shall base the amount of a claim for federal medical assistance funds on certified cost reports submitted by county departments under subd. 1. to the extent the reports comply with federal requirements.

3. The department shall pay county departments a percentage of the federal funds claimed under subd. 2. for services described under subd. 1., which percentage is established in the most recent biennial budget.

4. The department may pay a local health department, as defined in s. 250.01 (4), that submits certified cost reports for services described under subd. 1. a percentage of the federal funds claimed for those services, which percentage is established in the most recent biennial budget.

SECTION 1448. 49.45 (52) (c) of the statutes is created to read:

49.45 **(52)** (c) The department shall select a payment procedure under either par. (a) or (b) and may change which procedure under par. (a) or (b) is selected. The department shall notify each county department and local health department, as applicable, of the selected payment procedure before the date on which payment for services is made under that selected or newly selected procedure.

SECTION 1449. 49.45 (53) of the statutes is amended to read:

49.45 **(53)** PAYMENTS FOR CERTAIN SERVICES. Beginning on January 1, 2003, the department may, from the appropriation account under s. 20.435 (7) (b), make Medical Assistance payments to providers for covered services under ss. 49.46 (2) (a) 4. d. and (b) 6. j. and m. and 49.471 (11) (f) that are provided before January 1, 2012.

SECTION 1453e. 49.46 (1) (n) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.46 **(1)** (n) If the department creates a policy under s. 49.45 (2m) (c) 8., 9., or 10., this subsection does not apply to the extent that it conflicts with the policy.

SECTION 1453f. 49.46 (1) (n) of the statutes, as created by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1453h. 49.46 (2) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.46 **(2)** (a) (intro.) Except as provided in par. (be) and unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the department shall audit and pay allowable charges to certified providers for medical assistance on behalf of recipients for the following federally mandated benefits:

SECTION 1453i. 49.46 (2) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.46 **(2)** (a) (intro.) Except as provided in par. (be) ~~and unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c)~~, the department shall audit and pay allowable charges to certified providers for medical assistance on behalf of recipients for the following federally mandated benefits:

SECTION 1453k. 49.46 (2) (b) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.46 **(2)** (b) (intro.) Except as provided in pars. (be) and (dc) and unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the department shall audit and pay allowable charges to certified providers for medical assistance on behalf of recipients for the following services:

SECTION 1453L. 49.46 (2) (b) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.46 **(2)** (b) (intro.) Except as provided in pars. (be) and (dc) ~~and unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c)~~, the department shall audit and pay allowable charges to certified providers for medical assistance on behalf of recipients for the following services:

SECTION 1453m. 49.46 (2) (c) 2. of the statutes is amended to read:

49.46 **(2)** (c) 2. For an individual who is entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare, meets the eligibility criteria under sub. (1), and meets the limitation on income under subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz ~~which~~ that are not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396;

the monthly premiums payable under 42 USC 1395v; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and the late enrollment penalty, if applicable, for premiums under ~~part~~ Part A of ~~medicare~~ Medicare. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare~~ Medicare under 42 USC 1395j to 1395w~~, other than payment of coinsurance for outpatient hospital services,~~ and payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1453n. 49.46 (2) (c) 3. of the statutes is amended to read:

49.46 **(2)** (c) 3. For an individual who is only entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, meets the eligibility criteria under sub. (1), and meets the limitation on income under subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395i ~~which~~ that are not paid under 42 USC 1395 to 1395i, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and the late enrollment penalty, if applicable, for premiums under ~~part~~ Part A of ~~medicare~~ Medicare. Payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under Medical Assistance minus the Medicare payment.

SECTION 1453o. 49.46 (2) (c) 4. of the statutes is amended to read:

49.46 **(2)** (c) 4. For an individual who is entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare, and meets the eligibility criteria for ~~medical assistance~~ Medical Assistance under sub. (1), but does not meet the limitation on income under subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz ~~which~~ that are not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare~~ Medicare under 42 USC 1395j to 1395w~~, other than payment of coinsurance for outpatient hospital services,~~ and payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1453p. 49.46 (2) (c) 5. of the statutes is amended to read:

49.46 **(2)** (c) 5. For an individual who is only entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare and meets the eligibility criteria for ~~medical assistance~~ Medical Assistance under sub. (1), but does not meet the limitation on income under subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395i ~~which~~ that are not paid under 42 USC 1395 to 1395i, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396. Payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under Medical Assistance minus the Medicare payment.

SECTION 1453q. 49.46 (2) (c) 5m. of the statutes is amended to read:

49.46 **(2)** (c) 5m. For an individual who is only entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare and meets the eligibility criteria under sub. (1), but does not meet the limitation on income under subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395j to 1395w, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare, other than payment of coinsurance for outpatient hospital services,~~ Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1453r. 49.465 (2) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.465 **(2)** (intro.) Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), a pregnant woman is eligible for medical assistance benefits, as provided under sub. (3), during the period beginning on the day on which a qualified provider determines, on the basis of preliminary information, that the woman's family income does not exceed the highest level for eligibility for benefits under s. 49.46 (1) or 49.47 (4) (am) or (c) 1. and ending as follows:

SECTION 1453s. 49.465 (2) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.465 **(2)** (intro.) ~~Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), a~~ A pregnant woman is eligible for medical assistance benefits, as provided under sub. (3), during the period beginning on the day on which a qualified provider determines, on the basis of preliminary information, that the woman's family income does not exceed the highest level

for eligibility for benefits under s. 49.46 (1) or 49.47 (4) (am) or (c) 1. and ending as follows:

SECTION 1455. 49.468 (1) (b) of the statutes is amended to read:

49.468 **(1)** (b) For an elderly or disabled individual who is entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare, and who does not meet the eligibility criteria for ~~medical assistance~~ Medical Assistance under s. 49.46 (1), 49.465, 49.47 (4), or 49.471 but meets the limitations on income and resources under par. (d), ~~medical assistance~~ Medical Assistance shall pay the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz ~~which~~ that are not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396; the monthly premiums payable under 42 USC 1395v; the monthly premiums, if applicable, under 42 USC 1395i−2 (d); and the late enrollment penalty, if applicable, for premiums under ~~part~~ Part A of ~~medicare~~ Medicare. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare~~ Medicare under 42 USC 1395j to 1395w~~, other than payment of coinsurance for outpatient hospital services,~~ and payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1456. 49.468 (1) (c) of the statutes is amended to read:

49.468 **(1)** (c) For an elderly or disabled individual who is only entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare and who does not meet the eligibility criteria for ~~medical assistance~~ Medical Assistance under s. 49.46 (1), 49.465, 49.47 (4), or 49.471 but meets the limitations on income and resources under par. (d), ~~medical assistance~~ Medical Assistance shall pay the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395i ~~which~~ that are not paid under 42 USC 1395 to 1395i, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396; the monthly premiums, if applicable, under 42 USC 1395i−2 (d); and the late enrollment penalty for premiums under ~~part~~ Part A of ~~medicare~~ Medicare, if applicable. Payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under Medical Assistance minus the Medicare payment.

SECTION 1457p. 49.47 (4) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.47 **(4)** (a) (intro.) Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), any individual who meets the limitations on income and resources under pars. (b) to (c) and who complies with pars. (cm) and (cr) shall be eligible for medical assistance under this section if such individual is:

SECTION 1457q. 49.47 (4) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.47 **(4)** (a) (intro.) ~~Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), any~~ Any individual who meets the limitations on income and resources under pars. (b) to (c) and who complies with pars. (cm) and (cr) shall be eligible for medical assistance under this section if such individual is:

SECTION 1459. 49.47 (4) (i) 1. of the statutes is amended to read:

49.47 **(4)** (i) 1. The department shall request a waiver from the secretary of the federal department of health and human services to permit the application of subd. 2. The waiver shall request approval to implement the waiver on a statewide basis, unless the department of health services determines that statewide implementation of the waiver would present an obstacle to the approval of the waiver by the secretary of the federal department of health and human services, in which case the waiver shall request approval to implement the waiver in 48 pilot counties to be selected by the department of health services. Within 30 days after August 12, 1993, the department of ~~regulation and licensing~~ safety and professional services shall notify funeral directors licensed under ch. 445, cemetery associations, as defined in s. 157.061 (1r), and cemetery authorities, as defined in s. 157.061 (2), of the terms of the waiver required to be requested under this subdivision. If the waiver is approved by the secretary of the federal department of health and human services and if the waiver remains in effect, subd. 2. shall apply.

SECTION 1459bn. 49.47 (4) (k) of the statutes is created to read:

49.47 **(4)** (k) Notwithstanding par. (b) 3. and s. 445.125 (1) (a), no later than 60 days after the effective date of this paragraph .... [LRB inserts date], the department shall seek approval from the federal Centers for Medicare and Medicaid Services to permit friends and family members of any individual receiving medical assistance under this section to contribute funds to an irrevocable burial trust for the individual, up to a total irrevocable trust amount of $4,500, without the individual losing eligibility for medical assistance under this section. If the federal Centers for Medicare and Medicaid Services approves the request, the department shall implement the change under this section within 60 days after receiving approval.

SECTION 1459e. 49.47 (5) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.47 **(5)** INVESTIGATION BY DEPARTMENT. (intro.) The department may make additional investigation of eligibility at any of the following times:

SECTION 1459g. 49.47 (5) (a) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.47 **(5)** (a) When there is reasonable ground for belief that an applicant may not be eligible or that the beneficiary may have received benefits to which the beneficiary is not entitled.

SECTION 1459i. 49.47 (5) (c) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.47 **(5)** (c) Any time determined by the department by a policy created under s. 49.45 (2m) (c) to determine eligibility or to reevaluate continuing eligibility, except that if federal law allows a reevaluation of eligibility more frequently than every 12 months and if there is no conflicting provision of state law, the department is not required to create a policy to reevaluate eligibility under this section.

SECTION 1459j. 49.47 (5) (c) of the statutes, as created by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1459n. 49.47 (6) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.47 **(6)** (a) (intro.) Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the department shall audit and pay charges to certified providers for medical assistance on behalf of the following:

SECTION 1459o. 49.47 (6) (a) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.47 **(6)** (a) (intro.) ~~Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the~~ The department shall audit and pay charges to certified providers for medical assistance on behalf of the following:

SECTION 1459p. 49.47 (6) (a) 6. b. of the statutes is amended to read:

49.47 **(6)** (a) 6. b. An individual who is entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare, meets the eligibility criteria under sub. (4) (a), and meets the income limitation, the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz ~~which~~ that are not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396; the monthly premiums payable under 42 USC 1395v; the monthly premiums, if applicable, under 42 USC 1395i−2 (d); and the late enrollment penalty, if applicable, for premiums under ~~part~~ Part A of ~~medicare~~ Medicare. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare~~ Medicare under 42 USC 1395j to 1395w~~, other than payment of coinsurance for outpatient hospital services,~~ and payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1459q. 49.47 (6) (a) 6. c. of the statutes is amended to read:

49.47 **(6)** (a) 6. c. An individual who is only entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, meets the eligibility criteria under sub. (4) (a), and meets the income limitation, the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395i ~~which~~ that are not paid under 42 USC 1395 to 1395i, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396; the monthly premiums, if applicable, under 42 USC 1395i−2 (d); and the late enrollment penalty, if applicable, for premiums under ~~part~~ Part A of ~~medicare~~ Medicare. Payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under Medical Assistance minus the Medicare payment.

SECTION 1459r. 49.47 (6) (a) 6. d. of the statutes is amended to read:

49.47 **(6)** (a) 6. d. An individual who is entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare, entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare, and meets the eligibility criteria for ~~medical assistance~~ Medical Assistance under sub. (4) (a), but does not meet the income limitation, the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz ~~which~~ that are not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare~~ Medicare under 42 USC 1395j to 1395w~~, other than payment of coinsurance for outpatient hospital services,~~ and payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1459s. 49.47 (6) (a) 6. e. of the statutes is amended to read:

49.47 **(6)** (a) 6. e. An individual who is only entitled to coverage under ~~part~~ Part A of ~~medicare~~ Medicare and meets the eligibility criteria for ~~medical assistance~~ Medical Assistance under sub. (4) (a), but does not meet the income limitation, the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395i, including those services that are not included in the approved state plan for services under 42 USC 1396. Payment of deductibles and coinsurance for inpatient hospital services under Part A of Medicare may not

exceed the allowable charge for the service under Medical Assistance minus the Medicare payment.

SECTION 1459t. 49.47 (6) (a) 6. f. of the statutes is amended to read:

49.47 **(6)** (a) 6. f. For an individual who is only entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare and meets the eligibility criteria under sub. (4), but does not meet the income limitation, ~~medical assistance~~ Medical Assistance shall include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395j to 1395w, including those ~~medicare~~ Medicare services that are not included in the approved state plan for services under 42 USC 1396. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare, other than payment of coinsurance for outpatient hospital services,~~ Medicare may not exceed the allowable charge for the service under ~~medical assistance~~ Medical Assistance minus the ~~medicare~~ Medicare payment.

SECTION 1461g. 49.471 (13) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.471 **(13)** APPLICABILITY. If the department creates a policy under s. 49.45 (2m) (c), subs. (4), (5), (6), (7), (8), (10), and (11) do not apply to the extent that those subsections conflict with the policy.

SECTION 1461h. 49.471 (13) of the statutes, as created by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1461p. 49.472 (3) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.472 **(3)** ELIGIBILITY. (intro.) Except as provided in sub. (6) (a) and unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), an individual is eligible for and shall receive medical assistance under this section if all of the following conditions are met:

SECTION 1461q. 49.472 (3) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.472 **(3)** ELIGIBILITY. (intro.) Except as provided in sub. (6) (a) ~~and unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c)~~, an individual is eligible for and shall receive medical assistance under this section if all of the following conditions are met:

SECTION 1462g. 49.472 (4) (b) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.472 **(4)** (b) (intro.) The department may waive monthly premiums that are calculated to be below $10 per month. Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the department may not assess a monthly premium for any individual whose income level, after adding the individual's earned income and unearned income, is below 150% of the poverty line.

SECTION 1462h. 49.472 (4) (b) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.472 **(4)** (b) (intro.) The department may waive monthly premiums that are calculated to be below $10 per month. ~~Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the~~ The department may not assess a monthly premium for any individual whose income level, after adding the individual's earned income and unearned income, is below 150% of the poverty line.

SECTION 1463. 49.472 (6) (a) of the statutes is amended to read:

49.472 **(6)** (a) Notwithstanding sub. (4) (a) 3., from the appropriation ~~account~~ accounts under s. 20.435 (4) (b), (gm), or (w), the department shall, on the part of an individual who is eligible for medical assistance under sub. (3), pay premiums for or purchase individual coverage offered by the individual's employer if the department determines that paying the premiums for or purchasing the coverage will not be more costly than providing medical assistance.

SECTION 1464. 49.472 (6) (b) of the statutes is amended to read:

49.472 **(6)** (b) If federal financial participation is available, from the appropriation ~~account~~ accounts under s. 20.435 (4) (b), (gm), or (w), the department may pay medicare Part A and Part B premiums for individuals who are eligible for medicare and for medical assistance under sub. (3).

SECTION 1465n. 49.473 (2) (intro.) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.473 **(2)** (intro.) Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), a woman is eligible for medical assistance as provided under sub. (5) if, after applying to the department or a county department, the department or a county department determines that she meets all of the following requirements:

SECTION 1465p. 49.473 (2) (intro.) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.473 **(2)** (intro.) ~~Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), a~~ A woman is eligible for medical assistance as provided under sub. (5) if, after applying to the department or a county department, the department or a county department determines that she meets all of the following requirements:

SECTION 1469y. 49.473 (5) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

49.473 **(5)** The department shall audit and pay, from the appropriation accounts under s. 20.435 (4) (b), (gm), and (o), allowable charges to a provider who is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman who meets the requirements under sub. (2) for all benefits and services specified under s. 49.46 (2), unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c).

SECTION 1470b. 49.473 (5) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

49.473 **(5)** The department shall audit and pay, from the appropriation accounts under s. 20.435 (4) (b), (gm), and (o), allowable charges to a provider who is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman who meets the requirements under sub. (2) for all benefits and services specified under s. 49.46 (2)~~, unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c)~~.

SECTION 1477r. 49.67 (3) (am) 2. b. of the statutes is amended to read:

49.67 **(3)** (am) 2. b. If the applicant is under ~~27~~ 26 years of age, notice that he or she may be eligible for coverage as a dependent under his or her parent's health care plan in accordance with s. 632.885, and that his or her parent's plan must include coverage for services that are not covered under the plan under this section.

SECTION 1478. 49.68 (3) (b) of the statutes is amended to read:

49.68 **(3)** (b) From the appropriation accounts under ss. 20.435 (4) (e) and (je), the state shall pay ~~the cost of~~, at a rate determined by the department under par. (e), for medical treatment that is required as a direct result of chronic renal disease of certified patients from the date of certification, including ~~the cost of~~ administering recombinant human erythropoietin to appropriate patients, whether the treatment is rendered in an approved facility in the state or in a dialysis or transplantation center ~~which~~ that is approved as such by a contiguous state, subject to the conditions specified under par. (d). Approved facilities may include a hospital in−center dialysis unit or a nonhospital dialysis center ~~which~~ that is closely affiliated with a home dialysis program supervised by an approved facility. Aid shall also be provided for all reasonable expenses incurred by a potential living−related donor, including evaluation, hospitalization, surgical costs, and postoperative follow−up to the extent that these costs are not reimbursable under the federal medicare program or other insurance. In addition, all expenses incurred in the procurement, transportation, and preservation of cadaveric donor kidneys shall be covered to the extent that these costs are not otherwise reimbursable. All donor−related costs are chargeable to the recipient and reimbursable under this subsection.

SECTION 1479. 49.68 (3) (e) of the statutes is amended to read:

49.68 **(3)** (e) ~~State aids~~ Payment for services provided under this section shall be ~~equal to~~ at a rate determined by the department that does not exceed the allowable charges under the federal Medicare program. In no case shall state rates for individual service elements exceed the federally defined allowable costs. The rate of charges for services not covered by public and private insurance shall not exceed the reasonable charges as established by ~~medicare~~ Medicare fee determination procedures. A person that provides to a patient a service for which aid is provided under this section shall accept the amount paid under this section for the service as payment in full and may not bill the patient for any amount by which the charge for the service exceeds the amount paid for the service under this section. The state may not pay for the cost of travel, lodging, or meals for persons who must travel to receive inpatient and outpatient dialysis treatment for kidney disease. This paragraph shall not apply to donor related costs as defined in par. (b).

SECTION 1486m. 49.78 (1) (br) of the statutes is created to read:

49.78 (1) (br) "Multicounty consortium" means a group of counties that is approved by the department under sub. (1m) to administer income maintenance programs.

SECTION 1487m. 49.78 (1m) of the statutes is created to read:

49.78 **(1m)** MULTICOUNTY CONSORTIA. (a) Except as provided in par. (c), each county with a population of less than 750,000 shall participate in a multicounty consortium that is approved by the department under par. (b).

(b) By October 31, 2011, the department shall approve multicounty consortia. The department may not approve more than 10 multicounty consortia.

(c) If a county with a population of less than 750,000 does not participate in a multicounty consortium or the department determines that a multicounty consortium does not satisfy the department's performance requirements, the department shall assume responsibility for administering income maintenance programs in that county or in the geographical area of the multicounty consortium. The department may provide income maintenance program administration under this paragraph by contracting with another multicounty consortium or by providing the administrative services with state resources and employees.

(d) If the department assumes responsibility for administering income maintenance programs in a county or in the geographical area of the multicounty consortium under par. (c), any county for which the department administers income maintenance programs shall pay to the department the amount that the county expended for the administration of income maintenance programs in calendar year 2009. For the purposes of this paragraph, Kenosha County expended $673,000 for the administra-

tion of income maintenance programs in calendar year 2009.

SECTION 1488m. 49.78 (1r) of the statutes is created to read:

49.78 **(1r)** SINGLE COUNTY CONSORTIA. The department shall administer income maintenance programs in a county with a population of 750,000 or more as a single−county consortium, including the administrative functions specified in sub. (2) (b) 1.

SECTION 1489m. 49.78 (2) (title) of the statutes is amended to read:

49.78 **(2)** (title) CONTRACTS WITH MULTICOUNTY CONSORTIA.

SECTION 1490m. 49.78 (2) of the statutes is renumbered 49.78 (2) (a) and amended to read:

49.78 **(2)** (a) Annually, ~~for the income maintenance program functions, if any, that the department delegates to a county or tribal governing body~~ beginning with contracts for 2012, the department ~~and county department under s. 46.215, 46.22, or 46.23~~ shall enter into a contract~~, and the department and tribal governing body may enter into a contract, for reimbursement of the county department or tribal governing body for the reasonable cost of administering~~ with each multicounty consortium to administer income maintenance programs in the multicounty consortium's geographical area.

SECTION 1491m. 49.78 (2) (b) of the statutes is created to read:

49.78 **(2)** (b) A contract under par. (a) shall provide all of the following:

1. That the multicounty consortia shall be responsible for all of the following administrative functions related to income maintenance programs:

a. Operating and maintaining a call center.

b. Conducting application processing and eligibility determinations.

c. Conducting ongoing case management.

d. Providing lobby services.

2. That the department and multicounty consortia shall cooperate to provide the following administrative functions related to the income maintenance programs:

a. Conducting subrogation and benefit recovery efforts.

b. Participating in fair hearings.

c. Conducting fraud prevention and identification activities.

3. That the department will reimburse a multicounty consortium for services provided under the contract on a risk−adjusted case load basis.

SECTION 1492m. 49.78 (2m) of the statutes is created to read:

49.78 **(2m)** ADMINISTRATION BY A TRIBAL GOVERNING BODY. (a) A tribal governing body may administer income maintenance programs by electing to have the department administer the tribe's income maintenance programs or by providing the required administrative services and entering into a contract with the department for reimbursement under par. (b).

(b) Annually, for the income maintenance administrative program functions, if any, that the department delegates to a tribal governing body, the department and tribal governing body may enter into a contract, for reimbursement of the tribal governing body for the reasonable cost of administering income maintenance programs.

(c) The amount of each reimbursement paid under a contract entered into par. (b) shall be calculated using a formula based on workload within the limits of state and federal funds. The department may adjust reimbursement amounts determined under the contract for workload changes and computer network activities performed by a tribal governing body.

SECTION 1493m. 49.78 (2r) of the statutes is created to read:

49.78 **(2r)** DEPARTMENTAL ADMINISTRATIVE FUNCTIONS. The department shall perform all of the following administrative functions related to income maintenance programs:

(a) Providing income maintenance worker training.

(b) Performing 2nd−party reviews.

(c) Administering the funeral expenses program under s. 49.785.

(d) Providing information technology and licenses for call centers that are operated by multicounty consortia.

(e) Maintaining the client assistance reemployment and economic support system.

(f) Contracting with multicounty consortia under sub. (2), including establishing performance requirements.

(g) Contracting with tribal governing bodies under sub. (2m), including establishing performance requirements.

(h) Monitoring contracts with multicounty consortia and tribal governing bodies, including compliance with performance standards and federal and other reporting requirements.

(i) Operating a centralized document processing unit.

SECTION 1494m. 49.78 (8) (a) of the statutes is amended to read:

49.78 **(8)** (a) From the ~~appropriation accounts~~ appropriations under s. 20.435 (4) (bn) and (nn) and subject to par. (b), the department shall provide funding to reimburse each ~~county~~ multicounty consortium that contracts with the department under sub. (2) and each tribal governing body that contracts with the department under sub. ~~(2)~~ (2m) for ~~reasonable~~ the costs of administering the income maintenance programs, including conducting fraud prevention activities~~. The amount of each reimbursement paid under this paragraph shall be calculated using a formula based on workload within the limits of available state and federal funds under s. 20.435 (4) (bn) and (nn) by contract under sub. (2)~~, in accordance with

the terms of the applicable contract. The amount of reimbursement calculated under this paragraph and par. (b) is in addition to any reimbursement provided to a county, multicounty consortium, or tribal governing body for fraud and error reduction under s. 49.197 or 49.845.

SECTION 1495m. 49.78 (8) (b) of the statutes is amended to read:

49.78 **(8)** (b) The department ~~may adjust the amounts determined under par. (a) for workload changes and computer network activities performed by a county or tribal governing body and~~ may reduce the amount of any reimbursement if federal reimbursement is withheld due to audits, quality control samples, or program reviews.

SECTION 1496m. 49.78 (10) (title) of the statutes is amended to read:

49.78 **(10)** (title) ~~COUNTY~~ REIMBURSEMENT CERTIFICATION.

SECTION 1497m. 49.78 (10) (a) of the statutes is amended to read:

49.78 **(10)** (a) ~~Each county treasurer and director of a county department under s. 46.215, 46.22, or 46.23~~ An authorized representative from each multicounty consortium that contracts with the department under sub. (2) and each tribal governing body that contracts with the department under sub. ~~(2)~~ (2m) shall certify monthly under oath to the department in such manner as the department prescribes the claim of the ~~county~~ multicounty consortium or tribal governing body for state reimbursement under sub. (8) (a). The department shall review each claim of reimbursement and, if the department approves the claim, the department shall certify to the department of administration for reimbursement to the ~~county~~ multicounty consortium or tribal governing body for amounts due under sub. (8) (a) and payment claimed to be made to the ~~counties~~ multicounty consortia or tribal governing bodies monthly. The department may make advance payments prior to the beginning of each month equal to one−twelfth of the contracted amount.

SECTION 1498m. 49.78 (10) (b) of the statutes is amended to read:

49.78 **(10)** (b) To facilitate prompt reimbursement the certificate of the department may be based on the certified statements of the ~~county officers~~ authorized representatives of multicounty consortia or tribal governing body executives filed under par. (a). Funds recovered from audit adjustments from a prior fiscal year may be included in subsequent certifications only to pay counties or multicounty consortia owed funds as a result of any audit adjustment. By September 30 annually, the department shall submit a report to the appropriate standing committees under s. 13.172 (3) on funds recovered and paid out during the previous calendar year as a result of audit adjustments.

SECTION 1499m. 49.78 (11) (a) of the statutes is amended to read:

49.78 **(11)** (a) 1. The department, a county department under s. 46.215, 46.22, or 46.23, a multicounty consortium, or a tribal governing body may request from any person in this state information it determines appropriate and necessary for determining or verifying eligibility or benefits for a recipient under any income maintenance program. Unless access to the information is prohibited or restricted by law, or unless the person has good cause, as determined by the department in accordance with federal law and regulations, for refusing to cooperate, the person shall make a good faith effort to provide the information within 7 days after receiving a request under this paragraph. The department, county department, multicounty consortium, or tribal governing body, or employees of any of them, may not disclose information obtained under this subdivision for any purpose not connected with the administration of the income maintenance program for which the information was requested.

2. In conjunction with any request for information under subd. 1., including a request made by subpoena under par. (b), the department, county department, multicounty consortium, or tribal governing body shall advise the person of the time by which the information must be provided.

SECTION 1500m. 49.78 (11) (b) of the statutes is amended to read:

49.78 **(11)** (b) The department, a county department, a multicounty consortium, or a tribal governing body may issue a subpoena, in substantially the form authorized under s. 885.02, to compel the production of financial information or other documentary evidence for determining or verifying eligibility or benefits for a recipient under any income maintenance program.

SECTION 1501m. 49.78 (11) (c) 1. of the statutes is amended to read:

49.78 **(11)** (c) 1. Allowing access to financial or other records by the department, a county department, a multicounty consortium, or a tribal governing body in response to a request under par. (a) or a subpoena described in par. (b).

SECTION 1502m. 49.78 (11) (c) 2. of the statutes is amended to read:

49.78 **(11)** (c) 2. Disclosing information from financial or other records to the department, a county department, a multicounty consortium, or a tribal governing body in response to a request under par. (a) or a subpoena described in par. (b).

SECTION 1503m. 49.78 (11) (c) 3. of the statutes is amended to read:

49.78 **(11)** (c) 3. Any other action taken in good faith to comply with this subsection or a subpoena described in par. (b) or to comply with a request for information or access to records from the department, a county department, a multicounty consortium, or a tribal governing

body for determining or verifying eligibility or benefits for a recipient under any income maintenance program.

SECTION 1504m. 49.785 (2) of the statutes is amended to read:

49.785 **(2)** From the appropriation under s. 20.435 (4) ~~(bn)~~ (br), the department shall reimburse a county or applicable tribal governing body or organization for any amount that the county or applicable tribal governing body or organization is required to pay under sub. (1) if the county or applicable tribal governing body or organization complies with sub. (3). From the appropriation under s. 20.435 (4) ~~(bn)~~ (br), the department shall reimburse a county or applicable tribal governing body or organization for cemetery expenses or for funeral and burial expenses for a person described under sub. (1) that the county or applicable tribal governing body or organization is not required to pay under subs. (1) and (1m) only if the department approves the reimbursement due to unusual circumstances and if the county or applicable tribal governing body or organization complies with sub. (3).

SECTION 1505m. 49.79 (1) (e) of the statutes is created to read:

49.79 (1) (e) "Multicounty consortium" has the meaning given in s. 49.78 (1) (br).

SECTION 1506m. 49.79 (3) of the statutes is amended to read:

49.79 **(3)** LIABILITY FOR LOST FOOD COUPONS. (a) A county, multicounty consortium, or federally recognized American Indian tribe is liable for all food stamp coupons lost, misappropriated, or destroyed while under the county's, consortium's, or tribe's direct control, except as provided in par. (b).

(b) A county, multicounty consortium, or federally recognized American Indian tribe is not liable for food stamp coupons lost in natural disasters if it provides evidence acceptable to the department that the coupons were destroyed and not redeemed.

(c) A county, multicounty consortium, or federally recognized American Indian tribe is liable for food stamp coupons mailed to residents of the county or counties that are in the multicounty consortium or members of the tribe and lost in the mail due to incorrect information submitted to the department by the county or tribe.

SECTION 1507m. 49.79 (4) of the statutes is amended to read:

49.79 **(4)** DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The department shall withhold the value of food stamp losses for which a county, multicounty consortium, or federally recognized American Indian tribe is liable under sub. (3) from the payment to the county, multicounty consortium, or tribe under income maintenance contracts under s. 49.78 and reimburse the federal government from the funds withheld.

SECTION 1534. 49.79 (8) of the statutes is amended to read:

49.79 **(8)** BENEFITS FOR QUALIFIED ALIENS. The department shall not provide benefits under this section to a qualified alien ~~who is ineligible for benefits under this section solely because of the application of 9 USC 1612 or 1613 according to a plan approved by the federal department of agriculture. This subsection does not apply~~, except to the extent that federal food stamp benefits for qualified aliens are ~~restored~~ required by the federal government.

SECTION 1535m. 49.79 (9) (a) 1. of the statutes is amended to read:

49.79 **(9)** (a) 1. The department shall administer an employment and training program for recipients under the food stamp program and may contract ~~under s. 49.78~~ with county departments under ss. 46.215, 46.22, and 46.23, multicounty consortia, and with tribal governing bodies to carry out the administrative functions. The department may contract, or a county department, multicounty consortium, or tribal governing body may subcontract, with a Wisconsin Works agency or another provider to administer the employment and training program under this subsection. Except as provided in subds. 2. and 3., the department may require able individuals who are 18 to 60 years of age who are not participants in a Wisconsin Works employment position to participate in the employment and training program under this subsection.

SECTION 1536g. 49.793 (1) of the statutes is amended to read:

49.793 **(1)** The department or a county ~~or~~, a multicounty consortium, as defined in s. 49.78 (1) (br), or an elected governing body of a federally recognized American Indian tribe or band acting on behalf of the department, may recover overpayments that arise from an overissuance of food coupons under the food stamp program administered under s. 46.215 (1) (k) or 46.22 (1) (b) 2. d. Recovery shall be made in accordance with 7 USC 2022.

SECTION 1536m. 49.793 (2) (a) of the statutes is amended to read:

49.793 **(2)** (a) Except as provided in par. (b), a county, multicounty consortium, as defined in s. 49.78 (1) (br), or governing body of a federally recognized American Indian tribe may retain a portion of the amount of an overpayment the state is authorized to retain under 7 USC 2025 that is recovered under sub. (1) due to the efforts of an employee or officer of the county, multicounty consortium, or tribe. The department shall promulgate a rule establishing the portion of the amount of the overpayment that the county, multicounty consortium, or governing body may retain. This paragraph does not apply to recovery of an overpayment that was made as a result of state, county, multicounty consortium, or tribal governing body error.

SECTION 1537m. 49.795 (1) (cm) of the statutes is created to read:

49.795 (1) (cm) "Multicounty consortium" has the meaning given in s. 49.78 (1) (br).

SECTION 1538m. 49.795 (1) (e) 1. of the statutes is amended to read:

49.795 **(1)** (e) 1. An employee or officer of the federal government, the state, a county, a multicounty consortium, or a federally recognized American Indian tribe acting in the course of official duties in connection with the food stamp program.

SECTION 1539m. 49.795 (1) (e) 2. of the statutes is amended to read:

49.795 **(1)** (e) 2. A person acting in the course of duties under a contract with the federal government, the state, a county, a multicounty consortium, or a federally recognized American Indian tribe in connection with the food stamp program.

SECTION 1540m. 49.795 (8) (d) 2. of the statutes is amended to read:

49.795 **(8)** (d) 2. The person may apply to the ~~county department under s. 46.215, 46.22 or 46.23~~ multicounty consortium or the federally recognized American Indian tribal governing body or, if the person is a supplier, to the federal department of agriculture for reinstatement following the period of suspension, if the suspension is not permanent.

SECTION 1541m. 49.797 (8) of the statutes is amended to read:

49.797 **(8)** COUNTY PARTICIPATION; EXCEPTION. The department may not require a ~~county~~ multicounty consortium, as defined in s. 49.78 (1) (br), or tribal governing body to participate in an electronic benefit transfer system under this section if the costs to the ~~county~~ multicounty consortium or tribal governing body would be greater than the costs that the ~~county~~ multicounty consortium or tribal governing body would incur in delivering the benefits through a system that is not an electronic benefit transfer system.

SECTION 1544m. 49.825 (2) (d) 1. of the statutes is renumbered 49.825 (2) (d) and amended to read:

49.825 **(2)** (d) The department shall reimburse the county for all approved, allowable costs ~~that exceed the amounts specified in subd. 2. and~~ that are incurred by the county under a contract with the department for the operation of the public assistance programs under par. (a) in the county.

SECTION 1545m. 49.825 (2) (d) 2. of the statutes is repealed.

SECTION 1545n. 49.825 (3) (a) of the statutes is amended to read:

49.825 **(3)** (a) Supervisory personnel in the unit shall be state employees. Nonsupervisory staff performing services under this section for the unit may be a combination of state employees and employees of Milwaukee County. ~~For the performance of services under this section for the unit, the county shall maintain no fewer represented authorized full−time employee positions than the number of represented full−time employee positions that were authorized on February 1, 2009, for performance of the same types of services.~~

SECTION 1545p. 49.825 (4) (intro.) of the statutes is amended to read:

49.825 **(4)** TREATMENT OF FORMER COUNTY EMPLOYEES APPOINTED TO STATE EMPLOYEE POSITIONS IN THE UNIT BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (TITLE) **....** [LRB INSERTS DATE]. (intro.) All of the following shall apply to an employee who is appointed to a state employee position in the unit after May 29, 2009, and before the effective date of this subsection .... [LRB inserts date], and who, immediately prior to his or her appointment, was a county employee:

SECTION 1545r. 49.825 (4) (e) of the statutes is created to read:

49.825 **(4)** (e) Notwithstanding par. (c), beginning on the effective date of this paragraph .... [LRB inserts date], an employee who has opted under par. (c) to remain a participating employee in the retirement system established under chapter 201, laws of 1937, shall remain a participating employee in the retirement system until the employee has vested in all retirement contributions paid by, or on behalf of, the employee. When the employee becomes vested in all of the contributions paid by, or on behalf of, the employee in the retirement system established under chapter 201, laws of 1937, the employee may no longer be a participating employee in that retirement system and shall immediately become a participating employee in the Wisconsin retirement system.

SECTION 1545t. 49.825 (5) of the statutes is created to read:

49.825 **(5)** TREATMENT OF FORMER COUNTY EMPLOYEES APPOINTED TO STATE EMPLOYEE POSITIONS IN THE UNIT ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (TITLE) .... [LRB INSERTS DATE]. (intro.) All of the following shall apply to an employee who is appointed to a state employee position in the unit on or after the effective date of this subsection .... [LRB inserts date], and who, immediately prior to his or her appointment, was a county employee performing services for the unit:

(a) The employee shall serve any applicable probationary period under s. 230.28, but shall have his or her seniority with the state computed by treating the employee's total service with the county as state service.

(b) Annual leave for the employee shall accrue at the rate provided in s. 230.35 using the employee's state service computed under par. (a).

(c) 1. The employee shall remain a participating employee in the retirement system established under chapter 201, laws of 1937, until the employee becomes vested in all of the contributions paid by, or on behalf of, the employee in the retirement system. When the employee becomes vested in all of the contributions paid by, or on behalf of, the employee in the retirement system established under chapter 201, laws of 1937, the

employee may no longer be a participating employee in that retirement system and shall immediately become a participating employee in the Wisconsin retirement system.

2. The secretary shall pay, on behalf of the employee, all required employer contributions under the retirement system established under chapter 201, laws of 1937.

(d) The employee shall have his or her sick leave accrued with the state computed by treating the employee's unused balance of sick leave accrued with the county as sick leave accrued in state service, but not to exceed the amount of sick leave the employee would have accrued in state service for the same period, if the employee is able to provide adequate documentation in accounting for sick leave used during the accrual period with the county. Sick leave that transfers under this paragraph is not subject to a right of conversion, under s. 40.05 (4) or otherwise, upon death or termination of creditable service for payment of health insurance benefits on behalf of the employee or the employee's dependents.

(e) The employee shall not be subject to s. 40.23 (2m) (er) and (3) (b).

SECTION 1555m. 49.847 (1) of the statutes is amended to read:

49.847 **(1)** Subject to ss. 49.497 (1) and 49.793 (1), the department of health services, or a county, multicounty consortium, as defined in s. 49.78 (1) (br), or elected governing body of a federally recognized American Indian tribe or band acting on behalf of the department, may recover benefits incorrectly paid under any of the programs administered by the department under this chapter.

SECTION 1556m. 49.847 (2) of the statutes is amended to read:

49.847 **(2)** The department, county, multicounty consortium, as defined in s. 49.78 (1) (br), or elected governing body may recover an overpayment from a family or individual who continues to receive benefits under any program administered by the department under this chapter by reducing the family's or individual's benefit amount. Subject to s. 49.793 (1), the department may by rule specify other methods for recovering incorrectly paid benefits.

SECTION 1628. 49.857 (1) (c) of the statutes is amended to read:

49.857 **(1)** (c) "Credentialing board" means a board, examining board or affiliated credentialing board in the department of ~~regulation and licensing~~ safety and professional services that grants a credential.

SECTION 1629. 49.857 (2) (b) 1. of the statutes is amended to read:

49.857 **(2)** (b) 1. The circumstances under which the licensing authority or the licensing agency must restrict, limit, suspend, withhold, deny, refuse to grant or issue or refuse to renew or revalidate a license and guidelines for determining the appropriate action to take. The memorandum of understanding with the department of ~~regulation and licensing~~ safety and professional services shall include the circumstances under which the department of ~~regulation and licensing~~ safety and professional services shall direct a credentialing board to restrict, limit, suspend, withhold, deny or refuse to grant a credential and guidelines for determining the appropriate action to take. The guidelines under this subdivision for determining the appropriate action to take shall require the consideration of whether the action is likely to have an adverse effect on public health, safety or welfare or on the environment, and of whether the action is likely to adversely affect individuals other than the individual holding or applying for the license, such as employees of that individual.

SECTION 1630. 49.857 (2) (b) 2. a. of the statutes is amended to read:

49.857 **(2)** (b) 2. a. Certifying to the licensing authority or licensing agency a delinquency in support or a failure to comply with a subpoena or warrant. The memorandum of understanding with the department of ~~regulation and licensing~~ safety and professional services shall include procedures for the department of ~~regulation and licensing~~ safety and professional services to notify a credentialing board that a certification of delinquency in support or failure to comply with a subpoena or warrant has been made by the department of children and families with respect to an individual who holds or applied for a credential granted by the credentialing board.

SECTION 1631. 49.857 (2) (b) 2. c. of the statutes is amended to read:

49.857 **(2)** (b) 2. c. Notifying the licensing authority or licensing agency that an individual has paid delinquent support or made satisfactory alternative payment arrangements or satisfied the requirements under a subpoena or warrant. The memorandum of understanding with the department of ~~regulation and licensing~~ safety and professional services shall include procedures for the department of ~~regulation and licensing~~ safety and professional services to notify a credentialing board that an individual who holds or applied for a credential granted by the credentialing board has paid delinquent support or made satisfactory alternative payment arrangements or satisfied the requirements under a subpoena or warrant.

SECTION 1632. 49.857 (2) (b) 3. a. of the statutes is amended to read:

49.857 **(2)** (b) 3. a. Restricting, limiting, suspending, withholding, denying, refusing to grant or issue or refusing to renew or revalidate a license. The memorandum of understanding with the department of ~~regulation and licensing~~ safety and professional services shall include procedures for the department of ~~regulation and licensing~~ safety and professional services to direct a credentialing board to restrict, limit, suspend, withhold, deny or refuse to grant a credential.

SECTION 1633. 49.857 (2) (b) 3. c. of the statutes is amended to read:

49.857 **(2)** (b) 3. c. Issuing or reinstating a license if the department of children and families notifies the licensing authority or licensing agency that an individual who was delinquent in making court−ordered payments of support has paid the delinquent support or made satisfactory alternative payment arrangements or that an individual who failed to comply with a subpoena or warrant has satisfied the requirements under the subpoena or warrant. The memorandum of understanding with the department of ~~regulation and licensing~~ safety and professional services shall include procedures for the department of ~~regulation and licensing~~ safety and professional services to direct a credentialing board to grant or reinstate a credential if the department of children and families notifies the department of ~~regulation and licensing~~ safety and professional services that an individual who holds or applied for a credential granted by the credentialing board has paid the delinquent support or made satisfactory alternative payment arrangements or that an individual who failed to comply with a subpoena or warrant has satisfied the requirements under the subpoena or warrant.

SECTION 1634. 49.857 (3) (a) 1. of the statutes is amended to read:

49.857 **(3)** (a) 1. That a certification of delinquency in paying support will be made to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services.

SECTION 1635. 49.857 (3) (am) 1. of the statutes is amended to read:

49.857 **(3)** (am) 1. That the individual's name has been placed on a certification list, which will be provided to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services.

SECTION 1636. 49.857 (3) (b) 1. of the statutes is amended to read:

49.857 **(3)** (b) 1. That a certification of the failure to comply with a subpoena or warrant will be made to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services.

SECTION 1637. 49.857 (3) (c) (intro.) of the statutes is amended to read:

49.857 **(3)** (c) (intro.) If the department of children and families provides a certification list to a licensing authority, a licensing agency or, with respect to a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services, upon receipt of the list the licensing authority if the licensing authority agrees, the licensing agency or, with respect to a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall do all of the following:

SECTION 1638. 49.857 (3) (d) 1. of the statutes is amended to read:

49.857 **(3)** (d) 1. Subject to sub. (2) (d), if an individual who, on the basis of delinquent support, is denied a license or whose license, on the basis of delinquent support, is restricted, limited, suspended, or refused renewal or revalidation under a memorandum of understanding entered into under sub. (2) (b) pays the delinquent amount of support in full or makes satisfactory alternative payment arrangements, the department of children and families shall immediately notify the licensing authority or licensing agency to issue or reinstate the individual's license as provided in the memorandum of understanding. If the individual held or applied for a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall, upon notice by the department of children and families, notify the credentialing board to grant or reinstate the individual's credential.

SECTION 1639. 49.857 (3) (d) 2. of the statutes is amended to read:

49.857 **(3)** (d) 2. Subject to sub. (2) (d), if an individual who, on the basis of a failure to comply with a subpoena or warrant, is denied a license or whose license, on the basis of a failure to comply with a subpoena or warrant, is restricted, limited, suspended, or refused renewal or revalidation under a memorandum of understanding entered into under sub. (2) (b) satisfies the requirements under the subpoena or warrant, the department of children and families shall immediately notify the licensing authority or licensing agency to issue or reinstate the individual's license as provided in the memorandum of understanding. If the individual held or applied for a credential granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall, upon notice by the department of children and families, notify the credentialing board to grant or reinstate the individual's credential.

SECTION 1640. 49.857 (4) of the statutes is amended to read:

49.857 **(4)** Each licensing agency shall enter into a memorandum of understanding with the department of children and families under sub. (2) (b) and shall cooperate with the department of children and families in its administration of s. 49.22. The department of ~~regulation and licensing~~ safety and professional services shall enter into a memorandum of understanding with the department of children and families on behalf of a credentialing board with respect to a credential granted by the credentialing board.

SECTION 1647. 50.01 (1) (c) of the statutes is repealed.

SECTION 1648. 50.01 (1g) (c) of the statutes is amended to read:

50.01 **(1g)** (c) A shelter facility as defined under s. ~~560.9808~~ 16.308 (1) (d).

SECTION 1649. 50.02 (1) of the statutes is amended to read:

50.02 **(1)** DEPARTMENTAL AUTHORITY. The department may provide uniform, statewide licensing, inspection, and regulation of community−based residential facilities and nursing homes as provided in this subchapter. The department shall certify, inspect, and otherwise regulate adult family homes, as specified under ~~ss. 50.031 and~~ s. 50.032 and shall license adult family homes, as specified under s. 50.033. Nothing in this subchapter may be construed to limit the authority of the department of ~~commerce~~ safety and professional services or of municipalities to set standards of building safety and hygiene, but any local orders of municipalities shall be consistent with uniform, statewide regulation of community−based residential facilities. The department may not prohibit any nursing home from distributing over−the−counter drugs from bulk supply. The department may consult with nursing homes as needed and may provide specialized consultations when requested by any nursing home, separate from its inspection process, to scrutinize any particular questions the nursing home raises. The department shall, by rule, define "specialized consultation".

SECTION 1650. 50.02 (2) (a) of the statutes is amended to read:

50.02 **(2)** (a) The department, by rule, shall develop, establish and enforce regulations and standards for the care, treatment, health, safety, rights, welfare and comfort of residents in community−based residential facilities and nursing homes and for the construction, general hygiene, maintenance and operation of those facilities which, in the light of advancing knowledge, will promote safe and adequate accommodation, care and treatment of residents in those facilities; and promulgate and enforce rules consistent with this section. Such standards and rules shall provide that intermediate care facilities, which have 16 or fewer beds may, if exempted from meeting certain physical plant, staffing and other requirements of the federal regulations, be exempted from meeting the corresponding provisions of the department's standards and rules. The department shall consult with the department of ~~commerce~~ safety and professional services when developing exemptions relating to physical plant requirements.

SECTION 1652. 50.031 of the statutes is repealed.

SECTION 1653. 50.035 (2) (a) 3. of the statutes is amended to read:

50.035 **(2)** (a) 3. The department or the department of ~~commerce~~ safety and professional services may waive the requirement under subd. 1. or 2. for a community−based residential facility that has a smoke detection or sprinkler system in place that is at least as effective for fire protection as the type of system required under the relevant subdivision.

SECTION 1654. 50.035 (2) (b) (intro.) of the statutes is amended to read:

50.035 **(2)** (b) (intro.) No facility may install a smoke detection system that fails to receive the approval of the department or of the department of ~~commerce~~ safety and professional services. At least one smoke detector shall be located at each of the following locations:

SECTION 1656. 50.065 (2) (am) 3. of the statutes is amended to read:

50.065 **(2)** (am) 3. Information maintained by the department of ~~regulation and licensing~~ safety and professional services regarding the status of the person's credentials, if applicable.

SECTION 1657. 50.065 (2) (b) 3. of the statutes is amended to read:

50.065 **(2)** (b) 3. Information maintained by the department of ~~regulation and licensing~~ safety and professional services regarding the status of the person's credentials, if applicable.

SECTION 1658. 50.065 (4m) (a) 5. of the statutes is amended to read:

50.065 **(4m)** (a) 5. That, in the case of a position for which the person must be credentialed by the department of ~~regulation and licensing~~ safety and professional services, the person's credential is not current or is limited so as to restrict the person from providing adequate care to a client.

SECTION 1659. 50.065 (4m) (b) 5. of the statutes is amended to read:

50.065 **(4m)** (b) 5. That, in the case of a position for which the person must be credentialed by the department of ~~regulation and licensing~~ safety and professional services, the person's credential is not current or is limited so as to restrict the person from providing adequate care to a client.

SECTION 1660. 50.36 (1) of the statutes is amended to read:

50.36 **(1)** The department shall promulgate, adopt, amend and enforce such rules and standards for hospitals for the construction, maintenance and operation of the hospitals deemed necessary to provide safe and adequate care and treatment of the patients in the hospitals and to protect the health and safety of the patients and employees; and nothing contained herein shall pertain to a person licensed to practice medicine and surgery or dentistry. The building codes and construction standards of the department of ~~commerce~~ safety and professional services shall apply to all hospitals and the department may adopt additional construction codes and standards for hospitals, provided they are not lower than the requirements of the department of ~~commerce~~ safety and professional services. Except for the construction codes and standards of the department of ~~commerce~~ safety and pro-

fessional services and except as provided in s. 50.39 (3), the department shall be the sole agency to adopt and enforce rules and standards pertaining to hospitals.

SECTION 1661. 50.36 (6) of the statutes is amended to read:

50.36 **(6)** If the department receives a credible complaint that a pharmacy located in a hospital has violated its duty to dispense contraceptive drugs and devices under s. 450.095 (2), the department shall refer the complaint to the department of ~~regulation and licensing~~ safety and professional services.

SECTION 1663. 51.03 (6) of the statutes is repealed.

SECTION 1664. 51.35 (5) of the statutes is amended to read:

51.35 **(5)** RESIDENTIAL LIVING ARRANGEMENTS; TRANSITIONARY SERVICES. The department and any person, director, or board authorized to discharge or transfer patients under this section shall ensure that a proper residential living arrangement and the necessary transitionary services are available and provided for the patient being discharged or transferred. Under this subsection, a proper residential living arrangement may not include a shelter facility, as defined under s. ~~560.9808~~ 16.308 (1) (d), unless the discharge or transfer to the shelter facility is made on an emergency basis for a period not to exceed 10 days.

SECTION 1665. 51.42 (3) (a) of the statutes is amended to read:

51.42 **(3)** (a) *Creation.* Except as provided under s. 46.23 (3) (b), the county board of supervisors of any county, or the county boards of supervisors of 2 or more ~~contiguous~~ counties, shall establish a county department of community programs on a single−county or multicounty basis to administer a community mental health, developmental disabilities, alcoholism and drug abuse program, make appropriations to operate the program and authorize the county department of community programs to apply for grants−in−aid under s. 51.423. The county department of community programs shall consist of a county community programs board, a county community programs director and necessary personnel.

SECTION 1666. 51.42 (7) (a) 7. of the statutes is amended to read:

51.42 **(7)** (a) 7. Develop a program in consultation with the department of ~~regulation and licensing~~ safety and professional services to use voluntary, uncompensated services of licensed or certified professionals to assist the department of health services in evaluating community mental health programs in exchange for continuing education credits for the professionals under ss. 448.40 (2) (e) and 455.065 (5).

SECTION 1667. 51.437 (4g) (a) of the statutes is amended to read:

51.437 **(4g)** (a) Except as provided under par. (b) and ss. 46.21 (2m) (b) and 46.23 (3) (b), every county board of supervisors shall establish a county department of developmental disabilities services on a single−county or multicounty basis to furnish services within its county. ~~Adjacent counties,~~ Counties lacking the financial resources and professional personnel needed to provide or secure such services on a single−county basis~~,~~ may ~~and shall be encouraged to~~ combine their energies and financial resources to provide these joint services and facilities with the approval of the department of health services. The county department of developmental disabilities services shall consist of a county developmental disabilities services board, a county developmental disabilities services director and necessary personnel.

SECTION 1667g. 51.61 (1) (o) of the statutes is amended to read:

51.61 **(1)** (o) Except as otherwise provided, have a right not to be filmed or taped, unless the patient signs an informed and voluntary consent that specifically authorizes a named individual or group to film or tape the patient for a particular purpose or project during a specified time period. The patient may specify in the consent periods during which, or situations in which, the patient may not be filmed or taped. If a patient is adjudicated incompetent, the consent shall be granted on behalf of the patient by the patient's guardian. A patient in Goodland Hall at the Mendota Mental Health Institute, ~~or~~ a patient detained or committed under ch. 980 ~~and placed in a facility specified under s. 980.065~~, or a patient who is in the legal custody of or under the supervision of the department of corrections, may be subject to video surveillance or filmed or taped ~~for security purposes~~ without the patient's consent, except that such a patient may not be filmed in patient bedrooms or bathrooms without the patient's consent unless the patient is engaged in dangerous or disruptive behavior. A treatment activity involving a patient committed or detained under ch. 980 may be filmed or taped if the purpose of the recording is to assess the quality of the treatment activity or to facilitate clinical supervision of the staff involved in the treatment activity.

SECTION 1668. 55.043 (4) (b) 5. of the statutes is amended to read:

55.043 **(4)** (b) 5. Refer the case to the department of ~~regulation and licensing~~ safety and professional services if the financial exploitation, neglect, self−neglect, or abuse involves an individual who is required to hold a credential, as defined in s. 440.01 (2) (a), under chs. 440 to 460.

SECTION 1670. 59.27 (10) of the statutes is amended to read:

59.27 **(10)** To enforce in the county all general orders of the department of ~~commerce~~ safety and professional services relating to the sale, transportation and storage of explosives.

SECTION 1675n. 59.52 (30) of the statutes is created to read:

59.52 **(30)** LIMITATION ON PERFORMANCE OF HIGHWAY WORK. Notwithstanding ss. 66.0131, 66.0301, and

83.035, a county may not use its own workforce to perform a highway improvement project on a highway under the jurisdiction of another county or a municipality that is located in a different county unless one of the following applies:

(a) A portion of the project lies within the county performing the work and no portion of the project extends beyond an adjoining county.

(b) The project lies, wholly or in part, within a municipality that lies partially within the county performing the work.

SECTION 1677. 59.57 (1) (a) of the statutes is amended to read:

59.57 **(1)** (a) Subject to par. (b), the board may appropriate money for and create a county industrial development agency or to any nonprofit agency organized to engage or engaging in activities described in this paragraph, appoint an executive officer and provide a staff and facilities to promote and develop the resources of the county and of its component municipalities. To this end the agency may, without limitation because of enumeration, develop data regarding the industrial needs, advantages and sites in the county, acquaint the purchaser with the products of the county by promotional activities, coordinate its work with that of the county planning commission, the ~~department of commerce~~ Wisconsin Economic Development Corporation, and private credit development corporations, and do all things necessary to provide for the continued improvement of the industrial climate of the county.

SECTION 1678. 59.57 (1) (b) of the statutes is amended to read:

59.57 **(1)** (b) If a county with a population of 500,000 or more appropriates money under par. (a) to fund nonprofit agencies, the county shall have a goal of expending 20% of the money appropriated for this purpose to fund a nonprofit agency that is actively managed by minority group members, as defined in s. ~~560.036~~ 16.287 (1) (f), and that principally serves minority group members.

SECTION 1679d. 59.58 (6) of the statutes is repealed.

SECTION 1679h. 59.58 (7) of the statutes, as affected by 2011 Wisconsin Act ... (this act), is repealed.

SECTION 1679p. 59.58 (7) (e) (intro.) of the statutes is amended to read:

59.58 **(7)** (e) (intro.) ~~The~~ Subject to s. 77.9973 (2), the authority may impose the fees under subch. XIII of ch. 77. From the fees, the authority may do all of the following:

SECTION 1679t. 59.58 (7) (i) and (j) of the statutes are repealed.

SECTION 1680m. 59.605 (6) of the statutes is created to read:

59.605 **(6)** TEMPORARY SUSPENSION OF THE LIMIT. This section does not apply to a county's levy that is imposed in December 2011 or December 2012.

SECTION 1681. 59.69 (4c) of the statutes is amended to read:

59.69 **(4c)** CONSTRUCTION SITE ORDINANCE LIMITS. Except as provided in s. ~~281.33 (3m) (f)~~ 101.1206 (5m), an ordinance that is enacted under sub. (4) may only include provisions that are related to construction site erosion control if those provisions are limited to sites where the construction activities do not include the construction of a building.

SECTION 1682. 59.69 (15) (intro.) of the statutes is amended to read:

59.69 **(15)** COMMUNITY AND OTHER LIVING ARRANGEMENTS. (intro.) For purposes of this section, the location of a community living arrangement for adults, as defined in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743 (1), a foster home, as defined in s. 48.02 (6), or an adult family home, as defined in s. 50.01 (1) ~~(a) or (b)~~, in any municipality, shall be subject to the following criteria:

SECTION 1683. 59.691 (2) (b) 1. of the statutes is amended to read:

59.691 **(2)** (b) 1. A county is not required to give the notice under par. (a) at the time that it issues a building permit if the county issues the building permit on a standard building permit form prescribed by the department of ~~commerce~~ safety and professional services.

SECTION 1684p. 59.875 of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

59.875 Payment of contributions in an employee retirement system of populous counties. (1) In this section, "county" means any county having a population of 500,000 or more.

(2) (a) Beginning on the effective date of this subsection .... [LRB inserts date], in any employee retirement system of a county, except as otherwise provided in a collective bargaining agreement entered into under subch. IV of ch. 111 and except as provided in par. (b), employees shall pay half of all actuarially required contributions for funding benefits under the retirement system. The employer may not pay on behalf of an employee any of the employee's share of the actuarially required contributions.

(b) 1. An employer shall pay, on behalf of a nonrepresented law enforcement or fire fighting managerial employee, who was initially employed by the employer before the effective date of this subdivision .... [LRB inserts date], the same contributions required by par. (a) that are paid by the employer for represented law enforcement or fire fighting personnel who were initially employed by the employer before the effective date of this subdivision .... [LRB inserts date].

2. An employer shall pay, on behalf of a represented law enforcement or fire fighting employee, who was initially employed by the employer before the effective date of this subdivision .... [LRB inserts date], and who on or

after the effective date of this subdivision .... [LRB inserts date], became employed in a nonrepresented law enforcement or fire fighting managerial position with the employer, or a successor employer in the event of a combined department that is created on or after the effective date of this subdivision .... [LRB inserts date], the same contributions required by par. (a) that are paid by the employer for represented law enforcement or fire fighting personnel who were initially employed by the employer before the effective date of this subdivision .... [LRB inserts date].

SECTION 1685. 60.23 (4) (c) of the statutes is amended to read:

60.23 **(4)** (c) Coordinate its activities with the county planning commission, the ~~department of commerce~~ Wisconsin Economic Development Corporation, and private credit development organizations.

SECTION 1686. 60.55 (1) (a) 5. of the statutes is created to read:

60.55 **(1)** (a) 5. Creating a combined protective services department under s. 60.553.

SECTION 1687. 60.553 of the statutes is created to read:

60.553 Combined protective services. (1) Any town may provide police and fire protection services by any of the following:

(a) A combined protective services department which is neither a police department under s. 60.56 (1) (a) nor a fire department under s. 60.55 (1) (a), and in which the same person may be required to perform police protection and fire protection duties without being required to perform police protection duties for more than 8 hours in each 24 hours except in emergency situations, as described under s. 62.13 (7n).

(b) Persons in a police department or fire department who, alone or in combination with persons designated as police officers or fire fighters, may be required to perform police protection and fire protection duties without being required to perform police protection duties for more than 8 hours in each 24 hours except in emergency situations, as described under s. 62.13 (7n).

(2) The governing body of a town acting under sub. (1) may designate any person required to perform police protection and fire protection duties under sub. (1) as primarily a police officer or fire fighter for purposes described in ss. 62.13 (7m), (7n), (10m), and (11) 891.45, 891.453, and 891.455.

SECTION 1688. 60.56 (1) (a) 4. of the statutes is created to read:

60.56 **(1)** (a) 4. Creating a combined protective services department under s. 60.553.

SECTION 1689. 60.56 (1) (am) (intro.) of the statutes is amended to read:

60.56 **(1)** (am) (intro.) If a town board establishes a town police department under par. (a) 1. or 2. and does not create a board of police commissioners singly or in combination with another town, village or city, or if a town board establishes a combined protective services department under s. 60.553 and does not create a board of police and fire commissioners, the town may not suspend, reduce, suspend and reduce, or remove any police chief, chief of a combined protective services department, or other law enforcement officer who is not probationary, and for whom there is no valid and enforceable contract of employment or collective bargaining agreement which provides for a fair review prior to that suspension, reduction, suspension and reduction or removal, unless the town board does one of the following:

SECTION 1690. 60.57 (1) (c) of the statutes is amended to read:

60.57 **(1)** (c) If the town has both a police and fire department, or a combined protective services department, establish a board of police and fire commissioners.

SECTION 1691. 60.625 (2) (b) 1. of the statutes is amended to read:

60.625 **(2)** (b) 1. A town is not required to give the notice under par. (a) at the time that it issues a building permit if the town issues the building permit on a standard building permit form prescribed by the department of ~~commerce~~ safety and professional services.

SECTION 1692. 60.63 (intro.) of the statutes is amended to read:

60.63 Community and other living arrangements. (intro.) For purposes of s. 60.61, the location of a community living arrangement for adults, as defined in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743 (1), a foster home, as defined in s. 48.02 (6), or an adult family home, as defined in s. 50.01 (1) ~~(a) or (b)~~, in any town shall be subject to the following criteria:

SECTION 1693. 60.71 (4) (b) of the statutes is amended to read:

60.71 **(4)** (b) The town board shall publish a class 2 notice, under ch. 985, of the hearing. The notice shall contain an announcement of the hearing and a description of the boundaries of the proposed town sanitary district. The town board shall mail the notice to the department of ~~commerce~~ safety and professional services and the department of natural resources at least 10 days prior to the hearing.

SECTION 1694. 60.71 (4) (c) of the statutes is amended to read:

60.71 **(4)** (c) Any person may file written comments on the formation of the district with the town clerk. Any owner of property within the boundary of the proposed district may appear at the hearing and offer objections, criticisms or suggestions as to the necessity of the proposed district and the question of whether his or her property will be benefited by the establishment of the district. A representative of the department of ~~commerce~~ safety and professional services and of the department of natu-

ral resources may attend the hearing and advise the town board.

SECTION 1695. 60.85 (14) of the statutes is repealed.

SECTION 1696. 61.352 (2) (b) 1. of the statutes is amended to read:

61.352 **(2)** (b) 1. A village is not required to give the notice under par. (a) at the time that it issues a building permit if the village issues the building permit on a standard building permit form prescribed by the department of ~~commerce~~ safety and professional services.

SECTION 1696m. 61.54 of the statutes is amended to read:

61.54 Public works. All contracts for public construction shall be let by a village board in accordance with s. 62.15. The village board, or a person or body designated by the village board, shall exercise the powers and duties of the board of public works under s. 62.15. Section 62.15 applies to a village in the same manner as to a city.

SECTION 1697. 61.65 (1) (am) (intro.) of the statutes is amended to read:

61.65 **(1)** (am) (intro.) If a village establishes a police department and does not create a board of police commissioners singly or in combination with another municipality, or if a village board establishes a combined protective services department under s. 61.66 and does not create a board of police and fire commissioners, the village may not suspend, reduce, suspend and reduce, or remove any police chief, chief of a combined protective services department, or other law enforcement officer who is not probationary, and for whom there is no valid and enforceable contract of employment or collective bargaining agreement which provides for a fair review prior to that suspension, reduction, suspension and reduction or removal, unless the village does one of the following:

SECTION 1698. 61.66 (1) (a) and (b) and (2) of the statutes are amended to read:

61.66 **(1)** (a) A combined protective services department which is neither a police department under s. 61.65 (1) (a) nor a fire department under s. 61.65 (2) (a)~~, which was created prior to January 1, 1987,~~ and in which the same person may be required to perform police protection and fire protection duties without being required to perform police protection duties for more than 8 hours in each 24 hours except in emergency situations, as ~~specified~~ described under s. 62.13 (7n).

(b) Persons in a police department or fire department who, alone or in combination with persons designated as police officers or fire fighters, may be required to perform police protection and fire protection duties without being required to perform police protection duties for more than 8 hours in each 24 hours except in emergency situations, as ~~specified~~ described under s. 62.13 (7n)~~, if those persons were required to perform those duties prior to January 1, 1987~~.

(2) The governing body of a village acting under sub. (1) may designate any person required to perform police protection and fire protection duties under sub. (1) as primarily a police officer or fire fighter for purposes ~~of s.~~ described in ss. 62.13 (7m), (7n), (10m), and (11), 891.45, 891.453, ~~or~~ and 891.455.

SECTION 1699. 62.09 (1) (a) of the statutes is amended to read:

62.09 **(1)** (a) The officers shall be a mayor, treasurer, clerk, comptroller, attorney, engineer, one or more assessors unless the city is assessed by a county assessor under s. 70.99, one or more constables as determined by the common council, a local health officer, as defined in s. 250.01 (5), or local board of health, as defined in s. 250.01 (3), street commissioner, board of police and fire commissioners except in cities where not applicable, chief of police except in a city ~~that has contracted for all of its police protective services under s. 62.13 (2g) or has abolished its police department under s. 62.13 (2s)~~ where it is not applicable, chief of the fire department except in a city ~~that contracted for all of its fire protective services under s. 62.13 (8) (b)~~ where it is not applicable, chief of a combined protective services department except in a city where it is not applicable, board of public works, 2 alderpersons from each aldermanic district, and such other officers or boards as are created by law or by the council. If one alderperson from each aldermanic district is provided under s. 66.0211 (1), the council may, by ordinance adopted by a two−thirds vote of all its members and approved by the electors at a general or special election, provide that there shall be 2 alderpersons from each aldermanic district. If a city creates a combined protective services department under s. 62.13 (2e) (a) 1., it shall create the office of chief of such a department and shall abolish the offices of chief of police and chief of the fire department.

SECTION 1700. 62.09 (13) (a) of the statutes is amended to read:

62.09 **(13)** (a) The chief of police shall have command of the police force of the city, or the chief of a combined protective services department created under s. 62.13 (2e) (a) 1. shall have command of the combined protective services force, under the direction of the mayor. The chief shall obey all lawful written orders of the mayor or common council. The chief and each police officer or combined protective services officer shall possess the powers, enjoy the privileges and be subject to the liabilities conferred and imposed by law upon constables, and be taken as included in all writs and papers addressed to constables; shall arrest with or without process and with reasonable diligence take before the municipal judge or other proper court every person found in the city engaged in any disturbance of the peace or violating any law of the state or ordinance of the city and may command all persons present in that case to assist, and if any

person, being so commanded, refuses or neglects to render assistance the person shall forfeit not exceeding $10. They shall collect the same fees prescribed for sheriffs in s. 814.70 for similar services, unless a higher fee is applicable under s. 814.705 (1) (b).

SECTION 1701. 62.09 (13) (b) of the statutes is amended to read:

62.09 **(13)** (b) The chief of police, or the chief of a combined protective services department created under s. 62.13 (2e) (a) 1., shall have charge of all city jails, including that portion of any jail which is used by the city in a joint city−county building.

SECTION 1702. 62.13 (2e) of the statutes is created to read:

62.13 **(2e)** COMBINED PROTECTIVE SERVICES. (a) A city may provide police and fire protection services by any of the following:

1. A combined protective services department which is neither a police department as otherwise constituted under this section nor a fire department as otherwise constituted under this section, in which the same person may be required to perform police protection and fire protection duties without being required to perform police protection duties for more than 8 hours in each 24 hours except in emergency situations, as described under sub. (7n).

2. Persons in a police department or fire department who, alone or in combination with persons designated as police officers or fire fighters, may be required to perform police protection and fire protection duties without being required to perform police protection duties for more than 8 hours in each 24 hours except in emergency situations, as described under sub. (7n).

(b) The governing body of a city acting under par. (a) may designate any person required to perform police protection and fire protection duties under par. (a) as primarily a police officer or fire fighter for purposes described in subs. (7m), (7n), (10m), and (11) and ss. 891.45, 891.453, and 891.455.

SECTION 1703. 62.13 (2s) (a) of the statutes is amended to read:

62.13 **(2s)** (a) Subject to pars. (b) to (d), a city may abolish its police department or combined protective services department if it enters into a contract with a county under s. 59.03 (2) (e) for the county sheriff to provide law enforcement services in all parts of the city. If the city is located in more than one county, it may not abolish its police department or combined protective services department under this paragraph unless the city enters into a contract under this paragraph with the county in which the greatest amount of the city's equalized value, population or territory is located. If a city that is located in more than one county enters into a contract with a county under this paragraph, the jurisdiction of the contracting county's sheriff and deputies includes the entire territory of the city.

SECTION 1704. 62.13 (3) of the statutes is amended to read:

62.13 **(3)** CHIEFS. The board shall appoint the chief of police and the chief of the fire department or, if applicable, the chief of a combined protective services department, who shall hold their offices during good behavior, subject to suspension or removal by the board for cause.

SECTION 1705. 62.13 (6) (a) 1. of the statutes is amended to read:

62.13 **(6)** (a) 1. To organize and supervise the fire and police, or combined protective services, departments and to prescribe rules and regulations for their control and management.

SECTION 1706. 62.13 (6) (a) 2. of the statutes is amended to read:

62.13 **(6)** (a) 2. To contract for and purchase all necessary apparatus and supplies for the use of the departments under their supervision, exclusive of the erection and control of the police ~~and~~ station, fire station, and combined protective services station buildings.

SECTION 1707. 62.13 (6) (a) 3. of the statutes is amended to read:

62.13 **(6)** (a) 3. To audit all bills, claims and expenses of the fire ~~and~~, police, and combined protective services departments before the same are paid by the city treasurer.

SECTION 1708. 62.13 (6m) (intro.) of the statutes is amended to read:

62.13 **(6m)** (intro.) If a city of less than 4,000 population has not by ordinance applied subs. (1) to (6) to the city, the city may not suspend, reduce, suspend and reduce, or remove any police chief, combined protective services chief, or other law enforcement officer who is not probationary, and for whom there is no valid and enforceable contract of employment or collective bargaining agreement which provides for a fair review prior to that suspension, reduction, suspension and reduction or removal, unless the city does one of the following:

SECTION 1709. 62.13 (7m) of the statutes is amended to read:

62.13 **(7m)** REST DAY. (a) The council of every city of the fourth class shall provide for, and the chief of the police or fire department, or the chief of the combined protective services department, shall assign to, each subordinate police officer, or each subordinate designated as primarily a police officer under sub. (2e) (b), in the service of such city one full rest day of 24 consecutive hours during each 192 hours, except in cases of positive necessity by some sudden and serious emergency, which, in the judgment of the chief of police, the fire chief, or the chief of the combined protective services department, demands that such day of rest not be given at such time. Arrangements shall be made so that each full rest day may be had at such time or times as will not impair the efficiency of the department.

(b) The council of every city of the second or third class shall provide for, and the chief of the police or fire department, or the chief of the combined protective services department, shall assign to, each subordinate police officer, or each subordinate designated as primarily a police officer under sub. (2e) (b), in the service of such city 2 full rest days of 24 consecutive hours each during each 192 hours, except in cases of positive necessity by some sudden and serious emergency, which, in the judgment of the chief of police, the fire chief, or the chief of the combined protective services department, demands that any such day of rest not be given at such time. Arrangements shall be made so that each full rest day may be had at such time or times as will not impair the efficiency of the department. This section shall not apply to villages to which s. 61.65 is applicable.

SECTION 1710. 62.13 (7n) of the statutes is amended to read:

62.13 **(7n)** HOURS OF LABOR. Except when a labor agreement under subch. IV of ch. 111 that governs hours of employment exists, the council of every 2nd, 3rd or 4th class city shall provide for a working day of not more than 8 hours in each 24 except in cases of positive necessity by some sudden and serious emergency, which, in the judgment of the chief of police, the fire chief, or the chief of the combined protective services department, demands that such workday shall be extended beyond the 8−hour period at such time; and, when such emergency ceases to exist, all overtime given during such emergency shall be placed to the credit of such subordinate police officer, or each subordinate designated as primarily a police officer under sub. (2e) (b), and compensatory time under s. 103.025 given therefor.

SECTION 1711. 62.13 (10m) of the statutes is amended to read:

62.13 **(10m)** RULES GOVERNING LEAVING CITY. Subject to approval of the common council the fire chief, police chief, or the chief of the combined protective services department, may establish rules requiring subordinate fire fighters, or each subordinate designated as primarily a fire fighter under sub. (2e) (b), to obtain permission before leaving the city.

SECTION 1712. 62.13 (11) of the statutes is amended to read:

62.13 **(11)** FIRE FIGHTERS, REST DAY. The common council of every 4th class city, having a population of 5,000 or more and a fire department, or a combined protective services department, shall provide for, and the chief of the fire department, police department, or combined protective services department shall assign to each full paid subordinate member ~~thereof~~ of the fire department or subordinate designated as primarily a fire fighter under sub. (2e) (b), a period of 24 consecutive hours off duty during each 72 hours, except in cases of positive necessity by some sudden and serious fire, accident or other peril, which, in the judgment of the chief engineer or other officer in charge demands that the day of rest not be given at that time. The provisions of this section shall not apply to cities having a 2−platoon or double shift system. The provisions of this subsection apply to a person designated as primarily a fire fighter who is employed by a police department, as described in sub. (2e).

SECTION 1713. 62.13 (12) of the statutes is amended to read:

62.13 **(12)** LEGISLATIVE INTENT. Section 62.13 and chapter 589, laws of 1921, chapter 423, laws of 1923, and chapter 586, laws of 1911, shall be construed as an enactment of statewide concern for the purpose of providing a uniform regulation of police ~~and~~, fire, and combined protective services departments.

SECTION 1713m. 62.15 (1d) of the statutes is created to read:

62.15 **(1d)** LIMITATION ON HIGHWAY WORK PERFORMED BY A COUNTY. Notwithstanding ss. 66.0131, 66.0301, and 83.035, a city having a population of 5,000 or more may not have a highway improvement project performed by a county workforce except as provided under s. 86.31 (2) (b).

SECTION 1714. 62.23 (7) (i) (intro.) of the statutes is amended to read:

62.23 **(7)** (i) *Community and other living arrangements.* (intro.) For purposes of this section, the location of a community living arrangement for adults, as defined in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743 (1), a foster home, as defined in s. 48.02 (6), or an adult family home, as defined in s. 50.01 (1) ~~(a) or (b)~~, in any city shall be subject to the following criteria:

SECTION 1715. 62.232 (2) (b) 1. of the statutes is amended to read:

62.232 **(2)** (b) 1. A city is not required to give the notice under par. (a) at the time that it issues a building permit if the city issues the building permit on a standard building permit form prescribed by the department of ~~commerce~~ safety and professional services.

SECTION 1715h. 62.50 (18) of the statutes is renumbered 62.50 (18) (a) and amended to read: **Vetoed In Part**

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

SECTION 1715k. 62.50 (18) (b) of the statutes is created to read:

62.50 **(18)** (b) Following a discharge or suspension under sub. (11) or (13), no member of the police force is entitled to any salary or wages from the department

Vetoed In Part

pending an appeal of the discharge or suspension to the board of fire and police commissioners if charges relating to an offense are also pending against the member and such charges arose out of the same conduct or incident that serves as the basis for the discharge or suspension. If the charges against the officer are dismissed, or if the officer is found not guilty of the charges, the officer shall be reinstated and entitled to pay as described in sub. (22).

SECTION 1715p. 62.623 of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

62.623 Payment of contributions in an employee retirement system of a 1st class city. (1) Beginning on the effective date of this section .... [LRB inserts date], in any employee retirement system of a 1st class city, except as otherwise provided in a collective bargaining agreement entered into under subch. IV of ch. 111 and except as provided in sub. (2), employees shall pay all employee required contributions for funding benefits under the retirement system. The employer may not pay on behalf of an employee any of the employee's share of the required contributions.

(2) (a) An employer shall pay, on behalf of a nonrepresented law enforcement or fire fighting managerial employee, who was initially employed by the employer before the effective date of this paragraph .... [LRB inserts date], the same contributions required by sub. (1) that are paid by the employer for represented law enforcement or fire fighting personnel who were initially employed by the employer before the effective date of this paragraph .... [LRB inserts date].

(b) An employer shall pay, on behalf of a represented law enforcement or fire fighting employee, who was initially employed by the employer before the effective date of this paragraph .... [LRB inserts date], and who on or after the effective date of this paragraph .... [LRB inserts date], became employed in a nonrepresented law enforcement or fire fighting managerial position with the employer, or a successor employer in the event of a combined department that is created on or after the effective date of this paragraph .... [LRB inserts date], the same contributions required by sub. (1) that are paid by the employer for represented law enforcement or fire fighting personnel who were initially employed by the employer before the effective date of this paragraph .... [LRB inserts date].

SECTION 1717. 66.0101 (11) of the statutes is amended to read:

66.0101 **(11)** Sections 62.13 and 62.50 and chapter 589, laws of 1921, and chapter 423, laws of 1923, shall be construed as enactments of statewide concern for the purpose of providing uniform regulation of police ~~and~~, fire, and combined protective services departments.

SECTION 1719. 66.0211 (5) of the statutes is amended to read:

66.0211 **(5)** CERTIFICATION OF INCORPORATION. If a majority of the votes in an incorporation referendum are cast in favor of a village or city, the clerk of the circuit court shall certify the fact to the secretary of state and supply the secretary of state with a copy of a description of the legal boundaries of the village or city and the associated population and a copy of a plat of the village or city. Within 10 days of receipt of the description and plat, the secretary of state shall forward 2 copies to the department of transportation and one copy each to the department of administration~~,~~ and the department of revenue ~~and the department of commerce~~. The secretary of state shall issue a certificate of incorporation and record the certificate.

SECTION 1719d. 66.0235 (5) of the statutes is amended to read:

66.0235 **(5)** APPORTIONMENT BOARD. The boards or councils of the local governmental units, or committees selected for that purpose, acting together, constitute an apportionment board. When a local governmental unit is dissolved because all of its territory is transferred the board or council of the local governmental unit existing at the time of dissolution shall, for the purpose of this section, continue to exist as the governing body of the local governmental unit until there has been an apportionment of assets by agreement of the interested local governmental units or by an order of the circuit court. After an agreement for apportionment of assets has been entered into between the interested local governmental units, or an order of the circuit court becomes final, a copy of the apportionment agreement, or of the order, certified to by the clerks of the interested local governmental units, shall be filed with the department of revenue, the department of natural resources, the department of transportation, the state superintendent of public instruction, the department of administration, and with any other department or agency of the state from which the town may be entitled by law to receive funds or certifications or orders relating to the distribution or disbursement of funds, with the county treasurer, with the treasurer of any local governmental unit, or with any other entity from which payment would have become due if the dissolved local governmental unit had continued in existence. Subject to ss. 79.006 and 86.303 (4), ~~payments from the shared revenue account made pursuant to ch. 79,~~ payments of forest crop taxes under s. 77.05, of transportation aids under s. 20.395, of state aids for school purposes under ch. 121, payments for managed forest land under subch. VI of ch. 77 and all payments due from a department or agency of the state, from a county, from a local governmental unit, or from any other entity from which payments would have become due if the dissolved local governmental unit had continued in existence, shall be paid to the interested local governmental unit as provided by the agreement for apportionment of assets or by any order of apportionment by the circuit court and the payments have the same force and effect as if made to the dissolved local governmental unit.

SECTION 1720b. 66.0301 (1) (a) of the statutes is amended to read:

66.0301 **(1)** (a) Except as provided in pars. (b) and (c), in this section "municipality" means the state or any department or agency thereof, or any city, village, town, county, school district, public library system, public inland lake protection and rehabilitation district, sanitary district, farm drainage district, metropolitan sewerage district, sewer utility district, solid waste management system created under s. 59.70 (2), local exposition district created under subch. II of ch. 229, local professional baseball park district created under subch. III of ch. 229, local professional football stadium district created under subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229, ~~transit authority created under s. 66.1039,~~ long−term care district under s. 46.2895, water utility district, mosquito control district, municipal electric company, county or city transit commission, commission created by contract under this section, taxation district, regional planning commission, housing authority created under s. 66.1201, redevelopment authority created under s. 66.1333, community development authority created under s. 66.1335, or city−county health department.

SECTION 1720d. 66.0304 (1) (b) of the statutes is amended to read:

66.0304 **(1)** (b) "Bond" means any bond, note or other obligation of a commission issued or entered into under this section, including any refunding bond or certificate of participation or lease−purchase, installment sale, or other financing agreement.

SECTION 1720e. 66.0304 (1) (e) of the statutes is amended to read:

66.0304 **(1)** (e) "Participant" means any public or private entity or unincorporated association, including a federally recognized Indian tribe or band, that contracts with a commission for the purpose of financing or refinancing a project that is owned, sponsored, or controlled by the public or private entity or unincorporated association.

SECTION 1720f. 66.0304 (1) (f) of the statutes is amended to read:

66.0304 **(1)** (f) "Political subdivision" means any city, village, town, or county in this state or any city, village, town, county, district, office, department, authority, agency, commission, or other similar governmental entity in another state or territory of the United States.

SECTION 1720h. 66.0304 (4) (i) of the statutes is amended to read:

66.0304 **(4)** (i) Make loans to, lease property from or to, or enter into any other kind of an agreement with a participant or other entity, in connection with financing or refinancing a project.

SECTION 1720i. 66.0304 (4) (k) of the statutes is amended to read:

66.0304 **(4)** (k) Assign or pledge any portion of its interests in projects, mortgages, deeds of trust, indentures of mortgage or trust, leases, purchase or sale agreements or other financing agreements, or similar instruments, bonds, notes, and security interests in property, of a participant, or contracts entered into or acquired in connection with bonds.

SECTION 1720j. 66.0304 (4) (p) of the statutes is amended to read:

66.0304 **(4)** (p) Purchase bonds issued by or on behalf of, or held by, any participant, the state or a department, authority, or agency of the state, or any political subdivision. Bonds purchased under this paragraph may be held by the commission or sold, in whole or in part, separately or together with other bonds issued by the commission.

SECTION 1720L. 66.0304 (5) (am) of the statutes is created to read:

66.0304 **(5)** (am) Notwithstanding par. (a), as an alternative to specifying the matters required to be specified in the bond resolution under par. (a), the resolution may specify members of the board or officers or employees of the commission, by name or position, to whom the commission delegates authority to determine which of the matters under specified par. (a), and any other matters that the commission deems appropriate, for inclusion in the trust agreement, indenture, or other agreement providing for issuance of the bonds as finally executed. A resolution under this paragraph shall specify at least all of the following:

1. The maximum principal amount of bonds to be issued.

2. The maximum term of the bonds.

3. The maximum interest rate to be borne by the bonds.

SECTION 1720m. 66.0304 (5) (d) of the statutes is amended to read:

66.0304 **(5)** (d) The proceeds of a bond issued under this section may be used for ~~a project in~~ one or more projects located within or outside of this state ~~or any other state~~.

SECTION 1720p. 66.0304 (11) (a) of the statutes is amended to read:

66.0304 **(11)** (a) A commission may not ~~authorize~~ issue bonds to finance a capital improvement project in any state or territory of the United States unless a political subdivision within whose boundaries the project is to be located has approved the financing of the project. A commission may not ~~authorize~~ issue bonds to finance a capital improvement project in this state unless all of the political subdivisions within whose boundaries the project is to be located has approved the financing of the project. An approval under this paragraph may be made by the governing body of the political subdivision or, except for a 1st class city or a county in which a 1st class city is

located, by the highest ranking executive or administrator of the political subdivision.

SECTION 1720pm. 66.0304 (11) (c) of the statutes is amended to read:

66.0304 **(11)** (c) Any action brought to challenge the validity of the ~~proposed~~ issuance of a bond under this section, or the enforceability of a contract entered into under this section, must be commenced in circuit court within 30 days of the commission adopting a resolution authorizing the issuance of the bond or the execution of the contract.

SECTION 1720q. 66.0304 (11) (e) 1. of the statutes is repealed.

SECTION 1720s. 66.0304 (11) (e) 2. of the statutes is renumbered 66.0304 (11) (e).

SECTION 1721. 66.0309 (3) (a) 3. of the statutes is repealed.

SECTION 1721g. 66.0506 of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

66.0506 Referendum; increase in employee wages. (1) In this section, "local governmental unit" means any city, village, town, county, metropolitan sewerage district, long−term care district, transit authority under s. 59.58 (7) or 66.1039, local cultural arts district under subch. V of ch. 229, or any other political subdivision of the state, or instrumentality of one or more political subdivisions of the state.

(2) If any local governmental unit wishes to increase the total base wages of its general municipal employees, as defined in s. 111.70 (1) (fm), who are part of a collective bargaining unit under subch. IV of ch. 111, in an amount that exceeds the limit under s. 111.70 (4) (mb) 2., the governing body of the local governmental unit shall adopt a resolution to that effect. The resolution shall specify the amount by which the proposed total base wages increase will exceed the limit under s. 111.70 (4) (mb) 2. The resolution may not take effect unless it is approved in a referendum called for that purpose. The referendum shall occur in November for collective bargaining agreements that begin the following January 1. The results of a referendum apply to the total base wages only in the next collective bargaining agreement.

(3) The referendum question shall be substantially as follows: "Shall the .... [general municipal employees] in the .... [local governmental unit] receive a total increase in wages from $....[current total base wages] to $....[proposed total base wages], which is a percentage wage increase that is .... [x] percent higher than the percent of the consumer price index increase, for a total percentage increase in wages of .... [x]?"

SECTION 1721u. 66.0602 (1) (au) of the statutes is created to read:

66.0602 **(1)** (au) "Municipality" means a city, village, or town.

SECTION 1722b. 66.0602 (1) (d) of the statutes is renumbered 66.0602 (1) (d) (intro.) and amended to read:

66.0602 **(1)** (d) (intro.) "Valuation factor" means a percentage equal to the greater of either ~~3 percent or~~ the percentage change in the political subdivision's January 1 equalized value due to new construction less improvements removed between the previous year and the current ~~year.~~ or one of the following : **Vetoed In Part**

SECTION 1722c. 66.0602 (1) (d) 1. of the statutes is created to read:

66.0602 **(1)** (d) 1. For the levy that is imposed in December 2011 and December 2012, zero percent. **Vetoed In Part**

SECTION 1722d. 66.0602 (1) (d) 2. of the statutes is created to read: **Vetoed In Part**

66.0602 **(1)** (d) 2. For the levy that is imposed in December 2013 and in every succeeding December, 1.5 percent.

SECTION 1723. 66.0602 (2) of the statutes is amended to read:

66.0602 **(2)** LEVY LIMIT. Except as provided in subs. (3), (4), and (5), no political subdivision may increase its levy in any year by a percentage that exceeds the political subdivision's valuation factor. The base amount in any year, to which the limit under this section applies, shall be the ~~maximum allowable~~ actual levy for the immediately preceding year. In determining its levy in any year, a city, village, or town shall subtract any tax increment that is calculated under s. 59.57 (3) (a), 60.85 (1) (L), or 66.1105 (2) (i). The base amount in any year, to which the limit under this section applies, may not include any amount to which sub. (3) (e) 8. applies.

SECTION 1724. 66.0602 (2m) of the statutes is created to read:

66.0602 **(2m)** NEGATIVE ADJUSTMENT. If a political subdivision's levy for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding obligations of the political subdivision and interest on outstanding obligations of the political subdivision, on debt originally issued before July 1, 2005, is less in the current year than it was in the previous year, the political subdivision shall reduce its levy limit in the current year by an amount equal to the amount that its levy was reduced as described in this subsection. This subsection does not apply to any political subdivision that does not increase its levy increase limit as allowed under sub. (3) (f) 1.

SECTION 1724d. 66.0602 (3) (cm) of the statutes is repealed.

SECTION 1724h. 66.0602 (3) (e) 9. of the statutes is created to read:

66.0602 **(3)** (e) 9. The political subdivision's share of any refund or rescission determined by the department of revenue and certified under s. 74.41 (5).

SECTION 1724k. 66.0602 (3) (f) of the statutes is created to read:

66.0602 **(3)** (f) 1. Subject to subd. 3., if a political subdivision's allowable levy under this section in 2010 was greater than its actual levy in 2010, the levy increase

limit otherwise applicable under this section to the political subdivision in 2011 is increased by the difference between these 2 amounts, as determined by the department of revenue, up to a maximum increase of 0.5 percent of the actual levy in 2010.

2. Subject to subd. 3., if a political subdivision's allowable levy under this section in 2011 was greater than its actual levy in 2011, the levy increase limit otherwise applicable under this section to the political subdivision in 2012 is increased by the difference between these 2 amounts, as determined by the department of revenue, up to a maximum increase of 0.5 percent of the actual levy in 2011.

3. The adjustment described in subds. 1. and 2. may occur only if the political subdivision's governing body approves of the adjustment by one of the following methods:

a. With regard to a city, village, or county, if the governing body consists of at least 5 members, by a three−quarters majority vote of the governing body.

b. With regard to a city, village, or county, if the governing body consists of fewer than 5 members, by a two−thirds majority vote of the governing body.

c. With a regard to a town, by a majority vote of the annual town meeting, or a special town meeting, if the town board has adopted a resolution approving of the adjustment by a two−thirds majority vote of the town board.

4. If a political subdivision's allowable levy under this section in 2012, or any year thereafter, was greater than its actual levy in that year, the levy increase limit otherwise applicable under this section to the political subdivision in the next succeeding year is increased by the difference between the prior year's allowable levy and the prior year's actual levy, as determined by the department of revenue, up to a maximum increase of 0.5 percent of the actual levy in that prior year.

SECTION 1724p. 66.0602 (3) (j) of the statutes is created to read:

66.0602 **(3)** (j) 1. Subject to subd. 2., if a municipality experiences a shortfall in its general fund due to a loss of revenue received by the municipality from the sale of water or another commodity to a manufacturing facility as a result of the manufacturer discontinuing operations at the facility, the limit otherwise applicable under this section may be increased by the amount that the municipality levies to make up for the revenue shortfall.

2. The maximum adjustment claimed under subd. 1. shall equal the revenue received by the municipality from the sale of water or another commodity, as described in subd. 1., in the year prior to the year in which the manufacturing facility closed. A municipality may claim the adjustment in more than one year, except that the sum of all such adjustments may not exceed the revenue loss to the municipality's general fund in the year that the manufacturer discontinues operations at the facility.

SECTION 1725c. 66.0602 (7) of the statutes is repealed.

SECTION 1725e. 66.0604 of the statutes is created to read: **Vetoed In Part**

66.0604 Payment of employer contributions in retirement systems. (1) In this section, "local governmental unit" has the meaning given in s. 66.0131 (1) (a).

(2) Annually, no later than December 31, each local governmental unit shall pay employer contributions into the retirement system in which its employees are participating employees an amount that is at least equal to all employee required contributions under that retirement system.

SECTION 1725m. 66.0615 (1m) (d) 7. of the statutes is created to read:

66.0615 **(1m)** (d) 7. Notwithstanding the provisions of subds. 1. and 2., any amount of room tax revenue that a municipality described under s. 77.994 (3) is required to spend on tourism promotion and development shall be forwarded to, and spent by, the municipality's tourism entity, unless the municipality creates a commission and forwards the revenue to the commission.

SECTION 1727d. 66.0901 (1) (bm) of the statutes is created to read:

66.0901 **(1)** (bm) "Political subdivision" means a city, village, town, or county.

SECTION 1727e. 66.0901 (1m) of the statutes is created to read:

66.0901 **(1m)** METHOD OF BIDDING. (a) Except when necessary to secure federal aid, whenever a political subdivision lets a public contract by bidding, the political subdivision shall comply with all of the following:

1. The bidding shall be on the basis of sealed competitive bids.

2. The contract shall be awarded to the lowest responsible bidder.

(b) Except when necessary to secure federal aid, a political subdivision may not use a bidding method that gives preference based on the geographic location of the bidder or that uses criteria other than the lowest responsible bidder in awarding a contract.

SECTION 1727L. 66.0901 (11) of the statutes is created to read:

66.0901 **(11)** LIMITATION ON PERFORMANCE OF PRIVATE CONSTRUCTION WORK BY POLITICAL SUBDIVISIONS. (a) In this subsection, "construction project" means a road, sewer, water, stormwater, wastewater, grading, parking lot, or other infrastructure−related project or the provision of construction−related services for such a project.

(b) A political subdivision may not use its own workforce to perform a construction project for which a private person is financially responsible.

SECTION 1727m. 66.0903 (1) (d) of the statutes is amended to read:

66.0903 **(1)** (d) "Local governmental unit" means a political subdivision of this state, a special purpose district in this state, an instrumentality or corporation of such a political subdivision or special purpose district, a combination or subunit of any of the foregoing or an instrumentality of the state and any of the foregoing. ~~"Local governmental unit" includes a regional transit authority created under s. 66.1039 and the southeastern regional transit authority created under s. 59.58 (7).~~

SECTION 1727mb. 66.0903 (1) (dr) of the statutes is amended to read:

66.0903 **(1)** (dr) "Minor service or maintenance work" means a project of public works that is limited to minor crack filling, chip or slurry sealing, or other minor pavement patching, not including overlays, that has a projected life span of no longer than 5 years or that is performed for a town and is not funded under s. 86.31, regardless of projected life span; the depositing of gravel on an existing gravel road applied solely to maintain the road; road shoulder maintenance; cleaning of drainage or sewer ditches or structures; or any other limited, minor work on public facilities or equipment that is routinely performed to prevent breakdown or deterioration.

SECTION 1727mc. 66.0903 (1) (em) of the statutes is created to read:

66.0903 **(1)** (em) "Multiple−trade project of public works" has the meaning given in s. 103.49 (1) (br).

SECTION 1727md. 66.0903 (1) (hm) of the statutes is created to read:

66.0903 **(1)** (hm) "Single−trade project of public works" has the meaning given in s. 103.49 (1) (em).

SECTION 1727me. 66.0903 (1m) of the statutes is created to read:

66.0903 **(1m)** STATEWIDE CONCERN; UNIFORMITY. (a) In this subsection, "publicly funded private construction project" means a construction project in which the developer, investor, or owner of the project receives direct financial assistance from a local governmental unit for the erection, construction, repair, remodeling, demolition, including any alteration, painting, decorating, or grading, of a private facility, including land, a building, or other infrastructure. "Publicly funded private construction project" does not include a project of public works or a housing project involving the erection, construction, repair, remodeling, or demolition of any of the following:

1. A residential property, if the project is supported by affordable housing grants, home improvement grants, or grants from a local housing trust fund.

2. A residential property containing 4 dwelling units or less.

3. A residential property that contains retail, office, or commercial components, if the project is intended to increase the supply of affordable housing in a community.

(b) The legislature finds that the enactment of ordinances or other enactments by local governmental units requiring laborers, workers, mechanics, and truck drivers employed on projects of public works or on publicly funded private construction projects to be paid the prevailing wage rate and to be paid at least 1.5 times their hourly basic rate of pay for hours worked in excess of the prevailing hours of labor would be logically inconsistent with, would defeat the purpose of, and would go against the spirit of this section and the repeal of s. 66.0904, 2009 stats. Therefore, this section shall be construed as an enactment of statewide concern for the purpose of providing uniform prevailing wage rate and prevailing hours of labor requirements throughout the state.

(c) A local governmental unit may not enact and administer an ordinance or other enactment requiring laborers, workers, mechanics, and truck drivers employed on projects of public works or on publicly funded private construction projects to be paid the prevailing wage rate and to be paid at least 1.5 times their hourly basic rate of pay for hours worked in excess of the prevailing hours of labor or any similar ordinance or enactment. Any such ordinance or other enactment that is in effect on the day before the effective date of this subsection .... [LRB inserts date], is void.

SECTION 1727mf. 66.0903 (2) (c) of the statutes is amended to read:

66.0903 **(2)** (c) A project in which the completed facility is leased, purchased, lease purchased, or otherwise acquired by, or dedicated to, a local governmental unit in lieu of the local governmental unit contracting for the erection, construction, repair, remodeling, or demolition of the facility.

SECTION 1727mi. 66.0903 (3) (av) of the statutes is amended to read:

66.0903 **(3)** (av) In determining prevailing wage rates under par. (am) or (ar), the department may not use data from projects that are subject to this section, s. ~~66.0904,~~ 103.49~~,~~ or 103.50, or 40 USC 3142 unless the department determines that there is insufficient wage data in the area to determine those prevailing wage rates, in which case the department may use data from projects that are subject to this section, s. ~~66.0904,~~ 103.49~~,~~ or 103.50, or 40 USC 3142. In determining prevailing wage rates under par. (am) or (ar), the department may not use data from any construction work that is performed by a local governmental unit or a state agency.

SECTION 1727mj. 66.0903 (3) (dm) of the statutes is amended to read:

66.0903 **(3)** (dm) A reference to the prevailing wage rates determined by the department ~~or a local governmental unit exempted under sub. (6)~~ and to the prevailing hours of labor shall be published in the notice issued for the purpose of securing bids for the project of public works. If any contract or subcontract for a project of pub-

lic works is entered into, the prevailing wage rates determined by the department ~~or exempted local governmental unit~~ and the prevailing hours of labor shall be physically incorporated into and made a part of the contract or subcontract, except that for a minor subcontract, as determined by the department, the department shall prescribe by rule the method of notifying the minor subcontractor of the prevailing wage rates and prevailing hours of labor applicable to the minor subcontract. The prevailing wage rates and prevailing hours of labor applicable to a contract or subcontract may not be changed during the time that the contract or subcontract is in force. No person performing the work described in sub. (4) may be paid less than the prevailing wage rate in the same or most similar trade or occupation determined under this subsection; nor may he or she be permitted to work a greater number of hours per day or per week than the prevailing hours of labor, unless he or she is paid for all hours worked in excess of the prevailing hours of labor at a rate of at least 1.5 times his or her hourly basic rate of pay.

SECTION 1727mk. 66.0903 (4) (b) (intro.) of the statutes is amended to read:

66.0903 **(4)** (b) (intro.) ~~Notwithstanding par. (a) 1., a~~ A laborer, worker, mechanic, or truck driver who is ~~regularly~~ employed to process, manufacture, pick up, or deliver materials or products from a commercial establishment that has a fixed place of business from which the establishment ~~regularly~~ supplies processed or manufactured materials or products or from a facility that is not dedicated exclusively, or nearly so, to a project of public works that is subject to this section is not entitled to receive the prevailing wage rate determined under sub. (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor unless any of the following applies:

SECTION 1727mL. 66.0903 (4) (b) 1. of the statutes is amended to read:

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

SECTION 1727n. 66.0903 (5) (a) of the statutes is amended to read:

66.0903 **(5)** (a) A single−trade project of public works for which the estimated project cost of completion is ~~below $25,000~~ less than $48,000, a multiple−trade project of public works for which the estimated project cost of completion is less than $100,000, or, in the case of a multiple−trade project of public works erected, constructed, repaired, remodeled, or demolished by a private contractor for a city or village having a population of less than 2,500 or for a town, a multiple−trade project of public works for which the estimated project cost of completion is less than $234,000.

SECTION 1727p. 66.0903 (5) (b) of the statutes is amended to read:

66.0903 **(5)** (b) ~~A~~ Work performed on a project of public works ~~in which the labor for the project is provided by unpaid volunteers~~ for which the local governmental unit contracting for the project is not required to compensate any contractor, subcontractor, contractor's or subcontractor's agent, or individual for performing the work.

SECTION 1727q. 66.0903 (5) (f) of the statutes is created to read:

66.0903 **(5)** (f) A project of public works involving the erection, construction, repair, remodeling, or demolition of a residential property containing 2 dwelling units or less.

SECTION 1727r. 66.0903 (5) (g) of the statutes is created to read:

66.0903 **(5)** (g) A road, street, bridge, sanitary sewer, or water main project that is a part of a development in which not less than 90 percent of the lots contain or will contain 2 dwelling units or less, as determined by the local governmental unit at the time of approval of the development, and that, on completion, is acquired by, or dedicated to, a local governmental unit, including under s. 236.13 (2), for ownership or maintenance by the local governmental unit.

SECTION 1727rm. 66.0903 (6) of the statutes is repealed.

SECTION 1727s. 66.0903 (8) of the statutes is amended to read:

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

SECTION 1727t. 66.0903 (10) (am) of the statutes is repealed.

SECTION 1727u. 66.0903 (10) (c) of the statutes is amended to read:

66.0903 **(10)** (c) If requested by any person, the department shall inspect the payroll records of any contractor, subcontractor, or agent performing work on a project of public works that is subject to this section as provided in this paragraph to ensure compliance with this section. ~~In the case of a request made by a person performing the work specified in sub. (4), if the department finds that the contractor, subcontractor, or agent subject~~

~~to the inspection is in compliance and that the request is frivolous, the department shall charge the person making the request the actual cost of the inspection. In the case of a request made by a person not performing the work specified in sub. (4), if the department finds that the contractor, subcontractor, or agent subject to the inspection is in compliance and that the request is frivolous, the department shall charge the person making the request $250 or the actual cost of the inspection, whichever is greater. In order to find that a request is frivolous, the department must find that the person making the request made the request in bad faith, solely for the purpose of harassing or maliciously injuring the contractor, subcontractor, or agent subject to the inspection, or that the person making the request knew, or should have known, that there was no reasonable basis for believing that a violation of this section had been committed.~~ On receipt of such a request, the department shall request the contractor, subcontractor, or agent to submit to the department a certified record of the information specified in par. (a), other than personally identifiable information relating to an employee of the contractor, subcontractor, or agent, for no longer than a 4−week period. The department may request a contractor, subcontractor, or agent to submit those records no more than once per calendar quarter for each project of public works on which the contractor, subcontractor, or agent is performing work. The department may not charge a requester a fee for obtaining that information. The department shall make available for public inspection certified records submitted to the department under this paragraph.

SECTION 1727x. 66.0903 (12) (a) of the statutes is amended to read:

66.0903 **(12)** (a) Except as provided under pars. (b) and (c), the department shall notify any local governmental unit applying for a determination under sub. (3) ~~and any local governmental unit exempted under sub. (6)~~ of the names of all persons whom the department has found to have failed to pay the prevailing wage rate determined under sub. (3) or has found to have paid less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor at any time in the preceding 3 years. The department shall include with each name the address of the person and shall specify when the person failed to pay the prevailing wage rate and when the person paid less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor. A local governmental unit may not award any contract to the person unless otherwise recommended by the department or unless 3 years have elapsed from the date the department issued its findings or the date of final determination by a court of competent jurisdiction, whichever is later.

SECTION 1727y. 66.0904 of the statutes is repealed.

SECTION 1728. 66.0925 (14) of the statutes is amended to read:

66.0925 **(14)** CONSTRUCTION. Nothing in this section shall be construed as relieving, modifying, or interfering with the responsibilities for operating jails which are vested in sheriffs under s. 59.27 (1) and chiefs of police or chiefs of combined protective services departments under s. 62.09 (13) (b).

SECTION 1729g. 66.1039 of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 1729r. 66.1039 (4) (s) 1. of the statutes is amended to read:

66.1039 **(4)** (s) 1. Impose, by the adoption of a resolution by the board of directors, the taxes under subch. V of ch. 77 in the authority's jurisdictional area, except that no taxes may be imposed under this paragraph unless the resolution of the board of directors is adopted prior to the effective date of this subdivision .... [LRB inserts date]. If an authority adopts a resolution to impose the taxes, it shall deliver a certified copy of the resolution to the department of revenue at least 120 days before its effective date. The authority may, by adoption of a resolution by the board of directors, repeal the imposition of taxes under subch. V of ch. 77 and shall deliver a certified copy of the repeal resolution to the department of revenue at least 120 days before its effective date.

SECTION 1731. 66.1103 (4m) (a) 1. of the statutes is amended to read:

66.1103 **(4m)** (a) 1. The person, at least 30 days prior to entering into the revenue agreement, has given a notice of intent to enter into the agreement, on a form prescribed under s. ~~560.034~~ 238.11 (1), to the ~~department of commerce~~ Wisconsin Economic Development Corporation and to any collective bargaining agent in this state with whom the person has a collective bargaining agreement.

SECTION 1732. 66.1103 (4m) (a) 2. of the statutes is amended to read:

66.1103 **(4m)** (a) 2. The municipality or county has received an estimate issued under s. ~~560.034~~ 238.11 (5) (a), and the ~~department of commerce~~ Wisconsin Economic Development Corporation has estimated whether the project which the municipality or county would finance under the revenue agreement is expected to eliminate, create, or maintain jobs on the project site and elsewhere in this state and the net number of jobs expected to be eliminated, created, or maintained as a result of the project.

SECTION 1733. 66.1103 (4m) (b) of the statutes is amended to read:

66.1103 **(4m)** (b) Any revenue agreement which an eligible participant enters into with a municipality or county to finance a project shall require the eligible participant to submit to the ~~department of commerce~~ Wisconsin Economic Development Corporation within 12 months after the project is completed or 2 years after a revenue bond is issued to finance the project, whichever is sooner, on a form prescribed under s. ~~560.034~~ 238.11 (1), the net number of jobs eliminated, created, or main-

tained on the project site and elsewhere in this state as a result of the project.

SECTION 1734. 66.1103 (4s) (a) 1. of the statutes is amended to read:

66.1103 **(4s)** (a) 1. ~~"Department"~~ "Corporation" means the ~~department of commerce~~ Wisconsin Economic Development Corporation.

SECTION 1735. 66.1103 (4s) (b) 3. of the statutes is amended to read:

66.1103 **(4s)** (b) 3. The employer shall certify compliance with this subsection to the ~~department~~ corporation, to the governing body of each municipality or county within which a lost job exists and to any collective bargaining agent in this state with which the employer has a collective bargaining agreement at the project site or at a site where a lost job exists.

SECTION 1736. 66.1103 (4s) (b) 4. of the statutes is amended to read:

66.1103 **(4s)** (b) 4. The employer shall submit a report to the ~~department~~ corporation every 3 months during the first year after the construction of the project is completed. The reports shall provide information about new jobs, lost jobs, and offers of employment made to persons who were formerly employed at lost jobs. The 4th report shall be the final report. The form and content of the reports shall be prescribed by the ~~department~~ corporation under par. (d).

SECTION 1737. 66.1103 (4s) (d) of the statutes is amended to read:

66.1103 **(4s)** (d) The ~~department~~ corporation shall administer this subsection and shall prescribe forms for certification and reports under par. (b).

SECTION 1738. 66.1103 (10) (c) of the statutes is amended to read:

66.1103 **(10)** (c) A copy of the initial resolution together with a statement indicating when the public notice required under par. (b) was published shall be filed with the ~~secretary of commerce~~ Wisconsin Economic Development Corporation within 20 days following publication of notice. Prior to the closing of the bond issue, the ~~secretary~~ corporation may require additional information from the eligible participant or the municipality or county. After the closing of the bond issue, the ~~secretary~~ corporation shall be notified of the closing date, any substantive changes made to documents previously filed with the ~~secretary~~ corporation, and the principal amount of the financing.

SECTION 1739. 66.1103 (10) (g) of the statutes is amended to read:

66.1103 **(10)** (g) Bonds may not be issued unless prior to adoption of an initial resolution a document which provides a good faith estimate of attorney fees which will be paid from bond proceeds is filed with the clerk of the municipality or county and the ~~department of commerce~~ Wisconsin Economic Development Corporation.

SECTION 1740. 66.1104 of the statutes is repealed.

SECTION 1740g. 66.1105 (4) (gm) 4. c. of the statutes is amended to read:

66.1105 **(4)** (gm) 4. c. Except as provided in subs. (10) (c), (16) (d), and (17), the equalized value of taxable property of the district plus the value increment of all existing districts does not exceed 12 percent of the total equalized value of taxable property within the city. In determining the equalized value of taxable property under this subd. 4. c., the department of revenue shall base its calculations on the most recent equalized value of taxable property of the district that is reported under s. 70.57 (1m) before the date on which the resolution under this paragraph is adopted. If the department of revenue determines that a local legislative body exceeds the 12 percent limit described in this subd. 4. c., the department shall notify the city of its noncompliance, in writing, not later than December 31 of the year in which the department receives the completed application or amendment forms described in sub. (5) (b).

SECTION 1740i. 66.1105 (5) (bt) of the statutes is created to read:

66.1105 **(5)** (bt) If the city of New Lisbon amends, or attempts to amend, the project plan of Tax Incremental District Number 12 on January 1, 2012, based on actions taken by the common council between July 1, 2011, and December 31, 2011, the tax incremental base of the district shall be redetermined by the department of revenue as if the district's project plan had been amended on January 1, 2012, except that the department of revenue may not certify a value increment under par. (b), that reflects the amendment to the district's plan, before 2012. In addition, the time limits specified for the city clerk in par. (b), and the provisions relating to the 12 percent limit findings requirement under sub. (4) (gm) 4. c., do not apply to an amendment to the project plan of Tax Incremental District Number 12 in the city of New Lisbon.

SECTION 1740k. 66.1105 (6) (a) (intro.) of the statutes is amended to read:

66.1105 **(6)** (a) (intro.) If the joint review board approves the creation of the tax incremental district under sub. (4m), and subject to par. (ae), positive tax increments with respect to a tax incremental district are allocated to the city which created the district or, in the case of a city or village that annexes or attaches a district created under sub. (16), to the annexing or attaching city or village, for each year commencing after the date when a project plan is adopted under sub. (4) (g). The department of revenue may not authorize allocation of tax increments until it determines from timely evidence submitted by the city that each of the procedures and documents required under sub. (4) (d) to (f) has been completed and all related notices given in a timely manner. The department of revenue may authorize allocation of tax increments for any tax incremental district only if the city clerk and assessor annually submit to the department all required informa-

tion on or before the 2nd Monday in June. The facts supporting any document adopted or action taken to comply with sub. (4) (d) to (f) are not subject to review by the department of revenue under this paragraph. After the allocation of tax increments is authorized, the department of revenue shall annually authorize allocation of the tax increment to the city that created the district until the soonest of the following events:

SECTION 1741. 66.1105 (13) of the statutes is repealed.

SECTION 1741e. 66.1105 (16) (a) 1. of the statutes is amended to read:

66.1105 **(16)** (a) 1. The town enters into a cooperative plan with a city or village, under s. 66.0307, under which part or all of the town will be annexed or attached by the city or village in the future.

SECTION 1741ec. 66.1105 (16) (a) 2. of the statutes is amended to read:

66.1105 **(16)** (a) 2. The city or village into which the town territory will be annexed or attached adopts a resolution approving the creation of the tax incremental district.

SECTION 1741ee. 66.1105 (16) (a) 3. of the statutes is amended to read:

66.1105 **(16)** (a) 3. The tax incremental district is located solely within territory that is to be annexed or attached by a city or village as described under subd. 1.

SECTION 1741ej. 66.1105 (16) (c) of the statutes is created to read:

66.1105 **(16)** (c) If a district created under this subsection is annexed or attached by a city or village it shall be administered by that city or village, and all of the following apply to the district as if it were created by that city or village:

1. The lifespan of the district and the allocation of tax increments under sub. (6).

2. Except as provided in par. (e), the date on which the district terminates under sub. (7).

3. The creation date of the district by the town.

4. The project plan of the district.

5. The procedures to amend the district's project plan under sub. (4) (h).

6. The procedures to extend the life of the district under sub. (7) (am).

SECTION 1741em. 66.1105 (16) (d) of the statutes is created to read:

66.1105 **(16)** (d) The department of revenue may not include the equalized value of taxable property of a district created under this subsection when applying the 12 percent limit findings requirement under sub. (4) (gm) 4. c. to a city or village which annexes or attaches such a district.

SECTION 1741ep. 66.1105 (16) (e) of the statutes is created to read:

66.1105 **(16)** (e) If a city or village annexes or attaches a district created under this subsection before the last day on which the cooperative plan entered into under s. 66.0307 allows a boundary change, the district shall remain in existence at least through December 31 of the last calendar year of the period during which a boundary change could have occurred, notwithstanding sub. (7). The annexing or attaching city or village is responsible for all contracts, agreements, and obligations of the town related to the district.

SECTION 1741es. 66.1105 (16) (f) of the statutes is created to read:

66.1105 **(16)** (f) 1. Except as provided in subd. 2., if a city or village is in the process of annexing or attaching a district created under this subsection, but has not completed the process, the city or village may enter into a contract or agreement related to the district, with any person, or may assume an obligation of the district, and the town would continue to receive any tax increments for which it is eligible until the annexation or attachment process is complete.

2. A contract, agreement, or obligation, as described under subd. 1., does not apply and may not be enforced until the annexation or attachment process is complete and the city or village begins to receive tax increments associated with the district.

SECTION 1742. 66.1305 (2) (a) 1. of the statutes is amended to read:

66.1305 **(2)** (a) 1. "Arts incubator" has the meaning given in s. ~~44.60~~ 41.60 (1) (a).

SECTION 1743. 66.1305 (2) (b) 3. of the statutes is amended to read:

66.1305 **(2)** (b) 3. Apply for a grant or loan under s. ~~44.60~~ 41.60 in connection with an arts incubator.

SECTION 1744. 66.1333 (2m) (am) of the statutes is amended to read:

66.1333 **(2m)** (am) "Arts incubator" has the meaning given in s. ~~44.60~~ 41.60 (1) (a).

SECTION 1745. 66.1333 (2m) (d) 7. of the statutes is amended to read:

66.1333 **(2m)** (d) 7. Studying the feasibility of and initial design for an arts incubator, developing and operating an arts incubator, and applying for a grant or loan under s. ~~44.60~~ 41.60 in connection with an arts incubator.

SECTION 1745m. 67.01 (5) of the statutes is amended to read:

67.01 **(5)** "Municipality" means any of the following which is authorized to levy a tax: a county, city, village, town, school district, board of park commissioners, technical college district, metropolitan sewerage district created under ss. 200.01 to 200.15 or 200.21 to 200.65, town sanitary district under subch. IX of ch. 60, ~~transit authority created under s. 66.1039,~~ public inland lake protection and rehabilitation district established under s. 33.23, 33.235, or 33.24, and any other public body empowered to borrow money and issue obligations to repay the money out of public funds or revenues. "Municipality" does not include the state.

SECTION 1746. 67.05 (6a) (bg) 2. of the statutes is amended to read:

67.05 **(6a)** (bg) 2. The department of ~~commerce~~ safety and professional services shall determine for each grade level in which pupils attended school in a building described in subd. 1., the average cost per square foot for, and the average number of square feet per pupil included in, 2 recently constructed school buildings that were designed to serve pupils of that grade level, as selected by that department.

SECTION 1747. 67.12 (12) (e) 2r. b. of the statutes is amended to read:

67.12 **(12)** (e) 2r. b. The department of ~~commerce~~ safety and professional services shall determine, for each grade level in which pupils attended school in a building described in subd. 2r. a., the average cost per square foot for, and the average number of square feet per pupil included in, 2 recently constructed school buildings that were designed to serve pupils of that grade level, as selected by that department.

Vetoed In Part

SECTION 1747n. 70.11 (intro.) of the statutes is amended to read:

70.11 Property exempted from taxation. (intro.) The property described in this section is exempted from general property taxes if the property is exempt under sub. (1), (2), (18), (21), (27) or (30); if it was exempt for the previous year and its use, occupancy or ownership did not change in a way that makes it taxable; if the property was taxable for the previous year, the use, occupancy or ownership of the property changed in a way that makes it exempt and its owner, on or before March 1, files with the assessor of the taxation district where the property is located a form that the department of revenue prescribes or if the property did not exist in the previous year and its owner, on or before March 1, files with the assessor of the taxation district where the property is located a form that the department of revenue prescribes. Except as provided in subs. ~~(3m) (c),~~ (4) (b), (4a) (f), and (4d), leasing a part of the property described in this section does not render it taxable if the lessor uses all of the leasehold income for maintenance of the leased property or construction debt retirement of the leased property, or both, and, except for residential housing, if the lessee would be exempt from taxation under this chapter if it owned the property. Any lessor who claims that leased property is exempt from taxation under this chapter shall, upon request by the tax assessor, provide records relating to the lessor's use of the income from the leased property. Property exempted from general property taxes is:

SECTION 1747r. 70.11 (2) of the statutes is amended to read:

70.11 **(2)** MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION. Property owned by any county, city, village, town, school district, technical college district, public inland lake protection and rehabilitation district, metropolitan sewerage district, municipal water district created under s. 198.22, joint local water authority created under s. 66.0823, ~~transit authority created under s. 59.58 (7) or 66.1039,~~ long−term care district under s. 46.2895 or town sanitary district; lands belonging to cities of any other state used for public parks; land tax−deeded to any county or city before January 2; but any residence located upon property owned by the county for park purposes that is rented out by the county for a nonpark purpose shall not be exempt from taxation. Except as to land acquired under s. 59.84 (2) (d), this exemption shall not apply to land conveyed after August 17, 1961, to any such governmental unit or for its benefit while the grantor or others for his or her benefit are permitted to occupy the land or part thereof in consideration for the conveyance. Leasing the property exempt under this subsection, regardless of the lessee and the use of the leasehold income, does not render that property taxable.

SECTION 1748d. 70.11 (3m) of the statutes is repealed. **Vetoed In Part**

SECTION 1748de. 70.114 (1) (b) of the statutes is renumbered 70.114 (1) (b) 1. and amended to read:

70.114 **(1)** (b) 1. ~~"Estimated value",~~ For land purchased before the effective date of this subdivision .... [LRB inserts date], "estimated value," for the year during which land is purchased, means the purchase price and, for later years, means the value that was used for calculating the aid payment under this section for the prior year increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent determination of equalized valuation under s. 70.57 for that property to the next preceding determination of equalized valuation under s. 70.57 for that property.

SECTION 1748e. 70.114 (1) (b) 2. of the statutes is created to read:

70.114 **(1)** (b) 2. For land purchased on or after the effective date of this subdivision .... [LRB inserts date], "estimated value," for the year during which land is purchased, means the lesser of the purchase price or the determination of the land's equalized valuation under s. 70.57 in the year before the year during which the land is purchased, increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent determination of equalized valuation under s. 70.57 for that property, except that if the land was exempt from taxation in the year prior to the year during which the Department purchased the land "estimated value," for the year during which the land is purchased means the lesser of either the purchase price; or the land's equalized valuation under s. 70.57 or an amount that would result in a payment under sub. (4) that is equal to $10 per acre, whichever is greater. "Estimated value," for later years, means the value that

was used for calculating the aid payment under this section for the prior year increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent determination of equalized valuation under s. 70.57 for that property to the next preceding determination of equalized valuation under s. 70.57 for that property.

SECTION 1752n. 71.01 (6) (u) of the statutes is amended to read:

71.01 **(6)** (u) For taxable years that begin after December 31, 2007, and before January 1, 2009, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−280, P.L. 101−508, P.L. 102−90, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−117, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2007, do not apply to this paragraph with respect to taxable years beginning after December 31, 2007, and before January 1, 2009, except that changes to the Internal Revenue Code made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1753. 71.01 (6) (um) of the statutes is amended to read:

71.01 **(6)** (um) For taxable years that begin after December 31, 2008, and before January 1, 2011, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147,

sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280,~~ P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351~~ as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−280, P.L. 101−508, P.L. 102−90, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−117, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280,~~ P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2008, do not apply to this paragraph with respect to taxable years beginning after December 31, 2008, and before January 1, 2011, except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and changes that indirectly affect the provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1753d. 71.01 (6) (un) of the statutes is created to read:

71.01 **(6)** (un) For taxable years that begin after December 31, 2010, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28, except sections 8215, 8231, 8232, 8234, and

8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–325. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010.

SECTION 1754. 71.01 (13) of the statutes is amended to read:

71.01 **(13)** "Wisconsin adjusted gross income" means federal adjusted gross income, with the modifications prescribed in s. 71.05 (6) to (12), (19), (20), ~~and~~ (24), (25), and (26).

SECTION 1754r. 71.05 (1) (c) 9. of the statutes is repealed.

SECTION 1755d. 71.05 (1) (c) 12. of the statutes is created to read:

71.05 **(1)** (c) 12. The Wisconsin Housing and Economic Development Authority, if the bonds or notes are issued to provide loans to a public affairs network under s. 234.75 (4).

SECTION 1755g. 71.05 (6) (a) 15. of the statutes is amended to read:

71.05 **(6)** (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm),

(2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (5e), (5f), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and (8r) and not passed through by a partnership, limited liability company, or tax−option corporation that has added that amount to the partnership's, company's, or tax−option corporation's income under s. 71.21 (4) or 71.34 (1k) (g).

SECTION 1756. 71.05 (6) (b) 23. of the statutes is amended to read:

71.05 **(6)** (b) 23. Any increase in value of a tuition unit that is purchased under a tuition contract under s. ~~14.63~~ 16.64, except that the subtraction under this subdivision may not be claimed by any individual who received a refund under s. ~~14.63~~ 16.64 (7) (a) 2., 3. or 4.

SECTION 1757. 71.05 (6) (b) 28. h. of the statutes is amended to read:

71.05 **(6)** (b) 28. h. No modification may be claimed under this subdivision for an amount paid for tuition expenses and mandatory student fees, as described under this subdivision, if the source of the payment is an amount withdrawn from a college savings account, as described in s. ~~14.64~~ 16.641 or from a college tuition and expenses program, as described in s. ~~14.63~~ 16.64, and if the owner of the account or a parent, grandparent, great−grandparent, aunt, or uncle of the beneficiary, who contributed to the account, has claimed a deduction under subd. 32. or 33. that relates to such an amount.

SECTION 1758. 71.05 (6) (b) 31. of the statutes is amended to read:

71.05 **(6)** (b) 31. Any increase in value of a college savings account, as described in s. ~~14.64~~ 16.641, except that the subtraction under this subdivision may not be claimed by any individual who has made a nonqualified withdrawal, as described in s. ~~14.64~~ 16.641 (2) (e).

SECTION 1759. 71.05 (6) (b) 32. (intro.) of the statutes is amended to read:

71.05 **(6)** (b) 32. (intro.) An amount paid into a college savings account, as described in s. ~~14.64~~ 16.641, by the owner of the account or by a parent, grandparent, great−grandparent, aunt, or uncle of the beneficiary, if the beneficiary of the account is one of the following: the claimant; the claimant's child; the claimant's grandchild; the claimant's great−grandchild; or the claimant's niece or nephew; calculated as follows:

SECTION 1760. 71.05 (6) (b) 33. (intro.) of the statutes is amended to read:

71.05 **(6)** (b) 33. (intro.) An amount paid into a college tuition and expenses program, as described in s. ~~14.63~~ 16.64, by the owner of the account or by a parent, grandparent, great−grandparent, aunt, or uncle of the beneficiary, if the beneficiary of the account is one of the following: the claimant; the claimant's child; the claimant's grandchild; the claimant's great−grandchild; or the claimant's niece or nephew; calculated as follows:

SECTION 1761. 71.05 (8) (b) of the statutes is amended to read:

71.05 **(8)** (b) A Wisconsin net operating loss may be carried forward against Wisconsin taxable incomes of the next 15 taxable years, if the taxpayer was subject to taxation under this chapter in the taxable year in which the loss was sustained, to the extent not offset against other income of the year of loss and to the extent not offset against Wisconsin modified taxable income of any year between the loss year and the taxable year for which the loss carry−forward is claimed. In this paragraph, "Wisconsin modified taxable income" means Wisconsin taxable income with the following exceptions: a net operating loss deduction or offset for the loss year or any taxable year thereafter is not allowed, the deduction for long−term capital gains under ~~sub.~~ subs. (6) (b) 9. and 9m. and (25) is not allowed, the amount deductible for losses from sales or exchanges of capital assets may not exceed the amount includable in income for gains from sales or exchanges of capital assets and "Wisconsin modified taxable income" may not be less than zero.

SECTION 1762. 71.05 (24) (a) 4. of the statutes is amended to read:

71.05 **(24)** (a) 4. "Qualified new business venture" means a business certified ~~by the department of commerce~~ under s. 238.20 or s. 560.2085, 2009 stats.

SECTION 1763. 71.05 (25) of the statutes is created to read:

71.05 **(25)** CAPITAL GAINS EXCLUSION; WISCONSIN−SOURCE ASSETS. (a) In this subsection:

1. "Claimant" means an individual; an individual partner or member of a partnership, limited liability company, or limited liability partnership; or an individual shareholder of a tax−option corporation.

2. "Qualifying gain" means the gain realized from the sale of any asset which is a Wisconsin capital asset in the year it is purchased by the claimant and for at least 2 of the subsequent 4 years; that is purchased after December 31, 2010; that is held for at least 5 uninterrupted years; and that is treated as a long−term gain under the Internal Revenue Code; except that a qualifying gain may not include any amount for which the claimant claimed a subtraction under sub. (24) (b) or any gain described under sub. (26) (b) 1.

3. "Wisconsin business" means a business certified by the Wisconsin Economic Development Corporation under s. 238.145.

4. "Wisconsin capital asset" means any of the following:

a. Real or tangible personal property that is located in this state and used in a Wisconsin business.

b. Stock or other ownership interest in a Wisconsin business.

(b) For taxable years beginning after December 31, 2015, for a Wisconsin capital asset that is purchased after December 31, 2010, and held for at least 5 years, a claimant may subtract from federal adjusted gross income the

lesser of one of the following amounts, to the extent that it is not subtracted under sub. (6) (b) 9. or 9m.:

1. The amount of the claimant's federal net capital gain as reported on Schedule D of the claimant's federal income tax return for the taxable year to which the claim relates, but this subdivision applies only if, in that taxable year, the claimant has a qualifying gain.

2. The amount of the claimant's qualifying gain in the year to which the claim relates.

SECTION 1764. 71.05 (26) of the statutes is created to read:

71.05 **(26)** INCOME TAX DEFERRAL; LONG−TERM WISCONSIN CAPITAL ASSETS. (a) In this subsection:

1. "Claimant" means an individual; an individual partner or member of a partnership, limited liability company, or limited liability partnership; or an individual shareholder of a tax−option corporation.

2. "Financial institution" has the meaning given in s. 69.30 (1) (b).

3. "Long−term capital gain" means the gain realized from the sale of any capital asset held more than one year that is treated as a long−term gain under the Internal Revenue Code.

4. "Qualified Wisconsin business" means a business certified by the Wisconsin Economic Development Corporation under s. 238.146.

(b) For taxable years beginning after December 31, 2010, a claimant may subtract from federal adjusted gross income any amount of a long−term capital gain if the claimant does all of the following:

1. Deposits the gain into a segregated account in a financial institution.

2. Within 180 days after the sale of the asset that generated the gain, invests all of the proceeds in the account described under subd. 1. in a qualified Wisconsin business.

3. After making the investment as described under subd. 2., notifies the department, on a form prepared by the department, that the claimant will not declare on the claimant's income tax return the gain described under subd. 1. because the claimant has reinvested the capital gain as described under subd. 2. The form shall be sent to the department along with the claimant's income tax return for the year to which the claim relates.

(c) The basis of the investment described in par. (b) 2. shall be calculated by subtracting the gain described in par. (b) 1. from the amount of the investment described in par. (b) 2.

(d) If a claimant defers the payment of income taxes on a capital gain under this subsection, the claimant may not use the gain described under par. (b) 1. to net capital gains and losses, as described under sub. (10) (c).

(e) If a claimant claims the subtraction under this subsection, the claimant may not use the gain described under par. (b) 1. to claim a subtraction under sub. (24).

(f) If a claimant claims the subtraction under this subsection, the gain described under par. (b) 1. may not be used as a qualifying gain under sub. (25).

SECTION 1765. 71.07 (2dd) (b) of the statutes is amended to read:

71.07 **(2dd)** (b) Except as provided in s. 73.03 (35), for any taxable year for which that person is certified under s. 560.765 (3), 2009 stats., and begins business operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified or entitled a person may credit against taxes otherwise due under this subchapter employment−related day care expenses, up to $1,200 for each qualifying individual.

SECTION 1766. 71.07 (2de) (a) (intro.) of the statutes is amended to read:

71.07 **(2de)** (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year for which a person is certified under s. 560.765 (3), 2009 stats., and begins business operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified or entitled the person may claim as a credit against taxes otherwise due under this subchapter an amount equal to 7.5% of the amount that the person expends to remove or contain environmental pollution, as defined in s. 299.01 (4), in the zone or to restore soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in the zone if the person fulfills all of the following requirements:

SECTION 1767. 71.07 (2de) (a) 1. of the statutes is amended to read:

71.07 **(2de)** (a) 1. Begins the work, other than planning and investigating, for which the credit is claimed after the area that includes the site where the work is done is designated a development zone under s. 560.71, 2009 stats., or an enterprise development zone under s. 560.797, 2009 stats., and after the claimant is certified under s. 560.765 (3), 2009 stats., or certified under s. 560.797 (4) (a), 2009 stats.

SECTION 1768. 71.07 (2di) (a) (intro.) of the statutes is amended to read:

71.07 **(2di)** (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35), for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits, any person may claim as a credit against taxes otherwise due under this chapter 2.5% of the purchase price of depreciable, tangible personal property, or 1.75% of the purchase price of depreciable, tangible personal property that is expensed under section 179 of the internal revenue code for purposes of the taxes under this chapter, except that:

SECTION 1769. 71.07 (2di) (a) 1. of the statutes is amended to read:

71.07 **(2di)** (a) 1. The investment must be in property that is purchased after the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that is used for at least 50% of its use in the conduct of the person's business operations at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the property is mobile, the base of operations of the property for at least 50% of its use must be a location in a development zone.

SECTION 1770. 71.07 (2di) (b) 2. of the statutes is amended to read:

71.07 **(2di)** (b) 2. If the claimant is located on an Indian reservation, as defined in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1), 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, and if the allowable amount of the credit under this subsection exceeds the taxes otherwise due under this chapter on or measured by the claimant's income, the amount of the credit not used as an offset against those taxes shall be certified to the department of administration for payment to the claimant by check, share draft or other draft. In this subdivision, "tribal enterprise" means a business that is at least 51% owned and controlled by the governing body of one or more Indian tribes, is actively managed by the governing body, or by the designee of the governing body, of one or more Indian tribes and is currently performing a useful business function.

SECTION 1771. 71.07 (2di) (b) 3. of the statutes is amended to read:

71.07 **(2di)** (b) 3. Partnerships, limited liability companies and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners or members. The corporation, partnership or company shall compute the amount of the credit that may be claimed by each of its shareholders, partners or members and shall provide that information to each of its shareholders, partners or members. Partners, members of limited liability companies and shareholders of tax−option corporations may claim the credit based on the partnership's, company's or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income from the partnership's, company's or corporation's business operations in the development zone; except that partners, members, and shareholders in a development zone under s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income from all of the partnership's, company's, or corporation's business operations; and against the tax attributable to their income from the partnership's, company's or corporation's directly related business operations.

SECTION 1772. 71.07 (2di) (d) 1. of the statutes is amended to read:

71.07 **(2di)** (d) 1. A copy of a verification from the department of commerce that the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

SECTION 1773. 71.07 (2di) (f) of the statutes is amended to read:

71.07 **(2di)** (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits becomes ineligible for such tax benefits, that person may claim no credits under this subsection for the taxable year that includes the day on which the person becomes ineligible for tax benefits or succeeding taxable years and that person may carry over no unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which the person becomes ineligible for tax benefits or succeeding taxable years.

SECTION 1774. 71.07 (2di) (g) of the statutes is amended to read:

71.07 **(2di)** (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 1775. 71.07 (2dj) (am) (intro.) of the statutes is amended to read:

71.07 **(2dj)** (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this chapter an amount calculated as follows:

SECTION 1776. 71.07 (2dj) (am) 4. a. of the statutes is amended to read:

71.07 **(2dj)** (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, modify "qualified wages" as defined in section 51 (b) of the internal revenue code to exclude wages paid before the claimant is certified for tax benefits and to exclude wages that are paid to employees for work at any location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes of this subd. 4. a., mobile employees work at their base of operations and leased or rented employees work at the location where they perform services.

SECTION 1777. 71.07 (2dj) (am) 4. b. of the statutes is amended to read:

71.07 **(2dj)** (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits after December 31, 1991, modify "qualified wages" as defined in section 51 (b) of the internal revenue code to exclude wages paid before the claimant is certified for tax benefits and to exclude wages that are paid to employees for work at any location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes of this subd. 4. b., mobile

employees and leased or rented employees work at their base of operations.

SECTION 1778. 71.07 (2dj) (am) 4c. of the statutes is amended to read:

71.07 **(2dj)** (am) 4c. Modify the rule for ineligible individuals under section 51 (i) (1) of the internal revenue code to allow credit for the wages of related individuals paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in sub. (2di) (b) 2., if the Indian business or tribal enterprise is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

SECTION 1779. 71.07 (2dj) (am) 4t. of the statutes is amended to read:

71.07 **(2dj)** (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that for leased or rented employees, except employees of a leasing agency certified for tax benefits who perform services directly for the agency in a development zone, the minimum employment periods apply to the time that they perform services in a development zone for a single lessee or renter, not to their employment by the leasing agency.

SECTION 1780. 71.07 (2dj) (e) 1. of the statutes is amended to read:

71.07 **(2dj)** (e) 1. A copy of the claimant's certification for tax benefits under s. 560.765 (3), 2009 stats.

SECTION 1781. 71.07 (2dj) (e) 3. a. of the statutes is amended to read:

71.07 **(2dj)** (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, a statement from the department of commerce verifying the amount of qualifying wages and verifying that the employees were hired for work only in a development zone or are mobile employees whose base of operations is in a development zone.

SECTION 1782. 71.07 (2dj) (e) 3. b. of the statutes is amended to read:

71.07 **(2dj)** (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits after December 31, 1991, a statement from the department of commerce verifying the amount of qualifying wages and verifying that the employees were hired for work only in a development zone or are mobile employees or leased or rented employees whose base of operations is in a development zone.

SECTION 1783. 71.07 (2dL) (a) of the statutes is amended to read:

71.07 **(2dL)** (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this subchapter an amount equal to 2.5% of the amount expended by that person to acquire, construct, rehabilitate or repair real property in a development zone under subch. VI of ch. 560, 2009 stats.

SECTION 1784. 71.07 (2dL) (ag) of the statutes is amended to read:

71.07 **(2dL)** (ag) If the credit under par. (a) is claimed for an amount expended to construct, rehabilitate, remodel or repair property, the claimant must have begun the physical work of construction, rehabilitation, remodeling or repair, or any demolition or destruction in preparation for the physical work, after the place where the property is located was designated a development zone under s. 560.71, 2009 stats., and the completed project must be placed in service after the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, "physical work" does not include preliminary activities such as planning, designing, securing financing, researching, developing specifications or stabilizing the property to prevent deterioration.

SECTION 1785. 71.07 (2dL) (ar) of the statutes is amended to read:

71.07 **(2dL)** (ar) If the credit under par. (a) is claimed for an amount expended to acquire property, the property must have been acquired by the claimant after the place where the property is located was designated a development zone under s. 560.71, 2009 stats., and the completed project must be placed in service after the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the property must not have been previously owned by the claimant or a related person during the 2 years prior to the designation of the development zone under s. 560.71, 2009 stats. No credit is allowed for an amount expended to acquire property until the property, either in its original state as acquired by the claimant or as subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

SECTION 1786. 71.07 (2dL) (bm) of the statutes is amended to read:

71.07 **(2dL)** (bm) In calculating the credit under par. (a) a claimant shall reduce the amount expended to acquire property by a percentage equal to the percentage of the area of the real property not used for the purposes for which the claimant is certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the amount expended for other purposes by the amount expended on the part of the property not used for the purposes for which the claimant is certified to claim tax benefits under s. 560.765 (3), 2009 stats.

SECTION 1787. 71.07 (2dL) (c) of the statutes is amended to read:

71.07 **(2dL)** (c) If the claimant is located on an Indian reservation, as defined in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1), 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in sub. (2di) (b) 2., and if the allowable amount of the credit under par. (a) exceeds the taxes otherwise due under this chapter on or

measured by the claimant's income, the amount of the credit not used as an offset against those taxes shall be certified to the department of administration for payment to the claimant by check, share draft or other draft.

SECTION 1788. 71.07 (2dm) (a) 1. of the statutes is amended to read:

71.07 **(2dm)** (a) 1. "Certified" means entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5), 238.398 (5), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 1789. 71.07 (2dm) (a) 3. of the statutes is amended to read:

71.07 **(2dm)** (a) 3. "Development zone" means a development opportunity zone under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s. 560.7995, 2009 stats.

SECTION 1790. 71.07 (2dm) (a) 4. of the statutes is amended to read:

71.07 **(2dm)** (a) 4. "Previously owned property" means real property that the claimant or a related person owned during the 2 years prior to the department of commerce or the Wisconsin Economic Development Corporation designating the place where the property is located as a development zone and for which the claimant may not deduct a loss from the sale of the property to, or an exchange of the property with, the related person under section 267 of the Internal Revenue Code, except that section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns any part of the property, rather than 50% ownership, the claimant is subject to section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

SECTION 1791. 71.07 (2dm) (f) 1. of the statutes is amended to read:

71.07 **(2dm)** (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~ that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 1792. 71.07 (2dm) (f) 2. of the statutes is amended to read:

71.07 **(2dm)** (f) 2. A statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the purchase price of the investment and verifying that the investment fulfills the requirements under par. (b).

SECTION 1793. 71.07 (2dm) (i) of the statutes is amended to read:

71.07 **(2dm)** (i) Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners, or members. The corporation, partnership, or limited liability company shall compute the amount of credit that may be claimed by each of its shareholders, partners, or members and provide that information to its shareholders, partners, or members. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit based on the partnership's, company's, or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income from the partnership's, company's, or corporation's business operations in the development zone; except that partners, members, and shareholders in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income.

SECTION 1794. 71.07 (2dm) (j) of the statutes is amended to read:

71.07 **(2dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits becomes ineligible for such tax benefits, or if a person's certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is revoked, that person may claim no credits under this subsection for the taxable year that includes the day on which the person becomes ineligible for tax benefits, the taxable year that includes the day on which the certification is revoked, or succeeding taxable years, and that person may carry over no unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which the person becomes ineligible for tax benefits, the taxable year that includes the day on which the certification is revoked, or succeeding taxable years.

SECTION 1795. 71.07 (2dm) (k) of the statutes is amended to read:

71.07 **(2dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 1796. 71.07 (2dr) (a) of the statutes is amended to read:

71.07 **(2dr)** (a) *Credit.* Any person may credit against taxes otherwise due under this chapter an amount equal to 5% of the amount obtained by subtracting from the person's qualified research expenses, as defined in section 41 of the internal revenue code, except that "qualified research expenses" include only expenses incurred

by the claimant in a development zone under subch. VI of ch. 560, 2009 stats., except that a taxpayer may elect the alternative computation under section 41 (c) (4) of the Internal Revenue Code and that election applies until the department permits its revocation and except that "qualified research expenses" do not include compensation used in computing the credit under sub. (2dj) nor research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., the person's base amount, as defined in section 41 (c) of the internal revenue code, in a development zone, except that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under s. 71.04 (7) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj) 1. and (dk) 1. and research expenses used in calculating the base amount include research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., in a development zone, if the claimant submits with the claimant's return a copy of the claimant's certification for tax benefits under s. 560.765 (3) 2009 stats., and a statement from the department of commerce verifying the claimant's qualified research expenses for research conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to the credit under this paragraph. The rules under sub. (2di) (f) and (g), as they apply to the credit under that subsection, apply to claims under this paragraph. Section 41 (h) of the internal revenue code does not apply to the credit under this paragraph.

SECTION 1797. 71.07 (2dr) (b) of the statutes is amended to read:

71.07 **(2dr)** (b) *Development opportunity zones.* The development zones research credit under par. (a), as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a person that conducts economic activity in a development opportunity zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity zone credit under this paragraph may be calculated using expenses incurred by a claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the area in which the claimant conducts economic activity.

SECTION 1798. 71.07 (2ds) (a) 1. of the statutes is amended to read:

71.07 **(2ds)** (a) 1. "Development zone" means a zone designated under s. 560.71, 2009 stats.

SECTION 1799. 71.07 (2ds) (b) of the statutes is amended to read:

71.07 **(2ds)** (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases and rentals of eligible property. Partnerships, limited liability companies and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, that credit shall be determined on the basis of their economic activity, not that of their partners, members or shareholders. The partnership, limited liability company or corporation shall compute the amount of credit that may be claimed by each of its partners, members or shareholders and shall provide that information to each of its partners, members or shareholders. Partners, members of a limited liability company and shareholders of tax−option corporations may claim the credit based on the partnership's, company's or corporation's activities in proportion to their ownership interest.

SECTION 1800. 71.07 (2ds) (d) 1. of the statutes is amended to read:

71.07 **(2ds)** (d) 1. A copy of the claimant's certification for tax benefits under s. 560.765 (3), 2009 stats.

SECTION 1801. 71.07 (2dx) (a) 2. of the statutes is amended to read:

71.07 **(2dx)** (a) 2. "Development zone" means a development zone under s. 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or s. 560.795, 2009 stats., an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s. 560.7995, 2009 stats.

SECTION 1803. 71.07 (2dx) (b) (intro.) of the statutes is amended to read:

71.07 **(2dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against the taxes otherwise due under this chapter the following amounts:

SECTION 1804. 71.07 (2dx) (b) 2. of the statutes is amended to read:

71.07 **(2dx)** (b) 2. The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full−time jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1805. 71.07 (2dx) (b) 3. of the statutes is amended to read:

71.07 **(2dx)** (b) 3. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time

jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1806. 71.07 (2dx) (b) 4. of the statutes is amended to read:

71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (2dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1807. 71.07 (2dx) (b) 5. of the statutes is amended to read:

71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (2dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1808. 71.07 (2dx) (be) of the statutes is amended to read:

71.07 **(2dx)** (be) *Offset.* A claimant in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this subsection, including any credits carried over, against the amount of the tax otherwise due under this subchapter attributable to all of the claimant's income and against the tax attributable to income from directly related business operations of the claimant.

SECTION 1809. 71.07 (2dx) (bg) of the statutes is amended to read:

71.07 **(2dx)** (bg) *Other entities.* For claimants in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners, or members. The corporation, partnership, or company shall compute the amount of the credit that may be claimed by each of its shareholders, partners, or members and shall provide that information to each of its shareholders, partners, or members. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit based on the partnership's, company's, or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income.

SECTION 1810. 71.07 (2dx) (c) of the statutes is amended to read:

71.07 **(2dx)** (c) *Credit precluded.* If the certification of a person for tax benefits under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this subsection for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the person becomes ineligible for tax benefits; or succeeding taxable years and that person may not carry over unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the person becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 1811. 71.07 (2dx) (d) of the statutes is amended to read:

71.07 **(2dx)** (d) *Carry−over precluded.* If a person who is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 1812. 71.07 (2dy) (a) of the statutes is amended to read:

71.07 **(2dy)** (a) *Definition.* In this subsection, "claimant" means a person who files a claim under this subsection and is certified under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats.

SECTION 1813. 71.07 (2dy) (b) of the statutes is amended to read:

71.07 **(2dy)** (b) *Filing claims.* Subject to the limitations under this subsection and ss. 238.301 to 238.306 or ss. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08, up to the amount of the tax, the amount authorized for the claimant under s. 238.303 or s. 560.703, 2009 stats.

SECTION 1814. 71.07 (2dy) (c) 1. of the statutes is amended to read:

71.07 **(2dy)** (c) 1. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

SECTION 1815. 71.07 (2dy) (c) 2. of the statutes is amended to read:

71.07 **(2dy)** (c) 2. Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, the credit are based on their authorization to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

SECTION 1816. 71.07 (2dy) (d) 2. of the statutes is amended to read:

71.07 **(2dy)** (d) 2. If a claimant's certification is revoked under s. 238.305 or s. 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s. 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this subsection for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the claimant becomes ineligible for tax benefits; or succeeding taxable years and the claimant may not carry over unused credits from previous years to offset the tax imposed under s. 71.02 or 71.08 for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the claimant becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 1817. 71.07 (3g) (a) (intro.) of the statutes is amended to read:

71.07 **(3g)** (a) (intro.) Subject to the limitations under this subsection and ss. 73.03 (35m) and 238.23 and s. 560.96, 2009 stats., a business that is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes imposed under s. 71.02 an amount equal to the sum of the following, as established under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats:

SECTION 1818. 71.07 (3g) (b) of the statutes is amended to read:

71.07 **(3g)** (b) The department of revenue shall notify the department of commerce or the Wisconsin Economic Development Corporation of all claims under this subsection.

SECTION 1819. 71.07 (3g) (e) 2. of the statutes is amended to read:

71.07 **(3g)** (e) 2. The investments that relate to the amount described under par. (a) 2. for which a claimant makes a claim under this subsection must be retained for use in the technology zone for the period during which the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

SECTION 1820. 71.07 (3g) (f) 1. of the statutes is amended to read:

71.07 **(3g)** (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~ that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats., and that the business ~~and the department of commerce have~~ has entered into an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

SECTION 1821. 71.07 (3g) (f) 2. of the statutes is amended to read:

71.07 **(3g)** (f) 2. A statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the purchase price of the investment described under par. (a) 2. and verifying that the investment fulfills the requirement under par. (e) 2.

SECTION 1822. 71.07 (3p) (b) of the statutes is amended to read:

71.07 **(3p)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5., for taxable years beginning after December 31, 2006, and before January 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.02 or 71.08, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for dairy manufacturing modernization or expansion related to the claimant's dairy manufacturing operation.

SECTION 1822d. 71.07 (3p) (c) 2. of the statutes is amended to read:

71.07 **(3p)** (c) 2. The aggregate amount of credits that a claimant may claim under this subsection is $200,000 for each of the claimant's dairy manufacturing facilities.

SECTION 1823. 71.07 (3p) (c) 2m. a. of the statutes is amended to read:

71.07 **(3p)** (c) 2m. a. The maximum amount of the credits that may be claimed under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2007−08 is $600,000, as allocated under s. 560.207, 2009 stats.

SECTION 1824. 71.07 (3p) (c) 2m. b. of the statutes is amended to read:

71.07 **(3p)** (c) 2m. b. The maximum amount of the credits that may be claimed by all claimants, other than members of dairy cooperatives, under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2008−09, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

SECTION 1825. 71.07 (3p) (c) 2m. bm. of the statutes is amended to read:

71.07 **(3p)** (c) 2m. bm. The maximum amount of the credits that may be claimed by members of dairy cooperatives under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2009−10 is $600,000, as allocated

under s. 560.207, 2009 stats., and the maximum amount of the credits that may be claimed by members of dairy cooperatives under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2010−11, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

SECTION 1826d. 71.07 (3p) (c) 4. of the statutes is amended to read:

71.07 **(3p)** (c) 4. If 2 or more persons own and operate ~~the~~ a dairy manufacturing ~~operation~~ facility, each person may claim a credit under par. (b) in proportion to his or her ownership interest, except that the aggregate amount of the credits claimed by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall not exceed $200,000.

SECTION 1827. 71.07 (3p) (c) 6. of the statutes is amended to read:

71.07 **(3p)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

SECTION 1828. 71.07 (3q) (a) 1. of the statutes is amended to read:

71.07 **(3q)** (a) 1. "Claimant" means a person certified to receive tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

SECTION 1829. 71.07 (3q) (a) 2. of the statutes is amended to read:

71.07 **(3q)** (a) 2. "Eligible employee" means, for taxable years beginning before January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for taxable years beginning after December 31, 2010, an eligible employee under s. 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

SECTION 1830. 71.07 (3q) (b) (intro.) of the statutes is amended to read:

71.07 **(3q)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after December 31, 2009, a claimant may claim as a credit against the taxes imposed under ss. 71.02 and 71.08 any of the following.

SECTION 1831. 71.07 (3q) (b) 1. of the statutes is amended to read:

71.07 **(3q)** (b) 1. The amount of wages that the claimant paid to an eligible employee in the taxable year, not to exceed 10 percent of such wages, as determined by the Wisconsin Economic Development Corporation under s. 238.16 or the department of commerce under s. 560.2055, 2009 stats.

SECTION 1832. 71.07 (3q) (b) 2. of the statutes is amended to read:

71.07 **(3q)** (b) 2. The amount of the costs incurred by the claimant in the taxable year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

SECTION 1833. 71.07 (3q) (c) 2. of the statutes is amended to read:

71.07 **(3q)** (c) 2. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

SECTION 1834. 71.07 (3q) (c) 3. of the statutes is amended to read:

71.07 **(3q)** (c) 3. The maximum amount of credits that may be awarded under this subsection and ss. 71.28 (3q) and 71.47 (3q) for the period beginning on January 1, 2010, and ending on June 30, 2013, is $14,500,000, not including the amount of any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

SECTION 1835. 71.07 (3r) (b) of the statutes is amended to read:

71.07 **(3r)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after December 31, 2008, and before January 1, 2017, a claimant may claim as a credit against the taxes imposed under s. 71.02 or 71.08, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for meat processing modernization or expansion related to the claimant's meat processing operation.

SECTION 1836. 71.07 (3r) (c) 3. a. of the statutes is amended to read:

71.07 **(3r)** (c) 3. a. The maximum amount of the credits that may be allocated under this subsection and ss. 71.28 (3r) and 71.47 (3r) in fiscal year 2009−10 is $300,000, as allocated under s. 560.208, 2009 stats.

SECTION 1837. 71.07 (3r) (c) 3. b. of the statutes is amended to read:

71.07 **(3r)** (c) 3. b. The maximum amount of the credits that may be allocated under this subsection and ss. 71.28 (3r) and 71.47 (3r) in fiscal year 2010−11, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.545 or s. 560.208, 2009 stats.

SECTION 1838. 71.07 (3r) (c) 6. of the statutes is amended to read:

71.07 **(3r)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

SECTION 1839. 71.07 (3rm) (b) of the statutes is amended to read:

71.07 **(3rm)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after December 31, 2009, and before January 1, 2016, a claimant may claim as a credit against the taxes imposed under s. 71.02 or 71.08, up to the amount of the tax, an amount

equal to 10 percent of the amount the claimant paid in the taxable year for equipment that is used primarily to harvest or process woody biomass that is used as fuel or as a component of fuel.

SECTION 1840. 71.07 (3rm) (c) 3. of the statutes is amended to read:

71.07 **(3rm)** (c) 3. The maximum amount of the credits that may be claimed under this subsection and ss. 71.28 (3rm) and 71.47 (3rm) is $900,000, as allocated under s. 93.547 or s. 560.209, 2009 stats.

SECTION 1841. 71.07 (3rn) (b) of the statutes is amended to read:

71.07 **(3rn)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. ~~506.2056~~ 93.54 or s. 560.2056, 2009 stats., for taxable years beginning after December 31, 2009, and before January 1, 2017, a claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for food processing or food warehousing modernization or expansion related to the operation of the claimant's food processing plant or food warehouse.

SECTION 1842. 71.07 (3rn) (c) 3. a. of the statutes is amended to read:

71.07 **(3rn)** (c) 3. a. The maximum amount of the credits that may be allocated under this subsection and ss. 71.28 (3rn) and 71.47 (3rn) in fiscal year 2009−10 is $1,000,000, as allocated under s. 560.2056, 2009 stats.

SECTION 1843. 71.07 (3rn) (c) 3. b. of the statutes is amended to read:

71.07 **(3rn)** (c) 3. b. The maximum amount of the credits that may be allocated under this subsection and ss. 71.28 (3rn) and 71.47 (3rn) in fiscal year 2010−11 is $1,200,000, as allocated under s. 560.2056, 2009 stats.

SECTION 1844. 71.07 (3rn) (c) 3. c. of the statutes is amended to read:

71.07 **(3rn)** (c) 3. c. The maximum amount of the credits that may be allocated under this subsection and ss. 71.28 (3rn) and 71.47 (3rn) in fiscal year 2011−12, and in each year thereafter, is $700,000, as allocated under s. 93.54 or s. 560.2056, 2009 stats.

SECTION 1845. 71.07 (3rn) (c) 6. of the statutes is amended to read:

71.07 **(3rn)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

SECTION 1846. 71.07 (3t) (b) of the statutes is amended to read:

71.07 **(3t)** (b) *Credit.* Subject to the limitations provided in this subsection and in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a claimant may claim as a credit, amortized over 15 taxable years starting with the taxable year beginning after December 31, 2007, against the tax imposed under s. 71.02 and 71.08, up to the amount of the tax, an amount equal to the claimant's unused credits under s. 71.07 (3s).

SECTION 1847. 71.07 (3t) (c) 1. of the statutes is amended to read:

71.07 **(3t)** (c) 1. No credit may be claimed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's certification by the department of commerce under s. 560.28, 2009 stats., except that, with regard to credits claimed by partners of a partnership, members of a limited liability company, or shareholders of a tax−option corporation, the entity shall provide a copy of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder to submit with his or her return.

SECTION 1848. 71.07 (3w) (a) 2. of the statutes is amended to read:

71.07 **(3w)** (a) 2. "Claimant" means a person who is certified to claim tax benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under this subsection.

SECTION 1849. 71.07 (3w) (a) 3. of the statutes is amended to read:

71.07 **(3w)** (a) 3. "Full−time employee" means a full−time employee, as defined in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

SECTION 1850. 71.07 (3w) (a) 4. of the statutes is amended to read:

71.07 **(3w)** (a) 4. "Enterprise zone" means a zone designated under s. 238.399 or s. 560.799, 2009 stats.

SECTION 1851. 71.07 (3w) (a) 5d. of the statutes is amended to read:

71.07 **(3w)** (a) 5d. "Tier I county or municipality" means a tier I county or municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats.

SECTION 1852. 71.07 (3w) (a) 5e. of the statutes is amended to read:

71.07 **(3w)** (a) 5e. "Tier II county or municipality" means a tier II county or municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats.

SECTION 1853. 71.07 (3w) (b) (intro.) of the statutes is amended to read:

71.07 **(3w)** (b) *Filing claims; payroll.* (intro.) Subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an amount calculated as follows:

SECTION 1854. 71.07 (3w) (b) 5. of the statutes is amended to read:

71.07 **(3w)** (b) 5. Multiply the amount determined under subd. 4. by the percentage determined by ~~the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent.

SECTION 1855. 71.07 (3w) (bm) 1. of the statutes is amended to read:

71.07 **(3w)** (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an amount equal to a percentage, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of the amount the claimant paid in the taxable year to upgrade or improve the job−related skills of any of the claimant's full−time employees, to train any of the claimant's full−time employees on the use of job−related new technologies, or to provide job−related training to any full−time employee whose employment with the claimant represents the employee's first full−time job. This subdivision does not apply to employees who do not work in an enterprise zone.

SECTION 1856. 71.07 (3w) (bm) 2. of the statutes is amended to read:

71.07 **(3w)** (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an amount equal to the percentage, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's full−time employees whose annual wages are greater than $20,000 in a tier I county or municipality, not including the wages paid to the employees determined under par. (b) 1., or greater than $30,000 in a tier II county or municipality, not including the wages paid to the employees determined under par. (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if the total number of such employees is equal to or greater than the total number of such employees in the base year. A claimant may claim a credit under this subdivision for no more than 5 consecutive taxable years.

SECTION 1857. 71.07 (3w) (bm) 3. of the statutes is amended to read:

71.07 **(3w)** (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 up to 10 percent of the claimant's significant capital expenditures, as determined ~~by the department of commerce~~ under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

SECTION 1858. 71.07 (3w) (bm) 4. of the statutes is amended to read:

71.07 **(3w)** (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and 3., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08, up to 1 percent of the amount that the claimant paid in the taxable year to purchase tangible personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from Wisconsin vendors, as determined ~~by the department of commerce~~ under s. 238.399 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the credit under this subdivision and subd. 3. for the same expenditures.

SECTION 1859. 71.07 (3w) (c) 3. of the statutes is amended to read:

71.07 **(3w)** (c) 3. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

SECTION 1860. 71.07 (3w) (d) of the statutes is amended to read:

71.07 **(3w)** (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall include with their returns a copy of their certification for tax benefits, and a copy of the verification of their expenses, from the department of commerce or the Wisconsin Economic Development Corporation.

SECTION 1861. 71.07 (5b) (a) 2. of the statutes is amended to read:

71.07 **(5b)** (a) 2. "Fund manager" means an investment fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

SECTION 1862. 71.07 (5b) (b) 1. of the statutes is amended to read:

71.07 **(5b)** (b) 1. For taxable years beginning after December 31, 2004, subject to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009 stats., and except as provided in subd. 2., a claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08, up to the amount of those taxes, 25 percent of the claimant's investment paid to a fund manager that the fund manager invests in a business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

SECTION 1863. 71.07 (5b) (b) 2. of the statutes is amended to read:

71.07 **(5b)** (b) 2. In the case of a partnership, limited liability company, or tax−option corporation, the computation of the 25 percent limitation under subd. 1. shall be determined at the entity level rather than the claimant level and may be allocated among the claimants who make investments in the manner set forth in the entity's organizational documents. The entity shall provide to the department of revenue and to the department of commerce or the Wisconsin Economic Development Corporation the names and tax identification numbers of the

claimants, the amounts of the credits allocated to the claimants, and the computation of the allocations.

SECTION 1864. 71.07 (5b) (d) 3. of the statutes is amended to read:

71.07 **(5b)** (d) 3. For ~~calendar years beginning~~ investments made after December 31, 2007, if an investment for which a claimant claims a credit under par. (b) is held by the claimant for less than 3 years, the claimant shall pay to the department, in the manner prescribed by the department, the amount of the credit that the claimant received related to the investment.

SECTION 1865. 71.07 (5d) (a) 1. (intro.) of the statutes is amended to read:

71.07 **(5d)** (a) 1. (intro.) "Bona fide angel investment" means a purchase of an equity interest, or any other expenditure, as determined by rule under s. 238.15 or s. 560.205, 2009 stats., that is made by any of the following:

SECTION 1866. 71.07 (5d) (a) 2m. of the statutes is amended to read:

71.07 **(5d)** (a) 2m. "Person" means a partnership or limited liability company that is a nonoperating entity, as determined by the department of commerce or the Wisconsin Economic Development Corporation, a natural person, or fiduciary.

SECTION 1867. 71.07 (5d) (a) 3. of the statutes is amended to read:

71.07 **(5d)** (a) 3. "Qualified new business venture" means a business that is certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

SECTION 1868. 71.07 (5d) (b) (intro.) of the statutes is amended to read:

71.07 **(5d)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this subsection and in s. 238.15 or s. 560.205, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08, up to the amount of those taxes, the following:

SECTION 1869. 71.07 (5d) (b) 1. of the statutes is amended to read:

71.07 **(5d)** (b) 1. For taxable years beginning before January 1, 2008, in each taxable year for 2 consecutive years, beginning with the taxable year as certified by the department of commerce or the Wisconsin Economic Development Corporation, an amount equal to 12.5 percent of the claimant's bona fide angel investment made directly in a qualified new business venture.

SECTION 1870. 71.07 (5d) (b) 2. of the statutes is amended to read:

71.07 **(5d)** (b) 2. For taxable years beginning after December 31, 2007, for the taxable year certified by the department of commerce or the Wisconsin Economic Development Corporation, an amount equal to 25 percent of the claimant's bona fide angel investment made directly in a qualified new business venture.

SECTION 1871. 71.07 (5d) (c) 2. of the statutes is amended to read:

71.07 **(5d)** (c) 2. For taxable years beginning before January 1, 2008, the maximum amount of a claimant's investment that may be used as the basis for a credit under this subsection is $2,000,000 for each investment made directly in a business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

SECTION 1873. 71.07 (5d) (d) 1. of the statutes is amended to read:

71.07 **(5d)** (d) 1. For ~~calendar years beginning~~ investments made after December 31, 2007, if an investment for which a claimant claims a credit under par. (b) is held by the claimant for less than 3 years, the claimant shall pay to the department, in the manner prescribed by the department, the amount of the credit that the claimant received related to the investment.

SECTION 1874. 71.07 (5f) (a) 1. (intro.) of the statutes is amended to read:

71.07 **(5f)** (a) 1. (intro.) "Accredited production" means a film, video, broadcast advertisement, or television production, as approved by the department of commerce or the department of tourism, for which the aggregate salary and wages included in the cost of the production for the period ending 12 months after the month in which the principal filming or taping of the production begins exceeds $50,000. "Accredited production" also means an electronic game, as approved by the department of commerce or the department of tourism, for which the aggregate salary and wages included in the cost of the production for the period ending 36 months after the month in which the principal programming, filming, or taping of the production begins exceeds $100,000. "Accredited production" does not include any of the following, regardless of the production costs:

SECTION 1875. 71.07 (5f) (a) 3. of the statutes is amended to read:

71.07 **(5f)** (a) 3. "Production expenditures" means any expenditures that are incurred in this state and directly used to produce an accredited production, including expenditures for set construction and operation, wardrobes, make−up, clothing accessories, photography, sound recording, sound synchronization, sound mixing, lighting, editing, film processing, film transferring, special effects, visual effects, renting or leasing facilities or equipment, renting or leasing motor vehicles, food, lodging, and any other similar expenditure as determined by the department of commerce or the department of tourism. "Production expenditures" do not include salary, wages, or labor−related contract payments.

SECTION 1876. 71.07 (5f) (c) 6. of the statutes is amended to read:

71.07 **(5f)** (c) 6. No credit may be allowed under this subsection unless the claimant files an application with the department of commerce or the department of tourism, at the time and in the manner prescribed by the department of commerce or the department of tourism,

and the department of commerce or the department of tourism approves the application. The claimant shall submit a fee with the application in an amount equal to 2 percent of the claimant's budgeted production expenditures or to $5,000, whichever is less. The claimant shall submit a copy of the approved application with the claimant's return.

SECTION 1877. 71.07 (5h) (c) 4. of the statutes is amended to read:

71.07 **(5h)** (c) 4. No claim may be allowed under this subsection unless the department of commerce or the department of tourism certifies, in writing, that the credits claimed under this subsection are for expenses related to establishing or operating a film production company in this state and the claimant submits a copy of the certification with the claimant's return.

SECTION 1878. 71.07 (5i) (c) 1. of the statutes is amended to read:

71.07 **(5i)** (c) 1. The maximum amount of the credits that may be claimed under this subsection and ss. 71.28 (5i) and 71.47 (5i) in a taxable year is $10,000,000, as allocated under s. 73.15 or s. 560.204, 2009 stats.

SECTION 1879. 71.07 (5j) (a) 2d. of the statutes is amended to read:

71.07 **(5j)** (a) 2d. "Diesel replacement renewable fuel" includes biodiesel and any other fuel derived from a renewable resource that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel and that the department of commerce or the department of safety and professional services designates by rule as a diesel replacement renewable fuel.

SECTION 1880. 71.07 (5j) (a) 2m. of the statutes is amended to read:

71.07 **(5j)** (a) 2m. "Gasoline replacement renewable fuel" includes ethanol and any other fuel derived from a renewable resource that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel and that the department of commerce or the department of safety and professional services designates by rule as a gasoline replacement renewable fuel.

SECTION 1881. 71.07 (5j) (c) 3. of the statutes is amended to read:

71.07 **(5j)** (c) 3. The department of commerce or the department of safety and professional services shall establish standards to adequately prevent, in the distribution of conventional fuel to an end user, the inadvertent distribution of fuel containing a higher percentage of renewable fuel than the maximum percentage established by the federal environmental protection agency for use in conventionally−fueled engines.

SECTION 1881n. 71.07 (5n) of the statutes is created to read:

71.07 **(5n)** QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this subsection:2

1. "Claimant" means a person who files a claim under this subsection.

2. "Eligible qualified production activities income" means qualified production activities income that derives from property located in this state that is assessed as manufacturing property under s. 70.995 or as agricultural property under s. 70.32 (2) (a) 4.

3. "Qualified production activities income" means qualified production activities income as defined in 26 USC 199 (c).

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02, up to the amount of the tax, an amount equal to one of the following percentages of the claimant's eligible qualified production activities income in the taxable year:

1. For taxable years beginning after December 31, 2012, and before January 1, 2014, 1.875 percent.

2. For taxable years beginning after December 31, 2013, and before January 1, 2015, 3.75 percent.

3. For taxable years beginning after December 31, 2014, and before January 1, 2016, 5.526 percent.

4. For taxable years beginning after December 31, 2015, 7.5 percent.

(c) *Limitations.* Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, the credit are based on their share of the income described under par. (b). A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

(d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection.

SECTION 1883. 71.07 (9e) (af) (intro.) of the statutes is amended to read:

71.07 **(9e)** (af) (intro.) For taxable years beginning after December 31, 1995, and before January 1, 2011, any natural person may credit against the tax imposed under s. 71.02 an amount equal to one of the following percentages of the federal basic earned income credit for which the person is eligible for the taxable year under section 32 (b) (1) (A) to (C) of the ~~internal revenue code~~ Internal Revenue Code:

SECTION 1884. 71.07 (9e) (aj) of the statutes is created to read:

71.07 **(9e)** (aj) For taxable years beginning after December 31, 2010, an individual may credit against the tax imposed under s. 71.02 an amount equal to one of the following percentages of the federal basic earned income credit for which the person is eligible for the taxable year

under section 32 (b) (1) (A) to (C) of the Internal Revenue Code:

1. If the person has one qualifying child who has the same principal place of abode as the person, 4 percent.

2. If the person has 2 qualifying children who have the same principal place of abode as the person, 11 percent.

3. If the person has 3 or more qualifying children who have the same principal place of abode as the person, 34 percent.

SECTION 1887c. 71.10 (3) of the statutes is repealed.

SECTION 1887d. 71.10 (4) (cr) of the statutes is created to read:

71.10 **(4)** (cr) Qualified production activities credit under s. 71.07 (5n).

SECTION 1888b. 71.10 (5f) (i) of the statutes is amended to read:

71.10 **(5f)** (i) *Appropriations.* From the moneys received from designations for the breast cancer research program, an amount equal to the sum of administrative expenses, including data processing costs, certified under par. (h) 1. shall be deposited in the general fund and credited to the appropriation account under s. 20.566 (1) (hp), and, of the net amount remaining that is certified under par. (h) 3., an amount equal to 50 percent shall be credited to the appropriation account under s. 20.250 (2) (g) and an amount equal to 50 percent shall be credited to the appropriation account under s. 20.285 (1) ~~(gm)~~ (k) for breast cancer research conducted by the University of Wisconsin Carbone Cancer Center.

SECTION 1889b. 71.10 (5h) (i) of the statutes is amended to read:

71.10 **(5h)** (i) *Appropriations~~, disbursement of funds to the fund~~.* From the moneys received from designations for the prostate cancer research program, an amount equal to the sum of administrative expenses, including data processing costs, certified under par. (h) 1. shall be deposited in the general fund and credited to the appropriation account under s. 20.566 (1) (hp), and, of the net amount remaining that is certified under par. (h) 3., an amount equal to 50 percent shall be credited to the appropriation ~~accounts~~ account under ~~ss.~~ s. 20.250 (2) (h) and ~~20.285 (1) (gn)~~ an amount equal to 50 percent shall be ~~,~~ credited to the appropriation account under s. 20.285 (1) (k) for the use specified under s. 255.054 (1).

SECTION 1889e. 71.10 (5k) of the statutes is created to read:

71.10 **(5k)** AMERICAN RED CROSS, BADGER CHAPTER CHECKOFF. (a) *Definitions.* In this subsection:

1. "Badger Chapter" means the Badger Chapter of the American Red Cross.

2. "Department" means the department of revenue.

(b) *Voluntary payments.* 1. 'Designation on return.' Every individual filing an income tax return who has a tax liability or is entitled to a tax refund may designate on the return any amount of additional payment or any amount of a refund due that individual for the Badger Chapter.

2. 'Designation added to tax owed.' If the individual owes any tax, the individual shall remit in full the tax due and the amount designated on the return for the Badger Chapter when the individual files a tax return.

3. 'Designation deducted from refund.' Except as provided in par. (d), if the individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80 (3) and (3m), the department shall deduct the amount designated on the return for the Badger Chapter from the amount of the refund.

(c) *Errors; failure to remit correct amount.* If an individual who owes taxes fails to remit an amount equal to or in excess of the total of the actual tax due, after error corrections, and the amount designated on the return for the Badger Chapter:

1. The department shall reduce the designation for the Badger Chapter to reflect the amount remitted in excess of the actual tax due, after error corrections, if the individual remitted an amount in excess of the actual tax due, after error corrections, but less than the total of the actual tax due, after error corrections, and the amount originally designated on the return for the Badger Chapter.

2. The designation for the Badger Chapter is void if the individual remitted an amount equal to or less than the actual tax due, after error corrections.

(d) *Errors; insufficient refund.* If an individual is owed a refund that does not equal or exceed the amount designated on the return for the Badger Chapter, after crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error corrections, the department shall reduce the designation for the Badger Chapter to reflect the actual amount of the refund that the individual is otherwise owed, after crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error corrections.

(e) *Conditions.* If an individual places any conditions on a designation for the Badger Chapter, the designation is void.

(f) *Void designation.* If a designation for the Badger Chapter is void, the department shall disregard the designation and determine amounts due, owed, refunded, and received without regard to the void designation.

(g) *Tax return.* The secretary of revenue shall provide a place for the designations under this subsection on the individual income tax return.

(h) *Certification of amounts.* Annually, on or before September 15, the secretary of revenue shall certify to the department of health services, the department of administration, and the state treasurer all of the following:

1. The total amount of the administrative costs, including data processing costs, incurred by the department in administering this subsection during the previous fiscal year.

2. The total amount received from all designations for the Badger Chapter made by taxpayers during the previous fiscal year.

3. The net amount remaining after the administrative costs, including data processing costs, under subd. 1. are subtracted from the total received under subd. 2.

(i) *Appropriations.* From the moneys received from designations for the Badger Chapter, an amount equal to the sum of administrative expenses, including data processing costs, certified under par. (h) 1. shall be deposited in the general fund and credited to the appropriation account under s. 20.566 (1) (hp), and the net amount remaining that is certified under par. (h) 3. shall be credited to the appropriation under s. 20.435 (1) (gd).

(j) *Amounts subject to refund.* Amounts designated for the Badger Chapter under this subsection are not subject to refund to the taxpayer unless the taxpayer submits information to the satisfaction of the department, within 18 months after the date on which the taxes are due or the date on which the return is filed, whichever is later, that the amount designated is clearly in error. Any refund granted by the department under this paragraph shall be deducted from the moneys received under this subsection in the fiscal year for which the refund is certified.

SECTION 1889n. 71.21 (4) of the statutes is amended to read:

71.21 **(4)** Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and (8r) and passed through to partners shall be added to the partnership's income.

SECTION 1889p. 71.22 (4) (u) of the statutes is amended to read:

71.22 **(4)** (u) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after December 31, 2007, and before January 1, 2009, means the federal Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99−514 and section 1008 (g) (5) of P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2007, do not apply to this paragraph with respect to taxable years beginning after December 31, 2007, and before January 1, 2009, except that changes to the Internal Revenue Code made

by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1890. 71.22 (4) (um) of the statutes is amended to read:

71.22 **(4)** (um) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after December 31, 2008, and before January 1, 2011, means the federal Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280~~, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351,~~ as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99−514 and section 1008 (g) (5) of P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280~~, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2008, do not apply to this paragraph with respect to taxable years beginning after December 31, 2008, and before January 1, 2011, except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and changes that indirectly affect the provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L.

111−240, and P.L. 111−325, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1890d. 71.22 (4) (un) of the statutes is created to read:

71.22 **(4)** (un) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after December 31, 2010, means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−140, sections 2, 3, and 5 of P.L. 110−142, P.L. 110−166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−185, P.L. 110−234, section 301 of P.L. 110−245, P.L. 110−246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, sections 3071, 3081, and 3082 of P.L. 110−289, section 9 (e) of P.L. 110−317, P.L. 110−343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 111−5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 201 of P.L. 111−147, P.L. 111−148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, P.L. 111−152, except section 1407 of P.L. 111−152, P.L. 111−203, except section 1601 of P.L. 111−203, P.L. 111−226, except sections 215 and 217 of P.L. 111−226, P.L. 111−240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−312, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99−514 and section 1008 (g) (5) of P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−245, excluding section 301 of P.L. 110−245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, P.L. 110−289, excluding sections 3071, 3081, and 3082 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109−222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172,

excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, sections 110 and 113 of P.L. 110−245, sections 15312, 15313, 15314, and 15342 of P.L. 110−246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110−343, section 14 of P.L. 111−92, sections 531, 532, and 533 of P.L. 111−147, sections 10908 and 10909 of P.L. 111−148, and section 2043 of P.L. 111−240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010.

SECTION 1890n. 71.22 (4m) (s) of the statutes is amended to read:

71.22 **(4m)** (s) For taxable years that begin after December 31, 2007, and before January 1, 2009, "Internal Revenue Code," for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227,and P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2007, do not apply to this paragraph with respect to taxable years beginning after December 31, 2007, and before January 1, 2009, except that changes to the Internal Revenue Code made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1891. 71.22 (4m) (sm) of the statutes is amended to read:

71.22 **(4m)** (sm) For taxable years that begin after December 31, 2008, and before January 1, 2011, "Internal Revenue Code," for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and

110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280,~~ P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351,~~ as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, and P.L. 109−280, ~~excluding section 844 of P.L. 109−280,~~ P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2008, do not apply to this paragraph with respect to taxable years beginning after December 31, 2008, and before January 1, 2011, except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and changes that indirectly affect the provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1891d. 71.22 (4m) (sn) of the statutes is created to read:

71.22 **(4m)** (sn) For taxable years that begin after December 31, 2010, "Internal Revenue Code," for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as

it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−140, sections 2, 3, and 5 of P.L. 110−142, P.L. 110−166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−185, P.L. 110−234, section 301 of P.L. 110−245, P.L. 110−246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, sections 3071, 3081, and 3082 of P.L. 110−289, section 9 (e) of P.L. 110−317, P.L. 110−343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 111−5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 201 of P.L. 111−147, P.L. 111−148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, P.L. 111−152, except section 1407 of P.L. 111−152, P.L. 111−203, except section 1601 of P.L. 111−203, P.L. 111−226, except sections 215 and 217 of P.L. 111−226, P.L. 111−240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−312, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−245, excluding section 301 of P.L. 110−245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, P.L. 110−289, excluding sections 3071, 3081, and 3082 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109−222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, sections 110 and 113 of P.L. 110−245, sections 15312, 15313, 15314, and 15342 of P.L. 110−246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110−343, section 14 of P.L. 111−92, sections 531, 532, and 533 of P.L. 111−147, sections 10908 and 10909 of P.L. 111−148, and section 2043 of P.L. 111−240 do not apply for taxable years beginning before January 1, 2011. Amendments to the Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010.

SECTION 1892. 71.255 (2m) (d) of the statutes is amended to read:

71.255 **(2m)** (d) The department ~~shall~~ may not disregard the tax effect of an election under this subsection, or disallow the election, with respect to any controlled group member or members for any year of the election period~~, if the department determines that the election has the effect of tax avoidance~~.

SECTION 1893. 71.255 (6) (a) of the statutes is amended to read:

71.255 **(6)** (a) Except as provided in pars. (b), (bm), and (c) no tax credit, Wisconsin net business loss carry−

forward, or other post−apportionment deduction earned by one member of the combined group, but not fully used by or allowed to that member, may be used in whole or in part by another member of the combined group or applied in whole or in part against the total income of the combined group. A member of a combined group may use a carry−forward of a credit, Wisconsin net business loss carry−forward, or other post−apportionment deduction otherwise allowable under s. 71.26 or 71.45, that was incurred by that same member in a taxable year beginning before January 1, 2009.

SECTION 1894d. 71.255 (6) (bm) of the statutes is created to read:

71.255 **(6)** (bm) 1. In this paragraph, "pre−2009 net business loss carry−forward" means a corporation's total net Wisconsin business loss carry−forward computed under s. 71.26 (4) or 71.45 (4) as of the beginning of its first taxable year that begins after December 31, 2008, but not used by the corporation in any taxable year beginning before January 1, 2012.

2. Starting with the first taxable year beginning after December 31, 2011, and for each of the 19 subsequent taxable years, and subject to the limitations provided under s. 71.26 (3) (n), for each taxable year that a corporation that is a member of a combined group has pre−2009 net business loss carry−forward, the corporation may, after using the pre−2009 net business loss carry−forward to offset its own income for the taxable year, and after using shareable losses to offset its own income for the taxable year, as provided under par. (b) 1., use up to 5 percent of the remaining pre−2009 net business loss carry−forward, until used or expired, to offset the Wisconsin income of all other members of the combined group on a proportionate basis, to the extent such income is attributable to the unitary business. If the full 5 percent of such pre−2009 net business loss carry−forward cannot be fully used to offset the Wisconsin income of all other members of the combined group, the remainder may be added to the portion that may offset the Wisconsin income of all other members of the combined group in a subsequent year, until it is completely used or expired, except that unused pre−2009 net business loss carry−forwards may not be used in any taxable year that begins after December 31, 2031.

Vetoed In Part

3. Unless otherwise provided by the department by rule, if the corporation may no longer be included in the combined group, as determined under this section, the corporation's pre−2009 net business loss carry−forward shall be available only to that corporation.

4. The department shall promulgate rules to administer this paragraph.

SECTION 1894r. 71.26 (1) (b) of the statutes is amended to read:

71.26 **(1)** (b) *Political units.* Income received by the United States, the state and all counties, cities, villages, towns, school districts, technical college districts, joint local water authorities created under s. 66.0823, ~~transit authorities created under s. 59.58 (7) or 66.1039,~~ long−term care districts under s. 46.2895 or other political units of this state.

SECTION 1895r. 71.26 (1m) (j) of the statutes is repealed.

SECTION 1896d. 71.26 (1m) (m) of the statutes is created to read:

71.26 **(1m)** (m) Those issued by the Wisconsin Housing and Economic Development Authority to provide loans to a public affairs network under s. 234.75 (4).

SECTION 1896f. 71.26 (2) (a) 4. of the statutes, as affected by 2011 Wisconsin Act 3, is amended to read:

71.26 **(2)** (a) 4. Plus the amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), (8r), and (9s) and not passed through by a partnership, limited liability company, or tax−option corporation that has added that amount to the partnership's, limited liability company's, or tax−option corporation's income under s. 71.21 (4) or 71.34 (1k) (g).

SECTION 1896n. 71.26 (2) (b) 21. of the statutes is amended to read:

71.26 **(2)** (b) 21. For taxable years that begin after December 31, 2007, and before January 1, 2009, for a corporation, conduit, or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust, or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected in the provisions

applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit, or trust as determined under the Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the

Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2007, do not apply to this subdivision with respect to taxable years that begin after December 31, 2007, and before January 1, 2009, except that changes to the Internal Revenue Code made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1897. 71.26 (2) (b) 22. of the statutes is amended to read:

71.26 **(2)** (b) 22. For taxable years that begin after December 31, 2008, and before January 1, 2011, for a corporation, conduit, or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust, or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329,

1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280~~, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351~~, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280~~, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit, or trust as determined under the Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280~~, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351~~, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L.

107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280,~~ P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280,~~ P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351,~~ as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280,~~ P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L.

111–325, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2008, do not apply to this subdivision with respect to taxable years that begin after December 31, 2008, and before January 1, 2011, except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and changes that indirectly affect the provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1897d. 71.26 (2) (b) 23. of the statutes is created to read:

71.26 **(2)** (b) 23. For taxable years that begin after December 31, 2010, for a corporation, conduit, or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust, or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,

1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit, or trust as determined under the Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−140, sections 2, 3, and 5 of P.L. 110−142, P.L. 110−166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−185, P.L. 110−234, section 301 of P.L. 110−245, P.L. 110−246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, sections 3071, 3081, and 3082 of P.L. 110−289, section 9 (e) of P.L. 110−317, P.L. 110−343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 111−5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 201 of P.L. 111−147, P.L. 111−148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, P.L. 111−152, except section 1407 of P.L. 111−152, P.L. 111−203, except section 1601 of P.L. 111−203, P.L. 111−226, except sections 215 and 217 of P.L. 111−226, P.L. 111−240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−312, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−245, excluding section 301 of P.L. 110−245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, P.L. 110−289, excluding sections 3071, 3081, and 3082 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the

appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−140, sections 2, 3, and 5 of P.L. 110−142, P.L. 110−166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−185, P.L. 110−234, section 301 of P.L. 110−245, P.L. 110−246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, sections 3071, 3081, and 3082 of P.L. 110−289, section 9 (e) of P.L. 110−317, P.L. 110−343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 111−5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 201 of P.L. 111−147, P.L. 111−148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, P.L. 111−152, except section 1407 of P.L. 111−152, P.L. 111−203, except section 1601 of P.L. 111−203, P.L. 111−226, except sections 215 and 217 of P.L. 111−226, P.L. 111−240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−312, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−245, excluding section 301 of P.L. 110−245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, P.L. 110−289, excluding sections 3071, 3081, and 3082 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325, applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109−222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, sections 110 and 113 of P.L. 110−245, sections 15312, 15313, 15314, and 15342 of P.L. 110−246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, and 211 of division B and section 504 of division C

of P.L. 110−343, section 14 of P.L. 111−92, sections 531, 532, and 533 of P.L. 111−147, sections 10908 and 10909 of P.L. 111−148, and section 2043 of P.L. 111−240 do not apply for taxable years beginning before January 1, 2011. Amendments to the Internal Revenue Code enacted after December 31, 2010, do not apply to this subdivision with respect to taxable years that begin after December 31, 2010.

SECTION 1897r. 71.26 (4) of the statutes is renumbered 71.26 (4) (a) and amended to read:

71.26 **(4)** (a) ~~A~~ Except as provided in par. (b), a corporation, except a tax−option corporation or an insurer to which s. 71.45 (4) applies, may offset against its Wisconsin net business income any Wisconsin net business loss sustained in any of the next 15 preceding taxable years, if the corporation was subject to taxation under this chapter in the taxable year in which the loss was sustained, to the extent not offset by other items of Wisconsin income in the loss year and by Wisconsin net business income of any year between the loss year and the taxable year for which an offset is claimed. For purposes of this subsection Wisconsin net business income or loss shall consist of all the income attributable to the operation of a trade or business in this state, less the business expenses allowed as deductions in computing net income. The Wisconsin net business income or loss of corporations engaged in business within and without the state shall be determined under s. 71.25 (6) and (10) to (12). Nonapportionable losses having a Wisconsin situs under s. 71.25 (5) (b) shall be included in Wisconsin net business loss; and nonapportionable income having a Wisconsin situs under s. 71.25 (5) (b), whether taxable or exempt, shall be included in other items of Wisconsin income and Wisconsin net business income for purposes of this subsection.

SECTION 1897s. 71.26 (4) (b) of the statutes is created to read:

71.26 **(4)** (b) A corporation that is part of a combined group under s. 71.255 may offset against its Wisconsin net business income any unused pre−2009 net business loss carry−forward under s. 71.255 (6) (bm) for the 20 taxable years that begin after December 31, 2011.

SECTION 1898. 71.28 (1dd) (b) of the statutes is amended to read:

71.28 **(1dd)** (b) Except as provided in s. 73.03 (35), for any taxable year for which that person is certified under s. 560.765 (3), 2009 stats., and begins business operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, entitled under s. 560.795 (3) (a), 2009 stats., and begins business operations in a zone under s. 560.795, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified or entitled a person may credit against taxes otherwise due under this subchapter employment−related day care expenses, up to $1,200 for each qualifying individual.

SECTION 1899. 71.28 (1dd) (e) of the statutes is amended to read:

71.28 **(1dd)** (e) The credit under this subsection, as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A credit under this subsection may be credited using expenses incurred by a claimant on July 29, 1995.

SECTION 1900. 71.28 (1de) (a) (intro.) of the statutes is amended to read:

71.28 **(1de)** (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year for which a person is certified under s. 560.765 (3), 2009 stats., and begins business operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, entitled under s. 560.795 (3) (a), 2009 stats., and begins business operations in a zone under s. 560.795, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified or entitled the person may claim as a credit against taxes otherwise due under this subchapter an amount equal to 7.5% of the amount that the person expends to remove or contain environmental pollution, as defined in s. 299.01 (4), in the zone or to restore soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in the zone if the person fulfills all of the following requirements:

SECTION 1901. 71.28 (1de) (a) 1. of the statutes is amended to read:

71.28 **(1de)** (a) 1. Begins the work, other than planning and investigating, for which the credit is claimed after the area that includes the site where the work is done is designated a development zone under s. 560.71, 2009 stats., a development opportunity zone under s. 560.795, 2009 stats., or an enterprise development zone under s. 560.797, 2009 stats., and after the claimant is certified under s. 560.765 (3), 2009 stats., entitled under s. 560.795 (3) (a), 2009 stats., or certified under s. 560.797 (4) (a), 2009 stats.

SECTION 1902. 71.28 (1de) (d) of the statutes is amended to read:

71.28 **(1de)** (d) The credit under this subsection, as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A credit under this subsection may be credited using expenses incurred by a claimant on July 29, 1995.

SECTION 1903. 71.28 (1di) (a) (intro.) of the statutes is amended to read:

71.28 **(1di)** (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35), for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits, any person may claim as a

credit against taxes otherwise due under this chapter 2.5% of the purchase price of depreciable, tangible personal property, or 1.75% of the purchase price of depreciable, tangible personal property that is expensed under section 179 of the internal revenue code for purposes of the taxes under this chapter, except that:

SECTION 1904. 71.28 (1di) (a) 1. of the statutes is amended to read:

71.28 **(1di)** (a) 1. The investment must be in property that is purchased after the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that is used for at least 50% of its use in the conduct of the person's business operations at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the property is mobile, the base of operations of the property for at least 50% of its use must be a location in a development zone.

SECTION 1905. 71.28 (1di) (b) 2. of the statutes is amended to read:

71.28 **(1di)** (b) 2. If the claimant is located on an Indian reservation, as defined in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1), 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit under this subsection exceeds the taxes otherwise due under this chapter on or measured by the claimant's income, the amount of the credit not used as an offset against those taxes shall be certified to the department of administration for payment to the claimant by check, share draft or other draft.

SECTION 1906. 71.28 (1di) (b) 3. of the statutes is amended to read:

71.28 **(1di)** (b) 3. Partnerships, limited liability companies and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners or members. The corporation, partnership or limited liability company shall compute the amount of the credit that may be claimed by each of its shareholders, partners or members and shall provide that information to each of its shareholders, partners or members. Partners, members of limited liability companies and shareholders of tax−option corporations may claim the credit based on the partnership's, company's or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income from the partnership's, company's or corporation's business operations in the development zone; except that partners, members, and shareholders in a development zone under s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income from all of the partnership's, company's, or corporation's business operations; and against the tax attributable to their income from the partnership's, company's or corporation's directly related business operations.

SECTION 1907. 71.28 (1di) (d) 1. of the statutes is amended to read:

71.28 **(1di)** (d) 1. A copy of a verification from the department of commerce that the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

SECTION 1908. 71.28 (1di) (f) of the statutes is amended to read:

71.28 **(1di)** (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits becomes ineligible for such tax benefits, that person may claim no credits under this subsection for the taxable year that includes the day on which the person becomes ineligible for tax benefits or succeeding taxable years and that person may carry over no unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which the person becomes ineligible for tax benefits or succeeding taxable years.

SECTION 1909. 71.28 (1di) (g) of the statutes is amended to read:

71.28 **(1di)** (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 1910. 71.28 (1di) (i) of the statutes is amended to read:

71.28 **(1di)** (i) The development zones credit under this subsection, as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a development opportunity zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity zone credit under this paragraph may be calculated using expenses incurred by a claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the area in which the claimant conducts economic activity.

SECTION 1911. 71.28 (1dj) (am) (intro.) of the statutes is amended to read:

71.28 **(1dj)** (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this chapter an amount calculated as follows:

SECTION 1912. 71.28 (1dj) (am) 4. a. of the statutes is amended to read:

71.28 **(1dj)** (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, modify "qualified wages" as defined in section 51 (b) of the internal revenue code to exclude wages paid before the claimant is certified for tax benefits and to exclude wages that are paid to employees for work at any location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes of this subd. 4. a., mobile employees work at their base of operations and leased or rented employees work at the location where they perform services.

SECTION 1913. 71.28 (1dj) (am) 4. b. of the statutes is amended to read:

71.28 **(1dj)** (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits after December 31, 1991, modify "qualified wages" as defined in section 51 (b) of the internal revenue code to exclude wages paid before the claimant is certified for tax benefits and to exclude wages that are paid to employees for work at any location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes of this subd. 4. b., mobile employees and leased or rented employees work at their base of operations.

SECTION 1914. 71.28 (1dj) (am) 4c. of the statutes is amended to read:

71.28 **(1dj)** (am) 4c. Modify the rule for ineligible individuals under section 51 (i) (1) of the internal revenue code to allow credit for the wages of related individuals paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in s. 71.07 (2di) (b) 2., if the Indian business or tribal enterprise is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

SECTION 1915. 71.28 (1dj) (am) 4t. of the statutes is amended to read:

71.28 **(1dj)** (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that for leased or rented employees, except employees of a leasing agency certified for tax benefits who perform services directly for the agency in a development zone, the minimum employment periods apply to the time that they perform services in a development zone for a single lessee or renter, not to their employment by the leasing agency.

SECTION 1916. 71.28 (1dj) (e) 1. of the statutes is amended to read:

71.28 **(1dj)** (e) 1. A copy of the claimant's certification for tax benefits under s. 560.765 (3), 2009 stats.

SECTION 1917. 71.28 (1dj) (e) 3. a. of the statutes is amended to read:

71.28 **(1dj)** (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, a statement from the department of commerce verifying the amount of qualifying wages and verifying that the employees were hired for work only in a development zone or are mobile employees whose base of operations is in a development zone.

SECTION 1918. 71.28 (1dj) (e) 3. b. of the statutes is amended to read:

71.28 **(1dj)** (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits after December 31, 1991, a statement from the department of commerce verifying the amount of qualifying wages and verifying that the employees were hired for work only in a development zone or are mobile employees or leased or rented employees whose base of operations is in a development zone.

SECTION 1919. 71.28 (1dj) (i) of the statutes is amended to read:

71.28 **(1dj)** (i) The development zones credit under this subsection, as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a development opportunity zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity zone credit under this paragraph may be calculated using expenses incurred by a claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the area in which the claimant conducts economic activity.

SECTION 1920. 71.28 (1dL) (a) of the statutes is amended to read:

71.28 **(1dL)** (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this subchapter an amount equal to 2.5% of the amount expended by that person to acquire, construct, rehabilitate or repair real property in a development zone under subch. VI of ch. 560, 2009 stats.

SECTION 1921. 71.28 (1dL) (ag) of the statutes is amended to read:

71.28 **(1dL)** (ag) If the credit under par. (a) is claimed for an amount expended to construct, rehabilitate, remodel or repair property, the claimant must have begun the physical work of construction, rehabilitation, remodeling or repair, or any demolition or destruction in preparation for the physical work, after the place where the property is located was designated a development zone under s. 560.71, 2009 stats., and the completed project must be placed in service after the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, "physical work" does not include preliminary activities such as planning, designing, securing financing, researching, developing specifications or stabilizing the property to prevent deterioration.

SECTION 1922. 71.28 (1dL) (ar) of the statutes is amended to read:

71.28 **(1dL)** (ar) If the credit under par. (a) is claimed for an amount expended to acquire property, the property must have been acquired by the claimant after the place where the property is located was designated a development zone under s. 560.71, 2009 stats., and the completed project must be placed in service after the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the property must not have been previously owned by the claimant or a related person during the 2 years prior to the designation of the development zone under s. 560.71, 2009 stats. No credit is allowed for an amount expended to acquire property until the property, either in its original state as acquired by the claimant or as subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

SECTION 1923. 71.28 (1dL) (bm) of the statutes is amended to read:

71.28 **(1dL)** (bm) In calculating the credit under par. (a) a claimant shall reduce the amount expended to acquire property by a percentage equal to the percentage of the area of the real property not used for the purposes for which the claimant is certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the amount expended for other purposes by the amount expended on the part of the property not used for the purposes for which the claimant is certified to claim tax benefits under s. 560.765 (3), 2009 stats.

SECTION 1924. 71.28 (1dL) (c) of the statutes is amended to read:

71.28 **(1dL)** (c) If the claimant is located on an Indian reservation, as defined in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1), 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit under par. (a) exceeds the taxes otherwise due under this chapter on or measured by the claimant's income, the amount of the credit not used as an offset against those taxes shall be certified to the department of administration for payment to the claimant by check, share draft or other draft.

SECTION 1925. 71.28 (1dL) (i) of the statutes is amended to read:

71.28 **(1dL)** (i) The development zones credit under this subsection, as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a development opportunity zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity zone credit under this paragraph may be calculated using expenses incurred by a claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the area in which the claimant conducts economic activity.

SECTION 1926. 71.28 (1dm) (a) 1. of the statutes is amended to read:

71.28 **(1dm)** (a) 1. "Certified" means entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., s. or 560.7995 (4), 2009 stats.

SECTION 1927. 71.28 (1dm) (a) 3. of the statutes is amended to read:

71.28 **(1dm)** (a) 3. "Development zone" means a development opportunity zone under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s. 560.7995, 2009 stats.

SECTION 1928. 71.28 (1dm) (a) 4. of the statutes is amended to read:

71.28 **(1dm)** (a) 4. "Previously owned property" means real property that the claimant or a related person owned during the 2 years prior to the department of commerce or the Wisconsin Economic Development Corporation designating the place where the property is located as a development zone and for which the claimant may not deduct a loss from the sale of the property to, or an exchange of the property with, the related person under section 267 of the Internal Revenue Code, except that section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns any part of the property, rather than 50% ownership, the claimant is subject to section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

SECTION 1929. 71.28 (1dm) (f) 1. of the statutes is amended to read:

71.28 **(1dm)** (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~ that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 1930. 71.28 (1dm) (f) 2. of the statutes is amended to read:

71.28 **(1dm)** (f) 2. A statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the purchase price of the investment and verifying that the investment fulfills the requirements under par. (b).

SECTION 1931. 71.28 (1dm) (i) of the statutes is amended to read:

71.28 **(1dm)** (i) Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners, or members. The corporation, partnership, or limited liability company shall compute the amount of credit that may be claimed by each of its shareholders,

partners, or members and provide that information to its shareholders, partners, or members. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit based on the partnership's, company's, or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income from the partnership's, company's, or corporation's business operations in the development zone; except that partners, members, and shareholders in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income.

SECTION 1932. 71.28 (1dm) (j) of the statutes is amended to read:

71.28 **(1dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits becomes ineligible for such tax benefits, or if a person's certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is revoked, that person may claim no credits under this subsection for the taxable year that includes the day on which the person becomes ineligible for tax benefits, the taxable year that includes the day on which the certification is revoked, or succeeding taxable years, and that person may carry over no unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which the person becomes ineligible for tax benefits, the taxable year that includes the day on which the certification is revoked, or succeeding taxable years.

SECTION 1933. 71.28 (1dm) (k) of the statutes is amended to read:

71.28 **(1dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5), 239.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 1934. 71.28 (1ds) (a) 1. of the statutes is amended to read:

71.28 **(1ds)** (a) 1. "Development zone" means a zone designated under s. 560.71, 2009 stats.

SECTION 1935. 71.28 (1ds) (b) of the statutes is amended to read:

71.28 **(1ds)** (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases and rentals of eligible property. Partnerships, limited liability companies and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, that credit shall be determined on the basis of their economic activity, not that of their partners, members or shareholders. The partnership, limited liability company or corporation shall compute the amount of credit that may be claimed by each of its partners, members or shareholders and shall provide that information to its partners, members or shareholders. Partners, members of limited liability companies and shareholders of tax−option corporations may claim the credit based on the partnership's, company's or corporation's activities in proportion to their ownership interest.

SECTION 1936. 71.28 (1ds) (d) 1. of the statutes is amended to read:

71.28 **(1ds)** (d) 1. A copy of the claimant's certification for tax benefits under s. 560.765 (3), 2009 stats.

SECTION 1937. 71.28 (1ds) (i) of the statutes is amended to read:

71.28 **(1ds)** (i) The development zones credit under this subsection, as it applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a development opportunity zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity zone credit under this paragraph may be calculated using expenses incurred by a claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the area in which the claimant conducts economic activity.

SECTION 1938. 71.28 (1dx) (a) 2. of the statutes is amended to read:

71.28 **(1dx)** (a) 2. "Development zone" means a development zone under s. 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or s. 560.795, 2009 stats., an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s. 560.7995, 2009 stats.

SECTION 1940. 71.28 (1dx) (b) (intro.) of the statutes is amended to read:

71.28 **(1dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against the

taxes otherwise due under this chapter the following amounts:

SECTION 1941. 71.28 (1dx) (b) 2. of the statutes is amended to read:

71.28 **(1dx)** (b) 2. The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full−time jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1942. 71.28 (1dx) (b) 3. of the statutes is amended to read:

71.28 **(1dx)** (b) 3. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1943. 71.28 (1dx) (b) 4. of the statutes is amended to read:

71.28 **(1dx)** (b) 4. The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1944. 71.28 (1dx) (b) 5. of the statutes is amended to read:

71.28 **(1dx)** (b) 5. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 1945. 71.28 (1dx) (be) of the statutes is amended to read:

71.28 **(1dx)** (be) *Offset.* A claimant in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this subsection, including any credits carried over, against the amount of the tax otherwise due under this subchapter attributable to all of the claimant's income and against the tax attributable to income from directly related business operations of the claimant.

SECTION 1946. 71.28 (1dx) (bg) of the statutes is amended to read:

71.28 **(1dx)** (bg) *Other entities.* For claimants in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners, or members. The corporation, partnership, or company shall compute the amount of the credit that may be claimed by each of its shareholders, partners, or members and shall provide that information to each of its shareholders, partners, or members. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit based on the partnership's, company's, or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income.

SECTION 1947. 71.28 (1dx) (c) of the statutes is amended to read:

71.28 **(1dx)** (c) *Credit precluded.* If the certification of a person for tax benefits under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this subsection for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the person becomes ineligible for tax benefits; or succeeding taxable years and that person may not carry over unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the person becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 1948. 71.28 (1dx) (d) of the statutes is amended to read:

71.28 **(1dx)** (d) *Carry−over precluded.* If a person who is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 1949. 71.28 (1dy) (a) of the statutes is amended to read:

71.28 **(1dy)** (a) *Definition.* In this subsection, "claimant" means a person who files a claim under this

subsection and is certified under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats.

SECTION 1950. 71.28 (1dy) (b) of the statutes is amended to read:

71.28 **(1dy)** (b) *Filing claims.* Subject to the limitations under this subsection and ss. 238.301 to 238.306 or s. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.23, up to the amount of the tax, the amount authorized for the claimant under s. 238.303 or s. 560.703, 2009 stats.

SECTION 1951. 71.28 (1dy) (c) 1. of the statutes is amended to read:

71.28 **(1dy)** (c) 1. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

SECTION 1952. 71.28 (1dy) (c) 2. of the statutes is amended to read:

71.28 **(1dy)** (c) 2. Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, the credit are based on their authorization to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

SECTION 1953. 71.28 (1dy) (d) 2. of the statutes is amended to read:

71.28 **(1dy)** (d) 2. If a claimant's certification is revoked under s. 238.305 or s. 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s. 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this subsection for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the claimant becomes ineligible for tax benefits; or succeeding taxable years and the claimant may not carry over unused credits from previous years to offset the tax imposed under s. 71.23 for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the claimant becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 1954. 71.28 (3g) (a) (intro.) of the statutes is amended to read:

71.28 **(3g)** (a) (intro.) Subject to the limitations under this subsection and ss. 73.03 (35m) and 238.23 and s. 560.96, 2009 stats., a business that is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes imposed under s. 71.23 an amount equal to the sum of the following, as established under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats.:

SECTION 1955. 71.28 (3g) (b) of the statutes is amended to read:

71.28 **(3g)** (b) The department of revenue shall notify the department of commerce or the Wisconsin Economic Development Corporation of all claims under this subsection.

SECTION 1956. 71.28 (3g) (e) 2. of the statutes is amended to read:

71.28 **(3g)** (e) 2. The investments that relate to the amount described under par. (a) 2. for which a claimant makes a claim under this subsection must be retained for use in the technology zone for the period during which the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

SECTION 1957. 71.28 (3g) (f) 1. of the statutes is amended to read:

71.28 **(3g)** (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~ that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats., and that the business ~~and the department of commerce have~~ has entered into an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

SECTION 1958. 71.28 (3g) (f) 2. of the statutes is amended to read:

71.28 **(3g)** (f) 2. A statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the purchase price of the investment described under par. (a) 2. and verifying that the investment fulfills the requirement under par. (e) 2.

SECTION 1959. 71.28 (3p) (b) of the statutes is amended to read:

71.28 **(3p)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5., for taxable years beginning after December 31, 2006, and before January 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for dairy manufacturing modernization or expansion related to the claimant's dairy manufacturing operation.

SECTION 1959d. 71.28 (3p) (c) 2. of the statutes is amended to read:

71.28 **(3p)** (c) 2. The aggregate amount of credits that a claimant may claim under this subsection is $200,000 for each of the claimant's dairy manufacturing facilities.

SECTION 1960. 71.28 (3p) (c) 2m. a. of the statutes is amended to read:

71.28 **(3p)** (c) 2m. a. The maximum amount of the credits that may be claimed under this subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2007−08 is $600,000, as allocated under s. 560.207, 2009 stats.

SECTION 1961. 71.28 (3p) (c) 2m. b. of the statutes is amended to read:

71.28 **(3p)** (c) 2m. b. The maximum amount of the credits that may be claimed by all claimants, other than members of dairy cooperatives, under this subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2008−09, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

SECTION 1962. 71.28 (3p) (c) 2m. bm. of the statutes is amended to read:

71.28 **(3p)** (c) 2m. bm. The maximum amount of the credits that may be claimed by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2009−10 is $600,000, as allocated under s. 560.207, 2009 stats., and the maximum amount of the credits that may be claimed by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2010−11, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

SECTION 1963d. 71.28 (3p) (c) 4. of the statutes is amended to read:

71.28 **(3p)** (c) 4. If 2 or more persons own and operate ~~the~~ a dairy manufacturing ~~operation~~ facility, each person may claim a credit under par. (b) in proportion to his or her ownership interest, except that the aggregate amount of the credits claimed by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall not exceed $200,000.

SECTION 1964. 71.28 (3p) (c) 6. of the statutes is amended to read:

71.28 **(3p)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

SECTION 1965. 71.28 (3q) (a) 1. of the statutes is amended to read:

71.28 **(3q)** (a) 1. "Claimant" means a person certified to receive tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

SECTION 1966. 71.28 (3q) (a) 2. of the statutes is amended to read:

71.28 **(3q)** (a) 2. "Eligible employee" means, for taxable years beginning before January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for taxable years beginning after December 31, 2010, an eligible employee under s. 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

SECTION 1967. 71.28 (3q) (b) (intro.) of the statutes is amended to read:

71.28 **(3q)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after December 31, 2009, a claimant may claim as a credit against the taxes imposed under s. 71.23 any of the following:

SECTION 1968. 71.28 (3q) (b) 1. of the statutes is amended to read:

71.28 **(3q)** (b) 1. The amount of wages that the claimant paid to an eligible employee in the taxable year, not to exceed 10 percent of such wages, as determined ~~by the department of commerce~~ under s. 238.16 or s. 560.2055, 2009 stats.

SECTION 1969. 71.28 (3q) (b) 2. of the statutes is amended to read:

71.28 **(3q)** (b) 2. The amount of the costs incurred by the claimant in the taxable year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

SECTION 1970. 71.28 (3q) (c) 2. of the statutes is amended to read:

71.28 **(3q)** (c) 2. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

SECTION 1971. 71.28 (3q) (c) 3. of the statutes is amended to read:

71.28 **(3q)** (c) 3. The maximum amount of credits that may be awarded under this subsection and ss. 71.07 (3q) and 71.47 (3q) for the period beginning on January 1, 2010, and ending on June 30, 2013, is $14,500,000, not including the amount of any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

SECTION 1972. 71.28 (3r) (b) of the statutes is amended to read:

71.28 **(3r)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after December 31, 2008, and before January 1, 2017, a claimant may claim as a credit against the taxes imposed under s. 71.23, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for meat processing modernization or expansion related to the claimant's meat processing operation.

SECTION 1973. 71.28 (3r) (c) 3. a. of the statutes is amended to read:

71.28 **(3r)** (c) 3. a. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3r) and 71.47 (3r) in fiscal year 2009−10 is $300,000, as allocated under s. 560.208, 2009 stats.

SECTION 1974. 71.28 (3r) (c) 3. b. of the statutes is amended to read:

71.28 **(3r)** (c) 3. b. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3r) and 71.47 (3r) in fiscal year 2010−11, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.545 or s. 560.208, 2009 stats.

SECTION 1975. 71.28 (3r) (c) 6. of the statutes is amended to read:

71.28 **(3r)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

SECTION 1976. 71.28 (3rm) (b) of the statutes is amended to read:

71.28 **(3rm)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after December 31, 2009, and before January 1, 2016, a claimant may claim as a credit against the taxes imposed under s. 71.23, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for equipment that is used primarily to harvest or process woody biomass that is used as fuel or as a component of fuel.

SECTION 1977. 71.28 (3rm) (c) 3. of the statutes is amended to read:

71.28 **(3rm)** (c) 3. The maximum amount of the credits that may be claimed under this subsection and ss. 71.07 (3rm) and 71.47 (3rm) is $900,000, as allocated under s. 93.547 or s. 560.209, 2009 stats.

SECTION 1978. 71.28 (3rn) (b) of the statutes is amended to read:

71.28 **(3rn)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. ~~506.2056~~ 93.54 or s. 560.2056, 2009 stats., for taxable years beginning after December 31, 2009, and before January 1, 2017, a claimant may claim as a credit against the tax imposed under s. 71.23, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for food processing or food warehousing modernization or expansion related to the operation of the claimant's food processing plant or food warehouse.

SECTION 1979. 71.28 (3rn) (c) 3. a. of the statutes is amended to read:

71.28 **(3rn)** (c) 3. a. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3rn) and 71.47 (3rn) in fiscal year 2009−10 is $1,000,000, as allocated under s. 560.2056, 2009 stats.

SECTION 1980. 71.28 (3rn) (c) 3. b. of the statutes is amended to read:

71.28 **(3rn)** (c) 3. b. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3rn) and 71.47 (3rn) in fiscal year 2010−11 is $1,200,000, as allocated under s. 560.2056, 2009 stats.

SECTION 1981. 71.28 (3rn) (c) 3. c. of the statutes is amended to read:

71.28 **(3rn)** (c) 3. c. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3rn) and 71.47 (3rn) in fiscal year 2011−12, and in each year thereafter, is $700,000, as allocated under s. 93.54 or s. 560.2056, 2009 stats.

SECTION 1982. 71.28 (3rn) (c) 6. of the statutes is amended to read:

71.28 **(3rn)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

SECTION 1983. 71.28 (3t) (b) of the statutes is amended to read:

71.28 **(3t)** (b) *Credit.* Subject to the limitations provided in this subsection and in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a claimant may claim as a credit, amortized over 15 taxable years starting with the taxable year beginning after December 31, 2007, against the tax imposed under s. 71.23, up to the amount of the tax, an amount equal to the claimant's unused credits under s. 71.28 (3).

SECTION 1984. 71.28 (3t) (c) 1. of the statutes is amended to read:

71.28 **(3t)** (c) 1. No credit may be claimed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's certification by the department of commerce under s. 560.28, 2009 stats., except that, with regard to credits claimed by partners of a partnership, members of a limited liability company, or shareholders of a tax−option corporation, the entity shall provide a copy of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder to submit with his or her return.

SECTION 1985. 71.28 (3w) (a) 2. of the statutes is amended to read:

71.28 **(3w)** (a) 2. "Claimant" means a person who is certified to claim tax benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under this subsection.

SECTION 1986. 71.28 (3w) (a) 3. of the statutes is amended to read:

71.28 **(3w)** (a) 3. "Full−time employee" means a full−time employee, as defined in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

SECTION 1987. 71.28 (3w) (a) 4. of the statutes is amended to read:

71.28 **(3w)** (a) 4. "Enterprise zone" means a zone designated under s. 238.399 or s. 560.799, 2009 stats.

SECTION 1988. 71.28 (3w) (a) 5d. of the statutes is amended to read:

71.28 **(3w)** (a) 5d. "Tier I county or municipality" means a tier I county or municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats.

SECTION 1989. 71.28 (3w) (a) 5e. of the statutes is amended to read:

71.28 **(3w)** (a) 5e. "Tier II county or municipality" means a tier II county or municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats.

SECTION 1990. 71.28 (3w) (b) (intro.) of the statutes is amended to read:

71.28 **(3w)** (b) *Filing claims; payroll.* (intro.) Subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.23 an amount calculated as follows:

SECTION 1991. 71.28 (3w) (b) 5. of the statutes is amended to read:

71.28 **(3w)** (b) 5. Multiply the amount determined under subd. 4. by the percentage determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent.

SECTION 1992. 71.28 (3w) (bm) 1. of the statutes is amended to read:

71.28 **(3w)** (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.23 an amount equal to a percentage, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of the amount the claimant paid in the taxable year to upgrade or improve the job−related skills of any of the claimant's full−time employees, to train any of the claimant's full−time employees on the use of job−related new technologies, or to provide job−related training to any full−time employee whose employment with the claimant represents the employee's first full−time job. This subdivision does not apply to employees who do not work in an enterprise zone.

SECTION 1993. 71.28 (3w) (bm) 2. of the statutes is amended to read:

71.28 **(3w)** (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.23 an amount equal to the percentage, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's full−time employees whose annual wages are greater than $20,000 in a tier I county or municipality, not including the wages paid to the employees determined under par. (b) 1., or greater than $30,000 in a tier II county or municipality, not including the wages paid to the employees determined under par. (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if the total number of such employees is equal to or greater than the total number of such employees in the base year. A claimant may claim a credit under this subdivision for no more than 5 consecutive taxable years.

SECTION 1994. 71.28 (3w) (bm) 3. of the statutes is amended to read:

71.28 **(3w)** (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.23 up to 10 percent of the claimant's significant capital expenditures, as determined ~~by the department of commerce~~ under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

SECTION 1995. 71.28 (3w) (bm) 4. of the statutes is amended to read:

71.28 **(3w)** (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and 3., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant may claim as a credit against the tax imposed under s. 71.23, up to 1 percent of the amount that the claimant paid in the taxable year to purchase tangible personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from Wisconsin vendors, as determined ~~by the department of commerce~~ under s. 238.399 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the credit under this subdivision and subd. 3. for the same expenditures.

SECTION 1996. 71.28 (3w) (c) 3. of the statutes is amended to read:

71.28 **(3w)** (c) 3. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

SECTION 1997. 71.28 (3w) (d) of the statutes is amended to read:

71.28 **(3w)** (d) *Administration.* Subsection (4) (g) and (h), as it applies to the credit under sub. (4), applies to the credit under this subsection. Claimants shall include with their returns a copy of their certification for tax benefits, and a copy of the verification of their expenses, from the department of commerce or the Wisconsin Economic Development Corporation.

SECTION 1998. 71.28 (4) (am) 1. of the statutes is amended to read:

71.28 **(4)** (am) 1. In addition to the credit under par. (ad), any corporation may credit against taxes otherwise due under this chapter an amount equal to 5 percent of the amount obtained by subtracting from the corporation's qualified research expenses, as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses" include only expenses incurred by the claimant in a development zone under subch. II of ch. 238 or subch. VI of ch. 560, 2009 stats., except that a taxpayer may elect the alternative computation under section 41 (c) (4) of the Internal Revenue Code and that election applies until the department permits its revocation and

except that "qualified research expenses" do not include compensation used in computing the credit under sub. (1dj) nor research expenses incurred before the claimant is certified for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, in a development zone, except that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and (dk) and research expenses used in calculating the base amount include research expenses incurred before the claimant is certified for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., in a development zone, if the claimant submits with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., and a statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the claimant's qualified research expenses for research conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to the credit under this subdivision. The rules under sub. (1di) (f) and (g) as they apply to the credit under that subsection apply to claims under this subdivision. Section 41 (h) of the Internal Revenue Code does not apply to the credit under this subdivision.

SECTION 1999. 71.28 (4) (am) 2. of the statutes is amended to read:

71.28 **(4)** (am) 2. The development zones credit under subd. 1., as it applies to a person certified under s. 238.365 (3) or s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a development opportunity zone under s. 238.395 (1) or s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats., subject to the limits under s. 238.395 (2) or s. 560.795 (2), 2009 stats. A development opportunity zone credit under this subdivision may be calculated using expenses incurred by a claimant beginning on the effective date under s. 238.395 (2) (a) or s. 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the area in which the claimant conducts economic activity.

SECTION 2000. 71.28 (5b) (a) 2. of the statutes is amended to read:

71.28 **(5b)** (a) 2. "Fund manager" means an investment fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

SECTION 2001. 71.28 (5b) (b) 1. of the statutes is amended to read:

71.28 **(5b)** (b) 1. For taxable years beginning after December 31, 2004, subject to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009 stats., and except as provided in subd. 2., a claimant may claim as a credit against the tax imposed under s. 71.23, up to the amount of those taxes, 25 percent of the claimant's investment paid to a fund manager that the fund manager invests in a business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

SECTION 2002. 71.28 (5b) (b) 2. of the statutes is amended to read:

71.28 **(5b)** (b) 2. In the case of a partnership, limited liability company, or tax−option corporation, the computation of the 25 percent limitation under subd. 1. shall be determined at the entity level rather than the claimant level and may be allocated among the claimants who make investments in the manner set forth in the entity's organizational documents. The entity shall provide to the department of revenue and to the department of commerce or the Wisconsin Economic Development Corporation the names and tax identification numbers of the claimants, the amounts of the credits allocated to the claimants, and the computation of the allocations.

SECTION 2003. 71.28 (5b) (d) 3. of the statutes is amended to read:

71.28 **(5b)** (d) 3. For ~~calendar years beginning~~ investments made after December 31, 2007, if an investment for which a claimant claims a credit under par. (b) is held by the claimant for less than 3 years, the claimant shall pay to the department, in the manner prescribed by the department, the amount of the credit that the claimant received related to the investment.

SECTION 2004. 71.28 (5f) (a) 1. (intro.) of the statutes is amended to read:

71.28 **(5f)** (a) 1. (intro.) "Accredited production" means a film, video, broadcast advertisement, or television production, as approved by the department of commerce or the department of tourism, for which the aggregate salary and wages included in the cost of the production for the period ending 12 months after the month in which the principal filming or taping of the production begins exceeds $50,000. "Accredited production" also means an electronic game, as approved by the department of commerce or the department of tourism, for which the aggregate salary and wages included in the cost of the production for the period ending 36 months after the month in which the principal programming, filming, or taping of the production begins exceeds $100,000. "Accredited production" does not include any of the following, regardless of the production costs:

SECTION 2005. 71.28 (5f) (a) 3. of the statutes is amended to read:

71.28 **(5f)** (a) 3. "Production expenditures" means any expenditures that are incurred in this state and directly used to produce an accredited production, including expenditures for set construction and operation, wardrobes, make−up, clothing accessories, photography, sound recording, sound synchronization, sound mixing, lighting, editing, film processing, film transferring, special effects, visual effects, renting or leasing facilities or equipment, renting or leasing motor vehicles, food, lodging, and any other similar expenditure as determined by the department of commerce or the department

of tourism. "Production expenditures" do not include salary, wages, or labor−related contract payments.

SECTION 2006. 71.28 (5f) (c) 6. of the statutes is amended to read:

71.28 **(5f)** (c) 6. No credit may be allowed under this subsection unless the claimant files an application with the department of commerce or the department of tourism, at the time and in the manner prescribed by the department of commerce or the department of tourism, and the department of commerce or the department of tourism approves the application. The claimant shall submit a fee with the application in an amount equal to 2 percent of the claimant's budgeted production expenditures or to $5,000, whichever is less. The claimant shall submit a copy of the approved application with the claimant's return.

SECTION 2007. 71.28 (5h) (c) 4. of the statutes is amended to read:

71.28 **(5h)** (c) 4. No claim may be allowed under this subsection unless the department of commerce or the department of tourism certifies, in writing, that the credits claimed under this subsection are for expenses related to establishing or operating a film production company in this state and the claimant submits a copy of the certification with the claimant's return.

SECTION 2008. 71.28 (5i) (c) 1. of the statutes is amended to read:

71.28 **(5i)** (c) 1. The maximum amount of the credits that may be claimed under this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is $10,000,000, as allocated under s. 73.15 or s. 560.204, 2009 stats.

SECTION 2009. 71.28 (5j) (a) 2d. of the statutes is amended to read:

71.28 **(5j)** (a) 2d. "Diesel replacement renewable fuel" includes biodiesel and any other fuel derived from a renewable resource that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel and that the department of commerce or the department of safety and professional services designates by rule as a diesel replacement renewable fuel.

SECTION 2010. 71.28 (5j) (a) 2m. of the statutes is amended to read:

71.28 **(5j)** (a) 2m. "Gasoline replacement renewable fuel" includes ethanol and any other fuel derived from a renewable resource that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel and that the department of commerce or the department of safety and professional services designates by rule as a gasoline replacement renewable fuel.

SECTION 2011. 71.28 (5j) (c) 3. of the statutes is amended to read:

71.28 **(5j)** (c) 3. The department of commerce or the department of safety and professional services shall establish standards to adequately prevent, in the distribution of conventional fuel to an end user, the inadvertent distribution of fuel containing a higher percentage of renewable fuel than the maximum percentage established by the federal environmental protection agency for use in conventionally−fueled engines.

SECTION 2011d. 71.28 (5n) of the statutes is created to read:

71.28 **(5n)** QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means a person who files a claim under this subsection.

2. "Eligible qualified production activities income" means the lesser of the following:

a. Qualified production activities income that derives from property located in this state that is assessed as manufacturing property under s. 70.995 or as agricultural property under s. 70.32 (2) (a) 4.

b. Income that is apportioned to this state under s. 71.25 (5), (6), and (6m).

c. Income that is determined to be taxable in this state under s. 71.255 (2).

3. "Qualified production activities income" means qualified production activities income as defined in 26 USC 199 (c).

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.23, up to the amount of the tax, an amount equal to one of the following percentages of the claimant's eligible qualified production activities income in the taxable year:

1. For taxable years beginning after December 31, 2012, and before January 1, 2014, 1.875 percent.

2. For taxable years beginning after December 31, 2013, and before January 1, 2015, 3.75 percent.

3. For taxable years beginning after December 31, 2014, and before January 1, 2016, 5.526 percent.

4. For taxable years beginning after December 31, 2015, 7.5 percent.

(c) *Limitations.* Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, the credit are based on their share of the income described under par. (b). A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

(d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under sub. (4), applies to the credit under this subsection.

SECTION 2012d. 71.30 (3) (dn) of the statutes is created to read:

71.30 **(3)** (dn) Qualified production activities credit under s. 71.28 (5n).

SECTION 2012n. 71.34 (1g) (u) of the statutes is amended to read:

71.34 **(1g)** (u) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 2007, and before January 1, 2009, means the federal Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99−514 and section 1008 (g) (5) of P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, except that section 1366 (f) (relating to pass−through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2007, do not apply to this paragraph with respect to taxable years beginning after December 31, 2007, and before January 1, 2009, except that changes to the Internal Revenue Code made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2013. 71.34 (1g) (um) of the statutes is amended to read:

71.34 **(1g)** (um) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 2008, and before January 1, 2011, means the federal Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847,

909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280,~~ P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L. 110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351,~~ as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99−514 and section 1008 (g) (5) of P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280,~~ P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, except that section 1366 (f) (relating to pass−through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2008, do not apply to this paragraph with respect to taxable years beginning after December 31, 2008, and before January 1, 2011, except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and changes that indirectly affect the provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2013d. 71.34 (1g) (un) of the statutes is created to read:

71.34 **(1g)** (un) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 2010, means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28,

except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−140, sections 2, 3, and 5 of P.L. 110−142, P.L. 110−166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−185, P.L. 110−234, section 301 of P.L. 110−245, P.L. 110−246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, sections 3071, 3081, and 3082 of P.L. 110−289, section 9 (e) of P.L. 110−317, P.L. 110−343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 111−5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 201 of P.L. 111−147, P.L. 111−148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, P.L. 111−152, except section 1407 of P.L. 111−152, P.L. 111−203, except section 1601 of P.L. 111−203, P.L. 111−226, except sections 215 and 217 of P.L. 111−226, P.L. 111−240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−312, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99−514, P.L. 100−203, P.L. 100−647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99−514 and section 1008 (g) (5) of P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−245, excluding section 301 of P.L. 110−245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, P.L. 110−289, excluding sections 3071, 3081, and 3082 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325, except that section 1366 (f) (relating to pass−through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109−222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, sections 110 and 113 of P.L. 110−245, sections 15312, 15313, 15314, and 15342 of P.L. 110−246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110−343, section 14 of P.L. 111−92, sections 531, 532, and 533 of P.L. 111−147, sections 10908 and 10909 of P.L. 111−148, and section 2043 of P.L. 111−240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010.

SECTION 2013f. 71.34 (1k) (g) of the statutes is amended to read:

71.34 **(1k)** (g) An addition shall be made for credits computed by a tax−option corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy), (3), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and (8r) and passed through to shareholders.

SECTION 2013n. 71.42 (2) (t) of the statutes is amended to read:

71.42 **(2)** (t) For taxable years that begin after December 31, 2007, and before January 1, 2009, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, sections 811 and 844 of P.L. 109−280, P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, and P.L. 110−172, and as amended by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and as indirectly affected by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, excluding sections 811 and 844 of P.L. 109−280, P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2007, do not apply to this paragraph with respect to taxable years beginning after December 31, 2007, and before January 1, 2009, except that changes to the Internal Revenue Code made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−458, section 1541 of division B of P.L. 111−5, and P.L. 111−192, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2014. 71.42 (2) (tm) of the statutes is amended to read:

71.42 **(2)** (tm) For taxable years that begin after December 31, 2008, and before January 1, 2011, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 209, 503, and 513 of P.L. 109−222, ~~section 844 of P.L. 109−280,~~ P.L. 109−432, P.L. 110−28, P.L. 110−140, P.L. 110−141, P.L. 110−142, P.L. 110−166, P.L. 110−172, P.L. 110−185, P.L.

110−234, sections 110, 113, and 301 of P.L. 110−245, P.L. 110−246, except section 15316 of P.L. 110−246, P.L. 110−289, except section 3093 of P.L. 110−289, P.L. 110−317, and P.L. 110−343, except section 301 of division B and section 313 of division C of P.L. 110−343, and ~~P.L. 110−351,~~ as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and as indirectly affected by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, ~~excluding section 844 of P.L. 109−280,~~ P.L. 110−245, excluding sections 110, 113, and 301 of P.L. 110−245, ~~and~~ section 15316 of P.L. 110−246, section 3093 of P.L. 110−289, section 301 of division B and section 313 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2008, do not apply to this paragraph with respect to taxable years beginning after December 31, 2008, and before January 1, 2011, except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, and changes that indirectly affect the provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 301 of P.L. 111−147, P.L. 111−192, section 1601 of P.L. 111−203, section 215 of P.L. 111−226, section 2112 of P.L. 111−240, and P.L. 111−325, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2014d. 71.42 (2) (tn) of the statutes is created to read:

71.42 **(2)** (tn) For taxable years that begin after December 31, 2010, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102−227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, sections 1, 3, 4, and 5 of P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, sections 101 and 301 (a) of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 1201 of P.L. 108−173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 109−1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, section 11146 of P.L. 109−59, section 301 of P.L. 109−73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, P.L. 110−28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−140, sections 2, 3, and 5 of P.L. 110−142, P.L. 110−166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−185, P.L. 110−234, section 301 of P.L. 110−245, P.L. 110−246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, sections 3071, 3081, and 3082 of P.L. 110−289, section 9 (e) of P.L. 110−317, P.L. 110−343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 111−5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, section 201 of P.L. 111−147, P.L. 111−148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, P.L. 111−152, except section 1407 of P.L.

111−152, P.L. 111−203, except section 1601 of P.L. 111−203, P.L. 111−226, except sections 215 and 217 of P.L. 111−226, P.L. 111−240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−312, and as indirectly affected by P.L. 99−514, P.L. 100−203, P.L. 100−647, P.L. 101−73, P.L. 101−140, P.L. 101−179, P.L. 101−239, P.L. 101−508, P.L. 102−227, excluding sections 103, 104, and 110 of P.L. 102−227, P.L. 102−318, P.L. 102−486, P.L. 103−66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103−66, P.L. 103−296, P.L. 103−337, P.L. 103−465, P.L. 104−7, P.L. 104−188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, P.L. 104−191, P.L. 104−193, P.L. 105−33, P.L. 105−34, P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−230, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−15, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−22, P.L. 107−116, P.L. 107−134, P.L. 107−147, excluding sections 101 and 301 (a) of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, P.L. 108−173, excluding section 1201 of P.L. 108−173, P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108−357, P.L. 108−375, P.L. 108−476, P.L. 109−7, P.L. 109−58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109−58, P.L. 109−59, excluding section 11146 of P.L. 109−59, P.L. 109−73, excluding section 301 of P.L. 109−73, P.L. 109−135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109−135, P.L. 109−151, P.L. 109−222, excluding sections 101, 207, 503, and 513 of P.L. 109−222, P.L. 109−227, P.L. 109−280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, P.L. 110−245, excluding section 301 of P.L. 110−245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110−246, P.L. 110−289, excluding sections 3071, 3081, and 3082 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110−343, P.L. 110−351, P.L. 110−458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111−5, P.L. 111−92, P.L. 111−147, excluding section 201 of P.L. 111−147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111−148, section 1407 of P.L. 111−152, P.L. 111−192, section 1601 of P.L. 111−203, sections 215 and 217 of P.L. 111−226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111−240, and P.L. 111−325, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109−222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109−432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110−28, P.L. 110−141, P.L. 110−142, excluding sections 2, 3, and 5 of P.L. 110−142, P.L. 110−172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110−172, sections 110 and 113 of P.L. 110−245, sections 15312, 15313, 15314, and 15342 of P.L. 110−246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110−289, P.L. 110−317, excluding section 9 (e) of P.L. 110−317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110−343, section 14 of P.L. 111−92, sections 531, 532, and 533 of P.L. 111−147, sections 10908 and 10909 of P.L. 111−148, and section 2043 of P.L. 111−240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010.

SECTION 2014r. 71.45 (1t) (j) of the statutes is repealed.

SECTION 2015d. 71.45 (1t) (m) of the statutes is created to read:

71.45 **(1t)** (m) Those issued by the Wisconsin Housing and Economic Development Authority to provide loans to a public affairs network under s. 234.75 (4).

SECTION 2015e. 71.45 (2) (a) 10. of the statutes, as affected by 2011 Wisconsin Act 3, is amended to read:

71.45 **(2)** (a) 10. By adding to federal taxable income the amount of credit computed under s. 71.47 (1dd) to (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), (8r), and (9s) and not passed through by a partnership, limited liability company, or tax−option corporation that has added that amount to the partnership's, limited liability company's, or tax−option corporation's income under s. 71.21 (4) or 71.34 (1k) (g) and the amount of credit computed under s. 71.47 (1), (3), (3t), (4), (4m), and (5).

SECTION 2015f. 71.45 (4) of the statutes is renumbered 71.45 (4) (a) and amended to read:

71.45 **(4)** (a) ~~Insurers~~ Except as provided in par. (b), insurers computing tax under this subchapter may subtract from Wisconsin net income any Wisconsin net business loss sustained in any of the next 15 preceding taxable years to the extent not offset by Wisconsin net business income of any year between the loss year and the taxable year for which an offset is claimed and computed without regard to sub. (2) (a) 8. and 9. and this subsection and limited to the amount of net income, but no loss incurred for

a taxable year before taxable year 1987 by a nonprofit service plan of sickness care under ch. 148, or dental care under s. 447.13 may be treated as a net business loss of the successor service insurer under ch. 613 operating by virtue of s. 148.03 or 447.13.

SECTION 2015g. 71.45 (4) (b) of the statutes is created to read:

71.45 **(4)** (b) An insurer that is part of a combined group under s. 71.255 may offset against its Wisconsin net business income any unused pre−2009 net business loss carry−forward under s. 71.255 (6) (bm) for the 20 taxable years that begin after December 31, 2011.

SECTION 2016. 71.47 (1dd) (b) of the statutes is amended to read:

71.47 **(1dd)** (b) Except as provided in s. 73.03 (35), for any taxable year for which that person is certified under s. 560.765 (3), 2009 stats., and begins business operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified or entitled a person may credit against taxes otherwise due under this subchapter employment−related day care expenses, up to $1,200 for each qualifying individual.

SECTION 2017. 71.47 (1de) (a) (intro.) of the statutes is amended to read:

71.47 **(1de)** (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year for which a person is certified under s. 560.765 (3), 2009 stats., and begins business operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified or entitled the person may claim as a credit against taxes otherwise due under this subchapter an amount equal to 7.5% of the amount that the person expends to remove or contain environmental pollution, as defined in s. 299.01 (4), in the zone or to restore soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in the zone if the person fulfills all of the following requirements:

SECTION 2018. 71.47 (1de) (a) 1. of the statutes is amended to read:

71.47 **(1de)** (a) 1. Begins the work, other than planning and investigating, for which the credit is claimed after the area that includes the site where the work is done is designated a development zone under s. 560.71, 2009 stats., or an enterprise development zone under s. 560.797, 2009 stats., and after the claimant is certified under s. 560.765 (3), 2009 stats., or certified under s. 560.797 (4) (a), 2009 stats.

SECTION 2019. 71.47 (1di) (a) (intro.) of the statutes is amended to read:

71.47 **(1di)** (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35), for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits, any person may claim as a credit against taxes otherwise due under this chapter 2.5% of the purchase price of depreciable, tangible personal property, or 1.75% of the purchase price of depreciable, tangible personal property that is expensed under section 179 of the internal revenue code for purposes of the taxes under this chapter, except that:

SECTION 2020. 71.47 (1di) (a) 1. of the statutes is amended to read:

71.47 **(1di)** (a) 1. The investment must be in property that is purchased after the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that is used for at least 50% of its use in the conduct of the person's business operations at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the property is mobile, the base of operations of the property for at least 50% of its use must be a location in a development zone.

SECTION 2021. 71.47 (1di) (b) 2. of the statutes is amended to read:

71.47 **(1di)** (b) 2. If the claimant is located on an Indian reservation, as defined in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1), 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit under this subsection exceeds the taxes otherwise due under this chapter on or measured by the claimant's income, the amount of the credit not used as an offset against those taxes shall be certified to the department of administration for payment to the claimant by check, share draft or other draft.

SECTION 2022. 71.47 (1di) (b) 3. of the statutes is amended to read:

71.47 **(1di)** (b) 3. Partnerships, limited liability companies and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners or members. The corporation, partnership or limited liability company shall compute the amount of the credit that may be claimed by each of its shareholders, partners or members and shall provide that information to each of its shareholders, partners or members. Partners, members of limited liability companies and shareholders of tax−option corporations may claim the credit based on the partnership's, company's or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income from the partnership's, company's or corporation's business operations in the development zone; except that a claimant in a development zone under s. 560.795 (1) (e), 2009 stats., may offset the credit, including any credits carried over, against the amount of the tax otherwise due under this chapter attributable to all of the claimant's income; and against the tax attributable to their income from the partnership's, company's or corporation's directly related business operations.

SECTION 2023. 71.47 (1di) (d) 1. of the statutes is amended to read:

71.47 **(1di)** (d) 1. A copy of a verification from the department of commerce that the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

SECTION 2024. 71.47 (1di) (f) of the statutes is amended to read:

71.47 **(1di)** (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits becomes ineligible for such tax benefits, that person may claim no credits under this subsection for the taxable year that includes the day on which the person becomes ineligible for tax benefits or succeeding taxable years and that person may carry over no unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which the person becomes ineligible for tax benefits or succeeding taxable years.

SECTION 2025. 71.47 (1di) (g) of the statutes is amended to read:

71.47 **(1di)** (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 2026. 71.47 (1dj) (am) (intro.) of the statutes is amended to read:

71.47 **(1dj)** (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this chapter an amount calculated as follows:

SECTION 2027. 71.47 (1dj) (am) 4. a. of the statutes is amended to read:

71.47 **(1dj)** (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, modify "qualified wages" as defined in section 51 (b) of the internal revenue code to exclude wages paid before the claimant is certified for tax benefits and to exclude wages that are paid to employees for work at any location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes of this subd. 4. a., mobile employees work at their base of operations and leased or rented employees work at the location where they perform services.

SECTION 2028. 71.47 (1dj) (am) 4. b. of the statutes is amended to read:

71.47 **(1dj)** (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits after December 31, 1991, modify "qualified wages" as defined in section 51 (b) of the internal revenue code to exclude wages paid before the claimant is certified for tax benefits and to exclude wages that are paid to employees for work at any location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes of this subd. 4. b., mobile employees and leased or rented employees work at their base of operations.

SECTION 2029. 71.47 (1dj) (am) 4c. of the statutes is amended to read:

71.47 **(1dj)** (am) 4c. Modify the rule for ineligible individuals under section 51 (i) (1) of the internal revenue code to allow credit for the wages of related individuals paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in s. 71.07 (2di) (b) 2., if the Indian business or tribal enterprise is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

SECTION 2030. 71.47 (1dj) (am) 4t. of the statutes is amended to read:

71.47 **(1dj)** (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that for leased or rented employees, except employees of a leasing agency certified for tax benefits who perform services directly for the agency in a development zone, the minimum employment periods apply to the time that they perform services in a development zone for a single lessee or renter, not to their employment by the leasing agency.

SECTION 2031. 71.47 (1dj) (e) 1. of the statutes is amended to read:

71.47 **(1dj)** (e) 1. A copy of the claimant's certification for tax benefits under s. 560.765 (3), 2009 stats.

SECTION 2032. 71.47 (1dj) (e) 3. a. of the statutes is amended to read:

71.47 **(1dj)** (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits before January 1, 1992, a statement from the department of commerce verifying the amount of qualifying wages and verifying that the employees were hired for work only in a development zone or are mobile employees whose base of operations is in a development zone.

SECTION 2033. 71.47 (1dj) (e) 3. b. of the statutes is amended to read:

71.47 **(1dj)** (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits after December 31, 1991, a statement from the department of commerce verifying the amount of qualifying wages and verifying that the employees were hired for work only in a development zone or are mobile employees or leased or rented employees whose base of operations is in a development zone.

SECTION 2034. 71.47 (1dL) (a) of the statutes is amended to read:

71.47 **(1dL)** (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this subchapter an

amount equal to 2.5% of the amount expended by that person to acquire, construct, rehabilitate or repair real property in a development zone under subch. VI of ch. 560, 2009 stats.

SECTION 2035. 71.47 (1dL) (ag) of the statutes is amended to read:

71.47 **(1dL)** (ag) If the credit under par. (a) is claimed for an amount expended to construct, rehabilitate, remodel or repair property, the claimant must have begun the physical work of construction, rehabilitation, remodeling or repair, or any demolition or destruction in preparation for the physical work, after the place where the property is located was designated a development zone under s. 560.71, 2009 stats., and the completed project must be placed in service after the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, "physical work" does not include preliminary activities such as planning, designing, securing financing, researching, developing specifications or stabilizing the property to prevent deterioration.

SECTION 2036. 71.47 (1dL) (ar) of the statutes is amended to read:

71.47 **(1dL)** (ar) If the credit under par. (a) is claimed for an amount expended to acquire property, the property must have been acquired by the claimant after the place where the property is located was designated a development zone under s. 560.71, 2009 stats., and the completed project must be placed in service after the claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the property must not have been previously owned by the claimant or a related person during the 2 years prior to the designation of the development zone under s. 560.71, 2009 stats. No credit is allowed for an amount expended to acquire property until the property, either in its original state as acquired by the claimant or as subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

SECTION 2037. 71.47 (1dL) (bm) of the statutes is amended to read:

71.47 **(1dL)** (bm) In calculating the credit under par. (a) a claimant shall reduce the amount expended to acquire property by a percentage equal to the percentage of the area of the real property not used for the purposes for which the claimant is certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the amount expended for other purposes by the amount expended on the part of the property not used for the purposes for which the claimant is certified to claim tax benefits under s. 560.765 (3), 2009 stats.

SECTION 2038. 71.47 (1dL) (c) of the statutes is amended to read:

71.47 **(1dL)** (c) If the claimant is located on an Indian reservation, as defined in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1), 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit under par. (a) exceeds the taxes otherwise due under this chapter on or measured by the claimant's income, the amount of the credit not used as an offset against those taxes shall be certified to the department of administration for payment to the claimant by check, share draft or other draft.

SECTION 2039. 71.47 (1dm) (a) 1. of the statutes is amended to read:

71.47 **(1dm)** (a) 1. "Certified" means entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2040. 71.47 (1dm) (a) 3. of the statutes is amended to read:

71.47 **(1dm)** (a) 3. "Development zone" means a development opportunity zone under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s. 560.7995, 2009 stats.

SECTION 2041. 71.47 (1dm) (a) 4. of the statutes is amended to read:

71.47 **(1dm)** (a) 4. "Previously owned property" means real property that the claimant or a related person owned during the 2 years prior to the department of commerce or the Wisconsin Economic Development Corporation designating the place where the property is located as a development zone and for which the claimant may not deduct a loss from the sale of the property to, or an exchange of the property with, the related person under section 267 of the Internal Revenue Code, except that section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns any part of the property, rather than 50% ownership, the claimant is subject to section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

SECTION 2042. 71.47 (1dm) (f) 1. of the statutes is amended to read:

71.47 **(1dm)** (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~ that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2043. 71.47 (1dm) (f) 2. of the statutes is amended to read:

71.47 **(1dm)** (f) 2. A statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the purchase price of the investment and verifying that the investment fulfills the requirements under par. (b).

SECTION 2044. 71.47 (1dm) (i) of the statutes is amended to read:

71.47 **(1dm)** (i) Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the

amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners, or members. The corporation, partnership, or limited liability company shall compute the amount of credit that may be claimed by each of its shareholders, partners, or members and provide that information to its shareholders, partners, or members. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit based on the partnership's, company's, or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income from the partnership's, company's, or corporation's business operations in the development zone; except that partners, members, and shareholders in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income.

SECTION 2045. 71.47 (1dm) (j) of the statutes is amended to read:

71.47 **(1dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits becomes ineligible for such tax benefits, or if a person's certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is revoked, that person may claim no credits under this subsection for the taxable year that includes the day on which the person becomes ineligible for tax benefits, the taxable year that includes the day on which the certification is revoked, or succeeding taxable years, and that person may carry over no unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which the person becomes ineligible for tax benefits, the taxable year that includes the day on which the certification is revoked, or succeeding taxable years.

SECTION 2046. 71.47 (1dm) (k) of the statutes is amended to read:

71.47 **(1dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 2047. 71.47 (1ds) (a) 1. of the statutes is amended to read:

71.47 **(1ds)** (a) 1. "Development zone" means a zone designated under s. 560.71, 2009 stats.

SECTION 2048. 71.47 (1ds) (b) of the statutes is amended to read:

71.47 **(1ds)** (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009 stats., for tax benefits, any person may claim as a credit against taxes otherwise due under this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases and rentals of eligible property. Partnerships, limited liability companies and tax−option corporations may not claim the credit under this subsection but the eligibility for, and the amount of, that credit shall be determined on the basis of their economic activity, not that of their partners, members or shareholders. The partnership, limited liability company or corporation shall compute the amount of the credit that may be claimed by each of its partners, members or shareholders and shall provide that information to each of its partners, members or shareholders. Partners, members of limited liability companies and shareholders of tax−option corporations may claim the credit based on the partnership's, company's or corporation's activities in proportion to their ownership interest.

SECTION 2049. 71.47 (1ds) (d) 1. of the statutes is amended to read:

71.47 **(1ds)** (d) 1. A copy of the claimant's certification for tax benefits under s. 560.765 (3), 2009 stats.

SECTION 2050. 71.47 (1dx) (a) 2. of the statutes is amended to read:

71.47 **(1dx)** (a) 2. "Development zone" means a development zone under s. 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or s. 560.795, 2009 stats., or an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s. 560.7995, 2009 stats.

SECTION 2052. 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

71.47 **(1dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against the taxes otherwise due under this chapter the following amounts:

SECTION 2053. 71.47 (1dx) (b) 2. of the statutes is amended to read:

71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full−time jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsi-

dies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2054. 71.47 (1dx) (b) 3. of the statutes is amended to read:

71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2055. 71.47 (1dx) (b) 4. of the statutes is amended to read:

71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2056. 71.47 (1dx) (b) 5. of the statutes is amended to read:

71.47 **(1dx)** (b) 5. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2057. 71.47 (1dx) (be) of the statutes is amended to read:

71.47 **(1dx)** (be) *Offset.* A claimant in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this subsection, including any credits carried over, against the amount of the tax otherwise due under this subchapter attributable to all of the claimant's income and against the tax attributable to income from directly related business operations of the claimant.

SECTION 2058. 71.47 (1dx) (bg) of the statutes is amended to read:

71.47 **(1dx)** (bg) *Other entities.* For claimants in a development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and amount of, that credit shall be determined on the basis of their economic activity, not that of their shareholders, partners, or members. The corporation, partnership, or company shall compute the amount of the credit that may be claimed by each of its shareholders, partners, or members and shall provide that information to each of its shareholders, partners, or members. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit based on the partnership's, company's, or corporation's activities in proportion to their ownership interest and may offset it against the tax attributable to their income.

SECTION 2059. 71.47 (1dx) (c) of the statutes is amended to read:

71.47 **(1dx)** (c) *Credit precluded.* If the certification of a person for tax benefits under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this subsection for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the person becomes ineligible for tax benefits; or succeeding taxable years and that person may not carry over unused credits from previous years to offset tax under this chapter for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the person becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 2060. 71.47 (1dx) (d) of the statutes is amended to read:

71.47 **(1dx)** (d) *Carry−over precluded.* If a person who is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 2061. 71.47 (1dy) (a) of the statutes is amended to read:

71.47 **(1dy)** (a) *Definition.* In this subsection, "claimant" means a person who files a claim under this subsection and is certified under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats.

SECTION 2062. 71.47 (1dy) (b) of the statutes is amended to read:

71.47 **(1dy)** (b) *Filing claims.* Subject to the limitations under this subsection and ss. 238.301 to 238.306 or s. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may

claim as a credit against the tax imposed under s. 71.43, up to the amount of the tax, the amount authorized for the claimant under s. 238.303 or s. 560.703, 2009 stats.

SECTION 2063. 71.47 (1dy) (c) 1. of the statutes is amended to read:

71.47 **(1dy)** (c) 1. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

SECTION 2064. 71.47 (1dy) (c) 2. of the statutes is amended to read:

71.47 **(1dy)** (c) 2. Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, the credit are based on their authorization to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

SECTION 2065. 71.47 (1dy) (d) 2. of the statutes is amended to read:

71.47 **(1dy)** (d) 2. If a claimant's certification is revoked under s. 238.305 or s. 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s. 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this subsection for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the claimant becomes ineligible for tax benefits; or succeeding taxable years and the claimant may not carry over unused credits from previous years to offset the tax imposed under s. 71.43 for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the claimant becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 2066. 71.47 (3g) (a) (intro.) of the statutes is amended to read:

71.47 **(3g)** (a) (intro.) Subject to the limitations under this subsection and ss. 73.03 (35m)~~,~~ and 238.23 and s. 560.96, 2009 stats., a business that is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes imposed under s. 71.43 an amount equal to the sum of the following, as established under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats:

SECTION 2067. 71.47 (3g) (b) of the statutes is amended to read:

71.47 **(3g)** (b) The department of revenue shall notify the department of commerce or the Wisconsin Economic Development Corporation of all claims under this subsection.

SECTION 2068. 71.47 (3g) (e) 2. of the statutes is amended to read:

71.47 **(3g)** (e) 2. The investments that relate to the amount described under par. (a) 2. for which a claimant makes a claim under this subsection must be retained for use in the technology zone for the period during which the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

SECTION 2069. 71.47 (3g) (f) 1. of the statutes is amended to read:

71.47 **(3g)** (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~ that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats., and that the business ~~and the department of commerce have~~ has entered into an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

SECTION 2070. 71.47 (3g) (f) 2. of the statutes is amended to read:

71.47 **(3g)** (f) 2. A statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the purchase price of the investment described under par. (a) 2. and verifying that the investment fulfills the requirement under par. (e) 2.

SECTION 2071. 71.47 (3p) (b) of the statutes is amended to read:

71.47 **(3p)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5., for taxable years beginning after December 31, 2006, and before January 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.43, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for dairy manufacturing modernization or expansion related to the claimant's dairy manufacturing operation.

SECTION 2071d. 71.47 (3p) (c) 2. of the statutes is amended to read:

71.47 **(3p)** (c) 2. The aggregate amount of credits that a claimant may claim under this subsection is $200,000 for each of the claimant's dairy manufacturing facilities.

SECTION 2072. 71.47 (3p) (c) 2m. a. of the statutes is amended to read:

71.47 **(3p)** (c) 2m. a. The maximum amount of the credits that may be claimed under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2007−08 is $600,000, as allocated under s. 560.207, 2009 stats.

SECTION 2073. 71.47 (3p) (c) 2m. b. of the statutes is amended to read:

71.47 **(3p)** (c) 2m. b. The maximum amount of the credits that may be claimed by all claimants, other than members of dairy cooperatives, under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2008−09, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

SECTION 2074. 71.47 (3p) (c) 2m. bm. of the statutes is amended to read:

71.47 **(3p)** (c) 2m. bm. The maximum amount of the credits that may be claimed by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2009−10 is $600,000, as allocated under s. 560.207, 2009 stats., and the maximum amount of the credits that may be claimed by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2010−11, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

SECTION 2075d. 71.47 (3p) (c) 4. of the statutes is amended to read:

71.47 **(3p)** (c) 4. If 2 or more persons own and operate ~~the~~ a dairy manufacturing ~~operation~~ facility, each person may claim a credit under par. (b) in proportion to his or her ownership interest, except that the aggregate amount of the credits claimed by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall not exceed $200,000.

SECTION 2076. 71.47 (3p) (c) 6. of the statutes is amended to read:

71.47 **(3p)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

SECTION 2077. 71.47 (3q) (a) 1. of the statutes is amended to read:

71.47 **(3q)** (a) 1. "Claimant" means a person certified to receive tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

SECTION 2078. 71.47 (3q) (a) 2. of the statutes is amended to read:

71.47 **(3q)** (a) 2. "Eligible employee" means, for taxable years beginning before January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for taxable years beginning after December 31, 2010, an eligible employee under s. 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

SECTION 2079. 71.47 (3q) (b) (intro.) of the statutes is amended to read:

71.47 **(3q)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after December 31, 2009, a claimant may claim as a credit against the taxes imposed under s. 71.43 any of the following:

SECTION 2080. 71.47 (3q) (b) 1. of the statutes is amended to read:

71.47 **(3q)** (b) 1. The amount of wages that the claimant paid to an eligible employee in the taxable year, not to exceed 10 percent of such wages, as determined ~~by the department of commerce~~ under s. 238.16 or s. 560.2055, 2009 stats.

SECTION 2081. 71.47 (3q) (b) 2. of the statutes is amended to read:

71.47 **(3q)** (b) 2. The amount of the costs incurred by the claimant in the taxable year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

SECTION 2082. 71.47 (3q) (c) 2. of the statutes is amended to read:

71.47 **(3q)** (c) 2. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

SECTION 2083. 71.47 (3q) (c) 3. of the statutes is amended to read:

71.47 **(3q)** (c) 3. The maximum amount of credits that may be awarded under this subsection and ss. 71.07 (3q) and 71.28 (3q) for the period beginning on January 1, 2010, and ending on June 30, 2013, is $14,500,000, not including the amount of any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

SECTION 2084. 71.47 (3r) (b) of the statutes is amended to read:

71.47 **(3r)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after December 31, 2008, and before January 1, 2017, a claimant may claim as a credit against the taxes imposed under s. 71.43, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for meat processing modernization or expansion related to the claimant's meat processing operation.

SECTION 2085. 71.47 (3r) (c) 3. a. of the statutes is amended to read:

71.47 **(3r)** (c) 3. a. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3r) and 71.28 (3r) in fiscal year 2009−10 is $300,000, as allocated under s. 560.208, 2009 stats.

SECTION 2086. 71.47 (3r) (c) 3. b. of the statutes is amended to read:

71.47 **(3r)** (c) 3. b. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3r) and 71.28 (3r) in fiscal year 2010−11, and in each fiscal year thereafter, is $700,000, as allocated under s. 93.545 or s. 560.208, 2009 stats.

SECTION 2087. 71.47 (3r) (c) 6. of the statutes is amended to read:

71.47 **(3r)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

SECTION 2088. 71.47 (3rm) (b) of the statutes is amended to read:

71.47 **(3rm)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.547 or s.

560.209, 2009 stats., for taxable years beginning after December 31, 2009, and before January 1, 2016, a claimant may claim as a credit against the taxes imposed under s. 71.43, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for equipment that is used primarily to harvest or process woody biomass that is used as fuel or as a component of fuel.

SECTION 2089. 71.47 (3rm) (c) 3. of the statutes is amended to read:

71.47 **(3rm)** (c) 3. The maximum amount of the credits that may be claimed under this subsection and ss. 71.07 (3rm) and 71.28 (3rm) is $900,000, as allocated under s. 93.547 or s. 560.209, 2009 stats.

SECTION 2090. 71.47 (3rn) (b) of the statutes is amended to read:

71.47 **(3rn)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 93.54 or s. ~~506.2056~~ 560.2056, 2009 stats., for taxable years beginning after December 31, 2009, and before January 1, 2017, a claimant may claim as a credit against the tax imposed under s. 71.43, up to the amount of the tax, an amount equal to 10 percent of the amount the claimant paid in the taxable year for food processing or food warehousing modernization or expansion related to the operation of the claimant's food processing plant or food warehouse.

SECTION 2091. 71.47 (3rn) (c) 3. a. of the statutes is amended to read:

71.47 **(3rn)** (c) 3. a. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2009−10 is $1,000,000, as allocated under s. 560.2056, 2009 stats.

SECTION 2092. 71.47 (3rn) (c) 3. b. of the statutes is amended to read:

71.47 **(3rn)** (c) 3. b. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2010−11 is $1,200,000, as allocated under s. 560.2056, 2009 stats.

SECTION 2093. 71.47 (3rn) (c) 3. c. of the statutes is amended to read:

71.47 **(3rn)** (c) 3. c. The maximum amount of the credits that may be allocated under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2011−12, and in each year thereafter, is $700,000, as allocated under s. 93.54 or s. 560.2056, 2009 stats.

SECTION 2094. 71.47 (3rn) (c) 6. of the statutes is amended to read:

71.47 **(3rn)** (c) 6. No credit may be allowed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's credit certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

SECTION 2095. 71.47 (3t) (b) of the statutes is amended to read:

71.47 **(3t)** (b) *Credit.* Subject to the limitations provided in this subsection and in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a claimant may claim as a credit, amortized over 15 taxable years starting with the taxable year beginning after December 31, 2007, against the tax imposed under s. 71.43, up to the amount of the tax, an amount equal to the claimant's unused credits under s. 71.47 (3).

SECTION 2096. 71.47 (3t) (c) 1. of the statutes is amended to read:

71.47 **(3t)** (c) 1. No credit may be claimed under this subsection unless the claimant submits with the claimant's return a copy of the claimant's certification by the department of commerce under s. 560.28, 2009 stats., except that, with regard to credits claimed by partners of a partnership, members of a limited liability company, or shareholders of a tax−option corporation, the entity shall provide a copy of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder to submit with his or her return.

SECTION 2097. 71.47 (3w) (a) 2. of the statutes is amended to read:

71.47 **(3w)** (a) 2. "Claimant" means a person who is certified to claim tax benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under this subsection.

SECTION 2098. 71.47 (3w) (a) 3. of the statutes is amended to read:

71.47 **(3w)** (a) 3. "Full−time employee" means a full−time employee, as defined in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

SECTION 2099. 71.47 (3w) (a) 4. of the statutes is amended to read:

71.47 **(3w)** (a) 4. "Enterprise zone" means a zone designated under s. 238.399 or s. 560.799, 2009 stats.

SECTION 2100. 71.47 (3w) (a) 5d. of the statutes is amended to read:

71.47 **(3w)** (a) 5d. "Tier I county or municipality" means a tier I county or municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats.

SECTION 2101. 71.47 (3w) (a) 5e. of the statutes is amended to read:

71.47 **(3w)** (a) 5e. "Tier II county or municipality" means a tier II county or municipality, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats.

SECTION 2102. 71.47 (3w) (b) (intro.) of the statutes is amended to read:

71.47 **(3w)** (b) *Filing claims; payroll.* (intro.) Subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.43 an amount calculated as follows:

SECTION 2103. 71.47 (3w) (b) 5. of the statutes is amended to read:

71.47 **(3w)** (b) 5. Multiply the amount determined under subd. 4. by the percentage determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent.

SECTION 2104. 71.47 (3w) (bm) 1. of the statutes is amended to read:

71.47 **(3w)** (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.43 an amount equal to a percentage, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of the amount the claimant paid in the taxable year to upgrade or improve the job−related skills of any of the claimant's full−time employees, to train any of the claimant's full−time employees on the use of job−related new technologies, or to provide job−related training to any full−time employee whose employment with the claimant represents the employee's first full−time job. This subdivision does not apply to employees who do not work in an enterprise zone.

SECTION 2105. 71.47 (3w) (bm) 2. of the statutes is amended to read:

71.47 **(3w)** (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.43 an amount equal to the percentage, as determined ~~by the department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's full−time employees whose annual wages are greater than $20,000 in a tier I county or municipality, not including the wages paid to the employees determined under par. (b) 1., or greater than $30,000 in a tier II county or municipality, not including the wages paid to the employees determined under par. (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if the total number of such employees is equal to or greater than the total number of such employees in the base year. A claimant may claim a credit under this subdivision for no more than 5 consecutive taxable years.

SECTION 2106. 71.47 (3w) (bm) 3. of the statutes is amended to read:

71.47 **(3w)** (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.43 up to 10 percent of the claimant's significant capital expenditures, as determined ~~by the department of commerce~~ under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

SECTION 2107. 71.47 (3w) (bm) 4. of the statutes is amended to read:

71.47 **(3w)** (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and 3., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant may claim as a credit against the tax imposed under s. 71.43, up to 1 percent of the amount that the claimant paid in the taxable year to purchase tangible personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from Wisconsin vendors, as determined ~~by the department of commerce~~ under s. 238.399 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the credit under this subdivision and subd. 3. for the same expenditures.

SECTION 2108. 71.47 (3w) (c) 3. of the statutes is amended to read:

71.47 **(3w)** (c) 3. No credit may be allowed under this subsection unless the claimant includes with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

SECTION 2109. 71.47 (3w) (d) of the statutes is amended to read:

71.47 **(3w)** (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall include with their returns a copy of their certification for tax benefits, and a copy of the verification of their expenses, from the department of commerce or the Wisconsin Economic Development Corporation.

SECTION 2110. 71.47 (4) (am) of the statutes is amended to read:

71.47 **(4)** (am) *Development zone additional research credit.* In addition to the credit under par. (ad), any corporation may credit against taxes otherwise due under this chapter an amount equal to 5 percent of the amount obtained by subtracting from the corporation's qualified research expenses, as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses" include only expenses incurred by the claimant in a development zone under subch. II of ch. 238 or subch. VI of ch. 560, 2009 stats., except that a taxpayer may elect the alternative computation under section 41 (c) (4) of the Internal Revenue Code and that election applies until the department permits its revocation and except that "qualified research expenses" do not include compensation used in computing the credit under sub. (1dj) nor research expenses incurred before the claimant is certified for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code,

in a development zone, except that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and (dk) and research expenses used in calculating the base amount include research expenses incurred before the claimant is certified for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., in a development zone, if the claimant submits with the claimant's return a copy of the claimant's certification for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., and a statement from the department of commerce or the Wisconsin Economic Development Corporation verifying the claimant's qualified research expenses for research conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to the credit under this paragraph. The rules under sub. (1di) (f) and (g) as they apply to the credit under that subsection apply to claims under this paragraph. Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph. No credit may be claimed under this paragraph for taxable years that begin on January 1, 1998, or thereafter. Credits under this paragraph for taxable years that begin before January 1, 1998, may be carried forward to taxable years that begin on January 1, 1998, or thereafter.

SECTION 2111. 71.47 (5b) (a) 2. of the statutes is amended to read:

71.47 **(5b)** (a) 2. "Fund manager" means an investment fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

SECTION 2112. 71.47 (5b) (b) 1. of the statutes is amended to read:

71.47 **(5b)** (b) 1. For taxable years beginning after December 31, 2004, subject to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009 stats., and except as provided in subd. 2., a claimant may claim as a credit against the tax imposed under s. 71.43, up to the amount of those taxes, 25 percent of the claimant's investment paid to a fund manager that the fund manager invests in a business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

SECTION 2113. 71.47 (5b) (b) 2. of the statutes is amended to read:

71.47 **(5b)** (b) 2. In the case of a partnership, limited liability company, or tax−option corporation, the computation of the 25 percent limitation under subd. 1. shall be determined at the entity level rather than the claimant level and may be allocated among the claimants who make investments in the manner set forth in the entity's organizational documents. The entity shall provide to the department of revenue and to the department of commerce or the Wisconsin Economic Development Corporation the names and tax identification numbers of the claimants, the amounts of the credits allocated to the claimants, and the computation of the allocations.

SECTION 2114. 71.47 (5b) (d) 3. of the statutes is amended to read:

71.47 **(5b)** (d) 3. For ~~calendar years beginning~~ investments made after December 31, 2007, if an investment for which a claimant claims a credit under par. (b) is held by the claimant for less than 3 years, the claimant shall pay to the department, in the manner prescribed by the department, the amount of the credit that the claimant received related to the investment.

SECTION 2115. 71.47 (5f) (a) 1. (intro.) of the statutes is amended to read:

71.47 **(5f)** (a) 1. (intro.) "Accredited production" means a film, video, broadcast advertisement, or television production, as approved by the department of commerce or the department of tourism, for which the aggregate salary and wages included in the cost of the production for the period ending 12 months after the month in which the principal filming or taping of the production begins exceeds $50,000. "Accredited production" also means an electronic game, as approved by the department of commerce or the department of tourism, for which the aggregate salary and wages included in the cost of the production for the period ending 36 months after the month in which the principal programming, filming, or taping of the production begins exceeds $100,000. "Accredited production" does not include any of the following, regardless of the production costs:

SECTION 2116. 71.47 (5f) (a) 3. of the statutes is amended to read:

71.47 **(5f)** (a) 3. "Production expenditures" means any expenditures that are incurred in this state and directly used to produce an accredited production, including expenditures for set construction and operation, wardrobes, make−up, clothing accessories, photography, sound recording, sound synchronization, sound mixing, lighting, editing, film processing, film transferring, special effects, visual effects, renting or leasing facilities or equipment, renting or leasing motor vehicles, food, lodging, and any other similar expenditure as determined by the department of commerce or the department of tourism. "Production expenditures" do not include salary, wages, or labor−related contract payments.

SECTION 2117. 71.47 (5f) (c) 6. of the statutes is amended to read:

71.47 **(5f)** (c) 6. No credit may be allowed under this subsection unless the claimant files an application with the department of commerce or the department of tourism, at the time and in the manner prescribed by the department of commerce or the department of tourism, and the department of commerce or the department of tourism approves the application. The claimant shall submit a fee with the application in an amount equal to 2 percent of the claimant's budgeted production expenditures or to $5,000, whichever is less. The claimant shall

submit a copy of the approved application with the claimant's return.

SECTION 2118. 71.47 (5h) (c) 4. of the statutes is amended to read:

71.47 **(5h)** (c) 4. No claim may be allowed under this subsection unless the department of commerce or the department of tourism certifies, in writing, that the credits claimed under this subsection are for expenses related to establishing or operating a film production company in this state and the claimant submits a copy of the certification with the claimant's return.

SECTION 2119. 71.47 (5i) (c) 1. of the statutes is amended to read:

71.47 **(5i)** (c) 1. The maximum amount of the credits that may be claimed under this subsection and ss. 71.07 (5i) and 71.28 (5i) in a taxable year is $10,000,000, as allocated under s. 73.15 or s. 560.204, 2009 stats.

SECTION 2120. 71.47 (5j) (a) 2d. of the statutes is amended to read:

71.47 **(5j)** (a) 2d. "Diesel replacement renewable fuel" includes biodiesel and any other fuel derived from a renewable resource that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel and that the department of ~~commerce~~ safety and professional services designates by rule as a diesel replacement renewable fuel.

SECTION 2121. 71.47 (5j) (a) 2m. of the statutes is amended to read:

71.47 **(5j)** (a) 2m. "Gasoline replacement renewable fuel" includes ethanol and any other fuel derived from a renewable resource that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel and that the department of ~~commerce~~ safety and professional services designates by rule as a gasoline replacement renewable fuel.

SECTION 2122. 71.47 (5j) (c) 3. of the statutes is amended to read:

71.47 **(5j)** (c) 3. The department of ~~commerce~~ safety and professional services shall establish standards to adequately prevent, in the distribution of conventional fuel to an end user, the inadvertent distribution of fuel containing a higher percentage of renewable fuel than the maximum percentage established by the federal environmental protection agency for use in conventionally−fueled engines.

SECTION 2122d. 71.47 (5n) of the statutes is created to read:

71.47 **(5n)** QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means a person who files a claim under this subsection.

2. "Eligible qualified production activities income" means the lesser of the following:

a. Qualified production activities income that derives from property located in this state that is assessed as manufacturing property under s. 70.995 or as agricultural property under s. 70.32 (2) (a) 4.

b. Income that is apportioned to this state under s. 71.45 (3), (3d), and (3e).

c. Income that is determined to be taxable in this state under s. 71.255 (2).

3. "Qualified production activities income" means qualified production activities income as defined in 26 USC 199 (c).

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.43, up to the amount of the tax, an amount equal to one of the following percentages of the claimant's eligible qualified production activities income in the taxable year:

1. For taxable years beginning after December 31, 2012, and before January 1, 2014, 1.875 percent.

2. For taxable years beginning after December 31, 2013, and before January 1, 2015, 3.75 percent.

3. For taxable years beginning after December 31, 2014, and before January 1, 2016, 5.526 percent.

4. For taxable years beginning after December 31, 2015, 7.5 percent.

(c) *Limitations.* Partnerships, limited liability companies, and tax−option corporations may not claim the credit under this subsection, but the eligibility for, and the amount of, the credit are based on their share of the income described under par. (b). A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

(d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection.

SECTION 2123d. 71.49 (1) (dn) of the statutes is created to read:

71.49 **(1)** (dn) Qualified production activities credit under s. 71.47 (5n).

SECTION 2124. 71.54 (1) (f) (intro.) of the statutes is amended to read:

71.54 **(1)** (f) *2001 ~~and thereafter~~ to 2011.* (intro.) Subject to sub. (2m), the amount of any claim filed in 2001 ~~and thereafter~~ to 2011 and based on property taxes accrued or rent constituting property taxes accrued during the previous year is limited as follows:

SECTION 2125. 71.54 (1) (g) of the statutes is created to read:

71.54 **(1)** (g) *2012 and thereafter.* The amount of any claim filed in 2012 and thereafter and based on property taxes accrued or rent constituting property taxes accrued during the previous year is limited as follows:

1. If the household income was $8,060 or less in the year to which the claim relates, the claim is limited to 80 percent of the property taxes accrued or rent constituting property taxes accrued or both in that year on the claimant's homestead.

2. If the household income was more than $8,060 in the year to which the claim relates, the claim is limited to 80 percent of the amount by which the property taxes accrued or rent constituting property taxes accrued or both in that year on the claimant's homestead exceeds 8.785 percent of the household income exceeding $8,060.

3. No credit may be allowed if the household income of a claimant exceeds $24,680.

SECTION 2126. 71.54 (2) (b) 3. of the statutes is amended to read:

71.54 **(2)** (b) 3. Subject to sub. (2m), in calendar ~~year 1990 or any subsequent calendar year~~ years 1990 to 2010, $1,450.

SECTION 2127. 71.54 (2) (b) 4. of the statutes is created to read:

71.54 **(2)** (b) 4. In calendar years 2011 or any subsequent calendar year, $1,460.

SECTION 2128. 71.54 (2m) of the statutes is amended to read:

71.54 **(2m)** INDEXING FOR INFLATION; 2010 ~~AND THEREAFTER.~~ (a) For calendar years beginning after December 31, 2009, and before January 1, 2011, the dollar amounts of the threshold income under sub. (1) (f) 1. and 2., the maximum household income under sub. (1) (f) 3. and the maximum property taxes under sub. (2) (b) 3. shall be increased each year by a percentage equal to the percentage change between the U.S. consumer price index for all urban consumers, U.S. city average, for the 12−month average of the U.S. consumer price index for the month of August of the year before the previous year through the month of July of the previous year and the U.S. consumer price index for all urban consumers, U.S. city average, for the 12−month average of the U.S. consumer price index for August 2007 through July 2008, as determined by the federal department of labor, except that the adjustment may occur only if the percentage is a positive number. Each amount that is revised under this paragraph shall be rounded to the nearest multiple of $10 if the revised amount is not a multiple of $10 or, if the revised amount is a multiple of $5, such an amount shall be increased to the next higher multiple of $10. The department of revenue shall annually adjust the changes in dollar amounts required under this paragraph and incorporate the changes into the income tax forms and instructions.

(b) The department of revenue shall ~~annually~~ adjust the slope under sub. (1) (f) 2. such that, as a claimant's income increases from the threshold income as calculated under par. (a), to an amount that exceeds the maximum household income as calculated under par. (a), the credit that may be claimed is reduced to $0 and the department of revenue shall incorporate the changes into the income tax forms and instructions.

SECTION 2129. 71.78 (4) (m) of the statutes is amended to read:

71.78 **(4)** (m) The ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation and employees of ~~that department~~ the corporation to the extent necessary to administer the development zone program under subch. ~~VI of ch. 560~~ II of ch. 238.

SECTION 2131d. 71.935 (1) (cr) of the statutes is created to read:

71.935 **(1)** (cr) "Municipality" means any city, village, or town, and includes any entity providing consolidated services among cities, villages, and towns.

SECTION 2132. 73.03 (27) of the statutes is amended to read:

73.03 **(27)** To write off from the records of the department income, franchise, sales, use, withholding, motor fuel, gift, beverage and cigarette tax and ~~recycling~~ economic development surcharge liabilities, following a determination by the secretary of revenue that they are not collectible. Taxes written off under this subsection remain legal obligations.

SECTION 2133. 73.03 (35) of the statutes is amended to read:

73.03 **(35)** To deny a portion of a credit claimed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2dr), (2ds), or (2dx), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), or (4) (am), 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), or (4) (am), or 76.636 if granting the full amount claimed would violate a requirement under s. 238.385 or s. 560.785, 2009 stats., or would bring the total of the credits granted to that claimant under all of those subsections over the limit for that claimant under s. 238.368, 238.395 (2) (b), or 238.397 (5) (b) or s. 560.768, 2009 stats., s. 560.795 (2) (b), 2009 stats., or s. 560.797 (5) (b), 2009 stats.

SECTION 2134. 73.03 (35m) of the statutes is amended to read:

73.03 **(35m)** To deny a portion of a credit claimed under s. 71.07 (3g), 71.28 (3g), or 71.47 (3g), if granting the full amount claimed would violate a requirement under s. 238.23 or s. 560.96, 2009 stats., or would bring the total of the credits claimed under ss. 71.07 (3g), 71.28 (3g), and 71.47 (3g) over the limit for all claimants under s. 238.23 (2) or s. 560.96 (2), 2009 stats.

SECTION 2135. 73.03 (63) of the statutes is amended to read:

73.03 **(63)** Notwithstanding the amount limitations specified under ~~ss.~~ s. 71.07 (5d) (c) 1. and s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats., in consultation with the department of commerce or the Wisconsin Economic Development Corporation, to carry forward to subsequent taxable years unclaimed credit amounts of the early

stage seed investment credits under ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638 and the angel investment credit under s. 71.07 (5d). Annually, no later than July 1, the department of commerce or the Wisconsin Economic Development Corporation shall submit to the department of revenue its recommendations for the carry forward of credit amounts as provided under this subsection.

SECTION 2136. 73.0301 (1) (b) of the statutes is amended to read:

73.0301 **(1)** (b) "Credentialing board" means a board, examining board or affiliated credentialing board in the department of ~~regulation and licensing~~ safety and professional services that grants a credential.

SECTION 2137. 73.0301 (1) (e) of the statutes is amended to read:

73.0301 **(1)** (e) "Licensing department" means the department of administration; the board of commissioners of public lands; ~~the department of commerce;~~ the department of children and families; the government accountability board; the department of financial institutions; the department of health services; the department of natural resources; the department of public instruction; ~~the department of regulation and licensing;~~ the department of safety and professional services; the department of workforce development; the office of the commissioner of insurance; or the department of transportation.

SECTION 2138. 73.0301 (2) (a) 1. of the statutes is amended to read:

73.0301 **(2)** (a) 1. Request the department of revenue to certify whether an applicant for a license or license renewal or continuation is liable for delinquent taxes. With respect to an applicant for a license granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall make a request under this subdivision. This subdivision does not apply to the department of transportation with respect to licenses described in sub. (1) (d) 7.

SECTION 2139. 73.0301 (2) (a) 2. of the statutes is amended to read:

73.0301 **(2)** (a) 2. Request the department of revenue to certify whether a license holder is liable for delinquent taxes. With respect to a holder of a license granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall make a request under this subdivision.

SECTION 2140. 73.0301 (2) (b) 1. a. of the statutes is amended to read:

73.0301 **(2)** (b) 1. a. If, after a request is made under par. (a) 1. or 2., the department of revenue certifies that the license holder or applicant for a license or license renewal or continuation is liable for delinquent taxes, revoke the license or deny the application for the license or license renewal or continuation. The department of transportation may suspend licenses described in sub. (1) (d) 7. in lieu of revoking those licenses. A suspension, revocation or denial under this subd. 1. a. is not subject to administrative review or, except as provided in subd. 2. and sub. (5) (am), judicial review. With respect to a license granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall make a revocation or denial under this subd. 1. a. With respect to a license to practice law, the department of revenue shall not submit a certification under this subd. 1. a. to the supreme court until after the license holder or applicant has exhausted his or her remedies under sub. (5) (a) and (am) or has failed to make use of such remedies.

SECTION 2141. 73.0301 (2) (b) 1. b. of the statutes is amended to read:

73.0301 **(2)** (b) 1. b. Mail a notice of suspension, revocation or denial under subd. 1. a. to the license holder or applicant. The notice shall include a statement of the facts that warrant the suspension, revocation or denial and a statement that the license holder or applicant may, within 30 days after the date on which the notice of denial, suspension or revocation is mailed, file a written request with the department of revenue to have the certification of tax delinquency on which the suspension, revocation or denial is based reviewed at a hearing under sub. (5) (a). With respect to a license granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall mail a notice under this subd. 1. b. With respect to a license to practice law, the department of revenue shall mail a notice under this subd. 1. b. and the notice shall indicate that the license holder or applicant may request a hearing under sub. (5) (a) and (am) and that the department of revenue shall submit a certificate of delinquency to suspend, revoke, or deny a license to practice law to the supreme court after the license holder or applicant has exhausted his or her remedies under sub. (5) (a) and (am) or has failed to make use of such remedies. A notice sent to a person who holds a license to practice law or who is an applicant for a license to practice law shall also indicate that the department of revenue may not submit a certificate of delinquency to the supreme court if the license holder or applicant pays the delinquent tax in full or enters into an agreement with the department of revenue to satisfy the delinquency.

SECTION 2142. 73.0301 (2) (b) 2. of the statutes is amended to read:

73.0301 **(2)** (b) 2. Except as provided in subd. 2m., if notified by the department of revenue that the department of revenue has affirmed a certification of tax delinquency after a hearing under sub. (5) (a), affirm a suspension, revocation or denial under subd. 1. a. A license holder or applicant may seek judicial review under ss. 227.52 to 227.60, except that the review shall be in the circuit court for Dane County, of an affirmation of a revocation or denial under this subdivision. With respect to a license granted by a credentialing board, the depart-

ment of ~~regulation and licensing~~ safety and professional services shall make an affirmation under this subdivision.

SECTION 2143. 73.0301 (2) (b) 3. of the statutes is amended to read:

73.0301 **(2)** (b) 3. If a person submits a nondelinquency certificate issued under sub. (5) (b) 1., reinstate the license or grant the application for the license or license renewal or continuation, unless there are other grounds for suspending or revoking the license or for denying the application for the license or license renewal or continuation. If reinstatement is required under this subdivision, a person is not required to submit a new application or other material or to take a new test. No separate fee may be charged for reinstatement of a license under this subdivision. With respect to a license granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall reinstate a license or grant an application under this subdivision.

SECTION 2144. 73.0301 (2) (b) 4. of the statutes is amended to read:

73.0301 **(2)** (b) 4. If a person whose license has been suspended or revoked or whose application for a license or license renewal or continuation has been denied under subd. 1. a. submits a nondelinquency certificate issued under sub. (3) (a) 2., reinstate the license or grant the person's application for the license or license renewal or continuation, unless there are other grounds for not reinstating the license or for denying the application for the license or license renewal or continuation. With respect to a license granted by a credentialing board, the department of ~~regulation and licensing~~ safety and professional services shall reinstate a license or grant an application under this subdivision.

SECTION 2151. 75.106 (1) (a) of the statutes is amended to read:

75.106 **(1)** (a) "Brownfield" has the meaning given in s. ~~560.13~~ 238.13 (1) (a), except that, for purposes of this section, "brownfield" also means abandoned, idle, or underused residential facilities or sites, the expansion or redevelopment of which is adversely affected by actual or perceived environmental contamination.

SECTION 2152. 76.24 (2) (a) of the statutes is amended to read:

76.24 **(2)** (a) All taxes paid by any railroad company derived from or apportionable to repair facilities, docks, ore yards, piers, wharves, grain elevators, and their approaches, or car ferries on the basis of the separate valuation provided for in s. 76.16, shall be distributed annually from the transportation fund to the towns, villages, and cities in which they are located, pursuant to certification made by the department of revenue on or before August 15. Beginning with amounts distributed in 2011, the amount distributed to any town, village, or city under this paragraph may not be less than the amount distributed to it in 2010 under this paragraph.

SECTION 2153. 76.635 (1) (a) of the statutes is amended to read:

76.635 **(1)** (a) "Certified capital company" has the meaning given in s. 560.29 (1) (a), 2009 stats.

SECTION 2154. 76.635 (1) (b) of the statutes is amended to read:

76.635 **(1)** (b) "Certified capital investment" has the meaning given in s. 560.29 (1) (b), 2009 stats.

SECTION 2155. 76.635 (1) (c) of the statutes is amended to read:

76.635 **(1)** (c) "Investment date" has the meaning given in s. 560.29 (1) (d), 2009 stats.

SECTION 2156. 76.635 (1) (d) of the statutes is amended to read:

76.635 **(1)** (d) "Investment pool" has the meaning given in s. 560.29 (1) (e), 2009 stats.

SECTION 2157. 76.635 (1) (e) of the statutes is amended to read:

76.635 **(1)** (e) "Qualified investment" has the meaning given in s. 560.29 (1) (g), 2009 stats.

SECTION 2158. 76.636 (1) (b) 1. of the statutes is amended to read:

76.636 **(1)** (b) 1. A development zone under s. 238.30 or s. 560.70, 2009 stats.

SECTION 2159. 76.636 (1) (b) 2. of the statutes is amended to read:

76.636 **(1)** (b) 2. A development opportunity zone under s. 238.395 or s. 560.795, 2009 stats.

SECTION 2160. 76.636 (1) (b) 3. of the statutes is amended to read:

76.636 **(1)** (b) 3. An enterprise development zone under s. 238.397 or s. 560.797, 2009 stats.

SECTION 2161. 76.636 (1) (b) 4. of the statutes is amended to read:

76.636 **(1)** (b) 4. An agricultural development zone under s. 238.398 or s. 560.798, 2009 stats.

SECTION 2163. 76.636 (2) (intro.) of the statutes is amended to read:

76.636 **(2)** CREDITS. (intro.) Except as provided in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable year for which an insurer is entitled under s. 238.395 or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., the insurer may claim as a credit against the fees due under s. 76.60, 76.63, 76.65, 76.66, or 76.67 the following amounts:

SECTION 2164. 76.636 (2) (b) of the statutes is amended to read:

76.636 **(2)** (b) The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full−time

jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2165. 76.636 (2) (c) of the statutes is amended to read:

76.636 **(2)** (c) The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2166. 76.636 (2) (d) of the statutes is amended to read:

76.636 **(2)** (d) The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2167. 76.636 (2) (e) of the statutes is amended to read:

76.636 **(2)** (e) The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full−time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

SECTION 2168. 76.636 (4) (intro.) of the statutes is amended to read:

76.636 **(4)** CREDIT PRECLUDED. (intro.) If the certification of a person for tax benefits under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats., that person may not do any of the following:

SECTION 2169. 76.636 (5) of the statutes is amended to read:

76.636 **(5)** CARRY−OVER PRECLUDED. If a person who is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., for tax benefits ceases business operations in the development zone during any of the taxable years that that zone exists, that person may not carry over to any taxable year following the year during which operations cease any unused credits from the taxable year during which operations cease or from previous taxable years.

SECTION 2170. 76.636 (6) of the statutes is amended to read:

76.636 **(6)** ADMINISTRATION. Any insurer who claims a credit under sub. (2) shall include with the insurer's annual return under s. 76.64 a copy of its certification for tax benefits and a copy of its verification of expenses from the department of commerce or the Wisconsin Economic Development Corporation.

SECTION 2171. 76.637 (1) of the statutes is amended to read:

76.637 **(1)** DEFINITION. In this section, "claimant" means an insurer who files a claim under this section and is certified under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats.

SECTION 2172. 76.637 (2) of the statutes is amended to read:

76.637 **(2)** FILING CLAIMS. Subject to the limitations under this section, ss. 238.301 to 238.306, and ss. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, a claimant may claim as a credit against the fees due under s. 76.60, 76.63, 76.65, 76.66, or 76.67 the amount authorized for the claimant under s. 238.303 or s. 560.703, 2009 stats.

SECTION 2173. 76.637 (3) of the statutes is amended to read:

76.637 **(3)** LIMITATIONS. No credit may be allowed under this section unless the insurer includes with the insurer's annual return under s. 76.64 a copy of the claimant's certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

SECTION 2174. 76.637 (4) of the statutes is amended to read:

76.637 **(4)** ADMINISTRATION. If an insurer's certification is revoked under s. 238.305 or s. 560.705, 2009 stats., or if an insurer becomes ineligible for tax benefits under s. 238.302 or s. 560.702, 2009 stats., the insurer may not claim credits under this section for the taxable year that includes the day on which the certification is revoked; the taxable year that includes the day on which the insurer becomes ineligible for tax benefits; or succeeding taxable years and the insurer may not carry over unused credits from previous years to offset the fees imposed under ss. 76.60, 76.63, 76.65, 76.66, or 76.67 for the taxable year that includes the day on which certification is revoked; the taxable year that includes the day on which the insurer becomes ineligible for tax benefits; or succeeding taxable years.

SECTION 2175. 76.638 (1) of the statutes is amended to read:

76.638 **(1)** DEFINITIONS. In this section, "fund manager" means an investment fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

SECTION 2176. 76.638 (2) of the statutes is amended to read:

76.638 **(2)** FILING CLAIMS. For taxable years beginning after December 31, 2008, subject to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009 stats., an insurer may claim as a credit against the fees imposed under s. 76.60, 76.63, 76.65, 76.66, or 76.67, 25 percent of the insurer's investment paid to a fund manager that the fund manager invests in a business certified under s. 238.15 or s. 560.205 (1), 2009 stats.

SECTION 2177. Chapter 77 (title) of the statutes is amended to read:

CHAPTER 77
TAXATION OF FOREST CROPLANDS; REAL ESTATE TRANSFER FEES; SALES AND USE TAXES; COUNTY, TRANSIT AUTHORITY, AND SPECIAL DISTRICT SALES AND USE TAXES; MANAGED FOREST LAND; ~~RECYCLING~~ ECONOMIC DEVELOPMENT SURCHARGE; LOCAL FOOD AND BEVERAGE TAX; LOCAL RENTAL CAR TAX; PREMIER RESORT AREA TAXES; STATE RENTAL VEHICLE FEE; DRY CLEANING FEES; SOUTHEASTERN REGIONAL TRANSIT AUTHORITY FEE

SECTION 2177m. Chapter 77 (title) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

CHAPTER 77
TAXATION OF FOREST CROPLANDS; REAL ESTATE TRANSFER FEES; SALES AND USE TAXES; COUNTY~~, TRANSIT AUTHORITY,~~ AND SPECIAL DISTRICT SALES AND USE TAXES; MANAGED FOREST LAND; ECONOMIC DEVELOPMENT SURCHARGE; LOCAL FOOD AND BEVERAGE TAX; LOCAL RENTAL CAR TAX; PREMIER RESORT AREA TAXES; STATE RENTAL VEHICLE FEE; DRY CLEANING FEES; ~~SOUTHEASTERN REGIONAL TRANSIT AUTHORITY FEE~~

SECTION 2178. 77.22 (2) (d) of the statutes is amended to read:

77.22 **(2)** (d) If the real estate transferred is not subject to certification under s. 101.122 (4) (a), waiver under s. 101.122 (4) (b) or stipulation under s. 101.122 (4) (c), the reason why it is not so subject or the form prescribed by the department of ~~commerce~~ safety and professional services under s. 101.122 (6).

SECTION 2178m. 77.52 (21) of the statutes is renumbered 77.52 (21) (a) and amended to read:

77.52 **(21)** (a) ~~A~~ Except as provided in par. (b), a person who provides a product that is not ~~a~~ distinct and identifiable ~~product~~ because it is provided free of charge, as provided in s. 77.51 (3pf) (b), is the consumer of ~~that~~ the product that is provided free of charge and shall pay the tax imposed under this subchapter on the purchase price of that product.

SECTION 2178n. 77.52 (21) (b) of the statutes is created to read:

77.52 **(21)** (b) A person who provides a product that is not distinct and identifiable because it is provided free of charge to a purchaser who must also purchase another product that is subject to the tax imposed under this subchapter from that person in the same transaction may purchase the product provided free of charge without tax, for resale.

SECTION 2179. 77.54 (5) (am) of the statutes is created to read:

77.54 **(5)** (am) Modular homes, as defined in s. 101.71 (6), and manufactured homes, as defined in s. 101.91 (2), that are used in real property construction activities outside this state.

SECTION 2180m. 77.54 (9a) (er) of the statutes is repealed.

SECTION 2181. 77.54 (11m) of the statutes is created to read:

77.54 **(11m)** The sales price from the sales of and the storage, use, or other consumption of vegetable oil or animal fat that is converted into motor vehicle fuel that is exempt under s. 78.01 (2n) from the taxes imposed under s. 78.01 (1).

SECTION 2181n. 77.54 (58) of the statutes is created to read:

77.54 **(58)** The sales price from the sale of and the storage, use, or other consumption of snowmaking and snow−grooming machines and equipment, including accessories, attachments, and parts for the machines and equipment and the fuel and electricity used to operate such machines and equipment, that are used exclusively and directly for snowmaking and snow grooming at ski hills, ski slopes, and ski trails.

SECTION 2181p. 77.54 (59) of the statutes is created to read:

77.54 **(59)** The sales price from the sales of and the storage, use, or other consumption of advertising and promotional direct mail.

SECTION 2183d. Subchapter V (title) of chapter 77 [precedes 77.70] of the statutes is amended to read:

CHAPTER 77

SUBCHAPTER V
COUNTY~~, TRANSIT AUTHORITY,~~ AND
SPECIAL DISTRICT SALES AND USE TAXES

SECTION 2183e. 77.708 of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed.

SECTION 2183f. 77.708 (3) of the statutes is created to read:

77.708 **(3)** Retailers and the department of revenue may not collect a tax under sub. (1) for any transit authority created under s. 66.1039 after the effective date of this subsection .... [LRB inserts date], except that the department of revenue may collect from retailers taxes that accrued before the effective date of this subsection .... [LRB inserts date], and fees, interest, and penalties that relate to those taxes.

SECTION 2183g. 77.71 of the statutes is amended to read:

77.71 Imposition of county~~, transit authority,~~ and special district sales and use taxes. Whenever a county sales and use tax ordinance is adopted under s. 77.70~~, a transit authority resolution is adopted under s. 77.708,~~ or a special district resolution is adopted under s. 77.705 or 77.706, the following taxes are imposed:

(1) For the privilege of selling, licensing, leasing, or renting tangible personal property and the items, property, and goods specified under s. 77.52 (1) (b), (c), and (d), and for the privilege of selling, licensing, performing, or furnishing services a sales tax is imposed upon retailers at the rates under s. 77.70 in the case of a county tax~~, at the rate under s. 77.708 in the case of a transit authority tax,~~ or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the sales price from the sale, license, lease, or rental of tangible personal property and the items, property, and goods specified under s. 77.52 (1) (b), (c), and (d), except property taxed under sub. (4), sold, licensed, leased, or rented at retail in the county~~,~~ or special district, ~~or transit authority's jurisdictional area,~~ or from selling, licensing, performing, or furnishing services described under s. 77.52 (2) in the county~~,~~ or special district~~, or transit authority's jurisdictional area~~.

(2) An excise tax is imposed at the rates under s. 77.70 in the case of a county tax~~, at the rate under s. 77.708 in the case of a transit authority tax,~~ or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the purchase price upon every person storing, using, or otherwise consuming in the county~~,~~ or special district~~, or transit authority's jurisdictional area~~ tangible personal property, or items, property, or goods specified under s. 77.52 (1) (b), (c), or (d), or services if the tangible personal property, item, property, good, or service is subject to the state use tax under s. 77.53, except that a receipt indicating that the tax under sub. (1), (3), or (4) has been paid relieves the buyer of liability for the tax under this subsection and except that if the buyer has paid a similar local tax in another state on a purchase of the same tangible personal property, item, property, good, or service that tax shall be credited against the tax under this subsection and except that for motor vehicles that are used for a purpose in addition to retention, demonstration, or display while held for sale in the regular course of business by a dealer the tax under this subsection is imposed not on the purchase price but on the amount under s. 77.53 (1m).

(3) An excise tax is imposed upon a contractor engaged in construction activities within the county~~,~~ or special district~~, or transit authority's jurisdictional area,~~ at the rates under s. 77.70 in the case of a county tax~~, at the rate under s. 77.708 in the case of a transit authority tax,~~ or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the purchase price of tangible personal property or items, property, or goods under s. 77.52 (1) (b), (c), or (d) that are used in constructing, altering, repairing, or improving real property and that became a component part of real property in that county or special district ~~or in the transit authority's jurisdictional area~~, except that if the contractor has paid the sales tax of a county~~, transit authority,~~ or special district in this state on that tangible personal property, item, property, or good, or has paid a similar local sales tax in another state on a purchase of the same tangible personal property, item, property, or good, that tax shall be credited against the tax under this subsection.

(4) An excise tax is imposed at the rates under s. 77.70 in the case of a county tax~~, at the rate under s. 77.708 in the case of a transit authority tax,~~ or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the purchase price upon every person storing, using, or otherwise consuming a motor vehicle, boat, recreational vehicle, as defined in s. 340.01 (48r), or aircraft, if that property must be registered or titled with this state and if that property is to be customarily kept in a county that has in effect an ordinance under s. 77.70~~, the jurisdictional area of a transit authority that has in effect a resolution under s. 77.708,~~ or in a special district that has in effect a resolution under s. 77.705 or 77.706, except that if the buyer has paid a similar local sales tax in another state on a purchase of the same property that tax shall be credited against the tax under this subsection.

SECTION 2183h. 77.73 (2) of the statutes is amended to read:

77.73 **(2)** Counties~~,~~ and special districts~~, and transit authorities~~ do not have jurisdiction to impose the tax under s. 77.71 (2) in regard to items, property, and goods under s. 77.52 (1) (b), (c), and (d), and tangible personal property, except snowmobiles, trailers, semitrailers, and all−terrain vehicles, purchased in a sale that is consummated in another county or special district in this state~~, or in another transit authority's jurisdictional area,~~ that does not have in effect an ordinance or resolution imposing the taxes under this subchapter and later brought by the buyer into the county~~,~~ or special district~~, or jurisdictional area~~

~~of the transit authority~~ that has imposed a tax under s. 77.71 (2).

SECTION 2183i. 77.73 (3) of the statutes is amended to read:

77.73 **(3)** Counties~~,~~ and special districts~~, and transit authorities~~ have jurisdiction to impose the taxes under this subchapter on retailers who file, or who are required to file, an application under s. 77.52 (7) or who register, or who are required to register, under s. 77.53 (9) or (9m), regardless of whether such retailers are engaged in business in the county~~,~~ or special district, ~~or transit authority's jurisdictional area,~~ as provided in s. 77.51 (13g). A retailer who files, or is required to file, an application under s. 77.52 (7) or who registers, or is required to register, under s. 77.53 (9) or (9m) shall collect, report, and remit to the department the taxes imposed under this subchapter for all counties~~,~~ or special districts~~, and transit authorities~~ that have an ordinance or resolution imposing the taxes under this subchapter.

SECTION 2183j. 77.75 of the statutes is amended to read:

77.75 Reports. Every person subject to county~~, transit authority,~~ or special district sales and use taxes shall, for each reporting period, record that person's sales made in the county~~,~~ or special district~~, or jurisdictional area of a transit authority~~ that has imposed those taxes separately from sales made elsewhere in this state and file a report as prescribed by the department of revenue.

SECTION 2183k. 77.76 (1) of the statutes is amended to read:

77.76 **(1)** The department of revenue shall have full power to levy, enforce, and collect county~~, transit authority,~~ and special district sales and use taxes and may take any action, conduct any proceeding, impose interest and penalties, and in all respects proceed as it is authorized to proceed for the taxes imposed by subch. III. The department of transportation and the department of natural resources may administer the county~~, transit authority,~~ and special district sales and use taxes in regard to items under s. 77.61 (1).

SECTION 2183L. 77.76 (2) of the statutes is amended to read:

77.76 **(2)** Judicial and administrative review of departmental determinations shall be as provided in subch. III for state sales and use taxes, and no county~~, transit authority,~~ or special district may intervene in any matter related to the levy, enforcement, and collection of the taxes under this subchapter.

SECTION 2183m. 77.76 (3r) of the statutes is repealed.

SECTION 2183n. 77.76 (4) of the statutes is amended to read:

77.76 **(4)** There shall be retained by the state 1.5% of the taxes collected for taxes imposed by special districts under ss. 77.705 and 77.706 ~~and transit authorities under s. 77.708~~ and 1.75% of the taxes collected for taxes imposed by counties under s. 77.70 to cover costs incurred by the state in administering, enforcing, and collecting the tax. All interest and penalties collected shall be deposited and retained by this state in the general fund.

SECTION 2183o. 77.76 (5) of the statutes is repealed.

SECTION 2183p. 77.77 (1) of the statutes is amended to read:

77.77 **(1)** (a) The sales price from services subject to the tax under s. 77.52 (2) or the lease, rental, or license of tangible personal property and property, items, and goods specified under s. 77.52 (1) (b), (c), and (d), is subject to the taxes under this subchapter, and the incremental amount of tax caused by a rate increase applicable to those services, leases, rentals, or licenses is due, beginning with the first billing period starting on or after the effective date of the county ordinance, special district resolution, ~~transit authority resolution,~~ or rate increase, regardless of whether the service is furnished or the property, item, or good is leased, rented, or licensed to the customer before or after that date.

(b) The sales price from services subject to the tax under s. 77.52 (2) or the lease, rental, or license of tangible personal property and property, items, and goods specified under s. 77.52 (1) (b), (c), and (d)~~,~~ is not subject to the taxes under this subchapter, and a decrease in the tax rate imposed under this subchapter on those services first applies, beginning with bills rendered on or after the effective date of the repeal or sunset of a county ordinance~~,~~ or special district resolution~~, or transit authority resolution~~ imposing the tax or other rate decrease, regardless of whether the service is furnished or the property, item, or good is leased, rented, or licensed to the customer before or after that date.

SECTION 2183q. 77.77 (3) of the statutes is amended to read:

77.77 **(3)** The sale of building materials to contractors engaged in the business of constructing, altering, repairing or improving real estate for others is not subject to the taxes under this subchapter, and the incremental amount of tax caused by the rate increase applicable to those materials is not due, if the materials are affixed and made a structural part of real estate, and the amount payable to the contractor is fixed without regard to the costs incurred in performing a written contract that was irrevocably entered into prior to the effective date of the county ordinance, special district resolution, ~~transit authority resolution,~~ or rate increase or that resulted from the acceptance of a formal written bid accompanied by a bond or other performance guaranty that was irrevocably submitted before that date.

SECTION 2183r. 77.78 of the statutes is amended to read:

77.78 Registration. No motor vehicle, boat, snowmobile, recreational vehicle, as defined in s. 340.01 (48r), trailer, semitrailer, all−terrain vehicle or aircraft that is required to be registered by this state may be regis-

tered or titled by this state unless the registrant files a sales and use tax report and pays the county tax~~, transit authority tax,~~ and special district tax at the time of registering or titling to the state agency that registers or titles the property. That state agency shall transmit those tax revenues to the department of revenue.

SECTION 2184. Subchapter VII (title) of chapter 77 [precedes 77.92] of the statutes is amended to read:

CHAPTER 77

SUBCHAPTER VII

~~RECYCLING~~ ECONOMIC DEVELOPMENT SURCHARGE

SECTION 2184n. 77.92 (4) of the statutes is amended to read:

77.92 **(4)** "Net business income," with respect to a partnership, means taxable income as calculated under section 703 of the Internal Revenue Code; plus the items of income and gain under section 702 of the Internal Revenue Code, including taxable state and municipal bond interest and excluding nontaxable interest income or dividend income from federal government obligations; minus the items of loss and deduction under section 702 of the Internal Revenue Code, except items that are not deductible under s. 71.21; plus guaranteed payments to partners under section 707 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and (8r); and plus or minus, as appropriate, transitional adjustments, depreciation differences, and basis differences under s. 71.05 (13), (15), (16), (17), and (19); but excluding income, gain, loss, and deductions from farming. "Net business income," with respect to a natural person, estate, or trust, means profit from a trade or business for federal income tax purposes and includes net income derived as an employee as defined in section 3121 (d) (3) of the Internal Revenue Code.

SECTION 2185. 77.93 (intro.) of the statutes is amended to read:

77.93 Applicability. (intro.) For the privilege of doing business in this state, there is imposed ~~a recycling~~ an economic development surcharge on the following entities:

SECTION 2186. 77.96 (6) of the statutes is amended to read:

77.96 **(6)** The department of revenue shall refer to the surcharge under this subchapter as the ~~recycling~~ economic development surcharge.

SECTION 2187. 77.97 of the statutes is amended to read:

77.97 Use of revenue. The department of revenue shall deposit the surcharge, interest and penalties collected under this subchapter in the ~~recycling and renewable energy~~ economic development fund under s. 25.49.

SECTION 2187d. Subchapter XIII (title) of chapter 77 [precedes 77.997] of the statutes is repealed.

SECTION 2187f. 77.9971 of the statutes is repealed.

SECTION 2187h. 77.9972 of the statutes is repealed.

SECTION 2187j. 77.9973 of the statutes is renumbered 77.9973 (1).

SECTION 2187L. 77.9973 of the statutes, as affected by 2011 Wisconsin Act ... (this act), is repealed.

SECTION 2187n. 77.9973 (2) of the statutes is created to read:

77.9973 **(2)** Retailers and the department of revenue may not collect fees under this subchapter for the southeastern regional transit authority after the effective date of this subsection .... [LRB inserts date], except that the department of revenue may collect from retailers fees that accrued before the effective date of this subsection .... [LRB inserts date], and fees, interest, and penalties that relate to those taxes.

SECTION 2187p. 79.01 (2) of the statutes is repealed.

SECTION 2188. 79.01 (2d) of the statutes is amended to read:

79.01 **(2d)** There is established an account in the general fund entitled the "County and Municipal Aid Account." ~~Beginning with the distributions in 2011, the~~ The total amount to be distributed ~~each year~~ in 2011 to counties and municipalities from the county and municipal aid account is $824,825,715 and the total amount to be distributed to counties and municipalities in 2012, and in each year thereafter, from the county and municipal aid account is $748,075,715.

SECTION 2188d. 79.01 (2m) of the statutes is amended to read:

79.01 **(2m)** There is established an account in the general fund entitled the "Public Utility Distribution Account," referred to in this chapter as the "public utility account." There shall be appropriated to the public utility account the sums specified in s. 79.04 ~~(5), (6), and (7)~~.

SECTION 2188e. 79.01 (4) of the statutes is repealed.

SECTION 2188f. 79.015 of the statutes is amended to read:

79.015 Statement of estimated payments. The department of revenue, on or before September 15 of each year, shall provide to each municipality and county a statement of estimated payments to be made in the next calendar year to the municipality or county under ss. ~~79.03,~~ 79.035, 79.04, and 79.05~~, 79.058, and 79.06~~.

SECTION 2188g. 79.02 (2) (b) of the statutes is amended to read:

79.02 **(2)** (b) Subject to ss. 59.605 (4) and 70.995 (14) (b), payments in July shall equal 15% of the municipality's or county's estimated payments under ss. ~~79.03,~~ 79.035~~,~~ and 79.04~~, 79.058, and 79.06~~ and 100% of the municipality's estimated payments under s. 79.05.

SECTION 2188h. 79.02 (3) (a) of the statutes is amended to read:

79.02 **(3)** (a) Subject to s. 59.605 (4), payments to each municipality and county in November shall equal that municipality's or county's entitlement under ss. ~~79.03,~~ 79.035, 79.04, and 79.05~~, 79.058, and 79.06~~ for the current year, minus the amount distributed to the municipality or county in July.

SECTION 2188i. 79.02 (3) (b) of the statutes is repealed.

SECTION 2188j. 79.02 (3) (c) of the statutes is repealed.

SECTION 2188k. 79.02 (3) (d) of the statutes is repealed.

SECTION 2188km. 79.02 (3) (e) of the statutes is amended to read:

79.02 **(3)** (e) For the distribution in 2004 and subsequent years, the total amount of the November payments to each county and municipality under s. 79.035 shall be reduced by an amount equal to the amount of supplements paid from the appropriation accounts under s. 20.435 (4) (b) and (gm) that the county or municipality received for the fiscal year in which a payment is made under this section, as determined under s. 49.45 (51).

SECTION 2188L. 79.02 (4) of the statutes is repealed.

SECTION 2190d. 79.03 of the statutes is repealed.

SECTION 2191b. 79.035 (1) of the statutes is amended to read:

79.035 **(1)** ~~In 2004 and subsequent years, except as provided under s. 79.02 (4), each~~ Each county and municipality shall receive a payment from the county and municipal aid account and~~, beginning with payments in November 2009,~~ from the appropriation accounts under s. 20.835 (1) (q) and (r) in an amount determined under ~~sub. (2)~~ this section.

SECTION 2191c. 79.035 (1) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

79.035 **(1)** Each county and municipality shall receive a payment from the county and municipal aid account and from the appropriation account under s. 20.835 (1) (r) in an amount determined under this section.

SECTION 2191d. 79.035 (2) of the statutes is repealed.

SECTION 2191g. 79.035 (4) of the statutes is created to read:

79.035 **(4)** (a) For the distribution in 2012, the total amount of the payments to all municipalities under this section shall be reduced by $47,663,400 and the total amount of the payments to all counties under this section shall be reduced by $29,086,600.

(b) 1. To calculate the reduction under this subsection for each municipality, the department of revenue shall first divide $47,663,400 by the total population of all municipalities. The department shall then adjust the result of the calculation to establish a per capita amount applied to all municipalities so that the reduction for each municipality is no more than the maximum allowable reduction under this subsection for that municipality and so that the total reductions to county and municipal aid payments for municipalities under this subsection is $47,663,400.

2. To calculate the reduction under this subsection for each county, the department of revenue shall first divide $29,086,600 by the total population of all counties. The department shall then adjust the result of the calculation to establish a per capita amount applied to all counties so that the reduction for each county is no more than the maximum allowable reduction under this subsection for that county and so that the total reductions to county and municipal aid payments for counties under this subsection is $29,086,600.

(c) 1. The reduction for a municipality that has a population of less than 2,500 is the amount calculated by multiplying the amount determined under par. (b) 1. by the municipality's population, multiplied by the quotient of the municipality's population divided by 2,500.

2. Except as provided under par. (h), the reduction determined under this paragraph may not exceed the lesser of an amount equal to 15 percent of the municipality's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or 10 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57.

(d) 1. The reduction for a municipality that has a population of at least 2,500, but no greater than 10,000, is the amount equal to 10 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57, plus the amount determined as follows:

a. Multiply the amount determined under par. (b) 1. by the municipality's population.

b. Subtract 2,500 from the municipality's population.

c. Divide the number determined under subd. 1. b. by 7,500.

d. Multiply the number determined under subd. 1. a. by the number determined under subd. 1. c.

2. Except as provided in par. (h), the reduction determined under this paragraph may not exceed the lesser of an amount equal to 15 percent of the municipality's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or 15 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57.

(e) 1. The reduction for a municipality that has a population greater than 10,000, but no greater than 50,000, is the amount equal to 15 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57, plus the amount determined as follows:

a. Multiply the amount determined under par. (b) 1. by the municipality's population.

b. Subtract 10,000 from the municipality's population.

c. Divide the number determined under subd. 1. b. by 40,000.

d. Multiply the number determined under subd. 1. a. by the number determined under subd. 1. c.

2. Except as provided in par. (h), the reduction determined under this paragraph may not exceed the lesser of an amount equal to 15 percent of the municipality's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or 25 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57.

(f) 1. The reduction for a municipality that has a population greater than 50,000, but no greater than 110,000, is the amount equal to 25 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57, plus the amount determined as follows:

a. Multiply the amount determined under par. (b) 1. by the municipality's population.

b. Subtract 50,000 from the municipality's population.

c. Divide the number determined under subd. 1. b. by 60,000.

d. Multiply the number determined under subd. 1. a. by the number determined under subd. 1. c.

2. Except as provided in par. (h), the reduction determined under this paragraph may not exceed the lesser of an amount equal to 15 percent of the municipality's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or 30 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57.

(g) The reduction for a municipality that has a population greater than 110,000 is an amount equal to 30 cents for each $1,000 of the municipality's equalized value, as determined under s. 70.57, plus an amount equal to the municipality's population multiplied by the amount determined under par. (b) 1., except that the reduction determined under this paragraph may not exceed the lesser of an amount equal to 25 percent of the municipality's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or 35 cents for each $1,000 in equalized value, as determined under s. 70.57.

(h) The reduction determined under par. (c), (d), (e), or (f) for a town or village may not exceed the lesser of an amount equal to 25 percent of the town's or village's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or the amount determined under par. (c) 2., (d) 2., (e) 2., or (f) 2. based on equalized value.

(i) The reduction for a county is the amount determined under par. (b) 2. multiplied by the county's population, except that the reduction determined under this paragraph may not exceed the lesser of an amount equal to 25 percent of the county's payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or 15 cents for each $1,000 of the county's equalized value, as determined under s. 70.57.

SECTION 2191k. 79.035 (5) of the statutes is created to read:

79.035 **(5)** For the distribution in 2013 and subsequent years, each county and municipality shall receive a payment under this section that is equal to the amount of the payment determined for the county or municipality under this section for 2012.

SECTION 2191L. 79.04 (1) (a) of the statutes is amended to read:

79.04 **(1)** (a) An amount from the ~~shared revenue~~ public utility account ~~or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,~~ determined by multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village, the first $125,000,000 of the amount shown in the account, plus leased property, of each public utility except qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for "production plant, exclusive of land," "general structures," and "substations," in the case of light, heat and power companies, electric cooperatives or municipal electric companies, for all property within a municipality in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of revenue and less the value of treatment plant and pollution abatement equipment, as defined under s. 70.11 (21), as determined by the department of revenue plus an amount from the ~~shared revenue~~ public utility account ~~or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,~~ determined by multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village, of the first $125,000,000 of the total original cost of production plant, general structures, and substations less depreciation, land and approved waste treatment facilities of each qualified wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property within the municipality. The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than $125,000,000. The amount distributable to a municipality under this subsection and sub. (6) in any year shall not exceed $300 times the population of the municipality, except that, beginning with payments in 2009, the amount distributable to a municipality under this subsection and sub. (6) in any year shall not exceed $425 times the population of the municipality.

SECTION 2191n. 79.04 (2) (a) of the statutes is amended to read:

79.04 **(2)** (a) Annually, except for production plants that begin operation after December 31, 2003, or begin operation as a repowered production plant after December 31, 2003, and except as provided in sub. (4m), the department of administration, upon certification by the department of revenue, shall distribute from the ~~shared revenue~~ public utility account ~~or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003~~

~~stats.,~~ to any county having within its boundaries a production plant, general structure, or substation, used by a light, heat or power company assessed under s. 76.28 (2) or 76.29 (2), except property described in s. 66.0813 unless the production plant or substation is owned or operated by a local governmental unit that is located outside of the municipality in which the production plant or substation is located, or by an electric cooperative assessed under ss. 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an amount determined by multiplying by 6 mills in the case of property in a town and by 3 mills in the case of property in a city or village the first $125,000,000 of the amount shown in the account, plus leased property, of each public utility except qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for "production plant, exclusive of land," "general structures," and "substations," in the case of light, heat and power companies, electric cooperatives or municipal electric companies, for all property within the municipality in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of revenue and less the value of treatment plant and pollution abatement equipment, as defined under s. 70.11 (21), as determined by the department of revenue plus an amount from the ~~shared revenue~~ public utility account ~~or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,~~ determined by multiplying by 6 mills in the case of property in a town, and 3 mills in the case of property in a city or village, of the total original cost of production plant, general structures, and substations less depreciation, land and approved waste treatment facilities of each qualified wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property within the municipality. The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than $125,000,000. The amount distributable to a county under this subsection and sub. (6) in any year shall not exceed $100 times the population of the county, except that, beginning with payments in 2009, the amount distributable to a county under this subsection and sub. (6) in any year shall not exceed $125 times the population of the county.

SECTION 2192. 79.04 (7) (a) of the statutes is amended to read:

79.04 **(7)** (a) Beginning with payments in 2005, if a production plant, as described in sub. (6) (a), other than a nuclear−powered production plant, is built on the site of, or on a site adjacent to, an existing or decommissioned production plant; or is built on a site purchased by a public utility before January 1, 1980, that was identified in an advance plan as a proposed site for a production plant; or is built on, or on a site adjacent to, brownfields, as defined in s. 238.13 (1) (a) or s. 560.13 (1) (a), 2009 stats., after December 31, 2003, and has a name−plate capacity of at least one megawatt, each municipality and county in which such a production plant is located shall receive annually from the public utility account a payment in an amount that is equal to the number of megawatts that represents the production plant's name−plate capacity, multiplied by $600.

SECTION 2192c. 79.043 (1) of the statutes is repealed.

SECTION 2192g. 79.043 (2) of the statutes is repealed.

SECTION 2192n. 79.043 (3) of the statutes is repealed.

SECTION 2192r. 79.043 (4) of the statutes is repealed.

SECTION 2192w. 79.043 (5) of the statutes is repealed.

SECTION 2193d. 79.043 (6) of the statutes is renumbered 79.035 (3) and amended to read:

79.035 **(3)** For the distribution in 2011 ~~and subsequent years~~, each county and municipality shall receive a payment under this section ~~and s. 79.035~~ that is equal to the amount of the payment determined for the county or municipality under s. 79.02 (4), 2009 stats., in 2010.

SECTION 2195. 79.05 (1) (am) of the statutes is amended to read:

79.05 **(1)** (am) "Inflation factor" means a percentage equal to the average annual percentage change in the U.S. consumer price index for all urban consumers, U.S. city average, as determined by the U.S. department of labor, for the 12 months ending on September 30 of the year before the statement under s. 79.015, except that the percentage under this paragraph shall not be less than ~~3 percent~~ zero.

SECTION 2195g. 79.058 of the statutes is repealed.

SECTION 2195k. 79.06 of the statutes is repealed.

SECTION 2195L. 79.07 of the statutes is repealed.

SECTION 2196. 84.01 (6m) (b) (intro.) of the statutes is amended to read:

84.01 **(6m)** (b) (intro.) The department, in consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, shall do all of the following for each economic development program administered by the department:

SECTION 2197. 84.01 (11m) (title) of the statutes is amended to read:

84.01 **(11m)** (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND REPORTING.

SECTION 2198. 84.01 (11m) of the statutes is renumbered 84.01 (11m) (b) and amended to read:

84.01 **(11m)** (b) Annually, no later than October 1, the department shall submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs, as defined in sub. (6m) (a), administered by the department. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The department shall col-

laborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this subsection.

SECTION 2199. 84.01 (11m) (a) of the statutes is created to read:

84.01 **(11m)** (a) The department shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 2200m. 84.01 (18) of the statutes is created to read:

Vetoed In Part

84.01 **(18)** PLAN FOR TRANSPORTATION FINANCING FOR NEXT 10 YEARS. In each even−numbered year, with the information submitted by the department under s. 16.42 (1), the department shall submit a 10−year plan that includes an estimate of total transportation fund revenues, proposed bonding, and estimated debt service for each year of the 10−year period covered by the plan. The plan shall include various scenarios with different levels of transportation spending, from bond or cash sources, and different levels of revenues, with at least one scenario resulting in achieving a stable debt service percentage by the end of the 10−year period. For any scenario resulting in an increasing debt service percentage, the plan shall identify the potential consequences for specific transportation programs of reduced net revenues.

SECTION 2201. 84.01 (33) (c) of the statutes is repealed.

SECTION 2202. 84.013 (1) (a) (intro.) of the statutes is amended to read:

84.013 **(1)** (a) (intro.) "Major highway project" means a project, except a project providing an approach to a bridge over a river that forms a boundary of the state, a high−cost state highway bridge project under s. 84.017, or a southeast Wisconsin freeway ~~rehabilitation project under s. 84.014, which~~ megaproject under s. 84.0145, that satisfies any of the following:

1m. The project has a total cost of more than ~~$5,000,000~~ $30,000,000, subject to adjustment under sub. (2m), and ~~which~~ involves any of the following:

SECTION 2203. 84.013 (1) (a) 1. of the statutes is renumbered 84.013 (1) (a) 1m. a.

SECTION 2204. 84.013 (1) (a) 2. (intro.), a. and b. of the statutes are consolidated, renumbered 84.013 (1) (a) 1m. b. and amended to read:

84.013 **(1)** (a) 1m. b. Reconstructing or reconditioning an existing highway by either ~~of the following: a. Relocating~~ relocating 2.5 miles or more of the existing highway~~. b. Adding~~ or adding one or more lanes 5 miles or more in length to the existing highway.

SECTION 2205. 84.013 (1) (a) 2m. of the statutes is created to read:

84.013 **(1)** (a) 2m. The project has a total cost of more than $75,000,000, subject to adjustment under sub. (2m), and is not described in subd. 1m.

SECTION 2206. 84.013 (1) (a) 3. of the statutes is renumbered 84.013 (1) (a) 1m. c.

SECTION 2207. 84.013 (2) (a) of the statutes is amended to read:

84.013 **(2)** (a) Subject to ss. 84.014 (6) (b), 84.555, and 86.255, major highway projects shall be funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and (ct) and (4) (jq) and 20.866 (2) (ur) to (uum) and (uus).

SECTION 2208. 84.013 (2) (b) of the statutes is amended to read:

84.013 **(2)** (b) Except as provided in ss. ~~84.014,~~ 84.017, 84.03 (3), and 84.555, and subject to ~~s.~~ ss. 84.014 (6) (c) and 86.255, reconditioning, reconstruction and resurfacing of highways shall be funded from the appropriations under ss. 20.395 (3) (cq) to (cx) and 20.866 (2) (uur) and (uut).

SECTION 2209. 84.013 (2m) of the statutes is created to read:

84.013 **(2m)** The department shall annually adjust the amounts specified in sub. (1) (a) 1m. and 2m. to reflect the annual change in the Wisconsin Department of Transportation Price Index, Yearly Moving Average, as maintained by the department or, if at any time the department no longer maintains this index, another suitable index as determined by the department. Beginning in 2012, prior to October 1 of each year, the department shall compute the annual adjustment required under this subsection and shall publish the new adjusted amount applicable under sub. (1) (a) 1m. and 2m., which amount shall become effective on October 1 of that year. The department may not adjust the amounts specified in sub. (1) (a) 1m. and 2m. to an amount less than that specified in sub. (1) (a) 1m. and 2m.

SECTION 2210. 84.013 (3) (ad) of the statutes is created to read:

84.013 **(3)** (ad) Notwithstanding s. 13.489 (4) (c), any project approved by the transportation projects commission under s. 13.489 (4m) (b).

SECTION 2211. 84.013 (3) (bd) of the statutes is created to read:

84.013 **(3)** (bd) I 39/90 extending approximately 45 miles from USH 12/18 in Dane County to the Illinois−Wisconsin state line in Rock County.

SECTION 2212. 84.013 (3) (bh) of the statutes is created to read:

84.013 **(3)** (bh) STH 38 extending approximately 9 miles from CTH "K" in Racine County to Oakwood Road in Milwaukee County.

SECTION 2213. 84.013 (3) (bp) of the statutes is created to read:

84.013 **(3)** (bp) USH 10 and USH 10/STH 441 extending approximately 5 miles from CTH "CB" in Winnebago County to Oneida Street in Calumet County.

SECTION 2214. 84.013 (3) (bt) of the statutes is created to read:

84.013 **(3)** (bt) STH 15 extending approximately 11 miles from STH 76 to USH 45, near New London, in Outagamie County.

SECTION 2215. 84.013 (4) (a) of the statutes is amended to read:

84.013 **(4)** (a) Subject to s. 13.489 (1m), in preparation for future major highway projects, the department may perform ~~preliminary~~ engineering and design work and studies for possible major highway projects not listed under sub. (3), but no major highway may be constructed unless the project is listed under sub. (3) or approved under sub. (6).

SECTION 2216. 84.013 (9) of the statutes is amended to read:

84.013 **(9)** If the department~~, in consultation with the department of commerce,~~ determines that a business development having a payroll exceeding $10,000,000 in a calendar year is being located within a 3−mile radius of the intersection of I 90 and Town Line Road in Rock County, the department shall construct an interchange funded from the appropriations under s. 20.395 (3) (cq) to (cx) off of I 90 to Town Line Road.

SECTION 2217. 84.014 (2) of the statutes is amended to read:

84.014 **(2)** Subject to ss. 84.555 and 86.255, any southeast Wisconsin freeway rehabilitation projects, including the Marquette interchange reconstruction project and projects that involve adding one or more lanes 5 miles or more in length to the existing freeway, may be funded ~~only~~ from the appropriations under ss. 20.395 (3) (cr), (ct), (cw), and (cy) and 20.866 (2) (uum) and (uup).

SECTION 2218. 84.014 (6) of the statutes is created to read:

84.014 **(6)** (a) A southeast Wisconsin freeway rehabilitation project under this section may not simultaneously be considered a southeast Wisconsin freeway megaproject under s. 84.0145.

(b) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation project under this section may also be considered a major highway project, eligible for funding under s. 84.013 (2) (a), if the project meets the criteria for a major highway project under s. 84.013 (1) (a) and satisfies all applicable requirements under ss. 13.489 and 84.013.

(c) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation project under this section may also be eligible for funding under s. 84.013 (2) (b) if the project is not considered a southeast Wisconsin freeway megaproject under s. 84.0145 or a major highway project under s. 84.013.

SECTION 2219. 84.0145 of the statutes is created to read:

84.0145 Southeast Wisconsin freeway megaprojects. (1) In this section:

(a) "I 94 north−south corridor" has the meaning given in s. 84.014 (5m) (ag) 1.

(b) "Southeast Wisconsin freeway" has the meaning given in s. 84.014 (1) (e).

(c) "Southeast Wisconsin freeway megaproject" means any project on a southeast Wisconsin freeway having a total cost of more than $500 million, subject to adjustment under sub. (4).

(d) "Zoo interchange" has the meaning given in s. 84.014 (5m) (ag) 2.

(2) Subject to sub. (3) and s. 86.255, any southeast Wisconsin freeway megaproject may be funded only from the appropriations under ss. 20.395 (3) (aq), (av), (ax), and (ct) and 20.866 (2) (uup).

(3) (a) The department may not encumber or expend any moneys for construction of a southeast Wisconsin freeway megaproject unless the project is specifically enumerated in a list under par. (b).

(b) The department may provide funding for the following southeast Wisconsin freeway megaprojects:

1. The I 94 north−south corridor project.
2. The Zoo interchange project.

(4) The department shall annually adjust the amount specified in sub. (1) (c) to reflect the annual change in the Wisconsin Department of Transportation Price Index, Yearly Moving Average, as maintained by the department or, if at any time the department no longer maintains this index, another suitable index as determined by the department. Beginning in 2012, prior to October 1 of each year, the department shall compute the annual adjustment required under this subsection and shall publish the new adjusted amount applicable under sub. (1) (c), which amount shall become effective on October 1 of that year. The department may not adjust the amount specified in sub. (1) (c) to an amount less than that specified in sub. (1) (c).

SECTION 2220. 84.016 (2) of the statutes is amended to read:

84.016 **(2)** Notwithstanding ss. 84.013, 84.51, 84.52, 84.53, 84.555, and 84.95, but subject to ~~sub. (3) and~~ s. 86.255, this state's share of costs for any major interstate bridge project, including preliminary design work for the project, may be funded only from the appropriations under ss. 20.395 (3) (dq), (dv), and (dx) and 20.866 (2) (ugm).

SECTION 2221. 84.016 (3) of the statutes is repealed.

SECTION 2221am. 84.017 of the statutes is created to read:

84.017 High−cost state highway bridge projects. (1) In this section, "high−cost state highway bridge project" means a project involving the construction or rehabilitation of a bridge on the state trunk highway system, including approaches, that has a total estimated cost of more than $150,000,000, but does not include any major interstate bridge project, as defined in s. 84.016 (1), or any project involving a bridge that is part of a southeast Wisconsin freeway megaproject enumerated under s. 84.0145 (3) (b).

(2) Subject to sub. (3) and s. 86.255, any high−cost state highway bridge project may be funded only from the appropriations under s. 20.395 (3) (dr), (dw), and (dy).

(3) During the 2011−13 fiscal biennium, the department may encumber or expend moneys from any of the appropriations under s. 20.395 (3) (aq), (av), (ax), (br), (bq), (bv), (bx), (cq), (cv), and (cx) for preliminary costs associated with the reconstruction of the Hoan Bridge and approaches to the east bank of the Milwaukee River on I−794 in Milwaukee County.

(4) A high−cost state highway bridge project under this section may not be considered a southeast Wisconsin freeway megaproject under s. 84.0145.

SECTION 2221i. 84.07 (5) of the statutes is created to read:

Vetoed In Part

84.07 **(5)** COUNTY HIGHWAY DEPARTMENT MAINTENANCE CAPACITY AND FUNDING. (a) The department shall work cooperatively with county highway departments to determine an appropriate level of state work sufficient to fully utilize manpower and equipment needed for winter maintenance.

Vetoed In Part

(b) Notwithstanding s. 16.42 (1) (e), in submitting information under s. 16.42 for purposes of each biennial budget bill, if the department determines that funding for counties to perform needed maintenance activities is inadequate, the department shall include a funding proposal for maintenance activities performed by counties that is no less than the amount appropriated and allocated for this purpose for the second fiscal year of the fiscal biennium in which the information is submitted and that also includes an inflationary adjustment.

SECTION 2222. 84.075 (1c) (a) of the statutes is amended to read:

84.075 **(1c)** (a) "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2223. 84.075 (1c) (b) of the statutes is amended to read:

84.075 **(1c)** (b) "Minority business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 2224. 84.075 (3) of the statutes is amended to read:

84.075 **(3)** The department shall at least semiannually, or more often if required by the department of administration, report to the department of administration the total amount of money it has paid to contractors, subcontractors, and vendors that are minority businesses and that are disabled veteran−owned businesses under ss. 84.01 (13), 84.06, and 84.07 and the number of contacts with minority businesses and disabled veteran−owned businesses in connection with proposed purchases and contracts. In its reports, the department shall include only amounts paid to businesses certified by the department of ~~commerce~~ safety and professional services as minority businesses or disabled veteran−owned businesses.

SECTION 2225. 84.076 (1) (c) of the statutes is amended to read:

84.076 **(1)** (c) "Minority business" has the meaning given under s. ~~560.036~~ 16.287 (1) (e) 1.

SECTION 2226. 84.076 (1) (d) of the statutes is amended to read:

84.076 **(1)** (d) "Minority group member" has the meaning given under s. ~~560.036~~ 16.287 (1) (f).

SECTION 2227. 84.09 (5) (a) of the statutes is amended to read:

84.09 **(5)** (a) Subject to pars. (b) and (c) and to the approval of the governor, the department may sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the department when the department determines that the property is no longer necessary for the state's use for transportation purposes and, if real property, the real property is not the subject of a petition under s. ~~560.9810~~ 16.310 (2). The department shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the same should be sold, together with an application for the governor's approval of the sale. The governor shall thereupon make such investigation as he or she may deem necessary and approve or disapprove the application. Upon such approval and receipt of the full purchase price, the department shall by appropriate deed or other instrument transfer the property to the purchaser. The approval of the governor is not required for public or private sale of property having an appraised value at the time of sale of not more than $15,000, for the transfer of surplus state real property to the department of administration under s. ~~560.9810~~ 16.310, or for the transfer of surplus state personal property to the department of tourism under sub. (5s). The funds derived from sales under this subsection shall be deposited in the transportation fund, and the expense incurred by the department in connection with the sale shall be paid from such fund.

SECTION 2228. 84.09 (5) (b) of the statutes is amended to read:

84.09 **(5)** (b) Subject to the approval of the governor in the manner, scope, and form specified in par. (a), with respect to the sale of property acquired by the department for a project that is completed after May 25, 2006, the department shall, and with respect to the sale of property acquired by the department for a project that is completed before May 25, 2006, the department may offer for sale or transfer ownership of the property that the department determines is no longer necessary for the state's use for transportation purposes, if the property is not the subject of a petition under s. ~~560.9810~~ 16.310 (2). This disposition process shall take place within 24 months of the completion of the transportation project for which the property was acquired. Except as provided in par. (c) 3.,

the department shall offer limited and general marketable properties at appraised value, as determined by a state−certified or licensed appraiser, for not less than 12 months. If the department does not sell the property at or above its appraised value, the department shall offer the property for sale by means of sealed bids or public auction. For the purposes of this paragraph, a project is completed when final payment is made under the contract for the project.

SECTION 2229. 84.09 (5r) of the statutes is amended to read:

84.09 **(5r)** In lieu of the sale or conveyance of property under sub. (5) or (5m), the department may, subject to the approval of the governor, donate real property that is adjacent to the veterans memorial site located at The Highground in Clark County and owned by the state and under the jurisdiction of the department to the Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans memorial site located at The Highground in Clark County for the purpose of a memorial hall specified in s. 70.11 (9). The department may donate property under this subsection only when the department determines that the property is no longer necessary for the state's use for transportation purposes and is not the subject of a petition under s. ~~560.9810~~ 16.310 (2) and is transferred with a restriction that the donee may not subsequently transfer the real property to any person except to this state, which shall not be charged for any improvements thereon. Such restriction shall be recorded in the office of the register of deeds in the county in which the property is located. The department shall present to the governor a full and complete report of the property to be donated, the reason for the donation, and the minimum price for which the property could likely be sold under sub. (5), together with an application for the governor's approval of the donation. The governor shall thereupon make such investigation as he or she considers necessary and approve or disapprove the application. Upon such approval, the department shall by appropriate deed or other instrument transfer the property to the donee. The approval of the governor is not required for donation of property having an appraised value at the time of donation of not more than $15,000. Any expense incurred by the department in connection with the donation shall be paid from the transportation fund.

SECTION 2230. 84.185 (1) (a) of the statutes is amended to read:

84.185 **(1)** (a) "Business" ~~has the meaning given in s. 560.60 (2)~~ means a company located in this state, a company that has made a firm commitment to locate a facility in this state, or a group of companies at least 80 percent of which are located in this state.

SECTION 2231. 84.185 (1) (b) of the statutes is amended to read:

84.185 **(1)** (b) "Governing body" ~~has the meaning specified in s. 560.60 (6)~~ means a county board, city council, village board, town board, regional planning commission or transit commission under s. 59.58 (2) or 66.1021.

SECTION 2232. 84.185 (1) (ce) of the statutes is amended to read:

84.185 **(1)** (ce) "Job" ~~has the meaning specified in s. 560.17 (1) (bm)~~ means a position providing full−time equivalent employment. "Job" does not include initial training before an employment position begins.

SECTION 2233g. 84.28 (1) of the statutes is amended to read:

84.28 **(1)** Moneys from the appropriation under s. 20.370 (7) (mc) may be expended for the renovation, marking and maintenance of a town or county highway located within the boundaries of any state park, state forest or other property under the jurisdiction of the department of natural resources. Moneys from the appropriation under s. 20.370 (7) (mc) may be expended for the renovation, marking and maintenance of a town or county highway located in the lower Wisconsin state riverway as defined in s. 30.40 (15). Outside the lower Wisconsin state riverway as defined in s. 30.40 (15), or outside the boundaries of these parks, forests or property, moneys from the appropriation under s. 20.370 (7) (mc) may be expended for the renovation, marking and maintenance of roads which the department of natural resources certifies are utilized by a substantial number of visitors to state parks, state forests or other property under the jurisdiction of the department of natural resources. The department of natural resources shall authorize expenditures under this subsection. The department of natural resources shall rank projects eligible for assistance under a priority system and funding may be restricted to those projects with highest priority. In ranking projects, the department of natural resources shall consider whether the project is for the renovation, marking, or maintenance of roads used for forestry management on property under the jurisdiction of the department of natural resources.

SECTION 2233m. 84.30 (5r) of the statutes is created to read:

84.30 **(5r)** SIGNS NONCONFORMING UNDER LOCAL ORDINANCES THAT ARE REALIGNED BECAUSE OF STATE HIGHWAY PROJECTS. (a) In this subsection, "realignment" means relocation on the same site.

(b) If a highway project of the department causes the realignment of a sign that does not conform to a local ordinance, the realignment shall not affect the sign's nonconforming status under the ordinance.

(c) If in connection with a highway project of the department the department proposes the realignment of a sign that does not conform to a local ordinance, the department shall notify the governing body of the municipality or county where the sign is located and which adopted the ordinance of the sign's proposed realignment. Upon receiving this notice, the governing body

may petition the department to acquire the sign and any real property interest of the sign owner. If the department succeeds in condemning the sign, the governing body that made the petition to the department shall pay to the department an amount equal to the condemnation award, less relocation costs for the sign that would have been paid by the department if the sign had been realigned rather than condemned. Notwithstanding s. 86.30 (2) (a) 1. and (b) 1., 1g., and 1r., if the governing body fails to pay this amount, the department may reduce the municipality's or county's general transportation aid payment under s. 86.30 by an equal amount.

(d) This subsection does not permit the alteration or movement of a sign that is nonconforming under this section.

SECTION 2234. 84.555 (1m) of the statutes is amended to read:

84.555 **(1m)** Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure obligations for the Marquette interchange reconstruction project under s. 84.014 ~~and~~, for the reconstruction of the I 94 north−south corridor, as defined in s. 84.014 (5m) (ag) 1., for the reconstruction of the Zoo interchange, as defined in s. 84.014 (5m) (ag) 2., and southeast Wisconsin freeway megaprojects under s. 84.0145.

SECTION 2235. 84.59 (2) (b) of the statutes is amended to read:

84.59 **(2)** (b) The department may, under s. 18.562, deposit in a separate and distinct special fund outside the state treasury, in an account maintained by a trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2), (2e), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14~~, except s. 342.14 (1r),~~ and from any payments received with respect to agreements or ancillary arrangements entered into under s. 18.55 (6) with respect to revenue obligations issued under this section. The revenues deposited are the trustee's revenues in accordance with the agreement between this state and the trustee or in accordance with the resolution pledging the revenues to the repayment of revenue obligations issued under this section. Revenue obligations issued for the purposes specified in sub. (1) and for the repayment of which revenues are deposited under this paragraph are special fund obligations, as defined in s. 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

SECTION 2236. 84.59 (6) of the statutes is amended to read:

84.59 **(6)** The building commission may contract revenue obligations when it reasonably appears to the building commission that all obligations incurred under this section can be fully paid from moneys received or anticipated and pledged to be received on a timely basis. Except as provided in this subsection, the principal amount of revenue obligations issued under this section may not exceed ~~$3,009,784,200~~ $3,351,547,300, excluding any obligations that have been defeased under a cash optimization program administered by the building commission, to be used for transportation facilities under s. 84.01 (28) and major highway projects for the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal amount, the building commission may contract revenue obligations under this section as the building commission determines is desirable to refund outstanding revenue obligations contracted under this section, to make payments under agreements or ancillary arrangements entered into under s. 18.55 (6) with respect to revenue obligations issued under this section, and to pay expenses associated with revenue obligations contracted under this section.

SECTION 2237. 85.05 of the statutes is amended to read:

85.05 Evaluation of proposed major highway projects. The department by rule shall establish a procedure for numerically evaluating projects considered for enumeration under s. 84.013 (3) as a major highway project. The evaluation procedure may include any criteria that the department considers relevant. The rules shall establish a minimum score that a project shall meet or exceed when evaluated under the procedure established under this section before the department may recommend the project to the transportation projects commission for consideration under s. 13.489 (4). This section does not apply to major highway projects identified in s. 84.013 (3) (ad).

SECTION 2237e. 85.062 (3) (c) of the statutes is repealed.

SECTION 2237m. 85.063 (3) (b) 1. of the statutes is amended to read:

85.063 **(3)** (b) 1. Upon completion of a planning study under sub. (2), or, to the satisfaction of the department, of a study under s. 85.022, a political subdivision in a county~~, or a transit authority created under s. 66.1039,~~ that includes the urban area may apply to the department for a grant for property acquisition for an urban rail transit system.

SECTION 2237o. 85.064 (1) (b) of the statutes is amended to read:

85.064 **(1)** (b) "Political subdivision" means any city, village, town, county, or transit commission organized under s. 59.58 (2) or 66.1021 or recognized under s. 66.0301~~, or transit authority created under s. 66.1039~~

within this state ~~or the southeastern regional transit authority under s. 59.58 (7)~~.

SECTION 2237p. 85.08 (4m) (c) (intro.) of the statutes is amended to read:

85.08 **(4m)** (c) *Railroad facilities acquisition grants and loans.* (intro.) The department may make grants to eligible applicants for the purpose of preserving freight rail service through the acquisition of rail property. The grant may be composed of state funds, federal funds, state property, the use of state property, or any combination of state funds, federal funds, state property, and the use of state property. No grant for the acquisition of rail property improvements may exceed 80% of the acquisition cost. No grant for the acquisition of rail property exclusive of rail property improvements may exceed 100% of the acquisition cost. The department shall give priority in awarding grants to those projects for which the applicant agrees to pay greater than 20% of the cost of the acquisition of rail property improvements. A grant may be made to an eligible applicant before or after abandonment of a railroad line as defined in s. 85.09 (3). The department may permit an eligible applicant's share of an increase in the acquisition cost of rail property or rail property improvements to be paid in installments if the increase in acquisition cost is caused by negotiation or litigation. No grant may be made under this paragraph for the acquisition of rail property if the acquisition price exceeds an amount deemed reasonable by the department. If a grant is made to an eligible applicant under this paragraph, the department may award a loan to the eligible applicant for not more than 15% of the acquisition cost. A grant of money or a loan made under this paragraph shall be paid from the appropriation under s. 20.395 (2) (bq), (bu), or (bx) or 20.866 (2) (uw). The department shall administer this program and shall have all powers necessary and convenient to implement this paragraph and par. (d), including the following powers:

SECTION 2237s. 85.08 (4m) (d) of the statutes is amended to read:

85.08 **(4m)** (d) *Railroad rehabilitation and construction grants and loans.* The department may make grants to eligible applicants for the purpose of rehabilitating or constructing rail property improvements. Construction shall be limited to that which is required to continue rail service on a particular line or to provide alternative rail service when a line has been abandoned. A grant under this paragraph may be composed of state funds, federal funds, state property, the use of state property, technical assistance, or any combination of state funds, federal funds, state property, the use of state property, and technical assistance. The value of a grant may not exceed 80% of the costs of rehabilitation or construction. The department shall give priority in awarding grants to those projects for which the applicant agrees to pay greater than 20% of the costs of rehabilitation or construction. If a grant is made to an eligible applicant under this paragraph, the department may award a loan to the eligible applicant for not more than 15% of the rehabilitation or construction costs. A grant may be made before or after abandonment of a railroad line as defined in s. 85.09 (3). A grant or loan made under this paragraph shall be paid from the appropriation under s. 20.395 (2) (bq), (bu), or (bx) or 20.866 (2) (uw).

SECTION 2238. 85.09 (4i) of the statutes is amended to read:

85.09 **(4i)** DISPOSAL OF RAIL PROPERTY. The department shall sell at public or private sale rail property acquired under sub. (4) when the department determines that the rail property is not necessary for a public purpose and, if real property, the real property is not the subject of a petition under s. ~~560.9810~~ 16.310 (2). Upon receipt of the full purchase price, the department shall, by appropriate deed or other instrument, transfer the rail property to the purchaser. The funds derived from sales under this subsection shall be deposited in the transportation fund, and the expense incurred by the department in connection with the sale shall be paid from the appropriation under s. 20.395 (2) (bq). This subsection does not apply to real property that is sold under s. 16.848.

SECTION 2239. 85.09 (4m) of the statutes is amended to read:

85.09 **(4m)** RELOCATION PLAN. The department is exempt from s. 32.25 (1) if the department determines that acquiring rail property under this section will not result in any displaced persons as defined in s. 32.19 (2) (e). The department shall file a statement of its determinations with the department of ~~commerce~~ administration.

SECTION 2240m. 85.095 (2) (b) of the statutes is amended to read:

85.095 **(2)** (b) To establish criteria for evaluating applications for harbor assistance grants in order to provide for the disbursement of grants. In establishing these criteria, the department ~~shall consult with the department of commerce and~~ shall give priority to applicants based on the amount of tonnage and waterborne transportation handled in the harbor.

SECTION 2241. 85.11 of the statutes is repealed.

SECTION 2242. 85.14 (title) of the statutes is amended to read:

85.14 (title) **Payments ~~of fees and deposits~~ by credit card~~, debit card,~~ or other electronic payment mechanism; electronic transactions.**

SECTION 2243. 85.14 (1) (a) of the statutes is amended to read:

85.14 **(1)** (a) The department may accept payment by credit card, debit card, or any other electronic payment mechanism of ~~a~~ any fee that is required to be paid to the department ~~under ch. 194, 218, 341, 342, 343 or 348~~. The department shall determine which fees may be paid by credit card, debit card, or any other electronic payment mechanism and the manner in which the payments may

be made. If the department permits the payment of a fee by credit card, debit card, or any other electronic payment mechanism, the department may charge a convenience fee for each transaction in an amount to be established by rule. The convenience fee shall approximate the cost to the department for providing this service to persons who request it. If the department permits the payment of a fee by credit card, debit card, or any other electronic payment mechanism, the department may charge a service fee of $2.50 for each transaction until a rule is promulgated under this paragraph.

SECTION 2244. 85.14 (3) of the statutes is created to read:

85.14 **(3)** The department may establish procedures for conducting any transaction in an electronic format or using an electronic process. Any form prescribed by the department may be prescribed in an automated format to facilitate the department's authority under this subsection.

SECTION 2245. 85.14 (4) of the statutes is created to read:

85.14 **(4)** The department may promulgate rules requiring a person to pay an additional fee for conducting an in−person, telephone, or paper transaction in lieu of using an electronic filing or submission option when the department has made an electronic filing or submission option available. These rules providing for an additional fee shall not apply to individuals unless the department offered an electronic filing or submission option in connection with a service on the effective date of this subsection .... [LRB inserts date], and the department charged an additional fee to individuals for electing this option as of that date. These rules may provide for exemptions from the additional fee for designated categories of persons or transactions. The fee authorized under this subsection is in addition to any other fee that may be imposed by the department.

SECTION 2245k. 85.193 of the statutes is created to read:

85.193 Borrow and material disposal sites for transportation projects. (1) DEFINITIONS. In this section:

(a) "Borrow" means soil or a mixture of soil and stone, gravel, or other material suitable for use in the construction of embankments or other similar earthworks constructed as part of a transportation project.

(b) "Borrow site" means a site off of the transportation project property from which borrow is excavated for use in a transportation project.

(c) "Material disposal site" means a site off of the transportation project property used for the lawful disposal of surplus materials from a transportation project and that is under the direct control of the transportation project contractor or a transportation project subcontractor. "Material disposal site" does not include a private landfill that is not managed by the transportation project contractor or a transportation project subcontractor or a landfill that is owned or directly controlled by a political subdivision.

(d) "Political subdivision" means a city, village, town, or county.

(e) "Transportation project" means a construction or maintenance project directed and supervised by the department that relates to an airport, railroad, highway, bridge, or other transportation facility and that is subject to an agreement under s. 30.2022.

(2) EXEMPTION FROM LOCAL ZONING. No zoning ordinance enacted under s. 59.69, 60.61, 60.62, 61.35, or 62.23 may apply to a borrow site or material disposal site if all of the following apply:

(a) The owner of the property consents to the establishment of a site on his or her property.

(b) The department determines that the site is not a commercial establishment that has a fixed place of business from which the establishment regularly supplies processed or manufactured materials or products.

(c) The transportation project contractor assumes sole responsibility for the operation of the site.

(d) The site is used solely for the specified transportation project and solely during the period of construction of the specified transportation project.

(e) The transportation project contractor or a transportation project subcontractor does not crush, screen, wash, blast, or apply another manufacturing process to mineral aggregate from the borrow site, on or off the borrow site, to produce finished aggregate products.

(g) The transportation project contractor complies with all of the following:

1. Any applicable noise limit standards for mine and quarry operations established under s. 101.15 (2) (e).

2. Any applicable restoration requirements for construction site erosion control established under s. 85.19 (1) and any applicable restoration requirements established under an agreement under s. 30.2022.

SECTION 2246. 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

85.20 **(4m)** (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the department shall pay ~~$63,784,700 for aid payable for calendar year 2008, $65,299,200 for aid payable for calendar year 2009,~~ $66,585,600 for aid payable for calendar year 2010, ~~and~~ $68,583,200 for aid payable for calendar year 2011, and $61,724,900 for aid payable for calendar year 2012 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of $80,000,000 or more. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 2248. 85.20 (4m) (a) 6. d. of the statutes is amended to read:

85.20 **(4m)** (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the department shall pay ~~$16,754,000 for aid payable for calendar year 2008, $17,158,400 for aid payable for calendar year 2009,~~ $17,496,400 for aid payable for calendar year 2010, ~~and~~ $18,021,300 for aid payable for calendar year 2011, and $16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 2252. 85.20 (4m) (a) 7. b. of the statutes is amended to read:

85.20 **(4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the amounts for aids are ~~$24,034,400 in calendar year 2008, $24,614,500 in calendar year 2009,~~ $25,099,500 in calendar year 2010, ~~and~~ $25,852,500 in calendar year 2011, and $23,267,200 in calendar year 2012 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 2254. 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are ~~$5,440,500 in calendar year 2008, $5,571,800 in calendar year 2009,~~ $5,681,600 in calendar year 2010, ~~and~~ $5,852,200 in calendar year 2011, and $5,267,000 in calendar year 2012 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 2255m. 85.205 of the statutes is created to read:

85.205 Paratransit aids. (1) DEFINITIONS. In this section:

(a) "Eligible applicant" has the meaning given in s. 85.20 (1) (b).

(b) "Paratransit service" means comparable transportation service required by the federal Americans with Disabilities Act for individuals with disabilities who are unable to use fixed route transportation services.

(c) "Urban mass transit system" has the meaning given in s. 85.20 (1) (L).

(2) ADMINISTRATION. (a) From the appropriation under s. 20.395 (1) (hq), the department shall provide aid payments to eligible applicants that receive state aid payments under s. 85.20 (4m) and that are served by an urban mass transit system that provides paratransit service to assist those eligible applicants in providing paratransit service.

(b) In awarding grants under par. (a), the department shall do all of the following:

1. Maximize the level of paratransit service provided by urban mass transit systems serving eligible applicants.

2. Give priority to eligible applicants for maintaining paratransit service provided by urban mass transit systems on the effective date of this subdivision .... [LRB inserts date].

SECTION 2256. 85.25 (2) (c) 1m. b. of the statutes is amended to read:

85.25 **(2)** (c) 1m. b. It is currently performing a useful business function as defined in s. ~~560.036~~ 16.287 (1) (h).

SECTION 2267x. 86.25 (4) of the statutes is amended to read:

86.25 **(4)** Sections 61.54, 62.15 and 66.0901 (1) and (2) to (9) shall not apply to funds provided or agreements made pursuant to this section.

SECTION 2268. 86.30 (2) (a) 3. of the statutes is amended to read:

86.30 **(2)** (a) 3. For each mile of road or street under the jurisdiction of a municipality as determined under s. 86.302, the mileage aid payment shall be ~~$1,956 in calendar year 2008, $2,015 in calendar year 2009,~~ $2,055 in calendar year 2010~~,~~ and $2,117 in calendar year 2011 and thereafter.

SECTION 2269. 86.30 (2) (b) 1. of the statutes is amended to read:

86.30 **(2)** (b) 1. Except as provided under par. (d) and s. 86.303 (5), no municipality whose aid is determined under par. (a) 2. may receive an increase in its annual transportation aid payment in excess of 15% of its last previous calendar year aid payment or a decrease in its annual transportation aid payment in excess of ~~5%~~ 10 percent of its last previous calendar year transportation aid payment.

SECTION 2270. 86.30 (2) (b) 1g. of the statutes is amended to read:

86.30 **(2)** (b) 1g. Except as provided under par. (d) and s. 86.303 (5), no municipality whose aid is determined under par. (a) 3. may receive a decrease in its annual transportation aid payment in excess of ~~5%~~ 10 percent of its last previous calendar year transportation aid payment.

SECTION 2271. 86.30 (2) (b) 1r. of the statutes is amended to read:

86.30 **(2)** (b) 1r. Except as provided under s. 86.303, no county may receive an increase in its annual transportation aid payment in excess of 15% of its last previous calendar year aid payment. Except as provided under par. (dm) and s. 86.303, no county may receive a decrease in its annual transportation aid payment in excess of ~~2%~~ 10 percent of its last previous calendar year transportation aid payment.

SECTION 2271m. 86.30 (2) (dr) of the statutes is created to read:

86.30 **(2)** (dr) *Aid reduction related to outdoor advertising sign condemnation.* The department may reduce aids paid to a county or municipality under par. (e) as provided in s. 84.30 (5r) (c).

SECTION 2272. 86.30 (9) (b) of the statutes is amended to read:

86.30 **(9)** (b) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to counties are ~~$96,492,900 in calendar year 2008, $99,387,700 in calendar year 2009,~~ $101,375,500 in calendar year 2010, ~~and~~ $104,416,800 in calendar year 2011, and $94,615,600 in calendar year 2012 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide county average cost−sharing percentage in the particular calendar year.

SECTION 2273. 86.30 (9) (c) of the statutes is amended to read:

86.30 **(9)** (c) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to municipalities are ~~$303,578,100 in calendar year 2008, $312,685,400 in calendar year 2009,~~ $318,939,100 in calendar year 2010, ~~and~~ $328,507,300 in calendar year 2011, and $308,904,300 in calendar year 2012 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide municipal average cost−sharing percentage in the particular calendar year.

SECTION 2278d. 86.31 (2) (a) of the statutes is amended to read:

86.31 **(2)** (a) The department shall administer a local roads improvement program to accelerate the improvement of seriously deteriorating local roads by reimbursing political subdivisions for improvements. The selection of improvements that may be funded under the program shall be performed by officials of each political subdivision, consistent with par. (h) and the requirements of subs. (3), (3g), (3m), and (3r). The department shall notify each county highway commissioner of any deadline that affects eligibility for reimbursement under the program no later than 15 days before such deadline.

SECTION 2278em. 86.31 (2) (b) of the statutes is amended to read:

86.31 **(2)** (b) Except as provided in par. (d), improvements for highway construction projects funded under the program shall be under contracts. Such contracts shall be awarded on the basis of competitive bids and shall be awarded to the lowest responsible bidder. If a city or village does not receive a responsible bid for an improvement, the city or village may contract with a county for the improvement. ~~A~~ Subject to s. 59.52 (30), a town may contract with a county for the improvement subject to the criteria and procedures promulgated as rules under sub. (6) (h).

SECTION 2278j. 86.31 (2) (h) of the statutes is created to read:

86.31 **(2)** (h) A double seal coat project on a town road may be funded under the program if it has a projected life of at least 10 years, similar projects in the same geographic area have performed satisfactorily, and the county highway commissioner of the county in which the project is located approves the project's eligibility for funding.

SECTION 2278m. 86.31 (3m) of the statutes is amended to read:

86.31 **(3m)** TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. From the appropriation under s. 20.395 (2) (ft), the department shall allocate ~~$765,000 in fiscal year 2007−08, $780,300 in fiscal year 2008−09, and~~ $732,500 in fiscal year 2009−10 and in fiscal year 2010−11, and $5,732,500 in fiscal year 2011−12 and each fiscal year thereafter, to fund town road improvements with eligible costs totaling $100,000 or more. The funding of improvements under this subsection is in addition to the allocation of funds for entitlements under sub. (3).

SECTION 2278o. 86.31 (6) (h) (intro.) of the statutes is amended to read:

86.31 **(6)** (h) ~~Criteria~~ Subject to s. 59.52 (30), criteria and procedures for contracting with a county for a town road improvement that includes at least all of the following:

SECTION 2279. 91.04 (2) (j) of the statutes is amended to read:

91.04 **(2)** (j) Rezoning of land out of farmland preservation zoning districts under s. 91.48~~, including the amounts of conversion fees paid to political subdivisions under s. 91.48 (1) (b)~~.

SECTION 2280. 91.48 (1) (intro.) of the statutes is amended to read:

91.48 **(1)** (intro.) A political subdivision with a certified farmland preservation zoning ordinance may rezone land out of a farmland preservation zoning district without having the rezoning certified under s. 91.36, if ~~all of the following apply~~ the political subdivision finds all of the following, after public hearing:

SECTION 2281. 91.48 (1) (a) (intro.) of the statutes is repealed.

SECTION 2282. 91.48 (1) (a) 1. to 4. of the statutes are renumbered 91.48 (1) (a) to (d).

SECTION 2283. 91.48 (1) (b) of the statutes is repealed.

SECTION 2284. 91.48 (2) (intro.) and (a) of the statutes are consolidated, renumbered 91.48 (2) and amended to read:

91.48 **(2)** A political subdivision shall by March ~~of~~ 1 of each year provide ~~all of the following~~ to the department~~: (a) A~~ a report of the number of acres that the political subdivision has rezoned out of a farmland preservation zoning district under sub. (1) during the previous year and a map that clearly shows the location of those acres.

SECTION 2285. 91.48 (2) (b) and (c) of the statutes are repealed.

SECTION 2286. 91.48 (3) of the statutes is amended to read:

91.48 **(3)** A political subdivision that is not a county shall by March 1 of each year submit a copy of the information that it reports to the department under sub. (2) ~~(a) and (b)~~ to the county in which the political subdivision is located.

SECTION 2287. 91.49 of the statutes is repealed.

SECTION 2292. 92.07 (15) of the statutes is amended to read:

92.07 **(15)** ADMINISTRATION AND ENFORCEMENT OF ORDINANCES. A land conservation committee may, if authorized by the county board, administer and enforce those provisions of an ordinance enacted under s. 101.65 (1) (a) related to construction site erosion, a zoning ordinance enacted under s. 59.693 or an ordinance enacted under authority granted under s. ~~281.33 (3m)~~ 101.1206.

SECTION 2293. 93.07 (3) of the statutes is amended to read:

93.07 **(3)** PROMOTION OF AGRICULTURE. To promote the interests of agriculture, dairying, horticulture, manufacturing, commercial fishing and the domestic arts and to advertise Wisconsin and its dairy, food, and agricultural products by conducting campaigns of education throughout the United States and in foreign markets. Such campaigns shall include the distribution of educational and advertising material concerning Wisconsin and its plant, animal, food, and dairy products. The department shall coordinate efforts by the state to advertise and promote agricultural products of this state, with the ~~department of commerce~~ Wisconsin Economic Development Corporation where appropriate. The department shall submit its request and plan for market development program expenditures for each biennium with its biennial budget request. The plan shall include the identification and priority of expenditures for each market development program activity.

SECTION 2294. 93.07 (18) (b) (intro.) of the statutes is amended to read:

93.07 **(18)** (b) (intro.) In consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, to do all of the following for each economic development program administered by the department of agriculture, trade and consumer protection:

SECTION 2295. 93.07 (20) (title) of the statutes is amended to read:

93.07 **(20)** (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND REPORTING.

SECTION 2296. 93.07 (20) of the statutes is renumbered 93.07 (20) (b) and amended to read:

93.07 **(20)** (b) Annually, no later than October 1, to submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs, as defined in sub. (18) (a), administered by the department. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The department shall collaborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this subsection.

SECTION 2297. 93.07 (20) (a) of the statutes is created to read:

93.07 **(20)** (a) The department shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 2298. 93.07 (26) of the statutes is amended to read:

93.07 **(26)** ALTERNATIVE FUEL REFUELING FACILITIES. To pursue ~~in cooperation with the office of energy independence,~~ the establishment and maintenance of sufficient alternative fuel refueling facilities at public retail outlets to meet the traveling needs of the public.

SECTION 2299. 93.33 (5) (intro.) of the statutes is amended to read:

93.33 **(5)** ANNUAL REPORT. (intro.) In September of each year, the council shall submit a report to the appropriate standing committees of the legislature as determined by the speaker of the assembly and the president of the senate, under s. 13.172 (3), the governor, the secretary of agriculture, trade and consumer protection, the state superintendent of public instruction, the secretary of workforce development, the secretary of natural resources, the ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation, the president of the University of Wisconsin System, the director of the technical college system, the chancellor of the University of Wisconsin−Extension, the chancellor of the University of Wisconsin−Madison, the chancellor of the University of Wisconsin−Platteville, the chancellor of the University of Wisconsin−River Falls, and the chancellor of the University of Wisconsin−Stevens Point. The council shall include all of the following in the report:

SECTION 2299r. 93.40 (1) (g) of the statutes is amended to read:

93.40 **(1)** (g) Promote the growth of the dairy industry through research, planning, and assistance, including grants and loans to dairy producers.

SECTION 2300. 93.42 (1) (e) of the statutes is amended to read:

93.42 **(1)** (e) Cooperating with the ~~department of commerce~~ Wisconsin Economic Development Corporation in promoting the state's products through the state's foreign trade offices.

SECTION 2301. 93.42 (3) of the statutes is repealed.

SECTION 2303. 93.46 (1) (am) of the statutes is repealed.

SECTION 2305. 93.46 (2) (d) of the statutes is repealed.

SECTION 2305c. 93.46 (2) (e) of the statutes is amended to read:

93.46 **(2)** (e) The department may not make a grant under this subsection that exceeds ~~75~~ 67 percent of project costs.

SECTION 2307c. 93.73 (2) (b) of the statutes is amended to read:

93.73 **(2)** (b) The department, after consultation with the council under sub. (13), shall solicit applications under sub. (3) ~~at least annually~~. The department shall issue each solicitation in writing and shall publish a notice announcing the solicitation. In soliciting applications, the department may specify the total amount of funds available, application deadlines, application requirements and procedures, preliminary criteria for evaluating applications, and other relevant information.

SECTION 2308. 93.80 of the statutes is amended to read:

93.80 Arsenic in wood. The department, jointly with the department of ~~commerce~~ safety and professional services, shall review scientific evidence to determine whether there is a substantial likelihood that wood treated with copper, chromium, and arsenic is harmful to the environment or to human health.

SECTION 2308m. 94.64 (4) (c) 3. of the statutes is amended to read:

94.64 **(4)** (c) 3. The department shall credit the ~~fee~~ fees collected under par. (a) 3. to the appropriation account under s. 20.285 (1) ~~(hm)~~ (k) for the University of Wisconsin−Extension outreach services.

SECTION 2309. 96.01 (4m) of the statutes is amended to read:

96.01 **(4m)** "Bioenergy feedstock" ~~has the meaning given in s. 16.954 (1) (b)~~ means biomass used to produce energy, including transportation fuel, heat, or electricity.

SECTION 2309g. 97.60 of the statutes is repealed.

SECTION 2310. 100.14 (2) of the statutes is amended to read:

100.14 **(2)** The ~~secretary of state~~ department of financial institutions shall, upon application of the department of agriculture, trade and consumer protection, record any such label or trademark under ss. 132.01 to 132.11. The department of agriculture, trade and consumer protection shall be entitled to protect such label or trademark under said sections and in any other manner authorized by law.

SECTION 2312. 100.60 (1) (b) 2. of the statutes is amended to read:

100.60 **(1)** (b) 2. Any other fuel that can substitute for petroleum−based diesel fuel, that is derived from a renewable resource, that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel, and that the department of ~~commerce~~ safety and professional services designates as a diesel−replacement renewable fuel under sub. (7) (a).

SECTION 2313. 100.60 (1) (c) 2. of the statutes is amended to read:

100.60 **(1)** (c) 2. Any other fuel that can substitute for gasoline, that is derived from a renewable resource, that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel, and that the department of ~~commerce~~ safety and professional services designates as a gasoline−replacement renewable fuel under sub. (7) (b).

SECTION 2314. 100.60 (3) (a) of the statutes is amended to read:

100.60 **(3)** (a) Annually, beginning in 2011, the department, in cooperation with and with assistance from the department of ~~commerce,~~ safety and professional services and the department of revenue, ~~and the office of energy independence~~, shall determine whether the annual goals for sales of renewable fuels in sub. (2) (b) and (c), for the previous year, were met in the state in that year.

SECTION 2315. 100.60 (6) (a) of the statutes is amended to read:

100.60 **(6)** (a) The department shall consult with the department of ~~commerce,~~ safety and professional services and the department of revenue~~, and the office of energy independence~~ to determine if information necessary to make a determination under sub. (3) (a) or an assessment under sub. (4) is being collected by these agencies under laws in effect on June 2, 2010. If the information is not being collected, the department may request the department of ~~commerce,~~ safety and professional services and the department of revenue~~, or the office of energy independence~~ to collect the information if collection by one of these agencies is more cost−effective for state government and less burdensome for the persons subject to the reporting requirements than collection of the information by the department.

SECTION 2316. 100.60 (7) (title) of the statutes is amended to read:

100.60 **(7)** (title) DEPARTMENT OF ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES AUTHORITY.

SECTION 2317. 100.60 (7) (a) of the statutes is amended to read:

100.60 **(7)** (a) The department of ~~commerce~~ safety and professional services may promulgate a rule designating a fuel that can substitute for petroleum−based diesel fuel, that is derived from a renewable resource, and that meets all of the applicable requirements of the American Society for Testing and Materials for that fuel as a diesel−replacement renewable fuel for the purposes of this section.

SECTION 2318. 100.60 (7) (b) of the statutes is amended to read:

100.60 **(7)** (b) The department of ~~commerce~~ safety and professional services may promulgate a rule designating a fuel that can substitute for gasoline, that is derived from a renewable resource, and that meets all of the applicable requirements of the American Society for

Testing and Materials for that fuel as a gasoline−replacement renewable fuel for the purposes of this section.

SECTION 2319. Chapter 101 (title) of the statutes is amended to read:

CHAPTER 101
DEPARTMENT OF ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES — REGULATION OF INDUSTRY, BUILDINGS AND SAFETY

SECTION 2320. 101.01 (1m) of the statutes is amended to read:

101.01 **(1m)** "Department" means the department of ~~commerce~~ safety and professional services.

SECTION 2321. 101.01 (14) of the statutes is amended to read:

101.01 **(14)** "Secretary" means the secretary of ~~commerce~~ safety and professional services.

SECTION 2322. 101.02 (18m) of the statutes is amended to read:

101.02 **(18m)** The department may perform, or contract for the performance of, testing of petroleum products other than testing provided under ch. 168. The department may establish a schedule of fees for such petroleum product testing services. The department shall credit all revenues received from fees established under this subsection to the appropriation account under s. ~~20.143 (3)~~ 20.165 (2) (ga). Revenues from fees established under this subsection may be used by the department to pay for testing costs, including laboratory supplies and equipment amortization, for such products.

SECTION 2323. 101.02 (20) (a) of the statutes is amended to read:

101.02 **(20)** (a) For purposes of this subsection, "license" means a license, permit, or certificate of certification or registration issued by the department under ss. 101.09 (3) (c), 101.122 (2) (c), ~~101.136,~~ 101.143 (2) (g), 101.147, 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or 167.10 (6m).

SECTION 2324. 101.02 (20) (b) of the statutes is amended to read:

101.02 **(20)** (b) Except as provided in par. (e), the department of ~~commerce~~ safety and professional services may not issue or renew a license unless each applicant who is an individual provides the department of ~~commerce~~ safety and professional services with his or her social security number and each applicant that is not an individual provides the department of ~~commerce~~ safety and professional services with its federal employer identification number. The department of ~~commerce~~ safety and professional services may not disclose the social security number or the federal employer identification number of an applicant for a license or license renewal except to the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 2325. 101.02 (20) (c) of the statutes is amended to read:

101.02 **(20)** (c) The department of ~~commerce~~ safety and professional services may not issue or renew a license if the department of revenue certifies under s. 73.0301 that the applicant or licensee is liable for delinquent taxes.

SECTION 2326. 101.02 (20) (d) of the statutes is amended to read:

101.02 **(20)** (d) The department of ~~commerce~~ safety and professional services shall revoke a license if the department of revenue certifies under s. 73.0301 that the licensee is liable for delinquent taxes.

SECTION 2327. 101.02 (20) (e) 1. of the statutes is amended to read:

101.02 **(20)** (e) 1. If an applicant who is an individual does not have a social security number, the applicant, as a condition of applying for or applying to renew a license shall submit a statement made or subscribed under oath or affirmation to the department of ~~commerce~~ safety and professional services that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of children and families.

SECTION 2328. 101.02 (21) (a) of the statutes is amended to read:

101.02 **(21)** (a) In this subsection, "license" means a license, permit, or certificate of certification or registration issued by the department under s. 101.09 (3) (c), 101.122 (2) (c), ~~101.136,~~ 101.143 (2) (g), 101.147, 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or 167.10 (6m).

SECTION 2329. 101.02 (21) (b) of the statutes is amended to read:

101.02 **(21)** (b) As provided in the memorandum of understanding under s. 49.857 and except as provided in par. (e), the department of ~~commerce~~ safety and professional services may not issue or renew a license unless the applicant provides the department of ~~commerce~~ safety and professional services with his or her social security number. The department of ~~commerce~~ safety and professional services may not disclose the social security number except that the department of ~~commerce~~ safety and professional services may disclose the social security number of an applicant for a license under par. (a) or a renewal of a license under par. (a) to the department of children and families for the sole purpose of administering s. 49.22.

SECTION 2330. 101.02 (21) (e) 1. of the statutes is amended to read:

101.02 **(21)** (e) 1. If an applicant who is an individual does not have a social security number, the applicant, as a condition of applying for or applying to renew a license shall submit a statement made or subscribed under oath or affirmation to the department of ~~commerce~~ safety and professional services that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of children and families.

SECTION 2330c. 101.09 (1) (cm) of the statutes is created to read:

101.09 **(1)** (cm) "Secondary containment" means a barrier, approved by the department, that is installed around a storage tank system and that is designed to prevent a leak from a primary tank or piping from contacting the surrounding earth or waters of the state.

SECTION 2330g. 101.09 (3m) of the statutes is created to read:

101.09 **(3m)** SECONDARY CONTAINMENT REQUIREMENTS. (a) In this subsection, "hazardous substance" means a combustible liquid, a flammable liquid, or a federally regulated hazardous substance.

(b) The department may not impose any requirement that specifies that pipe connections at the top of a storage tank and beneath all freestanding pumps and dispensers that routinely contain a hazardous substance be placed within secondary containment sumps, if the pipe connections were installed or in place on or before February 1, 2009. This subsection does not apply after December 31, 2020.

SECTION 2331. 101.1206 (title) of the statutes is created to read:

101.1206 (title) **Erosion control; construction of public buildings and buildings that are places of employment.**

SECTION 2333. 101.136 of the statutes is repealed.

SECTION 2338. 101.143 (2) (d) of the statutes is amended to read:

101.143 **(2)** (d) The department shall reserve a portion, not to exceed 20%, of the amount annually appropriated under s. ~~20.143 (3)~~ 20.165 (2) (v) for awards under this section to be used to fund emergency remedial action and claims that exceed the amount initially anticipated.

SECTION 2339. 101.143 (2) (h) (intro.) of the statutes is amended to read:

101.143 **(2)** (h) (intro.) The department of ~~commerce~~ safety and professional services and the department of natural resources, jointly, shall promulgate rules designed to facilitate effective and cost−efficient administration of the program under this section that specify all of the following:

SECTION 2340. 101.143 (2) (i) (intro.) of the statutes is amended to read:

101.143 **(2)** (i) (intro.) The department of ~~commerce~~ safety and professional services and the department of natural resources, jointly, shall promulgate rules specifying procedures for evaluating remedial action plans and procedures to be used by employees of the department of ~~commerce~~ safety and professional services and the department of natural resources while remedial actions are being conducted. The departments shall specify procedures that include all of the following:

SECTION 2341. 101.143 (2) (j) (intro.) of the statutes is amended to read:

101.143 **(2)** (j) (intro.) The department of ~~commerce~~ safety and professional services and the department of natural resources, jointly, shall promulgate rules specifying all of the following:

SECTION 2342. 101.143 (2) (k) of the statutes is amended to read:

101.143 **(2)** (k) In promulgating rules under pars. (h) to (j), the department of ~~commerce~~ safety and professional services and the department of natural resources shall attempt to reach an agreement that is consistent with those provisions. If the department of ~~commerce~~ safety and professional services and the department of natural resources are unable to reach an agreement, they shall refer the matters on which they are unable to agree to the secretary of administration for resolution. The secretary of administration shall resolve any matters on which the departments disagree in a manner that is consistent with pars. (h) to (j). The department of ~~commerce~~ safety and professional services and the department of natural resources, jointly, shall promulgate rules incorporating any agreement between the department of ~~commerce~~ safety and professional services and the department of natural resources under this paragraph and any resolution of disagreements between the departments by the secretary of administration under this paragraph.

SECTION 2343. 101.143 (2) (L) of the statutes is amended to read:

101.143 **(2)** (L) The department may promulgate rules for the assessment and collection of fees to recover its costs for providing approval under sub. (3) (c) 4. and for providing other assistance requested by applicants under this section. Any moneys collected under this paragraph shall be credited to the appropriation account under s. ~~20.143 (3)~~ 20.165 (2) (Lm).

SECTION 2344. 101.143 (2e) (a) of the statutes is amended to read:

101.143 **(2e)** (a) The department of ~~commerce~~ safety and professional services and the department of natural resources shall attempt to agree on a method, which shall include individualized consideration of the routes for migration of petroleum product contamination at each site, for determining the risk to public health, safety and welfare and to the environment posed by discharges for which the department of ~~commerce~~ safety and professional services receives notification under sub. (3) (a) 3.

SECTION 2345. 101.143 (2e) (b) of the statutes is amended to read:

101.143 **(2e)** (b) If the department of ~~commerce~~ safety and professional services and the department of natural resources are unable to reach an agreement under par. (a), they shall refer the matters on which they are unable to agree to the secretary of administration for resolution. The secretary of administration shall resolve any matters on which the departments disagree in a manner that is consistent with par. (a). The department of ~~commerce~~ safety and professional services and the department of natural resources, jointly, shall promulgate rules incorporating any agreement between the department of ~~commerce~~ safety and professional services and the department of natural resources under par. (a) and any resolution of disagreements between the departments by the secretary of administration under this paragraph.

SECTION 2346. 101.143 (2e) (c) of the statutes is amended to read:

101.143 **(2e)** (c) The department of natural resources or, if the discharge is covered under s. 101.144 (2) (b), the department of ~~commerce~~ safety and professional services shall apply the method in the rules promulgated under par. (b) to determine the risk posed by a discharge for which the department of ~~commerce~~ safety and professional services receives notification under sub. (3) (a) 3.

SECTION 2347. 101.143 (2m) of the statutes is amended to read:

101.143 **(2m)** INTERDEPARTMENTAL COORDINATION. Whenever the department of ~~commerce~~ safety and professional services receives a notification under sub. (3) (a) 3. or the department of natural resources receives a notification of a petroleum product discharge under s. 292.11, the department receiving the notification shall contact the other department and shall schedule a meeting of the owner or operator or person owning a home oil tank system and representatives of both departments.

SECTION 2348. 101.143 (3) (c) 4. of the statutes is amended to read:

101.143 **(3)** (c) 4. Receive written approval from the department of natural resources or, if the discharge is covered under s. 101.144 (2) (b), from the department of ~~commerce~~ safety and professional services that the remedial action activities performed under subd. 3. meet the requirements of s. 292.11.

SECTION 2349. 101.143 (3) (cm) of the statutes is amended to read:

101.143 **(3)** (cm) *Monitoring as remedial action.* An owner or operator or person owning a home oil tank system may, with the approval of the department of natural resources or, if the discharge is covered under s. 101.144 (2) (b), the department of ~~commerce~~ safety and professional services, satisfy the requirements of par. (c) 2. and 3. by proposing and implementing monitoring to ensure the effectiveness of natural attenuation of petroleum product contamination.

SECTION 2350. 101.143 (3) (cp) 1. of the statutes is amended to read:

101.143 **(3)** (cp) 1. Except as provided in subds. 2. to 5., if the department of natural resources or, if the site is covered under s. 101.144 (2) (b), the department of ~~commerce~~ safety and professional services estimates that the cost to complete a site investigation, remedial action plan and remedial action for an occurrence exceeds $60,000, the department of ~~commerce~~ safety and professional services shall implement a competitive public bidding process to obtain information to assist in making the determination under par. (cs).

SECTION 2351. 101.143 (3) (cp) 2. of the statutes is amended to read:

101.143 **(3)** (cp) 2. The department of ~~commerce~~ safety and professional services or the department of natural resources may waive the requirement under subd. 1. if an enforcement standard is exceeded in groundwater within 1,000 feet of a well operated by a public utility, as defined in s. 196.01 (5), or within 100 feet of any other well used to provide water for human consumption.

SECTION 2352. 101.143 (3) (cp) 5. of the statutes is amended to read:

101.143 **(3)** (cp) 5. The department of ~~commerce~~ safety and professional services or the department of natural resources may waive the requirement under subd. 1. after providing notice to the other department.

SECTION 2353. 101.143 (3) (cp) 6. of the statutes is amended to read:

101.143 **(3)** (cp) 6. The department of ~~commerce~~ safety and professional services may disqualify a bid received under subd. 1. if, based on information available to the department and experience with remedial action at other sites, the bid is unlikely to establish an amount to sufficiently fund remedial action that will comply with par. (c) 3. and with enforcement standards.

SECTION 2354. 101.143 (3) (cp) 7. of the statutes is amended to read:

101.143 **(3)** (cp) 7. The department of ~~commerce~~ safety and professional services may disqualify a person from submitting bids under subd. 1. if, based on past performance of the bidder, the department determines that the person has demonstrated an inability to complete remedial action within established cost limits.

SECTION 2355. 101.143 (3) (cs) 1. of the statutes is amended to read:

101.143 **(3)** (cs) 1. The department of ~~commerce~~ safety and professional services shall review the remedial action plan for a site that is classified as low or medium risk under s. 101.144 and shall determine the least costly method of complying with par. (c) 3. and with enforcement standards. The department shall notify the owner or operator of its determination of the least costly method and shall notify the owner or operator that reimbursement for remedial action under this section is limited to the amount necessary to implement that method.

SECTION 2356. 101.143 (3) (cs) 2. of the statutes is amended to read:

101.143 **(3)** (cs) 2. The department of natural resources and the department of ~~commerce~~ safety and professional services shall review the remedial action plan for a site that is classified as high risk under s. 101.144 and shall jointly determine the least costly method of complying with par. (c) 3. and with enforcement standards. The departments shall notify the owner or operator of their determination of the least costly method and shall notify the owner or operator that reimbursement for remedial action under this section is limited to the amount necessary to implement that method.

SECTION 2357. 101.143 (3) (cs) 3. of the statutes is amended to read:

101.143 **(3)** (cs) 3. In making determinations under subds. 1. and 2., the department of natural resources and the department of ~~commerce~~ safety and professional services shall determine whether natural attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

SECTION 2358. 101.143 (3) (cs) 4. of the statutes is amended to read:

101.143 **(3)** (cs) 4. The department of ~~commerce~~ safety and professional services may review and modify an amount established under subd. 1. if the department determines that new circumstances, including newly discovered contamination at a site, warrant those actions. The department of ~~commerce~~ safety and professional services and the department of natural resources may review and modify an amount established under subd. 2. if the departments determine that new circumstances, including newly discovered contamination at a site, warrant those actions.

SECTION 2359. 101.143 (3) (cw) 1. of the statutes is amended to read:

101.143 **(3)** (cw) 1. The department of ~~commerce~~ safety and professional services shall conduct the annual review required under sub. (2) (i) 1. for a site that is classified as low or medium risk under s. 101.144 and shall determine the least costly method of completing remedial action at the site in order to comply with par. (c) 3. and with enforcement standards. The department shall notify the owner or operator of its determination of the least costly method and shall notify the owner or operator that reimbursement under this section for any remedial action conducted after the date of the notice is limited to the amount necessary to implement that method.

SECTION 2360. 101.143 (3) (cw) 2. of the statutes is amended to read:

101.143 **(3)** (cw) 2. The department of natural resources and the department of ~~commerce~~ safety and professional services shall conduct the annual review required under sub. (2) (i) 1. for a site that is classified as high risk under s. 101.144 and shall jointly determine the least costly method of completing remedial action at the site in order to comply with par. (c) 3. and with enforcement standards. The departments shall notify the owner or operator of their determination of the least costly method and shall notify the owner or operator that reimbursement under this section for remedial action conducted after the date of the notice is limited to the amount necessary to implement that method.

SECTION 2361. 101.143 (3) (cw) 3. of the statutes is amended to read:

101.143 **(3)** (cw) 3. In making determinations under subds. 1. and 2., the department of natural resources and the department of ~~commerce~~ safety and professional services shall determine whether natural attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

SECTION 2362. 101.143 (3) (cw) 4. of the statutes is amended to read:

101.143 **(3)** (cw) 4. The department of ~~commerce~~ safety and professional services may review and modify an amount established under subd. 1. if the department determines that new circumstances, including newly discovered contamination at a site, warrant those actions. The department of ~~commerce~~ safety and professional services and the department of natural resources may review and modify an amount established under subd. 2. if the departments determine that new circumstances, including newly discovered contamination at a site, warrant those actions.

SECTION 2363. 101.143 (3) (d) of the statutes is amended to read:

101.143 **(3)** (d) *Final review of remedial action activities.* The department of natural resources or, if the discharge is covered under s. 101.144 (2) (b), the department of ~~commerce~~ safety and professional services shall complete a final review of the remedial action activities within 60 days after the claimant notifies the appropriate department that the remedial action activities are completed.

SECTION 2364. 101.143 (3) (f) 5. of the statutes is amended to read:

101.143 **(3)** (f) 5. The written approval of the department of natural resources or the department of ~~commerce~~ safety and professional services under par. (c) 4.

SECTION 2365. 101.143 (3) (g) of the statutes is amended to read:

101.143 **(3)** (g) *Emergency situations.* Notwithstanding pars. (a) 3. and (c) 1. and 2., an owner or operator or the person may submit a claim for an award under sub. (4) after notifying the department under par. (a) 3., without completing an investigation under par. (c) 1. and without preparing a remedial action plan under par. (c) 2. if an emergency existed which made the investigation under par. (c) 1. and the remedial action plan under par. (c) 2. inappropriate and, before conducting remedial action, the owner or operator or person notified the department of ~~commerce~~ safety and professional services and the department of natural resources of the emergency and the department of ~~commerce~~ safety and

professional services and the department of natural resources authorized emergency action.

SECTION 2366. 101.143 (4) (a) 6. of the statutes is amended to read:

101.143 **(4)** (a) 6. In any fiscal year, the department may not award more than 5% of the amount appropriated under s. ~~20.143 (3)~~ 20.165 (2) (v) as awards for petroleum product storage systems described in par. (ei).

SECTION 2367. 101.143 (4) (a) 7. of the statutes is amended to read:

101.143 **(4)** (a) 7. In any fiscal year, the department may not award more than 5% of the amount appropriated under s. ~~20.143 (3)~~ 20.165 (2) (v) as awards for petroleum product storage systems that are owned by school districts and that are used for storing heating oil for consumptive use on the premises where stored.

SECTION 2368. 101.143 (4) (cc) 2. b. of the statutes is amended to read:

101.143 **(4)** (cc) 2. b. An applicant that is engaged in the expansion or redevelopment of brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a), if federal or state financial assistance other than under this section, has been provided for that expansion or redevelopment.

SECTION 2369. 101.143 (4) (ei) 2m. of the statutes is amended to read:

101.143 **(4)** (ei) 2m. The owner or operator of the farm tank has received a letter or notice from the department of ~~commerce~~ safety and professional services or department of natural resources indicating that the owner or operator must conduct a site investigation or remedial action because of a discharge from the farm tank or an order to conduct such an investigation or remedial action.

SECTION 2370. 101.143 (4) (es) 1. of the statutes is amended to read:

101.143 **(4)** (es) 1. The department shall issue an award for a claim filed after August 9, 1989, for eligible costs, under par. (b), incurred on or after August 1, 1987, by an owner or operator or a person owning a home oil tank system in investigating the existence of a discharge or investigating the presence of petroleum products in soil or groundwater if the investigation is undertaken at the written direction of the department of ~~commerce~~ safety and professional services or the department of natural resources and no discharge or contamination is found.

SECTION 2371. 101.144 (3) (b) of the statutes is amended to read:

101.144 **(3)** (b) The department of ~~commerce~~ safety and professional services requests the department of natural resources to take the action or issue the order.

SECTION 2372. 101.144 (3) (c) of the statutes is amended to read:

101.144 **(3)** (c) The secretary of natural resources approves the action or order in advance after notice to the secretary of ~~commerce~~ safety and professional services.

SECTION 2373. 101.144 (3g) (a) of the statutes is amended to read:

101.144 **(3g)** (a) If, on December 1, 1999, more than 35% of sites classified under this section, excluding sites that are contaminated by a hazardous substance other than a petroleum product or an additive to a petroleum product, are classified as high−risk sites, the department of ~~commerce~~ safety and professional services and the department of natural resources shall attempt to reach an agreement that specifies standards for determining whether the site of a discharge of a petroleum product from a petroleum storage tank is classified as high risk. The standards shall be designed to classify no more than 35% of those sites as high−risk sites and may not classify all sites at which an enforcement standard is exceeded as high−risk sites. If the department of ~~commerce~~ safety and professional services and the department of natural resources are unable to reach an agreement, they shall refer the matters on which they are unable to agree to the secretary of administration for resolution. The secretary of administration shall resolve any matters on which the departments disagree in a manner that is consistent with this paragraph. The department of ~~commerce~~ safety and professional services shall promulgate rules incorporating any agreement between the department of ~~commerce~~ safety and professional services and the department of natural resources under this paragraph and any resolution of disagreements between the departments by the secretary of administration under this paragraph.

SECTION 2374. 101.144 (3g) (b) of the statutes is amended to read:

101.144 **(3g)** (b) If, 6 months after rules under par. (a) are in effect, more than 35% of the sites classified under this section, excluding sites that are contaminated by a hazardous substance other than a petroleum product or an additive to a petroleum product, are classified as high−risk sites, the department of ~~commerce~~ safety and professional services shall revise the rules using the procedure for promulgating the rules in par. (a).

SECTION 2375. 101.144 (3m) (a) (intro.) of the statutes is amended to read:

101.144 **(3m)** (a) (intro.) The department of ~~commerce~~ safety and professional services and the department of natural resources shall enter into a memorandum of understanding that does all of the following:

SECTION 2376. 101.144 (3m) (b) of the statutes is amended to read:

101.144 **(3m)** (b) The department of ~~commerce~~ safety and professional services and the department of natural resources shall submit a memorandum of understanding under this subsection to the secretary of administration for review. A memorandum of understanding under this subsection does not take effect until it is approved by the secretary of administration.

SECTION 2377. 101.149 (6) (b) of the statutes is amended to read:

101.149 **(6)** (b) The department shall promulgate rules, in consultation with the department of health services, under which the department of ~~commerce~~ safety and professional services shall authorize certified heating, ventilating, and air conditioning inspectors to conduct regular inspections of sealed combustion units, as required under sub. (5) (c), for carbon monoxide emissions in residential buildings other than hotels, tourist rooming houses, and bed and breakfast establishments. The rules shall specify conditions under which it may issue orders as specified under sub. (8) (a). The rules may not require the department of ~~commerce~~ safety and professional services to authorize inspection of sealed combustion units during the period in which the sealed combustion units are covered by a manufacturer's warranty against defects.

SECTION 2378. 101.149 (8) (a) of the statutes is amended to read:

101.149 **(8)** (a) If the department of ~~commerce~~ safety and professional services or the department of health services determines after an inspection of a building under this section or s. 254.74 (1g) that the owner of the building has violated sub. (2) or (3), the respective department shall issue an order requiring the person to correct the violation within 5 days or within such shorter period as the respective department determines is necessary to protect public health and safety. If the person does not correct the violation within the time required, he or she shall forfeit $50 for each day of violation occurring after the date on which the respective department finds that the violation was not corrected.

SECTION 2378m. 101.19 (1) (k) of the statutes is amended to read:

101.19 **(1)** (k) Administering subch. VII, except that the department may not charge a fee for an emergency elevator mechanic's license under s. 101.985 (2) (c) ~~or a conveyance operation permit under s. 101.983 (2) for a platform lift, stairway chair lift, or any other lift in a private residence~~.

SECTION 2379. 101.563 (2) (b) 1. of the statutes is amended to read:

101.563 **(2)** (b) 1. 'Payments from calendar year 2001 dues.' Notwithstanding s. 101.573 (3) (a), by the 30th day following July 30, 2002, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), subtract the total amount due to be paid under par. (a), withhold 0.5%, and certify to the secretary of administration the proper amount to be paid from the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L) to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) (b) and s. 101.575. If the department has previously certified an amount to the secretary of administration under s. 101.573 (3) (a) during calendar year 2002, the department shall recertify the amount in the manner provided under this subdivision. On or before August 1, 2002, the secretary of administration shall pay the amounts certified or recertified by the department under this subdivision to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) and s. 101.575. The secretary of administration may combine any payment due under this subdivision with any amount due to be paid on or before August 1, 2002, to the same city, village, or town under par. (a).

SECTION 2380. 101.563 (2) (b) 2. of the statutes is amended to read:

101.563 **(2)** (b) 2. 'Payments from dues for calendar years 2002 to 2004.' Notwithstanding s. 101.573 (3) (a) and except as otherwise provided in this subdivision, on or before May 1 in each year, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), withhold 0.5% and certify to the secretary of administration the proper amount to be paid from the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L) to each city, village, and town entitled to a proportionate share of fire department dues as provided under sub. (1) (b) and s. 101.575. Annually, on or before August 1, the secretary of administration shall pay the amounts certified by the department to each such city, village, and town. This paragraph applies only to payment of a proportionate share of fire department dues collected for calendar years 2002 to 2004.

SECTION 2381. 101.573 (3) (a) of the statutes is amended to read:

101.573 **(3)** (a) On or before May 1 in each year, the department shall compile the fire department dues paid by all insurers under s. 601.93 and the dues paid by the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5% and certify to the secretary of administration the proper amount to be paid from the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L) to each city, village, or town entitled to fire department dues under s. 101.575. Annually, on or before August 1, the secretary of administration shall pay the amounts certified by the department to the cities, villages and towns eligible under s. 101.575.

SECTION 2382. 101.573 (5) of the statutes is amended to read:

101.573 **(5)** The department shall promulgate a rule defining "administrative expenses" for purposes of s. ~~20.143 (3)~~ 20.165 (2) (La).

SECTION 2383. 101.657 (5) of the statutes is amended to read:

101.657 **(5)** From the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (j), beginning with fiscal year 2005−06, the department shall allocate $100,000 annually for the con-

tract required under sub. (2) and at least $600,000 annually for the contract required under sub. (3).

SECTION 2384. 101.935 (2) (e) of the statutes is amended to read:

101.935 **(2)** (e) Section 254.69 (2), as it applies to an agent for the department of health services in the administration of s. 254.47, applies to an agent for the department of ~~commerce~~ safety and professional services in the administration of this section.

SECTION 2385. 101.951 (7) (a) of the statutes is amended to read:

101.951 **(7)** (a) The department of ~~commerce~~ safety and professional services may, without notice, deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for the denial. Within 30 days after such notice, the applicant may petition the department of administration to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness. The division of hearings and appeals shall conduct the hearing. This paragraph does not apply to denials of applications for licenses under s. 101.02 (21).

SECTION 2386. 101.951 (7) (b) of the statutes is amended to read:

101.951 **(7)** (b) No license may be suspended or revoked except after a hearing thereon. The department of ~~commerce~~ safety and professional services shall give the licensee at least 5 days' notice of the time and place of the hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; except that the department of ~~commerce~~ safety and professional services, when in its opinion the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the department of ~~commerce~~ safety and professional services shall be heard and decided upon by the department of administration. The division of hearings and appeals shall conduct the hearing. This paragraph does not apply to licenses that are suspended or revoked under s. 101.02 (21).

SECTION 2387. 101.951 (7) (c) of the statutes is amended to read:

101.951 **(7)** (c) The department of ~~commerce~~ safety and professional services may inspect the pertinent books, records, letters and contracts of a licensee. The actual cost of each such examination shall be paid by such licensee so examined within 30 days after demand therefor by the department, and the department may maintain an action for the recovery of such costs in any court of competent jurisdiction.

SECTION 2388. 101.953 (1) (a) of the statutes is amended to read:

101.953 **(1)** (a) A statement that the manufactured home meets those standards prescribed by law or administrative rule of the department of administration or of the department of ~~commerce~~ safety and professional services that are in effect at the time of the manufacture of the manufactured home.

SECTION 2389. 101.973 (8) of the statutes is amended to read:

101.973 **(8)** Deposit the moneys received from the fees under sub. (7) in the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (j).

SECTION 2389g. 101.981 (1) (c) of the statutes is amended to read:

101.981 **(1)** (c) "Conveyance" means an elevator, an escalator, a dumbwaiter, a belt manlift, a moving walkway, a platform lift, ~~a personnel hoist, a material hoist~~ and a stairway chair lift, and any other similar device, such as an automated people mover, used to elevate or move people or things, as provided in the rules of the department. "Conveyance" does not include a personnel hoist; a material hoist; a grain elevator; a ski lift or towing device~~, or~~; an amusement or thrill ride; or a vertical platform lift, inclined platform lift, or a stairway chair lift that serves an individual residential dwelling unit.

SECTION 2389m. 101.983 (2) (c) of the statutes is amended to read:

101.983 **(2)** (c) *Inspections.* The department may not issue or renew a permit under this subsection unless the department has received an inspection report for the conveyance issued by an elevator inspector licensed under s. 101.985 (3) indicating that the conveyance complies with this subchapter and any applicable rules promulgated under this subchapter. ~~Upon request of the owner of a private residence containing a newly installed platform lift, stairway chair lift, or residential lift or of the new owner of a private residence containing a previously installed platform lift, stairway chair lift, or residential lift, the department shall inspect the lift or equipment for compliance with this subchapter and any applicable rules promulgated under this subchapter.~~ This inspection by the department does not exempt the owner from the requirement to ensure that the department receives an inspection report from a licensed elevator inspector. Upon performing this inspection, the department shall give the owner notice of relevant conveyance safety requirements and shall instruct the owner as to the procedure for obtaining periodic inspections and renewing the permit under which the lift or equipment is operated.

SECTION 2389r. 101.983 (2) (d) of the statutes is amended to read:

101.983 **(2)** (d) *Term and posting requirements.* A permit issued under this subsection has a term of one year~~, except that a permit applicable to a platform lift, stairway chair lift, or residential lift in a private residence is valid until ownership of the private residence is trans-~~

~~ferred, at which time the new owner shall apply for renewal of the permit under par. (b)~~. The owner of the building or residence in which a conveyance is located shall display the permit under par. (a) applicable to the conveyance on or in the conveyance or, if applicable, in the machinery room.

SECTION 2390b. 103.24 of the statutes is amended to read:

103.24 Hours of work. The department shall determine and fix reasonable hours of employment for minors under 16 years of age in street trades. Except as provided in this section, the department may not fix hours of employment for minors under 16 years of age in street trades that exceed the maximum hours per day and per week specified in s. 103.68 (2) (a) and (b), that exceed the maximum days per week specified in s. 103.68 (2) (c), or that begin earlier or end later than the hours specified in s. 103.68 (2) (d) and (e). The department may not limit the hours of employment for minors 16 years of age or over in street trades or the hours of employment for minors of any age who are engaged in the delivery of newspapers to the consumer.

SECTION 2390c. 103.49 (1) (br) of the statutes is created to read:

103.49 **(1)** (br) "Multiple−trade project of public works" means a project of public works in which no single trade accounts for 85 percent or more of the total labor cost of the project.

SECTION 2390d. 103.49 (1) (em) of the statutes is created to read:

103.49 **(1)** (em) "Single−trade project of public works" means a project of public works in which a single trade accounts for 85 percent or more of the total labor cost of the project.

SECTION 2390e. 103.49 (1m) (intro.) of the statutes is amended to read:

103.49 **(1m)** APPLICABILITY. (intro.) Subject to sub. (3g), this section applies to any project of public works erected, constructed, repaired, remodeled, or demolished for the state or a state agency, ~~other than a highway, street, or bridge construction or maintenance project,~~ including all of the following:

SECTION 2390ed. 103.49 (1m) (a) of the statutes is amended to read:

103.49 **(1m)** (a) A project erected, constructed, repaired, remodeled, or demolished by one state agency for another state agency under any contract or under any statute specifically authorizing cooperation between state agencies.

SECTION 2390f. 103.49 (1m) (b) of the statutes is amended to read:

103.49 **(1m)** (b) A project in which the completed facility is leased, purchased, lease purchased, or otherwise acquired by, or dedicated to, the state in lieu of the state or a state agency contracting for the erection, construction, repair, remodeling, or demolition of the facility.

SECTION 2390h. 103.49 (2m) (b) (intro.) of the statutes is amended to read:

103.49 **(2m)** (b) (intro.) ~~Notwithstanding par. (a) 1., a~~ A laborer, worker, mechanic, or truck driver who is ~~regularly~~ employed to process, manufacture, pick up, or deliver materials or products from a commercial establishment that has a fixed place of business from which the establishment ~~regularly~~ supplies processed or manufactured materials or products or from a facility that is not dedicated exclusively, or nearly so, to a project of public works that is subject to this section is not entitled to receive the prevailing wage rate determined under sub. (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor unless any of the following applies:

SECTION 2390i. 103.49 (2m) (b) 1. of the statutes is amended to read:

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

SECTION 2390L. 103.49 (3) (ar) of the statutes is amended to read:

103.49 **(3)** (ar) In determining prevailing wage rates under par. (a) or (am), the department may not use data from projects that are subject to this section, s. 66.0903, ~~66.0904,~~ 103.50, or 229.8275, or 40 USC 3142 unless the department determines that there is insufficient wage data in the area to determine those prevailing wage rates, in which case the department may use data from projects that are subject to this section, s. 66.0903, ~~66.0904,~~ 103.50, or 229.8275, or 40 USC 3142. In determining prevailing wage rates under par. (a) or (am), the department may not use data from any construction work performed by a state agency or a local governmental unit, as defined in s. 66.0903 (1) (d).

SECTION 2390m. 103.49 (3g) (a) of the statutes is amended to read:

103.49 **(3g)** (a) A single−trade project of public works for which the estimated project cost of completion is less than ~~$25,000~~ $48,000 or a multiple−trade project of public works for which the estimated project cost of completion is less than $100,000.

SECTION 2390n. 103.49 (3g) (b) of the statutes is amended to read:

103.49 **(3g)** (b) ~~A~~ Work performed on a project of public works ~~in which the labor for the project is provided~~

~~by unpaid volunteers~~ for which the state or the state agency contracting for the project is not required to compensate any contractor, subcontractor, contractor's or subcontractor's agent, or individual for performing the work.

SECTION 2390p. 103.49 (3g) (f) of the statutes is created to read:

103.49 **(3g)** (f) A public highway, street, or bridge project.

SECTION 2390q. 103.49 (3g) (g) of the statutes is created to read:

103.49 **(3g)** (g) A project of public works involving the erection, construction, repair, remodeling, or demolition of a residential property containing 2 dwelling units or less.

SECTION 2390r. 103.49 (3g) (h) of the statutes is created to read:

103.49 **(3g)** (h) A road, street, bridge, sanitary sewer, or water main project that is a part of a development in which not less than 90 percent of the lots contain or will contain 2 dwelling units or less, as determined by the local governmental unit at the time of approval of the development, and that, on completion, is acquired by, or dedicated to, the state for ownership or maintenance by the state.

SECTION 2390s. 103.49 (5) (am) of the statutes is repealed.

SECTION 2390t. 103.49 (5) (c) of the statutes is amended to read:

103.49 **(5)** (c) If requested by any person, the department shall inspect the payroll records of any contractor, subcontractor, or agent performing work on a project of public works that is subject to this section as provided in this paragraph to ensure compliance with this section. ~~In the case of a request made by a person performing the work specified in sub. (2m), if the department finds that the contractor, subcontractor, or agent subject to the inspection is in compliance and that the request is frivolous, the department shall charge the person making the request the actual cost of the inspection. In the case of a request made by a person not performing the work specified in sub. (2m), if the department finds that the contractor, subcontractor, or agent subject to the inspection is in compliance and that the request is frivolous, the department shall charge the person making the request $250 or the actual cost of the inspection, whichever is greater. In order to find that a request is frivolous, the department must find that the person making the request made the request in bad faith, solely for the purpose of harassing or maliciously injuring the contractor, subcontractor, or agent subject to the inspection, or that the person making the request knew, or should have known, that there was no reasonable basis for believing that a violation of this section had been committed.~~ On receipt of such a request, the department shall request the contractor, subcontractor, or agent to submit to the department a certified record of the information specified in par. (a), other than personally identifiable information relating to an employee of the contractor, subcontractor, or agent, for no longer than a 4−week period. The department may request a contractor, subcontractor, or agent to submit those records no more than once per calendar quarter for each project of public works on which the contractor, subcontractor, or agent is performing work. The department may not charge a requester a fee for obtaining that information. The department shall make available for public inspection certified records submitted to the department under this paragraph.

SECTION 2390v. 103.50 (2g) of the statutes is created to read:

103.50 **(2g)** NONAPPLICABILITY. This section does not apply to a single−trade project of public works, as defined in s. 103.49 (1) (em), for which the estimated project cost of completion is less than $48,000 or a multiple−trade project of public works, as defined in s. 103.49 (1) (br), for which the estimated project cost of completion is less than $100,000.

SECTION 2390w. 103.50 (2m) (b) (intro.) of the statutes is amended to read:

103.50 **(2m)** (b) (intro.) ~~Notwithstanding par. (a) 1., a~~ A laborer, worker, mechanic, or truck driver who is ~~regularly~~ employed to process, manufacture, pick up, or deliver materials or products from a commercial establishment that has a fixed place of business from which the establishment ~~regularly~~ supplies processed or manufactured materials or products or from a facility that is not dedicated exclusively, or nearly so, to a project that is subject to this section is not entitled to receive the prevailing wage rate determined under sub. (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor unless any of the following applies:

SECTION 2390x. 103.50 (2m) (b) 1. of the statutes is amended to read:

103.50 **(2m)** (b) 1. The laborer, worker, mechanic or truck driver is employed to go to the source of mineral aggregate such as sand, gravel or stone ~~that is to be immediately incorporated into the work, and not stockpiled or further transported by truck, pick up that mineral aggregate~~ and deliver that mineral aggregate to the site of a project that is subject to this section by depositing the material ~~substantially in place,~~ directly in final place, from transporting the vehicle or through spreaders from the transporting vehicle.

SECTION 2390z. 103.50 (4) of the statutes is amended to read:

103.50 **(4)** CERTIFICATION OF PREVAILING WAGE RATES. The department of workforce development shall, by May 1 of each year, certify to the department of transportation the prevailing wage rates in each area for all trades or occupations commonly employed in the highway construction industry. The certification shall, in addition to

the current prevailing wage rates, include future prevailing wage rates when such prevailing wage rates can be determined for any such trade or occupation in any area and shall specify the effective date of those future prevailing wage rates. The certification shall also include wage rates for work performed on Sundays or the holidays specified in s. 103.49 (1) (c) and shift differentials based on the time of day or night when work is performed. If a construction project extends into more than one area there shall be but one standard of prevailing wage rates for the entire project.

SECTION 2390zb. 103.50 (4m) of the statutes is amended to read:

103.50 **(4m)** WAGE RATE DATA. In determining prevailing wage rates for projects that are subject to this section, the department shall use data from projects that are subject to this section, s. 66.0903~~, 66.0904,~~ or 103.49, or 40 USC 3142. In determining prevailing wage rates for those projects, the department may not use data from any construction work that is performed by a state agency or a local governmental unit, as defined in s. 66.0903 (1) (d).

SECTION 2390zc. 103.503 (title) of the statutes is amended to read:

103.503 (title) **Substance abuse prevention on public works ~~and publicly funded~~ projects.**

SECTION 2390zd. 103.503 (1) (a) of the statutes is amended to read:

103.503 **(1)** (a) "Accident" means an incident caused, contributed to, or otherwise involving an employee that resulted or could have resulted in death, personal injury, or property damage and that occurred while the employee was performing the work described in s. 66.0903 (4)~~, 66.0904 (3),~~ or 103.49 (2m) on a project.

SECTION 2390ze. 103.503 (1) (c) of the statutes is amended to read:

103.503 **(1)** (c) "Contracting agency" means a local governmental unit, as defined in s. 66.0903 (1) (d), or a state agency, as defined in s. 103.49 (1) (f), ~~or an owner or developer under s. 66.0904~~ that has contracted for the performance of work on a project.

SECTION 2390zf. 103.503 (1) (e) of the statutes is amended to read:

103.503 **(1)** (e) "Employee" means a laborer, worker, mechanic, or truck driver who performs the work described in s. 66.0903 (4)~~, 66.0904 (3),~~ or 103.49 (2m) on a project.

SECTION 2390zg. 103.503 (1) (g) of the statutes is amended to read:

103.503 **(1)** (g) "Project" ~~mean~~ means a project of public works that is subject to s. 66.0903 or 103.49 ~~or a publicly funded private construction project that is subject to s. 66.0904~~.

SECTION 2390zh. 103.503 (2) of the statutes is amended to read:

103.503 **(2)** SUBSTANCE ABUSE PROHIBITED. No employee may use, possess, attempt to possess, distribute, deliver, or be under the influence of a drug, or use or be under the influence of alcohol, while performing the work described in s. 66.0903 (4)~~, 66.0904 (3),~~ or 103.49 (2m) on a project. An employee is considered to be under the influence of alcohol for purposes of this subsection if he or she has an alcohol concentration that is equal to or greater than the amount specified in s. 885.235 (1g) (d).

SECTION 2390zhi. 103.503 (3) (a) 2. of the statutes is amended to read:

103.503 **(3)** (a) 2. A requirement that employees performing the work described in s. 66.0903 (4)~~, 66.0904 (3),~~ or 103.49 (2m) on a project submit to random, reasonable suspicion, and post−accident drug and alcohol testing and to drug and alcohol testing before commencing work on a project, except that testing of an employee before commencing work on a project is not required if the employee has been participating in a random testing program during the 90 days preceding the date on which the employee commenced work on the project.

SECTION 2390zk. 103.65 (2) of the statutes is amended to read:

103.65 **(2)** No minor ~~shall~~ under 16 years of age may be employed or permitted to work at any employment for such hours of the day or week, ~~or~~ for such days of the week, or at such periods of the day as ~~shall~~ may be dangerous or prejudicial to the life, health, safety, or welfare of ~~such~~ the minor.

SECTION 2390zL. 103.66 (2) of the statutes is amended to read:

103.66 **(2)** The department may investigate and fix reasonable classifications of employments and hours of employment for minors under 16 years of age and may issue general or special orders fixing for those minors maximum hours of employment ~~for minors~~ per day and per week, maximum days of employment per week, hours at which employment ~~shall~~ may begin and end, and the duration of lunch and other rest periods as are necessary to protect the life, health, safety, and welfare of those minors. For minors under 16 years of age, the department may not fix hours of employment that exceed the maximum hours per day and per week specified in s. 103.68 (2) (a) and (b), that exceed the maximum days per week specified in s. 103.68 (2) (c), or that begin earlier or end later than the hours specified in s. 103.68 (2) (d) and (e). For minors 16 years of age or over, the department may fix the duration of lunch and other rest periods, but may not limit hours of employment or issue general or special orders fixing maximum hours of employment per day or per week, maximum days of employment per week, or hours at which employment may begin and end.

SECTION 2390zm. 103.68 (1) of the statutes is amended to read:

103.68 **(1)** No minor ~~shall~~ may be employed or permitted to work at any gainful occupation ~~other than domestic service, farm labor, or service as an election inspector under s. 7.30 (2) (am) for more than 8 hours in any one day nor more than 40 hours nor more than 6 days in any one week, nor~~ during such hours as the minor is required under s. 118.15 to attend school.

SECTION 2390zn. 103.68 (2) of the statutes is renumbered 103.68 (2) (intro.) and amended to read:

103.68 **(2)** (intro.) No minor under 16 ~~shall~~ years of age may be employed or permitted to work in any gainful occupation, other than ~~domestic service or farm labor more than 24 hours in any one week, nor, except~~ in domestic service, farm labor, or ~~in~~ public exhibitions, as ~~defined~~ provided in s. 103.78, ~~or in street trades as defined in s. 103.21, before 7 a.m. nor after 6 p.m.~~ as follows:

SECTION 2390zp. 103.68 (2) (a) to (e) of the statutes are created to read:

103.68 **(2)** (a) For more than 3 hours on a school day or 8 hours on a nonschool day.

(b) For more than 18 hours in a school week or 40 hours in a nonschool week.

(c) For more than 6 days in a week.

(d) Before 7:00 a.m. or after 7:00 p.m. from the day after Labor Day to May 31.

(e) Before 7:00 a.m. or after 9:00 p.m. from June 1 to Labor Day.

SECTION 2390zr. 104.001 (3) (am) of the statutes is repealed.

SECTION 2391. 106.14 (2) of the statutes is amended to read:

106.14 **(2)** The department shall publicize and maintain on its job center Web site information related to the job ~~programs under ss.~~ program under s. 49.147 (3) ~~and 49.162~~ so that employers and individuals seeking employment may obtain information about the ~~programs~~ program, including how to participate in ~~them~~ it.

SECTION 2392. 106.15 (3) (intro.) of the statutes is amended to read:

106.15 **(3)** GRANTS. (intro.) From the ~~appropriations~~ appropriation under s. 20.445 (1) ~~(bc), (jm), and~~ (m), the department shall make grants to persons providing employment and training activities to dislocated workers including all of the following:

SECTION 2393. 106.16 (3) of the statutes is amended to read:

106.16 **(3)** A state agency or an authority under ch. 231 or 234 shall notify the ~~department of commerce~~ Wisconsin Economic Development Corporation if it makes a loan or grant to a company.

SECTION 2394. 106.20 (1) (e) of the statutes is amended to read:

106.20 **(1)** (e) "Minority business" has the meaning given in s. ~~560.036~~ 16.287 (1) (e).

SECTION 2395. 106.30 (2) of the statutes is amended to read:

106.30 **(2)** SURVEY FORM. Each odd−numbered year, the department of workforce development shall develop and submit to the department of ~~regulation and licensing~~ safety and professional services a survey form to gather data under s. 441.01 (7) (a) 1. to assist the department of workforce development in evaluating the supply of, demand for, and turnover among nurses in this state and in determining whether there are any regional shortages of nurses, shortages of nurses in any speciality areas, or impediments to entering the nursing profession in this state.

SECTION 2396. 106.30 (5) (a) of the statutes is amended to read:

106.30 **(5)** (a) From the appropriation account under s. 20.445 (1) (km), the department of workforce development shall award grants equal to the amount appropriated under s. 20.445 (1) (km) minus the amount expended under sub. (4) to a nonprofit statewide nursing center that is comprised of and led by nurses and that has demonstrated coordination with constituent groups within the nursing community, including professional nursing organizations; organizations representing nurse educators, staff nurses, and nurse managers or executives; labor organizations representing nurses; the department of ~~regulation and licensing~~ safety and professional services; the department of health services; and legislators who are concerned with issues affecting the nursing profession.

SECTION 2397. 106.30 (5) (b) of the statutes is amended to read:

106.30 **(5)** (b) A statewide nursing center that receives a grant under par. (a) shall use the grant moneys to develop strategies to ensure that there is a nursing workforce that is adequate to meet the current and future health care needs of this state. The statewide nursing center may use those moneys to fund activities that are aimed at ensuring such a nursing workforce, including monitoring trends in the applicant pool for nursing education programs; evaluating the effectiveness of nursing education programs in increasing access to those programs and in enhancing career mobility for nurses, especially for populations that are underrepresented in the nursing profession; and facilitating partnerships between the nursing community and other health care providers, the department of ~~regulation and licensing~~ safety and professional services, the business community, the legislature, and educators to promote diversity within the nursing profession, enhance career mobility and leadership development for nurses, and achieve consensus regarding policies aimed at ensuring an adequate nursing workforce in this state.

SECTION 2398. 106.50 (6) (a) 3. of the statutes is amended to read:

106.50 **(6)** (a) 3. The complaint may be filed by an aggrieved person, by an interested person, by the department of workforce development under par. (b) or, if the complaint charges a violation of sub. (2r) (c), by the department of ~~commerce~~ safety and professional services. The department of workforce development shall, upon request, provide appropriate assistance in completing and filing complaints.

SECTION 2399. 106.50 (6) (b) of the statutes is amended to read:

106.50 **(6)** (b) *Powers and duties of department.* The department of workforce development and its duly authorized agents may hold hearings, subpoena witnesses, take testimony and make investigations as provided in this subsection. The department of workforce development may test and investigate for the purpose of establishing violations of sub. (2), (2m) or (2r) and may make, sign and file complaints alleging violations of sub. (2), (2m) or (2r). In addition, the department of ~~commerce~~ safety and professional services may make, sign and file complaints alleging violations of sub. (2r) (c). The department of workforce development shall employ examiners to hear and decide complaints of discrimination under this section, and to assist in the administration of this section. The examiners may make findings and issue orders under this subsection. The department of workforce development shall develop and implement an investigation manual for use in conducting investigations under par. (c).

SECTION 2400. 107.30 (4) of the statutes is amended to read:

107.30 **(4)** "Department" means the department of ~~commerce~~ safety and professional services.

SECTION 2401. 107.30 (10) of the statutes is amended to read:

107.30 **(10)** "Mining damage appropriation" means the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (a).

SECTION 2402. 107.31 (5) (a) (intro.) of the statutes is amended to read:

107.31 **(5)** (a) *Calculation.* (intro.) The mining damage reserve accumulation is calculated by subtracting the total amount of all mining damages awards paid from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980 or paid from the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (a) from the sum of:

SECTION 2403. 108.02 (21e) (intro.) of the statutes is amended to read:

108.02 **(21e)** PROFESSIONAL EMPLOYER ORGANIZATION. (intro.) "Professional employer organization" means any person who is currently registered as a professional employer organization with the department of ~~regulation and licensing~~ safety and professional services in accordance with ch. 461, who contracts to provide the nontemporary, ongoing employee workforce of more than one client under a written leasing contract, the majority of whose clients are not under the same ownership, management, or control as the person other than through the terms of the contract, and who under contract and in fact:

SECTION 2403e. 108.02 (26m) of the statutes is created to read:

108.02 **(26m)** WAITING PERIOD. "Waiting period" means any period of time under s. 108.04 (3) for which no benefits are payable to a claimant as a condition precedent to receipt of benefits.

SECTION 2403s. 108.04 (3) of the statutes is created to read:

108.04 **(3)** WAITING PERIOD. The first week of a claimant's benefit year for which the claimant has timely applied and is otherwise eligible for regular benefits under this chapter is the claimant's waiting period for that benefit year.

SECTION 2403t. 108.04 (8) (b) of the statutes is created to read:

108.04 **(8)** (b) 1. An employee's failure to accept an offer of work under par. (a) includes:

a. The employee's refusal without good cause to take a test for illegal drugs given on behalf of the employer as a condition of employment; or

b. The employer's withdrawal of or failure to extend an offer of work due to a positive test result.

2. For purposes of this paragraph, a drug test shall not be found to be positive for illegal drugs unless the test was conducted and certified in a manner approved by the department.

3. This paragraph applies only to the extent permitted by federal law.

SECTION 2403u. 108.04 (13) (cm) of the statutes is created to read:

108.04 **(13)** (cm) An employer shall report to the department an employee's positive drug test or refusal to take such a test under sub. (8) (b), as the department requires or approves.

SECTION 2403x. 108.09 (4r) of the statutes is created to read:

108.09 **(4r)** DEPARTMENTAL RECORDS RELATING TO DRUG TEST INFORMATION. The department shall retain drug test information obtained under s. 108.04 (13) (cm) for the purpose of determining eligibility for benefits.

SECTION 2404. 109.07 (1m) (b) of the statutes is amended to read:

109.07 **(1m)** (b) The department shall promptly provide a copy of the notice required under par. (a) ~~to the department of commerce and~~ to the office of the commissioner of insurance and shall cooperate ~~with the department of commerce in the performance of its responsibilities under s. 560.15 and~~ with the office of the commissioner of insurance in the performance of its responsibilities under s. 601.41 (7).

SECTION 2404c. 109.09 (1) of the statutes is amended to read:

109.09 **(1)** The department shall investigate and attempt equitably to adjust controversies between employers and employees as to alleged wage claims. The department may receive and investigate any wage claim which is filed with the department, or received by the department under s. 109.10 (4), no later than 2 years after the date the wages are due. The department may, after receiving a wage claim, investigate any wages due from the employer against whom the claim is filed to any employee during the period commencing 2 years before the date the claim is filed. The department shall enforce this chapter and ss. 66.0903, ~~66.0904,~~ 103.02, 103.49, 103.82, 104.12, and 229.8275. In pursuance of this duty, the department may sue the employer on behalf of the employee to collect any wage claim or wage deficiency and ss. 109.03 (6) and 109.11 (2) and (3) shall apply to such actions. Except for actions under s. 109.10, the department may refer such an action to the district attorney of the county in which the violation occurs for prosecution and collection and the district attorney shall commence an action in the circuit court having appropriate jurisdiction. Any number of wage claims or wage deficiencies against the same employer may be joined in a single proceeding, but the court may order separate trials or hearings. In actions that are referred to a district attorney under this subsection, any taxable costs recovered by the district attorney shall be paid into the general fund of the county in which the violation occurs and used by that county to meet its financial responsibility under s. 978.13 (2) (b) for the operation of the office of the district attorney who prosecuted the action.

SECTION 2404g. 110.08 (2) of the statutes is amended to read:

110.08 **(2)** Except as provided under sub. (5) (b) and s. 343.16 (1) (b) to (c), all examinations for operator's licenses and permits shall be given by state examiners.

SECTION 2404k. 110.08 (5) of the statutes is created to read:

110.08 **(5)** (a) The department shall provide in each county, directly or by contract as described in par. (b), at least 20 hours per week of services relating to operator's licenses and identification cards.

(b) The department shall provide the services required under par. (a) by the most cost−effective means possible, which may include contracting with counties or other local governments to provide these services. Notwithstanding any provision of ss. 343.14 and 343.16, a contract between the department and a county or other local government under this paragraph may authorize an employee of the county or local government to conduct any examination for an operator's license except a driving skills test. The department may require any employee of a county or local government who provides services under a contract entered into under this paragraph to satisfy any requirement under s. 110.09 that would be required of an employee of the department.

SECTION 2404q. 111.322 (2m) (c) of the statutes is amended to read:

111.322 **(2m)** (c) The individual files a complaint or attempts to enforce a right under s. 66.0903, ~~66.0904,~~ 103.49, or 229.8275 or testifies or assists in any action or proceeding under s. 66.0903, ~~66.0904,~~ 103.49, or 229.8275.

SECTION 2404t. 111.335 (1) (cv) of the statutes is amended to read:

111.335 **(1)** (cv) Notwithstanding s. 111.322, it is not employment discrimination because of conviction record to refuse to employ in a position in the classified service ~~or in a position described in s. 230.08 (2) (k)~~ a person who has been convicted under 50 USC, Appendix, section 462 for refusing to register with the selective service system and who has not been pardoned.

SECTION 2405p. 111.70 (1) (a) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(1)** (a) "Collective bargaining" means the performance of the mutual obligation of a municipal employer, through its officers and agents, and the representative of its municipal employees in a collective bargaining unit, to meet and confer at reasonable times, in good faith, with the intention of reaching an agreement, or to resolve questions arising under such an agreement, with respect to wages, hours, and conditions of employment for public safety employees or transit employees and with respect to wages for general municipal employees, and with respect to a requirement of the municipal employer for a municipal employee to perform law enforcement and fire fighting services under s. 60.553, 61.66, or 62.13 (2e), except as provided in sub. (4) (mb) and (mc) and s. 40.81 (3) and except that a municipal employer shall not meet and confer with respect to any proposal to diminish or abridge the rights guaranteed to any public safety employees under ch. 164. Collective bargaining includes the reduction of any agreement reached to a written and signed document.

SECTION 2406cg. 111.70 (1) (f) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(1)** (f) "Fair−share agreement" means an agreement between a municipal employer and a labor organization that represents public safety employees or transit employees under which all or any of the public safety employees or transit employees in the collective bargaining unit are required to pay their proportionate share of the cost of the collective bargaining process and contract administration measured by the amount of dues uniformly required of all members.

SECTION 2406cr. 111.70 (1) (fm) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(1)** (fm) "General municipal employee" means a municipal employee who is not a public safety employee or a transit employee.

SECTION 2406d. 111.70 (1) (mm) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(1)** (mm) "Public safety employee" means any municipal employee who is employed in a position that, on the effective date of this paragraph .... [LRB inserts date], is one of the following:

1. Classified as a protective occupation participant under any of the following:

a. Section 40.02 (48) (am) 9., 10., 13., 15., or 22.

b. A provision that is comparable to a provision under subd. 1. a. that is in a county or city retirement system.

Vetoed In Part

2. An emergency medical service provider for the emergency medical services departments in Door and Waushara counties .

SECTION 2406fg. 111.70 (1) (n) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(1)** (n) "Referendum" means a proceeding conducted by the commission in which public safety employees or transit employees in a collective bargaining unit may cast a secret ballot on the question of authorizing a labor organization and the employer to continue a fair−share agreement.

SECTION 2406gh. 111.70 (1) (p) of the statutes is created to read:

111.70 **(1)** (p) "Transit employee" means a municipal employee who is determined to be a transit employee under sub. (4) (bm).

SECTION 2406hg. 111.70 (2) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(2)** RIGHTS OF MUNICIPAL EMPLOYEES. Municipal employees have the right of self−organization, and the right to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in lawful, concerted activities for the purpose of collective bargaining or other mutual aid or protection. Municipal employees have the right to refrain from any and all such activities. A general municipal employee has the right to refrain from paying dues while remaining a member of a collective bargaining unit. A public safety employee or a transit employee, however, may be required to pay dues in the manner provided in a fair−share agreement; a fair−share agreement covering a public safety employee or a transit employee must contain a provision requiring the municipal employer to deduct the amount of dues as certified by the labor organization from the earnings of the employee affected by the fair−share agreement and to pay the amount deducted to the labor organization. A fair−share agreement covering a public safety employee or transit employee is subject to the right of the municipal employer or a labor organization to petition the commission to conduct a referendum. Such petition must be supported by proof that at least 30% of the employees in the collective bargaining unit desire that the fair−share agreement be terminated. Upon so finding, the commission shall conduct a referendum. If the continuation of the agreement is not supported by at least the majority of the eligible employees, it shall terminate. The commission shall declare any fair−share agreement suspended upon such conditions and for such time as the commission decides whenever it finds that the labor organization involved has refused on the basis of race, color, sexual orientation, creed, or sex to receive as a member any public safety employee or transit employee of the municipal employer in the bargaining unit involved, and such agreement is subject to this duty of the commission. Any of the parties to such agreement or any public safety employee or transit employee covered by the agreement may come before the commission, as provided in s. 111.07, and ask the performance of this duty.

SECTION 2406hr. 111.70 (3) (a) 3. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(3)** (a) 3. To encourage or discourage a membership in any labor organization by discrimination in regard to hiring, tenure, or other terms or conditions of employment; but the prohibition shall not apply to a fair−share agreement that covers public safety employees or transit employees.

SECTION 2406ir. 111.70 (3) (a) 5. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(3)** (a) 5. To violate any collective bargaining agreement previously agreed upon by the parties with respect to wages, hours and conditions of employment affecting public safety employees or transit employees, including an agreement to arbitrate questions arising as to the meaning or application of the terms of a collective bargaining agreement or to accept the terms of such arbitration award, where previously the parties have agreed to accept such award as final and binding upon them or to violate any collective bargaining agreement affecting general municipal employees, that was previously agreed upon by the parties with respect to wages.

SECTION 2406pg. 111.70 (3) (a) 6. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(3)** (a) 6. To deduct labor organization dues from the earnings of a public safety employee or a transit employee, unless the municipal employer has been presented with an individual order therefor, signed by the employee personally, and terminable by at least the end of any year of its life or earlier by the public safety

employee or transit employee giving at least 30 days' written notice of such termination to the municipal employer and to the representative organization, except when a fair−share agreement is in effect.

SECTION 2406prm. 111.70 (3) (a) 7m. of the statutes is created to read:

111.70 **(3)** (a) 7m. To refuse or otherwise fail to implement an arbitration decision lawfully made under sub. (4) (cg).

SECTION 2406rg. 111.70 (3) (a) 9. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(3)** (a) 9. If the collective bargaining unit contains a public safety employee or transit employee, after a collective bargaining agreement expires and before another collective bargaining agreement takes effect, to fail to follow any fair−share agreement in the expired collective bargaining agreement.

SECTION 2406rrm. 111.70 (3) (b) 6m. of the statutes is created to read:

111.70 **(3)** (b) 6m. To refuse or otherwise fail to implement an arbitration decision lawfully made under sub. (4) (cg).

SECTION 2407bt. 111.70 (4) (bm) of the statutes is created to read:

111.70 **(4)** (bm) *Transit employee determination.* The commission shall determine that any municipal employee is a transit employee if the commission determines that the municipal employer who employs the municipal employee would lose federal funding under 49 USC 5333 (b) if the municipal employee is not a transit employee.

SECTION 2407dg. 111.70 (4) (c) 2. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(4)** (c) 2. 'Arbitration.' Parties to a dispute pertaining to the meaning or application of the terms of a written collective bargaining agreement involving a collective bargaining unit containing a public safety employee may agree in writing to have the commission or any other appropriate agency serve as arbitrator or may designate any other competent, impartial and disinterested person to so serve.

SECTION 2407ep. 111.70 (4) (cg) of the statutes is created to read:

111.70 **(4)** (cg) *Methods for peaceful settlement of disputes; transit employees.* 1. 'Notice of commencement of contract negotiations.' To advise the commission of the commencement of contract negotiations involving a collective bargaining unit containing transit employees, whenever either party requests the other to reopen negotiations under a binding collective bargaining agreement, or the parties otherwise commence negotiations if no collective bargaining agreement exists, the party requesting negotiations shall immediately notify the commission in writing. Upon failure of the requesting party to provide notice, the other party may provide notice to the commission. The notice shall specify the expiration date of the existing collective bargaining agreement, if any, and shall provide any additional information the commission may require on a form provided by the commission.

2. 'Presentation of initial proposals; open meetings.' The meetings between parties to a collective bargaining agreement or proposed collective bargaining agreement under this subchapter that involve a collective bargaining unit containing a transit employee and that are held to present initial bargaining proposals, along with supporting rationale, are open to the public. Each party shall submit its initial bargaining proposals to the other party in writing. Failure to comply with this subdivision does not invalidate a collective bargaining agreement under this subchapter.

3. 'Mediation.' The commission or its designee shall function as mediator in labor disputes involving transit employees upon request of one or both of the parties, or upon initiation of the commission. The function of the mediator is to encourage voluntary settlement by the parties. No mediator has the power of compulsion.

4. 'Grievance arbitration.' Parties to a dispute pertaining to the meaning or application of the terms of a written collective bargaining agreement involving a collective bargaining unit containing a transit employee may agree in writing to have the commission or any other appropriate agency serve as arbitrator or may designate any other competent, impartial, and disinterested person to serve as an arbitrator.

5. 'Voluntary impasse resolution procedures.' In addition to the other impasse resolution procedures provided in this paragraph, a municipal employer that employs a transit employee and labor organization may at any time, as a permissive subject of bargaining, agree in writing to a dispute settlement procedure, including binding interest arbitration, which is acceptable to the parties for resolving an impasse over terms of any collective bargaining agreement under this subchapter. The parties shall file a copy of the agreement with the commission. If the parties agree to any form of binding interest arbitration, the arbitrator shall give weight to the factors enumerated under subds. 7. and 7g.

6. 'Interest arbitration.' a. If in any collective bargaining unit containing transit employees a dispute has not been settled after a reasonable period of negotiation and after mediation by the commission under subd. 3. and other settlement procedures, if any, established by the parties have been exhausted, and the parties are deadlocked with respect to any dispute between them over wages, hours, or conditions of employment to be included in a new collective bargaining agreement, either party, or the parties jointly, may petition the commission, in writing, to initiate compulsory, final, and binding arbitration, as provided in this paragraph. At the time the

petition is filed, the petitioning party shall submit in writing to the other party and the commission its preliminary final offer containing its latest proposals on all issues in dispute. Within 14 calendar days after the date of that submission, the other party shall submit in writing its preliminary final offer on all disputed issues to the petitioning party and the commission. If a petition is filed jointly, both parties shall exchange their preliminary final offers in writing and submit copies to the commission when the petition is filed.

am. Upon receipt of a petition under subd. 6. a. to initiate arbitration, the commission shall determine, with or without a formal hearing, whether arbitration should be commenced. If in determining whether an impasse exists the commission finds that the procedures under this paragraph have not been complied with and compliance would tend to result in a settlement, it may order compliance before ordering arbitration. The validity of any arbitration award or collective bargaining agreement is not affected by failure to comply with the procedures. Prior to the close of the investigation each party shall submit in writing to the commission its single final offer containing its final proposals on all issues in dispute that are subject to interest arbitration under this subdivision. If a party fails to submit a single, ultimate final offer, the commission shall use the last written position of the party. Such final offers may include only mandatory subjects of bargaining, except that a permissive subject of bargaining may be included by a party if the other party does not object and is then treated as a mandatory subject. At that time, the parties shall submit to the commission a stipulation, in writing, with respect to all matters that they agree to include in the new or amended collective bargaining agreement. The commission, after determining that arbitration should be commenced, shall issue an order requiring arbitration and immediately submit to the parties a list of 7 arbitrators. The parties shall alternately strike names from the list until one name is left that person shall be appointed arbitrator. The petitioning party shall notify the commission in writing of the identity of the arbitrator. The commission shall then formally appoint the arbitrator and submit to him or her the final offers of the parties. The final offers are public documents and the commission shall make them available. In lieu of a single arbitrator and upon request of both parties, the commission shall appoint a tripartite arbitration panel consisting of one member selected by each of the parties and a neutral person designated by the commission who shall serve as a chairperson. An arbitration panel has the same powers and duties provided in this section as any other appointed arbitrator, and all arbitration decisions by a panel shall be determined by majority vote. In lieu of selection of the arbitrator by the parties and upon request of both parties, the commission shall establish a procedure for randomly selecting names of arbitrators. Under the procedure, the commission shall submit a list of 7 arbitrators to the parties. Each party shall strike one name from the list. From the remaining 5 names, the commission shall randomly appoint an arbitrator. Unless both parties to an arbitration proceeding otherwise agree in writing, every individual whose name is submitted by the commission for appointment as an arbitrator must be a resident of this state at the time of submission and every individual who is designated as an arbitration panel chairperson must be a resident of this state at the time of designation.

b. The arbitrator shall, within 10 days of his or her appointment under subd. 6. am., establish a date and place for the arbitration hearing. Upon petition of at least 5 citizens of the jurisdiction served by the municipal employer, filed within 10 days after the date on which the arbitrator is appointed, the arbitrator shall hold a public hearing in the jurisdiction to provide both parties the opportunity to present supporting arguments for their positions and to provide to members of the public the opportunity to offer their comments. The final offers of the parties, as transmitted by the commission to the arbitrator, are the basis for continued negotiations, if any, between the parties with respect to the issues in dispute. At any time prior to the arbitration hearing, either party, with the consent of the other party, may modify its final offer in writing.

c. Before issuing his or her arbitration decision, the arbitrator shall, on his or her own motion or at the request of either party, conduct a meeting open to the public to provide the opportunity to both parties to present supporting arguments for their complete offer on all matters to be covered by the proposed agreement. The arbitrator shall adopt without further modification the final offer of one of the parties on all disputed issues submitted under subd. 6. am., except those items that the commission determines not to be mandatory subjects of bargaining and those items that have not been treated as mandatory subjects by the parties, and including any prior modifications of the offer mutually agreed upon by the parties under subd. 6. b. The decision shall be final and binding on both parties and shall be incorporated into a written collective bargaining agreement. The arbitrator shall serve a copy of his or her decision on both parties and the commission.

e. Arbitration proceedings may not be interrupted or terminated by reason of any prohibited practice complaint filed by either party at any time.

f. The parties shall divide the costs of arbitration equally. The arbitrator shall submit a statement of his or her costs to both parties and to the commission.

g. If a question arises as to whether any proposal made in negotiations by either party is a mandatory, permissive, or prohibited subject of bargaining, the commission shall determine the issue under par. (b). If either party to the dispute petitions the commission for a declaratory ruling under par. (b), the proceedings under subd.

6. c. shall be delayed until the commission renders a decision in the matter, but not during any appeal of the commission order. The arbitrator's award shall be made in accordance with the commission's ruling, subject to automatic amendment by any subsequent court reversal.

7. 'Factor given greatest weight.' In making any decision under the arbitration procedures under this paragraph, the arbitrator or arbitration panel shall consider and shall give the greatest weight to the economic conditions in the jurisdiction of the municipal employer. The arbitrator or arbitration panel shall give an accounting of the consideration of this factor in the arbitrator's or panel's decision.

7g. 'Factor given greater weight.' In making any decision under the arbitration procedures under this paragraph, the arbitrator or arbitration panel shall consider and shall give greater weight to any state law or directive lawfully issued by a state legislative or administrative officer, body, or agency that places limitations on expenditures that may be made or revenues that may be collected by a municipal employer than to any of the factors specified in subd. 7r.

7r. 'Other factors considered.' In making any decision under the arbitration procedures under by this paragraph, the arbitrator or arbitration panel shall give weight to the following factors:

a. The lawful authority of the municipal employer.

b. Stipulations of the parties.

c. The interests and welfare of the public and the financial ability of the unit of government to meet the costs of any proposed settlement.

d. Comparison of wages, hours and conditions of employment of the transit employees involved in the arbitration proceedings with the wages, hours, and conditions of employment of other employees performing similar services.

e. Comparison of the wages, hours and conditions of employment of the transit employees involved in the arbitration proceedings with the wages, hours, and conditions of employment of other employees generally in public employment in the same community and in comparable communities.

f. Comparison of the wages, hours and conditions of employment of the transit employees involved in the arbitration proceedings with the wages, hours, and conditions of employment of other employees in private employment in the same community and in comparable communities.

g. The average consumer prices for goods and services, commonly known as the cost of living.

h. The overall compensation presently received by the transit employees, including direct wage compensation, vacation, holidays, and excused time, insurance and pensions, medical and hospitalization benefits, the continuity and stability of employment, and all other benefits received.

i. Changes in any of the foregoing circumstances during the pendency of the arbitration proceedings.

j. Such other factors, not confined to the foregoing, which are normally or traditionally taken into consideration in the determination of wages, hours and conditions of employment through voluntary collective bargaining, mediation, fact−finding, arbitration or otherwise between the parties, in the public service or in private employment.

8. 'Rule making.' The commission shall adopt rules for the conduct of all arbitration proceedings under subd. 6., including, but not limited to, rules for:

a. The appointment of tripartite arbitration panels when requested by the parties.

b. The expeditious rendering of arbitration decisions, such as waivers of briefs and transcripts.

c. The removal of individuals who have repeatedly failed to issue timely decisions from the commission's list of qualified arbitrators.

d. Proceedings for the enforcement of arbitration decisions.

8m. 'Term of agreement; reopening of negotiations.' Except for the initial collective bargaining agreement between the parties and except as the parties otherwise agree, every collective bargaining agreement covering transit employees shall be for a term of 2 years, but in no case may a collective bargaining agreement for any collective bargaining unit consisting of transit employees subject to this paragraph be for a term exceeding 3 years. No arbitration award involving transit employees may contain a provision for reopening of negotiations during the term of a collective bargaining agreement, unless both parties agree to such a provision. The requirement for agreement by both parties does not apply to a provision for reopening of negotiations with respect to any portion of an agreement that is declared invalid by a court or administrative agency or rendered invalid by the enactment of a law or promulgation of a federal regulation.

9. 'Application.' Chapter 788 does not apply to arbitration proceedings under this paragraph.

Section 2408b. 111.70 (4) (d) 2. a. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(4)** (d) 2. a. The commission shall determine the appropriate collective bargaining unit for the purpose of collective bargaining and shall whenever possible avoid fragmentation by maintaining as few collective bargaining units as practicable in keeping with the size of the total municipal workforce. The commission may decide whether, in a particular case, the municipal employees in the same or several departments, divisions, institutions, crafts, professions, or other occupational groupings constitute a collective bargaining unit. Before making its determination, the commission may provide an opportunity for the municipal employees concerned to

determine, by secret ballot, whether they desire to be established as a separate collective bargaining unit. The commission may not decide, however, that any group of municipal employees constitutes an appropriate collective bargaining unit if the group includes both professional employees and nonprofessional employees, unless a majority of the professional employees vote for inclusion in the unit. The commission may not decide that any group of municipal employees constitutes an appropriate collective bargaining unit if the group includes both school district employees and general municipal employees who are not school district employees. The commission may not decide that any group of municipal employees constitutes an appropriate collective bargaining unit if the group includes both public safety employees and general municipal employees, if the group include includes both transit employees and general municipal employees, or if the group includes both transit employees and public safety employees. The commission may not decide that any group of municipal employees constitutes an appropriate collective bargaining unit if the group includes both craft employees and noncraft employees unless a majority of the craft employees vote for inclusion in the unit. The commission shall place the professional employees who are assigned to perform any services at a charter school, as defined in s. 115.001 (1), in a separate collective bargaining unit from a unit that includes any other professional employees whenever at least 30% of those professional employees request an election to be held to determine that issue and a majority of the professional employees at the charter school who cast votes in the election decide to be represented in a separate collective bargaining unit.

SECTION 2408ch. 111.70 (4) (d) 3. b. of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(4)** (d) 3. b. Annually, the commission shall conduct an election to certify the representative of the collective bargaining unit that contains a general municipal employee. The election shall occur no later than December 1 for a collective bargaining unit containing school district employees and no later than May 1 for a collective bargaining unit containing general municipal employees who are not school district employees. The commission shall certify any representative that receives at least 51 percent of the votes of all of the general municipal employees in the collective bargaining unit. If no representative receives at least 51 percent of the votes of all of the general municipal employees in the collective bargaining unit, at the expiration of the collective bargaining agreement, the commission shall decertify the current representative and the general municipal employees shall be nonrepresented. Notwithstanding sub. (2), if a representative is decertified under this subd. 3. b., the affected general municipal employees may not be included in a substantially similar collective bargaining unit for 12 months from the date of decertification. The commission shall assess and collect a certification fee for each election conducted under this subd. 3. b. Fees collected under this subd. 3. b. shall be credited to the appropriation account under s. 20.425 (1) (i).

SECTION 2408cv. 111.70 (4) (jm) 4w. of the statutes is created to read:

111.70 **(4)** (jm) 4w. In determining the proper compensation to be received by members of the police department under subd. 4., the arbitrator shall give greater weight to the economic conditions in the 1st class city than the arbitrator gives to the factors under subd. 5. The arbitrator shall give an accounting of the consideration of this factor in the arbitrator's decision.

SECTION 2408cx. 111.70 (4) (jm) 5. (intro.) of the statutes is amended to read:

111.70 **(4)** (jm) 5. (intro.) In determining the proper compensation to be received by members of the police department under subd. 4., in addition to the factor under subd. 4w., the arbitrator shall utilize:

SECTION 2409bg. 111.70 (4) (mb) 2. b. of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(4)** (mb) 2. b. If there is a decrease or no change in the consumer price index change, provides for any change in total base wages for authorized positions in the proposed collective bargaining agreement from the total base wages for authorized positions 180 days before the expiration of the previous collective bargaining agreement.

SECTION 2409br. 111.70 (4) (mbb) of the statutes is created to read:

111.70 **(4)** (mbb) For purposes of determining compliance with par. (mb), the commission shall provide, upon request, to a municipal employer or to any representative of a collective bargaining unit containing a general municipal employee, the consumer price index change during any 12−month period. The commission may get the information from the department of revenue.

SECTION 2409cp. 111.70 (4) (mc) 1., 2. and 3. of the statutes are repealed.

SECTION 2409cy. 111.70 (4) (mc) 5. and 6. of the statutes are created to read:

111.70 **(4)** (mc) 5. If the collective bargaining unit contains a public safety employee who is initially employed on or after the effective date of this subdivision .... [LRB inserts date], the requirement under ss. 40.05 (1) (b), 59.875, and 62.623 that the municipal employer may not pay, on behalf of that public safety employee any employee required contributions or the employee share of required contributions, and the impact of this requirement on the wages, hours, and conditions of employment of that public safety employee. If a public safety employee is initially employed by a municipal employer before the effective date of this subdivision .... [LRB inserts date], this subdivision does not apply to that pub-

lic safety employee if he or she is employed as a public safety employee by a successor municipal employer in the event of a combined department that is created on or after that date.

6. The design and selection of health care coverage plans by the municipal employer for public safety employees, and the impact of the design and selection of the health care coverage plans on the wages, hours, and conditions of employment of the public safety employee.

SECTION 2409db. 111.70 (4) (p) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(4)** (p) *Permissive subjects of collective bargaining; public safety and transit employees.* A municipal employer is not required to bargain with public safety employees or transit employees on subjects reserved to management and direction of the governmental unit except insofar as the manner of exercise of such functions affects the wages, hours, and conditions of employment of the public safety employees or of the transit employees in a collective bargaining unit.

SECTION 2409fg. 111.70 (7m) (c) 1. a. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(7m)** (c) 1. a. Any labor organization that represents public safety employees or transit employees which violates sub. (4) (L) may not collect any dues under a collective bargaining agreement or under a fair−share agreement from any employee covered by either agreement for a period of one year. At the end of the period of suspension, any such agreement shall be reinstated unless the labor organization is no longer authorized to represent the public safety employees or transit employees covered by the collective bargaining agreement or fair−share agreement or the agreement is no longer in effect.

SECTION 2409gr. 111.70 (8) (a) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.70 **(8)** (a) This section, except sub. (4) (cg) and (cm), applies to law enforcement supervisors employed by a 1st class city. This section, except sub. (4) (cm) and (jm), applies to law enforcement supervisors employed by a county having a population of 500,000 or more. For purposes of such application, the terms "municipal employee" and "public safety employee" include such a supervisor.

SECTION 2409hg. 111.71 (2) of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.71 **(2)** The commission shall assess and collect a filing fee for filing a complaint alleging that a prohibited practice has been committed under s. 111.70 (3). The commission shall assess and collect a filing fee for filing a request that the commission act as an arbitrator to resolve a dispute involving the interpretation or application of a collective bargaining agreement under s. 111.70 (4) (c) 2., (cg) 4., or (cm) 4. The commission shall assess and collect a filing fee for filing a request that the commission initiate fact−finding under s. 111.70 (4) (c) 3. The commission shall assess and collect a filing fee for filing a request that the commission act as a mediator under s. 111.70 (4) (c) 1., (cg) 3., or (cm) 3. The commission shall assess and collect a filing fee for filing a request that the commission initiate compulsory, final and binding arbitration under s. 111.70 (4) (cg) 6. or (jm) or 111.77 (3). For the performance of commission actions under ss. 111.70 (4) (c) 1., 2. and 3., (cg) 3., 4., and 6., (cm) 3. and 4., and (jm) and 111.77 (3), the commission shall require that the parties to the dispute equally share in the payment of the fee and, for the performance of commission actions involving a complaint alleging that a prohibited practice has been committed under s. 111.70 (3), the commission shall require that the party filing the complaint pay the entire fee. If any party has paid a filing fee requesting the commission to act as a mediator for a labor dispute and the parties do not enter into a voluntary settlement of the dispute, the commission may not subsequently assess or collect a filing fee to initiate fact−finding or arbitration to resolve the same labor dispute. If any request for the performance of commission actions concerns issues arising as a result of more than one unrelated event or occurrence, each such separate event or occurrence shall be treated as a separate request. The commission shall promulgate rules establishing a schedule of filing fees to be paid under this subsection. Fees required to be paid under this subsection shall be paid at the time of filing the complaint or the request for fact−finding, mediation or arbitration. A complaint or request for fact−finding, mediation or arbitration is not filed until the date such fee or fees are paid, except that the failure of the respondent party to pay the filing fee for having the commission initiate compulsory, final and binding arbitration under s. 111.70 (4) (cg) 6. or (jm) or 111.77 (3) may not prohibit the commission from initiating such arbitration. The commission may initiate collection proceedings against the respondent party for the payment of the filing fee. Fees collected under this subsection shall be credited to the appropriation account under s. 20.425 (1) (i).

SECTION 2409hrm. 111.71 (4m) of the statutes is created to read:

111.71 **(4m)** The commission shall collect on a systematic basis information on the operation of the arbitration law under s. 111.70 (4) (cg). The commission shall report on the operation of the law to the legislature on an annual basis. The report shall be submitted to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2).

SECTION 2409igm. 111.71 (5m) of the statutes is created to read:

111.71 **(5m)** The commission shall, on a regular basis, provide training programs to prepare individuals

for service as arbitrators or arbitration panel members under s. 111.70 (4) (cg). The commission shall engage in appropriate promotional and recruitment efforts to encourage participation in the training programs by individuals throughout the state, including at least 10 residents of each congressional district. The commission may also provide training programs to individuals and organizations on other aspects of collective bargaining, including on areas of management and labor cooperation directly or indirectly affecting collective bargaining. The commission may charge a reasonable fee for participation in the programs.

SECTION 2409it. 111.77 (6) of the statutes is renumbered 111.77 (6) (bm), and 111.77 (6) (bm) (intro.), as renumbered, is amended to read:

111.77 **(6)** (bm) (intro.) In reaching a decision, in addition to the factors under par. (am), the arbitrator shall give weight to the following factors:

SECTION 2409iv. 111.77 (6) (am) of the statutes is created to read:

111.77 **(6)** (am) In reaching a decision, the arbitrator shall give greater weight to the economic conditions in the jurisdiction of the municipal employer than the arbitrator gives to the factors under par. (bm). The arbitrator shall give an accounting of the consideration of this factor in the arbitrator's decision.

SECTION 2409jn. 111.77 (9) of the statutes is amended to read:

111.77 **(9)** Section 111.70 (4) (c) 3., (cg), and (cm) ~~shall~~ does not apply to employments covered by this section.

SECTION 2410a. 111.81 (7) (ar) of the statutes is created to read:

111.81 **(7)** (ar) Any employee who is employed by the University of Wisconsin System, except an employee who is assigned to the University of Wisconsin−Madison, and except academic faculty under s. 36.13 and academic staff under s. 36.15.

Vetoed In Part

SECTION 2410b. 111.81 (7) (at) of the statutes is created to read:

111.81 **(7)** (at) Any employee who is employed by the University of Wisconsin System and assigned to the University of Wisconsin−Madison except academic faculty under s. 36.13 and academic staff under s. 36.15.

Vetoed In Part

SECTION 2410c. 111.815 (1) of the statutes is amended to read:

111.815 **(1)** In the furtherance of this subchapter, the state shall be considered as a single employer and employment relations policies and practices throughout the state service shall be as consistent as practicable. The office shall negotiate and administer collective bargaining agreements except that the department of health services, subject to the approval of the federal centers for medicare and medicaid services to use collective bargaining as the method of setting rates for reimbursement of home care providers, shall negotiate and administer collective bargaining agreements entered into with the collective bargaining unit specified in s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements, the office, or the department of health services with regard to collective bargaining agreements entered into with the collective bargaining unit specified in s. 111.825 (2g), shall maintain close liaison with the legislature relative to the negotiation of agreements and the fiscal ramifications of those agreements. Except with respect to the collective bargaining units specified in s. 111.825 (1m), ~~(2) (f),~~ (1r), (1t), and (2g), the office is responsible for the employer functions of the executive branch under this subchapter, and shall coordinate its collective bargaining activities with operating state agencies on matters of agency concern. The legislative branch shall act upon those portions of tentative agreements negotiated by the office that require legislative action. With respect to the collective bargaining units specified in s. 111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible for the employer functions under this subchapter. With respect to the collective bargaining units specified in s. 111.825 (1r), the Board of Regents of the University of Wisconsin System is responsible for the employer functions under this subchapter. With respect to the collective bargaining units specified in s. 111.825 (1t), the chancellor of the University of Wisconsin−Madison is responsible for the employer functions under this subchapter. With respect to the collective bargaining unit specified in s. 111.825 ~~(2) (f)~~ (1r) (ef), the governing board of the charter school established by contract under s. 118.40 (2r) (cm) is responsible for the employer functions under this subchapter. With respect to the collective bargaining unit specified in s. 111.825 (2g), the department of health services is responsible for the employer functions of the executive branch under this subchapter.

SECTION 2410d. 111.815 (2) of the statutes is amended to read:

111.815 **(2)** In the furtherance of the policy under s. 111.80 (4), the director of the office shall, together with the appointing authorities or their representatives, represent the state in its responsibility as an employer under this subchapter except with respect to negotiations in the collective bargaining units specified in s. 111.825 (1m), ~~(2) (f),~~ (1r), (1t), and (2g). The director of the office shall establish and maintain, wherever practicable, consistent employment relations policies and practices throughout the state service.

SECTION 2410e. 111.825 (1r) of the statutes is created to read:

111.825 **(1r)** Except as provided in sub. (2), collective bargaining units for employees who are employed by the University of Wisconsin System, other than employees who are assigned to the University of Wisconsin−Madison, are structured with one collective bargaining unit for each of the following occupational groups:

(a) Administrative support.
(b) Blue collar and nonbuilding trades.
(c) Building trades crafts.
(cm) Law enforcement.
(d) Security and public safety.
(e) Technical.
(f) Professional:
1. Fiscal and staff services.
2. Research, statistics, and analysis.
3. Legal.
4. Patient treatment.
5. Patient care.
6. Social services.
7. Education.
8. Engineering.
9. Science.

SECTION 2410f. 111.825 (1t) of the statutes is created to read:

111.825 **(1t)** Except as provided in sub. (2), collective bargaining units for employees employed by the University of Wisconsin System and assigned to the University of Wisconsin−Madison are structured with one collective bargaining unit for each of the following occupational groups:
(a) Administrative support.
(b) Blue collar and nonbuilding trades.
(c) Building trades crafts.
(cm) Law enforcement.
(d) Security and public safety.
(e) Technical.
(f) Professional:
1. Fiscal and staff services.
2. Research, statistics, and analysis.
3. Legal.
4. Patient treatment.
5. Patient care.
6. Social services.
7. Education.
8. Engineering.
9. Science.

SECTION 2410g. 111.825 (2) (a) of the statutes is renumbered 111.825 (1t) (em) and amended to read:

111.825 **(1t)** (em) The program, project, and teaching assistants of the University of Wisconsin−Madison ~~and~~.

(1r) (em) The program, project, and teaching assistants of the University of Wisconsin−Extension.

SECTION 2410h. 111.825 (2) (b), (c) and (f) of the statutes are renumbered 111.825 (1r) (eb), (ec) and (ef).

SECTION 2410i. 111.825 (2) (g) of the statutes is renumbered 111.825 (1t) (er) and amended to read:

111.825 **(1t)** (er) Research assistants of the University of Wisconsin−Madison ~~and~~.

(1r) (er) Research assistants of the University of Wisconsin−Extension.

SECTION 2410j. 111.825 (2) (h) and (i) of the statutes are renumbered 111.825 (1r) (eh) and (ei).

SECTION 2410k. 111.825 (3) of the statutes is amended to read:

111.825 **(3)** The commission shall assign employees to the appropriate collective bargaining units set forth in subs. (1), (1m), (1r), (1t), (2), and (2g).

SECTION 2410L. 111.825 (3m) of the statutes is created to read: **Vetoed In Part**

111.825 **(3m)** If, on or after the effective date of this subsection .... [LRB inserts date], the University of Wisconsin−Madison or the Board of Regents of the University of Wisconsin System creates a new position title or classification for a position, the commission shall, within 30 days of being notified of the creation, determine if the title or classification would make the person who holds the position an employee under s. 111.81 (7) (ar) or (at) and assign any new position title or classification that would make the position holder an employee to the appropriate collective bargaining unit under s. 111.825 (1r) or (1t).

SECTION 2410m. 111.825 (4) of the statutes is amended to read:

111.825 **(4)** Any labor organization may petition for recognition as the exclusive representative of a collective bargaining unit specified in sub. (1), (1m), (1r), (1t), (2), or (2g) in accordance with the election procedures set forth in s. 111.83, provided the petition is accompanied by a 30% showing of interest in the form of signed authorization cards. Each additional labor organization seeking to appear on the ballot shall file petitions within 60 days of the date of filing of the original petition and prove, through signed authorization cards, that at least 10% of the employees in the collective bargaining unit want it to be their representative.

SECTION 2410n. 111.825 (6) of the statutes is amended to read:

111.825 **(6)** The commission shall ~~only~~ assign only an employee of the department of administration, department of transportation, University of Wisconsin−Madison, or board of regents of the University of Wisconsin System who engages in the detection and prevention of crime, who enforces the laws and who is authorized to make arrests for violations of the laws; an employee of the department of administration, department of transportation, University of Wisconsin−Madison, or board of regents of the University of Wisconsin System who provides technical law enforcement support to such employees; and an employee of the department of transportation who engages in motor vehicle inspection or operator's license examination to ~~the~~ a collective bargaining unit under sub. (1) (cm), (1r) (cm), or (1t) (cm), whichever is appropriate.

SECTION 2410o. 111.825 (7) of the statutes is created to read:

111.825 **(7)** Notwithstanding sub. (3), if on the effective date of this subsection .... [LRB inserts date], an employee of the University of Wisconsin System is

assigned to a collective bargaining unit under sub. (1) or (2) (a), (b), (c), (g), (h), or (i) the commission shall assign the person to the corresponding collective bargaining unit under sub. (1r) or (1t), whichever is appropriate. Except as otherwise provided in this subchapter, the commission may not assign any other persons to the collective bargaining units under sub. (1r) or (1t).

SECTION 2410oe. 111.83 (3) (b) of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.83 **(3)** (b) Annually, no later than December 1, the commission shall conduct an election to certify the representative of a collective bargaining unit that contains a general employee. There shall be included on the ballot the names of all labor organizations having an interest in representing the general employees participating in the election. The commission may exclude from the ballot one who, at the time of the election, stands deprived of his or her rights under this subchapter by reason of a prior adjudication of his or her having engaged in an unfair labor practice. The commission shall certify any representative that receives at least 51 percent of the votes of all of the general employees in the collective bargaining unit. If no representative receives at least 51 percent of the votes of all of the general employees in the collective bargaining unit, at the expiration of the collective bargaining agreement, the commission shall decertify the current representative and the general employees shall be nonrepresented. Notwithstanding s. 111.82, if a representative is decertified under this paragraph, the affected general employees may not be included in a substantially similar collective bargaining unit for 12 months from the date of decertification. The commission's certification of the results of any election is conclusive unless reviewed as provided by s. 111.07 (8). The commission shall assess and collect a certification fee for each election conducted under this paragraph. Fees collected under this paragraph shall be credited to the appropriation account under s. 20.425 (1) (i).

SECTION 2410pm. 111.83 (5) (a) of the statutes is amended to read:

111.83 **(5)** (a) This subsection applies only to the collective bargaining unit specified in s. 111.825 ~~(2) (c)~~ (1r) (ec).

SECTION 2410q. 111.83 (5) (b) of the statutes is amended to read:

111.83 **(5)** (b) Upon filing of a petition with the commission indicating a showing of interest of at least 30% of the employees at an institution who are included within a collective bargaining unit to be represented by a labor organization, the commission shall hold an election in which the employees in that unit at that institution may vote on the question of representation. The labor organization named in any such petition shall be included on the ballot. Within 60 days of the time that an original petition is filed, another petition may be filed with the commission indicating a showing of interest of at least 10% of the employees at the same institution who are included in the same collective bargaining unit to be represented by another labor organization, in which case the name of that labor organization shall be included on the ballot. If more than one original petition is filed within a 30−day period concerning employees in the collective bargaining unit specified in s. 111.825 ~~(2) (c)~~ (1r) (ec), the results of all elections held pursuant to the petitions shall be announced by the commission at the same time. The ballot shall be prepared in accordance with sub. (3), except as otherwise provided in this subsection.

SECTION 2410r. 111.83 (5) (c) of the statutes is amended to read:

111.83 **(5)** (c) Notwithstanding s. 111.825 ~~(2) (c)~~ (1r) (ec), the employees at any institution included within the collective bargaining unit at which no petition is filed and no election is held or at which the employees indicate, by a majority of those voting in an election, a desire not to participate in collective bargaining are not considered to be a part of that collective bargaining unit.

SECTION 2410s. 111.83 (7) of the statutes is renumbered 111.83 (7) (a).

SECTION 2410t. 111.83 (7) (b) of the statutes is created to read:

111.83 **(7)** (b) Notwithstanding subs. (1), (3) and (6) and s. 111.825 (4), if on the effective date of this paragraph ... [LRB inserts date], there is a representative recognized or certified to represent the employees in any of the collective bargaining units specified in s. 111.825 (1) (a) to (f), that representative shall become the representative of the employees in the corresponding collective bargaining units specified in s. 111.825 (1r) (a) to (f) or (1t) (a) to (f), whichever is appropriate, without the necessity of filing a petition or conducting an election, subject to the right of any person to file a petition under this section during October 2014 or at any subsequent time when sub. (6) applies.

SECTION 2410u. 111.84 (2) (c) of the statutes is amended to read:

111.84 **(2)** (c) To refuse to bargain collectively on matters set forth in s. 111.91 (1) with the duly authorized officer or agent of the employer which is the recognized or certified exclusive collective bargaining representative of employees specified in s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified exclusive collective bargaining representative of employees specified in s. 111.81 (7) ~~(b)~~ (ar) to (g) in an appropriate collective bargaining unit. Such refusal to bargain shall include, but not be limited to, the refusal to execute a collective bargaining agreement previously orally agreed upon.

SECTION 2410v. 111.85 (5) of the statutes is renumbered 111.85 (5) (a).

SECTION 2410w. 111.85 (5) (b) of the statutes is created to read:

111.85 **(5)** (b) Notwithstanding sub. (1), if on the effective date of this paragraph .... [LRB inserts date], there is a fair−share or maintenance of membership agreement in effect in any of the collective bargaining units specified in s. 111.825 (1) (a) to (f), that fair−share or maintenance of membership agreement shall apply to the corresponding collective bargaining unit under s. 111.825 (1r) (a) to (f) or (1t) (a) to (f), whichever is appropriate, without the necessity of filing a petition or conducting a referendum, subject to the right of the employees in each collective bargaining unit to file a petition requesting a referendum under sub. (2) (a).

SECTION 2424hr. 111.91 (1) (cm) of the statutes, as affected by 2011 Wisconsin Act 10, is amended to read:

111.91 **(1)** (cm) Except as provided in sub. (2) ~~(g) and (h)~~ and ss. 40.02 (22) (e) and 40.23 (1) (f) 4., all laws governing the Wisconsin retirement system under ch. 40 and all actions of the employer that are authorized under any such law which apply to nonrepresented individuals employed by the state shall apply to similarly situated public safety employees, unless otherwise specifically provided in a collective bargaining agreement that applies to the public safety employees.

SECTION 2424jp. 111.91 (2) (fm) of the statutes is created to read:

111.91 **(2)** (fm) If the collective bargaining unit contains a public safety employee initially employed on or after the effective date of this paragraph .... [LRB inserts date], the requirement under s. 40.05 (1) (b) that the employer may not pay, on behalf of that public safety employee, any employee required contributions or the employee share of required contributions and the impact of this requirement on the wages, hours, and conditions of employment of that public safety employee.

SECTION 2425p. 111.91 (3) (b) 2. of the statutes, as created by 2011 Wisconsin Act 10, is repealed and recreated to read:

111.91 **(3)** (b) 2. If there is a decrease or no change in the consumer price index change, provides for any change in total base wages for authorized positions in the proposed collective bargaining agreement from the total base wages for authorized positions 180 days before the expiration of the previous collective bargaining agreement.

SECTION 2426c. 111.91 (4) of the statutes is amended to read:

111.91 **(4)** The director of the office, in connection with the development of tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a) 1., shall endeavor to obtain tentative agreements with each recognized or certified labor organization representing employees or supervisors of employees specified in s. 111.81 (7) (a) and with each certified labor organization representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any provision for the payment to any employee of a cumulative or noncumulative amount of compensation in recognition of or based on the period of time an employee has been employed by the state.

SECTION 2426g. 111.92 (1) (a) of the statutes is renumbered 111.92 (1) (a) 1. and amended to read:

111.92 **(1)** (a) 1. Any tentative agreement reached between the office, or, as provided in s. 111.815 (1), the department of health services, acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (1), (2) ~~(a) to~~ (d) or (e), or (2g) shall, after official ratification by the labor organization, be submitted by the office or department of health services to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval.

4. If the committee approves ~~the~~ a tentative agreement under subd. 1., 2., or 3., it shall introduce in a bill or companion bills, to be put on the calendar or referred to the appropriate scheduling committee of each house, that portion of the tentative agreement which requires legislative action for implementation, such as salary and wage adjustments, changes in fringe benefits, and any proposed amendments, deletions or additions to existing law. Such bill or companion bills are not subject to ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit suitable portions of the tentative agreement to appropriate legislative committees for advisory recommendations on the proposed terms. The committee shall accompany the introduction of such proposed legislation with a message that informs the legislature of the committee's concurrence with the matters under consideration and which recommends the passage of such legislation without change. If the joint committee on employment relations does not approve the tentative agreement, it shall be returned to the parties for renegotiation. If the legislature does not adopt without change that portion of the tentative agreement introduced by the joint committee on employment relations, the tentative agreement shall be returned to the parties for renegotiation.

SECTION 2426L. 111.92 (1) (a) 2. and 3. of the statutes are created to read:

111.92 **(1)** (a) 2. Any tentative agreement reached between the Board of Regents of the University of Wisconsin System, acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (1r) shall, after official ratification by the labor organization, be submitted by the Board of Regents of the University of Wisconsin System to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval.

3. Any tentative agreement reached between the University of Wisconsin−Madison, acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (1t) shall, after

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official ratification by the labor organization and approval by the Board of Regents of the University of Wisconsin System , be submitted by the University of Wisconsin−Madison to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval.

SECTION 2426p. 111.92 (1) (c) of the statutes is amended to read:

111.92 **(1)** (c) Any tentative agreement reached between the governing board of the charter school established by contract under s. 118.40 (2r) (cm), acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 ~~(2) (f)~~ (1r) (ef) shall, after official ratification by the labor organization and approval by the chancellor of the University of Wisconsin−Parkside, be executed by the parties.

SECTION 2426t. 111.93 (3) of the statutes is amended to read:

111.93 **(3)** Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm), 230.35 (2d) and (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement exists between the employer and a labor organization representing employees in a collective bargaining unit, the provisions of that agreement shall supersede the provisions of civil service and other applicable statutes, as well as rules and policies of the University of Wisconsin−Madison and the board of regents of the University of Wisconsin System, related to wages, fringe benefits, hours, and conditions of employment whether or not the matters contained in those statutes, rules, and policies are set forth in the collective bargaining agreement.

SECTION 2426x. 111.935 (2) of the statutes is amended to read:

111.935 **(2)** Notwithstanding s. 111.83 (2), the commission shall establish a procedure whereby research assistants may determine whether to form themselves into collective bargaining units under s. 111.825 ~~(2) (g), (h), or (i)~~ (1r) (eh), (ei), or (er) or (1t) (er) by authorization cards in lieu of secret ballot. The procedure shall provide that once a majority of research assistants have indicated their preference on the authorization cards to form themselves into a collective bargaining unit, the collective bargaining unit is established.

SECTION 2432. 114.31 (6) of the statutes is amended to read:

114.31 **(6)** TECHNICAL SERVICES TO MUNICIPALITIES. The secretary may, insofar as is reasonably possible, offer the engineering or other technical service of the department, to any municipality desiring them in connection with the construction, maintenance or operation or proposed construction, maintenance or operation of an airport. The secretary may assess reasonable costs for services including services performed while acting as agent for a municipality. Such assessment shall include properly allocated administrative costs. Municipalities are authorized to cooperate with the secretary in the development of aeronautics and aeronautical facilities in this state. The ~~department of commerce~~ Wisconsin Economic Development Corporation and all ~~other~~ agencies are authorized and directed to make available such facilities and services, and to cooperate as far as possible to promote the best interests of aeronautics of the state.

SECTION 2433. 114.33 (10) of the statutes is amended to read:

114.33 **(10)** Subject to the approval of the governor under this subsection, the secretary may sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the secretary when the secretary determines that the property is no longer necessary for the state's use for airport purposes and, if real property, the real property is not the subject of a petition under s. ~~560.9810~~ 16.310. The secretary shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the property should be sold, together with an application for the governor's approval of the sale. The governor shall investigate the proposed sale as he or she deems necessary and approve or disapprove the application. Upon approval and receipt of the full purchase price, the secretary shall by appropriate deed or other instrument transfer the property to the purchaser. The funds derived from the sale shall be deposited in the appropriate airport fund, and the expense incurred by the secretary in connection with the sale shall be paid from that fund. This subsection does not apply to real property that is sold under s. 16.848.

SECTION 2437. 115.28 (12) of the statutes is created to read:

115.28 **(12)** STUDENT INFORMATION SYSTEM. (a) Working with the office of the governor, establish a student information system to collect and maintain information about pupils enrolled in public schools, including their academic performance and demographic information, aggregated by school district, school, and teacher.

(b) Ensure that within 5 years of the establishment of the system under par. (a), every school district is using the system. The state superintendent may promulgate rules authorizing the department to charge a fee to any person that uses the system. All fees shall be credited to the appropriation account under s. 20.255 (1) (jm).

SECTION 2438. 115.28 (24) of the statutes is amended to read:

115.28 **(24)** PRIORITY IN AWARDING GRANTS. Give priority in awarding grants to school boards under ~~ss.~~ s. 115.36 ~~and 115.361~~, and in awarding grants from federal funds received under 20 USC 2301 to 2471, 20 USC 4601 to 4665 and 29 USC 2862 (b) (1) (B), to programs that provide more than one of the educational services specified under s. 115.36, ~~115.361,~~ 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC 2301 to 2471, 20 USC 4601 to 4665 or 29 USC 2862 (b) (1) (B).

SECTION 2439. 115.28 (35) of the statutes is repealed.

SECTION 2440. 115.28 (39) of the statutes is amended to read:

115.28 **(39)** ALCOHOL AND OTHER DRUG ABUSE REPORT. ~~By July 1, 1998, and biennially~~ Biennially by July 1 ~~thereafter~~, evaluate the effectiveness of the programs under ~~ss.~~ s. 115.36 ~~and 115.361~~ and submit a report to the legislature under s. 13.172 (2). ~~To satisfy this reporting requirement as it pertains to s. 115.361, the department may incorporate into the report under this subsection the report required under s. 115.361 (2).~~

SECTION 2441. 115.28 (45) of the statutes is repealed.

SECTION 2442. 115.28 (46) of the statutes is repealed.

SECTION 2443. 115.28 (47) of the statutes is repealed.

SECTION 2446. 115.33 (2) (a) (intro.) of the statutes is amended to read:

115.33 **(2)** (a) (intro.) The state superintendent may request the department of ~~commerce~~ safety and professional services to inspect a public school if any of the following occurs:

SECTION 2447. 115.33 (2) (b) of the statutes is amended to read:

115.33 **(2)** (b) The department of ~~commerce~~ safety and professional services shall inspect the school within 30 days after receiving a request from the state superintendent under par. (a).

SECTION 2448. 115.33 (3) (a) of the statutes is amended to read:

115.33 **(3)** (a) If the state superintendent determines that a school is not in compliance, and the department of ~~commerce~~ safety and professional services, based on its inspection of the school, concurs in the determination, the state superintendent may order the school board to repair, improve, remodel or close the school by a stated date. An order issued under this paragraph constitutes a preliminary finding of noncompliance with the standard under s. 121.02 (1) (i).

SECTION 2449. 115.33 (3) (b) 1. of the statutes is amended to read:

115.33 **(3)** (b) 1. If the state superintendent determines that a school is not in compliance and is not worth repairing, and the department of ~~commerce~~ safety and professional services, based on its inspection of the school, concurs in the determination, the state superintendent may order the school board to develop a plan that describes how the school board will achieve compliance with the standard under s. 121.02 (1) (i). The plan shall specify the time within which compliance with the standard under s. 121.02 (1) (i) shall be achieved. The state superintendent shall hold a public hearing on the plan in the school district and may, as a result of the hearing, recommend changes to the plan. The state superintendent may withhold up to 25% of the school district's state aid if the school district fails to achieve compliance with the standard under s. 121.02 (1) (i) within the period specified in the plan.

SECTION 2451. 115.361 of the statutes is repealed.

SECTION 2453. 115.39 of the statutes is repealed.

SECTION 2454. 115.405 (2m) of the statutes is repealed.

SECTION 2457. 115.45 of the statutes is repealed.

SECTION 2458. 115.53 (3) (a) and (b) of the statutes are consolidated, renumbered 115.53 (3) and amended to read:

115.53 **(3)** Arrange for otological or ophthalmic examination of any pupil or prospective pupil of the school operated by the Wisconsin Educational Services Program for the Deaf and Hard of Hearing. ~~The examination shall be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs). (b) Arrange for ophthalmic or otological examination of any pupil or prospective pupil of~~ or the school operated by the Wisconsin Center for the Blind and Visually Impaired. The examination shall be paid for from the appropriation ~~in~~ under s. 20.255 (1) (b), ~~(gh),~~ (gL), or (gs).

SECTION 2459. 115.53 (4) (unnumbered first par.) and (a) of the statutes are consolidated, renumbered 115.53 (4) and amended to read:

115.53 **(4)** Apply to the board of directors of the University of Wisconsin Hospitals and Clinics Authority for admission to the University of Wisconsin Hospitals and Clinics of any pupil at the school operated by the Wisconsin Educational Services Program for the Deaf and Hard of Hearing or the school operated by the Wisconsin Center for the Blind and Visually Impaired. ~~(a)~~ The application shall be accompanied by the report of a physician appointed by the director of the Wisconsin Educational Services Program for the Deaf and Hard of Hearing or the director of the Wisconsin Center for the Blind and Visually Impaired and shall be in the same form as reports of other physicians for admission of patients to such hospital.

SECTION 2460. 115.53 (4) (b) of the statutes is repealed.

SECTION 2472. 118.07 (2) (b) of the statutes is amended to read:

118.07 **(2)** (b) In each community having a recognized fire department, the person having direct charge of any public or private school shall annually file a report pertaining to such drills, on a form furnished by the department of ~~commerce~~ safety and professional services, with the chief of the fire department. When no fire drill is held during any month, or when only one or no tornado or other hazard drill is held in a year, the person having direct charge of the school shall state the reasons in the report.

SECTION 2473. 118.075 (2) (a) 2. of the statutes is amended to read:

118.075 **(2)** (a) 2. The secretary of ~~commerce~~ safety and professional services or his or her designee.

SECTION 2476m. 118.125 (4) of the statutes is amended to read:

118.125 **(4)** TRANSFER OF RECORDS. Within 5 working days, a school district and a private school participating in the program under s. 118.60 or in the program under s. 119.23 shall transfer to another school, including a private or tribal school, or school district all pupil records relating to a specific pupil if the transferring school district or private school has received written notice from the pupil if he or she is an adult or his or her parent or guardian if the pupil is a minor that the pupil intends to enroll in the other school or school district or written notice from the other school or school district that the pupil has enrolled or from a court that the pupil has been placed in a juvenile correctional facility, as defined in s. 938.02 (10p), or a secured residential care center for children and youth, as defined in s. 938.02 (15g). In this subsection, "school" and "school district" include any juvenile correctional facility, secured residential care center for children and youth, adult correctional institution, mental health institute, or center for the developmentally disabled that provides an educational program for its residents instead of or in addition to that which is provided by public, private, and tribal schools.

SECTION 2476p. 118.134 (3) (a) of the statutes is amended to read:

118.134 **(3)** (a) The state superintendent shall issue a decision and order within 45 days after the hearing. If the state superintendent finds that the use of the race−based nickname, logo, mascot, or team name does not promote discrimination, pupil harassment, or stereotyping, the state superintendent shall dismiss the complaint. Except as provided in ~~par.~~ pars. (b) and (d), if the state superintendent finds that the use of the race−based nickname, logo, mascot, or team name promotes discrimination, pupil harassment, or stereotyping, the state superintendent shall order the school board to terminate its use of the race−based nickname, logo, mascot, or team name within 12 months after issuance of the order.

SECTION 2476r. 118.134 (3) (d) of the statutes is created to read:

118.134 **(3)** (d) No school district required by a decision and order issued under this subsection on or before the effective date of this paragraph .... [LRB inserts date], to terminate the use of a race−based nickname, logo, mascot, or team name shall be required to comply with the terms of that decision and order until January 15, 2013.

SECTION 2477. 118.135 (2) of the statutes is amended to read:

118.135 **(2)** A pupil who complies with a request under sub. (1) shall provide evidence of an eye examination or evaluation by December 31 following the pupil's enrollment in kindergarten. The school board or charter school shall provide pupils with the form distributed by the department of ~~regulation and licensing~~ safety and professional services under s. 440.03 (16) for that purpose.

SECTION 2482m. 118.153 (3) (c) 2. of the statutes is amended to read:

118.153 **(3)** (c) 2. The school board may contract with the agencies identified under subd. 1. for ~~not more than 30% of~~ the children at risk enrolled in the school district if the school board determines that the agencies can adequately serve such children.

SECTION 2488b. 118.30 (1g) (a) 4. of the statutes is created to read:

118.30 **(1g)** (a) 4. The governing body of each private school participating in the program under s. 118.60 shall adopt pupil academic standards in mathematics, science, reading and writing, geography, and history. The governing body of the private school may adopt the pupil academic standards issued by the governor as executive order no. 326, dated January 13, 1998.

SECTION 2488e. 118.30 (1t) of the statutes is created to read:

118.30 **(1t)** Annually, the governing body of each private school participating in the program under s. 118.60 shall do all of the following:

(a) Administer the 4th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 4th grade in the private school under s. 118.60.

(b) Administer the 8th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 8th grade in the private school under s. 118.60.

(c) Administer the 10th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 10th grade in the private school under s. 118.60.

(d) Administer to pupils attending the private school under s. 118.60 all other examinations in reading, mathematics, and science that are required to be administered to public school pupils under 20 USC 6311 (b) (3).

SECTION 2488h. 118.30 (2) (b) 1. of the statutes is amended to read:

118.30 **(2)** (b) 1. If a pupil is enrolled in a special education program under subch. V of ch. 115, the school board, operator of the charter school under s. 118.40 (2r), governing body of the private school participating in the program under s. 118.60, or governing body of the private school participating in the program under s. 119.23 shall comply with s. 115.77 (1m) (bg).

SECTION 2488L. 118.30 (2) (b) 2. of the statutes is amended to read:

118.30 **(2)** (b) 2. According to criteria established by the state superintendent by rule, the school board, operator of the charter school under s. 118.40 (2r), governing body of the private school participating in the program under s. 118.60, or governing body of the private school participating in the program under s. 119.23 may determine not to administer an examination under this section

to a limited−English speaking pupil, as defined under s. 115.955 (7), may permit the pupil to be examined in his or her native language, or may modify the format and administration of an examination for such pupils.

SECTION 2488p. 118.30 (2) (b) 6. of the statutes is created to read:

118.30 **(2)** (b) 6. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 118.60 shall excuse the pupil from taking an examination administered under sub. (1t) (a) to (c).

SECTION 2488pq. 118.30 (5) of the statutes is created to read:

118.30 **(5)** Beginning in the 2014−15 school year, the department shall ensure that benchmark assessments are administered to pupils annually under this section prior to the administration of summative assessments under this section.

SECTION 2488pt. 118.30 (5m) of the statutes is created to read:

118.30 **(5m)** When determining the percentage of pupils participating in the program under s. 119.23 who performed at designated proficiency levels on the examinations administered as required under sub. (1s), the department shall consider only the pupils participating in the program under s. 119.23 to whom the examinations were administered at each grade level, and shall exclude from consideration those pupils participating in the program under s. 119.23 who were excused from taking the examinations under sub. (2) (b) 5.

SECTION 2488r. 118.33 (1) (f) 2r. of the statutes is created to read:

118.33 **(1)** (f) 2r. The governing body of each private school participating in the program under s. 118.60 shall develop a policy specifying criteria for granting a high school diploma to pupils attending the private school under s. 118.60. The criteria shall include the pupil's academic performance and the recommendations of teachers.

SECTION 2488u. 118.33 (1) (f) 3. of the statutes is amended to read:

118.33 **(1)** (f) 3. Beginning on September 1, 2005, neither a school board nor an operator of a charter school under s. 118.40 (2r) may grant a high school diploma to any pupil unless the pupil has satisfied the criteria specified in the school board's or charter school's policy under subd. 1. or 2. Beginning on September 1, 2010, the governing body of a private school participating in the program under s. 119.23 may not grant a high school diploma to any pupil attending the private school under s. 119.23 unless the pupil has satisfied the criteria specified in the governing body's policy under subd. 2m. The governing body of a private school participating in the program under s. 118.60 may not grant a high school diploma to any pupil attending the private school under s. 118.60 unless the pupil has satisfied the criteria specified in the governing body's policy under subd. 2r.

SECTION 2488y. 118.33 (6) (cr) of the statutes is created to read:

118.33 **(6)** (cr) 1. The governing body of each private school participating in the program under s. 118.60 shall adopt a written policy specifying criteria for promoting a pupil who is attending the private school under s. 118.60 from the 4th grade to the 5th grade and from the 8th grade to the 9th grade. The criteria shall include the pupil's score on the examination administered under s. 118.30 (1t) (a) or (b), unless the pupil has been excused from taking the examination under s. 118.30 (2) (b); the pupil's academic performance; the recommendations of teachers, which shall be based solely on the pupil's academic performance; and any other academic criteria specified by the governing body of the private school.

2. The governing body of a private school participating in the program under s. 118.60 may not promote a 4th grade pupil who is attending the private school under s. 118.60 to the 5th grade, and may not promote an 8th grade pupil who is attending the private school under s. 118.60 to the 9th grade, unless the pupil satisfies the criteria for promotion specified in the governing body's policy under subd. 1.

SECTION 2489. 118.35 (4) of the statutes is amended to read:

118.35 **(4)** From the appropriation under s. 20.255 (2) (fy), the department shall award grants to nonprofit organizations, cooperative educational service agencies, institutions within the University of Wisconsin System, and the school district operating under ch. 119 for the purpose of providing ~~advanced curriculum and assessments for~~ to gifted and talented pupils those services and activities not ordinarily provided in a regular school program that allow such pupils to fully develop their capabilities.

SECTION 2499. 118.40 (2r) (e) 1. a. of the statutes is renumbered 118.40 (2r) (e) 1m. and amended to read:

118.40 **(2r)** (e) 1m. In the ~~2009−10~~ 2011−12 and ~~2010−11~~ 2012−13 school years, from the appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of the charter school an amount equal to the sum of the amount paid per pupil under this ~~subdivision~~ paragraph in the previous school year and the increase in the per pupil amount paid to private schools under s. 119.23 (4) (b) 2. or (bg) in the current school year as compared to the previous school year, multiplied by the number of pupils attending the charter school.

SECTION 2500. 118.40 (2r) (e) 1. b. of the statutes is renumbered 118.40 (2r) (e) 2m. and amended to read:

118.40 **(2r)** (e) 2m. In the ~~2011−12~~ 2013−14 school year and in each school year thereafter, from the appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of the charter school an amount equal to the sum of the amount paid per pupil under this ~~subdi-~~

~~vision~~ paragraph in the previous school year and the per pupil revenue limit adjustment under s. 121.91 (2m) in the current school year, multiplied by the number of pupils attending the charter school.

SECTION 2501. 118.40 (2r) (e) 1. c. of the statutes is renumbered 118.40 (2r) (e) 3m. and amended to read:

118.40 **(2r)** (e) 3m. The amount paid per pupil under this ~~subdivision~~ paragraph may not be less than the amount paid per pupil under this ~~subdivision~~ paragraph in the previous school year. The department shall pay 25% of the total amount in September, 25% in December, 25% in February, and 25% in June. The department shall send the check to the operator of the charter school.

SECTION 2502m. 118.40 (2r) (e) 2. of the statutes is renumbered 118.40 (2r) (e) 4. and amended to read:

118.40 **(2r)** (e) 4. If the chancellor of the University of Wisconsin−Parkside establishes or contracts for the establishment of a charter school under this subsection, in March the department shall pay to the unified school district in which the charter school is located, from the appropriation under s. 20.255 (2) (fm), an amount equal to the amount of school aid per pupil to which the unified school district is eligible in the current school year multiplied by the number of pupils attending the charter school who were previously enrolled in the unified school district, except that the payment may not exceed $1,000,000 in the 2011−12 school year and may not exceed $750,000 in the 2012−13 school year. No aid may be paid under this subdivision after the 2012−13 school year.

SECTION 2503. 118.40 (2r) (f) of the statutes is repealed.

SECTION 2507. 118.40 (8) (h) of the statutes is repealed.

SECTION 2507b. 118.43 (2) (b) 2. of the statutes is amended to read:

118.43 **(2)** (b) 2. The school board is not receiving a grant under the preschool to grade 5 program on behalf of the school under s. 115.45, 2009 stats.

SECTION 2507e. 118.43 (2) (bg) 2. of the statutes is amended to read:

118.43 **(2)** (bg) 2. The school board is not receiving a grant under the preschool to grade 5 program on behalf of the school under s. 115.45, 2009 stats.

SECTION 2507h. 118.43 (2) (br) 2. of the statutes is amended to read:

118.43 **(2)** (br) 2. The school board is not receiving a grant under the preschool to grade 5 program on behalf of any of the schools under s. 115.45, 2009 stats.

SECTION 2507j. 118.43 (2) (bt) 2. of the statutes is amended to read:

118.43 **(2)** (bt) 2. The school board is not receiving a grant under the preschool to grade 5 program on behalf of any of the schools under s. 115.45, 2009 stats.

SECTION 2507L. 118.43 (2) (bv) of the statutes is created to read:

118.43 **(2)** (bv) In the 2011−12 school year, the school board of an eligible school district may enter into a 5−year achievement guarantee contract with the department on behalf of one or more schools in the school district if, in the 2010−11 school year, the school board received a grant under the preschool to grade 5 program on behalf of the schools under s. 115.45, 2009 stats.

SECTION 2507n. 118.43 (2) (g) of the statutes is amended to read:

118.43 **(2)** (g) The department may renew an achievement guarantee contract under pars. (b), (bg), (br), ~~and~~ (bt), and (bv) for one or more terms of 5 school years. Except as provided in sub. (3m), as a condition of receiving payments under a renewal of an achievement guarantee contract, a school board shall maintain the reduction of class size achieved during the last school year of the original achievement guarantee contract for the grades specified for the last school year of the contract.

SECTION 2507p. 118.43 (3) (intro.) of the statutes is amended to read:

118.43 **(3)** CONTRACT REQUIREMENTS. (intro.) Except as provided in pars. (am), (ar), ~~and~~ (at), and (av), an achievement guarantee contract shall require the school board to do all of the following in each participating school:

SECTION 2507r. 118.43 (3) (av) of the statutes is created to read:

118.43 **(3)** (av) *Class size; additional contracts*. For contracts that begin in the 2011−12 school year, reduce each class size to 18 in the following manner:

1. In the 2011−12 school year, in at least grades kindergarten and one.

2. In the 2012−13 school year, in at least grades kindergarten to 2.

3. In the 2013−14 to 2015−16 school years, in at least grades kindergarten to 3.

SECTION 2507u. 118.43 (3m) (b) of the statutes is amended to read:

118.43 **(3m)** (b) A school board operating under an achievement guarantee contract entered into under sub. (3) (at) or (av) may combine 2 classes subject to the class size limitation in any school covered by the contract having at least 2 regular classroom teachers when the classes are combined if the combined class size is not greater than 30.

SECTION 2507y. 118.43 (6) (b) 10. of the statutes is amended to read:

118.43 **(6)** (b) 10. In the 2010−11 school year and any subsequent school year, $2,250 multiplied by the number of low−income pupils enrolled in grades eligible for funding in each school in the school district covered by contracts under sub. (3) (at) and (av) and by renewals of contracts under sub. (2) (g).

SECTION 2513b. 118.51 (3) (a) 6. of the statutes is amended to read:

118.51 **(3)** (a) 6. If an application is accepted, on or before the first Friday following the first Monday in June following receipt of a notice of acceptance, ~~or within 10 days of receiving a notice of acceptance if a pupil is selected from a waiting list under s. 118.40 (8) (h) 5.,~~ the pupil's parent shall notify the nonresident school board of the pupil's intent to attend school in that school district in the following school year.

SECTION 2514. 118.51 (3) (a) 7. of the statutes is repealed.

SECTION 2515. 118.51 (3) (b) of the statutes is amended to read:

118.51 **(3)** (b) *Notice to resident school district.* Annually by June 30, each nonresident school board that has accepted a pupil under this section for attendance in the following school year shall report the name of the pupil to the pupil's resident school board. ~~If a pupil is selected from a waiting list under s. 118.40 (8) (h) 5., the nonresident school board shall report the name of the pupil to the pupil's resident school board within 10 days of receiving notice of the pupil's selection from the department.~~

SECTION 2532m. 118.60 of the statutes is created to read:

118.60 Parental choice programs for eligible school districts. (1) In this section:

(a) "Administrator" means the superintendent, supervising principal, executive director, or other person who acts as the administrative head of a private school participating in the program under this section.

(am) "Eligible school district" means a school district that satisfies all of the following:

1. The school district's equalized value per member, as determined in accordance with s. 121.15 (4) on October 15 of the 2nd fiscal year of the current fiscal biennium for the distribution of equalization aid in that year, is no more than 80 percent of the statewide average.

2. The school district's shared cost per member, as determined in accordance with s. 121.07 on October 15 of the 2nd fiscal year of the current fiscal biennium, for the distribution of aid in that year is no more than 91 percent of the statewide average.

3. The school district is eligible, in the 2nd fiscal year of the current fiscal biennium, to receive aid under s. 121.136.

4. The school district is located in whole or in part in a city of the 2nd class.

(b) "Membership" has the meaning given in s. 121.004 (5).

(c) "Preaccreditation" means the review and approval of an educational plan. Review of an education plan includes consideration of whether the school submitting the plan meets the requirements under s. 118.165 (1). The fact that a private school has obtained preaccreditation does not require an accreditation organization to accredit the private school.

(d) "Progress records" has the meaning given in s. 118.125 (1) (c).

(e) "Summer average daily membership equivalent" has the meaning given in s. 121.004 (8).

(f) "Summer choice average daily membership equivalent" means the summer average daily membership equivalent of pupils who were attending a private school under this section on the 2nd Friday of January of the school term immediately preceding that summer or whose applications have been accepted under sub. (3) for attendance at the private school in the school term immediately following that summer.

(g) "Teacher" means a person who has primary responsibility for the academic instruction of pupils.

(1m) By November 15 of the 2nd fiscal year of each fiscal biennium, the department shall prepare a list that identifies eligible school districts. The department shall post the list on the department's Internet site and shall notify in writing the school district clerk of each eligible school district. A school district that qualifies as an eligible school district under this section remains an eligible school district.

(2) (a) Subject to par. (b), any pupil in grades kindergarten to 12 who resides within an eligible school district may attend any private school if all of the following apply:

1. a. The pupil is a member of a family that has a total family income that does not exceed an amount equal to 3.0 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. In this subdivision and sub. (3m), family income includes income of the pupil's parents or legal guardians. The family income of the pupil shall be determined as provided in subd. 1. b. A pupil attending a private school under this section whose family income increases may continue to attend a private school under this section.

b. The private school submits to the department of revenue the names, addresses, social security numbers, and other state and federal tax identification numbers, if any, of the pupil's parents or legal guardians. The department of revenue shall review the information submitted under this subd. 1. b. and shall determine whether the pupil is eligible to participate in the program under this section on the basis of family income. Family income for a family in which the pupil's parents are married or in which the pupil's legal guardians are married shall be reduced by $7,000 before the determination is made under this subd. 1. b. The department of revenue may take no other action on the basis of the information submitted under this subd. 1. b. The department of public instruction may not request any additional verification of income from the family of a pupil once the department of revenue has determined

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whether the pupil is eligible to participate in the program under this section on the basis of family income. The department of public instruction shall establish a procedure for determining family income eligibility for those pupils for whom no social security number or state or federal tax identification number has been provided.

2. The pupil satisfies one or more of the following:

a. The pupil was enrolled in a public school in an eligible school district in the previous school year.

b. The pupil was not enrolled in school in the previous school year.

c. The pupil attended a private school under this section in the previous school year.

d. The pupil is applying to attend kindergarten, first grade, or 9th grade in a private school participating in the program under this section.

3. a. Except as provided in subd. 3. b., the private school notified the state superintendent of its intent to participate in the program under this section, and paid the nonrefundable fee set by the department as required under s. 119.23 (2) (a) 3., by February 1 of the previous school year. The notice shall specify the number of pupils participating in the program under this section for which the school has space.

b. For a private school that intends to participate in the program under this section in an eligible school district identified under 2011 Wisconsin Act .... (this act), section 9137 (3u), the private school notified the state superintendent of its intent to participate, and paid the nonrefundable fee set by the department under subd. 3. a. by August 1, 2011. The notice shall specify the number of pupils participating in the program under this section for which the school has space.

4. The private school complies with 42 USC 2000d.

5. The private school meets all health and safety laws or codes that apply to public schools.

6. a. Except as provided in subd. 6. c., all of the private school's teachers have a bachelor's degree from an accredited institution of higher education.

b. All of the private school's administrators have at least a bachelor's degree from an accredited institution of higher education.

c. Any teacher employed by the private school on July 1 of the first school year that begins after a school district is identified as an eligible school district under sub. (1m) or 2011 Wisconsin Act .... (this act), section 9137 (3u), who has been teaching for at least the 5 consecutive years immediately preceding that July 1, and who does not satisfy the requirements under subd. 6. a. on that July 1, applies to the department on a form prepared by the department for a temporary, nonrenewable waiver from the requirements under subd. 6. a. The department shall promulgate rules to implement this subd. 6. c., including the form of the application and the process by which the waiver application will be reviewed. The application form shall require the applicant to submit a plan for satisfying the requirements under subd. 6. a., including the name of the accredited institution of higher education at which the teacher is pursuing or will pursue the bachelor's degree and the anticipated date on which the teacher expects to complete the bachelor's degree. No waiver granted under this subd. 6. c. is valid after July 31 of the 5th school year that begins after a school district is identified as an eligible school district under sub. (1m) or 2011 Wisconsin Act .... (this act), section 9137 (3u).

7. For a private school that is a first−time participant in the program under this section, and that is not accredited by the Wisconsin North Central Association, the Wisconsin Religious and Independent School Accreditation, the Independent Schools Association of the Central States, the archdiocese within which the private school is located, or by any other organization recognized by the National Council for Private Schools Accreditation, the private school obtains preaccreditation by the Institute for the Transformation of Learning at Marquette University, the Wisconsin North Central Association, the Wisconsin Religious and Independent Schools Accreditation, the Independent Schools Association of the Central States, the archdiocese within which the private school is located, or any other organization recognized by the National Council for Private School Accreditation by September 1 before the first school term of participation in the program under this section that begins after August 31, 2011; by August 1 before the first school term of participation in the program under this section that begins in the first school year that begins after a school district is identified as an eligible school district under sub. (1m) or by May 1 if the private school begins participation in the program under this section during summer school. The private school shall achieve accreditation by the Wisconsin North Central Association, the Wisconsin Religious and Independent Schools Accreditation, the Independent Schools Association of the Central States, the archdiocese within which the private school is located, or any other organization recognized by the National Council for Private School Accreditation, by December 31 of the 3rd school year following the first school year in which the private school begins participation in the program under this section. If the private school is accredited under this subdivision, the private school is not required to obtain preaccreditation as a prerequisite to providing instruction under this section in additional grades or in an additional or new school.

8. Notwithstanding s. 118.165 (1) (c), the private school annually provides at least 1,050 hours of direct pupil instruction in grades 1 to 6 and at least 1,137 hours of direct pupil instruction in grades 7 to 12. Hours provided under this subdivision include recess and time for pupils to transfer between classes but do not include the lunch periods.

(b) 1. In the first school year that begins after a school district is identified as an eligible school district under

sub. (1m) or 2011 Wisconsin Act .... (this act), section 9137 (3u), no more than 250 pupils, as counted under s. 121.004 (7), may attend private schools under this section. Priority shall be given to pupils who were eligible for a free or reduced−price lunch in the federal school lunch program under 42 USC 1758 (b) in the immediately preceding school year.

2. In the 2nd school year that begins after a school district is identified as an eligible school district under sub. (1m) or 2011 Wisconsin Act .... (this act), section 9137 (3u), no more than 500 pupils, as counted under s. 121.004 (7), may attend private schools under this section. Priority shall be given to pupils who attended a private school under this section in the immediately preceding school year.

3. Whenever the state superintendent determines that the limit is reached under subd. 1. or 2., he or she shall issue an order prohibiting the participating private schools from accepting additional pupils until he or she determines that the number of pupils attending private schools under this section has fallen below the limit. If the number of pupils attending private schools under this section falls below the limit under this paragraph, the state superintendent shall issue an order notifying participating private schools that they may begin accepting additional pupils, and, notwithstanding sub. (3) (a), participating private schools that wish to accept additional pupils under this section shall accept pupils as follows:

a. The private school shall give first priority to pupils who are attending a private school under this section.

b. The private school shall give 2nd priority to the siblings of pupils who are attending a private school under this section.

c. The private school shall give 3rd priority to pupils selected at random under a procedure established by the department by rule.

(c) 1. Notwithstanding par. (a) 6., a teacher employed by a private school participating in the program under this section who teaches only courses in rabbinical studies is not required to have a bachelor's degree.

2. Notwithstanding par. (a) 6., an administrator of a private school participating in the program under this section that prepares and trains pupils attending the school in rabbinical studies is not required to have a bachelor's degree.

(3) (a) The pupil or the pupil's parent or guardian shall submit an application, on a form provided by the state superintendent, to the participating private school that the pupil wishes to attend. If more than one pupil from the same family applies to attend the same private school, the pupils may use a single application. Within 60 days after receiving the application, the private school shall notify each applicant, in writing, whether his or her application has been accepted. If the private school rejects an application, the notice shall include the reason. A private school may reject an applicant only if it has reached its maximum general capacity or seating capacity. The state superintendent shall ensure that the private school determines which pupils to accept on a random basis, except that the private school may give preference in accepting applications to siblings of pupils accepted on a random basis.

(b) If the private school rejects an applicant because it has too few available spaces, the pupil may transfer his or her application to a participating private school that has space available.

(3m) (a) A private school participating in the program under this section may not charge or receive any additional payment for a pupil participating in the program under this section other than the payment the school receives under sub. (4) and, if applicable, sub. (4m), if either of the following applies:

1. The pupil is enrolled in a grade from kindergarten to 8.

2. The pupil is enrolled in a grade from 9 to 12 and the family income of the pupil, as determined under sub. (2) (a) 1., does not exceed an amount equal to 2.2 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget.

(b) A private school participating in the program under this section may, in addition to the payment it receives for a pupil under sub. (4) and, if applicable, sub. (4m), charge the pupil tuition and fees in an amount determined by the school if both of the following apply:

1. The pupil is enrolled in a grade from 9 to 12.

2. The family income of the pupil, as determined under sub. (2) (a) 1., exceeds an amount equal to 2.2 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget.

(c) A private school participating in the program under this section shall determine whether the private school may charge additional tuition and fees to a pupil on the basis of the pupil's family income as permitted under par. (b). The private school shall establish a process for accepting an appeal to the governing body of the private school of the determination made under this paragraph.

(4) (a) Annually, on or before October 15, a private school participating in the program under this section shall file with the department a report stating its summer average daily membership equivalent and its summer choice average daily membership equivalent for the purpose of sub. (4m).

(b) Except as provided in par. (bg), upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), an amount equal to the lesser of the following:

1. The amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department.

2. The amount paid per pupil under this subsection in the previous school year multiplied by the sum of 1.0 plus the percentage change from the previous school year to the current school year in the total amount appropriated under s. 20.255 (2) (ac) expressed as a decimal, but not less than zero.

(bg) In the 2011−12 and 2012−13 school years, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department, or $6,442, whichever is less.

(c) The state superintendent shall pay 25 percent of the total amount under this subsection in September, 25 percent in November, 25 percent in February, and 25 percent in May. Each installment may consist of a single check for all pupils attending the private school under this section. The state superintendent shall include the entire amount under sub. (4m) in the November installment, but the payment shall be made in a separate check from the payment under this subsection.

(d) In determining a private school's operating and debt service cost per pupil under par. (b) 1. and (4m) (a), the department shall do all of the following:

1. Subtract only the following, up to the actual cost of the service or material related to each item:

a. Fees charged pupils for books and supplies used in classes and programs.

b. Rentals for school buildings.

c. Food service revenues.

d. Governmental financial assistance.

e. Interest and other income resulting from the investment of debt proceeds.

2. If legal title to the private school's buildings and premises is held in the name of the private school's parent organization or other related party, there is no other mechanism to include the private school's facilities costs in the calculation of its operating and debt service cost, and the private school requests that the department do so, include an amount equal to 10.5 percent of the fair market value of the school and its premises. A request made by a private school under this subdivision remains effective in subsequent school years and may not be withdrawn by the private school.

3. If immediately prior to the effective date of this subdivision .... [LRB inserts date], a private school's operating and debt service costs, as determined by the department, included the amount described in subd. 2., continue to include the amount described in subd. 2. in subsequent school years.

(4m) In addition to the payment under sub. (4) the state superintendent shall pay to each private school participating in the program under this section, on behalf of the parent or guardian of each pupil attending the private school under this section, in the manner described in sub. (4) (c), the amount determined as follows:

(a) Determine the private school's operating and debt service cost per pupil in summer school that is related to educational programming.

(b) Multiply the amount under par. (a) by 0.40.

(c) Multiply the product under par. (b) by the quotient determined by dividing the summer choice average daily membership equivalent of the private school by the total number of pupils for whom payments are being made under sub. (4).

(4r) If, after the 3rd Friday in September in any school year, a private school participating in the program under this section closes, for each installment under sub. (4) (c) that was not paid to the private school in that school year, the state superintendent shall pay to the board, from the appropriation under s. 20.255 (2) (fv), the amount determined, for each pupil who had been attending the private school under this section in that school year and who enrolls in the school district operating under this chapter in that school year, as follows:

(a) Multiply the amount determined under sub. (4) (b) or (bg) by 0.616.

(b) Multiply the product under par. (a) by 0.25.

(5) The state superintendent shall ensure that pupils and parents and guardians of pupils who reside in an eligible school district are informed annually of the private schools participating in the program under this section.

(6) The school board of an eligible school district shall provide transportation to pupils attending a private school under this section if required under s. 121.54 and may claim transportation aid under s. 121.58 for pupils so transported.

(6m) Each private school participating in the program under this section shall do all of the following:

(a) Provide to each pupil, or the parent or guardian of each minor pupil, who applies to attend the private school all of the following:

1. The name, address, and telephone number of the private school and the name of one or more contact persons at the school.

2. A list of the names of the members of the private school's governing body and of the private school's shareholders, if any.

3. A notice stating whether the private school is an organization operated for profit or not for profit. If the private school is a nonprofit organization, the private school shall also provide the applicant with a copy of the certificate issued under section 501 (c) (3) of the Internal

Revenue Code verifying that the private school is a nonprofit organization that is exempt from federal income tax.

4. A copy of the appeals process used if the private school rejects the applicant.

5. A copy of the policy developed by the private school under s. 118.33 (1) (f) 2r.

6. A copy of the nonharassment policy used by the private school, together with the procedures for reporting and obtaining relief from harassment.

7. A copy of the suspension and expulsion policies and procedures, including procedures for appealing a suspension or expulsion, used by the private school.

8. A copy of the policy used by the private school for accepting or denying the transfer of credits earned by a pupil attending the private school under this section for the satisfactory completion of coursework at another school.

9. A copy of the policy governing visitors and visits to the private school, developed as required under sub. (7) (b) 2m.

(b) Annually, by August 1st, provide to the department the material specified in par. (a) and all of the following information:

1. The number of pupils attending the private school under this section in the previous school year.

2. The number of pupils attending the private school other than under this section in the previous school year.

3. For each of the previous 5 school years in which the private school has participated in the program under this section, all of the following information:

a. The number of pupils who attended the private school under this section and other than under this section in the 12th grade and the number of those pupils who graduated from the private school.

b. The number of pupils who attended the private school under this section and other than under this section in the 8th grade and the number of those pupils who advanced from grade 8 to grade 9.

c. The number of pupils who attended the private school under this section and other than under this section in the 4th grade and the number of those pupils who advanced from grade 4 to grade 5.

d. To the extent permitted under 20 USC 1232g and 43 CFR part 99, pupil scores on all standardized tests administered under sub. (7) (e).

4. A copy of the academic standards adopted under sub. (7) (b) 2.

(c) Provide to the department a signed statement from each individual who is a member of the private school's governing body verifying that the individual is a member of the governing body.

(d) Upon request by any pupil, or the parent or guardian of any minor pupil, who is attending or who applies to attend the private school, provide the material specified in pars. (a) and (b).

(7) (a) Each private school participating in the program under this section shall meet at least one of the following standards:

1. At least 70 percent of the pupils in the program advance one grade level each year.

2. The private school's average attendance rate for the pupils in the program is at least 90 percent.

3. At least 80 percent of the pupils in the program demonstrate significant academic progress.

4. At least 70 percent of the families of pupils in the program meet parent involvement criteria established by the private school.

(am) Each private school participating in the program under this section is subject to uniform financial accounting standards established by the department. Annually by September 1 following a school year in which a private school participated in the program under this section, the private school shall submit to the department all of the following:

1. An independent financial audit of the private school conducted by an independent certified public accountant, accompanied by the auditor's statement that the report is free of material misstatements and fairly presents pupil costs under sub. (4) (b) 1. The audit under this subdivision shall be limited in scope to those records that are necessary for the department to make payments under subs. (4) and (4m). The auditor shall conduct his or her audit, including determining sample sizes and evaluating financial viability, in accordance with the auditing standards established by the American Institute of Certified Public Accountants. The department may not require an auditor to comply with standards that exceed the scope of the standards established by the American Institute of Certified Public Accountants.

2. Evidence of sound fiscal and internal control practices, as prescribed by the department by rule. An auditor engaged to evaluate the private school's fiscal and internal control practices shall conduct his or her evaluation, including determining sample sizes, in accordance with attestation standards established by the American Institute of Certified Public Accountants.

(b) Each private school participating in the program under this section shall do all of the following:

1. Administer to any pupils attending the 3rd grade in the private school under this section a standardized reading test developed by the department.

2. Adopt the pupil academic standards required under s. 118.30 (1g) (a) 4.

2m. Develop a written policy governing visitors and visits to the private school.

3. Ensure that any teacher's aide employed by the private school has graduated from high school, been granted a declaration of equivalency of high school graduation, or been issued a general educational development certificate of high school equivalency.

3m. Annually, schedule 2 meetings at which members of the governing body of the private school will be present and at which pupils, and the parents or guardians of pupils, applying to attend the private school or attending the private school may meet and communicate with the members of the governing body. The private school shall, within 30 days after the start of the school term, notify the department in writing of the scheduled meeting dates and shall, at least 30 days before the scheduled meeting date, notify in writing each pupil, or the parent or guardian of each minor pupil, applying to attend the private school or attending the private school of the meeting date, time, and place.

4. Maintain progress records for each pupil attending the private school under this section while the pupil attends the school and, except as provided under subd. 7., for at least 5 years after the pupil ceases to attend the school.

5. Upon request, provide a pupil or the parent or guardian of a minor pupil who is attending the private school under this section with a copy of the pupil's progress records.

6. Issue a high school diploma or certificate to each pupil who attends the private school under this section and satisfactorily completes the course of instruction and any other requirements necessary for high school graduation.

7. a. Except as provided in subd. 7. b., if the private school ceases operating as a private school, immediately transfer all of the progress records of the pupils who attended the school under this section to the school board of the eligible school district within which the pupils reside. The private school shall send written notice to each pupil, or to the parent or guardian of a minor pupil, of the transfer of progress records under this subd. 7. a.

b. If the private school is affiliated with an organization that will maintain the progress records of each pupil who attended the school under this section for at least 5 years after the private school ceases operation as a private school, the private school may transfer a pupil's records to the organization if the pupil, or the parent or guardian of a minor pupil, consents in writing to the release of the progress records to the affiliated organization. The private school shall send to the department a copy of the consent form for each pupil who consents to the transfer of progress records under this subd. 7. b. The written notice shall be signed by the pupil, or the parent or guardian of a minor pupil, and shall include the name, phone number, mailing address, and other relevant contact information of the organization that will maintain the progress records, and a declaration by the affiliated organization that the organization agrees to maintain the progress records for at least 5 years after the private school ceases operation as a private school.

(c) A private school may not require a pupil attending the private school under this section to participate in any religious activity if the pupil's parent or guardian submits to the pupil's teacher or the private school's principal a written request that the pupil be exempt from such activities.

(d) By September 1 before the first school term of participation in the program that begins in the 2011−12 school year, by August 1 before the first school term of participation in the program that begins in the 2012−13 school year or any school year thereafter, or by May 1 if the private school begins participating in the program during summer school, each private school participating in the program under this section shall submit to the department all of the following:

1. a. In this subdivision, "municipality" has the meaning given in s. 5.02 (11).

b. A copy of the school's current certificate of occupancy issued by the municipality within which the school is located. If the private school moves to a new location, the private school shall submit a copy of the new certificate of occupancy issued by the municipality within which the school is located to the department before the attendance of pupils at the new location and before the next succeeding date specified in s. 121.05 (1) (a). A temporary certificate of occupancy does not meet the requirement of this subdivision.

2. Evidence of financial viability, as prescribed by the department by rule.

3. Proof that the private school's administrator has participated in a fiscal management training program approved by the department.

(e) Each private school participating in the program under this section shall administer the examinations required under s. 118.30 (1t) to pupils attending the school under the program. The private school may administer additional standardized tests to such pupils.

(g) 1. By the first day of the 3rd month beginning after the month in which the department establishes the model management plan and practices for maintaining indoor environmental quality in public and private schools under s. 118.075 (3), or by October 1 of a private school's first school year of participation in the program under this section, whichever is later, the private school shall provide for the development of a plan for maintaining indoor environmental quality in the private school.

2. By the first day of the 12th month beginning after the month in which the department establishes the model management plan and practices for maintaining indoor environmental quality in public and private schools under s. 118.075 (3), or by the beginning of the 2nd school year of participation in the program under this section, whichever is later, the private school shall implement a plan for maintaining indoor environmental quality in the private school.

3. Each private school participating in the program under this section shall provide a copy of the plan implemented under subd. 2. to any person upon request.

(8) There is created a pupil assignment council composed of one representative from each private school participating in the program under this section. Annually by June 30, the council shall make recommendations to the participating private schools to achieve, to the extent possible, a balanced representation of pupils participating in the program under this section.

(9) If any accrediting agency specified under sub. (2) (a) 7. determines during the accrediting or preaccrediting process that a private school does not meet all of the requirements under s. 118.165 (1), it shall report that failure to the department.

(10) (a) The state superintendent may issue an order barring a private school from participating in the program under this section in the current school year if the state superintendent determines that the private school has done any of the following:

1. Misrepresented information required under sub. (7) (d).

2. Failed to provide the notice or pay the fee required under sub. (2) (a) 3., or provide the information required under sub. (7) (am) or (d), by the date or within the period specified.

3. Failed to refund to the state any overpayment made under sub. (4) (b) or (bg) or (4m) by the date specified by department rule.

4. Failed to meet at least one of the standards under sub. (7) (a) by the date specified by department rule.

5. Failed to provide the information required under sub. (6m).

6. Failed to comply with the requirements under sub. (7) (b) or (c).

7. Violated sub. (7) (b) 4., 5., or 6.

(am) If the state superintendent determines that any of the following have occurred, he or she may issue an order barring the private school from participating in the program under this section in the following school year:

2. The private school's application for accreditation has been denied by the accrediting organization.

3. The private school has not achieved accreditation within the period allowed under sub. (2) (a) 7.

(b) The state superintendent may issue an order immediately terminating a private school's participation in the program under this section if he or she determines that conditions at the private school present an imminent threat to the health or safety of pupils.

(c) Whenever the state superintendent issues an order under par. (a), (am), or (b), he or she shall immediately notify the parent or guardian of each pupil attending the private school under this section.

(d) The state superintendent may withhold payment from a private school under subs. (4) and (4m) if the private school violates this section.

(11) The department shall do all of the following:

(a) Promulgate rules to implement and administer this section. The department may not by rule establish standards under sub. (7) (am) that exceed the standards established by the American Institute of Certified Public Accountants.

(b) Notify each private school participating in the program under this section of any proposed changes to the program or to administrative rules governing the program, including changes to application or filing deadlines but not including changes to provisions governing health or safety, prior to the beginning of the school year in which the change takes effect.

SECTION 2533. 119.04 (1) of the statutes is amended to read:

119.04 **(1)** Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c), 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, ~~115.361,~~ 115.365 (3), 115.38 (2), 115.445, ~~115.45,~~ 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.255, 118.258, 118.291, 118.30 to 118.43, 118.46, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.14, 120.21 (3), and 120.25 are applicable to a 1st class city school district and board.

SECTION 2536. 119.23 (2) (a) (intro.) of the statutes is amended to read:

119.23 **(2)** (a) (intro.) ~~Subject to par. (b), any~~ Any pupil in grades kindergarten to 12 who resides within the city may attend~~, at no charge,~~ any private school ~~located in the city~~ if all of the following apply:

SECTION 2536c. 119.23 (2) (a) 1. of the statutes is renumbered 119.23 (2) (a) 1. a. and amended to read:

119.23 **(2)** (a) 1. a. The pupil is a member of a family that has a total family income that does not exceed an amount equal to ~~1.75~~ 3.0 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. In this subdivision and sub. (3m), family income includes income of the pupil's parents or legal guardians. The family income of the pupil shall be determined as provided in subd. 1. b. A pupil attending a private school under this section whose family income increases may continue to attend a private school under this section ~~if the pupil is a member of a family that has a total family income that does not exceed an amount equal to 2.2 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. For purposes of admission to a private school under this section, siblings of pupils attending a private school under this section are subject to the higher income limit. If a pupil attending a private school under this section ceases to attend a private school under this section, the lower income limit applies unless the~~

~~pupil is a sibling of a pupil attending a private school under this section~~.

SECTION 2536g. 119.23 (2) (a) 1. b. of the statutes is created to read:

119.23 **(2)** (a) 1. b. The private school submits to the department of revenue the names, addresses, social security numbers, and other state and federal tax identification numbers, if any, of the pupil's parents or legal guardians. The department of revenue shall review the information submitted under this subd. 1. b. and shall determine whether the pupil is eligible to participate in the program under this section on the basis of family income. Family income for a family in which the pupil's parents are married or in which the pupil's legal guardians are married shall be reduced by $7,000 before the determination is made under this subd. 1. b. The department of revenue may take no other action on the basis of the information submitted under this subd. 1. b. The department of public instruction may not request any additional verification of income from the family of a pupil once the department of revenue has determined whether the pupil is eligible to participate in the program under this section on the basis of family income. The department of public instruction shall establish a procedure for determining family income eligibility for those pupils for whom no social security number or state or federal tax identification number has been provided.

Vetoed In Part

Vetoed In Part

Vetoed In Part

SECTION 2536h. 119.23 (2) (a) 3. of the statutes is amended to read:

119.23 **(2)** (a) 3. ~~The~~ Except as provided in subd. 3m. b., the private school notified the state superintendent of its intent to participate in the program under this section, and paid a nonrefundable fee set by the department, by February 1 of the previous school year. The notice shall specify the number of pupils participating in the program under this section for which the school has space. The department shall by rule set the fee charged under this subdivision at an amount such that the total fee revenue covers the costs of employing one full−time auditor to evaluate the financial information submitted by ~~the~~ private schools under sub. (7) (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

SECTION 2536p. 119.23 (2) (a) 3m. of the statutes is created to read:

119.23 **(2)** (a) 3m. a. In this subdivision, "municipality" has the meaning given in s. 5.02 (11).

b. For a private school located in a municipality other than the city that intends to participate in the program under this section in the 2011−12 school year, the private school notified the state superintendent of its intent to participate, and paid the nonrefundable fee set by the department under subd. 3. by August 1, 2011. The notice shall specify the number of pupils participating in the program under this section for which the school has space.

SECTION 2536t. 119.23 (2) (a) 7. a. of the statutes is amended to read:

119.23 **(2)** (a) 7. a. Subject to subd. 7. c., for a private school participating in the program under this section on July 1, 2009, the private school achieves accreditation by the Wisconsin North Central Association, the Wisconsin Religious and Independent Schools Accreditation, the Independent Schools Association of the Central States, the Archdiocese of Milwaukee, or any other organization recognized by the National Council for Private School Accreditation, by December 31 of the 3rd school year following the first school year that begins after June 30, 2006, in which it participates in the program under this section, or the private school was approved for scholarship funding for the 2005−06 school year by Partners Advancing Values in Education. If the private school is accredited as provided under this subd. 7. a., the private school is not required to obtain preaccreditation ~~from the Institute for the Transformation of Learning at Marquette University~~ under subd. 7. b. as a prerequisite to providing instruction under this section in additional grades or in an additional or new school.

SECTION 2536x. 119.23 (2) (a) 7. b. of the statutes is amended to read:

119.23 **(2)** (a) 7. b. Subject to subd. 7. c., for a private school that is a first−time participant in the program under this section on or after July 1, 2009, and that is not accredited as provided under subd. 7. a., the private school obtains preaccreditation ~~from~~ by the Institute for the Transformation of Learning at Marquette University, the Wisconsin North Central Association, the Wisconsin Religious and Independent Schools Accreditation, the Independent Schools Association of the Central States, the Archdiocese of Milwaukee, or any other organization recognized by the National Council for Private School Accreditation by August 1 before the first school term of participation in the program under this section that begins after July 1, 2009, or by May 1 if the private school begins participating in the program during summer school, and achieves accreditation by the Wisconsin North Central Association, the Wisconsin Religious and Independent Schools Accreditation, the Independent Schools Association of the Central States, the Archdiocese of Milwaukee, or any other organization recognized by the National Council for Private School Accreditation, by December 31 of the 3rd school year following the first school year that begins after July 1, 2009, in which it participates in the program under this section. If the private school is accredited under this subd. 7. b., the private school is not required to obtain preaccreditation ~~from the Institute for the Transformation of Learning at Marquette University~~ as a prerequisite to providing instruction under this section in additional grades or in an additional or new school.

SECTION 2539. 119.23 (2) (b) of the statutes is repealed.

SECTION 2540b. 119.23 (3) (a) of the statutes is amended to read:

119.23 **(3)** (a) The pupil or the pupil's parent or guardian shall submit an application, on a form provided by the state superintendent, to the participating private school that the pupil wishes to attend. If more than one pupil from the same family applies to attend the same private school, the pupils may use a single application. Within 60 days after receiving the application, the private school shall notify ~~the~~ each applicant, in writing, whether ~~the~~ his or her application has been accepted. If the private school rejects an application, the notice shall include the reason. A private school may reject an applicant only if it has reached its maximum general capacity or seating capacity. The state superintendent shall ensure that the private school determines which pupils to accept on a random basis, except that the private school may give preference in accepting applications to siblings of pupils accepted on a random basis.

SECTION 2540m. 119.23 (3m) of the statutes is created to read:

119.23 **(3m)** (a) A private school participating in the program under this section may not charge or receive any additional payment for a pupil participating in the program under this section other than the payment the school receives under sub. (4) and, if applicable, sub. (4m), if either of the following applies:

1. The pupil is enrolled in a grade from kindergarten to 8.

2. The pupil is enrolled in a grade from 9 to 12 and the family income of the pupil, as determined under sub. (2) (a) 1., does not exceed an amount equal to 2.2 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget.

(b) A private school participating in the program under this section may, in addition to the payment it receives for a pupil under sub. (4) and, if applicable, sub. (4m), charge the pupil tuition and fees in an amount determined by the school if both of the following apply:

1. The pupil is enrolled in a grade from 9 to 12.

2. The family income of the pupil, as determined under sub. (2) (a) 1., exceeds an amount equal to 2.2 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget.

(c) A private school participating in the program under this section shall determine whether the private school may charge additional tuition and fees to a pupil on the basis of the pupil's family income as permitted under par. (b). The private school shall establish a process for accepting an appeal to the governing body of the private school of the determination made under this paragraph.

SECTION 2541m. 119.23 (4) (b) (intro.) of the statutes is amended to read:

119.23 **(4)** (b) (intro.) Except as provided in par. (bg), upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the ~~parent or guardian~~ private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal to the lesser of the following:

SECTION 2542. 119.23 (4) (bg) of the statutes is amended to read:

119.23 **(4)** (bg) In the ~~2009−10~~ 2011−12 and ~~2010−11~~ 2012−13 school years, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department, or $6,442, whichever is less.

SECTION 2542c. 119.23 (4) (c) of the statutes is amended to read:

119.23 **(4)** (c) The state superintendent shall pay 25% of the total amount under this subsection in September, 25% in November, 25% in February, and 25% in May. Each installment may consist of a single check for all pupils attending the private school under this section. The state superintendent ~~may~~ shall include the entire amount under sub. (4m) in ~~one of those installments or apportion the entire amount among one or more of those installments. Except as provided in sub. (4r), the department shall send the check to the private school. Except as provided in sub. (4r), the parent or guardian shall restrictively endorse the check for the use of the private school~~ the November installment, but the payment shall be made in a separate check from the payment under this subsection.

SECTION 2542g. 119.23 (4) (d) of the statutes is created to read:

119.23 **(4)** (d) In determining a private school's operating and debt service cost per pupil under par. (b) 1. and (4m) (a), the department shall do all of the following:

1. Subtract only the following, up to the actual cost of the service or material related to each item:

a. Fees charged pupils for books and supplies used in classes and programs.

b. Rentals for school buildings.

c. Food service revenues.

d. Governmental financial assistance.

e. Interest and other income resulting from the investment of debt proceeds.

2. If legal title to the private school's buildings and premises is held in the name of the private school's parent

organization or other related party, there is no other mechanism to include the private school's facilities costs in the calculation of its operating and debt service cost, and the private school requests that the department do so, include an amount equal to 10.5 percent of the fair market value of the school and its premises. A request made by a private school under this subdivision remains effective in subsequent school years and may not be withdrawn by the private school.

3. If immediately prior to the effective date of this subdivision .... [LRB inserts date], a private school's operating and debt service costs, as determined by the department, included the amount described in subd. 2., continue to include the amount described in subd. 2. in subsequent school years.

SECTION 2542n. 119.23 (4m) of the statutes is renumbered 119.23 (4m) (intro.) and amended to read:

119.23 **(4m)** (intro.) In addition to the payment under sub. (4) the state superintendent shall pay to ~~the parent or guardian of~~ each ~~pupil enrolled in a~~ private school participating in the program under this section, on behalf of the parent or guardian of each pupil attending the private school under this section, in the manner described in sub. (4) (c), ~~an~~ the amount determined ~~by multiplying 40% of the payment under sub. (4)~~ as follows:

(c) Multiply the product under par. (b) by the quotient determined by dividing the summer choice average daily membership equivalent of the private school by the total number of pupils for whom payments are being made under sub. (4).

SECTION 2542r. 119.23 (4m) (a) and (b) of the statutes are created to read:

119.23 **(4m)** (a) Determine the private school's operating and debt service cost per pupil in summer school that is related to educational programming.

(b) Multiply the amount under par. (a) by 0.40.

SECTION 2544w. 119.23 (7) (am) 1. and 2. of the statutes are amended to read:

119.23 **(7)** (am) 1. An independent financial audit of the private school conducted by an independent certified public accountant, accompanied by the auditor's statement that the report is free of material misstatements and fairly presents pupil costs under sub. (4) (b) 1. The audit under this subdivision shall be limited in scope to those records that are necessary for the department to make payments under subs. (4) and (4m). The auditor shall conduct his or her audit, including determining sample sizes and evaluating financial viability, in accordance with the auditing standards established by the American Institute of Certified Public Accountants. The department may not require an auditor to comply with standards that exceed the scope of the standards established by the American Institute of Certified Public Accountants.

2. Evidence of sound fiscal and internal control practices, as prescribed by the department by rule. An auditor engaged to evaluate the private school's fiscal and internal control practices shall conduct his or her evaluation, including determining sample sizes, in accordance with attestation standards established by the American Institute of Certified Public Accountants.

SECTION 2544x. 119.23 (7) (b) 8. of the statutes is repealed.

SECTION 2545. 119.23 (7) (d) 1. of the statutes is renumbered 119.23 (7) (d) 1. b. and amended to read:

119.23 **(7)** (d) 1. b. A copy of the school's current certificate of occupancy issued by the ~~city~~ municipality within which the school is located. If the private school moves to a new location, the private school shall submit a copy of the new certificate of occupancy issued by the ~~city~~ municipality within which the school is located to the department before the attendance of pupils at the new location and before the next succeeding date specified in s. 121.05 (1) (a). A temporary certificate of occupancy does not meet the requirement of this subdivision.

SECTION 2546. 119.23 (7) (d) 1. a. of the statutes is created to read:

119.23 **(7)** (d) 1. a. In this subdivision, "municipality" has the meaning given in s. 5.02 (11).

SECTION 2549e. 119.23 (9) (a) of the statutes is renumbered 119.23 (9) and amended to read:

119.23 **(9)** If any accrediting agency specified under sub. (2) (a) 7. a. or b. determines during the accrediting or preaccrediting process that a private school does not meet all of the requirements under s. 118.165 (1), ~~or if the Institute for the Transformation of Learning at Marquette University determines during the preaccreditation process that a private school does not meet all of the requirements under s. 118.165 (1),~~ it shall report that failure to the department.

SECTION 2549m. 119.23 (9) (b) of the statutes is repealed.

SECTION 2549s. 119.23 (10) (a) 2. of the statutes is amended to read:

119.23 **(10)** (a) 2. Failed to provide the notice or pay the fee required under sub. (2) (a) 3. or 3m. b., or provide the information required under sub. (7) (am) or (d), by the date or within the period specified.

SECTION 2549u. 119.23 (10) (d) of the statutes is amended to read:

119.23 **(10)** (d) The state superintendent may withhold payment from a ~~parent or guardian~~ private school under subs. (4) and (4m) if the private school ~~attended by the child of the parent or guardian~~ violates this section.

SECTION 2550. 119.23 (11) of the statutes is renumbered 119.23 (11) (intro.) and amended to read:

119.23 **(11)** The department shall ~~promulgate~~ do all of the following:

(a) Promulgate rules to implement and administer this section. The department may not by rule establish standards under sub. (7) (am) that exceed the standards established by the American Institute of Certified Public Accountants.

SECTION 2551. 119.23 (11) (b) of the statutes is created to read:

119.23 **(11)** (b) Notify each private school participating in the program under this section of any proposed changes to the program or to administrative rules governing the program, including changes to application or filing deadlines but not including changes to provisions governing health or safety, prior to the beginning of the school year in which the change takes effect.

SECTION 2552. 119.245 of the statutes is repealed.

SECTION 2553. 119.495 (2) of the statutes is amended to read:

119.495 **(2)** The board shall include in its budget transmitted to the common council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing to be authorized in the budget for the ensuing year. The common council shall issue the notes and levy a direct annual irrepealable tax sufficient to pay the principal and interest on the notes as they become due. The common council may issue the notes by private sale. The common council shall make every effort to involve a minority investment firm certified under s. ~~560.036~~ 16.287 as managing underwriter of the notes or to engage a minority financial adviser certified under s. ~~560.036~~ 16.287 to advise the city regarding any public sale of the notes.

SECTION 2554. 119.496 (2) of the statutes is amended to read:

119.496 **(2)** The board shall include in its budget transmitted to the common council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing to be authorized in the budget for the ensuing year. The common council shall issue the notes and levy a direct annual irrepealable tax sufficient to pay the principal and interest on the notes as they become due. The common council may issue the notes by private sale. The common council shall establish goals of involving minority investment firms certified under s. ~~560.036~~ 16.287 as managing underwriters for at least 50% of the total amount financed by the notes and of engaging a minority financial adviser certified under s. ~~560.036~~ 16.287 to advise the city regarding any public sale of the notes.

SECTION 2571. 121.08 (4) (a) 1. of the statutes is amended to read:

121.08 **(4)** (a) 1. ~~In the 2009−10 and 2010−11 school year, add~~ Add the amounts paid under s. 118.40 (2r) in the current school year~~, and in the 2011−12 school year and each school year thereafter, add the amounts paid under s. 118.40 (2r) in the 2010−11 school year~~.

SECTION 2571d. 121.08 (4) (a) 2. of the statutes is amended to read:

121.08 **(4)** (a) 2. Divide the sum under subd. 1. by the total amount of state aid that all school districts are eligible to be paid from the appropriation under s. 20.255 (2) (ac), calculated as if the reduction under par. (b) or (br) had not occurred.

SECTION 2571h. 121.08 (4) (a) 3. of the statutes is amended to read:

121.08 **(4)** (a) 3. Multiply the amount of state aid that the school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac), calculated as if the reduction under par. (b) or (br) had not occurred, by the quotient under subd. 2.

SECTION 2571q. 121.08 (4) (br) of the statutes is created to read:

121.08 **(4)** (br) The amount of state aid that an eligible school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also be reduced by the amount calculated by multiplying the amounts paid under s. 118.60 (4) and (4m) in the first school year that begins after a school district is identified as an eligible school district under s. 118.60 (1m) or 2011 Wisconsin Act .... (this act), section 9137 (3u), and in each school year thereafter by 38.4 percent.

SECTION 2571t. 121.08 (4) (d) of the statutes is amended to read:

121.08 **(4)** (d) The state superintendent shall ensure that the total amount of aid reduction under pars. (a) ~~and~~, (b), and (br) lapses to the general fund.

SECTION 2573g. 121.90 (2) (am) 5. of the statutes is created to read:

121.90 **(2)** (am) 5. Amounts received in the 2011−12 school year under 2011 Wisconsin Act .... (this act), section 9137 (3q).

SECTION 2574a. 121.905 (1) of the statutes is amended to read:

121.905 **(1)** In this section, "revenue ceiling" means $9,000 in the ~~2009−10~~ 2011−12 school year and in the ~~2010−11~~ 2012−13 school year and ~~$9,800~~ $9,100 in the 2013−14 school year and in any subsequent school year.

SECTION 2575b. 121.905 (3) (c) 3r. of the statutes is amended to read:

121.905 **(3)** (c) 3r. For the limit for the 2011−12 school year, ~~add $275 to~~ multiply the result under par. (b) by 0.945.

SECTION 2576b. 121.905 (3) (c) 4. of the statutes is amended to read:

121.905 **(3)** (c) 4. For the limit for the 2012−13 school year ~~or for any school year thereafter~~, add ~~the result under s. 121.91 (2m) (h) 2.~~ $50 to the result under par. (b).

SECTION 2576c. 121.905 (3) (c) 5. of the statutes is created to read:

121.905 **(3)** (c) 5. For the limit for the 2013−14 school year and any school year thereafter, make no adjustment to the result under par. (b).

SECTION 2580. 121.91 (2m) (g) 2. of the statutes is repealed.

SECTION 2581. 121.91 (2m) (g) 3. of the statutes is amended to read:

121.91 **(2m)** (g) 3. Multiply the result under subd. ~~2.~~ 1. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

SECTION 2582. 121.91 (2m) (g) 4. of the statutes is created to read:

121.91 **(2m)** (g) 4. Multiply the result under subd. 3. by 0.055.

SECTION 2583. 121.91 (2m) (g) 5. of the statutes is created to read:

121.91 **(2m)** (g) 5. Subtract the product under subd. 4. from the result under subd. 3.

SECTION 2584. 121.91 (2m) (h) (intro.) of the statutes is amended to read:

121.91 **(2m)** (h) (intro.) Except as provided in subs. (3), (4), and (8), no school district may increase its revenues for the 2012−13 school year ~~or for any school year thereafter~~ to an amount that exceeds the amount calculated as follows:

SECTION 2585. 121.91 (2m) (h) 2. of the statutes is repealed.

SECTION 2586g. 121.91 (2m) (h) 3. of the statutes is amended to read:

121.91 **(2m)** (h) 3. Add $50 to the result under subd. 1. ~~to the result under subd. 2.~~

SECTION 2586r. 121.91 (2m) (i) of the statutes is created to read:

121.91 **(2m)** (i) Except as provided in subs. (3), (4), and (8), no school district may increase its revenues for the 2013−14 school year or for any school year thereafter to an amount that exceeds the amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous school years.

2. Multiply the result under subd. 1. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

SECTION 2587g. 121.91 (2m) (r) 1. b. of the statutes is amended to read:

121.91 **(2m)** (r) 1. b. Add an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. 1. a., except that in calculating the limit for the ~~2009−10 or 2010−11 school year, add $200 to the result under subd. 1. a., and in calculating the limit for the~~ 2011−12 school year, ~~add $275 to~~ multiply the result under subd. 1. a. by 0.945, in calculating the limit for the 2012−13 school year, add $50 to the result under subd. 1. a., and in calculating the limit for the 2013−14 school year and any school year thereafter, make no adjustment to the result under subd. 1. a.

SECTION 2587r. 121.91 (2m) (s) 1. b. of the statutes is amended to read:

121.91 **(2m)** (s) 1. b. Add an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. 1. a., except that in calculating the limit for the ~~2009−10 or 2010−11 school year, add $200 to the result under subd. 1. a., and in calculating the limit for the~~ 2011−12 school year, ~~add $275 to~~ multiply the result under subd. 1. a. by 0.945, in calculating the limit for the 2012−13 school year, add $50 to the result under subd. 1. a., and in calculating the limit for the 2013−14 school year and any school year thereafter, make no adjustment to the result under subd. 1. a.

SECTION 2596. 121.91 (2m) (t) 1. (intro.) of the statutes is amended to read:

121.91 **(2m)** (t) 1. (intro.) If 2 or more school districts are consolidated under s. 117.08 or 117.09, except as follows, in the 2011−12 school year, the consolidated school district's revenue limit shall be determined as provided under par. ~~(e) except as follows~~ (g), in the 2012−13 school year, the consolidated school district's revenue limit shall be determined as provided under par. (h), and in the 2013−14 school year and in each school year thereafter, the consolidated school district's revenue limit shall be determined as provided under par. (i):

SECTION 2598. 121.91 (4) (L) of the statutes is repealed.

SECTION 2599. 121.91 (4) (m) of the statutes is repealed.

SECTION 2600. 121.91 (4) (n) of the statutes is repealed.

SECTION 2600m. 121.91 (4) (o) 1. of the statutes is amended to read:

121.91 **(4)** (o) 1. If a school board adopts a resolution to do so, the limit otherwise applicable to a school district under sub. (2m) in any school year is increased by the amount spent by the school district in that school year on a project to implement energy efficiency measures~~, and renewable~~ or to purchase energy efficiency products, ~~that result~~ including the payment of debt service on bonds or notes issued to finance the project, if the project results in the avoidance of, or reduction in, energy costs~~. The department shall promulgate rules to implement this subdivision, including eligibility standards for school districts~~ or operational costs, the project is governed by a performance contract entered into under s. 66.0133, and the bonds or notes issued to finance the project, if any, are issued for periods not exceeding 20 years. If a school board issues bonds or notes to finance a project described in this subdivision, a resolution adopted by a school board under this subdivision is valid for each school year in which the school board pays debt service on the bonds or notes.

SECTION 2601m. 121.91 (4) (q) of the statutes is created to read:

121.91 **(4)** (q) 1. The limit otherwise applicable to a school district under sub. (2m) is increased by an amount equal to the amount of any refunded or rescinded property taxes paid by the school board in the year of the levy if the valuation represented by the refunded or rescinded property taxes result in a redetermination of the school district's equalized valuation by the department of revenue under s. 74.41.

2. Any additional revenue received by a school district under this paragraph shall not be included in the base for determining the school district's limit under sub. (2m) for the following school year.

SECTION 2602. 121.91 (7) of the statutes is amended to read:

121.91 **(7)** Except as provided in sub. (4) (f) 2. ~~and (L) to~~, (o), and (q) and (8), if an excess revenue is approved under sub. (3) for a recurring purpose or allowed under sub. (4), the excess revenue shall be included in the base for determining the limit for the next school year for purposes of this section. If an excess revenue is approved under sub. (3) for a nonrecurring purpose, the excess revenue shall not be included in the base for determining the limit for the next school year for purposes of this section.

SECTION 2603g. 121.91 (8) of the statutes is amended to read:

121.91 **(8)** If a school district's initial revenue limit for the current school year, as calculated under s. 121.905 or sub. (2m), whichever is appropriate, before making any adjustments under sub. (3) or (4), is less than the amount determined by multiplying the amount under sub. (2m) ~~(g) 1. or (h) 1.~~ (i) 1. by the average of the number of pupils enrolled in the 3 preceding school years, the school district's initial revenue limit for the current school year, before making any adjustments under sub. (3) or (4), is the amount determined by multiplying the amount under sub. (2m) ~~(g) 1. or (h) 1.~~ (i) 1. by the average of the number of pupils enrolled in the 3 preceding school years. Any additional revenue received by a school district as a result of this subsection shall not be included in the base for determining the school district's limit under sub. (2m) for the following school year. This subsection does not apply to a school district's revenue limit calculated for the 2011−12 and 2012−13 school years.

SECTION 2603m. 125.01 of the statutes is amended to read:

125.01 Legislative intent. This chapter shall be construed as an enactment of the legislature's support for the 3−tier system for alcohol beverages production, distribution, and sale that, through uniform statewide regulation, provides this state regulatory authority over the production, storage, distribution, transportation, sale, and consumption of alcohol beverages by and to its citizens, for the benefit of the public health and welfare and this state's economic stability. Without the 3−tier system, the effective statewide regulation and collection of state taxes on alcohol beverages sales would be seriously jeopardized. It is further the intent of the legislature that without a specific statutory exception, all sales of alcohol beverages shall occur through the 3−tier system, from manufacturers to ~~licensed~~ wholesalers holding a permit to retailers to consumers. Face−to−face retail sales at licensed premises directly advance the state's interest in preventing alcohol sales to underage or intoxicated persons and the state's interest in efficient and effective collection of tax.

SECTION 2604bc. 125.02 (15) of the statutes is renumbered 125.02 (15) (intro.) and amended to read:

125.02 **(15)** (intro.) "Primary source of supply" means any of the following:

(b) With respect to intoxicating liquor, the manufacturer, the rectifier, or the exclusive agent designated by the manufacturer or rectifier.

SECTION 2604be. 125.02 (15) (a) of the statutes is created to read:

125.02 **(15)** (a) With respect to fermented malt beverages, the brewer or brewpub that manufactured the fermented malt beverages or the exclusive agent designated by this brewer or brewpub.

SECTION 2604bg. 125.02 (21) of the statutes is amended to read:

125.02 **(21)** "Wholesaler" means a person, other than a brewer, brewpub, manufacturer, or rectifier, who sells alcohol beverages to a licensed retailer or to another person who holds a permit ~~or license~~ to sell alcohol beverages at wholesale.

SECTION 2604bi. 125.04 (12) (a) of the statutes is amended to read:

125.04 **(12)** (a) *From place to place.* Every alcohol beverage license or permit may be transferred to another place or premises within the same municipality. An alcohol beverage warehouse permit under s. 125.19, a winery permit under s. 125.53 or an intoxicating liquor wholesaler's permit under s. 125.54 may be transferred to another premises within this state. ~~A Class "A" license and a wholesaler's license identified in s. 125.25 (2) (b) 2. may be transferred together as provided in s. 125.25 (2) (b) 4. if the receiving municipality approves the transfer.~~ Transfers shall be made by the issuing authority upon payment of a fee of $10 to the issuing authority ~~and, for transfers as provided in s. 125.25 (2) (b) 4., transfers shall be received and the validity of the transferred licenses recognized by the receiving municipality upon approval of the transfer by the receiving municipality and payment to the receiving municipality of an additional fee of $10 for each transferred license~~. No retail licensee, retail permittee, intoxicating liquor wholesaler or holder of a warehouse or winery permit is entitled to more than one transfer during the license or permit year. This paragraph

does not apply to a license issued under s. 125.51 (4) (v) or to a reserve "Class B" license, as defined in s. 125.51 (4) (a).

SECTION 2604bk. 125.05 (1) (d) of the statutes is amended to read:

125.05 **(1)** (d) *Wholesalers'* ~~*licenses*~~ *permits*. If the election results prohibit the retail sale of fermented malt beverages, the ~~municipality may nevertheless issue wholesalers' licenses to qualified persons on the~~ department shall include as a condition of any wholesaler's permit issued under s. 125.28 for a premises within the municipality that the wholesaler may not sell or deliver fermented malt beverages within the municipality to any person residing therein.

SECTION 2604bL. 125.07 (3) (a) 3. of the statutes is amended to read:

125.07 **(3)** (a) 3. Hotels, drug stores, grocery stores, bowling centers, movie theaters, billiards centers having on the premises 12 or more billiards tables that are not designed for coin operation and that are 8 feet or longer in length, indoor golf simulator facilities, service stations, vessels, cars operated by any railroad, regularly established athletic fields, outdoor volleyball courts that are contiguous to a licensed premises, stadiums, public facilities as defined in s. 125.51 (5) (b) 1. d. which are owned by a county or municipality or centers for the visual or performing arts.

SECTION 2604bm. 125.07 (3) (a) 13. of the statutes is amended to read:

125.07 **(3)** (a) 13. An underage person who enters or remains in a banquet or hospitality room on brewery premises ~~operated under a Class "B" or "Class B" license~~ for the purpose of attending a brewery tour.

SECTION 2604bo. 125.10 (4) of the statutes is amended to read:

125.10 **(4)** REGULATION OF CLOSED RETAIL PREMISES. A municipality may not prohibit the permittee, licensee, employees, salespersons, employees of wholesalers ~~licensed~~ issued a permit under s. 125.28 (1) or 125.54 (1); employees of permittees under s. 125.295 with respect to the permittee's own retail premises; or service personnel from being present on premises operated under a Class "A", "Class A" or "Class C" license or under a Class "B" or "Class B" license or permit during hours when the premises are not open for business if those persons are performing job−related activities.

SECTION 2604bs. 125.25 (1) of the statutes is amended to read:

125.25 **(1)** Every municipal governing body may issue Class "A" licenses for the sale of fermented malt beverages from premises within the municipality. ~~Subject to s. 125.34 (5) and (6), a~~ A Class "A" license authorizes retail sales of fermented malt beverages for consumption off the premises where sold and in original packages, containers, and bottles. A Class "A" license also authorizes the licensee to provide, free of charge, to customers and visitors who have attained the legal drinking age fermented malt beverages taste samples that are not in original packages, containers, or bottles and that do not exceed 3 fluid ounces each, for consumption on the Class "A" premises. No Class "A" licensee may provide more than 2 taste samples per day to any one person. Taste samples may be provided under this subsection only between the hours of 11 a.m. and 7 p.m. Any other provision of this chapter applicable to retail sales of fermented malt beverages by a Class "A" licensee also applies to the provision of taste samples, free of charge, of fermented malt beverages by a Class "A" licensee. A license may be issued after July 1. That license shall expire on the following June 30.

SECTION 2604bu. 125.25 (2) (b) 1. of the statutes is amended to read:

125.25 **(2)** (b) 1. ~~Beginning on May 5, 1994, a~~ A Class "A" license may not be issued to a person holding a wholesaler's ~~license~~ permit issued under s. 125.28 or to a person who has a direct or indirect ownership interest in a premises operating under a wholesaler's ~~license~~ permit issued under s. 125.28.

SECTION 2604db. 125.25 (2) (b) 2., 3. and 4. of the statutes are repealed.

SECTION 2604dd. 125.25 (3) of the statutes is amended to read:

125.25 **(3)** Class "A" licenses shall particularly describe the premises for which issued and are not transferable, except under ~~sub. (2) (b) 4. and~~ s. 125.04 (12). A Class "A" license is subject to revocation for violation of any of the terms or provisions thereof.

SECTION 2604df. 125.26 (1) of the statutes is amended to read:

125.26 **(1)** Every municipal governing body may issue Class "B" licenses for the sale of fermented malt beverages from premises within the municipality and may authorize an official or body of the municipality to issue temporary Class "B" licenses under sub. (6). ~~Subject to s. 125.34 (5) and (6), a~~ A Class "B" license authorizes retail sales of fermented malt beverages to be consumed either on the premises where sold or off the premises. A license may be issued after July 1. That license shall expire on the following June 30. Persons holding a Class "B" license may sell beverages containing less than 0.5% of alcohol by volume without obtaining a license under s. 66.0433 (1).

SECTION 2604dh. 125.26 (2) (b) 1. of the statutes is amended to read:

125.26 **(2)** (b) 1. Except as provided in ~~ss.~~ s. 125.295 ~~and 125.31~~, Class "B" licenses may not be issued to brewers or brewpubs.

SECTION 2604dj. 125.26 (2) (b) 2. a. of the statutes is renumbered 125.26 (2) (b) 2. and amended to read:

125.26 **(2)** (b) 2. ~~Except as provided in s. 125.29, beginning on May 5, 1994, a~~ A Class "B" license may not be issued to a person holding a wholesaler's ~~license~~ per-

mit issued under s. 125.28 or to a person who has a direct or indirect ownership interest in a premises operating under a wholesaler's ~~license~~ permit issued under s. 125.28.

SECTION 2604dm. 125.26 (2) (b) 2. b. and c. of the statutes are repealed.

SECTION 2604do. 125.275 (2) (b) 1. of the statutes is renumbered 125.275 (2) (b) and amended to read:

125.275 **(2)** (b) ~~Beginning on May 5, 1994, an~~ An industrial fermented malt beverages permit may not be issued to a person holding a wholesaler's ~~license~~ permit issued under s. 125.28 or to a person who has a direct or indirect ownership interest in a premises operating under a wholesaler's ~~license~~ permit issued under s. 125.28.

SECTION 2604dp. 125.275 (2) (b) 2. and 3. of the statutes are repealed.

SECTION 2604dq. 125.28 (title) of the statutes is amended to read:

125.28 (title) **Wholesalers' ~~licenses~~ permits.**

SECTION 2604ds. 125.28 (1) of the statutes is amended to read:

125.28 **(1)** (a) Subject to par. (b), ~~every municipal governing body~~ the department may issue ~~licenses~~ permits to wholesalers for the sale of fermented malt beverages from premises within ~~the municipality~~ this state, which premises shall comply with the requirements under s. 125.34 (2). Subject to s. 125.34, and except as provided in pars. (e) and (f), a wholesaler's ~~license~~ permit authorizes sales of fermented malt beverages only in original packages or containers to retailers or wholesalers~~, not to be consumed in or about the wholesaler's premises~~.

(b) If a wholesaler does not maintain any warehouse in this state but is licensed and maintains a warehouse in an adjoining state that allows wholesalers ~~licensed~~ holding a wholesaler's permit in this state to deliver fermented malt beverages to retailers in the adjoining state without warehousing in that state and that further requires that all fermented malt beverages be first unloaded and physically at rest at, and distributed from, the warehouse of the licensed wholesaler in that state, the wholesaler's ~~license~~ permit shall be issued by the ~~governing body of the municipality in which some part of the wholesaler's business is conducted in this state~~ department. Notwithstanding s. 125.04 (5) (a) 2. and (c) and (6), the ~~municipal governing body~~ department may issue the wholesaler's ~~license~~ permit to a wholesaler described in this paragraph who is a natural person and not a resident of this state or that is a corporation or limited liability company and has not appointed an agent in this state.

(c) No additional license or permit is required for the solicitation of orders for sale to or by ~~licensed~~ wholesalers holding a permit under this section.

(d) Wholesalers ~~licensed~~ holding a permit under this section, employees of such wholesalers, and individuals representing such wholesalers may not provide or participate in providing taste samples under ss. 125.25 (1) and 125.33 (12).

SECTION 2604du. 125.28 (1) (e) and (f) of the statutes are created to read:

125.28 **(1)** (e) Notwithstanding ss. 125.04 (9) and 125.09 (1), if a wholesaler was issued a retail license prior to January 1, 2011, then the wholesaler may, under its wholesaler's permit, continue to sell at retail fermented malt beverages to individuals as was permitted under the previously issued retail license.

(f) A wholesaler's permit authorizes the wholesaler to sell or give fermented malt beverages to its employees. Fermented malt beverages may be consumed on a wholesaler's premises at events not open to the general public.

SECTION 2604ed. 125.28 (2) (a) of the statutes is amended to read:

125.28 **(2)** (a) A wholesaler's ~~license~~ permit may be issued to any person qualified under s. 125.04 (5) except a person acting as an agent for, or in the employ of, another person. Notwithstanding s. 125.04 (5) (a) 5., a person is not required to complete a responsible beverage server training course to be qualified for a ~~license~~ permit under this section.

SECTION 2604ef. 125.28 (2) (b) (intro.) of the statutes is amended to read:

125.28 **(2)** (b) (intro.) ~~Except as provided in par. (c) and s. 125.29, beginning on May 5, 1994, a~~ A wholesaler's ~~license~~ permit may not be issued to any of the following:

SECTION 2604eg. 125.28 (2) (b) 1. b. and c. and 2. of the statutes are amended to read:

125.28 **(2)** (b) 1. b. A Class "B" license issued under s. 125.26~~, except as provided in s. 125.29 (4)~~.

c. A Class "B" permit issued under s. 125.27~~, except as provided in s. 125.29 (4)~~.

2. ~~A~~ Except as provided in s. 125.33 (2m), a person who has a direct or indirect ownership interest in a premises operating under one or more of the licenses or permits listed in subd. 1. a. to ~~e.~~ f.

SECTION 2604eh. 125.28 (2) (b) 1. f. of the statutes is created to read:

125.28 **(2)** (b) 1. f. A brewer's permit issued under s. 125.29.

SECTION 2604ej. 125.28 (2) (c) of the statutes is repealed.

SECTION 2604em. 125.28 (2) (d) and (e) of the statutes are created to read:

125.28 **(2)** (d) Notwithstanding par. (b) 1. f. and 2., a wholesaler may not hold any ownership interest in any brewer, except a wholesaler that holds an ownership interest in a brewer on the effective date of this paragraph .... [LRB inserts date], may continue to hold that interest.

(e) 1. Any person holding an unexpired wholesaler's license issued under s. 125.28, 2009 stats., prior to January 1, 2012, shall be treated as holding a valid wholesaler's permit under this section until January 1, 2013. On

January 1, 2013, all wholesaler's licenses issued under s. 125.28, 2009 stats., shall be void.

2. After January 1, 2012, the department shall issue to each person holding an unexpired wholesaler's license issued under s. 125.28, 2009 stats., a wholesaler's permit if the person does not hold a license or permit prohibited under par. (b). The issuance of a wholesaler's permit by the department to any person shall invalidate any previous wholesaler's license issued under s. 125.28, 2009 stats., to the person.

SECTION 2604eo. 125.28 (3) of the statutes is amended to read:

125.28 **(3)** Wholesalers' ~~licenses~~ permits shall particularly describe the premises for which issued and are not transferable, except as provided in ~~ss.~~ s. 125.04 (12) ~~and 125.25 (2) (b) 4~~. A wholesaler's ~~license~~ permit is subject to revocation for violation of any of the terms or provisions thereof.

SECTION 2604eq. 125.28 (4) of the statutes is amended to read:

125.28 **(4)** The amount of the ~~license~~ permit fee shall be ~~determined~~ established by the ~~municipal governing body issuing the license but~~ department and shall be an amount that is sufficient to fund one special agent position dedicated to alcohol and tobacco enforcement at the department, but the permit fee may not exceed ~~$25~~ $2,500 per year or fractional part thereof. All permit fees received under this subsection shall be credited to the appropriation account under s. 20.566 (1) (hd).

SECTION 2604es. 125.28 (5) of the statutes is created to read:

125.28 **(5)** (a) The premises described in a permit issued under this section shall be capable of warehousing fermented malt beverages. Any fermented malt beverages sold by the wholesaler shall be physically unloaded at the premises described in the permit, or at any warehouse premises for which the wholesaler also holds a permit under this section and a permit issued under s. 125.19, prior to being delivered to a retail licensee or to another wholesaler.

(b) A wholesaler under this section shall annually sell and deliver fermented malt beverages to at least 25 retail licensees or other wholesalers that do not have any direct or indirect interest in each other or in the wholesaler. The department may not issue a permit under this section unless the applicant represents to the department an intention to satisfy this requirement, and may not renew a permit issued under this section unless the wholesaler demonstrates that this requirement has been satisfied.

(c) No fermented malt beverages retail licensee or wholesaler may receive a benefit from a violation under par. (a) or (b) with knowledge of the circumstances giving rise to the violation.

(d) 1. A wholesaler that violates this subsection shall be fined not more than $10,000. In addition, a court shall order the wholesaler to forfeit an amount equal to any profit gained by the wholesaler or retail licensee that violates par. (c), or by both, resulting from the violation, and the court shall further order that the wholesaler's permit be revoked.

2. A court shall order a retail licensee or wholesaler that violates this subsection to forfeit an amount equal to any profit gained by the retail licensee or wholesaler resulting from the violation, and the court shall further order that the retail license or wholesaler's permit be revoked.

3. This paragraph shall not affect the authority of any municipality or the department to revoke, suspend, or refuse to renew or issue a license or permit under s. 125.12.

(e) The department shall promulgate rules to administer and enforce the requirements under this subsection. The rules shall ensure coordination between the department's issuance and renewal of permits under this section and its enforcement of the requirements of this subsection, and shall require that all applications for issuance or renewal of permits under this section be processed by department personnel generally familiar with activities of fermented malt beverages wholesalers. The department shall establish by rule minimum requirements for warehouse facilities on premises described in permits issued under this section and for periodic site inspections by the department of such warehouse facilities.

SECTION 2604eu. 125.29 (1) of the statutes is amended to read:

125.29 **(1)** PERMIT. No person may operate as a brewer unless that person obtains a permit from the department. ~~Each wholesaler required to register under s. 139.09 shall obtain a permit under this subsection.~~ A permit under this section may only be issued to a person who holds a valid certificate issued under s. 73.03 (50).

SECTION 2604fc. 125.29 (2) (title) of the statutes is repealed and recreated to read:

125.29 **(2)** (title) INTEREST RESTRICTIONS.

SECTION 2604fe. 125.29 (2) of the statutes is renumbered 125.29 (2) (a) and amended to read:

125.29 **(2)** (a) ~~Except as provided in s. 125.31, no~~ No person holding a Class "A" license, Class "B" license or permit, or wholesaler's permit issued under this chapter may register as a brewer.

SECTION 2604fg. 125.29 (2) (b) of the statutes is created to read:

125.29 **(2)** (b) 1. Except as provided in subd. 2. or 3., no brewer may hold any ownership interest in any wholesaler.

2. A brewer may hold an ownership interest of less than 50 percent in a wholesaler if this ownership interest will not occur for more than 3 years.

3. If a wholesaler that has been granted distribution rights by a brewer for a brand in a designated sales territory is unable to service the designated sales territory for any reason, including the discontinuation of the whole-

saler's distribution rights, bankruptcy, or criminal prosecution of the wholesaler in connection with operation of the wholesaler, and the reason is not the result of an action by the brewer, then a brewer shall be allowed, for a period of not more than one year, to take temporary control and operation of the wholesaler.

SECTION 2604fi. 125.29 (3) of the statutes is repealed and recreated to read:

125.29 **(3)** AUTHORIZED ACTIVITIES. The department shall issue brewer's permits to eligible applicants authorizing all of the following:

(a) The manufacture of fermented malt beverages on the brewery premises.

(b) The bottling, packaging, possession, and storage of fermented malt beverages on the brewery premises.

(c) The transportation of fermented malt beverages between the brewery premises and any depot or warehouse maintained by the brewer.

(d) The sale, shipment, transportation, and delivery, in original unopened packages or containers, to wholesalers, from the brewery premises, of fermented malt beverages that have been manufactured by the brewer on those premises or on other premises of the brewer.

(e) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale of fermented malt beverages that have been manufactured on the brewery premises or on other premises of the brewer for on−premise consumption by individuals at the brewery premises or an off−site retail outlet established by the brewer.

(f) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale to individuals of fermented malt beverages, in original unopened packages or containers, that have been manufactured on the brewery premises or on other premises of the brewer for off−premise consumption by individuals, if the sale occurs at the brewery premises or at an off−site retail outlet established by the brewer.

(g) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale of fermented malt beverages, for on−premise consumption or for off−premise consumption in original unopened packages or containers, that have been manufactured on another brewery premises in this state if the fermented malt beverages have been purchased by the brewer from a wholesaler holding a permit under s. 125.28 or from another brewery located in this state that manufactures 300,000 or less barrels of beer in a calendar year.

(h) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale of intoxicating liquor, for on−premise consumption by individuals at the brewery premises or an off−site retail outlet established by the brewer, if the brewer held, on June 1, 2011, a license or permit authorizing the retail sale of intoxicating liquor and if the intoxicating liquor has been purchased by the brewer from a wholesaler holding a permit under s. 125.54.

(i) The provision of free taste samples on the brewery premises, at an off−site retail outlet established by the brewer, or as authorized under s. 125.33 (12).

(j) The ownership, maintenance, or operation of places for the sale of fermented malt beverages at the state fair park or on any county fairgrounds located in this state.

SECTION 2604fk. 125.29 (3m) of the statutes is created to read:

125.29 **(3m)** SALES TO RETAILERS. (a) Except as provided in pars. (b) and (c), no brewer may sell fermented malt beverages to a retail licensee.

(b) A brewer that manufactures 300,000 or less barrels of fermented malt beverages in a calendar year from all locations may sell, ship, transport and deliver to retailers, from the brewery premises, fermented malt beverages, in original unopened packages or containers, that have been manufactured on the brewery premises, if the brewer complies with the requirements in ss. 125.33 and 125.34, as applicable, to the same extent as if the brewer were a wholesaler.

(c) If a wholesaler that has been granted distribution rights by a brewer for a brand in a designated sales territory is unable to service the designated sale territory for any reason, including the discontinuation of the wholesaler's distribution rights, bankruptcy, or criminal prosecution of the wholesaler in connection with operation of the wholesaler, and the reason is not the result of an action by the brewer, then a brewer shall be allowed, for a period of not more than one year, to sell or ship any brand of fermented malt beverages to retailers located in the wholesaler's designated sales territory.

SECTION 2604fm. 125.29 (4) of the statutes is repealed.

SECTION 2604fo. 125.29 (6) of the statutes is repealed and recreated to read:

125.29 **(6)** RESTAURANTS. A brewer may operate a restaurant on the brewery premises and at an off−site retail outlet established by the brewer. A brewer may not hold a restaurant permit for the operation of a restaurant at any other location except that a brewer may possess or hold an indirect interest in a Class "B" license for not more than 20 restaurants in each of which the sale of alcohol beverages accounts for less than 60 percent of the restaurant's gross receipts if no fermented malt beverages manufactured by the brewer are offered for sale in any of these restaurants.

SECTION 2604fq. 125.295 (2) (a) 6. c. of the statutes is amended to read:

125.295 **(2)** (a) 6. c. A wholesaler's ~~license~~ permit issued under s. 125.28.

SECTION 2604fs. 125.30 (1) of the statutes is amended to read:

125.30 **(1)** The department shall issue out−of−state shippers' permits which, except as provided in ~~s. 125.34 (6) (c)~~ sub. (4), authorize the permittee to ship fermented malt beverages only to holders of a wholesaler's ~~license~~ permit issued under s. 125.28. Except with respect to any shipment from a warehouse in an adjoining state by a wholesaler issued a wholesale ~~license~~ permit under s. 125.28 (1) (b), no person may receive fermented malt beverages in this state which have been directly shipped from outside this state by any person other than the holder of a permit issued under this section. Subject to s. 125.34 (2) ~~and (6) (c)~~, all shipments of fermented malt beverages to a wholesaler of fermented malt beverages in this state, whether shipped to the wholesaler from inside this state or from outside this state, shall be unloaded in, physically at rest in, and only then distributed from the wholesaler's warehouse in this state.

SECTION 2604fu. 125.30 (3) of the statutes is amended to read:

125.30 **(3)** Out−of−state shippers' permits may be issued only to a person who holds a valid certificate issued under s. 73.03 (50) ~~and~~, who is qualified under s. 125.04 (5), who does not maintain an office or street address in this state, and who is the primary source of supply for the brand of fermented malt beverages. An out−of−state shipper's permit may not be issued to a person determined by the department to be primarily engaged in wholesale or retail sales in another state. Notwithstanding s. 125.04 (5) (a), natural persons obtaining out−of−state shippers' permits are not required to be residents of this state. Notwithstanding s. 125.04 (5) (a) 5., a person is not required to complete a responsible beverage server training course to be qualified for a permit under this section. Notwithstanding s. 125.04 (6), corporations or limited liability companies obtaining out−of−state shippers' permits are not required to appoint agents.

SECTION 2604gd. 125.30 (4) of the statutes is created to read:

125.30 **(4)** An out−of−state brewer that manufactures 300,000 barrels or less of fermented malt beverages in a calendar year from all locations and that holds an out−of−state shipper's permit may sell and ship fermented malt beverages directly to retail licensees if the out−of−state brewer registers with the department, files whatever periodic reports with the department as the department may require, and complies with the requirements in ss. 125.33 and 125.34, as applicable, to the same extent as if the out−of−state brewer were a wholesaler holding a permit under s. 125.28.

SECTION 2604ge. 125.31 of the statutes is repealed.

SECTION 2604gfe. 125.32 (3) (c) of the statutes is amended to read:

125.32 **(3)** (c) Hotels and restaurants the principal business of which is the furnishing of food and lodging to patrons, bowling centers, movie theaters, indoor horseshoe−pitching facilities, curling clubs, golf courses and golf clubhouses may remain open for the conduct of their regular business but may not sell fermented malt beverages during the hours specified in par. (a).

SECTION 2604gfg. 125.32 (3m) (h) of the statutes is created to read:

125.32 **(3m)** (h) A movie theater.

SECTION 2604gg. 125.33 (1) (a) of the statutes is amended to read:

125.33 **(1)** (a) Except as provided in this section and ~~ss.~~ s. 125.295 ~~and 125.31~~, no brewer, brewpub, or wholesaler may furnish, give, lend, lease, or sell any furniture, fixtures, fittings, equipment, money, or other thing of value to any campus or Class "B" licensee or permittee, or to any person for the use, benefit, or relief of any campus or Class "B" licensee or permittee, or guarantee the repayment of any loan or the fulfillment of any financial obligation of any campus or Class "B" licensee or permittee. Such actions may not be taken by the brewer, brewpub, or wholesaler directly or indirectly, or through a subsidiary or affiliate corporation or limited liability company, or by any officer, director, stockholder, partner, or member thereof.

SECTION 2604gk. 125.33 (7) (a) 1. a. of the statutes is amended to read:

125.33 **(7)** (a) 1. a. Receive, purchase, or acquire fermented malt beverages from any ~~licensee, or~~ wholesale permittee or from any brewpub acting under authority of s. 125.295 (1) (g), except for cash or credit for a period of not more than 15 days.

SECTION 2604gm. 125.33 (7) (a) 1. b. of the statutes is amended to read:

125.33 **(7)** (a) 1. b. Receive, purchase, or acquire fermented malt beverages from any ~~licensee or~~ wholesale permittee, or from any brewpub acting under authority of s. 125.295 (1) (g), if at the time of the receipt, purchase, or acquisition he or she is indebted to any ~~licensee,~~ wholesale permittee~~,~~ or brewpub for fermented malt beverages received, purchased, acquired, or delivered more than 15 days earlier.

SECTION 2604go. 125.33 (7) (c) of the statutes is amended to read:

125.33 **(7)** (c) ~~*Wholesalers and brewpubs holding retail licenses and permits*~~ *Brewpubs*. ~~For purposes of this subsection, a person holding both a fermented malt beverage wholesale license and a fermented malt beverage retail license is deemed a fermented malt beverage retailer.~~ For purposes of this subsection, a brewpub, when acting under authority of a retail license with respect to fermented malt beverages not manufactured by the brewpub, is deemed a fermented malt beverages retailer. This paragraph does not affect any provision of this subsection with respect to a brewpub acting under authority of s. 125.295 (1) (g).

SECTION 2604gq. 125.33 (9) of the statutes is amended to read:

125.33 **(9)** CAMPUSES AND RETAILERS TO PURCHASE FROM WHOLESALERS. Except as provided in ~~s.~~ ss. 125.29 (3m) (b) and (c), 125.295 (1) (g), and 125.30 (4), no campus or retail licensee or permittee may purchase or possess fermented malt beverages purchased from any person other than a wholesaler holding a ~~license~~ permit under this chapter for the sale of fermented malt beverages. Any person who violates this subsection may be fined not more than $10,000 or imprisoned for not more than 9 months or both.

SECTION 2604gs. 125.33 (10) (a) 3. of the statutes is amended to read:

125.33 **(10)** (a) 3. "Successor wholesaler" means any wholesaler who enters into an agreement, whether oral or written, to obtain a supply of a brand of fermented malt beverages that is a discontinued brand, or otherwise acquires the right to act as a wholesaler for a discontinued brand, from a brewer, brewpub, brewer's agent, brewpub's agent, or holder of an out−of−state shipper's permit ~~after the brewer, brewpub, brewer's agent, brewpub's agent, or holder of an out−of−state shipper's permit has terminated, cancelled, or failed to renew an agreement, whether oral or written, with a terminated wholesaler to supply that same brand of fermented malt beverages~~ for purposes of selling the discontinued brand in a specifically defined territory, if the discontinued brand was sold by a terminated wholesaler in any portion of this same territory at a time immediately before the brand of fermented malt beverages became a discontinued brand.

SECTION 2604gu. 125.33 (11) of the statutes is amended to read:

125.33 **(11)** SOURCE OF FERMENTED MALT BEVERAGES. (a) Subject to s. 125.34 (3), no wholesaler ~~who holds a retail license issued under this chapter~~ authorized to make retail sales under s. 125.28 (1) (e) may sell a brand of fermented malt beverages to ~~another~~ a retail licensee unless the wholesaler has an agreement for general wholesale distribution of that brand of fermented malt beverages with the brewer, brewpub, brewer's agent, brewpub's agent, or holder of an out−of−state shipper's permit supplying that brand.

(b) If a wholesaler ~~who holds a retail license issued under this chapter~~ violates par. (a), any other wholesaler aggrieved by such violation or the brewer or brewpub may bring an action against such wholesaler in any court of competent jurisdiction for damages sustained by the aggrieved wholesaler or the brewer or brewpub as a consequence of the violation, together with the actual costs of the action. Notwithstanding s. 814.04 (1), a wholesaler or the brewer or brewpub who prevails in an action under this paragraph may recover reasonable actual attorney fees incurred in the action.

SECTION 2604hc. 125.33 (12) of the statutes is amended to read:

125.33 **(12)** PROVIDING TASTE SAMPLES ON CLASS "A" PREMISES. Notwithstanding s. 125.34 (6) ~~(a)~~, with the consent of the Class "A" licensee, a brewer may provide, free of charge, on Class "A" premises, taste samples of fermented malt beverages to any person who has attained the legal drinking age for consumption on the premises during hours in which the Class "A" licensee is authorized under s. 125.25 (1) to provide taste samples or, if more restrictive, only during hours established by ordinance by a municipality under s. 125.32 (3) (d). The provision of taste samples under this subsection shall be subject to the same limitations that apply to taste samples provided by a Class "A" licensee under s. 125.25 (1). No brewer may provide as taste samples under this subsection any fermented malt beverages that the brewer did not purchase from the Class "A" licensee on whose premises the taste samples are provided. A brewer may provide taste samples under this subsection through an individual representing the brewer who is hired by the brewer and who is not employed by or an agent of a wholesaler ~~other than, if the brewer holds a wholesale license, the brewer~~. All provisions of this subsection that apply to a brewer apply equally to any individual representing a brewer.

SECTION 2604he. 125.33 (13) of the statutes is created to read:

125.33 **(13)** WHOLESALERS' SOURCE OF SUPPLY. No wholesaler may purchase fermented malt beverages for resale unless the wholesaler purchases them either from the primary source of supply for the brand of fermented malt beverages sought to be sold or from a wholesaler within this state that holds a permit issued under s. 125.28. No wholesaler may sell fermented malt beverages purchased by the wholesaler to any other licensee or permittee under this chapter if the fermented malt beverages have not been purchased by the wholesaler from the primary source of supply or from a wholesaler within the state holding a permit issued under s. 125.28.

SECTION 2604hg. 125.34 (1) (g) of the statutes is amended to read:

125.34 **(1)** (g) "Wholesaler" means a ~~licensee~~ permittee under s. 125.28 ~~and includes a brewer or out−of−state shipper that holds a wholesaler's license under s. 125.28~~.

SECTION 2604hk. 125.34 (2) (a) of the statutes is renumbered 125.34 (2) and amended to read:

125.34 **(2)** Except as provided in ~~sub. (6) (b) and s.~~ ss. 125.29 (3m) (b) and (c), 125.295 (1) (e) and (g), and 125.30 (4), no fermented malt beverages may be sold, transported, or delivered to a retailer unless, prior to such sale, transport, or delivery, the fermented malt beverages are first unloaded at, physically at rest at, and only then distributed from a wholesaler's warehouse premises covered by both a wholesaler's ~~license~~ permit issued under s. 125.28 and an alcohol beverage warehouse permit issued under s. 125.19, which premises shall be in this state ~~and shall be a physically separate location from any retail premises or brewery premises~~. This paragraph does not apply to a wholesaler issued a wholesaler's

~~license~~ permit under s. 125.28 (1) (b) with respect to fermented malt beverages transported and delivered from a warehouse in an adjoining state unless the wholesaler's warehouse in the adjoining state is located on premises in the adjoining state used for the manufacture of fermented malt beverages.

SECTION 2604hm. 125.34 (2) (bg), (bm) and (c) of the statutes are repealed.

SECTION 2604ho. 125.34 (3) (a) 1. of the statutes is amended to read:

125.34 **(3)** (a) 1. ~~Subject to subd. 3., a~~ A wholesaler may not sell, transport, or deliver any brand of fermented malt beverages unless the wholesaler has entered into a written agreement with the brewer, brewpub, or out−of−state shipper supplying the brand that grants to the wholesaler distribution rights for the brand and identifies the designated sales territory for which such distribution rights are granted, including the precise geographical area comprising the designated sales territory.

SECTION 2604hq. 125.34 (3) (a) 3. of the statutes is repealed.

SECTION 2604hs. 125.34 (4) (a) of the statutes is amended to read:

125.34 **(4)** (a) Any retailer located outside the wholesaler's designated sales territory for the brand. This paragraph does not apply if another wholesaler that has been granted distribution rights for the brand in the designated sales territory where the sale, transportation, or delivery occurs is unable to service this designated sales territory and the brewer, brewpub, or out−of−state shipper granting distribution rights has, notwithstanding sub. (3) (a), given consent for the sale, transportation, or delivery, which consent shall be limited to the time period that another wholesaler is unable to service this designated sales territory. ~~This paragraph does not apply if the wholesaler is also a brewer and another wholesaler to whom this brewer has granted distribution rights for the brand in the designated sales territory where the sale, transportation, or delivery occurs has, notwithstanding sub. (3) (a), given consent for the sale, transportation, or delivery or refused to service this territory.~~

SECTION 2604jc. 125.34 (5) of the statutes is amended to read:

125.34 **(5)** Except as provided in ~~sub. (6) (b) and s.~~ ss. 125.29 (3m) (b) and (c), 125.295 (1) (e) and (g), and 125.30 (4), deliveries of fermented malt beverages to retailers may be made only by wholesalers and shall be made to retailers only at their retail premises. No retailer may transport fermented malt beverages from one retail premises to another retail premises for purposes of selling the fermented malt beverages at the other retail premises unless both retail premises are operated by a ~~brewer or~~ brewpub holding the retail licenses.

SECTION 2604je. 125.34 (6) (a) of the statutes is renumbered 125.34 (6) and amended to read:

125.34 **(6)** Except as provided in ~~pars. (b) and (c) and ss. 125.06 (1) and 125.31 (1) and (3)~~ ss. 125.29 (3), (3m) (b) and (c) and 125.30 (4), a brewer or out−of−state shipper may sell, transport, and deliver fermented malt beverages only to a wholesaler~~, which may be the brewer or out−of−state shipper itself if, in its activities as a wholesaler, it complies with the requirements under subs. (2) to (5)~~.

SECTION 2604jg. 125.34 (6) (b) of the statutes is repealed.

SECTION 2604ji. 125.34 (6) (c) of the statutes is repealed.

SECTION 2604k. 125.68 (4) (c) 4. of the statutes is amended to read:

125.68 **(4)** (c) 4. Hotels and restaurants the principal business of which is the furnishing of food, drinks or lodging to patrons, bowling centers, movie theaters, indoor horseshoe−pitching facilities, curling clubs, golf courses and golf clubhouses may remain open for the conduct of their regular business but may not sell intoxicating liquor during the closing hours under subd. 1. or, with respect to the sale of intoxicating liquor authorized under s. 125.51 (3r) (a), under subd. 3.

SECTION 2605. 132.001 (1m) of the statutes is created to read:

132.001 **(1m)** "Department" means the department of financial institutions.

SECTION 2606. 132.01 (1) of the statutes is amended to read:

132.01 **(1)** Any person, firm, partnership, corporation, association, or union of workingmen, which has heretofore adopted or used or shall hereafter adopt or use any mark for the purpose of designating, making known, or distinguishing any goods, wares, merchandise, service, business, or other product of labor or manufacture as having been made, manufactured, produced, prepared, packed, or put on sale by such person, firm, partnership, corporation, association, or union of workingmen, or by a member or members thereof, he, she, or they, if residents of this or any other state of the United States, and such foreign corporations as may have been duly licensed to transact business in the state of Wisconsin, may file an original, a copy, or photographs, or cuts with specifications of the same for record ~~in the office of the secretary of state~~ with the department, by leaving 2 such originals, copies, photographs, or cuts with specifications, the same being counterparts, facsimiles, or drawings thereof, with ~~said secretary~~ the department and by filing therewith a sworn statement, in such form as may be prescribed by the ~~secretary of state~~ department, specifying the name of the person, firm, partnership, corporation, association, or union of workingmen, on whose behalf such mark is to be filed, the class of merchandise and a separate description of the goods to which the same has been or is intended to be appropriated, the residence, location, or

place of business of such party, that the party, on whose behalf such mark is to be filed, has the right to the use of the same, and that no other person, or persons, firm, partnership, corporation, association, or union of workingmen has such right either in the identical form or in any such near resemblance thereto as may be calculated to deceive, and that the originals, copies, photographs, or cuts, counterparts, facsimiles, or drawings filed therewith are correct.

SECTION 2607. 132.01 (3) of the statutes is amended to read:

132.01 **(3)** For an original or renewal registration, or the recording of an assignment, there shall be paid to the ~~secretary of state~~ department the fee of $15.

SECTION 2608. 132.01 (5) of the statutes is amended to read:

132.01 **(5)** The ~~secretary of state~~ department may not register any mark which consists of or comprises a replica or simulation of the flag, coat of arms, or insignia of the United States of America, or of any state or municipality or any foreign nation.

SECTION 2609. 132.01 (6) of the statutes is amended to read:

132.01 **(6)** (a) A registration recorded or renewed under this section or s. 132.04 or 132.11 before May 1, 1990, is effective for 20 years. A registration may be renewed on or after May 1, 1990, for 10−year periods upon application to the ~~secretary of state~~ department and payment of the same fee required for a registration. Application for renewal shall be made within 6 months before the expiration of the 20−year registration period or 10−year renewal period specified in this paragraph.

(b) A registration recorded under this section or s. 132.04 or 132.11 on or after May 1, 1990, is effective for 10 years. A registration may be renewed for 10−year periods upon application to the ~~secretary of state~~ department and payment of the same fee required for a registration. Application for renewal shall be made within 6 months before the expiration of the 10−year period specified in this paragraph.

SECTION 2610. 132.01 (7) (intro.) of the statutes is amended to read:

132.01 **(7)** (intro.) The ~~secretary of state~~ department shall do all of the following:

SECTION 2611. 132.01 (7) (b) of the statutes is amended to read:

132.01 **(7)** (b) Cancel from his or her register a registration of a mark under this section upon the request of the registrant of the mark. The ~~secretary of state~~ department may not charge a fee for canceling a registration under this paragraph.

SECTION 2612. 132.01 (8) of the statutes is amended to read:

132.01 **(8)** Any person, firm, partnership, corporation, association or union who claims a right to the use of subject matter conflicting with any registration by another may bring action against such other in the circuit court for the county in which such other resides, or in the circuit court for Dane County, and in any such action the right to the use and registration of such subject matter shall be determined as between the parties, and registration shall be granted or withheld or canceled by the ~~secretary of state~~ department in accordance with the final judgment in any such action. Nonuser for a period of at least 2 years continuing to the date of commencement of any action in which abandonment is in issue shall be prima facie evidence of abandonment to the extent of such nonuser.

SECTION 2613. 132.01 (9) of the statutes is amended to read:

132.01 **(9)** Title to any registration hereunder shall pass to any person, firm or corporation succeeding to the registrant's business to which such registration pertains. Written assignments of any such registration from a registrant to such a successor may be filed with and shall be recorded by the ~~secretary of state~~ department upon payment of the fee specified in sub. (3). When such assignment is recorded, a new registration shall be entered in the name of the assignee, and on such registration and any subsequent certificates or registration of an assigned registration the ~~secretary of state~~ department shall show the previous ownership and dates of assignment thereof.

SECTION 2614. 132.031 of the statutes is amended to read:

132.031 Certificate; evidence. The ~~secretary of state~~ department shall deliver to the person, corporation, association or union so filing or causing to be filed any such mark, or any assignment of such subject matter previously registered, or to any person, corporation, association or union renewing a registration, as many duly attested certificates of the registration or renewal of the same as may be desired. Any such certificate shall, in all suits and prosecutions arising out of or depending upon any rights claimed under such mark, be prima facie evidence of the adoption thereof and of the facts prerequisite to registrations thereof as required by s. 132.01.

SECTION 2615. 132.04 (1) of the statutes is amended to read:

132.04 **(1)** Any person who is the owner of cans, tubs, firkins, boxes, bottles, casks, barrels, kegs, cartons, tanks, fountains, vessels or containers with his or her names, brands, designs, trademarks, devices or other marks of ownership stamped, impressed, labeled, blown in or otherwise marked thereon, may file with the ~~secretary of state~~ department and record with the register of deeds of any county in which the person has his or her principal place of business, a written statement or description verified by affidavit of the owner or his or her agent, of the names, brands, designs, trademarks, devices or other marks of ownership used by him or her, and of the articles upon which they are used, or if the principal place of business is outside the state, then a written state-

ment or verified description may be recorded with the register of deeds of any county. The statement shall be published as a class 3 notice, under ch. 985, in the county, and a copy of the publication, proved as provided in s. 985.12, shall also be filed with the ~~secretary of state~~ department and recorded with the register of deeds.

SECTION 2616. 132.04 (2) of the statutes is amended to read:

132.04 **(2)** All such written statements or descriptions and all such certificates of publication so filed or recorded shall be subject at all reasonable hours to public inspection. The ~~secretary of state~~ department and the register of deeds shall deliver to all applicants certified copies of all such written statements or descriptions or names, brands, designs, trademarks, devices, or other marks of ownership and of all certificates of publication filed or recorded with them and such certified copies shall be admissible in evidence in all prosecutions under ss. 132.04 to 132.08, and shall be prima facie evidence that this section has been complied with, and of the title of the owner named therein to the property upon which the name, brand, design, trademark, device, or other marks of ownership of the owner appear as described therein.

SECTION 2617. 132.04 (3) of the statutes is amended to read:

132.04 **(3)** The ~~secretary of state~~ department shall receive a fee of $15 and the register of deeds shall receive the fee specified in s. 59.43 (2) (ag) or (e) for each statement and certificate of publication filed or recorded and shall also receive the fee specified in s. 59.43 (2) (b) for each certified copy of such statement and certificate of publication, to be paid for by the person filing, recording or applying for the same.

SECTION 2618. 132.04 (4) of the statutes is amended to read:

132.04 **(4)** (a) The ~~secretary of state~~ department and register of deeds shall cancel a statement or description under this section upon the request of the person named in the records of the ~~secretary of state~~ department or register of deeds as the owner of marks of ownership described in the statement or description.

(b) The ~~secretary of state~~ department and register of deeds may not charge a fee for canceling a statement or description under par. (a).

SECTION 2619. 132.11 (1) (intro.) of the statutes is amended to read:

132.11 **(1)** (intro.) The ~~secretary of state~~ department shall do all of the following:

SECTION 2620. 132.11 (1) (c) of the statutes is amended to read:

132.11 **(1)** (c) Cancel the description of a name, brand or trademark recorded under par. (a) upon the request of the person, firm or corporation named in the records of the ~~secretary of state~~ department as the owner of the name, brand or trademark. The ~~secretary of state~~ department may not charge a fee for canceling a description under this paragraph.

SECTION 2621. 132.16 (1m) of the statutes is amended to read:

132.16 **(1m)** Any organization may register~~, in the office of the secretary of state,~~ with the department a facsimile, duplicate, or description of any of the organization's identifying information and may, by reregistration, alter or cancel the organization's identifying information.

SECTION 2622. 132.16 (2) of the statutes is amended to read:

132.16 **(2)** Application for registration or reregistration under sub. (1m) shall be made by the organization's chief officer or officers upon forms provided by the ~~secretary of state~~ department. The registration shall be for the use, benefit, and on behalf of the organization and the organization's current and future individual members throughout this state.

SECTION 2623. 132.16 (3) of the statutes is amended to read:

132.16 **(3)** The ~~secretary of state~~ department shall keep a properly indexed file of all registrations under this section, which shall also show any alterations or cancelations by reregistration.

SECTION 2624. 132.16 (5) of the statutes is amended to read:

132.16 **(5)** Upon granting registration under this section, the ~~secretary of state~~ department shall issue ~~his or her~~ a certificate to the petitioners, setting forth the fact of the registration.

SECTION 2625. 132.16 (6) of the statutes is amended to read:

132.16 **(6)** The fees of the ~~secretary of state~~ department for registration or reregistration under this section, searches made by the ~~secretary of state~~ department, and certificates issued by the ~~secretary of state~~ department under this section, shall be the same as provided by law for similar services. The fees collected under this section shall be paid by the ~~secretary of state~~ department into the state treasury.

SECTION 2626. 137.01 (1) (a) of the statutes is amended to read:

137.01 **(1)** (a) The governor shall appoint notaries public who shall be United States residents and at least 18 years of age. Applicants who are not attorneys shall file an application with the ~~secretary of state~~ department of financial institutions and pay a $20 fee.

SECTION 2627. 137.01 (1) (b) of the statutes is amended to read:

137.01 **(1)** (b) The secretary of ~~state~~ financial institutions shall satisfy himself or herself that the applicant has the equivalent of an 8th grade education, is familiar with the duties and responsibilities of a notary public and, subject to ss. 111.321, 111.322 and 111.335, does not have an arrest or conviction record.

SECTION 2628. 137.01 (1) (d) of the statutes is amended to read:

137.01 **(1)** (d) Qualified applicants shall be notified by the ~~secretary of state~~ department of financial institutions to take and file the official oath and execute and file an official bond in the sum of $500, with a surety executed by a surety company and approved by the secretary of ~~state~~ financial institutions.

SECTION 2629. 137.01 (1) (e) of the statutes is amended to read:

137.01 **(1)** (e) The qualified applicant shall file his or her signature, post−office address and an impression of his or her official seal, or imprint of his or her official rubber stamp with the ~~secretary of state~~ department of financial institutions.

SECTION 2630. 137.01 (1) (g) of the statutes is amended to read:

137.01 **(1)** (g) At least 30 days before the expiration of a commission the ~~secretary of state~~ department of financial institutions shall mail notice of the expiration date to the holder of a commission.

SECTION 2631. 137.01 (2) (a) of the statutes is amended to read:

137.01 **(2)** (a) Except as provided in par. (am), any United States resident who is licensed to practice law in this state is entitled to a permanent commission as a notary public upon application to the ~~secretary of state~~ department of financial institutions and payment of a $50 fee. The application shall include a certificate of good standing from the supreme court, the signature and post−office address of the applicant and an impression of the applicant's official seal, or imprint of the applicant's official rubber stamp.

SECTION 2632. 137.01 (2) (am) of the statutes is amended to read:

137.01 **(2)** (am) If a United States resident has his or her license to practice law in this state suspended or revoked, upon reinstatement of his or her license to practice law in this state, the person may be entitled to receive a certificate of appointment as a notary public for a term of 4 years. An eligible notary appointed under this paragraph is entitled to reappointment for 4−year increments. At least 30 days before the expiration of a commission under this paragraph the ~~secretary of state~~ department of financial institutions shall mail notice of the expiration date to the holder of the commission.

SECTION 2633. 137.01 (2) (b) of the statutes is amended to read:

137.01 **(2)** (b) The secretary of ~~state~~ financial institutions shall issue a certificate of appointment as a notary public to persons who qualify under the requirements of this subsection. The certificate shall state that the notary commission is permanent or is for 4 years.

SECTION 2634. 137.01 (2) (c) of the statutes is amended to read:

137.01 **(2)** (c) The supreme court shall file with the ~~secretary of state~~ department of financial institutions notice of the surrender, suspension or revocation of the license to practice law of any attorney who holds a permanent commission as a notary public. Such notice shall be deemed a revocation of said commission.

SECTION 2635. 137.01 (6) (a) of the statutes is amended to read:

137.01 **(6)** (a) The secretary of ~~state~~ financial institutions may certify to the official qualifications of any notary public and to the genuineness of the notary public's signature and seal or rubber stamp.

SECTION 2636. 137.01 (6m) of the statutes is amended to read:

137.01 **(6m)** CHANGE OF RESIDENCE. A notary public does not vacate his or her office by reason of his or her change of residence within the United States. Written notice of any change of address shall be given to the ~~secretary of state~~ department of financial institutions within 10 days of the change.

SECTION 2637. 137.01 (7) of the statutes is amended to read:

137.01 **(7)** OFFICIAL RECORDS TO BE FILED. When any notary public ceases to hold office, the notary public, or in case of the notary public's death the notary public's personal representative, shall deposit the notary public's official records and papers ~~in the office of the secretary of state~~ with the department of financial institutions. If the notary or personal representative, after the records and papers come to his or her hands, neglects for 3 months to deposit them, he or she shall forfeit not less than $50 nor more than $500. If any person knowingly destroys, defaces, or conceals any records or papers of any notary public, the person shall forfeit not less than $50 nor more than $500, and shall be liable for all damages resulting to the party injured. The ~~secretary of state~~ department of financial institutions shall receive and safely keep all such papers and records.

SECTION 2637b. 138.045 of the statutes is created to read:

138.045 Method of calculating interest. Interest on any note, bond, or other instrument computed on the declining unpaid principal balance from time to time outstanding may be computed and charged on actual unpaid balances at 1/360 of the annual rate for the actual number of days outstanding if the use of this calculation method is disclosed in the note, bond, or other instrument. This section does not apply to pawnbrokers' loans under s. 138.10.

SECTION 2637d. 138.09 (1a) (a) of the statutes is amended to read:

138.09 **(1a)** (a) Banks, savings banks, savings and loan associations, trust companies, credit unions, or any of their affiliates.

SECTION 2637gc. 138.14 (1) (bd) of the statutes is created to read:

138.14 **(1)** (bd) "Consumer report" has the meaning given in 15 USC 1681a (d).

SECTION 2637gd. 138.14 (1) (be) of the statutes is created to read:

138.14 **(1)** (be) "Consumer reporting agency" has the meaning given in 15 USC 1681a (f).

SECTION 2637gf. 138.14 (1) (k) 1. of the statutes is amended to read:

138.14 **(1)** (k) 1. A transaction between an individual with an account at a financial establishment and another person, including a person who is not physically located in this state, in which the person agrees to accept from the individual one or more checks, to hold the check or checks for a period of time before negotiating or presenting the check or checks for payment, and to loan to the individual, for a term of 90 days or less, before negotiating or presenting the check or checks for payment, an amount that is agreed to by the individual.

SECTION 2637gg. 138.14 (1) (k) 2. of the statutes is amended to read:

138.14 **(1)** (k) 2. A transaction between an individual with an account at a financial establishment and another person, including a person who is not physically located in this state, in which the person agrees to accept the individual's authorization to initiate one or more electronic fund transfers from the account, to wait a period of time before initiating the electronic fund transfer or transfers, and to loan to the individual, for a term of 90 days or less, before initiating the electronic fund transfer or transfers, an amount that is agreed to by the individual.

SECTION 2637gi. 138.14 (3) of the statutes is amended to read:

138.14 **(3)** EXEMPTIONS. This section does not apply to banks, savings banks, savings and loan associations, trust companies, credit unions, or any of their affiliates.

SECTION 2637gk. 138.14 (7) (e) 6. of the statutes is amended to read:

138.14 **(7)** (e) 6. The number of payday loans made during the preceding year that resulted in repayment under sub. (11g) (a).

SECTION 2637gm. 138.14 (9g) (a) 6. of the statutes is amended to read:

138.14 **(9g)** (a) 6. Disclose to the applicant the payment requirements that may apply under sub. (11g) (a) if the loan is not paid in full at the end of the loan term.

SECTION 2637go. 138.14 (9m) of the statutes is created to read:

138.14 **(9m)** INCOME VERIFICATION. Before entering into a payday loan with an applicant that has not previously been a customer of the licensee, the licensee may request the applicant's consumer report from a consumer reporting agency as part of the licensee's underwriting process and the licensee may rely on the consumer report as a permissible method of income verification in making the payday loan. The licensee may also rely on the same consumer report in underwriting and making subsequent payday loans to the same customer.

SECTION 2637gq. 138.14 (9r) (c) 4. of the statutes is amended to read:

138.14 **(9r)** (c) 4. The percentage of customers originating payday loans that resulted in repayment under sub. (11g) (a).

SECTION 2637gs. 138.14 (10) (a) 2. of the statutes is amended to read:

138.14 **(10)** (a) 2. If a payday loan is not paid in full on or before the maturity date, a licensee may charge, after the maturity date, interest at a rate not exceeding 2.75 percent per month, except that if a licensee makes a subsequent payday loan to the customer under sub. (12) (a), and the customer does not pay the subsequent loan in full on or before the maturity date of the subsequent loan, the licensee may charge, after the maturity date of the subsequent loan, interest at a rate not exceeding 2.75 percent per month on the subsequent loan and the licensee may not charge any interest under this subdivision on the prior loan. Interest earned under this subdivision shall be calculated at the rate of one−thirtieth of the monthly rate charged for each calendar day that the balance of the loan is outstanding. Interest may not be assessed on any interest earned under this subdivision.

SECTION 2637gu. 138.14 (10) (am) of the statutes is amended to read:

138.14 **(10)** (am) *Penalties.* Except as provided in par. (b) 2., no licensee may impose any penalty on a customer arising from the customer's prepayment of or default or late payment on a payday loan, including any payment under sub. (11g) (a).

SECTION 2637hc. 138.14 (11g) of the statutes is renumbered 138.14 (11g) (a) and amended to read:

138.14 **(11g)** (a) ~~If~~ Except as provided in par. (b), if a customer fails to repay a payday loan in full at the end of the loan term, the licensee that made the loan shall offer the customer the opportunity to repay the outstanding balance of the loan in 4 equal installments with due dates coinciding with the customer's pay period schedule.

SECTION 2637he. 138.14 (11g) (b) of the statutes is created to read:

138.14 **(11g)** (b) If a licensee offers a customer the opportunity to make repayment under par. (a), then, during the 12−month period following the offer, no licensee, including the licensee making the offer, is required to offer the customer another opportunity to repay a payday loan under par. (a).

SECTION 2637hg. 138.14 (12) (b) of the statutes is amended to read:

138.14 **(12)** (b) No licensee may make a payday loan to a customer that results in the customer having an outstanding aggregate liability in principal, interest, and all other fees and charges, to all licensees who have made

payday loans to the customer of more than $1,500 or 35 percent of the customer's gross monthly income, whichever is less. As provided in sub. (9m), a licensee may rely on a consumer report to verify a customer's income for purposes of this paragraph.

SECTION 2637hi. 138.14 (14) (d) 4. of the statutes is amended to read:

138.14 **(14)** (d) 4. ~~Designate~~ Automatically designate a payday loan as paid in the database 5 days after the maturity date of the loan unless a licensee reports to the database provider before that time that the loan remains open because of the customer's failure to make payment; that the loan is open because the customer's check or an electronic redeposit is in the process of clearing the banking system; that the loan remains open because the customer's check is being returned to the licensee for insufficient funds, a closed account, or a stop payment order; or that any other factors determined by the division are applicable. If a licensee makes such a report, the database provider shall designate the payday loan as an open transaction until the database provider is notified that the transaction is closed.

SECTION 2637hk. 138.14 (14) (h) of the statutes is amended to read:

138.14 **(14)** (h) The division shall, by order or rule, specify a database transaction fee of no more than $1 that the database provider shall charge to licensees to cover the costs of developing and implementing the database, and accessing the database to verify that a customer does not have any payday loans with the licensee or others that in combination with a new transaction will create a violation of this section. The database fee is payable directly to the division in a manner prescribed by the division and, if the department has contracted with a 3rd−party provider to operate the database, the division shall remit the fee to the 3rd−party provider as specified in the contract.

SECTION 2637hm. 138.14 (14) (j) of the statutes is created to read:

138.14 **(14)** (j) If the database, as determined by the division, is not fully operational, or the licensee is unable to access the database and, as determined under rules promulgated by the division, the alternate process established under par. (d) 2. is also unavailable, a licensee may rely upon the written verification of the customer in a statement provided in substantially the following form in at least 12−point type:

"I DO NOT HAVE ANY OUTSTANDING PAYDAY LOANS WITH THIS LICENSEE AND I DO NOT HAVE MORE PAYDAY LOANS WITH ANY OTHER LICENSED PAYDAY LOAN PROVIDER IN THIS STATE."

SECTION 2637kd. 138.16 (1) (a) of the statutes is created to read:

138.16 **(1)** (a) "Division" means the division of banking attached to the department of financial institutions.

SECTION 2637ke. 138.16 (1) (bm) of the statutes is created to read:

138.16 **(1)** (bm) "Licensed location" means the location specified in a license issued under s. 138.09 (1m) (a).

SECTION 2637kf. 138.16 (1) (c) of the statutes is amended to read:

138.16 **(1)** (c) "Title loan" means a loan of $25,000 or less to a borrower, who obtains or seeks to obtain the loan for personal, family, or household purposes, that is, or is to be, secured by an interest, other than a purchase money security interest, in the borrower's motor vehicle, and that has an original term of not more than 6 months.

SECTION 2637kg. 138.16 (1m) of the statutes is created to read:

138.16 **(1m)** CERTIFICATE OF AUTHORIZATION. (a) Before a licensed lender may make title loans under this section, the licensed lender shall first obtain from the division, for each licensed location at which any title loan is to be made, a certificate authorizing the licensed lender to make title loans from that location.

(b) At the time of making an application for a certificate under par. (a), an applicant shall pay to the division an initial annual fee of $5,000. The valid period for the certificate shall be a calendar year and each certificate shall expire on the last day of the calendar year. To renew a certificate, the certificate holder shall, on or before December 10 of the year in which the certificate is to expire, pay to the division an annual renewal fee of $5,000 for the following calendar year.

SECTION 2637kh. 138.16 (2) of the statutes is renumbered 138.16 (2) (a) and amended to read:

138.16 **(2)** (a) No licensed lender may make a title loan to a borrower that results in the borrower having liability for the loan, in principal, of more than 50 percent of the retail value of the motor vehicle used as security for the loan. The division shall promulgate rules for determining the retail value of a motor vehicle for purposes of this paragraph, including rules specifying nationally recognized pricing guides that may be used for determining retail value at the time of loan origination.

SECTION 2637ki. 138.16 (2) (b) of the statutes is created to read:

138.16 **(2)** (b) 1. This section imposes no limit on the interest that a licensed lender may charge before the maturity date of a title loan.

2. If a title loan is not paid in full on or before the maturity date, a licensed lender may charge, after the maturity date, interest at a rate not exceeding 2.75 percent per month. Interest earned under this subdivision shall be calculated at the rate of one−thirtieth of the monthly rate charged for each calendar day that the balance of the loan is outstanding. Interest may not be assessed on any interest earned under this subdivision.

SECTION 2637kj. 138.16 (3) of the statutes is created to read:

138.16 **(3)** RESCISSION. A borrower may rescind a title loan, before the close of business on the next day of business after the loan is made, or, if the place of business where the loan is made is open 24 hours, before 5 p.m. on the next day of business after the loan is made, by returning to the licensed lender the proceeds of the loan. The licensed lender may not charge the borrower any fee for rescinding the title loan as provided in this subsection.

SECTION 2637kk. 138.16 (4) of the statutes is created to read:

138.16 **(4)** OTHER REQUIREMENTS. (a) A licensed lender may not make a title loan to a borrower that is secured by an interest in a motor vehicle if the motor vehicle is subject to another security interest.

(b) A licensed lender may not require a borrower to provide the licensed lender with a key or copy of a key to a motor vehicle used as security for a title loan as a condition for making the title loan to the borrower.

(c) A licensed lender or person acting on behalf of a licensed lender may not take possession of a motor vehicle used as security for a title loan to a borrower without sending notice to the borrower at least 20 days prior to taking possession. The notice shall state the intent to take possession and describe the basis for the right to take possession. This paragraph does not apply to possession that is obtained by a borrower's voluntary surrender of a motor vehicle.

(d) A licensed lender or other person may charge a borrower a reasonable storage fee for a motor vehicle of the borrower of which the licensed lender or person acting on behalf of the licensed lender has obtained possession, including possession that is obtained by voluntary surrender.

(e) A licensed lender shall return to a borrower the amount of any proceeds from the disposition of a motor vehicle used as security for a title loan to the borrower that exceed the borrower's liability to the licensed lender for the loan.

(f) A borrower is not liable to a licensed lender for any deficiency resulting from the licensed lender's disposition of a motor vehicle used as security for a title loan, unless the borrower has done any of the following:

1. Impaired the licensed lender's security interest by intentionally damaging or destroying the motor vehicle.

2. Intentionally concealed the motor vehicle.

3. Pledged to the licensed lender a motor vehicle that is already encumbered by an undisclosed prior lien.

4. Subsequent to obtaining the title loan, pledged or sold to a third party a motor vehicle used as security for a title loan without the licensed lender's written consent.

SECTION 2637m. 139.01 (4) of the statutes is amended to read:

139.01 **(4)** "License," and "fermented malt beverages" have the same meaning as in s. 125.02, and "licensed premises" are premises described in licenses and permits issued by the department, cities, villages, or towns under the authority of said section.

SECTION 2637n. 139.76 (1) of the statutes is amended to read: **Vetoed In Part**

139.76 **(1)** An excise tax is imposed upon the sale, offering or exposing for sale, possession with intent to sell or removal for consumption or sale or other disposition for any purpose of tobacco products by any person engaged as a distributor of them at the rate, for tobacco products, not including moist snuff, of 71 percent of the manufacturer's established list price to distributors without diminution by volume or other discounts on domestic products and, for moist snuff, at the rate of ~~100 percent of the manufacturer's established list price to distributors without diminution by volume or other discounts on domestic products~~ $1.76 per ounce, and at a proportionate rate for any other quantity or fractional part in excess of 1.2 ounces. The tax imposed on a can or package of moist snuff that weighs less than 1.2 ounces shall be equal to the amount of the tax imposed on a can or package that weighs 1.2 ounces. The tax imposed under this subsection on cigars shall not exceed an amount equal to 50 cents for each cigar. On products imported from another country, not including moist snuff, the rate of tax is 71 percent of the amount obtained by adding the manufacturer's list price to the federal tax, duties and transportation costs to the United States. ~~On moist snuff imported from another country, the rate of the tax is 100 percent of the amount obtained by adding the manufacturer's list price to the federal tax, duties, and transportation costs to the United States.~~ The tax attaches at the time the tobacco products are received by the distributor in this state. The tax shall be passed on to the ultimate consumer of the tobacco products. All tobacco products received in this state for sale or distribution within this state, except tobacco products actually sold as provided in sub. (2), shall be subject to such tax.

SECTION 2637p. 139.78 (1) of the statutes is amended to read:

139.78 **(1)** A tax is imposed upon the use or storage by consumers of tobacco products in this state at the rate, for tobacco products, not including moist snuff, of 71 percent of the cost of the tobacco products and, for moist snuff, at the rate of ~~100 percent of the manufacturer's established list price to distributors without diminution by volume or other discounts on domestic products~~ $1.76 per ounce, and at a proportionate rate for any other quantity or fractional part in excess of 1.2 ounces. The tax imposed on a can or package of moist snuff that weighs less than 1.2 ounces shall be equal to the amount of the tax imposed on a can or package that weighs 1.2 ounces. The tax imposed under this subsection on cigars shall not exceed an amount equal to 50 cents for each cigar. The tax does not apply if the tax imposed by s. 139.76 (1) on the tobacco products has been paid or if the

Vetoed In Part

tobacco products are exempt from the tobacco products tax under s. 139.76 (2).

SECTION 2638. 145.01 (4) of the statutes is amended to read:

145.01 **(4)** DEPARTMENT. "Department" means the department of ~~commerce~~ safety and professional services.

SECTION 2639. 145.02 (4) (a) of the statutes is amended to read:

145.02 **(4)** (a) The department shall prescribe rules as to the qualifications, examination and licensing of master and journeyman plumbers and restricted plumber licensees, for the licensing of utility contractors, for the registration of plumbing apprentices and pipe layers and for the registration and training of registered learners. The plumbers council, created under s. ~~15.157 (6)~~ 15.407 (16), shall advise the department in formulating the rules.

SECTION 2640. 145.17 (2) of the statutes is amended to read:

145.17 **(2)** The department shall prescribe rules as to the qualifications, examination and licensing of journeymen automatic fire sprinkler system fitters and automatic fire sprinkler contractors and for the registration and training of automatic fire sprinkler system apprentices. The automatic fire sprinkler system contractors and journeymen council, created under s. ~~15.157 (9)~~ 15.407 (17), shall advise the department in formulating the rules.

SECTION 2641. 145.20 (5) (c) of the statutes is amended to read:

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

SECTION 2642. 145.245 (12m) (e) of the statutes is amended to read:

145.245 **(12m)** (e) The department of ~~commerce~~ safety and professional services and the department of administration may enter into a financial assistance agreement with a governmental unit that applies for a loan under this subsection and meets the eligibility requirements for a loan, including the requirements under par. (d).

SECTION 2643. 145.245 (12m) (f) of the statutes is amended to read:

145.245 **(12m)** (f) The department of administration, in consultation with the department of ~~commerce~~ safety and professional services, may establish those terms and conditions of a financial assistance agreement that relate to its financial management, including what type of municipal obligation is required for the repayment of the financial assistance. In setting the terms and conditions, the department of administration may consider factors that the department of administration finds are relevant, including the type of obligation evidencing the loan, the pledge of security for the obligation and the applicant's creditworthiness.

SECTION 2644. 145.245 (12m) (g) of the statutes is amended to read:

145.245 **(12m)** (g) The department of administration shall make and disburse a loan to an applicant that has entered into a financial assistance agreement under par. (e). The department of administration, in consultation with the department of ~~commerce~~ safety and professional services, shall establish procedures for disbursing loans.

SECTION 2645. 145.245 (12m) (h) of the statutes is amended to read:

145.245 **(12m)** (h) If a governmental unit fails to make a principal repayment after its due date, the department of administration shall place on file a certified statement of all amounts due under this subsection. After consulting the department of ~~commerce~~ safety and professional services, the department of administration may collect all amounts due by deducting those amounts from any state payments due the governmental unit or may add a special charge to the amount of taxes apportioned to and levied upon the county under s. 70.60. If the department of administration collects amounts due, it shall remit those amounts to the fund to which they are due and notify the department of ~~commerce~~ safety and professional services of that action.

SECTION 2646. 146.085 (3) of the statutes is amended to read:

146.085 **(3)** ENFORCEMENT. The department, the department of ~~commerce~~ safety and professional services, and the public service commission shall enforce this section within their respective jurisdictions.

SECTION 2646t. 146.38 (1) (b) 2. of the statutes, as created by 2011 Wisconsin Act 2, is amended to read:

146.38 **(1)** (b) 2. A facility, association, or business entity, as specified in s. 146.81 (1) (i) to (q) and including a residential care apartment complex, as defined in s. 50.01 (1d).

SECTION 2647. 146.40 (4r) (em) of the statutes is amended to read:

146.40 **(4r)** (em) If the department receives a report under par. (a) or (am) and determines that an individual who is the subject of the report holds a credential that is related to the individual's employment at, or contract with, the entity, the department shall refer the report to the department of ~~regulation and licensing~~ safety and professional services.

SECTION 2648L. 146.66 of the statutes is created to read:

146.66 Low−income dental clinics. (1) From the appropriation account under s. 20.435 (1) (dk), in each fiscal year, the department shall award grants to no fewer

than 9 nonprofit dental clinics that meet the eligibility requirements under sub. (2) and are located in this state.

(2) To be eligible for a grant under sub. (1), a nonprofit dental clinic must satisfy all of the following requirements:

(a) The clinic does not receive federal funds under 42 USC 254b.

(b) The clinic's primary purpose is to provide dental care to low−income patients, which may include any of the following individuals:

1. Recipients of medical assistance, as defined in s. 49.43 (8).

2. Low−income individuals who do not qualify for medical assistance, as defined in s. 49.43 (8).

3. Individuals under the age of 18.

4. Individuals over the age of 65.

5. Individuals with disabilities.

(3) The department shall seek federal funding to support the operations of dental clinics that receive grants under sub. (1) and shall request that the federal department of health and human services encourage collaborative arrangements between private dentists and health centers that receive federal funds under 42 USC 254b.

SECTION 2648q. 146.82 (2) (a) 22. of the statutes is created to read:

146.82 **(2)** (a) 22. By a person specified in subd. 21. to a correctional officer of the department of corrections who has custody of or is responsible for the supervision of a prisoner, to a person designated by a jailer to have custodial authority over a prisoner, or to a law enforcement officer or other person who is responsible for transferring a prisoner to or from a prison or jail, if the patient health care record indicates that the prisoner has a communicable disease and disclosure of that information is necessary for the health and safety of the prisoner or of other prisoners, of the person whom the information is disclosed, or of any employee of the prison or jail.

SECTION 2649x. 146.83 (1d) of the statutes is renumbered 146.83 (1c) and amended to read:

146.83 **(1c)** Except as provided in s. 51.30 or 146.82 (2), any patient or person authorized by the patient may, upon submitting a statement of informed consent, inspect the health care records of a health care provider pertaining to that patient~~. Except as provided in sub. (1g), the health care provider shall make the records available for inspection by the patient or person authorized by the patient during regular business hours, after the health care provider receives notice from the patient or person authorized by the patient. A health care provider may not charge a fee for inspection under this subsection~~ at any time during regular business hours, upon reasonable notice.

SECTION 2653. 146.83 (1f) (a) of the statutes is repealed.

SECTION 2654. 146.83 (1f) (b) of the statutes is repealed.

SECTION 2655. 146.83 (1f) (c) of the statutes is repealed.

SECTION 2656. 146.83 (1f) (d) 1. of the statutes is renumbered 146.83 (1f) (am) and amended to read:

146.83 **(1f)** (am) If a patient or person authorized by the patient requests copies of the patient's health care records under this ~~subsection~~ section for use in appealing a denial of social security disability insurance, under 42 USC 401 to 433, or supplemental security income, under 42 USC 1381 to 1385, the health care provider may charge the patient or person authorized by the patient no more than the amount that the federal social security administration reimburses the department for copies of patient health care records.

SECTION 2657. 146.83 (1f) (d) 2. of the statutes is renumbered 146.83 (1f) (cm) and amended to read:

146.83 **(1f)** (cm) Except as provided in sub. (1g), a health care provider may not charge a patient or a person authorized by the patient more than 25 percent of the applicable fee under sub. (3f) for providing one set of copies of a patient's health care records under this ~~subsection~~ section if the patient is eligible for medical assistance, as defined in s. 49.43 (8). A health care provider may require that a patient or person authorized by the patient provide proof that the patient is eligible for medical assistance before providing copies under this ~~subdivision without~~ paragraph at a reduced charge. A health care provider may charge ~~the fees~~ 100 percent of the applicable fee under ~~par. (c)~~ sub. (3f) for providing a 2nd or additional set of copies of patient health care records for a patient who is eligible for medical assistance.

SECTION 2658x. 146.83 (1g) of the statutes is amended to read:

146.83 **(1g)** The ~~time limit for making records available for inspection under sub. (1d), the time limits for providing copies of records under sub. (1f) (a) and (b), and the~~ requirement under sub. (1f) ~~(d) 2.~~ (cm) to provide one set of copies of records ~~without~~ at a reduced charge if the patient is eligible for medical assistance ~~do~~ does not apply if the health care provider is the department or the department of corrections.

SECTION 2659x. 146.83 (1h) (a) of the statutes is repealed.

SECTION 2659y. 146.83 (1h) (b) of the statutes is repealed.

SECTION 2659z. 146.83 (1h) (c) of the statutes is renumbered 146.83 (1f) (bm).

SECTION 2660. 146.83 (1k) of the statutes is repealed.

SECTION 2661. 146.83 (1m) of the statutes is renumbered 146.83 (1m) (a).

SECTION 2662. 146.83 (1m) (b) of the statutes is created to read:

146.83 **(1m)** (b) The health care provider under par. (a) may be charged reasonable costs for the provision of the patient's health care records.

SECTION 2663m. 146.83 (3f) of the statutes is created to read:

146.83 **(3f)** (a) Except as provided in sub. (1f) or s. 51.30 or 146.82 (2), if a person requests copies of a patient's health care records, provides informed consent, and pays the applicable fees under par. (b), the health care provider shall provide the person making the request copies of the requested records.

(b) Except as provided in sub. (1f), a health care provider may charge no more than the total of all of the following that apply for providing the copies requested under par. (a):

1. For paper copies: $1 per page for the first 25 pages; 75 cents per page for pages 26 to 50; 50 cents per page for pages 51 to 100; and 30 cents per page for pages 101 and above.

2. For microfiche or microfilm copies, $1.50 per page.

3. For a print of an X−ray, $10 per image.

4. If the requester is not the patient or a person authorized by the patient, for certification of copies, a single $8 charge.

5. If the requester is not the patient or a person authorized by the patient, a single retrieval fee of $20 for all copies requested.

6. Actual shipping costs and any applicable taxes.

(c) 1. In this paragraph, "consumer price index" means the average of the consumer price index for all urban consumers, U.S. city average, as determined by the bureau of labor statistics of the U.S. department of labor.

2. On each July 1, beginning on July 1, 2012, the department shall adjust the dollar amounts specified under par. (b) by the percentage difference between the consumer price index for the 12−month period ending on December 31 of the preceding year and the consumer price index for the 12−month period ending on December 31 of the year before the preceding year. The department shall notify the legislative reference bureau of the adjusted amounts and the legislative reference bureau shall publish the adjusted amounts in the Wisconsin Administrative Register.

SECTION 2664. 146.84 (2) (a) 1. of the statutes is amended to read:

146.84 **(2)** (a) 1. Requests or obtains confidential information under s. 146.82 or 146.83 ~~(1d), (1f), or (1h)~~ (1c) or (3f) under false pretenses.

SECTION 2664b. 146.89 (1) (d) 2. of the statutes is amended to read:

146.89 **(1)** (d) 2. A private school, as defined in s. 115.001 (3r), that participates in the choice program under s. 118.60 or the Milwaukee Parental Choice Program under s. 119.23.

SECTION 2664d. 146.89 (1) (g) 3. of the statutes is amended to read:

146.89 **(1)** (g) 3. A private school, as defined in s. 115.001 (3r), that participates in the choice program under s. 118.60 or the Milwaukee Parental Choice Program under s. 119.23.

SECTION 2664f. 146.89 (3) (b) 9. of the statutes is created to read:

146.89 **(3)** (b) 9. Any outpatient surgery that is permitted under the volunteer health care provider's license under sub. (1) (r) 1. and for which the provider has the necessary training, experience, equipment, and facilities.

SECTION 2664h. 146.89 (3r) (b) 1. of the statutes is amended to read:

146.89 **(3r)** (b) 1. Except as specified in par. (c), the health care services specified in sub. (3) (b) 1. to 5. and 7., other than referrals to reproductive health care specialists, and in sub. (3) (b) 8. and 9.

SECTION 2664j. 146.89 (3r) (c) 2. of the statutes is amended to read:

146.89 **(3r)** (c) 2. Surgery, except as provided in par. (b) 2. and 5. and sub. (3) (b) 9.

SECTION 2665. 150.31 (5m) of the statutes is amended to read:

150.31 **(5m)** The department shall decrease the statewide bed limit specified in sub. (1) to account for any reduction in the approved bed capacity of a skilled nursing facility operated by the department of veterans affairs under s. 45.50 ~~(1)~~, as specified in s. 45.50 (10).

SECTION 2666. 150.84 (3) of the statutes is amended to read:

150.84 **(3)** "Health care provider" means any person licensed, registered, permitted or certified by the department or by the department of ~~regulation and licensing~~ safety and professional services to provide health care services in this state.

SECTION 2667. 153.60 (1) of the statutes is amended to read:

153.60 **(1)** The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures under this subchapter for the department for that fiscal year for data collection, database development and maintenance, generation of data files and standard reports, orientation and training provided under s. 153.05 (9) (a) and contracting with the data organization under s. 153.05 (2r). The department shall assess the estimated total amount for that fiscal year, less the estimated total amount to be received for purposes of administration of this subchapter under s. 20.435 (1) (hi) during the fiscal year and the unencumbered balance of the amount received for purposes of administration of this subchapter under s. 20.435 (1) (hi) from the prior fiscal year, to health care providers, other than hospitals and ambulatory surgery centers, who are in a class of health care providers from whom the department collects data under this subchapter in a manner specified by the department by rule. The department shall work together with the department of ~~regulation and licensing~~ safety and professional services to develop a mechanism for collecting assessments from health care providers

other than hospitals and ambulatory surgery centers. No health care provider that is not a facility may be assessed under this subsection an amount that exceeds $75 per fiscal year. All payments of assessments shall be credited to the appropriation under s. 20.435 (1) (hg).

SECTION 2668. 157.061 (5) of the statutes is amended to read:

157.061 **(5)** "Department" means the department of ~~regulation and licensing~~ safety and professional services.

SECTION 2669. 157.11 (9m) of the statutes is amended to read:

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

SECTION 2670. 157.12 (1) of the statutes is amended to read:

157.12 **(1)** DEFINITION. Notwithstanding s. 157.061 (5), in this section, "department" means the department of ~~commerce~~ safety and professional services.

SECTION 2671. 157.12 (3) (b) of the statutes is amended to read:

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

SECTION 2672. 157.65 (1) (a) of the statutes is amended to read:

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

SECTION 2673. 157.65 (1) (b) of the statutes is amended to read:

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

SECTION 2674. 157.65 (2) of the statutes is amended to read:

157.65 **(2)** The department of justice or any district attorney, upon informing the department of justice, may commence an action in circuit court in the name of the state to restrain by temporary or permanent injunction any violation of this subchapter. The court may, prior to entry of final judgment, make such orders or judgments as may be necessary to restore to any person any pecuniary loss suffered because of the acts or practices involved in the action, if proof of such loss is submitted to the satisfaction of the court. The department of justice may subpoena persons and require the production of books and other documents, and may request the board described in s. 15.405 (3m) or the department of ~~commerce~~ safety and professional services to exercise its authority under sub. (1) to aid in the investigation of alleged violations of this subchapter.

SECTION 2675. 160.01 (7) of the statutes is amended to read:

160.01 **(7)** "Regulatory agency" means the department of agriculture, trade and consumer protection, the department of ~~commerce~~ safety and professional services, the department of transportation, the department of natural resources and other state agencies which regulate activities, facilities or practices which are related to substances which have been detected in or have a reasonable probability of entering the groundwater resources of the state.

SECTION 2677. 165.25 (4) (ag) of the statutes is amended to read:

165.25 **(4)** (ag) The department of justice shall furnish legal services upon request of the department of ~~commerce~~ safety and professional services under s. 167.35 (7).

SECTION 2678. 165.25 (4) (am) of the statutes is amended to read:

165.25 **(4)** (am) The department of justice shall furnish legal services to the department of ~~regulation and licensing~~ safety and professional services in all proceedings under s. 440.21 (3), together with any other services, including stenographic and investigational, as are necessarily connected with the legal services.

SECTION 2681. 165.25 (12) of the statutes is created to read:

165.25 **(12)** REPRESENTATION ARISING FROM AGREEMENTS WITH MINNESOTA. Represent any employee of the state of Minnesota who is named as a defendant in any civil action brought under the laws of this state as a result of performing services for this state under a valid agreement between this state and the state of Minnesota providing for interchange of employees or services and any employee of this state who is named as a defendant as a result of performing services for the state of Minnesota

under such an agreement in any action brought under the laws of this state. Witness fees in any action specified in this subsection shall be paid in the same manner as provided in s. 885.07. The attorney general may compromise and settle any action specified in this subsection to the same extent as provided in s. 165.25 (6) (a).

SECTION 2682. 165.70 (3m) of the statutes is repealed.

SECTION 2682m. 165.77 (7) of the statutes is amended to read:

165.77 **(7)** Whenever a Wisconsin law enforcement agency or a health care professional collects evidence in a case of alleged or suspected sexual assault, the agency or professional shall follow the procedures specified in the department's rules under sub. (8). The laboratories shall perform, in a timely manner, deoxyribonucleic acid analysis of specimens provided by law enforcement agencies under sub. (2). The laboratories shall not include data obtained from deoxyribonucleic acid analysis of those specimens in the data bank under sub. (3).

SECTION 2683. 165.82 (1) (a) of the statutes, as affected by 2009 Wisconsin Act 28, is repealed.

SECTION 2684. 165.82 (1) (am) of the statutes, as created by 2009 Wisconsin Act 28, is amended to read:

165.82 **(1)** (am) For each record check, except a fingerprint card record check, ~~requested by a governmental agency,~~ $7.

SECTION 2685. 165.82 (1) (b) of the statutes is repealed.

SECTION 2686. 165.825 of the statutes is amended to read:

165.825 Information link; department of health services. The department of justice shall cooperate with the departments of ~~regulation and licensing~~ safety and professional services and health services in developing and maintaining a computer linkup to provide access to the information obtained from a criminal history search.

SECTION 2687. 167.10 (3) (b) 2. of the statutes is amended to read:

167.10 **(3)** (b) 2. The possession or use of explosives in accordance with rules or general orders of the department of ~~commerce~~ safety and professional services.

SECTION 2688. 167.10 (6m) (a) of the statutes is amended to read:

167.10 **(6m)** (a) No person may manufacture in this state fireworks or a device listed under sub. (1) (e), (f) or (i) to (n) without a fireworks manufacturing license issued by the department of ~~commerce~~ safety and professional services under par. (d).

SECTION 2689. 167.10 (6m) (b) of the statutes is amended to read:

167.10 **(6m)** (b) No person may manufacture in this state fireworks or a device listed under sub. (1) (e), (f) or (i) to (n) unless the person complies with the rules of the department of ~~commerce~~ safety and professional services promulgated under par. (e).

SECTION 2690. 167.10 (6m) (c) of the statutes is amended to read:

167.10 **(6m)** (c) Any person who manufactures in this state fireworks or a device listed under sub. (1) (e), (f) or (i) to (n) shall provide the department of ~~commerce~~ safety and professional services with a copy of each federal license issued under 18 USC 843 to that person.

SECTION 2691. 167.10 (6m) (d) of the statutes is amended to read:

167.10 **(6m)** (d) The department of ~~commerce~~ safety and professional services shall issue a license to manufacture fireworks or devices listed under sub. (1) (e), (f) or (i) to (n) to a person who complies with the rules of the department promulgated under par. (e). The department may not issue a license to a person who does not comply with the rules promulgated under par. (e). The department may revoke a license under this subsection for the refusal to permit an inspection at reasonable times by the department or for a continuing violation of the rules promulgated under par. (e).

SECTION 2692. 167.10 (6m) (e) of the statutes is amended to read:

167.10 **(6m)** (e) The department of ~~commerce~~ safety and professional services shall promulgate rules to establish safety standards for the manufacture in this state of fireworks and devices listed under sub. (1) (e), (f) or (i) to (n).

SECTION 2693. 167.10 (6m) (f) of the statutes is amended to read:

167.10 **(6m)** (f) The department of ~~commerce~~ safety and professional services may inspect at reasonable times the premises on which each person licensed under this subsection manufactures fireworks or devices listed under sub. (1) (e), (f) or (i) to (n).

SECTION 2694. 167.21 (1) (b) of the statutes is amended to read:

167.21 **(1)** (b) "Department" means the department of ~~commerce~~ safety and professional services.

SECTION 2695. 167.27 (5) of the statutes is amended to read:

167.27 **(5)** Whenever any mine shaft, exploration shaft or test well is abandoned or its use discontinued, the operator or contractor shall promptly fill same to grade or enclose the same with a fence of strong woven wire not less than 46 inches wide with one barbwire above or cap same with a reinforced concrete slab at least 6 inches thick or with a native boulder at least 3 times the diameter of the top of the shaft or test well bore. The strands of the woven wire shall not be smaller than No. 12 wire and the cross wires and meshes shall not be smaller than No. 16 wire; the strands shall not be more than 12 inches apart, and the meshes shall not exceed 8 inches square. All wires must be tightly stretched and securely fastened to sufficient posts firmly set not more than 8 feet apart. In case any person shall neglect to repair or rebuild such fence which the person is so required to build and main-

tain, any person may complain to the department of ~~commerce~~ safety and professional services or to the local governing body, which shall give notice in writing to the person who is required to build and maintain such fence. The department of ~~commerce~~ safety and professional services or the local governing body shall then proceed to examine the fence, and if it shall determine that such fence is insufficient, it shall notify the person responsible for its erection and maintenance and direct the person to repair or rebuild the fence within such time as it shall deem reasonable. Any person refusing to comply with such order shall be subject to the penalties provided.

SECTION 2696. 167.27 (8) of the statutes is amended to read:

167.27 **(8)** Any violation of this section coming to the attention of the department of ~~commerce~~ safety and professional services or municipal authorities shall be reported to the attorney general or district attorney for prosecution.

SECTION 2697. 167.31 (4) (a) 4. b. of the statutes is amended to read:

167.31 **(4)** (a) 4. b. He or she holds a certificate of proficiency to carry a firearm issued by the department of ~~regulation and licensing~~ safety and professional services.

SECTION 2698. 167.31 (4) (a) 4. e. of the statutes is amended to read:

167.31 **(4)** (a) 4. e. His or her firearm is in plain view, as defined by rule by the department of ~~regulation and licensing~~ safety and professional services.

SECTION 2699. 167.35 (1) (b) of the statutes is amended to read:

167.35 **(1)** (b) "Department" means the department of ~~commerce~~ safety and professional services unless the context requires otherwise.

SECTION 2700. 167.35 (7) (b) of the statutes is amended to read:

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

SECTION 2701. 167.35 (7) (c) of the statutes is amended to read:

167.35 **(7)** (c) Authorized personnel from the department of justice, from the department of ~~commerce~~ safety and professional services, and from the department of revenue, and any sheriff, police officer, or other law enforcement personnel, within their respective jurisdictions, may enter and inspect any premises where cigarettes are made, sold, offered for sale, or stored to determine if the cigarettes comply with this section. An inspection under this paragraph includes examining the books, papers, invoices, and other records of any person who is subject to this section and who is in control, possession, or occupancy of the premises.

SECTION 2702. 168.01 (1) of the statutes is amended to read:

168.01 **(1)** "Department" means the department of ~~commerce~~ safety and professional services.

SECTION 2702p. 169.19 (3) (d) of the statutes is created to read:

169.19 **(3)** (d) A municipality or county may not limit the number of wild birds that are released into the wild under the authority of a bird hunting preserve license.

SECTION 2703. 170.12 (3) (dm) of the statutes is repealed.

SECTION 2704m. 175.405 of the statutes is created to read:

175.405 Sexual assault; evidence where no suspect has been identified. (1) In this section, "law enforcement agency" has the meaning given in s. 165.83 (1) (b).

(2) Whenever a Wisconsin law enforcement agency collects, in a case of alleged or suspected sexual assault, evidence upon which deoxyribonucleic acid analysis can be performed, and the person who committed the alleged or suspected sexual assault has not been identified, the agency shall follow the procedures specified in s. 165.77 (8) and shall, in a timely manner, submit the evidence it collects to a crime laboratory, as identified in s. 165.75.

SECTION 2705. 182.0175 (1m) (e) 2. of the statutes is amended to read:

182.0175 **(1m)** (e) 2. The department of ~~commerce~~ safety and professional services may promulgate a rule that requires retail suppliers, as defined in s. 101.16 (1) (d), of propane to inform their customers each year of the obligation of owners of transmission facilities under this section.

SECTION 2707. 186.235 (15) (b) of the statutes is amended to read:

186.235 **(15)** (b) Witness fees shall be the same as fees under s. 814.67 (1) (b) and (c). The fees of witnesses who are called by the office in the interests of the state shall be paid by the state upon presentation of proper vouchers approved by the office of credit unions and charged to the appropriation under s. 20.144 ~~(2)~~ (1) (g). A witness subpoenaed by the office at the instance of a party other than the office shall not be entitled to payment of fees by the state unless the office certifies that the testimony was material to the purpose for which the subpoena was issued.

SECTION 2707d. 186.314 (intro.) (except 186.314 (title)) of the statutes is renumbered 186.314 (1m) (intro.).

SECTION 2707e. 186.314 (1) to (4) of the statutes are renumbered 186.314 (1m) (a) to (d).

SECTION 2707f. 186.314 (1m) (title) of the statutes is created to read:

186.314 **(1m)** (title) TO FEDERAL CREDIT UNION.

SECTION 2707g. 186.314 (2m) of the statutes is created to read:

186.314 **(2m)** TO SAVINGS BANK OR STATE BANK. (a) In this subsection:

1. "Savings bank" has the meaning given in s. 214.01 (1) (t) and includes a mutual savings bank and a stock savings bank as well as a savings bank that is a subsidiary of, or is otherwise controlled by, a savings bank holding company.

2. "Savings bank holding company" has the meaning given in s. 214.01 (1) (tm).

3. "State bank" means a bank organized under ch. 221.

(b) A credit union may convert to a savings bank or state bank by complying with pars. (c) to (e).

(c) The proposition for a conversion shall first be approved by a majority recommendation of the directors of the credit union. After the board of directors approves the conversion proposal, the directors shall, by a majority vote of the directors, set a date for a meeting of credit union members to vote on the conversion. Credit union members may also vote by written ballot to be filed on or before the meeting date. Written notice stating the credit union's intent to convert to a savings bank or state bank shall be sent to each member at the member's address appearing on the records of the credit union. This notice shall be sent to each credit union member 3 times, once not more than 95 calendar days nor less than 90 calendar days before the date of the meeting to vote on the conversion, once not more than 65 calendar days nor less than 60 calendar days before the date of the meeting to vote on the conversion, and once not more than 35 calendar days nor less than 30 calendar days before the date of the meeting to vote on the conversion. A ballot may be included in the same envelope as the 3rd notice. Each notice shall adequately describe the purpose and subject matter of the vote to be taken at the meeting set by the board of directors or by submission of a written ballot. Each notice shall clearly inform members that they may vote at the meeting or by submitting the written ballot. Each notice shall state the date, time, and place of the meeting. If a written ballot is included with the 3rd notice, the 1st and 2nd notices shall state in a clear and conspicuous manner that a written ballot will be mailed together with another notice between 30 and 35 days before the date of the membership vote on conversion. If a written ballot is included in the same envelope with the 3rd notice, the 3rd notice shall so state in a clear and conspicuous manner. Approval of the proposition for conversion shall be by affirmative vote, in person or in writing, of a majority of the credit union members voting at the meeting or by written ballot.

(d) A credit union that proposes to convert to a savings bank or state bank under this subsection shall file with the office of credit unions a notice of its intent to convert and, within 10 days after the member vote on the conversion under par. (c), a statement of the results of the member vote. If the credit union members vote to approve the proposition for conversion, the member vote shall be verified by the office of credit unions.

(e) Upon approval by the credit union members of the proposition for conversion under par. (c), the credit union shall take all necessary action under ch. 214 or 221 to complete the conversion to a savings bank or state bank. Within 90 days after receipt from the division of banking of a certificate of incorporation as a savings bank or state bank, the credit union shall file a copy of the certificate with the office of credit unions and the office of credit unions shall issue to a converting credit union a certificate of conversion to a savings bank or state bank.

(f) Upon conversion, the credit union shall cease to be a credit union, shall be a savings bank or state bank, shall no longer be subject to this chapter, and shall be subject to ch. 214 or 221 and all other provisions of law governing savings banks or state banks. Upon conversion, the legal existence of the savings bank or state bank shall be a continuation of the credit union, and all property and every right, privilege, interest, and asset of the credit union immediately, without any conveyance, transfer, or further act of the savings bank or state bank, vests in the savings bank or state bank. The resulting savings bank or state bank shall succeed to and be vested with all the rights, assets, obligations, and relations of the credit union, and all actions and other judicial proceedings to which the credit union is a party may be prosecuted and defended, to the same extent as though the conversion had not taken place.

(g) Upon conversion of a credit union into a stock savings bank or state bank, the stock savings bank or state bank may distribute shares of the capital stock of the stock savings bank or state bank, or may distribute cash, or both, to the former members of the converted credit union in recognition of their ownership of the equity of the converted credit union.

(h) 1. In this paragraph, "senior management official" means a chief executive officer, an assistant chief executive officer, a chief financial officer, and any other senior executive officer as defined by the appropriate federal banking agency as directed under 12 USC 1831i (f).

2. No director or senior management official of a credit union may receive any economic benefit in connection with a conversion of the credit union to a savings bank or state bank except that a director or senior management official may receive director fees as well as compensation and other benefits paid to directors and senior management officials of the converted savings bank or state bank in the ordinary course of business.

SECTION 2707m. 196.31 (2m) of the statutes is amended to read:

196.31 **(2m)** From the appropriation under s. 20.155 (1) (j), the commission ~~shall~~ may make ~~an annual grant~~

grants that, in the aggregate, do not exceed an annual total of $300,000 to ~~a~~ one or more nonstock, nonprofit ~~corporation~~ corporations that ~~is~~ are described under section 501 (c) (3) of the Internal Revenue Code, and that ~~has~~ have a history of advocating at the commission on behalf of ~~residential ratepayers for affordable rates~~ ratepayers of this state, for the purpose of offsetting the general expenses of the ~~corporation~~ corporations, including salary, benefit, rent, and utility expenses. The commission may impose conditions on grants made under this subsection and may revoke a grant if the commission finds that such a condition is not being met.

SECTION 2708. 196.374 (2) (a) 2. e. of the statutes is amended to read:

196.374 **(2)** (a) 2. e. Components to implement energy efficiency or renewable energy measures in facilities of manufacturing businesses in this state that are consistent with ~~the objectives under s. 560.128 (1) (a)~~ the implementation of energy efficiency or renewable energy measures in manufacturing facilities to enhance their competitiveness, the retooling of existing facilities to manufacture products that support the green economy, the expansion or establishment of domestic clean energy manufacturing operations, and creating or retaining jobs for workers engaged in such activities.

SECTION 2709. 196.374 (2) (a) 4. of the statutes is repealed.

SECTION 2710. 196.374 (3) (a) of the statutes is amended to read:

196.374 **(3)** (a) *In general.* The commission shall have oversight of programs under sub. (2). The commission shall maximize coordination of program delivery, including coordination between programs under subs. (2) (a) 1., (b) 1. and 2., and (c) and (7), ordered programs, low−income weatherization programs under s. 16.957, renewable resource programs under s. 196.378, and other energy efficiency or renewable resource programs. The commission shall cooperate with the department of natural resources to ensure coordination of energy efficiency and renewable resource programs with air quality programs and to maximize and document the air quality improvement benefits that can be realized from energy efficiency and renewable resource programs. ~~The commission shall cooperate with the department of commerce to ensure coordination of energy efficiency and renewable resource programs under sub. (2) (a) 2. e. with the loan program under s. 560.128 (1) (a).~~

SECTION 2710c. 196.374 (3) (b) 2. (intro.) of the statutes is renumbered 196.374 (3) (b) 2. and amended to read:

196.374 **(3)** (b) 2. The commission shall require each energy utility to spend 1.2 percent of its annual operating revenues to fund the utility's programs under sub. (2) (b) 1., the utility's ordered programs, the utility's share of the statewide energy efficiency and renewable resource programs under sub. (2) (a) 1., and the utility's share, as determined by the commission under subd. 4., of the costs incurred by the commission in administering this section. ~~Subject to approval under subd. 3., the commission may require each energy utility to spend a larger percentage of its annual operating revenues to fund these programs and costs. The commission may make such a requirement based on the commission's consideration of all of the following:~~

SECTION 2710e. 196.374 (3) (b) 2. a. to h. of the statutes are repealed.

SECTION 2710g. 196.374 (3) (b) 3. of the statutes is repealed.

SECTION 2711. 196.49 (4) of the statutes is amended to read:

196.49 **(4)** The commission may not issue a certificate under sub. (1), (2), or (3) for the construction of electric generating equipment and associated facilities unless the commission determines that brownfields, as defined in s. 238.13 (1) (a) or s. 560.13 (1) (a), 2009 stats., are used to the extent practicable.

SECTION 2712. 196.491 (2) (b) 2. of the statutes is amended to read:

196.491 **(2)** (b) 2. Department of ~~commerce~~ safety and professional services.

SECTION 2713. 196.491 (2) (e) of the statutes is amended to read:

196.491 **(2)** (e) Any state agency, as defined in s. ~~560.9810~~ 16.310 (1), county, municipality, town, or person may submit written comments to the commission on a strategic energy assessment within 90 days after copies of the draft are issued under par. (b).

SECTION 2714. 196.491 (3) (a) 2m. b. of the statutes is amended to read:

196.491 **(3)** (a) 2m. b. The applicant proposes alternative construction sites for the facility that are contiguous or proximate, provided that at least one of the proposed sites is a brownfield, as defined in s. ~~560.13~~ 238.13 (1) (a), or the site of a former or existing large electric generating facility.

SECTION 2715. 196.491 (3) (d) 8. of the statutes is amended to read:

196.491 **(3)** (d) 8. For a large electric generating facility, brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a), are used to the extent practicable.

SECTION 2715s. 200.09 (1) of the statutes is amended to read:

200.09 **(1)** A district formed under this subchapter shall be governed by a 5−member commission appointed for staggered 5−year terms. Except as provided in sub. (11), commissioners shall be appointed by the county board of the county in which the district is located. If the district contains territory of more than one county, the county boards of the counties not having the greatest population in the district shall appoint one commissioner each and the county board of the county having the greatest population in the district shall appoint the remainder.

Of the initial appointments, the appointments for the shortest terms shall be made by the counties having the least amount of population, in reverse order of their population included in the district. Commissioners shall be residents of the district. Initial appointments shall be made no sooner than 60 days and no later than 90 days after issuance of the department order forming a district or after completion of any court proceedings challenging such order. ~~A per diem compensation not to exceed $50 may be paid to commissioners. Commissioners may be reimbursed for actual expenses incurred as commissioners in carrying out the work of the commission.~~

SECTION 2715u. 200.09 (7) of the statutes is amended to read:

200.09 **(7)** A per diem compensation ~~not to exceed $50~~ may be paid to commissioners in an amount the commission specifies by resolution. Any change in the per diem amount after its initial establishment applies only to subsequently appointed or reappointed commissioners. Commissioners shall be reimbursed for actual expenses incurred as commissioners in carrying out the work of the commission.

SECTION 2716. 200.49 (1) (b) of the statutes is amended to read:

200.49 **(1)** (b) "Minority group member" has the meaning given under s. ~~560.036~~ 16.287 (1) (f).

SECTION 2717. 200.57 (1) (a) of the statutes is amended to read:

200.57 **(1)** (a) "Disabled veteran−owned financial adviser" and "disabled veteran−owned investment firm" mean a financial adviser and investment firm, respectively, certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2718. 200.57 (1) (b) of the statutes is amended to read:

200.57 **(1)** (b) "Minority financial adviser" and "minority investment firm" mean a financial adviser and investment firm, respectively, certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 2718m. 214.40 (3) of the statutes is amended to read:

214.40 **(3)** A stock financial institution seeking to convert to a savings bank under s. 214.66 (1m) shall, before declaring a dividend on its capital stock, transfer not less than 50% of its net profits of the preceding half year to its paid−in surplus until it has paid−in surplus equal to 20% of capital stock.

SECTION 2719. 214.48 (4) (a) of the statutes is amended to read:

214.48 **(4)** (a) An independent qualified appraiser, designated by the board of directors, who is properly licensed and certified by the department of ~~regulation and licensing~~ safety and professional services or by another entity authorized to govern appraisal licensure and certification and who meets the requirements of title XI of the financial institutions reform, recovery and enforcement act of 1989, 12 USC 3331 to 3351 and regulations adopted pursuant to those sections.

SECTION 2719d. 214.66 (intro.) (except 214.66 (title)) of the statutes is renumbered 214.66 (1m) (intro.).

SECTION 2719e. 214.66 (1) to (7) of the statutes are renumbered 214.66 (1m) (a) to (g).

SECTION 2719f. 214.66 (1m) (title) of the statutes is created to read:

214.66 **(1m)** (title) FROM SAVINGS AND LOAN ASSOCIATION OR FEDERAL SAVINGS BANK.

SECTION 2719g. 214.66 (2) of the statutes is created to read:

214.66 **(2)** FROM CREDIT UNION. A credit union under ch. 186 may become a savings bank by doing all of the following:

(a) Applying to the division for authority to organize as a savings bank and satisfying all requirements under this chapter for organizing as a savings bank.

(b) Satisfying all requirements under s. 186.314 (2m) for conversion to a savings bank.

(c) Recording the savings bank's articles of incorporation in the county in which its home office is located.

SECTION 2719w. 218.0171 (1) (h) 2. of the statutes is amended to read:

218.0171 **(1)** (h) 2. The motor vehicle is out of service for an aggregate of at least 30 days because of warranty nonconformities. Time during which repair services are not available to the consumer because of flood or other natural disaster, war, invasion, fire, or strike may not be included in the 30−day time period under this subdivision.

SECTION 2720. 218.0171 (2) (c) of the statutes is amended to read:

218.0171 **(2)** (c) To receive a comparable new motor vehicle or a refund due under par. (b) 1. or 2., a consumer described under sub. (1) (b) 1., 2. or 3. shall offer to the manufacturer of the motor vehicle having the nonconformity to transfer title of that motor vehicle to that manufacturer. No later than 30 days after that offer, the manufacturer shall provide the consumer with the comparable new motor vehicle or refund. When the manufacturer provides the new motor vehicle or refund, the consumer shall return the motor vehicle having the nonconformity to the manufacturer and provide the manufacturer with the certificate of title and all endorsements necessary to transfer title to the manufacturer. If another person is in possession of the certificate of title, as shown by the records of the department of transportation, that person shall, upon request of the consumer, provide the certificate to the manufacturer or to the consumer.

SECTION 2721. 218.0171 (2) (cm) 2. of the statutes is amended to read:

218.0171 **(2)** (cm) 2. To receive a refund due under par. (b) 3., a motor vehicle lessor shall offer to the

manufacturer of the motor vehicle having the nonconformity to transfer title of that motor vehicle to that manufacturer. No later than 30 days after that offer, the manufacturer shall provide the refund to the motor vehicle lessor. When the manufacturer provides the refund, the motor vehicle lessor shall provide to the manufacturer the certificate of title and all endorsements necessary to transfer title to the manufacturer. If another person is in possession of the certificate of title, as shown by the records of the department of transportation, that person shall, upon request of the motor vehicle lessor, provide the certificate to the manufacturer or to the motor vehicle lessor.

SECTION 2722. 218.11 (2) (am) 3. of the statutes is amended to read:

218.11 **(2)** (am) 3. The department ~~of commerce~~ may not disclose any information received under subd. 1. to any person except to the department of children and families for purposes of administering s. 49.22 or to the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 2723. 218.12 (2) (am) 2. of the statutes is amended to read:

218.12 **(2)** (am) 2. The department ~~of commerce~~ may not disclose a social security number obtained under par. (a) to any person except to the department of children and families for the sole purpose of administering s. 49.22 or to the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 2724. 218.23 (1) of the statutes is amended to read:

218.23 **(1)** Whenever a licensed motor vehicle salvage dealer acquires a motor vehicle for the purpose of wrecking it, the dealer shall mail or deliver the certificate of title or if the transfer to the salvage dealer was by a bill of sale, the bill of sale, for such vehicle to the department within 30 days after the vehicle is delivered to the salvage yard unless the previous owner already has done so or, if another person is in possession of the certificate of title, as shown by the records of the department of transportation, that person already has done so. If ~~he or she~~ the dealer subsequently wishes to transfer such vehicle to another person, ~~he or she~~ the dealer shall make such transfer only by bill of sale. In such bill of sale, ~~he or she~~ the dealer shall describe the vehicle and shall state that the certificate of title for the vehicle has been mailed or delivered to the department because the vehicle was to have been junked.

SECTION 2724m. 221.0219 of the statutes is created to read:

221.0219 Conversion of a credit union to a state bank. A credit union under ch. 186 may become a state bank under this chapter by doing all of the following:

(1) Applying to the division of banking for authority to organize as a bank under this chapter and satisfying all requirements under this chapter for organizing as a bank.

(2) Satisfying all requirements under s. 186.314 (2m) for conversion to a state bank.

(3) Recording the bank's articles of incorporation in the county in which its home office is located.

SECTION 2725d. 227.01 (13) (Lm) of the statutes is created to read:

227.01 **(13)** (Lm) Relates to the personnel systems developed under s. 36.115.

SECTION 2725f. 227.01 (13) (Ln) of the statutes is created to read:

227.01 **(13)** (Ln) Relates to bidding procedures or changes thereto under s. 36.11 (53).

SECTION 2725t. 227.01 (13) (t) of the statutes is amended to read:

227.01 **(13)** (t) Ascertains and determines prevailing wage rates under ss. 66.0903, ~~66.0904,~~ 103.49, 103.50, and 229.8275, except that any action or inaction which ascertains and determines prevailing wage rates under ss. 66.0903, ~~66.0904,~~ 103.49, 103.50, and 229.8275 is subject to judicial review under s. 227.40.

SECTION 2726. 227.01 (13) (yc) of the statutes is created to read:

227.01 **(13)** (yc) Adjusts the total cost threshold for highway projects under ss. 84.013 (2m) and 84.0145 (4).

SECTION 2727. 227.01 (13) (yL) of the statutes is repealed.

SECTION 2728b. 227.01 (13) (zi) of the statutes is amended to read:

227.01 **(13)** (zi) Lists responsible units, as defined in s. 287.01 (9), ~~and out−of−state units, as defined in s. 287.01 (5),~~ with an effective recycling program under s. 287.11 (3).

SECTION 2729. 227.114 (5) of the statutes is repealed.

SECTION 2730e. 227.115 (1) (a) of the statutes is amended to read:

227.115 **(1)** (a) "Department" means the department of ~~commerce~~ administration.

SECTION 2730m. 227.115 (1) (b) of the statutes is amended to read:

227.115 **(1)** (b) "State housing strategy plan" means the plan developed under s. ~~560.9802~~ 16.302.

SECTION 2730s. 227.115 (3) (a) 5. of the statutes is amended to read:

227.115 **(3)** (a) 5. Housing costs, as defined in s. ~~560.9801~~ 16.301 (3) (a) and (b).

SECTION 2731. 227.116 (1) of the statutes is renumbered 227.116 (1r) and amended to read:

227.116 **(1r)** Each proposed rule submitted to the legislative council under s. 227.15 that includes a requirement for a business to obtain a permit~~, as defined in s. 560.41 (2),~~ shall specify the number of business days, calculated beginning on the day a permit application is received, within which the agency will review and make a determination on a permit application.

SECTION 2732. 227.116 (1g) of the statutes is created to read:

227.116 **(1g)** In this section, "permit" means any approval of an agency required as a condition of operating a business in this state.

SECTION 2733. 227.116 (2) of the statutes is amended to read:

227.116 **(2)** If any existing rule does not comply with sub. ~~(1)~~ (1r), the agency that promulgated the rule shall submit to the legislative council a proposed revision of the rule that will bring the rule into compliance with sub. ~~(1)~~ (1r). The legislative council staff's review of the proposed revision is limited to determining whether or not the agency has complied with this subsection.

SECTION 2734. 227.116 (3) of the statutes is amended to read:

227.116 **(3)** Subsections ~~(1)~~ (1r) and (2) do not apply to a rule if the rule, or a law under which the rule was promulgated, effective prior to November 17, 1983, contains a specification of a time period for review and determination on a permit application.

SECTION 2735. 227.116 (4) (intro.) of the statutes is amended to read:

227.116 **(4)** (intro.) If an agency fails to review and make a determination on a permit application within the time period specified in a rule or law, for each such failure the agency shall prepare a report and submit it to the department of ~~commerce~~ safety and professional services within 5 business days of the last day of the time period specified, setting forth all of the following:

SECTION 2736. 227.116 (5) of the statutes is amended to read:

227.116 **(5)** If an agency fails to review and make a determination on a permit application within the time period specified in a rule or law, upon completion of the review and determination for that application, the agency shall notify the department of ~~commerce~~ safety and professional services.

SECTION 2738k. 227.137 (3) (f) of the statutes is created to read:

227.137 **(3)** (f) Except as provided in this paragraph, if the economic impact analysis relates to a proposed rule of the department of safety and professional services under s. 101.63 (1) establishing standards for the construction of a dwelling, as defined in s. 101.61 (1), an analysis of whether the proposed rule would increase the cost of constructing or remodeling such a dwelling by more than $1,000. This paragraph applies notwithstanding that the purpose of the one− and 2−family dwelling code under s. 101.60 includes promoting interstate uniformity in construction standards. This paragraph does not apply to a proposed rule whose promulgation has been authorized under s. 227.19 (5) (fm).

SECTION 2738m. 227.19 (3) (g) of the statutes is amended to read:

227.19 **(3)** (g) The report of the department of ~~commerce~~ administration, as required by s. 227.115, if a proposed rule directly or substantially affects the development, construction, cost, or availability of housing in this state.

SECTION 2739c. 227.19 (4) (d) 7. of the statutes is created to read:

227.19 **(4)** (d) 7. In the case of a proposed rule of the department of safety and professional services under s. 101.63 (1) establishing standards for the construction of a dwelling, as defined in s. 101.61 (1), the proposed rule would increase the cost of constructing or remodeling such a dwelling by more than $1,000. This subdivision applies notwithstanding that the purpose of the one− and 2−family dwelling code under s. 101.60 includes promoting interstate uniformity in construction standards. This subdivision does not apply to a proposed rule whose promulgation has been authorized under sub. (5) (fm).

SECTION 2739d. 227.19 (5) (c) of the statutes, as affected by 2011 Wisconsin Act 21, is amended to read:

227.19 **(5)** (c) *Agency not to promulgate rule during joint committee review.* An agency may not promulgate a proposed rule or a part of a proposed rule until the joint committee for review of administrative rules nonconcurs in the objection of the committee, concurs in the approval of the committee, otherwise approves the proposed rule or part of the proposed rule, or waives its jurisdiction over the proposed rule or part of the proposed rule under par. (d), until the expiration of the review period under par. (b) 1., if no committee has objected to the proposed rule or the part of the proposed rule, ~~or~~ until a bill introduced under par. (e) fails to be enacted, or until a bill introduced under par. (em) is enacted. An agency may promulgate any part of a proposed rule to which no objection has been made.

SECTION 2739e. 227.19 (5) (d) of the statutes, as affected by 2011 Wisconsin Act 21, is amended to read:

227.19 **(5)** (d) *Joint committee action.* The joint committee for review of administrative rules may nonconcur in a committee's objection to a proposed rule or a part of a proposed rule, concur in a committee's approval of a proposed rule or a part of a proposed rule, otherwise approve a proposed rule or a part of a proposed rule, or waive its jurisdiction over a proposed rule or a part of a proposed rule by voting to nonconcur, concur, or approve, or to waive its jurisdiction, during the applicable review period under par. (b). ~~If~~ Except as provided in par. (dm), if the joint committee for review of administrative rules objects to a proposed rule or a part of a proposed rule, an agency may not promulgate the proposed rule or part of the proposed rule objected to until a bill introduced under par. (e) fails to be enacted. The joint committee for review of administrative rules may object to a proposed rule or a part of a proposed rule only for one or more of the reasons specified under sub. (4) (d).

SECTION 2739f. 227.19 (5) (dm) of the statutes is created to read:

227.19 **(5)** (dm) *Rules increasing dwelling construction costs; joint committee action.* If the joint committee

for review of administrative rules objects to a proposed rule or a part of a proposed rule for a reason specified in sub. (4) (d) 7., the department of safety and professional services may not promulgate the proposed rule or part of the proposed rule objected to until a bill introduced under par. (em) is enacted. This paragraph applies notwithstanding that the purpose of the one− and 2−family dwelling code under s. 101.60 includes promoting interstate uniformity in construction standards. This paragraph does not apply to a proposed rule whose promulgation has been previously authorized under par. (fm).

SECTION 2739g. 227.19 (5) (e) of the statutes, as affected by 2011 Wisconsin Act 21, is amended to read:

227.19 **(5)** (e) *Bills to prevent promulgation.* When the joint committee for review of administrative rules objects to a proposed rule or a part of a proposed rule under par. (d) it shall, within 30 days of the date of the objection, meet and take executive action regarding the introduction, in each house of the legislature, of a bill to support the objection. The joint committee shall introduce the bills within 5 working days after taking executive action in favor of introduction of the bills unless the bills cannot be introduced during this time period under the joint rules of the legislature.

SECTION 2739h. 227.19 (5) (em) of the statutes is created to read:

227.19 **(5)** (em) *Rules increasing dwelling construction costs; bill to authorize promulgation.* If the joint committee for review of administrative rules objects to a proposed rule or a part of a proposed rule under par. (dm), any member of the legislature may introduce a bill to authorize promulgation of the proposed rule or part of the proposed rule. This paragraph applies notwithstanding that the purpose of the one− and 2−family dwelling code under s. 101.60 includes promoting interstate uniformity in construction standards. This paragraph does not apply to a proposed rule whose promulgation has been previously authorized under par. (fm).

SECTION 2739i. 227.19 (5) (fm) of the statutes is created to read:

227.19 **(5)** (fm) *Rules increasing dwelling construction costs; timely introduction of bill; effect.* If all bills introduced under par. (em) are defeated, or fail to be enacted in any other manner, the agency may not promulgate the proposed rule or part of the proposed rule that was objected to unless subsequent law specifically authorizes its promulgation. If any of those bills becomes law, the agency may promulgate the proposed rule or part of the proposed rule that was objected to.

SECTION 2739j. 227.19 (5) (g) (title) of the statutes is created to read:

227.19 **(5)** (g) (title) *Introduction of bills in next session; effect.*

SECTION 2739k. 227.19 (6) (title) of the statutes is amended to read:

227.19 **(6)** (title) PROMULGATION PREVENTION OR AUTHORIZATION PROCEDURE.

SECTION 2739L. 227.19 (6) (a) (intro.) of the statutes is amended to read:

227.19 **(6)** (a) (intro.) The legislature may not consider a bill required ~~by~~ or permitted under sub. (5) (e) or (em) until the joint committee for review of administrative rules has submitted a written report on the bill. The report shall be printed as an appendix to each bill and shall contain:

SECTION 2739n. 227.24 (1) (e) 1d. of the statutes, as created by 2011 Wisconsin Act 21, is amended to read:

227.24 **(1)** (e) 1d. Prepare a statement of the scope of the proposed emergency rule as provided in s. 227.135 (1), obtain approval of the statement as provided in s. 227.135 (2), and send the statement to the legislative reference bureau for publication in the register ~~under~~ as provided in s. 227.135 (3) ~~at the same time that the proposed emergency rule is published~~. If the agency changes the scope of a proposed emergency rule as described in s. 227.135 (4), the agency shall prepare and obtain approval of a revised statement of the scope of the proposed emergency rule as provided in s. 227.135 (4). No state employee or official may perform any activity in connection with the drafting of a proposed emergency rule except for an activity necessary to prepare the statement of the scope of the proposed emergency rule until the governor and the individual or body with policy−making powers over the subject matter of the proposed emergency rule approves the statement.

SECTION 2739p. 227.24 (1) (e) 1g. of the statutes, as created by 2011 Wisconsin Act 21, is amended to read:

227.24 **(1)** (e) 1g. Submit the proposed emergency rule in final draft form to the governor for approval. The governor, in his or her discretion, may approve or reject the proposed emergency rule. If the governor approves a proposed emergency rule, the governor shall provide the agency with a written notice of that approval. An agency may not file an emergency rule ~~for publication~~ with the legislative reference bureau as provided in s. 227.20 and an emergency rule may not be published until the governor approves the emergency rule in writing.

SECTION 2740. 227.59 of the statutes is amended to read:

227.59 Certification of certain cases from the circuit court of Dane County to other circuits. Any action or proceeding for the review of any order of an administrative officer, commission, department or other administrative tribunal of the state required by law to be instituted in or taken to the circuit court of Dane County except an action or appeal for the review of any order of the department of workforce development or the department of ~~commerce~~ safety and professional services or findings and orders of the labor and industry review commission which is instituted or taken and is not called for trial or

hearing within 6 months after the proceeding or action is instituted, and the trial or hearing of which is not continued by stipulation of the parties or by order of the court for cause shown, shall on the application of either party on 5 days' written notice to the other be certified and transmitted for trial to the circuit court of the county of the residence or principal place of business of the plaintiff or petitioner, where the action or proceeding shall be given preference. Unless written objection is filed within the 5−day period, the order certifying and transmitting the proceeding shall be entered without hearing. The plaintiff or petitioner shall pay to the clerk of the circuit court of Dane County a fee of $2 for transmitting the record.

SECTION 2741. 229.46 (1) (ag) of the statutes is amended to read:

229.46 **(1)** (ag) "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2742. 229.46 (1) (b) of the statutes is amended to read:

229.46 **(1)** (b) "Minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 2743. 229.70 (1) (ag) of the statutes is amended to read:

229.70 **(1)** (ag) "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2744. 229.70 (1) (am) of the statutes is amended to read:

229.70 **(1)** (am) "Minority business" has the meaning given in s. ~~560.036~~ 16.287 (1) (e).

SECTION 2745. 229.70 (1) (b) of the statutes is amended to read:

229.70 **(1)** (b) "Minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 2746. 229.8273 (1) (am) of the statutes is amended to read:

229.8273 **(1)** (am) "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2747. 229.8273 (1) (b) of the statutes is amended to read:

229.8273 **(1)** (b) "Minority business" has the meaning given in s. ~~560.036~~ 16.287 (1) (e).

SECTION 2748. 229.8273 (1) (c) of the statutes is amended to read:

229.8273 **(1)** (c) "Minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 2749. 229.845 (1) (ag) of the statutes is amended to read:

229.845 **(1)** (ag) "Disabled veteran−owned business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2750. 229.845 (1) (am) of the statutes is amended to read:

229.845 **(1)** (am) "Minority business" has the meaning given in s. ~~560.036~~ 16.287 (1) (e).

SECTION 2751b. 230.01 (1) of the statutes is amended to read:

230.01 **(1)** It is the purpose of this chapter to provide state agencies ~~and institutions of higher education~~ with competent personnel who will furnish state services to citizens as fairly, efficiently and effectively as possible.

SECTION 2751e. 230.03 (3) of the statutes, as affected by 2011 Wisconsin Act 7, is amended to read:

230.03 **(3)** "Agency" means any board, commission, committee, council, or department in state government or a unit thereof created by the constitution or statutes if such board, commission, committee, council, department, unit, or the head thereof, is authorized to appoint subordinate staff by the constitution or statute, except the Board of Regents of the University of Wisconsin System, a legislative or judicial board, commission, committee, council, department, or unit thereof or an authority created under subch. II of ch. 114 or subch. III of ch. 149 or under ch. 52, 231, 232, 233, 234, 235, 237, 238, or 279. "Agency" does not mean any local unit of government or body within one or more local units of government that is created by law or by action of one or more local units of government.

SECTION 2751g. 230.03 (6) of the statutes is amended to read:

230.03 **(6)** "Civil service" means all offices and positions of trust or employment in the service of the state, except offices and positions in the organized militia and the Board of Regents of the University of Wisconsin System.

SECTION 2751i. 230.03 (6m) of the statutes is created to read:

230.03 **(6m)** "Classified service" means the classified service of the civil service.

SECTION 2751k. 230.03 (10h) of the statutes is created to read:

230.03 **(10h)** "Employee" or "state employee" means an employee of an agency.

SECTION 2751m. 230.03 (13) of the statutes is created to read:

230.03 **(13)** "Unclassified service" means the unclassified service of the civil service.

SECTION 2751p. 230.08 (2) (cm) of the statutes is repealed.

SECTION 2751q. 230.08 (2) (d) of the statutes is repealed.

SECTION 2751s. 230.08 (2) (dm) of the statutes is repealed.

SECTION 2753m. 230.08 (2) (e) 3. of the statutes is repealed.

SECTION 2754. 230.08 (2) (e) 4. of the statutes is created to read:

230.08 **(2)** (e) 4. Employment relations commission — 1.

SECTION 2755a. 230.08 (2) (e) 6. of the statutes, as affected by 2011 Wisconsin Act 10, is repealed and recreated to read:

230.08 **(2)** (e) 6. Workforce development — 9.

SECTION 2755am. 230.08 (2) (e) 8. of the statutes is amended to read:

230.08 **(2)** (e) 8. Natural resources — ~~7~~ 10.

SECTION 2756. 230.08 (2) (e) 10. of the statutes is repealed.

SECTION 2757. 230.08 (2) (e) 11m. of the statutes is created to read:

230.08 **(2)** (e) 11m. Safety and professional services — 8.

SECTION 2758. 230.08 (2) (g) of the statutes is amended to read:

230.08 **(2)** (g) One stenographer appointed by each elective executive officer, except the secretary of state and the state treasurer; and one deputy or assistant appointed by each elective executive officer, except the attorney general and superintendent of public instruction.

SECTION 2758d. 230.08 (2) (k) of the statutes is repealed.

SECTION 2758g. 230.08 (2) (p) of the statutes is amended to read:

230.08 **(2)** (p) All employees of the investment board~~, except blue collar and clerical employees~~.

SECTION 2760. 230.08 (2) (v) of the statutes is amended to read:

Vetoed In Part

230.08 **(2)** (v) Not more than ~~5~~ 2 bureau directors in the department of ~~regulation and licensing~~ safety and professional services.

SECTION 2761. 230.08 (2) (yb) of the statutes is created to read:

230.08 **(2)** (yb) The director and the deputy director of the office of business development in the department of administration.

SECTION 2762. 230.08 (2) (yc) of the statutes is repealed.

SECTION 2763. 230.08 (4) (a) of the statutes is amended to read:

230.08 **(4)** (a) The number of administrator positions specified in sub. (2) (e) includes all administrator positions specifically authorized by law to be employed outside the classified service in each department, board or commission and the historical society. In this paragraph, "department" has the meaning given under s. 15.01 (5), "board" means the educational communications board, government accountability board, investment board, public defender board and technical college system board and "commission" means the employment relations commission and the public service commission. Notwithstanding sub. (2) (z), no division administrator position exceeding the number authorized in sub. (2) (e) may be created in the unclassified service.

SECTION 2763m. 230.08 (4) (d) of the statutes is created to read:

230.08 **(4)** (d) The division administrator appointed under sub. (2) (e) 4. shall be an attorney.

SECTION 2763p. 230.09 (2) (g) of the statutes is amended to read:

230.09 **(2)** (g) When filling a new or vacant position, if the director determines that the classification for a position is different than that provided for by the legislature as established by law or in budget determinations, or as authorized by the joint committee on finance under s. 13.10, or as specified by the governor creating positions under s. 16.505 (1) (c) or (2)~~,~~ or the University of Wisconsin Hospitals and Clinics Board creating positions under s. 16.505 (2n) ~~or the board of regents of the University of Wisconsin System creating positions under s. 16.505 (2m)~~, or is different than that of the previous incumbent, the director shall notify the administrator and the secretary of administration. The administrator shall withhold action on the selection and certification process for filling the position. The secretary of administration shall review the position to determine that sufficient funds exist for the position and that the duties and responsibilities of the proposed position reflect the intent of the legislature as established by law or in budget determinations, the intent of the joint committee on finance acting under s. 13.10, the intent of the governor creating positions under s. 16.505 (1) (c) or (2)~~,~~ or the University of Wisconsin Hospitals and Clinics Board creating positions under s. 16.505 (2n) ~~or the intent of the board of regents of the University of Wisconsin System creating positions under s. 16.505 (2m)~~. The administrator may not proceed with the selection and certification process until the secretary of administration has authorized the position to be filled.

SECTION 2763s. 230.10 (2) of the statutes is amended to read:

230.10 **(2)** The compensation plan in effect at the time that a representative is recognized or certified to represent employees in a collective bargaining unit and the employee salary and benefit provisions under s. 230.12 (3) (e) in effect at the time that a representative is certified to represent employees in a collective bargaining unit under subch. V of ch. 111 constitute the compensation plan or employee salary and benefit provisions for employees in the collective bargaining unit until a collective bargaining agreement becomes effective for that unit. If a collective bargaining agreement under subch. V of ch. 111 expires prior to the effective date of a subsequent agreement, and a representative continues to be recognized or certified to represent employees specified in s. 111.81 (7) (a) or certified to represent employees specified in s. 111.81 (7) ~~(b)~~ (ar) to (f) in that collective bargaining unit, the wage rates of the employees in such a unit shall be frozen until a subsequent agreement becomes effective, and the compensation plan under s.

230.12 and salary and benefit changes adopted under s. 230.12 (3) (e) do not apply to employees in the unit.

SECTION 2764. 230.12 (1) (a) 1. b. of the statutes is amended to read:

230.12 **(1)** (a) 1. b. The provisions governing the pay of all unclassified positions except positions ~~for employees of the University of Wisconsin System,~~ for employees of the legislature who are not identified under s. 20.923 (4), for employees of a service agency under subch. IV of ch. 13, for employees of the state court system, for employees of the investment board identified under s. 230.08 (2) (p), for one stenographer employed by each elective executive officer, except the secretary of state and the state treasurer, under s. 230.08 (2) (g), for 3 sales representatives of prison industries and one sales manager of prison industries identified under s. 303.01 (10), and for sales and development professional of the historical society employed under s. 44.20 (4) (a).

SECTION 2764bg. 230.12 (1) (h) of the statutes is created to read:

230.12 **(1)** (h) *Other pay, benefits, and working conditions.* The compensation plan may include other provisions relating to pay, benefits, and working conditions that shall supersede the provisions of the civil service and other applicable statutes and rules promulgated by the director and the administrator.

SECTION 2764br. 230.12 (3) (a) of the statutes is amended to read:

230.12 **(3)** (a) *Submission to the joint committee on employment relations.* The director shall submit to the joint committee on employment relations a proposal for any required changes in the compensation plan ~~which may include across the board pay adjustments for positions in the classified service~~. The proposal shall include the amounts and methods for within range pay progression, for pay transactions, and for performance awards. The proposal shall be based upon experience in recruiting for the service, the principle of providing pay equity regardless of gender or race, data collected as to rates of pay for comparable work in other public services and in commercial and industrial establishments, recommendations of agencies and any special studies carried on as to the need for any changes in the compensation plan to cover each year of the biennium. The proposal shall also take proper account of prevailing pay rates, costs and standards of living and the state's employment policies.

SECTION 2764bt. 230.12 (3) (b) of the statutes is amended to read:

230.12 **(3)** (b) *Public hearing on the proposal; adoption of plan.* The director shall submit the proposal for any required changes in the compensation plan to the joint committee on employment relations. The committee shall hold a public hearing on the proposal. The proposal, as may be modified by the joint committee on employment relations together with the unchanged provisions of the current compensation plan, shall, for the ensuing fiscal year or until a new or modified plan is adopted under this subsection, constitute the state's compensation plan ~~for positions in the classified service~~. Any modification of the director's proposed changes in the compensation plan by the joint committee on employment relations may be disapproved by the governor within 10 calendar days. A vote of 6 members of the joint committee on employment relations is required to set aside any such disapproval of the governor.

SECTION 2764c. 230.12 (3) (e) (title) of the statutes is amended to read:

230.12 **(3)** (e) (title) *University of Wisconsin System ~~senior executives, faculty, and academic staff~~ employees; Wisconsin Technical College System senior executives.*

SECTION 2764g. 230.12 (3) (e) 1. of the statutes is amended to read:

230.12 **(3)** (e) 1. The director, after receiving recommendations from the board of regents and the chancellor of the University of Wisconsin−Madison, shall submit to the joint committee on employment relations a proposal for adjusting compensation and employee benefits for University of Wisconsin System employees ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included in a collective bargaining unit under subch. V or VI of ch. 111 for which a representative is certified. The proposal shall include the salary ranges and adjustments to the salary ranges for the university senior executive salary groups 1 and 2 established under s. 20.923 (4g)~~. The proposal shall be based upon the competitive ability of the board of regents to recruit and retain qualified faculty and academic staff, data collected as to rates of pay for comparable work in other public services, universities and commercial and industrial establishments, recommendations of the board of regents and any special studies carried on as to the need for any changes in compensation and employee benefits to cover each year of the biennium. The proposal shall also take proper account of prevailing pay rates, costs and standards of living and the state's employment policies. The proposal for such pay adjustments may contain recommendations for across−the−board pay adjustments, merit or other adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf) shall apply to the process for approval of all pay adjustments for ~~such~~ University of Wisconsin System employees ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d)~~. The proposal as approved by the joint committee on employment relations and the governor shall be based upon a percentage of the budgeted salary base for ~~such~~ University of Wisconsin System employees ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d)~~. The amount included in the proposal for merit and adjustments other than across−the−board pay adjustments is available for discretionary use by the board of regents.

SECTION 2764n. 230.143 (intro.) of the statutes is renumbered 230.143 and amended to read:

230.143 Appointment; selective service registration. A person who is required to register with the selective service system under 50 USC, Appendix, sections 451 to 473, but has not registered, may not receive ~~any of the following~~ an original appointment to a position in the classified service during the period that the person is required to register~~:~~.

SECTION 2764r. 230.143 (1) of the statutes is repealed.

SECTION 2764w. 230.143 (2) of the statutes is repealed.

SECTION 2765. 230.339 of the statutes is created to read:

230.339 Rights of certain employees of the department of safety and professional services. (1) If any of the following employees who hold the position of bureau director in the classified service at the department of commerce on the day before the effective date of this subsection .... [LRB inserts date], and who have achieved permanent status in class on or before that date are transferred to the position of bureau director in the unclassified service at the department of safety and professional services, that transferred employee shall retain those protections afforded employees in the classified service under ss. 230.34 (1) (a) and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff, or reduction in base pay:

(b) Director of the bureau of petroleum environmental cleanup fund administration in the division of environmental and regulatory services.

(c) Director of the bureau of petroleum products and tanks in the division of environmental and regulatory services.

(d) Director of the bureau of integrated services in the division of safety and buildings.

(e) Director of the bureau of program development in the division of safety and buildings.

(2) Each employee specified under sub. (1) shall also have reinstatement privileges to the classified service as provided under s. 230.33 (1).

SECTION 2766. 230.34 (1) (ar) of the statutes is amended to read:

230.34 **(1)** (ar) Paragraphs (a) and (am) apply to all employees with permanent status in class in the classified service and all employees who have served with the state as an assistant district attorney for a continuous period of 12 months or more, except that for employees specified in s. 111.81 (7) (a) in a collective bargaining unit for which a representative is recognized or certified, or for employees specified in s. 111.81 (7) ~~(b)~~ (ar) or (c) in a collective bargaining unit for which a representative is certified, if a collective bargaining agreement is in effect covering employees in the collective bargaining unit, the determination of just cause and all aspects of the appeal procedure shall be governed by the provisions of the collective bargaining agreement.

SECTION 2767m. 230.48 (3) (b) of the statutes is amended to read:

230.48 **(3)** (b) Cash awards, in ~~the~~ an amount equal to 10 percent of the average annual savings that result from the suggestion, with a minimum payment of $50 and a maximum payment of $10,000, and payable at the times that the state employees suggestion board determines.

SECTION 2768. 231.01 (1) of the statutes is renumbered 231.01 (1t).

SECTION 2769. 231.01 (1m) of the statutes is created to read:

231.01 **(1m)** "Affiliate" means an entity that controls, is controlled by, or is under common control with another entity.

SECTION 2770. 231.01 (4t) of the statutes is created to read:

231.01 **(4t)** "Entity" means any person other than a natural person.

SECTION 2771. 231.01 (5r) of the statutes is amended to read:

231.01 **(5r)** "Participating child care provider" means a child care provider, or an affiliate of a child care provider, that undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter.

SECTION 2772. 231.01 (5w) of the statutes is amended to read:

231.01 **(5w)** "Participating educational institution" means ~~a corporation, agency or association which is~~ an entity authorized by state law to provide or operate an educational facility, or an affiliate of that entity, and ~~which~~ that undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter.

SECTION 2773. 231.01 (6) (intro.) and (a) of the statutes are consolidated, renumbered 231.01 (6) and amended to read:

231.01 **(6)** "Participating health institution" means~~:~~ ~~(a) A corporation, agency or association~~ an entity authorized by state law to provide or operate a health facility, or an affiliate of that entity, and ~~which~~ that undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter.

SECTION 2774. 231.01 (6t) of the statutes is amended to read:

231.01 **(6t)** "Participating research institution" means an entity organized under the laws of this state that provides or operates a research facility, or an affiliate of that entity, and that undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter.

SECTION 2775. 231.01 (7) (c) of the statutes is amended to read:

231.01 **(7)** (c) "Project" may include more than one project, and it may include any combination of projects undertaken jointly by any participating health institution, participating educational institution, participating research institution, or participating child care provider with one or more other participating health institutions, participating educational institutions, participating research institutions, or participating child care providers.

SECTION 2776. 231.01 (7) (cg) of the statutes is created to read:

231.01 **(7)** (cg) "Project" includes any project located within or outside of this state.

SECTION 2777. 231.01 (7) (d) 2. of the statutes is amended to read:

231.01 **(7)** (d) 2. Any office or clinic of a person licensed under ch. 446, 447, 448, 449, or 455, or the substantially equivalent laws or rules of another state.

SECTION 2778. 231.03 (6) (a) 3. c. of the statutes is amended to read:

231.03 **(6)** (a) 3. c. The expenditure, by or on behalf of a hospital, independent practitioner, partnership, unincorporated medical group or service corporation, as defined in s. 180.1901 (2), or the substantially equivalent laws or rules of another state, for clinical medical equipment.

SECTION 2779. 231.03 (6) (b) of the statutes is amended to read:

231.03 **(6)** (b) Refinance outstanding debt of any participating health institution if the department of health services certifies that refinancing will result in a reduction in the participating health institution's rates below the rates which would have otherwise prevailed, except that the authority may not refinance any office or clinic of a person licensed under ch. 446, 447, 448, 449 or 455, or the substantially equivalent laws or rules of another state, and except that this certification is not required for the refinancing for a participating health institution that operates a facility as defined under s. 49.45 (6m) (a) 3, or for a participating health institution that is located in another state.

SECTION 2780. 231.06 of the statutes is amended to read:

231.06 Property acquisition. The authority may acquire, directly or by and through a participating health institution, participating educational institution, participating research institution, or participating child care provider as its agent, by purchase or by gift or devise, such lands, structures, property, rights, rights−of−way, franchises, easements, and other interests in lands, including lands lying under water and riparian rights, ~~which are located within this state~~ as it deems necessary or convenient for the construction or operation of a project, upon such terms and at such prices as it considers reasonable and can be agreed upon between it and the owner thereof, and take title thereto in the name of the authority or in the name of a health facility, educational facility, research facility, or child care center as its agent.

SECTION 2781. 231.08 (8) of the statutes is created to read:

231.08 **(8)** The proceeds of a bond issued under this section may be used for a project in this state or any other state, except that if the proceeds of a bond are used for a project located in another state, that project shall include a substantial component located in this state, as determined by the executive director.

SECTION 2782. 231.20 of the statutes is amended to read:

231.20 Waiver of construction and bidding requirements. In exercising its powers under s. 101.12, the department of ~~commerce~~ safety and professional services or any city, village, town, or county may, within its discretion for proper cause shown, waive any particular requirements relating to public buildings, structures, grounds, works, and improvements imposed by law upon projects under this chapter; the requirements of s. 101.13 may not be waived, however. If, however, the prospective lessee so requests in writing, the authority shall, through the participating health institution, participating educational institution, participating research institution, or participating child care provider as its agent, call for construction bids in such manner as is determined by the authority with the approval of the lessee.

SECTION 2783. 231.27 (1) of the statutes is amended to read:

231.27 **(1)** In this section, "minority business", "minority financial adviser" and "minority investment firm" mean a business, financial adviser and investment firm, respectively, certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 2784. 231.29 (1) of the statutes is amended to read:

231.29 **(1)** In this section, "business," "financial adviser," and "investment firm" mean a business, financial adviser, and investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2785. 231.35 (6) (a) of the statutes is amended to read:

231.35 **(6)** (a) The authority shall enter into a guarantee agreement with any person who makes loans described under sub. (3) (b) and who wishes to have those loans guaranteed under this section. The guarantee agreement shall comply with the rules promulgated by the department of ~~commerce~~ administration under sub. (7) (b).

SECTION 2786. 231.35 (6) (b) of the statutes is amended to read:

231.35 **(6)** (b) The authority may use money from the rural hospital loan fund to guarantee loans made for the

purposes described in sub. (3) (b), if the authority sets out the terms and conditions of the guarantee in a guarantee agreement that complies with the rules promulgated by the department of ~~commerce~~ administration under sub. (7) (b).

SECTION 2787. 231.35 (7) (intro.) of the statutes is amended to read:

231.35 **(7)** (intro.) With the advice of the rural health development council, the department of ~~commerce~~ administration shall promulgate rules specifying all of the following:

SECTION 2818. 234.01 (4n) (a) 3m. e. of the statutes is amended to read:

234.01 **(4n)** (a) 3m. e. The facility is located in a targeted area, as determined by the authority after considering the factors set out in s. 560.605 (2m) (c), 2005 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005 stats., s. 560.605 (2m) (g), 2007 stats., and s. 560.605 (2m) (a), (b), (f), and (h), 2009 stats.

SECTION 2819. 234.02 (1) of the statutes is amended to read:

234.02 **(1)** There is created a public body corporate and politic to be known as the "Wisconsin Housing and Economic Development Authority." The members of the authority shall be the ~~secretary of commerce~~ chief executive officer of the Wisconsin Economic Development Corporation or his or her designee and the secretary of administration or his or her designee, and 6 public members nominated by the governor, and with the advice and consent of the senate appointed, for staggered 4−year terms commencing on the dates their predecessors' terms expire. In addition, one senator of each party and one representative to the assembly of each party appointed as are the members of standing committees in their respective houses shall serve as members of the authority. A member of the authority shall receive no compensation for services but shall be reimbursed for necessary expenses, including travel expenses, incurred in the discharge of duties. Subject to the bylaws of the authority respecting resignations, each member shall hold office until a successor has been appointed and has qualified. A certificate of appointment or reappointment of any member shall be filed with the authority and the certificate shall be conclusive evidence of the due and proper appointment.

SECTION 2820. 234.032 (2) (intro.) of the statutes is amended to read:

234.032 **(2)** (intro.) The authority, in consultation with the ~~department of commerce~~ Wisconsin Economic Development Corporation, shall do all of the following for each economic development program administered by the authority:

SECTION 2821. 234.034 of the statutes is amended to read:

234.034 Consistency with state housing strategy plan. Subject to agreements with bondholders or noteholders, the authority shall exercise its powers and perform its duties related to housing consistent with the state housing strategy plan under s. ~~560.9802~~ 16.302.

SECTION 2822. 234.06 (1) of the statutes is amended to read:

234.06 **(1)** The authority may, as authorized in the state housing strategy plan under s. ~~560.9802~~ 16.302, use the moneys held in the housing development fund to make temporary loans to eligible sponsors, with or without interest, and with such security for repayment, if any, as the authority determines reasonably necessary and practicable, solely from the housing development fund, to defray development costs for the construction of proposed housing projects for occupancy by persons and families of low and moderate income. No temporary loan may be made unless the authority may reasonably anticipate that satisfactory financing may be obtained by the eligible sponsor for the permanent financing of the housing project.

SECTION 2823. 234.06 (3) of the statutes is amended to read:

234.06 **(3)** The authority may, as authorized in the state housing strategy plan under s. ~~560.9802~~ 16.302, use the moneys held in the housing development fund to establish and administer programs of grants to counties, municipalities, and eligible sponsors of housing projects for persons of low and moderate income, to pay organizational expenses, administrative costs, social services, technical services, training expenses, or costs incurred or expected to be incurred by counties, municipalities, or sponsors for land and building acquisition, construction, improvements, renewal, rehabilitation, relocation, or conservation under a plan to provide housing or related facilities, if the costs are not reimbursable from other private or public loan, grant, or mortgage sources.

SECTION 2824. 234.08 (5) of the statutes is amended to read:

234.08 **(5)** This section does not supersede or impair the power of the ~~department of commerce~~ Wisconsin Economic Development Corporation to carry out its program responsibilities relating to economic development which are funded by bonds or notes issued under this section.

SECTION 2825. 234.08 (6) of the statutes is amended to read:

234.08 **(6)** The authority may reimburse the ~~department of commerce~~ Wisconsin Economic Development Corporation its operating costs to carry out its program responsibilities relating to economic development which are funded by bonds or notes issued under this section.

SECTION 2826. 234.165 (2) (b) 2. of the statutes is amended to read:

234.165 **(2)** (b) 2. Annually before August 31 the authority shall submit to the governor a plan for expending or encumbering the actual surplus reported under subd. 1. The part of the plan related to housing shall be consistent with the state housing strategy plan under s.

~~560.9802~~ 16.302. The plan submitted under this subdivision may be attached to and submitted as a part of the report filed under subd. 1.

SECTION 2827. 234.25 (1) (e) of the statutes is amended to read:

234.25 **(1)** (e) An evaluation of its progress in implementing within its own housing programs the goals, policies, and objectives of the state housing strategy plan under s. ~~560.9802~~ 16.302, and recommendations for legislation to improve its ability to carry out its programs consistent with the state housing strategy plan.

SECTION 2828. 234.255 (title) of the statutes is amended to read:

234.255 (title) **Economic development assistance coordination and reporting.**

SECTION 2829. 234.255 of the statutes is renumbered 234.255 (2) and amended to read:

234.255 **(2)** Annually, no later than October 1, the authority shall submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing economic development programs, as defined in s. 234.032 (1), administered by the authority. The report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The authority shall collaborate with the ~~department of commerce~~ Wisconsin Economic Development Corporation to make readily accessible to the public on an Internet−based system the information required under this section.

SECTION 2830. 234.255 (1) of the statutes is created to read:

234.255 **(1)** The authority shall coordinate any economic development assistance with the Wisconsin Economic Development Corporation.

SECTION 2831. 234.35 (1) of the statutes is amended to read:

234.35 **(1)** In this section, "minority business", "minority financial adviser" and "minority investment firm" mean a business, financial adviser and investment firm, respectively, certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 2832. 234.36 (1) of the statutes is amended to read:

234.36 **(1)** In this section, "business," "financial adviser," and "investment firm" mean a business, financial adviser, and investment firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

SECTION 2832g. 234.622 (4) of the statutes is renumbered 234.622 (4) (intro.) and amended to read:

234.622 **(4)** (intro.) "Participant" means ~~a~~ all of the following:

(a) A natural person 65 years of age or older who has been accepted into the program.

SECTION 2832r. 234.622 (4) (b) of the statutes is created to read:

234.622 **(4)** (b) A veteran, as defined in s. 45.01 (12) (a) to (f), who has been accepted into the program.

SECTION 2833. 234.65 (1) (a) of the statutes is amended to read:

234.65 **(1)** (a) With the consent of the ~~department of commerce~~ Wisconsin Economic Development Corporation and subject to par. (f), the authority may issue its negotiable bonds and notes to finance its economic development activities authorized or required under this chapter, including financing economic development loans.

SECTION 2834. 234.65 (1) (f) of the statutes is amended to read:

234.65 **(1)** (f) The authority may not issue bonds or notes under par. (a) unless it has contracted to reimburse the ~~department of commerce~~ Wisconsin Economic Development Corporation a sum certain for the ~~department's~~ corporation's operating costs in carrying out its responsibilities to effectuate and promote the economic development programs created with the bonding authority in this chapter and its responsibilities under s. ~~560.03 (17)~~ 238.25.

SECTION 2835. 234.65 (1m) of the statutes is amended to read:

234.65 **(1m)** The ~~department of commerce~~ Wisconsin Economic Development Corporation shall, in consultation with the authority, ~~promulgate rules and~~ adopt rules and procedures~~, in accordance with the procedures under ch. 227,~~ to implement sub. (3).

SECTION 2836. 234.65 (3) (a) of the statutes is amended to read:

234.65 **(3)** (a) The business that will receive the loan, at least 30 days prior to signing of the loan contract, has given notice of intent to sign the contract, on a form prescribed under s. ~~560.034~~ 238.11 (1), to the ~~department of commerce~~ Wisconsin Economic Development Corporation and to any collective bargaining agent in this state with whom the person has a collective bargaining agreement.

SECTION 2837. 234.65 (3) (am) of the statutes is amended to read:

234.65 **(3)** (am) The authority has received an estimate issued under s. ~~560.034~~ 238.11 (5) (b), and the ~~department of commerce~~ Wisconsin Economic Development Corporation has estimated whether the project that the authority would finance under the loan is expected to eliminate, create, or maintain jobs on the project site and elsewhere in this state and the net number of jobs expected to be eliminated, created, or maintained as a result of the project.

SECTION 2838. 234.65 (3m) of the statutes is amended to read:

234.65 **(3m)** An economic development loan may not be made unless the ~~department of commerce~~ Wisconsin Economic Development Corporation complies with

sub. (1m) and certifies that each loan complies with sub. (3).

SECTION 2839. 234.65 (3r) of the statutes is amended to read:

234.65 **(3r)** Any economic development loan ~~which~~ that a business receives from the authority under this section to finance a project shall require the business to submit to the ~~department of commerce~~ Wisconsin Economic Development Corporation within 12 months after the project is completed or 2 years after a loan is issued to finance the project, whichever is sooner, on a form prescribed under s. ~~560.034~~ 234.11 (1), the net number of jobs eliminated, created, or maintained on the project site and elsewhere in this state as a result of the project. This subsection does not apply to an economic development loan to finance an economic development project described under s. 234.01 (4n) (c).

SECTION 2840. 234.65 (5) (intro.) of the statutes is amended to read:

234.65 **(5)** (intro.) On or before July 1, 1985, and every July 1 thereafter, the ~~department of commerce~~ Wisconsin Economic Development Corporation shall submit to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under s. 13.172 (3), a report ~~which shall address~~ that addresses the effects of lending under this section in the following areas:

SECTION 2840m. 234.75 of the statutes is created to read:

234.75 Public affairs network loan guarantee program. (1) DEFINITION. In this section, "public affairs network" means a nonprofit corporation organized under the laws of this state that has as its primary purpose the broadcast of proceedings of the legislature, including legislative committee meetings, and the reporting of events and activities related to politics in this state, through television, radio, the Internet, or similar communications media.

(2) GUARANTEE REQUIREMENTS. The authority may use money from the Wisconsin development reserve fund to guarantee the unpaid principal of a loan under sub. (5) if all of the following apply:

(a) The borrower applies for a loan guarantee on a form provided by the authority.

(b) The loan is eligible for a guarantee under sub. (3), and any applicable requirements under sub. (5) are met.

(c) The lender is the authority or a financial institution that enters into an agreement under s. 234.93 (2) (a).

(3) ELIGIBLE LOANS. A loan is eligible for guarantee of collection under sub. (5) from the Wisconsin development reserve fund if all of the following apply:

(a) The loan principal equals $5,000,000 or less.

(b) The authority determines that the borrower is a public affairs network.

(c) The borrower certifies that loan proceeds will be used for the borrower's operating expenses or expenses related to a capital project.

(d) The borrower certifies that loan proceeds will not be used to refinance existing debt or for entertainment expenses.

(e) The loan term is not less that 13 years, and the borrower is not required to to pay any principal or interest on the loan within the first 3 years after the loan is made.

(f) The terms of the loan authorize the lender to obtain a security interest in the real or personal property of the borrower to secure repayment of the loan.

(4) AUTHORITY LOAN. The authority may make a loan to a public affairs network if the loan meets the eligibility requirements under sub. (3), except that the total principal amount of all loans that the authority makes under this subsection may not exceed $5,000,000. Recognizing its moral obligation to do so, the legislature expresses its expectation and aspiration that, if ever called upon to do so, it shall make an appropriation to make the authority whole for defaults on loans issued under this subsection.

(5) GUARANTEE OF REPAYMENT. (a) Subject to par. (b), the authority may guarantee collection of all or part of the unpaid principal of a loan eligible for guarantee under sub. (3). If the authority guarantees all or part of a loan under this subsection, the authority shall establish the amount of the unpaid principal of an eligible loan that will be guaranteed using the procedures described in the guarantee agreement under s. 234.93 (2) (a).

(b) A loan guarantee under this subsection is subject to all of the following:

1. The total principal amount of all loans guaranteed under this subsection may not exceed $5,000,000.

2. Before the authority guarantees a loan under this subsection, the authority shall demonstrate to the satisfaction of the secretary of administration that there are sufficient moneys in the Wisconsin development reserve fund to guarantee the loan, or that there are sufficient moneys in the housing rehabilitation loan program administration fund that may be transferred under par. (c) to guarantee the loan.

(c) Notwithstanding s. 234.51 (2), the authority may transfer moneys from the housing rehabilitation loan program administration fund to the Wisconsin development reserve fund for a loan guarantee under this subsection if all of the following conditions are met:

1. The authority determines that the transfer is necessary to secure the loan guarantee.

2. The transfer of moneys does not exceed $5,000,000.

3. Within 14 days after the transfer, the authority submits a report to the joint committee on finance that includes the amount of the transfer and a description of the circumstances surrounding the transfer.

SECTION 2841. 234.83 (1c) (b) of the statutes is amended to read:

234.83 **(1c)** (b) "Small business" means a business, as defined in s. ~~560.60 (2)~~ 84.185 (1) (a), that employs 50 or fewer employees on a full−time basis.

SECTION 2842. 234.84 (1) of the statutes is amended to read:

234.84 **(1)** DEFINITION. In this section, ~~"department"~~ "corporation" means the ~~department of commerce~~ Wisconsin Economic Development Corporation.

SECTION 2843. 234.84 (3) (c) of the statutes is amended to read:

234.84 **(3)** (c) The interest rate on the loan, including any origination fees or other charges, is approved by the ~~department~~ corporation.

SECTION 2844. 234.84 (4) (a) of the statutes is amended to read:

234.84 **(4)** (a) Subject to par. (b), the authority shall guarantee collection of a percentage of the principal of, and all interest and any other amounts outstanding on, any loan eligible for a guarantee under sub. (2). The ~~department~~ corporation shall establish the percentage of the principal of an eligible loan that will be guaranteed, using the procedures described in the agreement under s. 234.932 (3) (a). The ~~department~~ corporation may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

SECTION 2845. 234.84 (5) (a) of the statutes is amended to read:

234.84 **(5)** (a) The program under this section shall be administered by the ~~department~~ corporation with the cooperation of the authority. The ~~department~~ corporation shall enter into a memorandum of understanding with the authority setting forth the respective responsibilities of the ~~department~~ corporation and the authority with regard to the administration of the program, including the functions and responsibilities specified in s. 234.932. The memorandum of understanding shall provide for reimbursement to the ~~department~~ corporation by the authority for costs incurred by the ~~department~~ corporation in the administration of the program.

SECTION 2846. 234.84 (5) (b) of the statutes is amended to read:

234.84 **(5)** (b) The ~~department~~ corporation may charge a premium, fee, or other charge to a borrower of a guaranteed loan under this section for the administration of the loan guarantee.

SECTION 2846c. 234.93 (1) (cm) of the statutes is amended to read:

234.93 **(1)** (cm) Any moneys transferred under 1999 Wisconsin Act 9, section 9125 (1), or under s. 234.75 (5) (c), from the housing rehabilitation loan program administration fund.

SECTION 2846g. 234.93 (4) (a) 2. of the statutes is amended to read:

234.93 **(4)** (a) 2. To fund guarantees under all of the programs guaranteed by funds from the Wisconsin development reserve fund, except for the program under s. 234.935, 1997 stats., and the program under s. 234.75, at a ratio of $1 of reserve funding to $4.50 of total outstanding principal and outstanding guaranteed principal that the authority may guarantee under all of those programs.

SECTION 2646r. 234.93 (4) (a) 3. of the statutes is amended to read:

234.93 **(4)** (a) 3. To fund guarantees under the program under s. 234.935, 1997 stats., and the program under s. 234.75 at a ratio of $1 of reserve funding to $4 of total principal and outstanding guaranteed principal that the authority may guarantee under that program.

SECTION 2847. 234.932 (1) of the statutes is repealed.

SECTION 2848. 234.932 (2) (a) of the statutes is amended to read:

234.932 **(2)** (a) Moneys ~~appropriated to the authority under s. 20.490 (6) (a) and (k) or~~ received by the authority for the Wisconsin job training reserve fund from any other source.

SECTION 2849. 234.932 (3) (a) (intro.) of the statutes is amended to read:

234.932 **(3)** (a) (intro.) The authority ~~or department~~ shall enter into a guarantee agreement with any bank, production credit association, credit union, savings bank, savings and loan association, or other person who wishes to participate in the loan program guaranteed by the Wisconsin job training reserve fund. The authority ~~or department~~ may determine all of the following, consistent with the terms of the loan guarantee program:

SECTION 2850. 234.932 (3) (a) 2. of the statutes is amended to read:

234.932 **(3)** (a) 2. Any conditions upon which the authority ~~or department~~ may refuse to enter into such an agreement.

SECTION 2851. 234.932 (3) (c) of the statutes is amended to read:

234.932 **(3)** (c) The ~~department~~ Wisconsin Economic Development Corporation may establish an eligibility criteria review panel, consisting of experts in finance and in the subject area of the job training loan guarantee program, to provide advice about lending requirements and issues related to the job training loan guarantee program.

SECTION 2852. 234.932 (4) of the statutes is amended to read:

234.932 **(4)** INCREASES OR DECREASES IN LOAN GUARANTEES. The authority ~~or department~~ may request the joint committee on finance to take action under s. 13.10 to permit the authority to increase or decrease the total outstanding guaranteed principal amount of loans that it may guarantee under the job training loan guarantee program. Included with its request, the authority ~~or department~~ shall provide a projection, for the next June 30, that compares the amounts required on that date to pay outstanding claims and to fund guarantees under the job

training loan guarantee program, and the balance remaining in the Wisconsin job training reserve fund on that date after deducting such amounts, if the increase or decrease is approved, with such amounts and the balance remaining, if the increase or decrease is not approved.

SECTION 2853. 234.932 (5) of the statutes is amended to read:

234.932 **(5)** ANNUAL REPORT. Annually, the authority ~~or department~~ shall report on the number and total dollar amount of guaranteed loans under the job training loan guarantee program, the default rate on the loans and any other information on the program that the authority ~~or department~~ determines is significant.

SECTION 2854. 235.02 (2) (d) of the statutes is amended to read:

235.02 **(2)** (d) The ~~secretary of commerce, or the secretary's~~ chief executive officer of the Wisconsin Economic Development Corporation, or his or her designee.

SECTION 2855. 236.12 (2) (a) of the statutes is amended to read:

236.12 **(2)** (a) Two copies for each of the state agencies required to review the plat to the department which shall examine the plat for compliance with ss. 236.15, 236.16, 236.20 and 236.21 (1) and (2). If the subdivision abuts or adjoins a state trunk highway or connecting highway, the department shall transmit 2 copies to the department of transportation so that agency may determine whether it has any objection to the plat on the basis of its rules as provided in s. 236.13. If the subdivision is not served by a public sewer and provision for that service has not been made, the department shall transmit 2 copies to the department of ~~commerce~~ safety and professional services so that that agency may determine whether it has any objection to the plat on the basis of its rules as provided in s. 236.13. In lieu of this procedure the agencies may designate local officials to act as their agents in examining the plats for compliance with the statutes or their rules by filing a written delegation of authority with the approving body.

SECTION 2856. 236.13 (1) (d) of the statutes is amended to read:

236.13 **(1)** (d) The rules of the department of ~~commerce~~ safety and professional services relating to lot size and lot elevation necessary for proper sanitary conditions in a subdivision not served by a public sewer, where provision for public sewer service has not been made;

SECTION 2857. 236.13 (2m) of the statutes is amended to read:

236.13 **(2m)** As a further condition of approval when lands included in the plat lie within 500 feet of the ordinary high−water mark of any navigable stream, lake or other body of navigable water or if land in the proposed plat involves lake or stream shorelands referred to in s. 236.16, the department of natural resources, to prevent pollution of navigable waters, or the department of ~~commerce~~ safety and professional services, to protect the public health and safety, may require assurance of adequate drainage areas for private sewage disposal systems and building setback restrictions, or provisions by the owner for public sewage disposal facilities for waters of the state, as defined in s. 281.01 (18), industrial wastes, as defined in s. 281.01 (5), and other wastes, as defined in s. 281.01 (7). The public sewage disposal facilities may consist of one or more systems as the department of natural resources or the department of ~~commerce~~ safety and professional services determines on the basis of need for prevention of pollution of the waters of the state or protection of public health and safety.

SECTION 2858. 236.335 of the statutes is amended to read:

236.335 Prohibited subdividing; forfeit. No lot or parcel in a recorded plat may be divided, or used if so divided, for purposes of sale or building development if the resulting lots or parcels do not conform to this chapter, to any applicable ordinance of the approving authority or to the rules of the department of ~~commerce~~ safety and professional services under s. 236.13. Any person making or causing such a division to be made shall forfeit not less than $100 nor more than $500 to the approving authority, or to the state if there is a violation of this chapter or the rules of the department of ~~commerce~~ safety and professional services.

SECTION 2859. Subchapter I (title) of chapter 238 [precedes 238.01] of the statutes is created to read:

CHAPTER 238

SUBCHAPTER I

GENERAL PROVISIONS

SECTION 2859m. 238.02 (4) of the statutes is created to read:

238.02 **(4)** All powers and duties assigned to the corporation under this chapter shall be exercised or carried out by the board, unless the board delegates the power or duty to an employee of the corporation.

SECTION 2860. 238.08 of the statutes is created to read:

238.08 Records of the corporation. All records of the corporation are open to the public as provided in s. 19.35 (1) except those records relating to pending grants, loans, or economic development projects that, in the opinion of the corporation, must remain confidential to protect the competitive nature of the grant, loan, or project.

SECTION 2860m. 238.127 (2) (j) of the statutes is created to read:

238.127 **(2)** (j) The corporation shall expend at least $250,000 annually on the state main street program.

SECTION 2861. 238.135 of the statutes is created to read:

238.135 Grants to regional economic development organizations. The corporation shall award annual grants to regional economic development organizations to fund marketing activities. The amount of each

grant may not exceed $100,000 or the amount of matching funds the organization obtains from sources other than the corporation or the state, whichever is less.

SECTION 2862. 238.145 of the statutes is created to read:

238.145 Wisconsin−source assets exclusion; business certification. (1) The corporation shall implement a program to certify businesses for purposes of s. 71.05 (25). A business shall submit an application to the corporation in each calendar year for which the business desires certification.

(2) The corporation may certify a business if, in the business's taxable year ending immediately before the date of the business's application, all of the following are true:

(a) The amount of payroll compensation paid by the business in this state, as determined by the corporation, is equal to at least 50 percent of the amount of all payroll compensation paid by the business, as determined by the corporation.

(b) The value of real and tangible personal property owned or rented and used by the business in this state, as determined by the corporation, is equal to at least 50 percent of the value of all real and tangible personal property owned or rented and used by the business, as determined by the corporation.

(3) The corporation shall notify the department of revenue of every certification issued under this section and of the date on which a certification is revoked or expires.

(4) The corporation, in consultation with the department of revenue, may adopt rules for the administration of this section.

(5) The corporation shall compile a list of businesses certified under this section and the taxable years for which the businesses are certified and shall make the list available to the public at the corporation's Internet Web site.

SECTION 2863. 238.146 of the statutes is created to read:

238.146 Long−term Wisconsin capital assets deferral; business certification. (1) The corporation shall implement a program to certify businesses for purposes of s. 71.05 (26). A business shall submit an application to the corporation in each calendar year for which the business desires certification.

(2) The corporation may certify a business if, in the business's taxable year ending immediately before the date of the business's application, all of the following are true:

(a) The amount of payroll compensation paid by the business in this state, as determined by the corporation, is equal to at least 50 percent of the amount of all payroll compensation paid by the business, as determined by the corporation.

(b) The value of real and tangible personal property owned or rented and used by the business in this state, as determined by the corporation, is equal to at least 50 percent of the value of all real and tangible personal property owned or rented and used by the business, as determined by the corporation.

(3) The corporation shall notify the department of revenue of every certification issued under this section and of the date on which a certification is revoked or expires.

(4) The corporation, in consultation with the department of revenue, may adopt rules for the administration of this section.

(5) The corporation shall compile a list of businesses certified under this section and the taxable years for which the businesses are certified and shall make the list available to the public at the corporation's Internet Web site.

SECTION 2864. 238.16 (3) (am) of the statutes is created to read:

238.16 **(3)** (am) The person increases net employment in the person's business.

SECTION 2865. Subchapter II (title) of chapter 238 [precedes 238.30] of the statutes is created to read:

CHAPTER 238

SUBCHAPTER II

TAX INCENTIVES FOR BUSINESS DEVELOPMENT

SECTION 2867. 247.06 (1) (a) of the statutes is amended to read:

247.06 **(1)** (a) The foundation may distribute moneys appropriated under s. 20.220 (1) (r) to the arts board for programs that provide operating support to arts organizations and for the Wisconsin regranting program under s. ~~44.62~~ 41.62.

SECTION 2868. 247.06 (2) (b) of the statutes is amended to read:

247.06 **(2)** (b) The foundation may not distribute moneys to the arts board under sub. (1) (a) in any fiscal year in which the foundation determines that the amount of general purpose revenue appropriated to the ~~arts board~~ department of tourism under s. ~~20.215~~ 20.380 (3) is less than the amount appropriated in the previous fiscal year.

SECTION 2871. 251.02 (3) of the statutes is amended to read:

251.02 **(3)** A county board may, in conjunction with the county board of ~~another county~~ one or more other counties, establish a multiple county health department, which shall meet the requirements of this chapter. A multiple county health department shall serve all areas of the respective counties that are not served by a city health department that was established prior to January 1, 1994, by a town or village health department established under sub. (3m), or by a multiple municipal local health department established under sub. (3r).

SECTION 2872. 252.12 (2) (a) 9. of the statutes is amended to read:

252.12 **(2)** (a) 9. 'Grant for family resource center.' The department shall award a grant to develop and implement an African−American family resource center in the city of Milwaukee that targets activities toward the prevention and treatment of HIV infection and related infections, including hepatitis C virus infection, of minority group members, as defined in s. ~~560.036~~ 16.287 (1) (f).

SECTION 2873. 252.12 (2) (c) 2. of the statutes is amended to read:

252.12 **(2)** (c) 2. From the appropriation account under s. 20.435 (1) (am), the department shall award $75,000 in each fiscal year as grants for services to prevent HIV infection and related infections, including hepatitis C virus infection. Criteria for award of the grants shall include the criteria specified under subd. 1. The department shall award 60% of the funding to applying organizations that receive funding under par. (a) 8. and 40% of the funding to applying community−based organizations that are operated by minority group members, as defined in s. ~~560.036~~ 16.287 (1) (f).

SECTION 2873q. 252.15 (3m) (d) 17. of the statutes is created to read:

252.15 **(3m)** (d) 17. If the subject of the HIV test is a prisoner, by a person specified in subd. 16. to a correctional officer of the department of corrections who has custody of or is responsible for the supervision of the test subject, to a person designated by a jailer to have custodial authority over the test subject, or to a law enforcement officer or other person who is responsible for transferring the test subject to or from a prison or jail, if the HIV test result is positive and disclosure of that information is necessary for the health and safety of the test subject or of other prisoners, of the person to whom the information is disclosed, or of any employee of the prison or jail.

SECTION 2874. 252.15 (5g) (c) of the statutes is amended to read:

252.15 **(5g)** (c) A physician, physician assistant, or advanced practice nurse prescriber, based on information provided to the physician, physician assistant, or advanced practice nurse prescriber, determines and certifies in writing that the person has had contact that constitutes a significant exposure. The certification shall accompany the request for HIV testing and disclosure. If the person is a physician, physician assistant, or advanced practice nurse prescriber, he or she may not make this determination or certification. The information that is provided to a physician, physician assistant, or advanced practice nurse prescriber to document the occurrence of the contact that constitutes a significant exposure and the physician's, physician assistant's, or advanced practice nurse prescriber's certification that the person has had contact that constitutes a significant exposure, shall be provided on a report form that is developed by the department of ~~commerce~~ safety and professional services under s. 101.02 (19) (a) or on a report form that the department of ~~commerce~~ safety and professional services determines, under s. 101.02 (19) (b), is substantially equivalent to the report form that is developed under s. 101.02 (19) (a).

SECTION 2875c. 253.07 (title) of the statutes is repealed and recreated to read:

253.07 (title) **Women's health block grant.**

SECTION 2875f. 253.07 (1) (a) 3. of the statutes is repealed.

SECTION 2875h. 253.07 (1) (b) 3. of the statutes is repealed.

SECTION 2875j. 253.07 (1) (c) of the statutes is created to read:

253.07 **(1)** (c) "Women's health funds" means state funds appropriated under s. 20.435 (1) (f) or federal funds received by the state under Title V of the federal Social Security Act, 42 USC 701 to 713, that are allocated for the purposes described in this section.

SECTION 2875L. 253.07 (2) (b) of the statutes is amended to read:

253.07 **(2)** (b) The department shall allocate ~~state and federal family planning~~ women's health funds under its control in a manner which will promote the development and maintenance of an integrated system of community health services. It shall maximize the use of existing community family planning services by encouraging local contractual arrangements.

SECTION 2875n. 253.07 (2) (c) of the statutes is amended to read:

253.07 **(2)** (c) The department shall coordinate the delivery of family planning services by allocating ~~family planning~~ women's health funds in a manner which maximizes coordination between the agencies.

SECTION 2875p. 253.07 (4) of the statutes is amended to read:

253.07 **(4)** ~~FAMILY PLANNING~~ WOMEN'S HEALTH BLOCK GRANT SERVICES. From the appropriation ~~account~~ under s. 20.435 (1) (f) and subject to sub. (5), the department shall distribute ~~funds in~~ the following amounts~~,~~ for all of the following ~~services~~:

(a) ~~For~~ In each fiscal year, $225,000 to establish and maintain 2 city−based clinics for delivery of family planning services under this section, in the cities of Milwaukee, Racine, or Kenosha.

(b) ~~For~~ In each fiscal year, $67,500 to subsidize the provision ~~by family planning agencies under this section~~ of papanicolaou tests to individuals with low income by entities that receive women's health funds. In this paragraph, "low income" means adjusted gross income that is less than 200% of the poverty line established under 42 USC 9902 (2).

(c) ~~For~~ In each fiscal year, $54,000 to subsidize the provision ~~by family planning agencies under this section~~

of follow−up cancer screening by entities that receive women's health funds.

(d) ~~For~~ In each fiscal year, $31,500 as grants ~~to applying family planning agencies under this section~~ for employment in communities of licensed registered nurses, licensed practical nurses, certified nurse−midwives, or licensed physician assistants who are members of a racial minority.

(e) ~~For~~ In each fiscal year, $36,000 to initiate, in areas of high incidence of the disease chlamydia, education, and outreach programs to locate, educate, and treat individuals at high risk of contracting the disease chlamydia and their partners.

SECTION 2875r. 253.07 (5) of the statutes is created to read:

253.07 **(5)** WOMEN'S HEALTH FUNDS. (a) The department shall distribute women's health funds only to public entities. These funds may be allocated for any activities for which funds were provided under this section before the effective date of this paragraph .... [LRB inserts date], including pregnancy testing; perinatal care coordination and follow−up; cervical cancer screening; sexually transmitted infection prevention, testing, treatment, and follow−up; and general health screening.

(b) Subject to par. (c), a public entity that receives women's health funds under this section may provide some or all of the funds to other public or private entities provided that the recipient of the funds does not do any of the following:

1. Provide abortion services.

2. Make referrals for abortion services.

3. Have an affiliate that provides abortion services or makes referrals for abortion services.

(c) Providing abortion services, making referrals for abortion services, or having an affiliate that provides abortion services or makes referrals for abortion services solely under the circumstances described in s. 20.927 (2) does not disqualify an entity from receiving women's health funds from a public entity under par. (b).

SECTION 2877. 253.13 (2) of the statutes is amended to read:

253.13 **(2)** TESTS; DIAGNOSTIC, DIETARY AND FOLLOW−UP COUNSELING PROGRAM; FEES. The department shall contract with the state laboratory of hygiene to perform the tests specified under this section and to furnish materials for use in the tests. The department shall provide necessary diagnostic services, special dietary treatment as prescribed by a physician for a patient with a congenital disorder as identified by tests under sub. (1) or (1m) and follow−up counseling for the patient and his or her family. The ~~state laboratory of hygiene board, on behalf of the~~ department~~,~~ shall impose a fee, by rule, for tests performed under this section sufficient to pay for services provided under the contract. The ~~state laboratory of hygiene board~~ department shall include as part of ~~this~~ the fee established by rule amounts ~~the department determines are sufficient~~ to fund the provision of diagnostic and counseling services, special dietary treatment, and periodic evaluation of infant screening programs, the costs of consulting with experts under sub. (5), the costs of administering the hearing screening program under s. 253.115, and the costs of administering the congenital disorder program under this section and shall credit these amounts to the appropriation accounts under s. 20.435 (1) (ja) and (jb).

SECTION 2879. 253.15 (1) (c) of the statutes is amended to read:

253.15 **(1)** (c) "Health care provider" means any person who is licensed, registered, permitted, or certified by the department of health services or the department of ~~regulation and licensing~~ safety and professional services to provide health care services in this state.

SECTION 2880. 254.02 (3) (a) of the statutes is amended to read:

254.02 **(3)** (a) The department of agriculture, trade and consumer protection, the department of corrections, the department of ~~commerce~~ safety and professional services, and the department of natural resources shall enter into memoranda of understanding with the department to establish protocols for the department to review proposed rules of those state agencies relating to air and water quality, occupational health and safety, institutional sanitation, toxic substances, indoor air quality, food protection or waste handling and disposal.

SECTION 2881. 254.176 (2) (e) of the statutes is amended to read:

254.176 **(2)** (e) A person who engages in the business of installing or servicing heating, ventilating or air conditioning equipment if the person is registered with the department of ~~commerce~~ safety and professional services and if the person engages in activities that constitute lead hazard reduction, only to the extent that the activities are within the scope of his or her registration.

SECTION 2883. 254.22 (4) of the statutes is amended to read:

254.22 **(4)** Assist the department of ~~commerce~~ safety and professional services with the enforcement of s. 101.123.

SECTION 2884. 254.51 (2) of the statutes is amended to read:

254.51 **(2)** The department shall enter into memoranda of understanding with the department of agriculture, trade and consumer protection, the department of ~~commerce~~ safety and professional services, and the department of natural resources regarding the investigation and control of animal−borne and vector−borne disease.

SECTION 2886. 254.73 (1) of the statutes is amended to read:

254.73 **(1)** Every hotel with sleeping accommodations with more than 12 bedrooms above the first story shall, between the hours of 12 midnight and 6 a.m. pro-

vide a system of security personnel patrol, or of mechanical and electrical devices, or both, adequate, according to standards established by the department of ~~commerce~~ safety and professional services, to warn all guests and employees in time to permit their evacuation in case of fire.

SECTION 2887. 254.74 (1) (am) of the statutes is amended to read:

254.74 **(1)** (am) Promulgate rules, in consultation with the department of ~~commerce~~ safety and professional services, under which the department of health services shall conduct regular inspections of sealed combustion units, as required under s. 101.149 (5) (c), for carbon monoxide emissions in hotels, tourist rooming houses, and bed and breakfast establishments. The rules shall specify conditions under which it may issue orders as specified under s. 101.149 (8) (a). The rules may not require the department of health services to inspect sealed combustion units during the period in which the sealed combustion units are covered by a manufacturer's warranty against defects.

SECTION 2888. 254.78 of the statutes is amended to read:

254.78 Authority of department of ~~commerce~~ safety and professional services. Nothing in this chapter shall affect the authority of the department of ~~commerce~~ safety and professional services relative to places of employment, elevators, boilers, fire escapes, fire protection, or the construction of public buildings.

SECTION 2889. 254.79 of the statutes is amended to read:

254.79 Joint employment. The department and the department of ~~commerce~~ safety and professional services may employ experts, inspectors or other assistants jointly.

SECTION 2890e. 255.054 (1) of the statutes is amended to read:

255.054 **(1)** The Medical College of Wisconsin, Inc.~~, and the University of Wisconsin Comprehensive Cancer Center~~ shall use the moneys appropriated under ~~ss.~~ s. 20.250 (2) (h) and ~~20.285 (1) (gn)~~ the University of Wisconsin Carbone Cancer Center shall use the moneys paid under s. 71.10 (5h) (i) for prostate cancer research projects. These moneys may not be used to supplant funds available for prostate cancer research from other sources.

SECTION 2890m. 255.055 (1) of the statutes is amended to read:

255.055 **(1)** The Medical College of Wisconsin, Inc.~~, and the University of Wisconsin Comprehensive Cancer Center~~ shall use the moneys appropriated under ~~ss.~~ s. 20.250 (2) (g) and ~~20.285 (1) (gm)~~ the University of Wisconsin Carbone Cancer Center shall use the moneys paid under s. 71.10 (5f) (i) for breast cancer research projects. These moneys may not be used to supplant funds available for breast cancer research from other sources.

SECTION 2890s. 255.15 (3) (b) 11. of the statutes is created to read:

255.15 **(3)** (b) 11. To the Board of Regents of the University of Wisconsin System for advancing the work of the tobacco research and intervention center at the University of Wisconsin−Madison in developing new educational programs to discourage tobacco use, determining the most effective strategies for preventing tobacco use, and expanding smoking cessation programs throughout the state.

SECTION 2894s. 256.125 of the statutes is created to read:

256.125 American Red Cross, Badger Chapter. The department shall distribute the moneys appropriated under s. 20.435 (1) (gd) to the Badger Chapter of the American Red Cross for use through that organization's Wisconsin Disaster Relief Fund.

SECTION 2895k. 256.35 (3m) (h) of the statutes is amended to read:

256.35 **(3m)** (h) *Other charges prohibited.* No local government or state agency, as defined in s. ~~560.9810~~ 16.310 (1), except the commission, may require a wireless provider to collect or pay a surcharge or fee related to wireless emergency telephone service.

SECTION 2895m. 281.16 (2) (am) of the statutes is created to read:

281.16 **(2)** (am) 1. In this paragraph:

a. "Covered municipality" means a municipality that has been issued an individual municipal separate storm sewer permit under s. 283.33 or that is covered by a general municipal separate storm sewer permit under s. 283.35.

c. "New development" means development resulting from the conversion of previously undeveloped land or agricultural land.

d. "Redevelopment" means development that replaces older development.

2. Except as provided in subd. 3., the department may not enforce a provision in a rule that establishes a date by which a covered municipality must implement methods to achieve a specified reduction in the level of total suspended solids carried by runoff, if the provision requires the covered municipality to achieve a reduction of more than 20 percent. This subdivision does not apply to total suspended solids carried by runoff from new development or redevelopment in a covered municipality.

3. If a covered municipality has achieved, on the effective date of this subdivision .... [LRB inserts date], a reduction of more than 20 percent of total suspended solids carried by runoff, the municipality shall, to the maximum extent practicable, maintain all of the best management practices that the municipality has implemented on or before the effective date of this subdivision .... [LRB inserts date], to achieve that reduction.

SECTION 2896. 281.33 (2) of the statutes is amended to read:

281.33 **(2)** STATE STORM WATER MANAGEMENT PLAN. The department, in consultation with the department of ~~commerce~~ safety and professional services, shall promulgate by rule a state storm water management plan. This state plan is applicable to activities contracted for or conducted by any agency, as defined under s. 227.01 (1) but also including the office of district attorney, unless that agency enters into a memorandum of understanding with the department of natural resources in which that agency agrees to regulate activities related to storm water management. The department shall coordinate the activities of agencies, as defined under s. 227.01 (1), in storm water management and make recommendations to these agencies concerning activities related to storm water management.

SECTION 2897. 281.33 (3m) (title) of the statutes is repealed.

SECTION 2898c. 281.33 (3m) (a) of the statutes is renumbered 101.1206 (1) and amended to read:

101.1206 **(1)** The department shall establish statewide standards for erosion control at building sites for the construction of public buildings, as defined in s. 101.01 (12), and buildings that are places of employment, as defined in s. ~~101.02~~ 101.01 (11).

SECTION 2899. 281.33 (3m) (b) of the statutes is renumbered 101.1206 (2) and amended to read:

101.1206 **(2)** The department shall require the submission of plans for erosion control at construction sites described in ~~par. (a)~~ sub. (1) to the department or to a county, city, village, or town to which the department has delegated authority under ~~par. (d)~~ sub. (4) and shall require approval of those plans by the department or the county, city, village, or town.

SECTION 2900. 281.33 (3m) (c) of the statutes is renumbered 101.1206 (3) and amended to read:

101.1206 **(3)** The department shall require inspection of erosion control activities and structures at construction sites described in ~~par. (a)~~ sub. (1) by the department or a county, city, village, or town to which the department has delegated authority under ~~par. (d)~~ sub. (4).

SECTION 2901. 281.33 (3m) (d) of the statutes is renumbered 101.1206 (4).

SECTION 2902. 281.33 (3m) (e) of the statutes is renumbered 101.1206 (5) and amended to read:

101.1206 **(5)** Except as provided in ~~par. (f)~~ sub. (5m), the authority of a county, city, village, or town with respect to erosion control at sites described in ~~par. (a)~~ sub. (1) is limited to that authority delegated under ~~par. (d)~~ sub. (4) and any other authority provided in rules promulgated under this ~~subsection~~ section.

SECTION 2903. 281.33 (3m) (f) of the statutes is renumbered 101.1206 (5m) and amended to read:

101.1206 **(5m)** Notwithstanding ~~pars. (a)~~ subs. (1) and ~~(e)~~ (5), a county, city, village, or town that has in effect on January 1, 1994, an ordinance that establishes standards for erosion control at building sites for the construction of public buildings and buildings that are places of employment may continue to administer and enforce that ordinance if the standards in the ordinance are more stringent than the standards established under ~~par. (a)~~ sub. (1).

SECTION 2904. 281.33 (3m) (g) of the statutes is renumbered 101.1206 (6) and amended to read:

101.1206 **(6)** The department, or a county, city, village, or town to which the department delegates the authority to act under this ~~paragraph~~ subsection, may issue a special order directing the immediate cessation of work on a construction site described in ~~par. (a)~~ sub. (1) until any required plan approval is obtained or until the site complies with standards established by rules promulgated under this ~~subsection~~ section.

SECTION 2905. 281.33 (3m) (h) of the statutes is renumbered 101.1206 (7).

SECTION 2906. 281.344 (8) (a) of the statutes is amended to read:

281.344 **(8)** (a) *Goals and objectives.* The department shall specify water conservation and efficiency goals and objectives for the waters of the state. The department shall specify goals and objectives for the waters of the Great Lakes basin that are consistent with the goals under s. 281.343 (4b) (a) and the objectives identified by the regional body under Article 304 (1) of the Great Lakes — St. Lawrence River Basin Sustainable Water Resources Agreement. In specifying these goals and objectives, the department shall consult with the department of ~~commerce~~ safety and professional services and the public service commission.

SECTION 2907. 281.344 (8) (b) (intro.) of the statutes is amended to read:

281.344 **(8)** (b) *Statewide program.* (intro.) In cooperation with the department of ~~commerce~~ safety and professional services and the public service commission, the department shall develop and implement a statewide water conservation and efficiency program that includes all of the following:

SECTION 2908. 281.344 (8) (b) 3. of the statutes is amended to read:

281.344 **(8)** (b) 3. Water conservation and efficiency measures that the department of ~~commerce~~ safety and professional services requires or authorizes to be implemented under chs. 101 and 145.

SECTION 2909. 281.346 (8) (a) of the statutes is amended to read:

281.346 **(8)** (a) *Goals and objectives.* The department shall specify water conservation and efficiency goals and objectives for the waters of the state and for the waters of the Great Lakes basin. The department shall specify goals and objectives for the waters of the Great Lakes basin that are consistent with the goals under s. 281.343 (4b) (a) and the objectives identified by the

Great Lakes council under s. 281.343 (4b) (a) and (c). In specifying these goals and objectives, the department shall consult with the department of ~~commerce~~ safety and professional services and the public service commission and consider the water conservation and efficiency goals and objectives developed in any pilot program conducted by the department in cooperation with the regional body.

SECTION 2910. 281.346 (8) (b) (intro.) of the statutes is amended to read:

281.346 **(8)** (b) *Statewide program.* (intro.) In cooperation with the department of ~~commerce~~ safety and professional services and the public service commission, the department shall develop and implement a statewide water conservation and efficiency program that includes all of the following:

SECTION 2911. 281.346 (8) (b) 3. of the statutes is amended to read:

281.346 **(8)** (b) 3. Water conservation and efficiency measures that the department of ~~commerce~~ safety and professional services requires or authorizes to be implemented under chs. 101 and 145.

SECTION 2911c. 281.346 (12) (a) of the statutes is amended to read:

281.346 **(12)** (a) A person who has a water supply system with the capacity to make a withdrawal from the waters of the state averaging 100,000 gallons per day or more in any 30−day period shall pay to the department an annual fee of $125, except that the department may promulgate a rule specifying a different amount and except that, notwithstanding the department's rule−making authority, no person is required to pay more than $1,000 per year under this paragraph.

SECTION 2912. 281.57 (7) (c) 1. of the statutes is amended to read:

281.57 **(7)** (c) 1. Metropolitan sewerage districts that serve 1st class cities are limited in each fiscal year to receiving total grant awards not to exceed 33% of the sum of the amounts in the schedule for that fiscal year for the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (de) and the amount authorized under sub. (10) for that fiscal year plus the unencumbered balance at the end of the preceding fiscal year for the amount authorized under sub. (10). This subdivision is not applicable to grant awards provided during fiscal years 1985−86, 1986−87, 1988−89 and 1989−90.

SECTION 2913. 281.58 (12) (a) 1. of the statutes is amended to read:

281.58 **(12)** (a) 1. Except as modified under par. (f) and except as restricted by sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 1. and 2. is ~~55%~~ 60 percent of market interest rate for projects for which the subsidy is allocated from the amount under s. 281.59 (3e) (b) for a biennium before the ~~2009−11~~ 2011−13 biennium and ~~60%~~ 75 percent of market interest rate for projects for which the subsidy is allocated from the amount under s. 281.59 (3e) (b) for the ~~2009−11~~ 2011−13 biennium or later.

SECTION 2914. 281.58 (12) (a) 2. of the statutes is amended to read:

281.58 **(12)** (a) 2. Except as modified under par. (f) and except as restricted by sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 5. is ~~65%~~ 65 percent of market interest rate for projects for which the subsidy is allocated from the amount under s. 281.59 (3e) (b) for a biennium before the 2011−13 biennium and 75 percent of market interest rate for projects for which the subsidy is allocated from the amount under s. 281.59 (3e) (b) for the 2011−13 biennium or later.

SECTION 2915. 281.58 (12) (a) 3. of the statutes is amended to read:

281.58 **(12)** (a) 3. Except as modified under par. (f) and except as restricted by sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 4. is ~~70%~~ 70 percent of market interest rate for projects for which the subsidy is allocated from the amount under s. 281.59 (3e) (b) for a biennium before the 2011−13 biennium and 75 percent of market interest rate for projects for which the subsidy is allocated from the amount under s. 281.59 (3e) (b) for the 2011−13 biennium or later.

SECTION 2916. 281.58 (12) (f) of the statutes is amended to read:

281.58 **(12)** (f) The department and the department of administration jointly may request the joint committee on finance to take action under s. 13.101 (11) to modify the percentage of market interest ~~rates~~ rate established in par. (a) 1. ~~to 3~~.

SECTION 2917. 281.59 (3e) (b) 1. of the statutes is amended to read:

281.59 **(3e)** (b) 1. Equal to ~~$134,900,000~~ $69,200,000 during the ~~2009−11~~ 2011−13 biennium.

SECTION 2918. 281.59 (3e) (b) 3. of the statutes is amended to read:

281.59 **(3e)** (b) 3. Equal to $1,000 for any biennium after the ~~2009−11~~ 2011−13 biennium.

SECTION 2919. 281.59 (3e) (d) of the statutes is amended to read:

281.59 **(3e)** (d) The department may expend, for financial assistance in a biennium other than financial hardship assistance under s. 281.58 (13) (e), an amount up to ~~85%~~ 95 percent of the amount approved by the legislature under par. (b). The department may expend such amount only from the percentage of the amount approved under par. (b) that is not available under par. (e) for financial hardship assistance.

SECTION 2920. 281.59 (3e) (e) of the statutes is amended to read:

281.59 **(3e)** (e) The department may expend, for financial hardship assistance, other than federal financial hardship assistance grants under s. 281.58 (13) (be), in a biennium under s. 281.58 (13) (e), an amount up to ~~15%~~

5 percent of the amount approved by the legislature under par. (b) for that biennium. The department may expend such amount only from the percentage of the amount approved by the legislature under par. (b) that is not available under par. (d) for financial assistance.

SECTION 2921. 281.59 (3s) (b) 1. of the statutes is amended to read:

281.59 **(3s)** (b) 1. Equal to ~~$17,600,000~~ $30,700,000 during the ~~2009−11~~ 2011−13 biennium.

SECTION 2922. 281.59 (3s) (b) 2. of the statutes is amended to read:

281.59 **(3s)** (b) 2. Equal to $1,000 for any biennium after the ~~2009−11~~ 2011−13 biennium.

SECTION 2923. 281.59 (4) (f) of the statutes is amended to read:

281.59 **(4)** (f) Revenue obligations may be contracted by the building commission when it reasonably appears to the building commission that all obligations incurred under this subsection, and all payments under an agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to revenue obligations issued under this subsection, can be fully paid on a timely basis from moneys received or anticipated to be received. Revenue obligations issued under this subsection for the clean water fund program shall not exceed ~~$2,363,300,000~~ $2,716,300,000 in principal amount, excluding obligations issued to refund outstanding revenue obligation notes.

SECTION 2924. 281.60 (6) of the statutes is amended to read:

281.60 **(6)** PRIORITY LIST. The department shall establish a priority list that ranks each land recycling loan program project. The department shall promulgate rules for determining project rankings based on the potential of projects to reduce environmental pollution and threats to human health and, for sites and facilities that are not landfills, the extent to which projects will prevent the development of undeveloped land by making land available for redevelopment after a cleanup is conducted. Before the department establishes the priority list, the department shall consider the recommendations of the department of administration and the ~~department of commerce~~ Wisconsin Economic Development Corporation.

SECTION 2925. 281.61 (8) (a) 2. of the statutes is amended to read:

281.61 **(8)** (a) 2. In any biennium, no local governmental unit may receive more than 25% of the ~~amount established under s. 281.59 (3s) (b)~~ funds that the department of administration projects will be available for that biennium.

SECTION 2927b. 281.68 (2) (a) of the statutes is amended to read:

281.68 **(2)** (a) The department may provide a grant of ~~75%~~ 67 percent of the cost of a lake management planning project up to a total of ~~$10,000~~ $25,000 per grant. In each fiscal year, the total amount of moneys awarded as grants for lake management planning projects may not exceed $50,000 for any one lake.

SECTION 2929. 281.75 (18) of the statutes is amended to read:

281.75 **(18)** SUSPENSION OR REVOCATION OF LICENSES. The department may suspend or revoke a license issued under ch. 280 if the department finds that the licensee falsified information submitted under this section. The department of ~~commerce~~ safety and professional services may suspend or revoke the license of a plumber licensed under ch. 145 if the department of ~~commerce~~ safety and professional services finds that the plumber falsified information submitted under this section.

SECTION 2932. 283.15 (2) (a) of the statutes is renumbered 283.15 (2) (am) and amended to read:

283.15 **(2)** (am) 1. ~~When~~ Within 60 days after the department ~~issues,~~ reissues or modifies a permit to include a water quality based effluent limitation under s. 283.13 (5), the permittee may apply to the department for a variance from the water quality standard used to derive the limitation.

2. After an application for a variance is submitted to the department under subd. 1., and until the last day for seeking review of the secretary's final decision on the application or a later date fixed by order of the reviewing court, the water quality based effluent limitation under s. 283.13 (5) and the corresponding compliance schedule are not effective. All other provisions of the permit continue in effect except those for which a petition for review has been submitted under s. 283.63. For those provisions for which an application for variance has been submitted under this section, the corresponding or similar provisions of the prior permit continue in effect until the last day for seeking review of the department's final decision or a later date fixed by order of the reviewing court.

SECTION 2933. 283.15 (2) (a) of the statutes is created to read:

283.15 **(2)** (a) If a permit contains a variance or if a permittee anticipates that a reissued permit will include a water quality based effluent limitation under s. 283.13 (5), when the permittee applies for reissuance of the permit the permittee may apply to the department for renewal of the variance or for a variance from the water quality standard that would be used to derive the water quality based effluent limitation.

SECTION 2934. 283.15 (2) (b) 1. of the statutes is renumbered 283.15 (2) (b) and amended to read:

283.15 **(2)** (b) The department shall specify by rule the information to be included in ~~the~~ an application~~. The permittee shall submit an application for a variance within 60 days after the department issues, reissues or modifies the permit~~ under this subsection.

SECTION 2935. 283.15 (2) (b) 2. of the statutes is repealed.

SECTION 2936. 283.15 (2) (b) 3. of the statutes is repealed.

SECTION 2937. 283.15 (2) (c) of the statutes is amended to read:

283.15 **(2)** (c) The department may request additional information from the permittee within 30 days after receiving ~~either the~~ an application under par. ~~(b) 1. or the information under par. (b) 2.~~ (am) 1. The permittee shall provide the additional information within 30 days after receipt of the department's request. An application is not complete until the additional information is provided to the department.

SECTION 2938. 283.15 (2) (e) of the statutes is repealed.

SECTION 2939. 283.15 (3) of the statutes is renumbered 283.15 (3) (b) and amended to read:

283.15 **(3)** (b) The secretary shall issue a tentative decision on ~~the~~ an application for a variance under sub. (2) (am) 1. within 120 days after receipt of a completed application. The department shall circulate the tentative decision to the permittee and to the parties in s. 283.53 (2) (c). If the tentative decision is to grant a variance based upon one or more of the conditions specified in sub. (4) (a) 1. a. to e., the department shall include in the notice under this ~~subsection~~ paragraph a statement on the effect of the variance, if granted, on the designated use of the water body during the term of the underlying permit. The department shall provide a 30−day period for written comments on the tentative decision.

SECTION 2940. 283.15 (3) (a) of the statutes is created to read:

283.15 **(3)** (a) The secretary shall issue a tentative decision on an application for a variance under sub. (2) (a) in the notice under s. 283.39 for the reissuance of the permit.

SECTION 2941. 283.15 (4) (a) 1. (intro.) of the statutes is amended to read:

283.15 **(4)** (a) 1. (intro.) ~~Within 90 days after expiration of the comment period under sub. (3), the~~ The secretary shall approve all or part of a requested variance, or modify and approve a requested variance if the permittee demonstrates, by the greater weight of the credible evidence, that attaining the water quality standard is not feasible because:

SECTION 2942. 283.15 (4) (a) 2. of the statutes is amended to read:

283.15 **(4)** (a) 2. ~~Within 90 days after the expiration of the comment period under sub. (3), the~~ The secretary shall deny a requested variance if the permittee fails to make the demonstration required under subd. 1.

SECTION 2943. 283.15 (4) (a) 3. of the statutes is repealed.

SECTION 2944. 283.15 (4) (b) of the statutes is repealed.

SECTION 2945. 283.15 (4) (c) of the statutes is repealed.

SECTION 2946. 283.15 (5) (b) of the statutes is amended to read:

283.15 **(5)** (b) A variance applies for the term established by the secretary, but not to exceed ~~3~~ 5 years. The term of the initial variance and any renewals thereof may not exceed the time that the secretary determines is necessary to achieve the water quality based effluent limitation. Initial and interim effluent limitations established under par. (c) 1. apply, as appropriate, for the term of the underlying permit as ~~issued,~~ reissued or modified to implement the decision under sub. (4) ~~(b)~~ (a) 1. or as extended by operation of s. 227.51 (2). Notwithstanding sub. (4) (d), s. 227.51 (2) shall apply for the purposes of continuing the provisions of a permit pending the ~~issuance or~~ reissuance of a permit. ~~Upon the issuance or reissuance of the new permit, sub. (2) (a) 2. and s. 283.63 (1) (am) apply.~~

SECTION 2947. 283.15 (5) (c) (intro.) of the statutes is amended to read:

283.15 **(5)** (c) (intro.) The department shall require all of the following in a permit reissued or modified ~~pursuant to sub. (4) (c)~~ to implement a variance ~~shall require~~:

SECTION 2948. 283.15 (5) (c) 1. of the statutes is amended to read:

283.15 **(5)** (c) 1. Compliance with an initial effluent limitation ~~which~~ that at the time the variance is approved represents the level currently achievable by the permittee and that is no less stringent than the effluent limitation achieved under the permit before reissuance. At the time a variance is approved a compliance schedule and an interim effluent limitation that is achievable by the permittee during the term of the variance may be specified. The initial and the interim effluent limitations may not be less stringent than a categorical effluent limitation that applies to the permittee under s. 283.13 (2) or (4) or 283.19 or a toxic effluent standard that applies to the permittee under s. 283.21.

SECTION 2949. 283.15 (5) (c) 2. (intro.) of the statutes is amended to read:

283.15 **(5)** (c) 2. (intro.) Investigation of treatment technologies, process changes, pollution prevention, wastewater reuse or other techniques that may result in compliance by the permittee with the water quality standard adopted under s. 281.15, and submission of reports on the investigations at such times as required by the department. The secretary shall modify or waive the requirements specified in this subdivision if the secretary determines, based upon comments received on the tentative decision under sub. (3), that the requirements of this subdivision are:

SECTION 2950. 283.15 (6) of the statutes is amended to read:

283.15 **(6)** RENEWAL. ~~A variance may be renewed using the procedures in and subject to subs. (2) to (5).~~ A variance may not be renewed if the permittee did not submit the reports required under sub. (5) (c) 2. or substantially comply with all other conditions of the variance.

SECTION 2951. 283.39 (3) (dm) of the statutes is created to read:

283.39 **(3)** (dm) If the applicant applied, under s. 283.15 (2) (a), for a variance, as defined in s. 283.15 (1), a tentative decision to approve or deny the variance, including, if the tentative decision is to grant the variance based upon one or more of the conditions specified in s. 283.15 (4) (a) 1. a. to e., a statement on the effect of the variance, if granted, on the designated use of the water body during the term of the permit;

SECTION 2951k. 283.60 of the statutes is created to read:

283.60 Waiver for certain nutrient management research projects. (1) The department may waive the requirement for a permit under this chapter for a research project for the purpose of evaluating advanced agricultural nutrient management tools and precision agricultural technology, if all of the following conditions are met:

(a) The department determines that the project is unlikely to have a negative impact on, or to threaten, the environment or public health.

(b) The department reviews and approves the project before the project begins.

(c) The person who will operate the project agrees to take necessary actions to maintain compliance with surface water and groundwater requirements under ch. 281 and this chapter, other than the permitting requirement, and to take necessary actions to regain compliance with those requirements if a violation occurs in the course of the project.

(2) A person seeking a waiver under sub. (1) shall apply to the department in writing. The department shall approve or deny an application in writing no more than 45 days after receiving a complete application. The department may approve an application with conditions, including requirements for reporting project activities to the department and limitations on the duration of the project or the waiver for the project.

(3) A project for which the department grants a waiver under sub. (1) is an agricultural practice for the purposes of s. 823.08.

SECTION 2952. 285.39 (4) of the statutes is amended to read:

285.39 **(4)** REPORT ON NEW REPLENISHMENT MECHANISMS. After expiration of the replenishment implementation period, if the department reports under sub. (2) (b) 1. or determines at any other time that the growth accommodation is less than 3,500 tons, the department shall, with the advice of the department of ~~commerce~~ safety and professional services, submit a report to the chief clerk of each house of the legislature for distribution to the appropriate standing committees of the legislature under s. 13.172 (3) on how to most effectively and equitably replenish the growth accommodation. The report shall review existing studies and data to evaluate the accuracy of this state's state implementation plan with respect to the effect of emissions from inside and outside the volatile organic compound accommodation area on the ambient air quality within the area.

SECTION 2955. 285.79 (3) (intro.) of the statutes is amended to read:

285.79 **(3)** ASSISTANCE PROGRAM. (intro.) The department shall~~, in cooperation with the small business ombudsman clearinghouse under s. 560.03 (9),~~ develop and administer a small business stationary source technical and environmental compliance assistance program. The program shall include all of the following:

SECTION 2956. 287.01 (5) of the statutes is repealed.

SECTION 2957b. 287.01 (8) of the statutes is amended to read:

287.01 **(8)** "Region" means the area within the boundaries of a responsible unit ~~or an out−of−state unit~~.

SECTION 2960. 287.03 (1) (f) of the statutes is repealed.

SECTION 2961. 287.07 (3) (intro.) of the statutes is renumbered 287.07 (3) and amended to read:

287.07 **(3)** ~~GENERAL DISPOSAL RESTRICTIONS~~ WASTE TIRES. Beginning on January 1, 1995, no person may dispose of a waste tire, as defined in s. 289.55 (1) (c), in a solid waste disposal facility or burn a waste tire without energy recovery in a solid waste treatment facility in this state ~~any of the following:~~.

SECTION 2962. 287.07 (3) (a) to (k) of the statutes are repealed.

SECTION 2963b. 287.07 (4) (intro.) of the statutes is amended to read:

287.07 **(4)** GENERAL ~~INCINERATION~~ DISPOSAL RESTRICTIONS. (intro.) Beginning on January 1, 1995, no person may dispose of in a solid waste disposal facility, convert into fuel, or burn ~~with energy recovery~~ at a solid waste treatment facility in this state any of the following:

SECTION 2963e. 287.07 (4e) of the statutes is created to read:

287.07 **(4e)** GENERAL RESTRICTIONS ON PLACING IN CONTAINER. (a) Beginning on the effective date of this paragraph .... [LRB inserts date], no person may place in a container the contents of which will be disposed of in a solid waste treatment facility, converted into fuel, or burned at a solid waste treatment facility any of the items identified in sub. (4) (a) to (k).

(b) Beginning on the effective date of this paragraph .... [LRB inserts date], no person may place a waste tire in a container the contents of which will be disposed of in a solid waste disposal facility or burned without energy recovery in a solid waste treatment facility.

SECTION 2965. 287.07 (7) (b) 2. of the statutes is amended to read:

287.07 **(7)** (b) 2. A prohibition in sub. (3) ~~(b), (c), (e), (f), (g), (h) or (j)~~ or (4) (b), (c), (f), (g), (h) or (i) does not apply to a person who converts into fuel or burns at an operating solid waste treatment facility a type of material

identified in one of those paragraphs that was converted into fuel or burned at the operating solid waste treatment facility during April, 1990, and either is generated in the operating solid waste treatment facility's current service area or is generated by the owner of the operating solid waste treatment facility.

SECTION 2966. 287.07 (7) (c) 1. cg. of the statutes is amended to read:

287.07 **(7)** (c) 1. cg. "Medical waste" means containers, packages and materials identified under sub. ~~(3) or~~ (4) that contain infectious waste or that are from a treatment area and are mixed with infectious waste.

SECTION 2967. 287.07 (7) (c) 2. (intro.) of the statutes is amended to read:

287.07 **(7)** (c) 2. (intro.) The prohibitions in subs. ~~(3) and~~ (4) and (4e) do not apply with respect to any of the following:

SECTION 2968. 287.07 (7) (c) 2. b. of the statutes is amended to read:

287.07 **(7)** (c) 2. b. The disposal of, in a solid waste disposal facility, or the placing of, in a container the contents of which will be disposed of in a solid waste facility, a container, package or material identified under sub. ~~(3) or~~ (4) that contained infectious waste or that is from a treatment area and is mixed with infectious waste generated in the treatment area, if the container, package or material has been treated, pursuant to standards established under ch. 289, to render the infectious waste noninfectious.

SECTION 2969b. 287.07 (7) (d) of the statutes is amended to read:

287.07 **(7)** (d) The department may grant, to a responsible unit ~~or out−of−state unit~~, an exception to a prohibition in sub. (3) or (4) for up to one year for a material identified in sub. (3) or (4) in the event of an unexpected emergency condition.

SECTION 2970. 287.07 (7) (f) of the statutes is amended to read:

287.07 **(7)** (f) The prohibitions in subs. (2) ~~and (3)~~ to (4) do not apply to the beneficial reuse of a material within a solid waste disposal facility if the beneficial reuse of the material is approved in the solid waste disposal facility's plan of operation under s. 289.30.

SECTION 2972. 287.07 (7) (h) 1. (intro.) of the statutes is amended to read:

287.07 **(7)** (h) 1. (intro.) The department may grant a waiver or conditional waiver to a restriction under sub. ~~(3) (c) or (h) or~~ (4) (c) or (i) for plastics other than polyethylene terephthalate or high−density polyethylene if the department determines all of the following:

SECTION 2977b. 287.11 (1) of the statutes is amended to read:

287.11 **(1)** DEPARTMENT REVIEW. Upon request of a responsible unit ~~or an out−of−state unit~~, the department shall review documentation of the responsible unit's solid waste management program created under s. 287.09 (2) (a) ~~or the out−of−state unit's solid waste management program~~ and determine whether the program is an effective recycling program. The department shall complete its review and make a determination within 90 days after receiving the documentation.

SECTION 2977d. 287.11 (2e) of the statutes is repealed.

SECTION 2977f. 287.11 (2m) (b) (intro.) of the statutes is amended to read:

287.11 **(2m)** (b) (intro.) The department shall, at the request of a responsible unit ~~or out−of−state unit~~ that has been determined to have an effective recycling program under this section, grant a variance to the applicable requirements in sub. (2) (b) and (er) for up to one year for a material identified in s. 287.07 (3) or (4) that is generated in the responsible unit's ~~or out−of−state unit's~~ region if the department determines that the cost of selling processed material exceeds any of the following:

SECTION 2977h. 287.11 (2m) (c) of the statutes is amended to read:

287.11 **(2m)** (c) The department may on its own initiative grant, to one or more responsible units ~~or out−of−state units~~ that have been determined to have effective recycling programs under this section, a variance to the applicable requirements in sub. (2) (b) and (er) for up to one year for a material identified in s. 287.07 (3) or (4) that is generated in the responsible units' ~~or out−of−state units'~~ regions if the department determines that the cost of selling processed material exceeds the amount under par. (b) 1. or 2.

SECTION 2977j. 287.11 (2p) (c) of the statutes is amended to read:

287.11 **(2p)** (c) The department may grant a responsible unit ~~or an out−of−state unit~~ an exception to an applicable requirement in sub. (2) (b) or (er) for up to one year for a material that is subject to an exception under s. 287.07 (7) (d).

SECTION 2977L. 287.11 (3) of the statutes is amended to read:

287.11 **(3)** LIST. The department shall prepare and periodically update a list of responsible units ~~and out−of−state units~~ that have an effective recycling program.

SECTION 2977n. 287.11 (4) of the statutes is repealed.

SECTION 2977p. 287.17 (1) (np) of the statutes is amended to read:

287.17 **(1)** (np) "School" means a public school, as defined in s. 115.01 (1), a private school participating in the program under s. 118.60, or a private school participating in the program under s. 119.23.

SECTION 2980b. 287.23 (1) (c) of the statutes is repealed.

SECTION 2980c. 287.23 (1m) of the statutes is repealed.

SECTION 2980d. 287.23 (3) (a) of the statutes is repealed.

SECTION 2980f. 287.23 (3) (ac) of the statutes is repealed.

SECTION 2980h. 287.23 (5) of the statutes is repealed.

SECTION 2980j. 287.23 (5e) of the statutes is repealed.

SECTION 2980L. 287.23 (5m) of the statutes is repealed.

SECTION 2980n. 287.23 (5p) (a) to (c) of the statutes are amended to read:

287.23 **(5p)** (a) If a responsible unit submits its application under sub. (4) after October 1 but no later than October 10, the amount of the responsible unit's grant is 95% of the amount determined under sub. ~~(5) or (5m)~~ (5b).

(b) If a responsible unit submits its application under sub. (4) after October 10 but no later than October 20, the amount of the responsible unit's grant is 90% of the amount determined under sub. ~~(5) or (5m)~~ (5b).

(c) If a responsible unit submits its application under sub. (4) after October 20 but no later than October 30, the amount of the responsible unit's grant is 75% of the amount determined under sub. ~~(5) or (5m)~~ (5b).

SECTION 2980p. 287.23 (6) (a) of the statutes is renumbered 287.23 (6) and amended to read:

287.23 **(6)** DISBURSEMENT. ~~Except as provided in par. (b), the~~ The department shall disburse a grant to the applicant after approval, but no later than June 1 of the year for which the grant is made.

SECTION 2980r. 287.23 (6) (b) of the statutes is repealed.

SECTION 2981. 287.235 of the statutes is repealed.

SECTION 2981g. 287.24 of the statutes is created to read:

287.24 Recycling consolidation grants. (1) In this section, "population" means the number of persons residing in a region, as determined by the department based upon the most recent decennial or special census or the most recent, subsequent population estimate under s. 16.96.

(2) The department shall make a grant from the appropriation account under s. 20.370 (6) (bw) for a year to a responsible unit that has been determined under s. 287.11 to have an effective recycling program if any of the following applies:

(a) The responsible unit is a county.

(b) The responsible unit is a federally recognized Indian tribe or band.

(c) The responsible unit has a population of 25,000 or more and consists of one or more municipalities.

(d) The responsible unit is not eligible under par. (a), (b), or (c) but one of the following applies:

1. By October 1 in the year preceding the year for which the grant is made, the responsible unit consists of what had been at least 2 responsible units.

2. By October 1 in the year preceding the year for which the grant is made, the responsible unit enters into a cooperative agreement with another responsible unit for the joint provision of at least one of the following elements of an effective recycling program:

a. Performing comprehensive program planning.

b. Collecting and transporting recyclable materials.

c. Sorting recyclable materials at a materials recovery facility.

d. Developing and distributing educational materials relating to waste reduction, reuse, and recycling.

e. Carrying out a program of technical assistance to businesses and owners and occupants of multifamily dwellings to increase the availability and convenience of recycling.

f. Any other program element approved by the department.

(3) Subject to sub. (4), the department shall determine the amount of a grant to a responsible unit under this section as follows:

(a) Divide the amount available under s. 20.370 (6) (bw) for the year by the total population of the responsible units eligible under sub. (2).

(b) Multiply the amount determined under par. (a) by the population of the responsible unit.

(4) A grant under this section plus a grant under s. 287.23 may not exceed the allowable expenses under s. 287.23 (3) (b).

SECTION 2982. 287.25 of the statutes is repealed.

SECTION 2983. 287.26 of the statutes is repealed.

SECTION 2984. 287.31 (6) of the statutes is amended to read:

287.31 **(6)** USE OF REVENUES. The newspaper recycling fees collected under sub. (5) shall be deposited in the ~~recycling and renewable energy~~ environmental fund under s. 25.49.

SECTION 2984n. 289.63 (6) (title) of the statutes is amended to read:

289.63 **(6)** (title) EXEMPTION FROM GROUNDWATER AND WELL COMPENSATION FEES~~;~~ FOR CERTAIN MATERIALS ~~USED IN OPERATION OF THE FACILITY.~~

SECTION 2984p. 289.63 (6) of the statutes is renumbered 289.63 (6) (a).

SECTION 2984r. 289.63 (6) (b) of the statutes is created to read:

289.63 **(6)** (b) 1. In this paragraph, "natural disaster" means a severe natural or human−caused flood or a severe tornado, heavy rain, or storm.

2. Solid waste materials that are generated as the result of a natural disaster are not subject to the groundwater and well compensation fees imposed under sub. (1) if all of the following apply:

a. The natural disaster resulted in a federal or state disaster declaration.

b. The solid waste materials were generated within a municipality that was included in the federal or state disaster declaration.

c. The solid waste materials resulting from the natural disaster were disposed of in the solid waste disposal facility within 60 days after the occurrence of the natural disaster.

d. The solid waste materials were removed as part of the disaster recovery effort and were segregated from other solid wastes when delivered to the solid waste disposal facility.

SECTION 2984t. 289.64 (4) (title) of the statutes is amended to read:

289.64 **(4)** (title) EXEMPTION FROM SOLID WASTE FACILITY SITING BOARD FEE~~;~~ FOR CERTAIN MATERIALS ~~USED IN OPERATION OF THE FACILITY.~~

SECTION 2984v. 289.64 (4) of the statutes is renumbered 289.64 (4) (a).

SECTION 2984x. 289.64 (4) (b) of the statutes is created to read:

289.64 **(4)** (b) 1. In this paragraph, "natural disaster" means a severe natural or human−caused flood or a severe tornado, heavy rain, or storm.

2. Solid waste materials that are generated as the result of a natural disaster are not subject to the solid waste facility siting board fee imposed under sub. (1) if all of the following apply:

a. The natural disaster resulted in a federal or state disaster declaration.

b. The solid waste materials were generated within a municipality that was included in the federal or state disaster declaration.

c. The solid waste materials were disposed of in the solid waste disposal facility within 60 days after the occurrence of the natural disaster.

d. The solid waste materials were removed as part of the disaster recovery effort and were segregated from other solid wastes when delivered to the solid waste disposal facility.

SECTION 2984z. 289.645 (4) (f) of the statutes is created to read:

289.645 **(4)** (f) 1. In this paragraph, "natural disaster" means a severe natural or human−caused flood or a severe tornado, heavy rain, or storm.

2. Solid waste materials that are generated as the result of a natural disaster are not subject to the recycling fee imposed under sub. (1) if all of the following apply:

a. The natural disaster resulted in a federal or state disaster declaration.

b. The solid waste materials were generated within a municipality that was included in the federal or state disaster declaration.

c. The solid waste materials were disposed of in the solid waste disposal facility within 60 days after the occurrence of the natural disaster.

d. The solid waste materials were removed as part of the disaster recovery effort and were segregated from other solid wastes when delivered to the solid waste disposal facility.

SECTION 2985b. 289.645 (6) of the statutes is amended to read:

289.645 **(6)** USE OF RECYCLING FEES. The fees collected under sub. (2) shall be deposited in the ~~recycling and renewable energy~~ environmental fund.

SECTION 2985f. 289.67 (1) (a) of the statutes is amended to read:

289.67 **(1)** (a) *Imposition of fee.* Except as provided under ~~par.~~ pars. (f) and (fm), a generator of solid or hazardous waste shall pay an environmental repair fee for each ton or equivalent volume of solid or hazardous waste which is disposed of at a licensed solid or hazardous waste disposal facility. If a person arranges for collection or disposal services on behalf of one or more generators, that person shall pay the environmental repair fee to the licensed solid or hazardous waste disposal facility or to any intermediate hauler used to transfer wastes from collection points to a licensed facility. An intermediate hauler who receives environmental repair fees under this paragraph shall pay the fees to the licensed solid or hazardous waste disposal facility. Tonnage or equivalent volume shall be calculated in the same manner as the calculation made for tonnage fees under s. 289.62 (1).

SECTION 2985g. 289.67 (1) (fm) of the statutes is created to read:

289.67 **(1)** (fm) *Exemption from environmental repair fee; certain materials resulting from natural disasters.* 1. In this paragraph, "natural disaster" means a severe natural or human−caused flood or a severe tornado, heavy rain, or storm.

2. Solid waste materials that are generated as the result of a natural disaster are not subject to the environmental repair fee imposed under par. (a) if all of the following apply:

a. The natural disaster resulted in a federal or state disaster declaration.

b. The solid waste materials were generated within a municipality that was included in the federal or state disaster declaration.

c. The solid waste materials were disposed of in the solid waste disposal facility within 60 days after the occurrence of the natural disaster.

d. The solid waste materials were removed as part of the disaster recovery effort and were segregated from other solid wastes when delivered to the solid waste disposal facility.

SECTION 2986. 292.11 (2) (e) of the statutes is amended to read:

292.11 **(2)** (e) The department shall report notifications that it receives under this subsection related to dis-

charges from petroleum storage tanks, as defined in s. 101.144 (1) (bm), to the department of ~~commerce~~ safety and professional services.

SECTION 2987. 292.11 (7) (d) 1m. b. of the statutes is amended to read:

292.11 **(7)** (d) 1m. b. An area designated by the local governmental unit if the area consists of 2 or more properties affected by a contiguous region of groundwater contamination or contains 2 or more properties that are brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a).

SECTION 2988. 292.12 (1) (a) of the statutes is amended to read:

292.12 **(1)** (a) "Agency with administrative authority" means the department of agriculture, trade and consumer protection with respect to a site over which it has jurisdiction under s. 94.73 (2), the department of ~~commerce~~ safety and professional services with respect to a site over which it has jurisdiction under s. 101.144 (2) (a), or the department of natural resources with respect to a site over which it has jurisdiction under s. 292.11 (7).

SECTION 2989. 292.255 of the statutes is amended to read:

292.255 Report on brownfield efforts. The department of natural resources, the department of administration, and the ~~department of commerce~~ Wisconsin Economic Development Corporation shall submit a report evaluating the effectiveness of this state's efforts to remedy the contamination of, and to redevelop, brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a).

SECTION 2990. 292.33 (6) of the statutes is amended to read:

292.33 **(6)** EXCEPTION. A local governmental unit may not recover costs under this section for remedial activities conducted on a property or portion of a property with respect to a discharge after the department of natural resources, the department of ~~commerce~~ safety and professional services, or the department of agriculture, trade and consumer protection has indicated that no further remedial activities are necessary on the property or portion of the property with respect to the discharge.

SECTION 2990r. 292.75 of the statutes is renumbered 238.133, and 238.133 (2), (3) (intro.), (4), (5) (intro.) and (c), (6) and (7), as renumbered, are amended to read:

238.133 **(2)** DUTIES OF THE ~~DEPARTMENT~~ CORPORATION. (a) The ~~department~~ corporation shall administer a program to award brownfield site assessment grants from the appropriation under s. ~~20.370 (6) (et)~~ 20.192 (1) (s) to local governmental units for the purposes of conducting any of the eligible activities under sub. (3).

(b) The ~~department~~ corporation may not award a grant to a local governmental unit under this section if that local governmental unit caused the environmental contamination that is the basis for the grant request.

(c) The ~~department~~ corporation may only award grants under this section if the person that caused the environmental contamination that is the basis for the grant request is unknown, cannot be located or is financially unable to pay the cost of the eligible activities.

(d) The ~~department~~ corporation shall ~~promulgate rules~~ establish criteria as necessary to administer the program. ~~Rules promulgated by the department~~ The corporation ~~under this paragraph~~ may limit the total amount of funds that may be used to cover the costs of each category of eligible activity described in sub. (3).

(3) ELIGIBLE ACTIVITIES. (intro.) The ~~department~~ corporation may award grants to local governmental units to cover the costs of the following activities:

(4) APPLICATION FOR GRANT. The applicant shall submit an application on a form prescribed by the ~~department~~ corporation and shall include any information that the ~~department~~ corporation finds necessary to calculate the amount of a grant.

(5) GRANT CRITERIA. (intro.) The ~~department~~ corporation shall consider the following criteria when determining whether to award a grant:

(c) Other criteria that the ~~department~~ corporation finds necessary to calculate the amount of a grant.

(6) LIMITATION OF GRANT. The total amount of all grants awarded to a local governmental unit in a fiscal year under this section shall be limited to an amount equal to 15% of the available funds appropriated under s. ~~20.370 (6) (et)~~ 20.192 (1) (s) for the fiscal year.

(7) MATCHING FUNDS. The ~~department~~ corporation may not distribute a grant ~~unless the applicant contributes matching funds equal to 20% of the grant. Matching funds may be in the form of cash or in−kind contribution or both~~ that exceeds 67 percent of eligible project costs . **Vetoed In Part**

SECTION 2991b. 292.79 of the statutes is repealed.

SECTION 2992. 293.11 of the statutes is amended to read:

293.11 Mine effect responsibility. The department shall serve as the central unit of state government to ensure that the air, lands, waters, plants, fish and wildlife affected by prospecting or mining in this state will receive the greatest practicable degree of protection and reclamation. The administration of occupational health and safety laws and rules that apply to mining shall remain exclusively the responsibility of the department of ~~commerce~~ safety and professional services. The powers and duties of the geological and natural history survey under s. 36.25 (6) shall remain exclusively the responsibility of the geological and natural history survey. Nothing in this section prevents the department of ~~commerce~~ safety and professional services and the geological and natural history survey from cooperating with the department in the exercise of their respective powers and duties.

SECTION 2993. 299.13 (1m) (intro.) of the statutes is amended to read:

299.13 **(1m)** PROMOTION OF POLLUTION PREVENTION. (intro.) In carrying out the duties under this section and ~~ss.~~ s. 36.25 (30) ~~and 560.19~~, the department~~, the depart-~~

~~ment of commerce~~ and the center shall promote all of the following techniques for pollution prevention:

SECTION 2994. 299.83 (8) (f) of the statutes is amended to read:

299.83 **(8)** (f) The department and the department of ~~commerce~~ safety and professional services shall jointly provide information about participation contracts and environmental management systems to potential participants in the program and to other interested persons. The department shall consult with the department of ~~commerce~~ safety and professional services about the administration of the program.

SECTION 2995h. 301.03 (5d) of the statutes is created to read:

301.03 **(5d)** Ensure that the superintendent or other person in charge of each state correctional institution designates a person to meet with correctional officers employed at the institution to discuss potential or ongoing safety concerns at the institution and to develop solutions to the concerns.

SECTION 2995k. 301.03 (5h) of the statutes is created to read:

301.03 **(5h)** Develop, with the assistance of the office of state employment relations, a policy for staff assignments that shall consider an employee's seniority when assigning shifts.

SECTION 2999. 301.26 (3) (c) of the statutes is amended to read:

301.26 **(3)** (c) Within the limits of the appropriations under s. 20.410 (3) (cd)~~, (ko), and (o)~~ and (ko), the department shall allocate funds to each county for services under this section.

SECTION 3000. 301.26 (4) (b) of the statutes is amended to read:

301.26 **(4)** (b) Assessment of costs under par. (a) shall be made periodically on the basis of the per person per day cost estimate specified in par. (d) 2. ~~and~~, 3., and 4. Except as provided in pars. (bm), (c), and (cm), liability shall apply to county departments under s. 46.21, 46.22, or 46.23 in the county of the court exercising jurisdiction under chs. 48 and 938 for each person receiving services from the department of corrections under s. 48.366, 938.183, or 938.34 or the department of health services under s. 46.057 or 51.35 (3). Except as provided in pars. (bm), (c), and (cm), in multicounty court jurisdictions, the county of residency within the jurisdiction shall be liable for costs under this subsection. Assessment of costs under par. (a) shall also be made according to the general placement type or level of care provided, as defined by the department, and prorated according to the ratio of the amount designated under sub. (3) (c) to the total applicable estimated costs of care, services, and supplies provided by the department of corrections under ss. 48.366, 938.183, and 938.34 and the department of health services under s. 46.057 or 51.35 (3).

SECTION 3001. 301.26 (4) (cm) 3. of the statutes is amended to read:

301.26 **(4)** (cm) 3. The per person daily reimbursement rate for juvenile correctional services under this paragraph shall be equal to the per person daily cost assessment to counties under par. (d) 2. ~~and~~, 3., and 4. for juvenile correctional services.

SECTION 3002. 301.26 (4) (ct) of the statutes is created to read:

301.26 **(4)** (ct) 1. Subject to subd. 2. and notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, if there is a deficit in the appropriation account under s. 20.410 (3) (hm) at the close of a fiscal year, any unencumbered balance in the appropriation account under s. 20.410 (3) (ho) at the close of that fiscal year, less the amounts required by s. 20.410 (3) (ho) to be remitted to counties or transferred to the appropriation account under s. 20.410 (3) (kx), and any unencumbered balance in the appropriation account under s. 20.410 (3) (hr) at the close of that fiscal year, shall be transferred to the appropriation account under s. 20.410 (3) (hm), up to the amount that when added to other amounts credited to that appropriation account in that fiscal year equals the amount shown in the schedule under s. 20.005 (3) for that appropriation account for that fiscal year.

2. The total amount transferred at the end of a fiscal year under subd. 1. may not exceed the amount of the deficit in the appropriation account under s. 20.410 (3) (hm) for that fiscal year, and if that deficit is less than the total amount of the unencumbered balances available for transfer under subd. 1., the amount transferred from the appropriation accounts under s. 20.410 (3) (ho) and (hr) shall be in proportion to the respective unencumbered balance available for transfer from each of those appropriation accounts.

SECTION 3002m. 301.26 (4) (cx) of the statutes is created to read:

301.26 **(4)** (cx) If, notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, there is a deficit in the appropriation account under s. 20.410 (3) (hm) at the close of a fiscal biennium, the governor shall, to address that deficit, increase each of the rates specified under s. 301.26 (4) (d) 2. and 3. for care in a Type 1 juvenile correctional institution and for care for juveniles transferred from a correctional institution by $17, in addition to any increase due to actual costs, in the executive budget bill for each fiscal biennium, until the deficit under s. 20.410 (3) (hm) is eliminated.

SECTION 3003. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 **(4)** (d) 2. Beginning on ~~January~~ July 1, ~~2010~~ 2011, and ending on June 30, ~~2010~~ 2012, the per person daily cost assessment to counties shall be ~~$270~~ $284 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$270~~ $284 for care for juveniles trans-

ferred from a juvenile correctional institution under s. 51.35 (3), ~~$298 for care in a residential care center for children and youth, $190 for care in a group home for children, $72 for care in a foster home, $124 for care in a treatment foster home under rules promulgated under s. 48.62 (8) (c), $101~~ $99 for departmental corrective sanctions services, and $40 for departmental aftercare services.

SECTION 3004. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 **(4)** (d) 3. Beginning on July 1, ~~2010~~ 2012, and ending on June 30, ~~2011~~ 2013, the per person daily cost assessment to counties shall be ~~$275~~ $289 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$275~~ $289 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$313 for care in a residential care center for children and youth, $200 for care in a group home for children, $75 for care in a foster home, $130 for care in a treatment foster home under rules promulgated under s. 48.62 (8) (c), $103~~ $100 for departmental corrective sanctions services, and ~~$41~~ $40 for departmental aftercare services.

SECTION 3005. 301.26 (4) (d) 4. of the statutes is created to read:

301.26 **(4)** (d) 4. The per person daily cost assessment to counties for care in a foster home, group home, or residential care center for children and youth shall be an amount equal to the amount the provider charges the department for that care as authorized by the department of children and families.

SECTION 3006. 301.26 (6) (a) of the statutes is amended to read:

301.26 **(6)** (a) The intent of this subsection is to develop criteria to assist the legislature in allocating funding, excluding funding for base allocations, from the appropriations under s. 20.410 (3) (cd)~~, (ko), and (o)~~ and (ko) for purposes described in this section.

SECTION 3007. 301.26 (7) (intro.) of the statutes is amended to read:

301.26 **(7)** ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability ~~of federal funds and~~ of the appropriations under s. 20.410 (3) (cd)~~, (ko), and (o)~~ and (ko), the department shall allocate funds for community youth and family aids for the period beginning on July 1, ~~2009~~ 2011, and ending on June 30, ~~2011~~ 2013, as provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

SECTION 3008. 301.26 (7) (a) of the statutes is amended to read:

301.26 **(7)** (a) For community youth and family aids under this section, amounts not to exceed ~~$50,395,100~~ $45,478,000 for the last 6 months of ~~2009~~ 2011, ~~$100,790,200~~ $90,956,100 for ~~2010~~ 2012, and ~~$50,395,100~~ $45,478,100 for the first 6 months of ~~2011~~ 2013.

SECTION 3009. 301.26 (7) (b) (intro.) of the statutes is amended to read:

301.26 **(7)** (b) (intro.) Of the amounts specified in par. (a), the department shall allocate $2,000,000 for the last 6 months of ~~2009~~ 2011, $4,000,000 for ~~2010~~ 2012, and $2,000,000 for the first 6 months of ~~2011~~ 2013 to counties based on each of the following factors weighted equally:

SECTION 3010. 301.26 (7) (bm) of the statutes is amended to read:

301.26 **(7)** (bm) Of the amounts specified in par. (a), the department shall allocate $6,250,000 for the last 6 months of ~~2009~~ 2011, $12,500,000 for ~~2010~~ 2012, and $6,250,000 for the first 6 months of ~~2011~~ 2013 to counties based on each county's proportion of the number of juveniles statewide who are placed in a juvenile correctional facility during the most recent 3−year period for which that information is available.

SECTION 3011. 301.26 (7) (c) of the statutes is amended to read:

301.26 **(7)** (c) Of the amounts specified in par. (a), the department shall allocate $1,053,200 for the last 6 months of ~~2009~~ 2011, $2,106,500 for ~~2010~~ 2012, and $1,053,300 for the first 6 months of ~~2011~~ 2013 to counties based on each of the factors specified in par. (b) 1. to 3. weighted equally, except that no county may receive an allocation under this paragraph that is less than 93% nor more than 115% of the amount that the county would have received under this paragraph if the allocation had been distributed only on the basis of the factor specified in par. (b) 3.

SECTION 3012. 301.26 (7) (e) of the statutes is amended to read:

301.26 **(7)** (e) For emergencies related to community youth and family aids under this section, amounts not to exceed $125,000 for the last 6 months of ~~2009~~ 2011, $250,000 for ~~2010~~ 2012, and $125,000 for the first 6 months of ~~2011~~ 2013. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

SECTION 3013. 301.26 (7) (h) of the statutes is amended to read:

301.26 **(7)** (h) For counties that are participating in the corrective sanctions program under s. 938.533 (2), $1,062,400 in the last 6 months of ~~2009~~ 2011, $2,124,800 in ~~2010~~ 2012, and $1,062,400 in the first 6 months of ~~2011~~ 2013 for the provision of corrective sanctions services for juveniles from that county. In distributing funds to counties under this paragraph, the department shall determine a county's distribution by dividing the amount allocated under this paragraph by the number of slots authorized for the program under s. 938.533 (2) and multiplying the quotient by the number of slots allocated to that county by agreement between the department and the county. The department may transfer funds among coun-

ties as necessary to distribute funds based on the number of slots allocated to each county.

SECTION 3014. 301.26 (8) of the statutes is amended to read:

301.26 **(8)** ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the allocations specified in sub. (7) (a), the department shall allocate $666,700 in the last 6 months of ~~2009~~ 2011, $1,333,400 in ~~2010~~ 2012, and $666,700 in the first 6 months of ~~2011~~ 2013 for alcohol and other drug abuse treatment programs.

SECTION 3014m. 301.328 (1m) of the statutes is created to read:

301.328 **(1m)** No prisoner may receive more than $100 annually in litigation loans, except that any amount of the debt the prisoner repays during the year may be advanced to the prisoner again without counting against the $100 litigation loan limit. No prisoner may receive a litigation loan in any amount until he or she has repaid a prior loan in full or has made arrangements for repayment with the warden of the institution .

Vetoed In Part

SECTION 3051h. 302.388 (2) (g) of the statutes is created to read:

302.388 **(2)** (g) If a prisoner's health summary form or complete medical file indicates that the prisoner has a communicable disease and if disclosure of that information is necessary for the health and safety of the prisoner or of other prisoners, of a correctional officer who has custody of or is responsible for the supervision of the prisoner, of a person designated by a jailer to have custodial authority over the prisoner, of any other employee of the prison or jail, or of a law enforcement officer or other person who is responsible for transferring the prisoner to or from a prison or jail, receiving institution intake staff shall disclose that information to the persons specified in par. (f) 1. to 4. and to that correctional officer, person with custodial authority, law enforcement officer, or other person.

SECTION 3051j. 302.388 (3) of the statutes is renumbered 302.388 (3) (a).

SECTION 3051L. 302.388 (3) (b) of the statutes is created to read:

302.388 **(3)** (b) If a prisoner's treatment summary indicates that the prisoner has a communicable disease and if disclosure of that information is necessary for the health and safety of the prisoner or of other prisoners, of a correctional officer who has custody of or is responsible for the supervision of the prisoner, of a person designated by a jailer to have custodial authority over the prisoner, of any employee of the prison or jail, or of a law enforcement officer or other person who is responsible for transferring the prisoner to or from a prison or jail, the department or jailer shall disclose that information to the persons to whom a treatment summary may be made available under par. (a) and to that correctional officer, person with custodial authority, law enforcement officer, or other person.

SECTION 3084. 321.40 (3) (b) 1. of the statutes is amended to read:

321.40 **(3)** (b) 1. Be submitted to the department for approval of payment no later than ~~60~~ 90 days after the completion date of the course;

SECTION 3086. 340.01 (18j) of the statutes is created to read:

340.01 **(18j)** "Federal out−of−service order for unsatisfactory safety compliance" means an out−of−service order issued by the federal motor carrier safety administration under 49 CFR 385.13 (a), 385.105 (b), 385.111 (a) or (c), 385.325 (c), 385.337 (b), 386.72 (b) (2), 386.83 (a) (1), or 386.84 (a) (1).

SECTION 3087. 341.10 (16) of the statutes is created to read:

341.10 **(16)** The applicant has applied for registration under the international registration plan specified in s. 341.405 and, in the registration application, the applicant has identified as the motor carrier responsible for the safety of the motor vehicle to be registered a motor carrier for which the department has received notice that the motor carrier is subject to a federal out−of−service order for unsatisfactory safety compliance. This subsection does not prohibit the applicant from registering the motor vehicle under any applicable provision of this chapter other than s. 341.405.

SECTION 3088. 341.10 (17) of the statutes is created to read:

341.10 **(17)** The applicant has applied for registration under the international registration plan specified in s. 341.405 and the motor vehicle for which application is made has been identified by the federal motor carrier safety administration as having been assigned for safety to a motor carrier whose business is operated, managed, or otherwise controlled or affiliated with a person that has been issued a federal out−of−service order for unsatisfactory safety compliance. This subsection does not prohibit the applicant from registering the motor vehicle under any applicable provision of this chapter other than s. 341.405.

SECTION 3096. 341.13 (3m) of the statutes is repealed.

SECTION 3097m. 341.135 of the statutes is amended to read:

341.135 Rebasing registration plates. At intervals determined by the department, the department shall establish new designs of registration plates to be issued under ss. 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), and (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2) and (3) (a) 1. and (am). Any design for registration plates issued for automobiles and for vehicles registered on the basis of gross weight shall comply with the applicable design requirements of ss. 341.12 (3), 341.13, and 341.14 (6r) (c). The designs for registration plates specified in this section shall be as similar in appearance as practicable during each design inter-

val. Except as provided in ss. 341.13 (2r) and 341.14 (1), each registration plate issued under s. 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a) 1. or (am) during each design interval shall be of the design established under this section. The department may not redesign registration plates for the special groups under s. 341.14 (6r) (f) 53., 54., or 55. until July 1, 2010. Notwithstanding s. 341.13 (3), as the department establishes new designs for registration plates under this section, the department shall, at the time determined appropriate by the department, issue registration plates of the new design to replace registration plates previously issued. This section does not apply to special group plates under s. 341.14 (6r) (f) 19m., 33m., and 48m.

SECTION 3098. 341.14 (6r) (b) 4. of the statutes is amended to read:

341.14 **(6r)** (b) 4. An additional fee of $20 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual basis for a special group specified under par. (f) 35. to 47. An additional fee of $40 that is in addition to the fee under subd. 2. shall be charged for the issuance or renewal of a plate issued on a biennial basis for a special group specified under par. (f) 35. to 47. if the plate is issued or renewed during the first year of the biennial registration period or $20 for the issuance or renewal if the plate is issued or renewed during the 2nd year of the biennial registration period. The fee under this subdivision is deductible as a charitable contribution for purposes of the taxes under ch. 71. The department shall pay all moneys received under this subdivision to the Board of Regents of the University of Wisconsin system to fund the scholarship programs under s. 36.44.

SECTION 3099. 341.14 (6r) (c) of the statutes is amended to read:

341.14 **(6r)** (c) Special group plates shall display the word "Wisconsin", the name of the applicable authorized special group, a symbol representing the special group, not exceeding one position, and identifying letters or numbers or both, not exceeding 6 positions and not less than one position. ~~The~~ Except as provided in this paragraph, the department shall specify the design for special group plates, but the department shall consult the president of the University of Wisconsin System before specifying the word or symbol used to identify the special groups under par. (f) 35. to 47., the secretary of natural resources before specifying the word or symbol used to identify the special groups under par. (f) 50. and 59., the chief executive officer of the professional football team and an authorized representative of the league of professional football teams described in s. 229.823 to which that team belongs before specifying the design for the applicable special group plate under par. (f) 55., the chief trademark officer of Harley−Davidson Michigan, LLC before specifying the design for the applicable special group plate under par. (f) 61r., the department of veterans affairs before specifying the design for the special group plates under par. (f) 49d., 49h., and 49s., and the department of tourism and chief executive officer of the organization specified in par. (f) 55m. before specifying the design and word or symbol used to identify the special group name for special group plates under par. (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to regular registration plates in color and design. The department shall make available 2 designs for the special group plates under par. (f) 60. The department may not specify any design for the special group plates under par. (f) 60. unless the design is approved by the executive vice president of the Milwaukee Brewers Baseball Club LP. The word or symbol used to identify the special group under par. (f) 59. shall be different from the word or symbol used to identify the special group under par. (f) 50. and the design shall cover the entire plate. Special group plates under par. (f) 61m. shall display a logo or image of the lion associated with the Lions Clubs International. Special group plates under par. (f) 61r. shall display a bar and shield logo associated with Harley−Davidson, Inc., on the left portion of the plates and the words "share the road" on the bottom portion of the plates. Notwithstanding par. (e), special group plates under par. (f) 33m. and 48m. shall be the same color and design that was specified by the department for special group plates under par. (f) 33. and 48., respectively, immediately prior to January 1, 2007. The design for special group plates under par. (f) 33. and 48. shall be different from the design of special group plates under par. (f) 33m. and 48m., respectively.

SECTION 3100s. 341.14 (6r) (f) 33m. of the statutes is created to read:

341.14 **(6r)** (f) 33m. Fire fighters and surviving spouses of fire fighters who die in the line of duty.

SECTION 3101d. 341.14 (6r) (f) 48m. of the statutes is created to read:

341.14 **(6r)** (f) 48m. Emergency medical technicians and first responders.

SECTION 3101h. 341.14 (6r) (fm) 7. of the statutes, as affected by 2009 Wisconsin Act 230, is amended to read:

341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups may only be special groups designated by the department under this paragraph. The authorized special groups enumerated in par. (f) shall be limited solely to those special groups specified under par. (f) on October 1, 1998. This subdivision does not apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m.,15m., 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., 58., 59., 60., 61., 61m., and 61r.

SECTION 3101p. 341.14 (6r) (g) 1. and 2. of the statutes are amended to read:

341.14 **(6r)** (g) 1. Except as provided in subd. 2. and sub. (8) (a), if an individual in possession of special plates under par. (f) 33., 33m., 34. ~~or~~, 48., or 48m. or of personalized plates under s. 341.145 (1) (c) of the same color and design as special plates under par. (f) 33., 33m., 34. ~~or~~, 48., or 48m. does not maintain membership in the applicable authorized special group during a year that is not a plate issuance year, the individual shall dispose of the special plates in a manner prescribed by the department. This paragraph does not apply to plates issued to the surviving spouse of a fire fighter who died in the line of duty.

2. If an individual in possession of special plates under par. (f) 33., 33m., 34., ~~or~~, 48., or 48m. or of personalized plates under s. 341.145 (1) (c) of the same color and design as special plates under par. (f) 33., 33m., 34., ~~or~~, 48., or 48m. suffers an injury in the course of his or her job duties as a fire fighter, rescue squad member, or emergency medical technician and the injury prevents the individual from subsequently performing such job duties, the individual may retain these special plates.

SECTION 3101t. 341.14 (8) (a) of the statutes is amended to read:

341.14 **(8)** (a) If a special plate for a group associated with a branch of the armed services or otherwise military in nature has been issued to a person under this section, or if a special plate under sub. (6r) (f) 33. or 33m. has been issued to a person who dies in the line of duty, upon application by the surviving spouse of the person, the department shall permit the surviving spouse to retain the plate. If the plate has been returned to the department or surrendered to another state, the department shall reissue the plate to the surviving spouse if the application for reissuance of the plate is made within 2 years of the plate's return or surrender. The department shall charge an additional fee of $15 to reissue the plate.

SECTION 3106e. 341.16 (2e) of the statutes is created to read:

341.16 **(2e)** The owner of a vehicle to which special group plates under s. 341.14 (6r) (f) 33. or 48. are attached may apply to the department for replacement special group plates under s. 341.14 (6r) (f) 33m. or 48m., respectively. Upon receipt of the application and payment of a fee of $40, the department shall issue the replacement special group plates. Upon receipt of replacement plates, the applicant shall destroy the replaced plates.

SECTION 3106m. 341.16 (4) of the statutes is amended to read:

341.16 **(4)** Any person issued replacement plates who fails to destroy the original plates as required by sub. (2), (2e), or (3) may be required to forfeit not more than $200.

SECTION 3107. 341.405 (3m) of the statutes is created to read:

341.405 **(3m)** (a) If the registration of a motor vehicle registered under this section is suspended under s. 341.63 (1) (f), (1m), or (1r), or if an application for registration is refused under s. 341.10 (16) or (17), the motor vehicle may be registered, subject to all applicable requirements and fees, under any applicable provision of this chapter other than this section.

(b) All of the following apply to a person who registers a motor vehicle under another applicable provision of this chapter as described in par. (a):

1. The person is not entitled to credit for any registration fee previously paid to register the motor vehicle under this section.

2. If the motor vehicle's registration under this section is reinstated after this registration period has expired, in renewing the motor vehicle's registration under this section the person is entitled to credit for the registration fee paid to register the motor vehicle as described in par. (a), calculated based upon the unused portion of that registration period.

(c) Notwithstanding s. 341.10 (16) and (17), the department may refuse registration of a motor vehicle under this section if the department determines that the motor carrier identified on the motor vehicle's registration application as the motor carrier responsible for safety of the vehicle is the same or substantially the same business, or that elements of the motor carrier operation are the same or substantially the same business elements, as a motor carrier that has been issued a federal out−of−service order for unsatisfactory safety compliance.

SECTION 3108. 341.41 (7) of the statutes is amended to read:

341.41 **(7)** Except as to foreign owned vehicles required by s. 341.07 to be registered in this state, vehicles owned or operated by a nonresident in interstate or intrastate movement may be qualified by advance purchase of a trip permit which authorizes operation for a 72−hour period when the vehicle is not eligible for reciprocal privileges. Unless waived by the secretary, the fee for the trip permit shall be not less than $15. The secretary may, upon determining that a special transportation need exists, waive the fee for the trip permit. The secretary shall make rules and regulations for the issuance and use of the permits. No permit may be issued under this subsection for any motor vehicle for which the motor carrier identified on the permit application as the motor carrier responsible for safety of the vehicle has been issued a federal out−of−service order for unsatisfactory safety compliance.

SECTION 3109. 341.52 of the statutes is amended to read:

341.52 Design of registration plates. Registration plates for dealers, distributors, manufacturers, and transporters are subject to the provisions of s. 341.12 (2) and (3) except s. 341.12 (3) (c). In addition, each plate shall

have displayed upon it a symbol capable of distinguishing it from any other plate which may be issued to the same dealer, distributor, manufacturer, or transporter.

SECTION 3111. 341.53 of the statutes is amended to read:

341.53 Expiration of registration; transferability of plates. Certificates of registration and registration plates issued to dealers, distributors, manufacturers, or transporters shall be issued for the calendar year and are valid only during the calendar year for which issued. Notwithstanding s. 341.13 (3), the department may renew registration plates issued to dealers, distributors, manufacturers, or transporters without issuing new plates or insert tags, decals, or other evidence of registration. Registration plates are transferable from one motor vehicle, trailer or semitrailer to another motor vehicle, trailer or semitrailer and from one recreational vehicle to another.

SECTION 3112. 341.57 (2) of the statutes is amended to read:

341.57 **(2)** A finance company licensed under ss. 138.09 or 218.0101 to 218.0163, a credit union licensed under ch. 186, a savings bank organized under ch. 214, a savings and loan association organized under ch. 215 or a state bank or a national bank with offices in this state may apply to the department for registration on such form as the department provides. Upon receipt of the application together with a registration fee of $75, the department shall register the applicant and shall issue one registration plate containing the registration number assigned to the applicant. The department, upon receiving a fee of $5 for each additional plate desired by the applicant, shall issue additional plates as the applicant orders. Section 341.52 applies to the design of the plates. The registration and plates are valid only during the calendar year for which issued. Notwithstanding s. 341.13 (3), the department may renew registration plates issued under this subsection without issuing new plates or insert tags, decals, or other evidence of registration. A plate is transferable from one motor vehicle to another. The department may charge a fee of $2 per plate for replacing lost, damaged or illegible plates issued under this subsection.

SECTION 3122. 341.63 (1) (f) of the statutes is created to read:

341.63 **(1)** (f) The motor vehicle is registered under the international registration plan specified in s. 341.405 and the motor vehicle has been identified by the federal motor carrier safety administration as having been assigned for safety to a motor carrier whose business is operated, managed, or otherwise controlled or affiliated with a person that has been issued a federal out−of−service order for unsatisfactory safety compliance.

SECTION 3123. 341.63 (1m) of the statutes is created to read:

341.63 **(1m)** Upon receiving notice that a motor carrier has been issued a federal out−of−service order for unsatisfactory safety compliance, the department shall suspend the registration of each motor vehicle to which all of the following apply:

(a) The motor carrier is identified on the motor vehicle's registration application as the motor carrier responsible for the safety of the vehicle.

(b) The motor vehicle is registered under the international registration plan specified in s. 341.405.

SECTION 3124. 341.63 (1r) of the statutes is created to read:

341.63 **(1r)** The department may suspend the registration of a motor vehicle registered under the international registration plan specified in s. 341.405 if the department determines that the motor carrier identified on the motor vehicle's registration application as the motor carrier responsible for safety of the vehicle is the same or substantially the same business, or that elements of the motor carrier operation are the same or substantially the same business elements, as a motor carrier that has been issued a federal out−of−service order for unsatisfactory safety compliance.

SECTION 3125. 341.63 (3) of the statutes is renumbered 341.63 (3) (a).

SECTION 3126. 341.63 (3) (b) of the statutes is created to read:

341.63 **(3)** (b) In addition to or in lieu of ordering the return of registration plates under par. (a), the department may seize and destroy the registration plates of any motor vehicle for which all of the following apply:

1. The motor carrier identified on the motor vehicle's registration application as the motor carrier responsible for safety of the vehicle has been issued a federal out−of−service order for unsatisfactory safety compliance.

2. The motor vehicle is registered under the international registration plan specified in s. 341.405 or under a similar international registration plan under the law of another jurisdiction.

SECTION 3128. 342.09 (1) of the statutes is renumbered 342.09 (1) (a) and amended to read:

342.09 **(1)** (a) The department shall maintain a record of each application for certificate of title received by it and, when satisfied as to its genuineness and regularity and that the applicant is entitled to the issuance of a certificate of title, shall issue and, except as provided in par. (b), deliver a certificate to the owner of the vehicle.

SECTION 3129. 342.09 (1) (b) of the statutes is created to read:

342.09 **(1)** (b) If there is a perfected security interest in a vehicle, the department shall deliver the certificate of title to the secured party having the primary perfected security interest in the vehicle.

SECTION 3130. 342.13 (1) of the statutes is amended to read:

342.13 **(1)** If a certificate of title is lost, stolen, mutilated, or destroyed, or becomes illegible, the owner or ~~legal representative of the owner named in~~ person in pos-

session of the certificate, as shown by the records of the department, shall promptly make application for and may obtain a replacement upon furnishing information satisfactory to the department. The replacement certificate of title shall contain a notation, in a form determined by the department, identifying the certificate as a replacement certificate that may be subject to the rights of a person under the original certificate.

SECTION 3131. 342.14 (1) of the statutes is amended to read:

342.14 **(1)** For filing an application for the first certificate of title, ~~$53.00~~ $62, by the owner of the vehicle.

SECTION 3132. 342.14 (1r) of the statutes is repealed.

SECTION 3133. 342.14 (3) of the statutes is amended to read:

342.14 **(3)** For a certificate of title after a transfer, ~~$53.00~~ $62, by the owner of the vehicle.

SECTION 3134. 342.15 (1) (a) of the statutes is amended to read:

342.15 **(1)** (a) If an owner transfers an interest in a vehicle, other than by the creation of a security interest, the owner shall comply with the requirements of s. 342.155 and, at the time of the delivery of the vehicle, execute an assignment and warranty of title to the transferee in the space provided therefor on the certificate, and the owner or person in possession of the certificate, as shown by the records of the department, shall cause the certificate to be mailed or delivered to the transferee, except that if the vehicle being transferred is a junk vehicle or has been junked, the owner shall return the certificate to the department in accordance with s. 342.34.

SECTION 3135. 342.15 (1) (c) of the statutes is amended to read:

342.15 **(1)** (c) If an owner transfers his or her interest in a salvage vehicle, the owner shall at the time of the delivery of the vehicle, execute an assignment and warranty of title to the transferee in the space provided therefor on the certificate, and the owner or person in possession of the certificate, as shown by the records of the department, shall cause the certificate to be mailed or delivered to the transferee.

SECTION 3136. 342.15 (5) of the statutes is amended to read:

342.15 **(5)** Any owner of a vehicle for which a certificate of title has been issued, who upon transfer of the vehicle fails to execute ~~and deliver~~ the assignment and warranty of title required by sub. (1), or the owner or person in possession of such certificate of title, as shown by the records of the department, who fails to deliver the assignment and warranty of title required by sub. (1), may be required to forfeit not more than $500.

SECTION 3137. 342.20 (1) of the statutes is amended to read:

342.20 **(1)** The owner shall immediately execute, in the space provided therefor on the certificate of title or on a separate form or in an automated format prescribed by the department, an application to name the secured party on the certificate, showing the name and address of the secured party, and the owner or person in possession of the owner's certificate, as shown by the records of the department, shall cause the certificate, application and the required fee to be delivered to the secured party.

SECTION 3138. 342.20 (3) of the statutes is amended to read:

342.20 **(3)** Upon receipt of the certificate of title, application, and the required fee, or upon receipt of the security interest statement and required fee if the secured party has utilized the process specified in s. 342.245 (1), the department shall issue to the owner a new certificate containing the name and address of the new secured party. The department shall deliver to such new secured party, unless the secured party utilized the process specified in s. 342.245 (1), and to the register of deeds of the county of the owner's residence, memoranda, in such form as the department prescribes, evidencing the notation of the security interest upon the certificate; and thereafter, upon any assignment, termination or release of the security interest, additional memoranda evidencing such action.

SECTION 3139. 342.22 (1) (intro.) of the statutes is amended to read:

342.22 **(1)** (intro.) Within one month or within 10 days following written demand by the debtor after there is no outstanding obligation and no commitment to make advances, incur obligations or otherwise give value, secured by the security interest in a vehicle under any security agreement between the owner and the secured party, the secured party shall mail or deliver the certificate of title for the vehicle to the department if the secured party is in possession of the certificate and shall also do one of the following:

SECTION 3140. 342.22 (2) of the statutes is amended to read:

342.22 **(2)** ~~An~~ If an owner, other than a dealer holding the vehicle for resale, is in possession of the owner's certificate of title, the owner, upon receipt of the release and notice of obligation delivered under sub. (1) (a), shall promptly cause the certificate and release to be mailed or delivered to the department, which shall release the secured party's rights on the certificate and issue a new certificate. Upon receipt of the notice under sub. (1) (b), the owner may, in the form and manner prescribed by the department and without additional fee, deliver an application and the certificate of title to the department and the department shall issue a new certificate of title free of the security interest notation.

SECTION 3141. 342.23 (2) (a) of the statutes is renumbered 342.23 (2) and amended to read:

342.23 **(2)** An owner or person in possession of the owner's certificate of title, as shown by the records of the department, shall promptly deliver the ~~owner's~~ certificate of title to any secured party who is named on it or

who has a security interest in the vehicle described in it under any other applicable prior law of this state, upon receipt of a notice from such secured party that the security interest is to be assigned, extended or perfected.

SECTION 3142. 342.23 (2) (b) of the statutes is repealed.

SECTION 3143. 342.23 (4) of the statutes is amended to read:

342.23 **(4)** Any owner or other person in possession of the owner's certificate of title who fails to deliver the certificate of title to a secured party requesting it pursuant to sub. (2) ~~(a)~~ shall be liable to such secured party for any loss caused to the secured party thereby and may be required to forfeit not more than $200.

SECTION 3144. 343.03 (3r) of the statutes is created to read:

343.03 **(3r)** REAL ID NONCOMPLIANT LICENSE. If any license described under sub. (3) is issued based upon the exception specified in s. 343.165 (7), the license shall, in addition to any legend or label described in sub. (3), be marked in a manner consistent with requirements under applicable federal law and regulations to indicate that the license is issued in accordance with P.L. 109−13, section 202 (d) (11), and is not intended to be accepted by any federal agency for federal identification or any other official purpose.

SECTION 3145. 343.06 (1) (L) of the statutes, as affected by 2007 Wisconsin Act 20, is amended to read:

343.06 **(1)** (L) To any person who does not satisfy the requirements under s. 343.165 (1).

SECTION 3146. 343.065 (3) of the statutes is created to read:

343.065 **(3)** (a) If a person issued any commercial driver license under this chapter authorizing operation of commercial motor vehicles in interstate commerce does not have on file with the department a current certification specified in s. 343.14 (2) (i) 1. covering the person's physical qualifications, the department may downgrade the commercial driver license to a restricted commercial driver license under this section and impose a "K" restriction on the license.

(b) The department shall promulgate rules to define "downgrade" in accordance with federal law and regulations or guidance from the applicable federal agency, to establish the process for downgrading a commercial driver license and whether or not a new commercial driver license document will be issued after a commercial driver license is downgraded, and to establish the process for reinstating a downgraded commercial driver license after the department receives from the licensee a valid medical certification or other appropriate certification of physical qualifications.

SECTION 3147. 343.10 (7) (d) of the statutes, as affected by 2007 Wisconsin Act 20, is amended to read:

343.10 **(7)** (d) An occupational license issued by the department under this subsection shall be in the form of a license that includes a photograph described in s. 343.14 (3), unless the exception under s. 343.14 (3m) applies, and any special restrictions cards under s. 343.17 (4). The license shall clearly indicate that restrictions on a special restrictions card apply and that the special restrictions card is part of the person's license.

SECTION 3148. 343.11 (1) of the statutes is amended to read:

343.11 **(1)** The department shall not issue a license to a person previously licensed in another jurisdiction unless such person surrenders to the department all valid operator's licenses possessed by the person issued by any other jurisdiction, which surrender operates as a cancellation of the surrendered licenses insofar as the person's privilege to operate a motor vehicle in this state is concerned. When such applicant surrenders the license to the department, the department shall issue a receipt therefor, which receipt shall constitute a temporary license to operate a motor vehicle for a period not to exceed 60 days if the applicant meets the standard required for eyesight and, in the opinion of the examiner, is not a dangerous hazard to the applicant and other users of the highways. ~~Except as provided in s. 343.055, the temporary license shall not be valid authorization for the operation of commercial motor vehicles.~~ The temporary license shall be surrendered to the examiner for cancellation by the department if the 3rd attempt at the driving test is failed and the applicant shall be required to secure a temporary instruction permit for further practice driving.

SECTION 3149. 343.11 (3) of the statutes is amended to read:

343.11 **(3)** Except as provided in sub. (1), the department may issue a receipt to any applicant for a license, which receipt shall constitute a temporary license to operate a motor vehicle while the application for license is being processed. Such temporary license shall be valid for a period not to exceed ~~30~~ 60 days.

SECTION 3150. 343.11 (3) of the statutes, as affected by 2011 Wisconsin Act .... (this act), is amended to read:

343.11 **(3)** Except as provided in sub. (1), the department may issue a receipt to any applicant for a license, which receipt shall constitute a temporary license to operate a motor vehicle while the application for license is being processed. Such temporary license shall be valid for a period not to exceed 60 days. If the application for a license is processed under the exception specified in s. 343.165 (7), the receipt shall include the marking specified in s. 343.03 (3r).

SECTION 3151. 343.14 (3) of the statutes, as affected by 2007 Wisconsin Act 20, is amended to read:

343.14 **(3)** ~~The~~ Except as provided in sub. (3m), the department shall, as part of the application process, take a digital photograph including facial image capture of the applicant to comply with s. 343.17 (3) (a) 2. ~~No~~ Except as provided in sub. (3m), no application may be processed without the photograph being taken. Except as

provided in sub. (3m) and s. 343.165 (4) (d), in the case of renewal licenses, the photograph shall be taken once every 8 years, and shall coincide with the appearance for examination which is required under s. 343.16 (3).

SECTION 3152. 343.14 (3m) of the statutes is created to read:

343.14 **(3m)** If the application for a license is processed under the exception specified in s. 343.165 (7), the application may be processed and the license issued or renewed without a photograph being taken of the applicant if the applicant provides to the department an affidavit stating that the applicant has a sincerely held religious belief against being photographed; identifying the religion to which he or she belongs or the tenets of which he or she adheres to; and stating that the tenets of the religion prohibit him or her from being photographed.

SECTION 3152c. 343.16 (1) (b) (intro.) of the statutes is amended to read:

343.16 **(1)** (b) *Third−party driving skills testing ~~for commercial motor vehicle and school bus operators~~.* (intro.) The department may contract with a person, including an agency or department of this state or its political subdivisions or another state, or a private employer of commercial motor vehicle drivers, to administer commercial motor vehicle skills tests required by 49 CFR 383.110 to 383.135, examinations required to be administered under s. 343.12 (2) (h), ~~and~~, abbreviated driving skills tests required by sub. (3) (b)~~. The department may not enter into such testing contracts with a private driver training school or other private institution~~, or driving skills tests required by par. (a) for authorization to operate "Class D" vehicles, or any combination of these tests and examinations. This paragraph does not apply with respect to a law enforcement agency eligible to contract with the department under par. (bm)~~. A contract with a 3rd−party tester under this paragraph shall include all of the following provisions:

SECTION 3152d. 343.16 (1) (b) 2. of the statutes is amended to read:

343.16 **(1)** (b) 2. The department, or the applicable federal agency~~,~~ or ~~a~~ its representative ~~of the applicable federal agency~~ with respect to testing for commercial driver licenses, may conduct random examinations, inspections, and audits of the 3rd−party tester without any prior notice.

SECTION 3152e. 343.16 (1) (b) 3. (intro.) of the statutes is amended to read:

343.16 **(1)** (b) 3. (intro.) At least annually, the department shall conduct an on−site inspection of the 3rd−party tester to determine compliance with the contract and with department and federal standards for testing applicants for commercial driver licenses and with department standards for testing applicants for school bus endorsements and applicants for operators' licenses to operate "Class D" vehicles. At least annually, the department shall also evaluate testing given by the 3rd−party tester by one of the following means:

SECTION 3152f. 343.16 (1) (b) 4. of the statutes is amended to read:

343.16 **(1)** (b) 4. Examiners of the 3rd−party tester shall meet the same qualifications and training standards as the department's license examiners to the extent established by the department as necessary to satisfactorily perform the skills tests required by 49 CFR 383.110 to 383.135, examinations required to be administered under s. 343.12 (2) (h) ~~and~~, abbreviated driving skills tests required by sub. (3) (b), and driving skills tests required by par. (a) for authorization to operate "Class D" vehicles.

SECTION 3152g. 343.16 (1) (b) 5. of the statutes is amended to read:

343.16 **(1)** (b) 5. The department shall take prompt and appropriate remedial action against the 3rd−party tester in the event that the tester fails to comply with department or federal standards for commercial driver license testing, department standards for school bus endorsement testing or testing for operators' licenses to operate "Class D" vehicles, or any provision of the contract. Such action may include immediate termination of testing by the 3rd−party tester and recovery of damages.

SECTION 3152h. 343.16 (1) (b) 6. of the statutes is created to read:

343.16 **(1)** (b) 6. The 3rd−party tester may not administer any test or examination of a person who has received instruction in driver training from the 3rd−party tester or from any person who controls, is controlled by, or is under common control with the 3rd−party tester.

SECTION 3152i. 343.16 (1) (bm) (title) of the statutes is amended to read:

343.16 **(1)** (bm) (title) *Third−party testing ~~for other vehicle operators~~ by certain law enforcement agencies.*

SECTION 3153. 343.165 (1) (intro.) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(1)** (intro.) ~~The~~ Subject to ss. 343.14 (3m) and 343.50 (4g), the department may not complete the processing of an application for initial issuance or renewal of an operator's license or identification card received by the department after ~~May 10, 2008~~ the effective date of this subsection .... [LRB inserts date], and no such license or identification card may be issued or renewed, unless the applicant presents or provides, and, subject to sub. (7), the department verifies under sub. (3), all of the following information:

SECTION 3154. 343.165 (2) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(2)** (a) ~~The~~ Subject to sub. (7), the department shall, in processing any application for an operator's license or identification card under sub. (1), capture a digital image of each document presented or provided to the department by an applicant. Images captured under

this paragraph shall be maintained, in electronic storage and in a transferable format, in the applicant's file or record as provided under ss. 343.23 (2) (a) and 343.50 (8) (a).

(b) ~~The~~ Subject to sub. (7), the department shall record in the applicant's file under s. 343.23 (2) (a) or record under s. 343.50 (8) (a) the date on which verification under subs. (1) and (3) is completed.

SECTION 3155. 343.165 (3) (a) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(3)** (a) Except as provided in pars. (b) and (c) and subject to sub. (7), the department shall verify, in the manner and to the extent required under federal law, each document presented or provided to the department that is required to be presented or provided to the department by an applicant under sub. (1).

SECTION 3156. 343.165 (4) (a) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(4)** (a) Subsection (1) does not apply to an application for renewal of an operator's license or identification card received by the department after ~~May 10, 2008~~ the effective date of this paragraph .... [LRB inserts date], if in connection with a prior application after ~~May 10, 2008~~ the effective date of this paragraph .... [LRB inserts date], the applicant previously presented or provided, and the department verified under sub. (3) or (7), the information specified in sub. (1) and, if verified under sub. (3), the department recorded the date on which the verification procedures were completed as described in sub. (2) (b).

SECTION 3157. 343.165 (4) (c) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(4)** (c) Notwithstanding pars. (a) and (b), no operator's license displaying the legend required under s. 343.03 (3m) or identification card displaying the legend required under s. 343.50 (3) (a) may be renewed unless the applicant presents or provides valid documentary proof under sub. (1) (e) and this proof shows that the status by which the applicant qualified for the license or identification card has been extended by the secretary of the federal department of homeland security.

SECTION 3158. 343.165 (4) (d) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(4)** (d) With any license or identification card renewal following a license or identification card expiration established under s. 343.20 (1m) or 343.50 (5) (c) at other than an 8−year interval, the department may determine whether the applicant's photograph is to be taken, or if the renewal is for a license the applicant is to be examined, or both, at the time of such renewal, so long as the applicant's photograph is taken, and if the renewal is for a license the applicant is examined, with a license or card renewal at least once every 8 years and the applicant's license or identification card at all times includes a photograph unless an exception under s. 343.14 (3m) or 343.50 (4g) applies.

SECTION 3159. 343.165 (5) of the statutes, as created by 2007 Wisconsin Act 20, is amended to read:

343.165 **(5)** The department may, by rule, require that applications for reinstatement of operator's licenses or identification cards, issuance of occupational licenses, reissuance of operator's licenses, or issuance of duplicate operator's licenses or identification cards, received by the department after ~~May 10, 2008~~ the effective date of this subsection .... [LRB inserts date], be processed in a manner consistent with the requirements established under this section for applications for initial issuance or renewal of operator's licenses and identification cards.

SECTION 3160. 343.165 (7) of the statutes is created to read:

343.165 **(7)** (a) The department may process an application for, and issue or renew, an operator's license or identification card without meeting the requirements under subs. (2) and (3) if all of the following apply:

1. The operator's license contains the marking specified in s. 343.03 (3r) or the identification card contains the marking specified in s. 343.50 (3) (b).

2. The operator's license or identification card is processed and issued or renewed in compliance with applicable department practices and procedures that were in effect immediately prior to the effective date of this subdivision .... [LRB inserts date].

(b) In addition to other instances of original issuance or renewal, this subsection specifically applies to renewals occurring after the effective date of this paragraph .... [LRB inserts date], of operator's licenses or identification cards originally issued prior to the effective date of this paragraph .... [LRB inserts date].

SECTION 3161. 343.17 (3) (a) 2. of the statutes is amended to read:

343.17 **(3)** (a) 2. A color photograph of the person, unless the exception under s. 343.14 (3m) applies.

SECTION 3162. 343.17 (3) (a) 14. of the statutes is created to read:

343.17 **(3)** (a) 14. If the license contains the marking specified in s. 343.03 (3r), a distinctive appearance specified by the department that clearly distinguishes the license from other operator's licenses or identification cards issued by the department and that alerts federal agency and other law enforcement personnel that the license may not be accepted for federal identification or any other official purpose.

SECTION 3163. 343.17 (5) of the statutes is amended to read:

343.17 **(5)** NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on forms provided by the department and shall contain the information required by sub. (3), except ~~the license is~~ that temporary licenses under ss. 343.16 (6) (b) and 343.305 (8) (a), and temporary licenses subject to any photograph

exception under s. 343.14 (3), are not required to include a photograph of the licensee.

SECTION 3164. 343.17 (5) of the statutes, as affected by 2007 Wisconsin Act 20 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.17 **(5)** NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on forms provided by the department and shall contain the information required by sub. (3), except that temporary licenses under ss. 343.16 (6) (b) and 343.305 (8) (a) are not required to include a photograph of the licensee. This subsection does not apply to a noncitizen temporary license, as described in s. 343.03 (3m).

SECTION 3165. 343.20 (2) (a) of the statutes is amended to read:

343.20 **(2)** (a) ~~The~~ At least 30 days prior to the expiration of an operator's license, the department shall ~~mail to the~~ provide to the licensee notice of renewal of the license either by mail at the licensee's last−known address ~~of a licensee at least 30 days prior to the expiration of the license a notice of the date upon which the license must be renewed~~ or, if desired by the licensee, by any electronic means offered by the department.

SECTION 3166. 343.20 (2) (a) of the statutes, as affected by 2007 Wisconsin Act 20 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.20 **(2)** (a) At least 30 days prior to the expiration of an operator's license, the department shall provide to the licensee notice of renewal of the license either by mail at the licensee's last−known address or, if desired by the licensee, by any electronic means offered by the department. If the license was issued or last renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the licensee of the requirement under s. 343.165 (4) (c).

SECTION 3167. 343.20 (2) (b) of the statutes is amended to read:

343.20 **(2)** (b) Notwithstanding par. (a), at least 60 days prior to the expiration of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of transportation shall ~~mail~~ provide a notice to the licensee either by mail at the licensee's last−known address ~~of the licensee~~ or, if desired by the licensee, by any electronic means offered by the department of transportation that the licensee is required to pass a security threat assessment screening by the federal transportation security administration of the federal department of homeland security as part of the application to renew the endorsement. The notice shall inform the licensee that the licensee may commence the federal security threat assessment screening at any time, but no later than 30 days before expiration of the endorsement.

SECTION 3168m. 343.21 (2) (a) of the statutes is amended to read:

343.21 **(2)** (a) In addition to the fees set under sub. (1), any applicant whose application for a permit, license, upgrade or endorsement, taken together with the applicant's currently valid license, if any, requires the department to administer a driving skills test of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle shall pay to the department an examination fee of $20 for an examination in a commercial motor vehicle other than a school bus and $15 for an examination in any other vehicle. ~~Payment~~ Except with respect to examination in a "Class D" vehicle, payment of the examination fee entitles the applicant to not more than 3 tests of the applicant's ability to exercise reasonable control in the operation of a motor vehicle. If the applicant does not qualify for issuance of a license, upgraded license or endorsement in 3 such tests, then a 2nd examination fee in the same amount shall be paid, which payment entitles the applicant to not more than 3 additional tests. For an examination in a "Class D" vehicle, a $15 examination fee shall be paid for each examination.

SECTION 3170. 343.315 (2) (h) of the statutes is amended to read:

343.315 **(2)** (h) Except as provided in par. (i), a person shall be disqualified for a period of 90 days from operating a commercial motor vehicle if convicted of an out−of−service violation, or 2 years if convicted of 2 out−of−service violations, or 3 years if convicted of 3 or more out−of−service violations, arising from separate occurrences committed within a 10−year period while operating a commercial motor vehicle. A disqualification under this paragraph shall be in addition to any penalty imposed under s. 343.44. In this paragraph, "out−of−service violation" means violating s. 343.44 (1) (c) or a law of another jurisdiction for an offense therein which, if committed in this state, would have been a violation of s. 343.44 (1) (c), ~~by operating a commercial motor vehicle while the operator or vehicle is ordered out−of−service under the law of this state or another jurisdiction or under federal law,~~ if the operator holds a commercial driver license or is required to hold a commercial driver license to operate the commercial motor vehicle.

SECTION 3171. 343.44 (1) (c) of the statutes is amended to read:

343.44 **(1)** (c) *Operating while ordered out−of−service.* No person may operate a commercial motor vehicle while the person or the commercial motor vehicle is ordered out−of−service under the law of this state or another jurisdiction or under federal law. No person may operate a commercial motor vehicle for which the motor carrier identified on the motor vehicle's registration application as the motor carrier responsible for safety of the vehicle has been issued a federal out−of−service order for unsatisfactory safety compliance, while this federal out−of−service order is in effect.

SECTION 3172. 343.50 (1) of the statutes is renumbered 343.50 (1) (a).

SECTION 3173. 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act 20 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.50 **(1)** (a) Subject to par. (b) and s. 343.165, the department shall issue to every qualified applicant, who has paid all required fees, an identification card as provided in this section.

(b) The department may not issue an identification card to a person previously issued an operator's license in another jurisdiction unless the person surrenders to the department any valid operator's license possessed by the person issued by another jurisdiction, which surrender operates as a cancellation of the license insofar as the person's privilege to operate a motor vehicle in this state is concerned. Within 30 days following issuance of the identification card under this section, the department shall destroy any operator's license surrendered under this paragraph and report to the jurisdiction that issued the surrendered operator's license that the license has been destroyed and the person has been issued an identification card in this state.

(c) The department may issue a receipt to any applicant for an identification card, which receipt shall constitute a temporary identification card while the application is being processed and shall be valid for a period not to exceed 60 days. If the application for an identification card is processed under the exception specified in s. 343.165 (7), the receipt shall include the marking specified in sub. (3) (b).

SECTION 3174. 343.50 (1) (c) of the statutes is created to read:

343.50 **(1)** (c) The department may issue a receipt to any applicant for an identification card, which receipt shall constitute a temporary identification card while the application is being processed and shall be valid for a period not to exceed 60 days.

SECTION 3175. 343.50 (3) of the statutes is amended to read:

343.50 **(3)** DESIGN AND CONTENTS OF CARD. The card shall be the same size as an operator's license but shall be of a design which is readily distinguishable from the design of an operator's license and bear upon it the words "IDENTIFICATION CARD ONLY". The information on the card shall be the same as specified under s. 343.17 (3). The card may serve as a record of gift under s. 157.06 (2) (t) and the holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a record of refusal under s. 157.06 (2) (u). ~~The~~ Except as provided in sub. (4g), the card shall contain the holder's photograph and, if applicable, shall be of the design specified under s. 343.17 (3) (a) 12.

SECTION 3176. 343.50 (3) of the statutes, as affected by 2007 Wisconsin Act 20 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.50 **(3)** DESIGN AND CONTENTS OF CARD. (a) The card shall be the same size as an operator's license but shall be of a design which is readily distinguishable from the design of an operator's license and bear upon it the words "IDENTIFICATION CARD ONLY." The information on the card shall be the same as specified under s. 343.17 (3). If the issuance of the card requires the applicant to present any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the front side of the card, a legend identifying the card as temporary. The card shall contain physical security features consistent with any requirement under federal law. The card may serve as a record of gift under s. 157.06 (2) (t) and the holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a record of refusal under s. 157.06 (2) (u). Except as provided in sub. (4g), the card shall contain the holder's photograph and, if applicable, shall be of the design specified under s. 343.17 (3) (a) 12.

(b) If an identification card is issued based upon the exception specified in s. 343.165 (7), the card shall, in addition to any other required legend or design, be of the design specified under s. 343.17 (3) (a) 14. and include a marking similar or identical to the marking described in s. 343.03 (3r).

SECTION 3177. 343.50 (4) of the statutes is amended to read:

343.50 **(4)** APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em), and (er), and such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card. ~~The~~ Except with respect to renewals by mail or electronic means as authorized under sub. (6), and except as provided in sub. (4g), the department shall, as part of the application process for original issuance or renewal of an identification card, take a photograph of the applicant to comply with sub. (3). ~~No application may be processed without the photograph being taken.~~ Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

SECTION 3178. 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.50 **(4)** APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em), and (es), and such further information as the department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by mail or electronic means as authorized under sub. (6), and except as provided in sub. (4g), the department shall, as part of the application process for original issuance or renewal of an identifica-

tion card, take a digital photograph including facial image capture of the applicant to comply with sub. (3). Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

SECTION 3179. 343.50 (4g) of the statutes is created to read:

343.50 **(4g)** PHOTOGRAPH REQUIREMENT; EXCEPTION. An application for an identification card may be processed and the identification card issued or renewed without a photograph being taken of the applicant if the applicant provides to the department an affidavit stating that the applicant has a sincerely held religious belief against being photographed; identifying the religion to which he or she belongs or the tenets of which he or she adheres to; and stating that the tenets of the religion prohibit him or her from being photographed.

SECTION 3180. 343.50 (4g) of the statutes, as created by 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.50 **(4g)** PHOTOGRAPH REQUIREMENT; EXCEPTION. If the application for an identification card is processed under the exception specified in s. 343.165 (7), the application may be processed and the identification card issued or renewed without a photograph being taken of the applicant if the applicant provides to the department an affidavit stating that the applicant has a sincerely held religious belief against being photographed; identifying the religion to which he or she belongs or the tenets of which he or she adheres to; and stating that the tenets of the religion prohibit him or her from being photographed.

SECTION 3181. 343.50 (6) of the statutes is amended to read:

343.50 **(6)** RENEWAL. At least 30 days prior to the expiration of ~~the~~ an identification card, the department shall ~~mail a renewal application to the~~ provide to the card holder notice of renewal of the card either by mail at the card holder's last−known address ~~of each identification card holder~~ or, if desired by the card holder, by any electronic means offered by the department. The department shall include with the ~~application~~ notice information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175. The fee for a renewal identification card shall be $18, which card shall be valid for 8 years, except that a card that is issued to a person who is not a United States citizen and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United States is no longer authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not state the date that the person's legal presence in the United States is no longer authorized, then the card shall be valid for 8 years. The department may renew an identification card by mail or by any electronic means available to the department, but the department may not make consecutive renewals by mail or electronic means.

SECTION 3182. 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20, section 3383, and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

343.50 **(6)** RENEWAL NOTICE. At least 30 days prior to the expiration of an identification card, the department shall provide to the card holder notice of renewal of the card either by mail at the card holder's last−known address or, if desired by the card holder, by any electronic means offered by the department. If the card was issued or last renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the requirement under s. 343.165 (4) (c). The department shall include with the notice information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175. The department may renew an identification card by mail or by any electronic means available to the department, but the department may not make consecutive renewals by mail or electronic means.

SECTION 3182g. 345.05 (1) (ag) of the statutes is repealed.

SECTION 3182r. 345.05 (2) of the statutes is amended to read:

345.05 **(2)** A person suffering any damage proximately resulting from the negligent operation of a motor vehicle owned and operated by a municipality ~~or authority~~, which damage was occasioned by the operation of the motor vehicle in the course of its business, may file a claim for damages against the municipality ~~or authority~~ concerned and the governing body of the municipality~~, or the board of directors of the authority,~~ may allow, compromise, settle and pay the claim. In this subsection, a motor vehicle is deemed owned and operated by a municipality ~~or authority~~ if the vehicle is either being rented or leased, or is being purchased under a contract whereby the municipality ~~or authority~~ will acquire title.

SECTION 3186. 346.503 (1m) (g) of the statutes is amended to read:

346.503 **(1m)** (g) This subsection does not affect the authority under s. 101.13 of the department of ~~commerce~~ safety and professional services to require by rule the reservation of parking spaces for use by a motor vehicle used by a physically disabled person.

SECTION 3187. 346.503 (4) of the statutes is amended to read:

346.503 **(4)** The department, after consulting with the department of ~~commerce~~ safety and professional services, shall promulgate rules governing the design, size and installation of the official traffic signs required under sub. (2) or (2m).

SECTION 3188. 348.27 (11m) (d) of the statutes is amended to read:

348.27 **(11m)** (d) The secretary of transportation may limit the application of permits issued under this subsection to specific areas of the state or to specific highways. A permit authorized under this subsection takes effect upon the mailing or delivery of a complete application and the required fee to the department. A permit authorized under this subsection is valid for up to 90 days, as determined by the secretary of transportation.

SECTION 3193. 350.12 (4) (bg) 2. of the statutes is amended to read:

350.12 **(4)** (bg) 2. For fiscal year ~~2001−02~~ 2011−12, and for each fiscal year thereafter, the department shall calculate an amount equal to the number of trail use stickers issued under sub. (3j) in the previous fiscal year multiplied by ~~$15~~ $32 and shall credit this amount to the appropriation account under s. 20.370 (5) (cw). From the appropriation account under s. 20.370 (5) (cw), the department shall make payments to the department or a county for the purposes specified in par. (b). The department shall make payments under par. (bm) for trail maintenance costs that were incurred in the previous fiscal year and that exceed the maximum specified under par. (b) 1. before making payments for any of the other purposes specified in par. (b).

SECTION 3194. 425.2065 (1) of the statutes is amended to read:

425.2065 **(1)** In this section, "law enforcement agency" means the police department, combined protective services department under s. 60.553, 61.66, or 62.13 (2e), or sheriff, that has primary responsibility for providing police protection services in the city, village, or town in which a repossession is expected to occur.

SECTION 3194m. 428.211 of the statutes is amended to read:

428.211 ~~Parity~~ Exemption for ~~federally insured~~ depository institutions. This subchapter does not apply to any state chartered or federally chartered bank, trust company, savings and loan association, savings bank, or credit union, or to any subsidiary of such a ~~state chartered~~ bank, trust company, savings and loan association, savings bank, or credit union~~, to the extent that federal law preempts or prohibits the application of the provisions of this subchapter to a federally chartered bank, trust company, savings and loan association, savings bank, or credit union of the same type~~.

SECTION 3195. Chapter 440 (title) of the statutes is amended to read:

CHAPTER 440
DEPARTMENT OF ~~REGULATION AND LICENSING~~ SAFETY AND PROFESSIONAL SERVICES

SECTION 3196. 440.01 (1) (aj) of the statutes is amended to read:

440.01 **(1)** (aj) "Department" means the department of ~~regulation and licensing~~ safety and professional services.

SECTION 3197. 440.01 (1) (g) of the statutes is amended to read:

440.01 **(1)** (g) "Secretary" means the secretary of ~~regulation and licensing~~ safety and professional services.

SECTION 3198. 440.01 (2) (cs) of the statutes is amended to read:

440.01 **(2)** (cs) "Minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 3199. 440.03 (1) of the statutes is amended to read:

440.03 **(1)** The department may promulgate rules defining uniform procedures to be used by the department, ~~the real estate board,~~ the real estate appraisers board, and all examining boards and affiliated credentialing boards attached to the department or an examining board, for receiving, filing and investigating complaints, for commencing disciplinary proceedings and for conducting hearings.

SECTION 3200. 440.03 (1m) of the statutes is amended to read:

440.03 **(1m)** The department may promulgate rules specifying the number of business days within which the department or any examining board or affiliated credentialing board in the department must review and make a determination on an application for a permit, as defined in s. ~~560.41 (2)~~ 227.116 (1g), that is issued under chs. 440 to 480.

SECTION 3201. 440.03 (3q) of the statutes is amended to read:

440.03 **(3q)** Notwithstanding sub. (3m), the department of ~~regulation and licensing~~ safety and professional services shall investigate any report that it receives under s. 146.40 (4r) (em).

SECTION 3202. 440.03 (11m) (b) of the statutes is amended to read:

440.03 **(11m)** (b) The ~~department~~ real estate examining board shall deny an application for an initial credential or deny an application for credential renewal or for reinstatement of an inactive license under s. 452.12 (6) (e) if any information required under par. (a) is not included in the application form or, in the case of an applicant who is an individual and who does not have a social security number, if the statement required under par. (am) is not included with the application form.

SECTION 3203. 440.03 (11m) (c) of the statutes is amended to read:

440.03 **(11m)** (c) The department of ~~regulation and licensing~~ safety and professional services may not disclose a social security number obtained under par. (a) to any person except the coordinated licensure information system under s. 441.50 (7); the department of children and families for purposes of administering s. 49.22; and, for a social security number obtained under par. (a) 1., the department of revenue for the purpose of requesting certifications under s. 73.0301 and administering state taxes.

SECTION 3204. 440.03 (12m) of the statutes is amended to read:

440.03 **(12m)** The department of ~~regulation and licensing~~ safety and professional services shall cooperate with the departments of justice, children and families, and health services in developing and maintaining a computer linkup to provide access to information regarding the current status of a credential issued to any person by the department of ~~regulation and licensing~~ safety and professional services, including whether that credential has been restricted in any way.

SECTION 3205m. 440.04 (3) of the statutes is amended to read:

440.04 **(3)** Control the allocation, disbursement, and budgeting of the funds received by the examining boards and affiliated credentialing boards in connection with their credentialing and regulation, including the reimbursement of board members for actual and necessary expenses, including travel expenses, incurred in the performance of their duties.

Vetoed In Part

SECTION 3205p. 440.08 (2) (a) 15g. of the statutes is created to read:

440.08 **(2)** (a) 15g. Bail bond surety corporation: December 1 of each year.

SECTION 3205r. 440.08 (2) (a) 15r. of the statutes is created to read:

440.08 **(2)** (a) 15r. Bail bond surety agent: June 1 of each year.

SECTION 3206. 440.13 (1) (b) of the statutes is amended to read:

440.13 **(1)** (b) "Memorandum of understanding" means a memorandum of understanding entered into by the department of ~~regulation and licensing~~ safety and professional services and the department of children and families under s. 49.857.

SECTION 3207. 440.13 (2) (a) of the statutes is amended to read:

440.13 **(2)** (a) With respect to a credential granted by the department, the department shall restrict, limit, or suspend a credential or deny an application for an initial credential ~~or for reinstatement of an inactive license under s. 452.12 (6) (e)~~ if the credential holder or applicant is delinquent in paying support or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of children and families or a county child support agency under s. 59.53 (5) and related to support or paternity proceedings.

SECTION 3208. 440.13 (2) (c) of the statutes is amended to read:

440.13 **(2)** (c) With respect to a credential granted by a credentialing board, a credentialing board shall restrict, limit or suspend a credential held by a person or deny an application for an initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) when directed to do so by the department.

SECTION 3209. 440.22 (2) of the statutes is amended to read:

440.22 **(2)** In any disciplinary proceeding against a holder of a credential in which the department or an examining board, affiliated credentialing board or board in the department orders suspension, limitation or revocation of the credential or reprimands the holder, the department, examining board, affiliated credentialing board or board may, in addition to imposing discipline, assess all or part of the costs of the proceeding against the holder. Costs assessed under this subsection are payable to the department. Interest shall accrue on costs assessed under this subsection at a rate of 12% per year beginning on the date that payment of the costs are due as ordered by the department, examining board, affiliated credentialing board or board. Upon the request of the department of ~~regulation and licensing~~ safety and professional services, the department of justice may commence an action to recover costs assessed under this subsection and any accrued interest.

SECTION 3210. 440.905 (1) of the statutes is amended to read:

440.905 **(1)** In addition to the other duties and powers of the board under this subchapter, the board shall advise the secretary of ~~regulation and licensing~~ safety and professional services on matters relating to cemeteries, to this chapter, or to the board.

SECTION 3211. 440.92 (2) (d) of the statutes is amended to read:

440.92 **(2)** (d) A preneed seller may not sell any undeveloped space unless the plans for the construction of the mausoleum have been submitted to the department of ~~commerce~~ safety and professional services for approval under s. 157.12 (2) (a) and the preneed sales contract includes the following language in not less than 10−point boldface type: "THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE HAVE BEEN SUBMITTED TO THE DEPARTMENT OF ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES FOR APPROVAL. THE SELLER IS RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE PLANS BY THE DEPARTMENT OF ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES, COMPLETE THE CONSTRUCTION, AND OBTAIN CERTIFICATION OF THE CONSTRUCTION BY THE DEPARTMENT OF ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES."

SECTION 3212. 440.945 (5) (b) of the statutes is amended to read:

440.945 **(5)** (b) The department of justice or any district attorney, upon informing the department of justice, may commence an action in circuit court in the name of the state to restrain by temporary or permanent injunction any violation of this section. The court may, prior to entry of final judgment, make such orders or judgments as may

be necessary to restore to any person any pecuniary loss suffered because of the acts or practices involved in the action, if proof of such loss is submitted to the satisfaction of the court. The department of justice may subpoena persons and require the production of books and other documents, and may request the department of ~~regulation and licensing~~ safety and professional services to exercise its authority under par. (a) to aid in the investigation of alleged violations of this section.

Vetoed In Part

SECTION 3212m. Subchapter XV of Chapter 440 [precedes 440.9991] of the statutes is created to read:

CHAPTER 440

SUBCHAPTER XV

BAIL BOND SURETIES

440.9991 Definitions. In this subchapter:

(1) "Licensed bail bond surety agent" or "bail bond surety agent" means a person licensed under s. 440.9993 (2).

(2) "Licensed bail bond surety corporation" or "bail bond surety corporation" means a person licensed under s. 440.9993 (1).

440.9992 License required. No person may be compensated to act as a surety for a bond under ch. 969 unless the person is a licensed bail bond surety corporation or agent. A licensed bail bond surety corporation or agent shall be compensated at the rate established under s. 969.12 (2).

440.9993 Licensure. (1) BAIL BOND SURETY CORPORATIONS. The department shall grant a license as a bail bond surety corporation to a business entity, as defined in s. 13.62 (5), if all of the following apply:

(a) The business submits an application to the department on a form provided by the department.

(b) The business pays the initial credential fee of $1,000.

(c) The business submits, in addition to any other information required by the department, evidence satisfactory to the department, including financial information, that the business is qualified to act as a surety for others in this state, except that the business is not required to be organized under the laws of this state.

(2) BAIL BOND SURETY AGENTS. The department shall grant a license as a bail bond surety agent to a person if all of the following apply:

(a) The person submits an application to the department on a form provided by the department.

(b) The person pays the initial credential fee of $1,000.

(c) The person submits, in addition to any other information required by the department, evidence satisfactory to the department that the person is an agent of a licensed bail bond surety corporation.

(3) LIST OF BAIL BOND SURETY CORPORATIONS AND AGENTS. Annually, the department shall provide a list of all licensed bail bond surety corporations and agents to the clerk of circuit court in each county.

Vetoed In Part

440.9994 Renewal. (1) RENEWAL DATES. The renewal dates for licenses granted under this subchapter are specified in s. 440.08 (2) (a) 15g. and 15r. Renewal applications shall be submitted to the department on a form provided by the department and shall include an annual renewal fee of $1,000.

(2) LICENSURE RENEWAL FOR BAIL BOND SURETY CORPORATIONS. In addition to any other information required by the department, a licensed bail bond surety corporation shall submit with its renewal application evidence satisfactory to the department, including financial information, that the bail bond surety corporation continues to be, at the time the surety corporation applies for renewal, a business that is qualified to act as a surety for others in this state.

(3) LICENSURE RENEWAL FOR BAIL BOND SURETY AGENTS. In addition to any other information required by the department, a licensed bail bond surety agent shall submit with its renewal application evidence satisfactory to the department that the bail bond surety agent, at the time the surety agent applies for renewal, is an agent of a licensed bail bond surety corporation in good standing with the department.

440.9995 Rules. The department shall promulgate rules necessary to administer this subchapter, including rules of conduct by bail bond surety corporations and agents.

440.9996 Disciplinarily proceedings and actions. (1) INVESTIGATIONS AND HEARINGS. Subject to the rules promulgated under s. 440.03 (1), the department may conduct investigations and hearings to determine whether a violation of this subchapter, any rule promulgated under this subchapter, or any other law applicable to bail bond surety corporations or agents, including ch. 969, has occurred.

(2) PENALTIES. (a) Subject to the rules promulgated under s. 440.03 (1), the department may reprimand a bail bond surety corporation or agent or deny, limit, suspend, or revoke a license granted under this subchapter if the department finds that an applicant for licensure under this subchapter, a licensed bail bond surety corporation, or a licensed bail bond surety agent, has done any of the following:

1. Intentionally made a material misstatement in an application for a license or for renewal of a license.

2. Advertised in a manner that is false or misleading.

3. In the course of acting as a bail bond surety corporation or agent, made a substantial misrepresentation that was relied upon by another person.

4. Obtained or attempted to obtain compensation through fraud or deceit.

5. Violated any law of this state or federal law that substantially relates to acting as a surety for others or acting as a bail bond surety corporation or agent, violated

this subchapter, or violated any rule promulgated under this subchapter.

Vetoed In Part

6. Engaged in unprofessional conduct.

(b) In addition to or in lieu of a reprimand or other action under par. (a), the department may by rule establish other penalties, including forfeiture, for violations under par. (a).

SECTION 3212o. 446.02 (3) (a) of the statutes is amended to read:

446.02 **(3)** (a) ~~An~~ Beginning on January 1, 2012, an examination administered by the examining board under this paragraph. The examination shall be in the subjects usually taught in such reputable schools of chiropractic, and shall be conducted at least twice a year at such times and places as the examining board determines. The examination shall include a practical examination of the applicant as prescribed by the examining board. The examining board shall charge an examination fee to each applicant for licensure under sub. (2) to cover the cost of developing and administering the examination required under this paragraph.

SECTION 3212p. 446.02 (3) (c) of the statutes is created to read:

446.02 **(3)** (c) An examination approved by the examining board that tests the applicant's knowledge of the laws of this state relating to the practice of chiropractic, including the provisions of this chapter and any rules promulgated by the examining board under this section.

SECTION 3212q. 450.035 (2) of the statutes is amended to read:

450.035 **(2)** A pharmacist may not administer a vaccine unless he or she has successfully completed 12 hours in a course of study and training, approved by the American Council on Pharmaceutical Education or the board, in vaccination storage, protocols, administration technique, emergency procedures and record keeping and has satisfied the requirements specified in sub. (2t). A pharmacist may not administer a vaccine under this subsection to a person who is under the age of ~~18~~ 6.

SECTION 3217. 452.01 (1s) of the statutes is amended to read:

452.01 **(1s)** "Board" means real estate examining board.

SECTION 3218. 452.025 (1) (a) of the statutes is amended to read:

452.025 **(1)** (a) A person desiring to act as a time−share salesperson shall submit to the ~~department~~ board an application for a certificate of registration.

SECTION 3219. 452.025 (1) (b) (intro.) of the statutes is amended to read:

452.025 **(1)** (b) The application for registration as a time−share salesperson shall be in the form prescribed by the ~~department~~ board and shall include all of the following:

SECTION 3220. 452.025 (1) (b) 4. of the statutes is amended to read:

452.025 **(1)** (b) 4. Any other information ~~which~~ that the ~~department~~ board reasonably requires to enable it to determine the competency of the person to transact business as a time−share salesperson in a manner ~~which~~ that safeguards the interests of the public.

SECTION 3221. 452.025 (3) (b) 2. (intro.) of the statutes is amended to read:

452.025 **(3)** (b) 2. A time−share salesperson registered under this section may complete a form purchase agreement or offer to purchase, if the form purchase agreement or offer to purchase has been approved by the ~~department~~ board and includes only the following:

SECTION 3222. 452.025 (4) of the statutes is amended to read:

452.025 **(4)** A time−share salesperson registered under this section may apply at any time to transfer employment to another licensed broker by submitting to the ~~department~~ board an application in the form prescribed by the ~~department~~ board and the transfer fee specified in s. 440.05 (7).

SECTION 3223. 452.025 (5) (a) of the statutes is amended to read:

452.025 **(5)** (a) The renewal date for certificates of registration granted by the ~~department~~ board under this section is specified under s. 440.08 (2) (a).

SECTION 3224. 452.03 of the statutes is amended to read:

452.03 Brokers and salespersons licensed. No person may engage in or follow the business or occupation of, or advertise or hold himself or herself out as, or act temporarily or otherwise as a broker or salesperson without a license. ~~Licenses shall be granted~~ The board may grant a license only to ~~persons~~ a person who ~~are~~ is competent to transact such businesses in a manner ~~which~~ that safeguards the interests of the public, and only after satisfactory proof of the person's competence has been presented to the ~~department~~ board.

SECTION 3225. 452.04 of the statutes is repealed.

SECTION 3226. 452.05 (title) and (1) (intro.) of the statutes are amended to read:

452.05 (title) **Duties and powers of ~~department~~ board. (1)** (intro.) In addition to the other duties and responsibilities of the ~~department~~ board under this chapter, the ~~department~~ board shall advise the secretary on matters relating to real estate practice and shall:

SECTION 3227. 452.05 (1) (b) of the statutes is amended to read:

452.05 **(1)** (b) Approve forms for use in real estate practice. The board may conduct public hearings on matters relating to the approval of forms used in real estate practice.

SECTION 3228. 452.05 (1) (c) of the statutes is amended to read:

452.05 **(1)** (c) After consultation with the council on real estate curriculum and examinations ~~and subject to the procedure under s. 452.07~~, promulgate rules estab-

lishing criteria for the approval of educational programs and training sessions under s. 452.09 (2) and approve such programs and sessions in accordance with the established criteria.

SECTION 3229. 452.05 (1) (d) of the statutes is amended to read:

452.05 **(1)** (d) After consultation with the council on real estate curriculum and examinations, ~~the board,~~ brokers and salespersons licensed under this chapter, and interested members of the public, establish criteria for the approval of continuing educational programs and courses in real estate related subjects required for renewal under s. 452.12 (5) (c) ~~1~~.

SECTION 3229e. 452.05 (1) (e) of the statutes is repealed.

SECTION 3229h. 452.05 (1) (g) of the statutes is amended to read:

452.05 **(1)** (g) Approve continuing educational programs and courses in accordance with the criteria established under par. (d). In order to be approved, a continuing educational program or course must require brokers and salespersons to pass an examination on the information presented at the program or course in order to successfully complete and receive continuing education credit for the program or course under s. 452.12 (5) (c) ~~1~~.

SECTION 3230. 452.05 (1m) (b) of the statutes is amended to read:

452.05 **(1m)** (b) In preparing the form for the offer to purchase commercial real property under sub. (1) (b), the ~~department~~ board shall include a statement that the seller represents to the buyer that the seller has no notice or knowledge that the commercial real property is a historic building.

SECTION 3231. 452.05 (2) of the statutes is amended to read:

452.05 **(2)** The ~~department~~ board may prepare letters and bulletins and conduct clinics disseminating information to its licensees.

SECTION 3232. 452.05 (3) of the statutes is amended to read:

452.05 **(3)** The ~~department~~ board may~~, after consultation with the board,~~ enter into reciprocal agreements with officials of other states or territories of the United States for licensing brokers and salespersons and grant licenses to applicants who are licensed as brokers or salespersons in those states or territories according to the terms of the reciprocal agreements.

SECTION 3233e. 452.06 (1) of the statutes is amended to read:

452.06 **(1)** The ~~secretary~~ board shall create ~~a council~~ one or more councils on forms ~~under s. 15.04 (1) (c)~~ which shall meet on a regular basis, be chaired by a member of the board, and report to the board ~~and the secretary~~. Any proposed change in a form relating to real estate practice shall be referred to the appropriate council on forms for review before the form is approved.

SECTION 3234m. 452.06 (2) (a) of the statutes is amended to read:

452.06 **(2)** (a) Advise the ~~secretary on the promulgation of rules under s. 452.05 (1) (c) and~~ board on establishing continuing education requirements under s. 452.05 (1) (d).

SECTION 3234r. 452.06 (2) (b) of the statutes is amended to read:

452.06 **(2)** (b) ~~Periodically, but not~~ Not less than annually, review subjects covered on examinations for licensure under this chapter and the qualifications for instructors of and performance evaluations for educational and continuing educational programs, training sessions, and courses approved under this chapter.

SECTION 3234t. 452.06 (3) of the statutes is amended to read:

452.06 **(3)** If the secretary creates any councils or committees under s. 15.04 (1) (c) to provide advice to the department or board on matters relating to real estate practice ~~other than the council under sub. (1)~~, such councils or committees shall be chaired by a member of the board, if available, and shall report to the board and the secretary.

SECTION 3235. 452.07 (title) of the statutes is amended to read:

452.07 (title) **Rules~~; review of rules~~.**

SECTION 3236. 452.07 (1) of the statutes is amended to read:

452.07 **(1)** The ~~department~~ board shall promulgate rules for the guidance of the real estate profession and define professional conduct and unethical practice.

SECTION 3237. 452.07 (1m) of the statutes is amended to read:

452.07 **(1m)** The ~~department~~ board shall promulgate rules that specify the supervisory duties of brokers under s. 452.12 (3).

SECTION 3238. 452.07 (2) to (7) of the statutes are repealed.

SECTION 3239. 452.09 (1) (intro.) of the statutes is amended to read:

452.09 **(1)** FORM OF APPLICATION. (intro.) Any person desiring to act as a broker or salesperson shall submit to the ~~department~~ board an application for a license. The application shall be in such form as the ~~department~~ board prescribes and shall include the following:

SECTION 3240. 452.09 (1) (e) of the statutes is amended to read:

452.09 **(1)** (e) Any other information ~~which~~ that the ~~department~~ board may reasonably require to enable it to determine the competency of each applicant, including each business representative of the business entity, to transact the business of a broker or salesperson in a manner ~~which~~ that safeguards the interests of the public.

SECTION 3241. 452.09 (2) (a) of the statutes is amended to read:

452.09 **(2)** (a) Except as provided in a reciprocal agreement under s. 452.05 (3), each applicant for a salesperson's license shall submit to the ~~department~~ board evidence satisfactory to the ~~department~~ board of successful completion of educational programs approved for this purpose under s. 452.05 (1) (c). The ~~department~~ board may waive the requirement under this paragraph upon proof that the applicant has received 10 academic credits in real estate or real estate related law courses from an accredited institution of higher education.

SECTION 3242. 452.09 (2) (c) 2. of the statutes is amended to read:

452.09 **(2)** (c) 2. Submit to the ~~department~~ board evidence satisfactory to the ~~department~~ board of successful completion of educational programs in business management approved for this purpose under s. 452.05 (1) (c). No educational programs applied to satisfy the requirement under subd. 1. may be applied to satisfy the requirement under this subdivision.

SECTION 3243. 452.09 (2) (d) of the statutes is amended to read:

452.09 **(2)** (d) The ~~department~~ board may waive the requirements under par. (c) upon proof that the applicant has received 20 academic credits in real estate or real estate related law courses from an accredited institution of higher education or that the applicant is licensed to practice law in this state.

SECTION 3244. 452.09 (3) (a) of the statutes is amended to read:

452.09 **(3)** (a) In determining competency, the ~~department~~ board shall require proof that the applicant for a broker's or salesperson's license has a fair knowledge of the English language~~,~~; a fair understanding of the general purposes and general legal effect of deeds, mortgages, land contracts of sale, leases, bills of sale, chattel mortgages, and conditional sales contracts~~,~~; and a general and fair understanding of the obligations between principal and agent, as well as of this chapter. ~~An~~ The board shall deny a license to an applicant receiving a failing grade, as established by rules of the ~~department~~ board, on any examination given under this section ~~shall be denied a license~~, but any applicant may review his or her examination results in a manner established by rules of the ~~department~~ board.

SECTION 3245. 452.09 (3) (b) of the statutes is amended to read:

452.09 **(3)** (b) The ~~department~~ board shall determine competency under par. (a) by means of only an oral examination for any applicant who is unable to write because of a physical handicap.

SECTION 3246. 452.09 (3) (d) of the statutes is amended to read:

452.09 **(3)** (d) Except as provided in a reciprocal agreement under s. 452.05 (3), the ~~department~~ board may not grant a broker's license to an applicant who does not hold a salesperson's license unless the applicant passes the salesperson's examination and the broker's examination.

SECTION 3247. 452.09 (5) of the statutes is amended to read:

452.09 **(5)** APPRENTICESHIPS. Any person who is a resident of this state and 18 years of age or over may, upon application filed in accordance with sub. (1), be indentured to a licensed resident broker in accordance with rules promulgated by the ~~department~~ board. These rules shall be promulgated so as to protect the public and may limit the real estate sales and brokerage activity of the apprentice. The ~~department~~ board may require an apprentice to take a preliminary examination covering general knowledge and may prescribe the character and extent of his or her work during apprenticeship. The ~~department~~ board may issue a temporary salesperson's permit to the individual for a period not to exceed one year upon payment of the fee under s. 440.05 (6). The temporary permit is not renewable.

SECTION 3248. 452.10 (2) (b) of the statutes is amended to read:

452.10 **(2)** (b) Unless an application is withdrawn in writing before the ~~department~~ board has made any investigation, no part of the fee shall be returned.

SECTION 3249. 452.10 (4) (a) of the statutes is amended to read:

452.10 **(4)** (a) Any licensed salesperson or broker may transfer to the employment of a licensed broker by first paying the transfer fee specified in s. 440.05 (7) and filing a transfer form with the ~~department~~ board.

SECTION 3250. 452.10 (6) of the statutes is amended to read:

452.10 **(6)** In the case of applications for renewals of licenses the ~~department~~ board may dispense with such matters contained in s. 452.09 (1) as it deems unnecessary in view of prior applications.

SECTION 3251. 452.11 (3) of the statutes is amended to read:

452.11 **(3)** Every nonresident applicant, and every resident licensee who becomes a nonresident, shall file with the ~~department~~ board an irrevocable consent that actions may be commenced against the applicant or licensee in the proper court of any county of the state in which a cause of action arises or in which the plaintiff resides, by the service of any process or pleading authorized by the laws of this state on the ~~department~~ board or any duly authorized employee. The consent shall stipulate and agree that such service is valid and binding as due service upon the applicant or licensee in all courts in this state. The consent shall be duly acknowledged and, if made by a corporation, shall be authenticated by the corporate seal.

SECTION 3252. 452.11 (4) of the statutes is amended to read:

452.11 **(4)** Any process or pleading under this section shall be served in duplicate upon the ~~department~~ board or

its duly authorized employee. One copy shall be filed with the ~~department~~ board and the other immediately forwarded by certified mail to the nonresident licensee against whom the process or pleading is directed at the last address provided to the ~~department~~ board by the nonresident licensee. No default in any such proceeding or action may be taken unless it appears by affidavit of the ~~secretary~~ chairperson of the board or any duly authorized employee that a copy of the process or pleading was mailed to the nonresident licensee as required in this subsection. No judgment by default may be taken in any action or proceeding within 20 days after the date of mailing the process or pleading to the nonresident licensee.

SECTION 3253. 452.12 (1) of the statutes is amended to read:

452.12 **(1)** EXPIRATION. A license granted by the ~~department~~ board entitles the holder to act as a broker or salesperson, as the case may be, until the applicable renewal date specified under s. 440.08 (2) (a).

SECTION 3254. 452.12 (2) (c) of the statutes is amended to read:

452.12 **(2)** (c) Application for a business entity license shall be made on forms prescribed by the ~~department~~ board, listing the names and addresses of all business representatives, and shall be accompanied by the initial credential fee determined by the department under s. 440.03 (9) (a). If there is a change in any of the business representatives, the change shall be reported to the ~~department~~ board, on the same form, within 30 days after the effective date of the change.

SECTION 3255. 452.12 (4) of the statutes is amended to read:

452.12 **(4)** REGISTER OF BROKERS AND SALESPERSONS. ~~The department shall maintain the register required by s. 440.035 (4).~~ The board shall include in the register the board maintains under s. 440.035 (4) the names of all brokers and salespersons whose licenses ~~have been~~ were revoked ~~at any time~~ within the past 2 years ~~prior to the issuance thereof shall be included in the register~~. The register shall be available for purchase at cost.

SECTION 3255m. 452.12 (5) (a) of the statutes is amended to read:

452.12 **(5)** (a) Renewal applications for all licenses shall be submitted with the applicable renewal fee determined by the department under s. 440.03 (9) (a) on or before the applicable renewal date specified under s. 440.08 (2) (a). The department shall pay $10 of each renewal fee received under this paragraph to the Board of Regents of the University of Wisconsin System for research and educational, public outreach, and grant activities under s. 36.25 (34).

SECTION 3256. 452.12 (5) (b) of the statutes is amended to read:

452.12 **(5)** (b) If an application for renewal is not filed with the ~~department~~ board on or before the renewal date, the applicant may not engage in any of the activities covered by the license until the license is renewed or a new license is issued.

SECTION 3256m. 452.12 (5) (c) 1. of the statutes is renumbered 452.12 (5) (c) and amended to read:

452.12 **(5)** (c) At the time of renewal, each broker or salesperson shall submit proof of attendance at and successful completion of continuing education programs or courses approved under s. 452.05 (1) (g)~~, except as provided in subd. 2~~.

SECTION 3257j. 452.12 (5) (c) 2. of the statutes is repealed.

SECTION 3259. 452.12 (6) (b) of the statutes is amended to read:

452.12 **(6)** (b) Unless an applicant's license has been revoked or suspended under s. 452.14 (3), the ~~department~~ board may register the applicant under par. (a) as an inactive licensee upon payment of a $15 fee.

SECTION 3260. 452.12 (6) (d) of the statutes is amended to read:

452.12 **(6)** (d) If an inactive licensee files an application for reinstatement before January 1, 1996, the ~~department~~ board shall reinstate the inactive licensee's original license in accordance with the requirements for late renewal under s. 440.08 (3).

SECTION 3261. 452.12 (6) (e) (intro.) of the statutes is amended to read:

452.12 **(6)** (e) (intro.) Except as provided in ss. 440.03 (11m) (b), 440.12 and 440.13 (2) ~~(a)~~ (c), the ~~department~~ board shall reinstate an inactive licensee's original license as follows:

SECTION 3262. 452.12 (6) (e) 1. of the statutes is amended to read:

452.12 **(6)** (e) 1. If a person has registered as an inactive licensee before November 1, 1990, the ~~department~~ board shall reinstate the person's original license if that person applies to the ~~department~~ board for reinstatement of his or her original license, pays the fee specified under s. 440.05 (1), passes an examination under s. 452.09 (3), and completes the education requirements established by the ~~department~~ board under par. (f).

SECTION 3263. 452.12 (6) (e) 2. of the statutes is amended to read:

452.12 **(6)** (e) 2. If a person has registered as an inactive licensee on or after November 1, 1990, the ~~department~~ board shall reinstate the person's original license if that person applies to the ~~department~~ board for reinstatement of his or her original license, pays the renewal fee determined by the department under s. 440.03 (9) (a) for the original license and completes ~~12 hours of~~ the continuing education ~~as~~ requirements established by the ~~department~~ board under par. (f). A person who is eligible for reinstatement of his or her original license under this subdivision shall complete the requirements for reinstatement under this subdivision before January 1, 1996, or within 5 years after the date on which the person registered as an inactive licensee, whichever is later.

SECTION 3264. 452.12 (6) (e) 3. of the statutes is amended to read:

452.12 **(6)** (e) 3. If a person who is eligible for reinstatement of his or her original license under subd. 2. does not complete the requirements for reinstatement within the time specified under subd. 2., the ~~department~~ board shall reinstate the original license of that person if he or she meets the requirements specified under subd. 1.

SECTION 3265. 452.12 (6) (f) of the statutes is amended to read:

452.12 **(6)** (f) The ~~department~~ board shall promulgate rules establishing the education requirements that applicants for reinstatement of original licenses under par. (e) must satisfy.

SECTION 3266. 452.13 (2) (b) 1. of the statutes is amended to read:

452.13 **(2)** (b) 1. Register with the department of ~~regulation and licensing~~ safety and professional services the name and address of the depository institution and the number of the interest−bearing common trust account.

SECTION 3267. 452.13 (2) (b) 2. of the statutes is amended to read:

452.13 **(2)** (b) 2. Notify the department of ~~regulation and licensing~~ safety and professional services when any of the information required under subd. 1. is changed.

SECTION 3268. 452.13 (2) (b) 3. of the statutes is amended to read:

452.13 **(2)** (b) 3. Furnish the department of ~~regulation and licensing~~ safety and professional services with a letter authorizing the department of ~~regulation and licensing~~ safety and professional services and the department of ~~commerce~~ administration to examine and audit the interest−bearing common trust account whenever the department of ~~regulation and licensing~~ safety and professional services or the department of ~~commerce~~ administration considers it necessary.

SECTION 3269. 452.13 (2) (bm) of the statutes is amended to read:

452.13 **(2)** (bm) The department of ~~regulation and licensing~~ safety and professional services shall forward to the department of ~~commerce~~ administration the information and documents furnished under par. (b).

SECTION 3270. 452.13 (2) (d) of the statutes is amended to read:

452.13 **(2)** (d) The department of ~~commerce~~ administration is the beneficial owner of the interest accruing to the interest−bearing common trust account, minus any service charges or fees.

SECTION 3271. 452.13 (2) (e) 1. of the statutes is amended to read:

452.13 **(2)** (e) 1. Annually, before February 1, remit to the department of ~~commerce~~ administration the total interest or dividends, minus service charges or fees, earned on the average daily balance in the interest−bearing common trust account during the 12 months ending on the previous December 31. A depository institution is not required to remit any amount if the total interest or dividends for that period is less than $10 before any deduction for service charges or fees.

SECTION 3272. 452.13 (2) (e) 2. of the statutes is amended to read:

452.13 **(2)** (e) 2. When the interest remittance is sent, furnish to the department of ~~commerce~~ administration and to the broker maintaining the interest−bearing common trust account a statement that includes the name of the broker for whose account the remittance is made, the rate of interest applied, the amount of service charges or fees deducted, if any, and the account balance for the period that the statement covers.

SECTION 3273. 452.13 (2) (f) 2. of the statutes is amended to read:

452.13 **(2)** (f) 2. May not assess a service charge or fee for an interest−bearing common trust account against the department of ~~commerce~~ administration.

SECTION 3274. 452.13 (2) (f) 3. of the statutes is amended to read:

452.13 **(2)** (f) 3. May deduct a service charge or fee from the interest earned by an interest−bearing common trust account, and if a balance remains, may deduct the remaining charge or fee from the interest earned on any other interest−bearing common trust account maintained in that depository institution, before remitting interest to the department of ~~commerce~~ administration.

SECTION 3274m. 452.13 (5) of the statutes is amended to read:

452.13 **(5)** RULES. In consultation with the department of ~~regulation and licensing~~ safety and professional services, the department of ~~commerce~~ administration shall promulgate rules necessary to administer this section.

SECTION 3276. 452.14 (1) of the statutes is amended to read:

452.14 **(1)** The ~~department~~ board shall, upon motion of the ~~board~~ secretary or his or her designee or upon its own determination, conduct investigations and, as appropriate, may hold hearings and make findings, if the board or the department receives credible information that a broker, salesperson, or time−share salesperson has violated this chapter or any rule promulgated under this chapter.

SECTION 3277. 452.14 (2) of the statutes is amended to read:

452.14 **(2)** ~~The department shall present the findings of any investigation of a licensee or registrant to the board for its consideration.~~ The ~~department shall upon motion of the board, and~~ board may~~, upon its own determination,~~ commence disciplinary proceedings on any matter under investigation concerning a licensee or registrant. ~~No investigation of a licensee or registrant may be closed without motion of the board.~~

SECTION 3278. 452.14 (3) (L) of the statutes is amended to read:

452.14 **(3)** (L) Violated any provision of this chapter or any rule promulgated under this chapter;

SECTION 3279. 452.17 (2) of the statutes is amended to read:

452.17 **(2)** Any person who engages in or follows the business or occupation of, or advertises or holds himself or herself out as or acts temporarily or otherwise as, a time−share salesperson in this state without being registered with the ~~department~~ board shall be prosecuted by the district attorney in the county where the violation occurs and may be fined not less than $25 nor more than $200 or imprisoned not less than 10 days nor more than 6 months or both.

SECTION 3280. 452.22 (2) of the statutes is amended to read:

452.22 **(2)** The certificate of the ~~secretary~~ chairperson of the board or his or her designee to the effect that a specified individual or business entity is not or was not on a specified date the holder of a broker's, salesperson's, or time−share salesperson's license or registration, or that a specified license or registration was not in effect on a date specified, or as to the issuance, limitation, suspension, or revocation of any license or registration or the reprimand of any license or registration holder ~~thereof~~, the filing or withdrawal of any application or its existence or nonexistence, is prima facie evidence of the facts ~~therein~~ stated in the certificate for all purposes in any action or proceedings.

SECTION 3281. 462.01 (3) of the statutes is amended to read:

462.01 **(3)** "Department" means the department of ~~regulation and licensing~~ safety and professional services.

SECTION 3283. 551.403 (2) (a) 2. of the statutes is amended to read:

551.403 **(2)** (a) 2. Institutional investors, except any institutional investor described in s. 551.102 (11) (k), (m), or (o).

SECTION 3284. 551.403 (2) (a) 2m. of the statutes is amended to read:

551.403 **(2)** (a) 2m. Accredited investors as defined in Rule 501 (a) (1)~~, (2),~~ or (3)~~, (7) or (8)~~ adopted under the Securities Act of 1933.

SECTION 3285. Chapter 560 (title) of the statutes is repealed.

SECTION 3286. Subchapter I (title) of chapter 560 [precedes 560.001] of the statutes is repealed.

SECTION 3287. 560.001 of the statutes is repealed.

SECTION 3288. 560.01 (title), (1) and (2) of the statutes are repealed.

SECTION 3289. 560.01 (3) of the statutes is renumbered 238.04 (14) and amended to read:

238.04 **(14)** ~~FOREIGN OFFICE AGREEMENTS. The department may enter~~ Enter into agreements regarding compensation, space, and other administrative matters as are necessary to operate ~~departmental~~ offices in other states and foreign countries. Such agreements shall be subject to the approval of the secretary of administration.

SECTION 3290. 560.02 of the statutes is repealed.

SECTION 3291. 560.03 (title) of the statutes is repealed.

SECTION 3292. 560.03 (intro.) of the statutes is repealed.

SECTION 3293. 560.03 (1) of the statutes is repealed.

SECTION 3294. 560.03 (2) of the statutes is repealed.

SECTION 3295. 560.03 (3) of the statutes is repealed.

SECTION 3296. 560.03 (4) of the statutes is repealed.

SECTION 3297. 560.03 (4m) of the statutes is repealed.

SECTION 3298. 560.03 (5) of the statutes is repealed.

SECTION 3299. 560.03 (6) of the statutes is repealed.

SECTION 3299m. 560.03 (7) of the statutes is repealed.

SECTION 3300. 560.03 (8) of the statutes is repealed.

SECTION 3301. 560.03 (9) of the statutes is repealed.

SECTION 3302. 560.03 (10) of the statutes is repealed.

SECTION 3303. 560.03 (11) of the statutes is repealed.

SECTION 3304. 560.03 (16) of the statutes is repealed.

SECTION 3305. 560.03 (17) of the statutes is renumbered 238.25 and amended to read:

238.25 Assistance to loan recipients. ~~Assist~~ The corporation shall assist new businesses and small businesses receiving economic development loans under s. 234.65 (1) (a) or the assistance of the Wisconsin Housing and Economic Development Authority in locating sources of venture capital and in obtaining the state and federal licenses and permits necessary for business operations.

SECTION 3306. 560.03 (18) of the statutes is repealed.

SECTION 3307. 560.03 (19) of the statutes is repealed.

SECTION 3308. 560.03 (20) of the statutes is repealed.

SECTION 3309. 560.03 (21) of the statutes is repealed.

SECTION 3310. 560.03 (22) of the statutes is repealed.

SECTION 3311. 560.03 (23) of the statutes is repealed.

SECTION 3312. 560.03 (25) of the statutes is repealed.

SECTION 3313. 560.03 (26) of the statutes is repealed.

SECTION 3314. 560.031 of the statutes is repealed.

SECTION 3315. 560.032 of the statutes is renumbered 238.10 and amended to read:

238.10 Allocation of volume cap on tax−exempt bonds. (1) ALLOCATION. The ~~department, by rule,~~ corporation shall establish under 26 USC 146 and administer a system for the allocation of the volume cap on the issuance of private activity bonds, as defined under 26 USC 141 (a), among all municipalities, as defined in s. 67.01 (5), and any corporation formed on behalf of those municipalities, and among this state, the Wisconsin Health and Educational Facilities Authority, the Wisconsin Aerospace Authority, and the Wisconsin Housing and Economic Development Authority.

(2) AMENDMENT TO ALLOCATION. At any time prior to December 31 in any year, the ~~department~~ corporation may ~~promulgate~~ adopt rules to revise the allocation system established for that year under sub. (1), except that any revision under this subsection does not apply to any allocation under which the recipient of that allocation has adopted a resolution authorizing the issuance of a private activity bond, as defined in 26 USC 141 (a).

(3) CONDITIONS. The ~~department~~ corporation may establish~~, by rule,~~ any procedure for, and place any condition upon, the granting of an allocation under this section which the ~~department~~ corporation deems to be in the best interest of the state including~~, but not limited to,~~ a requirement that a cash deposit, at a rate established by the ~~department in the rules~~ corporation, be a condition for an allocation.

(4) CERTIFICATION. If the ~~secretary~~ corporation receives notice of the issuance of a bond under an allocation under subs. (1) to (3), the ~~secretary~~ corporation shall certify that that bond meets the requirements of 26 USC 146.

SECTION 3316. 560.033 of the statutes is repealed.

SECTION 3317. 560.0335 of the statutes is renumbered 16.283.

SECTION 3318. 560.034 of the statutes is renumbered 238.11, and 238.11 (1), (2), (3) and (5) (intro.), as renumbered, are amended to read:

238.11 **(1)** The ~~department~~ corporation shall prescribe the notice forms to be used under ss. 66.1103 (4m) (a) 1. and 234.65 (3) (a). The ~~department~~ corporation shall include on the forms a requirement for information on the number of jobs the person submitting the notice expects to be eliminated, created, or maintained on the project site and elsewhere in this state by the project which is the subject of the notice. The ~~department~~ corporation shall prescribe the forms to be used under ss. 66.1103 (4m) (b) and 234.65 (3r).

(2) If the ~~department~~ corporation receives a notice under s. 66.1103 (4m) (a), the ~~department~~ corporation shall estimate, no later than 20 days after receipt of the notice, whether the project ~~which~~ that is the subject of the notice is expected to eliminate, create, or maintain jobs on the project site and elsewhere in this state and the net number of jobs expected to be eliminated, created, or maintained as a result of the project.

(3) If the ~~department~~ corporation receives a notice under s. 234.65 (3) (a), the ~~department~~ corporation shall estimate, no later than 20 days after receipt of the notice, whether the project which is the subject of the notice is expected to eliminate, create, or maintain jobs on the project site and elsewhere in this state and the net number of jobs expected to be eliminated, created, or maintained as a result of the project.

(5) (intro.) The ~~department~~ corporation shall issue an estimate made:

SECTION 3319. 560.035 of the statutes is renumbered 16.285.

SECTION 3320. 560.036 of the statutes is renumbered 16.287.

SECTION 3321m. 560.037 of the statutes is repealed.

SECTION 3322. 560.04 of the statutes is repealed.

SECTION 3323. 560.045 of the statutes is repealed.

SECTION 3324. 560.047 of the statutes is repealed.

SECTION 3325. 560.05 of the statutes is repealed.

SECTION 3326. 560.07 of the statutes is repealed.

SECTION 3327. 560.075 of the statutes is renumbered 238.12, and 238.12 (2), as renumbered, is amended to read:

238.12 **(2)** The ~~department~~ corporation may not award a grant or loan under this chapter to a person or certify a person to receive tax benefits unless the ~~department~~ corporation enters into an agreement with the person that requires the person to repay the grant, loan, or tax benefits if, within 5 years after receiving the grant or loan or being certified to receive tax benefits, the person ceases to conduct in this state the economic activity for which the person received the grant or loan or for which the person was certified to receive tax benefits and commences substantially the same economic activity outside this state.

SECTION 3328. 560.08 (1), (2) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i) and (j) of the statutes are repealed.

SECTION 3329. 560.08 (2) (m) of the statutes is renumbered 238.26 and amended to read:

238.26 Report to investment board. No later than September 30 of each even−numbered year, the corporation shall submit to the investment board a report describing the types of investments in businesses in this state ~~which~~ that will have the greatest likelihood of enhancing economic development in this state.

SECTION 3330c. 560.081 (1) and (2) (intro.) and (a) of the statutes are renumbered 238.127 (2) (intro.) and (a), and 238.127 (2) (intro.), as renumbered, is amended to read:

238.127 **(2)** (intro.) The ~~department~~ corporation shall establish and administer a state main street program to coordinate state and local participation in programs offered by the national main street center, created by the national trust for historic preservation, to assist municipalities in planning, managing and implementing programs for the revitalization of business areas. The ~~department~~ corporation shall do all of the following:

SECTION 3330g. 560.081 (2) (b) of the statutes is repealed.

SECTION 3330m. 560.081 (2) (c) to (h) of the statutes are renumbered 238.127 (2) (c) to (h), and 238.127 (2) (c) (intro.), (e), (f) 4. and (h), as renumbered, are amended to read:

238.127 **(2)** (c) (intro.) With help from ~~the council on main street programs and from~~ interested individuals and organizations, develop a plan describing the objectives of

the state main street program and the methods by which the ~~department~~ corporation shall:

(e) Annually select, upon application, up to 5 municipalities to participate in the state main street program. The program for each municipality shall conclude after 3 years, except that the program for each municipality selected after July 29, 1995, shall conclude after 5 years. The ~~department~~ corporation shall select program participants representing various geographical regions and populations. A municipality may apply to participate, and the ~~department~~ corporation may select a municipality for participation, more than one time. In selecting a municipality, however, the ~~department~~ corporation may give priority to those municipalities that have not previously participated.

(f) 4. Local assistance in paying for the services of a design consultant ~~recommended by the council on main street programs~~.

(h) Provide training, technical assistance and information on the revitalization of business areas to municipalities which do not participate in the state main street program. The ~~department~~ corporation may charge reasonable fees for the services and information provided under this paragraph. ~~The department shall deposit all fees collected under this paragraph in the appropriation account under s. 20.143 (1) (g).~~

SECTION 3330s. 560.081 (2) (i) of the statutes is repealed.

SECTION 3331. 560.082 of the statutes is repealed.

SECTION 3332. 560.09 of the statutes is repealed.

SECTION 3333. 560.097 of the statutes is renumbered 238.125 and amended to read:

238.125 Notification of position openings; compliance. The ~~department~~ corporation shall monitor compliance with the position−opening notification requirements under ss. 66.1103 (6m) and 106.16.

SECTION 3334b. 560.11 of the statutes is renumbered 285.795, and 285.795 (1) (a) and (2), as renumbered, are amended to read:

285.795 **(1)** (a) Advise the department ~~of natural resources~~ concerning the effectiveness of the small business stationary source technical and environmental compliance assistance program under s. 285.79, difficulties encountered by small business stationary sources, as defined in s. 285.79 (1), in complying with s. 299.15 and ch. 285 and the degree and severity of enforcement of s. 299.15 and ch. 285 against small business stationary sources.

(2) The employees of ~~the department of commerce who staff the small business ombudsman clearinghouse under s. 560.03 (9) and the employees of~~ the department ~~of natural resources~~ who staff the small business stationary source technical and environmental compliance assistance program under s. 285.79 shall provide the small business environmental council with the assistance necessary to comply with sub. (1).

SECTION 3335. 560.125 (title) and (1) to (3) of the statutes are renumbered 101.45 (title) and (1) to (3).

SECTION 3336. 560.125 (4) (a) to (e) of the statutes are renumbered 101.45 (4) (a) to (e), and 101.45 (4) (d), as renumbered, is amended to read:

101.45 **(4)** (d) In any fiscal year, the department may not pay to any one applicant more than 20 percent of the amount appropriated under s. ~~20.143 (3)~~ 20.165 (2) (sm) for the fiscal year.

SECTION 3337. 560.125 (4) (f) and (g) of the statutes are repealed.

SECTION 3338. 560.125 (5) to (6) of the statutes are renumbered 101.45 (5) to (6).

SECTION 3339. 560.126 of the statutes is repealed.

SECTION 3340. 560.128 of the statutes is repealed.

SECTION 3341. 560.13 (1), (2), (3), (5) and (6m) of the statutes are renumbered 238.13 (1), (2), (3), (5) and (6m), and 238.13 (2) (a) (intro.) and (b) 1., (3) (intro.) and (f) and (5), as renumbered, are amended to read:

238.13 **(2)** (a) (intro.) ~~Subject to subs. (4) and (5), from the appropriation under s. 20.143 (1) (qm) the department~~ The corporation may make a grant to a person if all of the following apply:

(b) 1. The contribution required under par. (a) 3. may be in cash or in−kind. Cash contributions may be of private or public funds~~, excluding funds obtained under the program under s. 560.17 or under any program under subch. II or V of this chapter~~. In−kind contributions shall be limited to actual remediation services.

(3) (intro.) The ~~department~~ corporation may consider the following criteria in making awards under this section:

(f) Any other factors considered by the ~~department~~ corporation to be relevant to assessing the viability and feasibility of the project.

(5) Before the ~~department~~ corporation awards a grant under this section, the ~~department~~ corporation shall consider the recommendations of the department of administration and the department of natural resources.

SECTION 3342. 560.13 (4) of the statutes is repealed.

SECTION 3343. 560.13 (6) of the statutes is repealed.

SECTION 3344. 560.138 of the statutes is repealed.

SECTION 3345. 560.139 of the statutes is repealed.

SECTION 3346. 560.145 of the statutes is repealed.

SECTION 3347. 560.15 of the statutes is repealed.

SECTION 3348. 560.155 of the statutes is repealed.

SECTION 3349. 560.157 of the statutes is repealed.

SECTION 3350. 560.165 of the statutes is repealed.

SECTION 3351. 560.167 of the statutes is repealed.

SECTION 3352. 560.17 of the statutes is repealed.

SECTION 3353. 560.19 of the statutes is repealed.

SECTION 3354. 560.203 of the statutes is repealed.

SECTION 3355g. 560.204 (title), (1), (2) and (4) of the statutes are renumbered 73.15 (title), (1), (2) and (3), and 73.15 (1), (2) and (3), as renumbered, are amended to read:

73.15 **(1)** The department of revenue shall implement a program to certify health care providers as eligible for the electronic medical records credit under ss. 71.07 (5i), 71.28 (5i), and 71.47 (5i).

(2) If the department of revenue certifies a health care provider under sub. (1), the department shall determine the amount of credits to allocate to the health care provider. The total amount of electronic medical records credits allocated to health care providers in any year may not exceed $10,000,000.

(3) The ~~department, in consultation with the~~ department of revenue~~,~~ shall promulgate rules to administer this section.

SECTION 3355m. 560.204 (3) of the statutes is repealed.

SECTION 3356. 560.205 of the statutes is renumbered 238.15, and 238.15 (1) (intro.), (2) and (3) (a), (b), (d) (intro.), 1., 2. a. and b. and (e), as renumbered, are amended to read:

238.15 **(1)** ANGEL INVESTMENT TAX CREDITS. (intro.) The ~~department~~ corporation shall implement a program to certify businesses for purposes of s. 71.07 (5d). A business desiring certification shall submit an application to the ~~department~~ corporation in each taxable year for which the business desires certification. The business shall specify in its application the investment amount it wishes to raise and the ~~department~~ corporation may certify the business and determine the amount that qualifies for purposes of s. 71.07 (5d). ~~Unless otherwise provided under the rules of the department, a~~ A business may be certified under this subsection, and may maintain such certification, only if the business satisfies all of the following conditions:

(2) EARLY STAGE SEED INVESTMENT TAX CREDITS. The ~~department~~ corporation shall implement a program to certify investment fund managers for purposes of ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638. An investment fund manager desiring certification shall submit an application to the ~~department~~ corporation. The investment fund manager shall specify in the application the investment amount that the manager wishes to raise and the ~~department~~ corporation may certify the manager and determine the amount that qualifies for purposes of ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638. In determining whether to certify an investment fund manager, the ~~department~~ corporation shall consider the investment fund manager's experience in managing venture capital funds, the past performance of investment funds managed by the applicant, the expected level of investment in the investment fund to be managed by the applicant, and any other relevant factors. The ~~department~~ corporation may certify only investment fund managers that commit to consider placing investments in businesses certified under sub. (1).

(3) (a) *List of certified businesses and investment fund managers.* The ~~department~~ corporation shall maintain a list of businesses certified under sub. (1) and investment fund managers certified under sub. (2) and shall permit public access to the lists through the ~~department's~~ corporation's Internet Web site.

(b) *Notification of department of revenue.* The ~~department of commerce~~ corporation shall notify the department of revenue of every certification issued under ~~sub.~~ subs. (1) and (2) and the date on which any such certification is revoked or expires.

(d) *Rules.* (intro.) The ~~department of commerce~~ corporation, in consultation with the department of revenue, shall ~~promulgate~~ adopt rules to administer this section. The rules shall further define "bona fide angel investment" for purposes of s. 71.07 (5d) (a) 1. The rules shall limit the aggregate amount of tax credits under s. 71.07 (5d) that may be claimed for investments in businesses certified under sub. (1) at $3,000,000 per calendar year for calendar years beginning after December 31, 2004, and before January 1, 2008, $5,500,000 per calendar year for calendar years beginning after December 31, 2007, and before January 1, 2010, $6,500,000 for calendar year 2010, and $20,000,000 per calendar year for calendar years beginning after December 31, 2010, plus, for taxable years beginning after December 31, 2010, an additional $250,000 for tax credits that may be claimed for investments in nanotechnology businesses certified under sub. (1). The rules shall also limit the aggregate amount of the tax credits under ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638 that may be claimed for investments paid to fund managers certified under sub. (2) at $3,500,000 per calendar year for calendar years beginning after December 31, 2004, and before January 1, 2008, $6,000,000 per calendar year for calendar years beginning after December 31, 2007, and before January 1, 2010, $8,000,000 for calendar year 2010, and $20,500,000 per calendar year for calendar years beginning after December 31, 2010, plus, for taxable years beginning after December 31, 2010, an additional $250,000 for tax credits that may be claimed for investments in nanotechnology businesses certified under sub. (1). The rules shall also provide that, for calendar years beginning after December 31, 2007, no person may receive a credit under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), or 76.638 unless the person's investment is kept in a certified business, or with a certified fund manager, for no less than 3 years. The rules shall permit the ~~department~~ corporation to reallocate credits under this section that are unused in any calendar year to a person eligible for tax benefits, as defined under s. ~~560.2055~~ 238.16 (1) (d), if all of the following apply:

1. The ~~department~~ corporation notifies the joint committee on finance in writing of its proposed reallocation.

2. a. The cochairpersons of the joint committee on finance fail to notify the ~~department~~ corporation, within 14 working days after the date of the ~~department's~~ corporation's notification under subd. 1., that the committee

has scheduled a meeting for the purpose of reviewing the proposed reallocation.

b. The cochairpersons of the joint committee on finance notify the ~~department~~ corporation that the committee has approved the proposed reallocation.

(e) *Transfer.* A person who is eligible to claim a credit under s. 71.07 (5b), 71.28 (5b), 71.47 (5b), or 76.638 may sell or otherwise transfer the credit to another person who is subject to the taxes or fees imposed under s. 71.02, 71.23, 71.47, or subch. III of ch. 76, if the person receives prior authorization from the investment fund manager and the manager then notifies the ~~department of commerce~~ corporation and the department of revenue of the transfer and submits with the notification a copy of the transfer documents. No person may sell or otherwise transfer a credit as provided in this paragraph more than once in a 12−month period. The ~~department~~ corporation may charge any person selling or otherwise transferring a credit under this paragraph a fee equal to 1 percent of the credit amount sold or transferred. ~~The department shall deposit all fees collected under this paragraph in the appropriation account under s. 20.143 (1) (gm).~~

SECTION 3357. 560.2055 (title) and (1) of the statutes are renumbered 238.16 (title) and (1).

SECTION 3358. 560.2055 (2) of the statutes is renumbered 238.16 (2), and 238.16 (2) (intro.) and (b), as renumbered, are amended to read:

238.16 **(2)** (intro.) The ~~department~~ corporation may certify a person to receive tax benefits under this section if all of the following apply:

(b) The person applies under this section and enters into a contract with the ~~department~~ corporation.

SECTION 3359m. 560.2055 (3) of the statutes is renumbered 238.16 (3), and 238.16 (3) (intro.), (a) and (b) of the statutes, as renumbered, are amended to read:

238.16 **(3)** ELIGIBILITY FOR TAX BENEFITS. (intro.) A person certified under sub. (2) may receive tax benefits under this section if, in each year for which the person claims tax benefits under this section, the person increases net employment in the person's business, and one of the following ~~apply~~ applies:

(a) In a tier I county or municipality, an eligible employee for whom the person claims a tax credit will earn at least $20,000 ~~but not more than $100,000~~ in wages from the person in the year for which the credit is claimed.

(b) In a tier II county or municipality, an eligible employee for whom the person claims a tax credit will earn at least $30,000 ~~but not more than $100,000~~ in wages from the person in the year for which the credit is claimed.

SECTION 3362. 560.2055 (4) (title) and (a) of the statutes are renumbered 238.16 (4) (title) and (a).

SECTION 3363m. 560.2055 (4) (b) 1. of the statutes is renumbered 238.16 (4) (b) 1. and amended to read:

238.16 **(4)** (b) 1. The ~~department~~ corporation may award to a person certified under sub. (2) tax benefits for each eligible employee in an amount equal to ~~up to~~ 10 percent of the wages paid by the person to that employee or $10,000, whichever is less, if that employee earned wages in the year for which the tax benefit is claimed equal to one of the following:

a. In a tier I county or municipality, at least $20,000 ~~but not more than $100,000~~.

b. In a tier II county or municipality, at least $30,000 ~~but not more than $100,000~~.

SECTION 3365. 560.2055 (4) (b) 2. and (c) of the statutes are renumbered 238.16 (4) (b) 2. and (c) and amended to read:

238.16 **(4)** (b) 2. The ~~department~~ corporation may award to a person certified under sub. (2) tax benefits in an amount to be determined by the ~~department by rule~~ corporation for costs incurred by the person to undertake the training activities described in sub. (3) (c).

(c) Subject to a reallocation by the ~~department~~ corporation pursuant to rules ~~promulgated~~ adopted under s. ~~560.205~~ 238.215 (3) (d), the ~~department~~ corporation may allocate up to $5,000,000 in tax benefits under this section in any calendar year.

SECTION 3366. 560.2055 (5) of the statutes is renumbered 238.16 (5), and 238.16 (5) (title), (a), (b), (c), (d), (e) and (f) (intro.) and 1. (intro.), as renumbered, are amended to read:

238.16 **(5)** (title) DUTIES OF THE ~~DEPARTMENT~~ CORPORATION. (a) The ~~department of commerce~~ corporation shall notify the department of revenue when the ~~department of commerce~~ corporation certifies a person to receive tax benefits.

(b) The ~~department of commerce~~ corporation shall notify the department of revenue within 30 days of revoking a certification made under sub. (2).

(c) The ~~department~~ corporation may require a person to repay any tax benefits the person claims for a year in which the person failed to maintain employment required by an agreement under sub. (2) (b).

(d) The ~~department~~ corporation shall determine the maximum amount of the tax credits under ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q) that a certified business may claim and shall notify the department of revenue of this amount.

(e) The ~~department~~ corporation shall annually verify the information submitted to the ~~department~~ corporation by the person claiming tax benefits under ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q).

(f) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the implementation and operation of this section, including rules relating to the following:

1. (intro.) The definitions of a tier I county or municipality and a tier II county or municipality. The ~~department~~ corporation may consider all of the following infor-

mation when establishing the definitions required under this subdivision:

SECTION 3367. 560.2056 of the statutes is renumbered 93.54 and amended to read:

93.54 Food processing plant and food warehouse investment credit. (1) The department ~~of commerce~~ shall implement a program to certify taxpayers as eligible for the food processing plant and food warehouse investment credit under ss. 71.07 (3rn), 71.28 (3rn), and 71.47 (3rn).

(2) If the department ~~of commerce~~ certifies a taxpayer under sub. (1), the department ~~of commerce~~ shall determine the amount of credits to allocate to that taxpayer. The total amount of food processing plant and food warehouse investment credits allocated to taxpayers in fiscal year 2009−10 may not exceed $600,000 and the total amount of food processing plant and food warehouse investment credits allocated to taxpayers in fiscal year 2010−11, and in each fiscal year thereafter, may not exceed $700,000.

(3) The department ~~of commerce~~ shall inform the department of revenue of every taxpayer certified under sub. (1) and the amount of credits allocated to the taxpayer.

(4) The department ~~of commerce~~, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3368. 560.206 of the statutes is renumbered 41.155, and 41.155 (4), as renumbered, is amended to read:

41.155 **(4)** The department of ~~commerce~~ tourism, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3369. 560.207 of the statutes is renumbered 93.535 and amended to read:

93.535 Dairy manufacturing facility investment credit. (1) The department ~~of commerce~~ shall implement a program to certify taxpayers, including taxpayers who are members of dairy cooperatives, as eligible for the dairy manufacturing facility investment credit under ss. 71.07 (3p), 71.28 (3p), and 71.47 (3p).

(2) If the department ~~of commerce~~ certifies a taxpayer under sub. (1), the department ~~of commerce~~ shall determine the amount of credits to allocate to that taxpayer. The total amount of dairy manufacturing facility investment credits allocated to taxpayers in fiscal year 2007−08 may not exceed $600,000 and the total amount of dairy manufacturing facility investment credits allocated to taxpayers who are not members of dairy cooperatives in fiscal year 2008−09, and in each fiscal year thereafter, may not exceed $700,000. The total amount of dairy manufacturing facility investment credits allocated to taxpayers who are members of dairy cooperatives in fiscal year 2009−10 may not exceed $600,000 and the total amount of dairy manufacturing facility investment credits allocated to taxpayers who are members of dairy cooperatives in fiscal year 2010−11, and in each fiscal year thereafter, may not exceed $700,000.

(3) The department ~~of commerce~~ shall inform the department of revenue of every taxpayer certified under sub. (1) and the amount of credits allocated to the taxpayer.

(4) The department ~~of commerce~~, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3370. 560.208 of the statutes is renumbered 93.545 and amended to read:

93.545 Meat processing facility investment credit. (1) The department ~~of commerce~~ shall implement a program to certify taxpayers as eligible for the meat processing facility investment credit under ss. 71.07 (3r), 71.28 (3r), and 71.47 (3r).

(2) If the department ~~of commerce~~ certifies a taxpayer under sub. (1), the department ~~of commerce~~ shall determine the amount of credits to allocate to that taxpayer. The total amount of meat processing facility investment credits allocated to taxpayers in fiscal year 2009−10 may not exceed $300,000 and the total amount of meat processing facility investment credits allocated to taxpayers in fiscal year 2010−11, and in each fiscal year thereafter, may not exceed $700,000.

(3) The department ~~of commerce~~ shall inform the department of revenue of every taxpayer certified under sub. (1) and the amount of credits allocated to the taxpayer.

(4) The department ~~of commerce~~, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3371. 560.2085 of the statutes is renumbered 238.20, and 238.20 (1) (intro.), (2) and (3), as renumbered, are amended to read:

238.20 **(1)** (intro.) The ~~department~~ corporation shall implement a program to certify qualified new business ventures for purposes of s. 71.05 (24). A business desiring certification shall submit an application to the ~~department~~ corporation in each taxable year for which the business desires certification. Subject to sub. (2), a business may be certified under this subsection, and may maintain such certification, only if the business is engaged in one of the following:

(2) The ~~department~~ corporation may not certify a business under sub. (1) if the business is engaged in real estate development, insurance, banking, lending, lobbying, political consultation, professional services provided by attorneys, accountants, business consultants, physicians, or health care consultants, wholesale or retail sales, leisure, hospitality, transportation, or construction.

(3) (a) The ~~department~~ corporation shall maintain a list of businesses certified under sub. (1) and shall permit public access to the lists through the ~~department's~~ corporation's Internet Web site.

(b) The ~~department of commerce~~ corporation shall notify the department of revenue of every certification issued under sub. (1) and the date on which a certification under sub. (1) is revoked or expires.

SECTION 3372. 560.209 of the statutes is renumbered 93.547 and amended to read:

93.547 Woody biomass harvesting and processing credit. (1) The department ~~of commerce~~ shall implement a program to certify taxpayers as eligible for the woody biomass harvesting and processing credit under ss. 71.07 (3rm), 71.28 (3rm), and 71.47 (3rm).

(2) If the department ~~of commerce~~ certifies a taxpayer under sub. (1), the department ~~of commerce~~ shall determine the amount of credits to allocate to that taxpayer. The total amount of woody biomass harvesting and processing credits allocated to taxpayers in any fiscal year may not exceed $900,000. In each fiscal year, the department ~~of commerce~~ shall allocate $450,000 in tax credits to businesses that, individually, have no more than $5,000,000 in gross receipts from doing business in this state for the taxable year in which the credit is claimed.

(3) The department ~~of commerce~~ shall inform the department of revenue of every taxpayer certified under sub. (1) and the amount of credits allocated to the taxpayer.

(4) The department ~~of commerce~~, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3373. 560.21 of the statutes is repealed.

SECTION 3374. 560.25 of the statutes is repealed.

SECTION 3375. 560.255 of the statutes is repealed.

SECTION 3376. 560.27 of the statutes is repealed.

SECTION 3377. 560.275 of the statutes is repealed.

SECTION 3378. 560.276 of the statutes is repealed.

SECTION 3379. 560.277 of the statutes is repealed.

SECTION 3380. 560.28 of the statutes is repealed.

SECTION 3380m. 560.285 (title) of the statutes is renumbered 101.934 (title).

SECTION 3381. 560.285 (1) of the statutes is repealed.

SECTION 3381c. 560.285 (2) of the statutes is renumbered 101.934 (2).

SECTION 3381f. 560.285 (3) of the statutes is renumbered 101.934 (3) and amended to read:

101.934 **(3)** ADMINISTRATION. The department shall contract with one or more entities that are exempt from taxation under section 501 (a) of the Internal Revenue Code and that employ individuals with technical expertise concerning manufactured housing for the administration of the grant program under this section. The department shall promulgate rules to establish the grant program under this section. To the extent feasible, the department shall coordinate the program under this section with the state housing strategy plan under s. ~~560.9802~~ 16.302.

SECTION 3382. 560.29 of the statutes is repealed.

SECTION 3383. Subchapter II (title) of chapter 560 [precedes 560.30] of the statutes is repealed.

SECTION 3384. 560.30 of the statutes is repealed.

SECTION 3385. 560.301 of the statutes is repealed.

SECTION 3386. 560.302 of the statutes is repealed.

SECTION 3387. 560.303 of the statutes is repealed.

SECTION 3388. 560.304 of the statutes is repealed.

SECTION 3389. 560.305 of the statutes is repealed.

SECTION 3390. Subchapter III (title) of chapter 560 [precedes 560.41] of the statutes is repealed.

SECTION 3391. 560.41 of the statutes is repealed.

SECTION 3392. 560.42 of the statutes is repealed.

SECTION 3393. 560.43 of the statutes is repealed.

SECTION 3394. 560.44 of the statutes is repealed.

SECTION 3395m. 560.45 of the statutes is repealed.

SECTION 3396. Subchapter IV (title) of chapter 560 [precedes 560.51] of the statutes is repealed.

SECTION 3397. 560.51 of the statutes is repealed.

SECTION 3398. 560.53 of the statutes is repealed.

SECTION 3399. 560.54 of the statutes is repealed.

SECTION 3400. Subchapter V (title) of chapter 560 [precedes 560.60] of the statutes is repealed.

SECTION 3401. 560.60 of the statutes is repealed.

SECTION 3402. 560.602 of the statutes is repealed.

SECTION 3403. 560.605 of the statutes is repealed.

SECTION 3404. 560.607 of the statutes is repealed.

SECTION 3405. 560.61 of the statutes is repealed.

SECTION 3406. 560.68 of the statutes is repealed.

SECTION 3407. Subchapter VI (title) of chapter 560 [precedes 560.70] of the statutes is repealed.

SECTION 3408. 560.70 (intro.), (2), (2g), (2m), (3), (4), (4m), (5), (6) and (7) of the statutes are renumbered 238.30 (intro.), (2), (2g), (2m), (3), (4), (4m), (5), (6) and (7), and 238.30 (intro.), (2g), (2m) (b), (4) and (7) (b) 1. and 2., (c) and (d), as renumbered, are amended to read:

238.30 Definitions. (intro.) In this section and ss. ~~560.71 to 560.795~~ 238.31 to 238.395:

(2g) "Eligible activity" means an activity described under s. ~~560.702~~ 238.302.

(2m) (b) The ~~department may by rule specify~~ corporation may adopt a rule specifying circumstances under which the ~~department~~ corporation may grant exceptions to the requirement under par. (a) that a full−time job means a job in which an individual, as a condition of employment, is required to work at least 2,080 hours per year, but under no circumstances may a full−time job mean a job in which an individual, as a condition of employment, is required to work less than 37.5 hours per week.

(4) "Local governing body" means the governing body of one or more cities, villages, towns, or counties or the elected governing body of a federally recognized American Indian tribe or band in this state.

(7) (b) 1. Except as provided in subd. 2., in s. ~~560.795~~ 238.395, "tax benefits" means the development zones

investment credit under ss. 71.07 (2di), 71.28 (1di), and 71.47 (1di) and the development zones credit under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636. With respect to the development opportunity zones under s. ~~560.795~~ 238.395 (1) (e) and (f), "tax benefits" also means the development zones capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

2. With respect to the development opportunity zones under s. ~~560.795~~ 238.395 (1) (g) and (h), "tax benefits" means the development zone credits under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636 and the development zones capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

(c) In s. ~~560.798~~ 238.398, "tax benefits" means the development zones capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm) and the development zones credits under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636.

(d) In ss. ~~560.701 to 560.706~~ 238.301 to 238.306, "tax benefits" means the economic development tax credit under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and 76.637.

SECTION 3409. 560.70 (1) of the statutes is repealed.

SECTION 3410. 560.701 of the statutes is renumbered 238.301, and 238.301 (1) (intro.) and (e), (2) (a) and (b) and (3) (intro.), (b), (c), (d) and (f), as renumbered, are amended to read:

238.301 **(1)** APPLICATION. (intro.) Any person may apply to the ~~department~~ corporation on a form prepared by the ~~department~~ corporation for certification under this section. The application shall include all of the following:

(e) Other information required by the ~~department~~ corporation or the department of revenue.

(2) (a) The ~~department~~ corporation may certify a person who submits an application under sub. (1) if, after conducting an investigation, the ~~department~~ corporation determines that the person is conducting or intends to conduct at least one eligible activity.

(b) The ~~department~~ corporation shall provide a person certified under this section and the department of revenue with a copy of the certification.

(3) CONTRACT. (intro.) A person certified under this section shall enter into a written contract with the ~~department~~ corporation. The contract shall include provisions that detail all of the following:

(b) Whether any of the eligible activities will occur in an economically distressed area, as designated by the ~~department~~ corporation under s. ~~560.704~~ 238.304 (1).

(c) Whether any of the eligible activities will benefit members of a targeted group, as determined by the ~~department~~ corporation under s. ~~560.704~~ 238.304 (2).

(d) A compliance schedule that includes a sequence of anticipated actions to be taken or goals to be achieved by the person before the person may receive tax benefits under s. ~~560.703~~ 238.303.

(f) If feasible, a determination of the tax benefits the person will be authorized to claim under s. ~~560.703~~ 238.303 (2) if the person fulfills the terms of the contract.

SECTION 3411. 560.702 of the statutes is renumbered 238.302, and 238.302 (intro.), (1), (2) and (3), as renumbered, are amended to read:

238.302 Eligible activities. (intro.) A person who conducts or proposes to conduct any of the following may be certified under s. ~~560.701~~ 238.301 (2):

(1) JOB CREATION PROJECT. A project that creates and maintains for a period of time established by the ~~department~~ corporation by rule full−time jobs in addition to any existing full−time jobs provided by the person.

(2) CAPITAL INVESTMENT PROJECT. A project that involves a significant investment of capital, as defined by the ~~department~~ corporation by rule under s. ~~560.706~~ 238.306 (2) (b), by the person in new equipment, machinery, real property, or depreciable personal property.

(3) EMPLOYEE TRAINING PROJECT. A project that involves significant investments in the training or reeducation of employees, as defined by the ~~department~~ corporation by rule under s. ~~560.706~~ 238.306 (2) (c), by the person for the purpose of improving the productivity or competitiveness of the business of the person.

SECTION 3412. 560.703 (title) of the statutes is renumbered 238.303 (title).

SECTION 3413. 560.703 (1) (a) of the statutes, as affected by 2011 Wisconsin Act 4, is renumbered 238.303 (1) (a) and amended to read:

238.303 **(1)** (a) Except as provided in pars. (am) and (b), and subject to a reallocation by the ~~department~~ corporation pursuant to rules ~~promulgated~~ adopted under s. ~~560.205~~ 238.15 (3) (d), the total tax benefits available to be allocated by the ~~department~~ corporation under ss. ~~560.701 to 560.706~~ 238.301 to 238.306 may not exceed the sum of the tax benefits remaining to be allocated under ~~ss.~~ s. 560.71 to 560.785, 2009 stats., s. 560.797, 2009 stats., s. 560.798, 2009 stats., s. 560.7995, 2009 stats., and s. 560.96, 2009 stats., on March 6, 2009, plus $25,000,000.

SECTION 3414. 560.703 (1) (am) of the statutes, as created by 2011 Wisconsin Act 4, is renumbered 238.303 (1) (am) and amended to read:

238.303 **(1)** (am) Before the ~~department~~ corporation allocates the additional $25,000,000 in tax benefits specified in par. (a), the ~~department~~ corporation shall submit its plan for such allocation to the joint committee on finance. If the cochairpersons of the committee do not notify the ~~department~~ corporation within 14 working days after the date of the ~~department's~~ corporation's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the plan may be implemented and the additional amount may be allocated as proposed by the ~~department~~ corporation. If, within 14 working days after the date of the ~~department's~~ corporation's submittal, the cochairpersons of the committee

notify the ~~department~~ corporation that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented and the additional amount allocated only upon approval of the committee.

SECTION 3415. 560.703 (1) (b), (2) and (3) of the statutes are renumbered 238.303 (1) (b), (2) and (3) and amended to read:

238.303 **(1)** (b) The ~~department~~ corporation may submit to the joint committee on finance a request in writing to exceed the total tax benefits specified in par. (a). The ~~department~~ corporation shall submit with its request a justification for seeking an increase under this paragraph. The joint committee on finance, following its review, may approve or disapprove an increase in the total tax benefits available to be allocated under ss. ~~560.701 to 560.706~~ 238.301 to 238.306.

(2) AUTHORITY TO CLAIM TAX BENEFITS. The ~~department~~ corporation may authorize a person certified under s. ~~560.701~~ 238.301 (2) to claim tax benefits only after the person has submitted a report to the ~~department~~ corporation that documents to the satisfaction of the ~~department~~ corporation that the person has complied with the terms of the contract under s. ~~560.701~~ 238.301 (3) and the requirements of any applicable rules ~~promulgated~~ adopted under s. ~~560.706~~ 238.306 (2).

(3) NOTICE OF ELIGIBILITY. The ~~department~~ corporation shall provide to the person and to the department of revenue a notice of eligibility to receive tax benefits that reports the amount of tax benefits for which the person is eligible.

SECTION 3416. 560.704 of the statutes is renumbered 238.304, and 238.304 (intro.) and (1), as renumbered, are amended to read:

238.304 Eligible activities in economically distressed areas and benefiting members of targeted groups. (intro.) The ~~department~~ corporation may authorize a person certified under s. ~~560.701~~ 238.301 (2) to claim additional tax benefits under s. ~~560.703~~ 238.303 if, after conducting an investigation, the ~~department~~ corporation determines any of the following:

(1) The person conducts at least one eligible activity in an area designated by the ~~department~~ corporation as economically distressed. In designating an area as economically distressed under this subsection, the ~~department~~ corporation shall follow the methodology established by rule under s. ~~560.706~~ 238.306 (2) (e).

SECTION 3417. 560.705 of the statutes is renumbered 238.305, and 238.305 (intro.), (1) and (2), as renumbered, are amended to read:

238.305 Revocation of certification. (intro.) The ~~department~~ corporation shall revoke the certification of a person who does any of the following:

(1) Supplies false or misleading information to obtain certification under s. ~~560.701~~ 238.301 (2).

(2) Supplies false or misleading information to obtain tax benefits under s. ~~560.703~~ 238.303.

SECTION 3418. 560.706 of the statutes is renumbered 238.306, and 238.306 (intro.), (1) (a) and (b), (2) (a), (b), (c), (d), (e) (intro.), (f), (g), (h), (i) and (k) and (3), as renumbered, are amended to read:

238.306 Responsibilities of the ~~department~~ corporation. (intro.) The ~~department~~ corporation shall do all of the following:

(1) (a) Annually verify information submitted to the department of revenue under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and 76.637 by persons certified under s. ~~560.701~~ 238.301 (2) and eligible to receive tax benefits under s. ~~560.703~~ 238.303.

(b) Notify and obtain written approval from the ~~secretary~~ chief executive officer of the corporation for any certification under sub. (2) (j).

(2) (a) A schedule of hourly wage ranges to be paid, and health insurance benefits to be provided, to an employee by a person certified under s. ~~560.701~~ 238.301 (2) and the corresponding per employee tax benefit for which a person certified under s. ~~560.701~~ 238.301 (2) may be eligible.

(b) A definition of "significant investment of capital" for purposes of s. ~~560.702~~ 238.302 (2), together with a corresponding schedule of tax benefits for which a person who is certified under s. ~~560.701~~ 238.301 (2) and who conducts a project described in s. ~~560.702~~ 238.302 (2) may be eligible. The ~~department~~ corporation shall include in the definition required under this paragraph a schedule of investments that takes into consideration the size or nature of the business.

(c) A definition of "significant investments in the training or reeducation of employees" for purposes of s. ~~560.702~~ 238.302 (3), together with a corresponding schedule of tax benefits for which a person who is certified under s. ~~560.701~~ 238.301 (2) and who conducts a project under s. ~~560.702~~ 238.302 (3) may be eligible.

(d) A schedule of tax benefits for which a person who is certified under s. ~~560.701~~ 238.301 (2) and who conducts a project that will result in the location or retention of a person's corporate headquarters in Wisconsin may be eligible.

(e) (intro.) The methodology for designating an area as economically distressed under s. ~~560.704~~ 238.304 (1). The methodology under this paragraph shall require the ~~department~~ corporation to consider the most current data available for the area and for the state on the following indicators:

(f) A schedule of additional tax benefits for which a person who is certified under s. ~~560.701~~ 238.301 (2) and who conducts an eligible activity described under s. ~~560.704~~ 238.304 may be eligible.

(g) Reporting requirements, minimum benchmarks, and outcomes expected of a person certified under s.

~~560.701~~ 238.301 (2) before that person may receive tax benefits under s. ~~560.703~~ 238.303.

(h) Policies, criteria, and methodology for allocating a portion of the tax benefits available under s. ~~560.703~~ 238.303 to rural areas.

(i) Policies, criteria, and methodology for allocating a portion of the tax benefits available under s. ~~560.703~~ 238.303 to small businesses.

(k) Procedures for implementing ss. ~~560.701 to 560.706~~ 238.301 to 238.306.

(3) REPORTING. Annually, 6 months after the report has been submitted under s. ~~560.01 (2) (am)~~ 238.07 (2), submit to the joint legislative audit committee and to the appropriate standing committees of the legislature under s. 13.172 (3) a comprehensive report assessing the program under ss. ~~560.701 to 560.706~~ 238.301 to 238.306. The report under this subsection shall update the applicable information provided in the report under s. ~~560.01 (2) (am)~~ 238.07 (2).

SECTION 3419. 560.71 of the statutes is renumbered 238.31, and 238.31 (1) (intro.), (ac), (am), (b), (d) and (e) (intro.), 3. and 4. a., c. and d., (1m) (intro.), (a) and (h), (2) and (3) (intro.), as renumbered, are amended to read:

238.31 **(1)** (intro.) The ~~department~~ corporation may designate an area as a development zone if all of the following apply:

(ac) The ~~department~~ corporation has invited a local governing body to nominate the area under s. ~~560.715~~ 238.315.

(am) A local governing body nominates the area as described in s. ~~560.72~~ 238.32.

(b) The ~~department~~ corporation has evaluated the local governing body's application as described in s. ~~560.725~~ 238.325.

(d) The area meets the applicable requirements under s. ~~560.735 or 560.737~~ 238.335.

(e) (intro.) The ~~department~~ corporation determines all of the following:

3. That economic development in the area is not likely to occur or continue without the ~~department's~~ corporation's designation of the area as a development zone.

4. a. The unemployment rate in the area is higher than the state average for the 18 months immediately preceding the date on which the application under s. ~~560.72~~ 238.32 (2) or (3) was submitted to the ~~department~~ corporation.

c. The percentage of households in the area receiving unemployment insurance under ch. 108, relief funded by a relief block grant under ch. 49, or aid to families with dependent children under s. 49.19 is higher than the state average.

d. In the 36 months immediately preceding the date on which the application under s. ~~560.72~~ 238.32 (2) or (3) was submitted to the ~~department~~ corporation, a number of workers in the area were permanently laid off by their employer or became unemployed as a result of a business action subject to s. 109.07 (1m).

(1m) (intro.) In making a determination under sub. (1) (e), the ~~department~~ corporation shall consider all of the following:

(a) The extent of poverty, unemployment, or other factors contributing to general economic hardship in the area.

(h) Any other factors that the ~~department~~ corporation considers relevant.

(2) In determining whether an area meets the requirements under sub. (1) (e) or s. ~~560.735~~ 238.335, the ~~department~~ corporation may rely on any data provided by the local governing body ~~which~~ that the ~~department~~ corporation determines is relevant.

(3) (intro.) The ~~department~~ corporation shall do all of the following:

SECTION 3420. 560.715 of the statutes is renumbered 238.315 and amended to read:

238.315 Invitation to nominate area. If the ~~department~~ corporation determines that an area has experienced or is about to experience economic distress, the ~~department~~ corporation may invite local governing bodies in the area to nominate the area as a development zone.

SECTION 3421. 560.72 of the statutes is renumbered 238.32, and 238.32 (1) (intro.), (2) (intro.), (c), (d), (f) and (i), (3) and (5), as renumbered, are amended to read:

238.32 **(1)** (intro.) A local governing body may nominate an area as a development zone, if the ~~department~~ corporation has invited the governing body to nominate the area under s. ~~560.715~~ 238.315 and if the governing body does all of the following:

(2) (intro.) A local governing body may nominate the area as a development zone by submitting an application to the ~~department~~ corporation in a form prescribed by the ~~department~~ corporation. The application shall include all of the following:

(c) Evidence that the area meets at least 3 of the criteria under s. ~~560.71~~ 238.31 (1) (e) 4.

(d) Evidence that the area meets the applicable requirements of s. ~~560.735~~ 238.335.

(f) A description of past and present economic development activities in the area under local, state, or federal programs.

(i) Any other information required by the ~~department~~ corporation.

(3) Two or more local governing bodies may submit a joint application nominating an area as a development zone, subject to s. ~~560.735~~ 238.335 (2), if each local governing body complies with subs. (1) and (2).

(5) The ~~department~~ corporation may permit a local governing body to revise an application that the ~~department~~ corporation determines is inadequate or incomplete.

SECTION 3422. 560.725 of the statutes is renumbered 238.325 and amended to read:

238.325 Evaluation by ~~department~~ corporation. **(1)** The ~~department~~ corporation shall evaluate applications received under s. ~~560.72~~ 238.32 (2) and (3).

(2) Subject to s. ~~560.735~~ 238.335 (5), the ~~department~~ corporation may reduce the size of an area nominated as a development zone, if the ~~department~~ corporation determines the boundaries as proposed by the local governing body in an application under s. ~~560.72~~ 238.32 (2) or (3) are inconsistent with the purpose of the development zone program. Any nominated area which is reduced under this subsection need not comply with s. ~~560.735~~ 238.335 (1) and (4).

(3) After evaluating an application submitted under s. ~~560.72~~ 238.32 (2) or (3), the ~~department~~ corporation may approve the application, subject to any reduction in the size of the nominated area under sub. (2). If the ~~department~~ corporation approves the application, the ~~department~~ corporation shall designate the area as a development zone, subject to s. ~~560.71~~ 238.31, and notify the local governing body.

SECTION 3423. 560.735 of the statutes is renumbered 238.335, and 238.335 (1) (a) and (c), (2), (5) (a) and (b), (6) (a) 1. and 2. and (c), (6r) and (7), as renumbered, are amended to read:

238.335 **(1)** (a) The area contains less than 10% of the valuation of the property of the city, village, or town, as determined under s. 70.57, in which the area is located.

(c) If the area is located within a village, town, or city other than a 1st class city, the population of the area is not less than 1,000 nor more than 10,000, as estimated under s. 16.96.

(2) If an area is located within the boundaries of 2 or more cities, villages, or towns, the property value of the cities, villages, or towns under sub. (1) (a) shall be combined for the purposes of sub. (1).

(5) (a) The area has a continuous border following natural or man−made boundaries such as streets, highways, rivers, municipal limits, or limits of a reservation.

(b) The area consists of contiguous blocks, census blocks, or similar units.

(6) (a) 1. Each of the areas has a continuous border following natural or man−made boundaries and consists of contiguous blocks, census blocks, or similar units.

2. Each area meets at least 3 of the criteria listed in s. ~~560.71~~ 238.31 (1) (e) 4.

(c) If an application is submitted by the governing body of a county under s. ~~560.72~~ 238.32 (2) or (3), up to 4 separate areas may be nominated or designated as one development zone, if par. (a) 1. to 3. applies.

(6r) Subject to the population limit under sub. (6m), if an area that is nominated or designated as a development zone is comprised of one or more entire counties and a city, village, or town is partially located in the area and partially located outside of the area, the entire city, village, or town shall be part of the nominated or designated area.

(7) The ~~department~~ corporation may waive the requirements of this section in a particular case, if the ~~department~~ corporation determines that application of the requirement is impractical with respect to a particular development zone.

SECTION 3424. 560.737 of the statutes is repealed.

SECTION 3425. 560.74 of the statutes is renumbered 238.34, and 238.34 (1), (2), (3) (intro.) and (a), (4), (5) and (6), as renumbered, are amended to read:

238.34 **(1)** Except as provided under sub. (6), at any time after a development zone is designated by the ~~department~~ corporation, a local governing body may submit an application to change the boundaries of the development zone. If the boundary change reduces the size of a development zone, the local governing body shall explain why the area excluded should no longer be in a development zone. The ~~department~~ corporation may require the local governing body to submit additional information.

(2) The ~~department~~ corporation may approve an application for a boundary change if the development zone, as affected by the boundary changes, meets the applicable requirements of s. ~~560.735~~ 238.335 and 3 of the criteria under s. ~~560.71~~ 238.31 (1) (e) 4.

(3) (intro.) If the ~~department~~ corporation approves an application for a boundary change under sub. (2), it shall do all of the following:

(a) Redetermine the limit on the tax benefits for the development zone established under s. ~~560.745~~ 238.345 (2) (a).

(4) The change in the boundaries or tax benefits limit of a development zone shall be effective on the day the ~~department~~ corporation notifies the local governing body under sub. (3) (b).

(5) No change in the boundaries of a development zone may affect the duration of an area as a development zone under s. ~~560.745~~ 238.345 (1) (a). The ~~department~~ corporation may consider a change in the boundary of a development zone when evaluating an application for an extension of the designation of an area as a development zone under s. ~~560.745~~ 238.345 (1) (b).

(6) The ~~department~~ corporation may not accept any applications under sub. (1) to change the boundaries of a development zone designated under s. ~~560.71~~ 238.31 on or after March 6, 2009.

SECTION 3426. 560.745 of the statutes is renumbered 238.345, and 238.345 (1) (a) and (b), (2) (a), (am), (b), (c) 1. and 2. and (d) and (3), as renumbered, are amended to read:

238.345 **(1)** (a) The designation of an area as a development zone shall be effective for 240 months, beginning on the day the department notifies the local governing body under s. ~~560.725~~ 238.325 (3) of the designation.

(b) The local governing body may apply to the ~~department~~ corporation for one 60−month extension of the designation. The ~~department~~ corporation shall ~~promulgate~~ adopt rules establishing criteria for approving an extension of a designation of an area as a development zone under this subsection. No applications may be accepted by the ~~department~~ corporation under this paragraph on or after March 6, 2009.

(2) (a) When the ~~department~~ corporation designates a development zone under s. ~~560.71~~ 238.31, it shall establish a limit for tax benefits for the development zone determined by allocating to the development zone a portion of $38,155,000.

(am) Notwithstanding par. (a), the ~~department~~ corporation may increase the established limit for tax benefits for a development zone. The ~~department~~ corporation may not increase the limit for tax benefits established for any development zone designated under s. ~~560.71~~ 238.31 on or after March 6, 2009.

(b) Annually the ~~department~~ corporation shall estimate the amount of forgone state revenue because of tax benefits claimed by persons in each development zone.

(c) 1. Ninety days after the day on which the ~~department~~ corporation determines that the forgone tax revenues under par. (b) will equal or exceed the limit for the development zone established under par. (a) or (am).

2. The day that the ~~department~~ corporation withdraws its designation of an area as a development zone under sub. (3).

(d) The ~~department~~ corporation shall immediately notify the local governing body of a change in the expiration date of the development zone under par. (c).

(3) The ~~department~~ corporation may withdraw the designation of an area as a development zone if any of the following ~~apply~~ applies:

(a) No person is certified as eligible to receive tax benefits under s. ~~560.765~~ 238.365 (3) during the 12−month period beginning on the day the area is designated as a development zone and the ~~department~~ corporation determines that the local governing body that nominated the zone is not in compliance with s. ~~560.763~~ 238.363.

(b) No person is certified as eligible to receive tax benefits under s. ~~560.765~~ 238.365 (3) during the 24−month period beginning on the day the area is designated a development zone.

SECTION 3427. 560.75 of the statutes is renumbered 238.35, and 238.35 (intro.), (6), (7), (8) and (10), as renumbered, are amended to read:

238.35 Additional duties of the ~~department~~ corporation. (intro.) The ~~department~~ corporation shall do all of the following:

(6) Notify University of Wisconsin small business development centers, the Wisconsin housing and development centers, the central administration of all University of Wisconsin campuses and regional planning commissions about the development zone program and encourage those entities to provide advice to the ~~department~~ corporation or local governing bodies on ways to improve the development zone program.

(7) Prepare forms for the certification described under s. ~~560.765~~ 238.365 (5).

(8) Annually verify information submitted to the ~~department~~ corporation under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or 76.636.

(10) Enter into an agreement with the local governing body of a 1st class city where a development zone is designated under s. ~~560.71~~ 238.31 (3) (c) 1. to provide efficient administration of the development zone program within the development zone.

SECTION 3428. 560.763 of the statutes is renumbered 238.363, and 238.363 (1) (intro.) and (c) and (4), as renumbered, are amended to read:

238.363 **(1)** (intro.) If an area nominated by a local governing body is designated as a development zone under s. ~~560.71~~ 238.31, the local governing body shall do all of the following:

(c) Assist the ~~department~~ corporation in the administration of the development zone program.

(4) The local governing body of a 1st class city where a development zone is designated under s. ~~560.71~~ 238.31 (3) (c) 1. shall enter into an agreement with the ~~department~~ corporation to provide efficient administration of the development zone program within the development zone.

SECTION 3429. 560.765 of the statutes is renumbered 238.365, and 238.365 (intro.), (2), (3) (intro.), (b), (c), (e) and (j) and (5) (e), (g) and (h), as renumbered, are amended to read:

238.365 Certification for tax benefits. (intro.) The ~~department~~ corporation shall do all of the following:

(2) Determine whether a person applying for tax benefits engages or will engage in economic activity ~~which~~ that violates s. ~~560.78~~ 238.38 (1).

(3) (intro.) Subject to s. ~~560.78~~ 238.38, certify persons who are eligible to claim tax benefits while an area is designated as a development zone, according to the following criteria:

(b) The person's commitment not to engage in economic activity that violates s. ~~560.78~~ 238.38 (1).

(c) The number of full−time jobs that will be created, retained, or substantially upgraded as a result of the person's economic activity in relation to the amount of tax benefits estimated for the person under sub. (4).

(e) The amount the person proposes to invest in a business, or spend on the construction, rehabilitation, repair, or remodeling of a building, located within the development zone.

(j) Any other criteria established under rules ~~promulgated~~ adopted by the ~~department~~ corporation.

(5) (e) The estimated number of full−time jobs that will be created, retained, or significantly upgraded in the development zone because of the person's business.

(g) The limit under s. ~~560.768~~ 238.368 on tax benefits the person may claim while an area is designated as a development zone.

(h) Other information required by the ~~department~~ corporation or the department of revenue.

SECTION 3430. 560.768 of the statutes is renumbered 238.368, and 238.368 (1) (a) and (b), (2) (intro.) and (b) and (3) (a) (intro.) and 1. and (b), as renumbered, are amended to read:

238.368 **(1)** (a) The ~~department~~ corporation shall establish a limit on the maximum amount of tax benefits a person certified under s. ~~560.765~~ 238.365 (3) may claim while an area is designated as a development zone.

(b) When establishing a limit on tax benefits under par. (a), the ~~department~~ corporation shall do all of the following:

1. Consider all of the criteria described in s. ~~560.765~~ 238.365 (3) (a) to (e).

2. Establish a limit which does not greatly exceed a recommended limit, established under rules ~~promulgated~~ adopted by the ~~department~~ corporation based on the cost, number and types of full−time jobs that will be created, retained, or upgraded, including full−time jobs available to members of the targeted population, as a result of the economic activity of the person certified under s. ~~560.765~~ 238.365 (3).

(2) (intro.) The ~~department~~ corporation may, upon request, increase a limit on tax benefits established under sub. (1) if the ~~department~~ corporation does all of the following:

(b) Revises the certification required under s. ~~560.765~~ 238.365 (5) and provides a copy of the revised form to the department of revenue and the person whose limit is increased under this subsection.

(3) (a) (intro.) The ~~department~~ corporation may reduce a limit established under sub. (1) or (2) if the ~~department~~ corporation determines that any of the following applies:

1. The limit is not consistent with the criteria listed under s. ~~560.765~~ 238.365 (3) (a) to (e).

(b) The ~~department~~ corporation shall notify the department of revenue and the person whose limit on tax benefits is reduced under par. (a) and provide a written explanation to the person of the reasons for reducing the limit.

SECTION 3431. 560.77 of the statutes is renumbered 238.37, and 238.37 (1) (intro.) and (b) and (2), as renumbered, are amended to read:

238.37 **(1)** (intro.) The ~~department~~ corporation shall revoke the certification of a person certified under s. ~~560.765~~ 238.365 (3) if the person does any of the following:

(b) Becomes subject to revocation under s. ~~560.78~~ 238.38 (1).

(2) The ~~department~~ corporation shall notify the department of revenue within 30 days of revoking a certification under sub. (1).

SECTION 3432. 560.78 of the statutes is renumbered 238.38, and 238.38 (1) (intro.), (1m), (2) (intro.) and (a) and (3) (a) and (b), as renumbered, are amended to read:

238.38 **(1)** (intro.) Except as provided in subs. (2) and (3), no person may be certified under s. ~~560.765~~ 238.365 (3), or a person's certification may be revoked under s. ~~560.77~~ 238.37, if the proposed new business, expansion of an existing business, or other proposed economic activity in a development zone would do or does any of the following:

(1m) No person may be certified under s. ~~560.765~~ 238.365 (3) on or after March 6, 2009.

(2) (intro.) Subsection (1) does not apply if, after a hearing, the ~~department~~ corporation, or the local governing body under sub. (3) (a), determines that any of the following applies:

(a) The total number of full−time jobs provided by the person in this state would be reduced if the person were not certified under s. ~~560.765~~ 238.365 (3) or if the person's certification were revoked.

(3) (a) Except as provided in pars. (b) and (c), if the economic activity for which a person is seeking certification under s. ~~560.765~~ 238.365 (3) is the relocation of a business into a development zone from a location that is outside the development zone but within the limits of a city, village, town, or federally recognized American Indian reservation in which that development zone is located, the local governing body that nominated that area as a development zone under s. ~~560.72~~ 238.32 shall determine whether sub. (2) (a) or (b) applies.

(b) Only the ~~department~~ corporation may determine whether sub. (2) (a) or (b) applies to a business relocation described in par. (a) if the business relocation would likely result in the loss of full−time jobs at or transfer of employees from a business location that is in this state but outside the limits of any city, village, town, or federally recognized American Indian reservation in which the development zone is located.

SECTION 3433. 560.785 of the statutes is renumbered 238.385, and 238.385 (1) (intro.), (b), (bm) and (c) (intro.) and (2) (intro.), (b) and (c), as renumbered, are amended to read:

238.385 **(1)** (intro.) For the development zone program under ss. ~~560.70 and 560.71 to 560.78~~ 238.30 and 238.31 to 238.38, the development opportunity zone program under s. ~~560.795~~ 238.395, and the enterprise development zone program under s. ~~560.797~~ 238.397, the ~~department~~ corporation shall ~~promulgate~~ adopt rules that further define a person's eligibility for tax benefits. The rules shall do at least all of the following:

(b) Allow a person to claim up to $8,000 in tax benefits during the time that an area is designated as a development zone, as a development opportunity zone, or as an enterprise development zone for creating a full−time job that is filled by a member of the target population.

(bm) Allow a person to claim up to $8,000 in tax benefits during the time that an area is designated as an enterprise development zone for retaining a full−time job if the ~~department~~ corporation determines that the person made a significant capital investment to retain the full−time job.

(c) (intro.) Allow a person to claim up to $6,000 in tax benefits during the time that an area is designated as a development zone, as a development opportunity zone, or as an enterprise development zone for any of the following:

(2) (intro.) The ~~department~~ corporation may by rule specify circumstances under which the ~~department~~ corporation may grant exceptions to any of the following:

(b) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am) that an individual's pay must equal at least 150% of the federal minimum wage.

(c) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am) that an individual's position must be regular, nonseasonal, and full−time and that the individual must be required to work at least 2,080 hours per year, including paid leave and holidays.

SECTION 3434. 560.795 of the statutes is renumbered 238.395, and 238.395 (1) (a), (b), (c), (d), (e), (f), (g) and (h), (2) (c), (d) and (e), (3) (a), (b) 1., 2., 3., 4., 5., 6., 7., 8. and 9., (c) and (d), (4) (a) (intro.) and (b) and (5) (a) (intro.), 2. and 3., (b), (c), (d), (e) (intro.) and 3. and (f), as renumbered, are amended to read:

238.395 **(1)** (a) An area in the city of Beloit, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Beloit.

(b) An area in the city of West Allis, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of West Allis.

(c) An area in the city of Eau Claire, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Eau Claire.

(d) An area in the city of Kenosha, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Kenosha.

(e) An area in the city of Milwaukee, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Milwaukee.

(f) For the Gateway Project, an area in the city of Beloit, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Beloit.

(g) An area in the city of Janesville, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Janesville.

(h) An area in the city of Kenosha, the legal description of which is provided to the ~~department~~ corporation by the local governing body of the city of Kenosha.

(2) (c) Annually, the ~~department~~ corporation shall estimate the amount of forgone state revenue because of tax benefits claimed by ~~corporations or~~ persons in each development opportunity zone.

(d) 1. Notwithstanding pars. (a) and (e), the designation of an area as a development opportunity zone shall expire 90 days after the day on which the ~~department~~ corporation determines that the forgone tax revenues under par. (c) will equal or exceed the limit for the development opportunity zone.

2. The ~~department~~ corporation shall immediately notify the local governing body of the city in which the development opportunity zone is located of a change in the expiration date of the development opportunity zone under this paragraph.

(e) 1. The ~~department~~ corporation may extend the designation of an area under sub. (1) (g) as a development opportunity zone for an additional 60 months if the ~~department~~ corporation determines that an extension under this subdivision would support economic development within the city. If the ~~department~~ corporation extends the designation of the area as a development opportunity zone, the limit for tax benefits for the development opportunity zone under sub. (1) (g) is increased by $5,000,000.

2. The ~~department~~ corporation may extend the designation of an area under sub. (1) (h) as a development opportunity zone for an additional 60 months if the ~~department~~ corporation determines that an extension under this subdivision would support economic development within the city. If the ~~department~~ corporation extends the designation of the area as a development opportunity zone, the limit for tax benefits for the development opportunity zone under sub. (1) (h) is increased by $5,000,000.

(3) (a) 1. Any ~~corporation~~ person that is conducting or that intends to conduct economic activity in a development opportunity zone under sub. (1) (a) or (b) and that, in conjunction with the local governing body of the city in which the development opportunity zone is located, submits a project plan as described in par. (b) to the ~~department~~ corporation no later than 6 months after April 23, 1994, shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.

2. Any ~~corporation~~ person that is conducting or that intends to conduct economic activity in a development opportunity zone under sub. (1) (c) and that, in conjunction with the local governing body of the city in which the development opportunity zone is located, submits a project plan as described in par. (b) to the ~~department~~ corporation no later than 6 months after April 28, 1995, shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.

3. Any ~~corporation~~ person that is conducting or that intends to conduct economic activity in a development opportunity zone under sub. (1) (d) and that, in conjunction with the local governing body of the city in which the development opportunity zone is located, submits a project plan as described in par. (b) to the ~~department~~ corporation no later than July 1, 2000, shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.

4. Any person that is conducting or that intends to conduct economic activity in a development opportunity zone under sub. (1) (e), (f), (g), or (h) and that, in conjunction with the local governing body of the city in which the development opportunity zone is located, submits a project plan as described in par. (b) to the ~~department~~ corporation shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.

(b) 1. The name and address of the ~~corporation's or~~ person's business for which tax benefits will be claimed.

2. The appropriate federal tax identification number of the ~~corporation or~~ person.

3. The names and addresses of other locations outside of the development opportunity zone where the ~~corporation or~~ person conducts business and a description of the business activities conducted at those locations.

4. The amount that the ~~corporation or~~ person proposes to invest in a business, or spend on the construction, rehabilitation, repair, or remodeling of a building, located within the development opportunity zone.

5. The estimated total investment of the ~~corporation or~~ person in the development opportunity zone.

6. The number of full−time jobs that will be created, retained, or substantially upgraded as a result of the ~~corporation's or~~ person's economic activity in relation to the amount of tax benefits estimated for the ~~corporation or~~ person.

7. The ~~corporation's or~~ person's plans to make reasonable attempts to hire employees from the targeted population.

8. A description of the commitment of the local governing body of the city in which the development opportunity zone is located to the ~~corporation's or~~ person's project.

9. Other information required by the ~~department~~ corporation or the department of revenue.

(c) The ~~department~~ corporation shall notify the department of revenue of all ~~corporations or~~ persons entitled to claim tax benefits under this subsection.

(d) The ~~department~~ corporation annually shall verify information submitted to the ~~department~~ corporation under s. 71.07 (2di), (2dm), or (2dx), 71.28 (1di), (1dm), or (1dx), 71.47 (1di), (1dm), or (1dx), or 76.636.

(4) (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a ~~corporation or~~ person to claim tax benefits under sub. (3) if the ~~corporation or~~ person does any of the following:

(b) The ~~department~~ corporation shall notify the department of revenue within 30 days after revoking an entitlement under par. (a).

(5) (a) (intro.) The ~~department~~ corporation may certify for tax benefits a person that is conducting economic activity in the development opportunity zone under sub. (1) (e) or (f) and that is not otherwise entitled to claim tax benefits if all of the following apply:

2. The ~~department~~ corporation determines that the economic activity of the other person under subd. 1. would not have occurred but for the involvement of the person to be certified for tax benefits under this subsection.

3. The person to be certified for tax benefits under this subsection will pass the benefits through to the other person conducting the economic activity under subd. 1., as determined by the ~~department~~ corporation.

(b) A person intending to claim tax benefits under this subsection shall submit to the ~~department~~ corporation an application, in the form required by the ~~department~~ corporation, containing information required by the ~~department~~ corporation and by the department of revenue.

(c) The ~~department~~ corporation shall notify the department of revenue of all persons certified to claim tax benefits under this subsection.

(d) The ~~department~~ corporation annually shall verify information submitted to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), 71.47 (1dm) or (1dx), or 76.636.

(e) (intro.) The ~~department~~ corporation shall revoke the entitlement of a person to claim tax benefits under this subsection if the person does any of the following:

3. Does not pass the benefits through to the other person conducting the economic activity under par. (a) 1., as determined by the ~~department~~ corporation.

(f) The ~~department~~ corporation shall notify the department of revenue within 30 days after revoking an entitlement under par. (e).

SECTION 3435. 560.797 of the statutes is renumbered 238.397, and 238.397 (1) (am), (c) and (d), (2) (a) (intro.), 3. and 4. a. and d. and (b) (intro.), 1. and 8., (bg) (intro.) and 2., (br) (intro.), (c), (d) and (e), (3) (a), (b) 4., 6. and 11. and (c), (4) (a), (c), (d), (f) and (g), (5) (a), (b), (c) and (d) 1. and 2. and (6) (a) (intro.) and (b), as renumbered, are amended to read:

238.397 **(1)** (am) "Full−time job" has the meaning given in s. ~~560.70~~ 238.30 (2m).

(c) "Target population" has the meaning given in s. ~~560.70~~ 238.30 (6).

(d) "Tax benefits" has the meaning given in s. ~~560.70~~ 238.30 (7).

(2) (a) (intro.) Subject to pars. (c), (d), and (e), the ~~department~~ corporation may designate an area as an enterprise development zone for a project if the ~~department~~ corporation determines all of the following:

3. That the project is not likely to occur or continue without the ~~department's~~ corporation's designation of the area as an enterprise development zone.

4. a. The unemployment rate in the area is higher than the state average for the 18 months immediately preceding the date on which the application under sub. (3) was submitted to the ~~department~~ corporation.

d. In the 36 months immediately preceding the date on which the application under sub. (3) was submitted to the ~~department~~ corporation, a number of workers in the area were permanently laid off by their employer or became unemployed as a result of a business action subject to s. 109.07 (1m).

(b) (intro.) In making a determination under par. (a), the ~~department~~ corporation shall consider all of the following:

1. The extent of poverty, unemployment, or other factors contributing to general economic hardship in the area.

8. Any other factors that the ~~department~~ corporation considers relevant.

(bg) (intro.) Notwithstanding par. (a) and subject to pars. (c), (d), and (e), the ~~department~~ corporation may designate an area as an enterprise development zone for a project if the ~~department~~ corporation determines all of the following:

2. That the project is not likely to occur or continue without the ~~department's~~ corporation's designation of the area as an enterprise development zone.

(br) (intro.) In making a determination under par. (bg), the ~~department~~ corporation shall consider all of the following:

(c) The ~~department~~ corporation may not designate as an enterprise development zone, or as any part of an enterprise development zone, an area that is located within the boundaries of an area that is designated as a development opportunity zone under s. ~~560.795~~ 238.395, the designation of which is in effect.

(d) The ~~department~~ corporation may not designate more than 98 enterprise development zones unless the ~~department~~ corporation obtains the approval of the joint committee on finance to do so. Of the enterprise development zones that the ~~department~~ corporation designates, at least 10 shall be designated under par. (bg).

(e) The ~~department~~ corporation may not designate any area as an enterprise development zone on or after March 6, 2009.

(3) (a) A person that conducts or that intends to conduct a project and that desires to have the area in which the project is or is to be conducted designated as an enterprise development zone for the purpose of claiming tax benefits may submit to the ~~department~~ corporation an application and a project plan.

(b) 4. The amount that the person proposes to invest in a business; to spend on the construction, rehabilitation, repair, or remodeling of a building; or to spend on the removal or containment of, or the restoration of soil or groundwater affected by, environmental pollution; in the area proposed to be designated as an enterprise development zone.

6. The estimated number of full−time jobs that will be created, retained, or substantially upgraded as a result of the person's project in relation to the amount of tax benefits estimated for the person.

11. Any other information required by the ~~department~~ corporation or the department of revenue.

(c) The ~~department~~ corporation may not accept or approve any applications or project plans submitted under par. (a) on or after March 6, 2009.

(4) (a) Except as provided in par. (h), if the ~~department~~ corporation approves a project plan under sub. (3) and designates the area in which the person submitting the project plan conducts or intends to conduct the project as an enterprise development zone under the criteria under sub. (2), the ~~department~~ corporation shall certify the person as eligible for tax benefits.

(c) When the ~~department~~ corporation designates an area as an enterprise development zone for a project, the ~~department~~ corporation shall notify the governing body of any city, village, town, or federally recognized American Indian tribe or band in which the area is located of the area's designation.

(d) The ~~department~~ corporation shall notify the department of revenue of all persons entitled to claim tax benefits under this section, except that the ~~department~~ corporation shall notify the office of the commissioner of insurance of all persons entitled to claim the credit under s. 76.636.

(f) The tax benefits for which a person is certified as eligible under this subsection are not transferable to another person, business, or location, except to the extent permitted under section 383 of the internal revenue code.

(g) The ~~department~~ corporation annually shall verify information submitted to the ~~department~~ corporation under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or 76.636.

(5) (a) When the ~~department~~ corporation designates an area as an enterprise development zone under this section, the ~~department~~ corporation shall specify the length of time, not to exceed 84 months, that the designation is effective, subject to par. (d) and sub. (6).

(b) When the ~~department~~ corporation designates an area as an enterprise development zone under this section, the ~~department~~ corporation shall establish a limit, not to exceed $3,000,000, for tax benefits for the enterprise development zone.

(c) Annually, the ~~department~~ corporation shall estimate the amount of forgone state revenue because of tax benefits claimed by persons in each enterprise development zone.

(d) 1. Notwithstanding the length of time specified by the ~~department~~ corporation under par. (a), the designation of an area as an enterprise development zone shall

expire 90 days after the day on which the ~~department~~ corporation determines that the forgone tax revenues under par. (c) will equal or exceed the limit established for the enterprise development zone.

2. The ~~department~~ corporation shall immediately notify the department of revenue and the governing body of any city, village, town, or federally recognized American Indian tribe or band in which the enterprise development zone is located of a change in the expiration date of the enterprise development zone under this paragraph.

(6) (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a person to claim tax benefits under this section, and the designation of the area as an enterprise development zone shall expire, if the person does any of the following:

(b) The ~~department~~ corporation shall notify the department of revenue within 30 days after revoking an entitlement under par. (a).

SECTION 3436. 560.798 of the statutes is renumbered 238.398, and 238.398 (2) (a) and (b), (3) (a) and (b), (4) (a) (intro.) and (b) and (5) (intro.) and (e), as renumbered, are amended to read:

238.398 **(2)** (a) Except as provided under par. (c), the ~~department~~ corporation may designate one area in the state as an agricultural development zone. The area must be located in a rural municipality. An agricultural business that is located in an agricultural development zone and that is certified by the ~~department~~ corporation under sub. (3) is eligible for tax benefits as provided in sub. (3).

(b) The designation of an area as an agricultural development zone shall be in effect for 10 years from the time that the ~~department~~ corporation first designates the area. Not more than $5,000,000 in tax benefits may be claimed in an agricultural development zone, except that the ~~department~~ corporation may allocate the amount of unallocated airport development zone tax credits, as provided under s. ~~560.7995~~ 238.3995 (3) (b), to agricultural development zones for which the $5,000,000 maximum allocation is insufficient. The ~~department~~ corporation may change the boundaries of an agricultural development zone during the time that its designation is in effect. A change in the boundaries of an agricultural development zone does not affect the duration of the designation of the area or the maximum tax benefit amount that may be claimed in the agricultural development zone.

(3) (a) Except as provided under par. (c), the ~~department~~ corporation may certify for tax benefits in an agricultural development zone a new or expanding agricultural business that is located in the agricultural development zone. In determining whether to certify a business under this subsection, the ~~department~~ corporation shall consider, among other things, the number of jobs that will be created or retained by the business.

(b) When the ~~department~~ corporation certifies an agricultural business under this subsection, the ~~department~~ corporation shall establish a limit on the amount of tax benefits that the business may claim. The ~~department~~ corporation shall enter into an agreement with the business that specifies the limit on the amount of tax benefits that the business may claim and reporting requirements with which the business must comply.

(4) (a) (intro.) The ~~department of commerce~~ corporation shall notify the department of revenue of all the following:

(b) The ~~department~~ corporation shall annually verify information submitted to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), 71.47 (1dm) or (1dx), or 76.636.

(5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the operation of this section, including rules related to all the following:

(e) The exchange of information between the ~~department of commerce~~ corporation and the department of revenue.

SECTION 3437. 560.799 of the statutes is renumbered 238.399, and 238.399 (1) (am) 2., (3) (a), (b) (intro.), (bm) and (c), (5) (intro.), (b), (c) 1. a. and b., 2. b. and c., (d) 1. and (e), (5m) and (6) (a), (b) (intro.), (c), (d), (e), (f) and (g) (intro.) and 1. (intro.), as renumbered, are amended to read:

238.399 **(1)** (am) 2. The ~~department~~ corporation may by rule specify circumstances under which the ~~department~~ corporation may grant exceptions to the requirement under subd. 1. that a full−time employee means an individual who, as a condition of employment, is required to work at least 2,080 hours per year, but under no circumstances may a full−time employee mean an individual who, as a condition of employment, is required to work less than 37.5 hours per week.

(3) DESIGNATION OF ENTERPRISE ZONES; CRITERIA. (a) The ~~department~~ corporation may designate not more than 12 enterprise zones.

(b) (intro.) In determining whether to designate an area under par. (a), the ~~department~~ corporation shall consider all of the following:

(bm) The ~~department~~ corporation shall specify whether an enterprise zone designated under par. (a) is located in a tier I county or municipality or a tier II county or municipality.

(c) The ~~department~~ corporation shall, to the extent possible, give preference to the greatest economic need.

(5) CERTIFICATION. (intro.) The ~~department~~ corporation may certify for tax benefits any of the following:

(b) A business that relocates to an enterprise zone from outside this state, if the business offers compensation and benefits to its employees working in the zone for the same type of work that are at least as favorable as those offered to its employees working outside the zone, as determined by the ~~department~~ corporation.

(c) 1. a. The business enters into an agreement with the ~~department~~ corporation to claim tax benefits only for

years during which the business maintains the increased level of personnel.

b. The business offers compensation and benefits for the same type of work to its employees working in the enterprise zone that are at least as favorable as those offered to its employees working in this state but outside the zone, as determined by the ~~department~~ corporation.

2. b. The business enters into an agreement with the ~~department~~ corporation to claim tax benefits only for years during which the business maintains the capital investment.

c. The business offers compensation and benefits for the same type of work to its employees working in the zone that are at least as favorable as those offered to its employees working in this state but outside the zone, as determined by the ~~department~~ corporation.

(d) 1. The business is an original equipment manufacturer with a significant supply chain in the state, as determined by the ~~department~~ corporation by rule.

(e) A business located in an enterprise zone if the business purchases tangible personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from Wisconsin vendors, as determined by the ~~department~~ corporation.

(5m) ADDITIONAL TAX BENEFITS FOR SIGNIFICANT CAPITAL EXPENDITURES. If the ~~department~~ corporation determines that a business certified under sub. (5) makes a significant capital expenditure in the enterprise zone, the ~~department~~ corporation may certify the business to receive additional tax benefits in an amount to be determined by the ~~department~~ corporation, but not exceeding 10 percent of the business' capital expenditures. The ~~department~~ corporation shall, in a manner determined by the ~~department~~ corporation, allocate the tax benefits a business is certified to receive under this subsection over the remainder of the time limit of the enterprise zone under sub. (4).

(6) (a) The ~~department of commerce~~ corporation shall notify the department of revenue when the ~~department of commerce~~ corporation certifies a business to receive tax benefits.

(b) (intro.) The ~~department~~ corporation shall revoke a certification under sub. (5) if the business does any of the following:

(c) The ~~department of commerce~~ corporation shall notify the department of revenue within 30 days of a revocation under par. (b).

(d) The ~~department~~ corporation may require a business to repay any tax benefits the business claims for a year in which the business failed to maintain employment or capital investment levels required by an agreement under sub. (5) (c).

(e) The ~~department~~ corporation shall determine the maximum amount of the tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business may claim and shall notify the department of revenue of this amount.

(f) The ~~department~~ corporation shall annually verify the information submitted to the ~~department~~ corporation under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

(g) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules specifying all of the following ~~by rule~~:

1. (intro.) The definitions of a tier I county or municipality and a tier II county or municipality. The ~~department~~ corporation may consider all of the following information when establishing the definitions required under this subdivision:

SECTION 3438. 560.7995 of the statutes is renumbered 238.3995, and 238.3995 (1) (b) and (c), (2) (a) (intro.) and 4., (b) (intro.) and 8., (c) 1. and 2. and (d), (3) (a), (b), (c) and (d) 1. and 2., (4) (a) (intro.) and 10., (am), (ar), (b) 1., (c) (intro.) and (d) and (5), as renumbered, are amended to read:

238.3995 **(1)** (b) "Full−time job" has the meaning given in s. ~~560.70~~ 238.30 (2m).

(c) "Target population" has the meaning given in s. ~~560.70~~ 238.30 (6).

(2) (a) (intro.) Subject to pars. (c) and (e), the ~~department~~ corporation may designate an area as an airport development zone if the ~~department~~ corporation determines all of the following:

4. That the airport development project is not likely to occur or continue without the ~~department's~~ corporation designation of the area as an airport development zone.

(b) (intro.) In making a determination under par. (a), the ~~department~~ corporation shall consider all of the following:

8. Any other factors that the ~~department~~ corporation considers relevant.

(c) 1. The ~~department~~ corporation may not designate as an airport development zone, or as any part of an airport development zone, an area that is located within the boundaries of an area that is designated as a development zone under s. ~~560.71~~ 238.31, as a development opportunity zone under s. ~~560.795~~ 238.395, or as an enterprise development zone under s. ~~560.797~~ 238.397.

2. The ~~department~~ corporation shall give the department of transportation the opportunity to review and comment on any proposed designation under this subsection and the department of transportation may deny any such designation if the department of transportation determines that the designation would compromise the airport's safety or utility. The department of transportation may also review and comment on any land use or compatibility issues related to any proposed designation under this subsection.

(d) Notwithstanding pars. (a) to (c), and except as provided in par. (e), the ~~department~~ corporation shall designate as an airport development zone the area within the

boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade, Lincoln, Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano, Taylor, Waupaca, Waushara, Winnebago, Wood, and Vilas counties.

(3) (a) When the ~~department~~ corporation designates an area as an airport development zone, the ~~department~~ corporation shall specify the length of time, not to exceed 84 months, that the designation is effective, subject to par. (d). The ~~department~~ corporation shall notify each person certified for tax benefits in an airport development zone, the department of revenue, the department of transportation, the Wisconsin Housing and Economic Development Authority, and the governing body of each county, city, village, town, and federally recognized American Indian tribe or band in which territory of the airport development zone is located of the designation of and expiration date of the airport development zone.

(b) When the ~~department~~ corporation designates an area as an airport development zone, the ~~department~~ corporation shall establish a limit, not to exceed $3,000,000, for tax benefits applicable to the airport development zone, except that the ~~department~~ corporation shall limit the amount of tax benefits applicable to the airport development zone designated under sub. (2) (d) to $750,000. The total tax benefits applicable to all airport development zones may not exceed $9,000,000, less any amount allocated to technology zones under s. ~~560.96~~ 238.23 (2) (b) and to agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), and except that the total amount allocated to all technology zones under s. ~~560.96~~ 238.23 (2) (b) and to all agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), may not exceed $6,000,000. The ~~department~~ corporation may not reallocate amounts as provided under this paragraph on or after January 1, 2010, except that the ~~department~~ corporation may, after 48 months from the month of any designation under this section, evaluate the area designated as an airport development zone and reallocate the amount of available tax benefits.

(c) Annually, the ~~department~~ corporation shall estimate the amount of forgone state revenue because of tax benefits claimed by persons in each airport development zone.

(d) 1. Notwithstanding the length of time specified by the ~~department~~ corporation under par. (a), the designation of an area as an airport development zone shall expire 90 days after the day on which the ~~department~~ corporation determines that the forgone tax revenues estimated under par. (c) will equal or exceed the limit established for the airport development zone.

2. The ~~department~~ corporation shall immediately notify each person certified for tax benefits in an airport development zone, the department of revenue, the department of transportation, the Wisconsin Housing and Economic Development Authority, and the governing body of each county, city, village, town, and federally recognized American Indian tribe or band in which territory of the airport development zone is located of a change in the expiration date of the airport development zone under this paragraph.

(4) (a) (intro.) A person that intends to operate a place of business in an airport development zone may submit to the ~~department~~ corporation an application and a business plan. The business plan shall include all of the following:

10. Any other information required by the ~~department~~ corporation or the department of revenue.

(am) A person that intends to operate a business in the airport development zone designated under sub. (2) (d) may submit to the ~~department~~ corporation an application and a business plan that includes all of the information required under par. (a). In approving business plans submitted under this paragraph, the ~~department~~ corporation shall give higher priority to airport development projects located or proposed to be located in ~~a distressed area, as defined in s. 560.605 (7) (b)~~ areas that have a low median household income, as determined by the corporation.

(ar) The ~~department~~ corporation may not accept or approve any applications or business plans submitted under par. (a) on or after March 6, 2009.

(b) 1. Except as provided in subd. 2., if the ~~department~~ corporation approves a business plan under par. (a) or (am), the ~~department~~ corporation shall certify the person as eligible for tax benefits. The ~~department~~ corporation shall notify the department of revenue within 30 days of certifying a person under this paragraph.

(c) (intro.) The ~~department~~ corporation shall revoke a person's certification under par. (b) when the designation of the applicable airport development zone expires or if the person does any of the following:

(d) The ~~department~~ corporation shall notify the department of revenue within 30 days after revoking a certification under par. (c).

(5) VERIFICATION OF INFORMATION. The ~~department~~ corporation annually shall verify information submitted to the ~~department~~ corporation under ss. 71.07 (2dm) and (2dx), 71.28 (1dm) and (1dx), and 71.47 (1dm) and (1dx) as it relates to airport development zones.

SECTION 3439. Subchapter VIII (title) of chapter 560 [precedes 560.86] of the statutes is repealed.

SECTION 3440. 560.86 of the statutes is repealed.

SECTION 3441. 560.87 of the statutes is repealed.

SECTION 3442m. 560.875 of the statutes is renumbered 16.29, and 16.29 (1), as renumbered, is amended to read:

16.29 **(1)** Annually, the department shall grant to the Great Lakes inter−tribal council the amount appropriated under s. ~~20.143~~ 20.505 (1) ~~(kf)~~ (kx) to partially fund a program to provide technical assistance for economic development on Indian reservations if the conditions under subs. (2) and (3) are satisfied.

SECTION 3443. Subchapter IX (title) of chapter 560 [precedes 560.90] of the statutes is repealed.

SECTION 3444. 560.90 of the statutes is repealed.

SECTION 3445. 560.905 of the statutes is repealed.

SECTION 3446. 560.92 of the statutes is repealed.

SECTION 3447. 560.93 of the statutes is repealed.

SECTION 3448. 560.96 of the statutes is renumbered 238.23, and 238.23 (2) (a) and (b), (3) (a) (intro.), (b) (intro.), (c) and (d), (4) (a) (intro.) and (b) and (5) (intro.), (e) and (g), as renumbered, are amended to read:

238.23 **(2)** (a) Except as provided in par. (c), the ~~department~~ corporation may designate up to 8 areas in the state as technology zones. A business that is located in a technology zone and that is certified by the ~~department~~ corporation under sub. (3) is eligible for a tax credit as provided in sub. (3).

(b) The designation of an area as a technology zone shall be in effect for 10 years from the time that the ~~department~~ corporation first designates the area. Not more than $5,000,000 in tax credits may be claimed in a technology zone, except that the ~~department~~ corporation may allocate the amount of unallocated airport development zone tax credits, as provided under s. ~~560.7995~~ 238.3995 (3) (b), to technology zones for which the $5,000,000 maximum allocation is insufficient. The ~~department~~ corporation may change the boundaries of a technology zone during the time that its designation is in effect. A change in the boundaries of a technology zone does not affect the duration of the designation of the area or the maximum tax credit amount that may be claimed in the technology zone.

(3) (a) (intro.) Except as provided in par. (e), the ~~department~~ corporation may certify for tax credits in a technology zone a business that satisfies all of the following requirements:

(b) (intro.) In determining whether to certify a business under this subsection, the ~~department~~ corporation shall consider all of the following:

(c) When the ~~department~~ corporation certifies a business under this subsection, the ~~department~~ corporation shall establish a limit on the amount of tax credits that the business may claim. Unless its certification is revoked, and subject to the limit on the tax credit amount established by the ~~department~~ corporation under this paragraph, a business that is certified may claim a tax credit for 3 years, except that a business that experiences growth, as determined for that business by the ~~department~~ corporation under par. (d) and sub. (5) (e), may claim a tax credit for up to 5 years.

(d) The ~~department~~ corporation shall enter into an agreement with a business that is certified under this subsection. The agreement shall specify the limit on the amount of tax credits that the business may claim, the extent and type of growth, which shall be specific to the business, that the business must experience to extend its eligibility for a tax credit, the business' baseline against which that growth will be measured, any other conditions that the business must satisfy to extend its eligibility for a tax credit, and reporting requirements with which the business must comply.

(4) (a) (intro.) The ~~department of commerce~~ corporation shall notify the department of revenue of all the following:

(b) The ~~department~~ corporation shall annually verify information submitted to the ~~department~~ corporation under ss. 71.07 (2di), (2dm), (2dx), and (3g), 71.28 (1di), (1dm), (1dx), and (3g), and 71.47 (1di), (1dm), (1dx), and (3g).

(5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the operation of this section, including rules related to all the following:

(e) Standards for extending a business's certification, including what measures, in addition to job creation, the ~~department~~ corporation will use to determine the growth of a specific business and how the ~~department~~ corporation will establish baselines against which to measure growth.

(g) The exchange of information between the ~~department of commerce~~ corporation and the department of revenue.

SECTION 3449. Subchapter X (title) of chapter 560 [precedes 560.9801] of the statutes is repealed.

SECTION 3450m. 560.9801 of the statutes is renumbered 16.301.

SECTION 3451m. 560.9802 of the statutes is renumbered 16.302.

SECTION 3452m. 560.9803 of the statutes is renumbered 16.303, and 16.303 (1) (a) and (3) (a), as renumbered, are amended to read:

16.303 **(1)** (a) Subject to sub. (2), make grants or loans, directly or through agents designated under s. ~~560.9804~~ 16.304, from the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (b) to persons or families of low or moderate income to defray housing costs of the person or family.

(3) (a) The department may make grants or loans under sub. (1) (a) directly or through agents designated under s. ~~560.9804~~ 16.304.

SECTION 3453m. 560.9804 of the statutes is renumbered 16.304, and 16.304 (1) (a) and (c), as renumbered, are amended to read:

16.304 **(1)** (a) Award grants and loans under s. ~~560.9803~~ 16.303 (1) and (2) subject to the approval of the department.

(c) On terms approved by the department, administer and disburse funds from a grant or loan under s. ~~560.9803~~ 16.303 on behalf of the recipient of the grant or loan.

SECTION 3454m. 560.9805 of the statutes is renumbered 16.305, and 16.305 (1) (intro.) and (c) (intro.) and (4), as renumbered, are amended to read:

16.305 **(1)** (intro.) The department may make grants to a community−based organization, organization oper-

ated for profit, or housing authority to improve the ability of the community−based organization, organization operated for profit, or housing authority to provide housing opportunities, including housing−related counseling services, for persons or families of low or moderate income. The grants may be used to partially defray any of the following:

(c) (intro.) The department determines that the grant to the particular community−based organization, organization operated for profit, or housing authority is appropriate because of any of the following:

(4) To ensure the development of housing opportunities, the department shall coordinate the use of grants provided under this section with projects undertaken by housing authorities, organizations operated for profit, and community−based organizations.

SECTION 3455m. 560.9806 (1), (2) and (3) of the statutes are renumbered 16.306 (1), (2) and (3), and 16.306 (2) (a), as renumbered, is amended to read:

16.306 **(2)** (a) From the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (fm), the department may award a grant to an eligible applicant for the purpose of providing transitional housing and associated supportive services to homeless individuals and families if the conditions under par. (b) are satisfied. The department shall ensure that the funds for the grants are reasonably balanced among geographic areas of the state, consistent with the quality of applications submitted.

SECTION 3456m. 560.9806 (4) of the statutes is repealed.

SECTION 3457m. 560.9807 of the statutes is renumbered 16.307, and 16.307 (1), as renumbered, is amended to read:

16.307 **(1)** GRANTS. From moneys available under s. ~~20.143 (2)~~ 20.505 (7) (h), the department shall make grants to organizations, including organizations operated for profit, that provide shelter or services to homeless individuals or families.

SECTION 3458m. 560.9808 of the statutes is renumbered 16.308, and 16.308 (2) (a) and (b) (intro.) and (3) (b), as renumbered, are amended to read:

16.308 **(2)** (a) From the appropriations under s. ~~20.143 (2)~~ 20.505 (7) (fm) and (h), the department shall award grants to eligible applicants for the purpose of supplementing the operating budgets of agencies and shelter facilities that have or anticipate a need for additional funding because of the renovation or expansion of an existing shelter facility, the development of an existing building into a shelter facility, the expansion of shelter services for homeless persons, or an inability to obtain adequate funding to continue the provision of an existing level of services.

(b) (intro.) The department shall allocate funds from the appropriations under s. ~~20.143 (2)~~ 20.505 (7) (fm) and (h) for temporary shelter for homeless individuals and families as follows:

(3) (b) Applications shall be submitted in the form required by the department and shall be accompanied by the current or proposed operating budget or both, as required by the department, of each shelter facility or agency ~~which~~ that will, directly or indirectly, receive any of the grant money, and an explanation of why the shelter facility or agency has or anticipates a need for additional funding.

SECTION 3459m. 560.9809 of the statutes is renumbered 16.309.

SECTION 3460m. 560.9810 of the statutes is renumbered 16.310.

SECTION 3461m. 560.9811 of the statutes is renumbered 16.311, and 16.311 (2), as renumbered, is amended to read:

16.311 **(2)** From the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (fr), the department may not award more than $45,000 in each fiscal year to applying public or nonprofit private entities for the costs of providing certain mental health services to homeless individuals with serious and persistent mental illness. Entities that receive funds awarded by the department under this subsection shall provide the mental health services required under 42 USC 290cc−24. The amount that the department awards to an applying entity may not exceed 50% of the amount of matching funds required under 42 USC 290cc−23.

SECTION 3462m. 560.9815 of the statutes is renumbered 16.315.

SECTION 3463. 563.03 (1) of the statutes is amended to read:

563.03 **(1)** "Adult family home" has the meaning given in s. 50.01 (1) ~~(a) or (b)~~.

SECTION 3464. 563.05 (3) of the statutes is amended to read:

563.05 **(3)** The department may promulgate rules specifying the number of business days within which the department must review and make a determination on an application for a permit, as defined in s. ~~560.41 (2)~~ 227.116 (1g), that is issued under this chapter.

SECTION 3465. 565.01 (4d) of the statutes is amended to read:

565.01 **(4d)** "Minority business" means a business certified by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

SECTION 3466. 565.01 (4e) of the statutes is amended to read:

565.01 **(4e)** "Minority group member" has the meaning given in s. ~~560.036~~ 16.287 (1) (f).

SECTION 3466r. 601.45 (3) of the statutes is amended to read:

601.45 **(3)** DEPOSIT. The commissioner may require any examinee, before or from time to time during an examination, to deposit with the secretary of administration such deposits as the commissioner deems necessary to pay the costs of the examination. Any deposit and any

payment made under subs. (1) and (2) shall be credited to the appropriation account under s. 20.145 (1) (g) 1. ~~in the percentage specified in that subdivision.~~

SECTION 3467. 601.93 (2) of the statutes is amended to read:

601.93 **(2)** Every insurer doing a fire insurance business in this state shall, before March 1 in each year, file with the commissioner a statement, showing the amount of premiums upon fire insurance due for the preceding calendar year. Return premiums may be deducted in determining the premium on which the fire department dues are computed. Payments of quarterly installments of the total estimated payment for the then current calendar year under this subsection are due on or before April 15, June 15, September 15 and December 15. On March 1 the insurer shall pay any additional amounts due for the preceding calendar year. Overpayments will be credited on the amount due April 15. The commissioner shall, prior to May 1 each year, report to the department of ~~commerce~~ safety and professional services the amount of dues paid under this subsection and to be paid under s. 101.573 (1).

SECTION 3471. 610.70 (1) (a) of the statutes is amended to read:

610.70 **(1)** (a) "Health care provider" means any person licensed, registered, permitted or certified by the department of health services or the department of ~~regulation and licensing~~ safety and professional services to provide health care services, items or supplies in this state.

SECTION 3471m. 611.11 (4) (a) of the statutes is amended to read:

611.11 **(4)** (a) In this subsection, "municipality" has the meaning given in s. 345.05 (1) (c)~~, but also includes any transit authority created under s. 66.1039~~.

SECTION 3472. 632.10 (1) of the statutes is amended to read:

632.10 **(1)** "Building and safety standards" means the requirements of chs. 101 and 145 and of any rule promulgated by the department of ~~commerce~~ safety and professional services under ch. 101 or 145, and standards of a 1st class city relating to the health and safety of occupants of buildings.

SECTION 3472ac. 632.797 (1) (d) of the statutes is created to read:

632.797 **(1)** (d) Except for charging a fee under par. (c), an insurer may not change the rating methodology between community rating and experience rating or otherwise penalize a policyholder or employer for requesting the information under par. (a).

SECTION 3472b. 632.885 (1) (a) of the statutes is repealed.

SECTION 3472c. 632.885 (1) (af) of the statutes is created to read:

632.885 **(1)** (af) "Eligible employer−sponsored plan" has the meaning given in 26 USC 5000A (f) (2).

SECTION 3472d. 632.885 (1) (ar) of the statutes is created to read:

632.885 **(1)** (ar) "Grandfathered health plan" has the meaning given under section 1251 of the Patient Protection and Affordable Care Act (P.L. 111−148).

SECTION 3472e. 632.885 (1) (at) of the statutes is created to read:

632.885 **(1)** (at) "Health insurance coverage" has the meaning given in 42 USC 300gg−91 (b) (1).

SECTION 3472f. 632.885 (2) (a) (intro.) of the statutes is renumbered 632.885 (2) (a) and amended to read:

632.885 **(2)** (a) Subject to ss. 632.88 and 632.895 (5), and except as provided in pars. (b) and (c), every insurer that ~~issues a disability insurance policy~~ offers health insurance coverage that provides dependent coverage of children, and every self−insured health plan that provides dependent coverage of children, shall ~~offer and, if so requested by an applicant or an insured,~~ provide coverage for ~~an adult~~ any child of ~~the~~ an applicant or insured as a dependent of the applicant or insured if the child ~~satisfies all of the following criteria:~~ is under the age of 26.

SECTION 3472g. 632.885 (2) (a) 1. of the statutes is repealed.

SECTION 3472h. 632.885 (2) (a) 2. of the statutes is repealed.

SECTION 3472i. 632.885 (2) (a) 3. of the statutes is repealed.

SECTION 3472j. 632.885 (2) (b) (intro.) of the statutes is amended to read:

632.885 **(2)** (b) (intro.) ~~Notwithstanding par. (a) 1., the~~ Except as provided in par. (c), the coverage requirement under this section applies to an adult child who satisfies all of the following criteria:

SECTION 3472k. 632.885 (2) (b) 2. of the statutes is repealed.

SECTION 3472L. 632.885 (2) (c) of the statutes is created to read:

632.885 **(2)** (c) For any policy year or plan year beginning before January 1, 2014, health insurance coverage or a self−insured health plan described in par. (a) that is a grandfathered health plan is required to provide dependent coverage for an adult child described in par. (a) or (b) only if the child is not eligible for coverage under an eligible employer−sponsored plan other than the health insurance coverage or self−insured health plan.

SECTION 3472m. 632.885 (3) of the statutes is repealed.

SECTION 3472n. 632.885 (3m) of the statutes is created to read:

632.885 **(3m)** DEFINING DEPENDENT; UNIFORM TERMS. An insurer or self−insured health plan described in sub. (2) may not do any of the following:

(a) Define "dependent" for purposes of eligibility for dependent coverage of children other than in terms of the relationship between a child and an applicant or insured.

(b) Vary the terms of coverage under the health insurance coverage or self−insured health plan on the basis of age except for children 26 years of age or older.

SECTION 3472p. 632.885 (4) of the statutes is repealed.

SECTION 3474. 704.05 (5) (a) 2. of the statutes is amended to read:

704.05 **(5)** (a) 2. Give the tenant notice, personally or by ordinary mail addressed to the tenant's last−known address, of the landlord's intent to dispose of the personal property by sale or other appropriate means if the property is not repossessed by the tenant. If the tenant fails to repossess the property within 30 days after the date of personal service or the date of the mailing of the notice, the landlord may dispose of the property by private or public sale or any other appropriate means. The landlord may deduct from the proceeds of sale any costs of sale and any storage charges if the landlord has first stored the personalty under subd. 1. If the proceeds minus the costs of sale and minus any storage charges are not claimed within 60 days after the date of the sale of the personalty, the landlord is not accountable to the tenant for any of the proceeds of the sale or the value of the property. The landlord shall send the proceeds of the sale minus the costs of the sale and minus any storage charges to the department of administration for deposit in the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (h).

SECTION 3474m. 704.35 of the statutes is repealed.

SECTION 3475. 709.03 (form) C. 8. of the statutes is amended to read:

709.03 (form)

C. 8.	I am aware of underground or aboveground fuel storage tanks on the property. (If "yes", the owner, by law, may have to register the tanks with the department of ~~commerce~~ safety and professional services at P.O. Box 7970, Madison, Wisconsin, 53707, whether the tanks are in use or not. Regulations of the department of ~~commerce~~ safety and professional services may require the closure or removal of unused tanks.	....	....	....

SECTION 3475g. 751.20 of the statutes is created to read:

751.20 Transfer authority. Notwithstanding s. 20.680 (2) (a) to (ke) and (4) (a) to (h), the supreme court may transfer money from the appropriations under 20.680 (2) (a) to (ke) and (4) (a) to (h) to the appropriation under s. 20.670 (1) (k) for the purposes of the judicial council under s. 758.13.

SECTION 3477. 758.19 (8) (a) (intro.) of the statutes is amended to read:

758.19 **(8)** (a) (intro.) From the ~~appropriation~~ appropriations under s. 20.625 (1) (c) and (k), the director of state courts shall reimburse counties up to 4 times each year for the actual expenses paid for interpreters required by circuit courts to assist persons with limited English proficiency under s. 885.38 (8) (a) 1. The amount of the maximum hourly reimbursement for court interpreters shall be as follows:

SECTION 3478. 767.215 (5) (a) (intro.) of the statutes is amended to read:

767.215 **(5)** (a) (intro.) ~~When~~ Except as provided in par. (am), when the petition under this section is filed with the court, the party filing the petition shall submit a separate form, furnished by the court, containing all of the following:

SECTION 3479. 767.215 (5) (a) 2. of the statutes is amended to read:

767.215 **(5)** (a) 2. The name, date of birth, and social security number of each minor child of the parties and of each child who was born to the wife during the marriage and who is a minor.

SECTION 3480. 767.215 (5) (am) of the statutes is created to read:

767.215 **(5)** (am) In an action to determine the paternity of a child, the party who filed the petition shall submit the form under par. (a) within 5 days after paternity is adjudicated.

SECTION 3481. 767.215 (5) (b) of the statutes is amended to read:

767.215 **(5)** (b) A form submitted under this subsection shall be maintained with the confidential information required under s. ~~767.54~~ 767.127 or maintained separately from the case file. The form may be disclosed only to the parties and their attorneys, a county child support enforcement agency, and any other person authorized by law or court order to have access to the information on the form.

SECTION 3482. 767.511 (6) (intro.) of the statutes is amended to read:

767.511 **(6)** INTEREST ON ARREARAGE. (intro.) A party ordered to pay child support under this section shall pay simple interest at the rate of 1% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. If the party no longer has a current obligation to pay child support, interest at the rate of 1% per month shall accrue on the total amount of child support in arrears, if any. Interest under this subsection is in lieu of interest computed under s. 807.01 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee under s. 767.57. Except as provided in s. 767.57 (1m) and except as required under federal statutes or regulations, the department or its

designee shall apply all payments received for child support as follows:

SECTION 3484k. 799.01 (1) (c) of the statutes is amended to read:

799.01 **(1)** (c) *Replevins.* Actions for replevin under ss. 810.01 to 810.13 where the value of the property claimed does not exceed ~~$5,000~~ $10,000.

SECTION 3484m. 799.01 (1) (cr) of the statutes is created to read:

799.01 **(1)** (cr) *Third−party complaints, personal injury claims, and tort claims.* Third−party complaints, personal injury claims, and actions based in tort, where the amount claimed is $5,000 or less.

SECTION 3484n. 799.01 (1) (d) (intro.) of the statutes is amended to read:

799.01 **(1)** (d) (intro.) Other civil actions where the amount claimed is ~~$5,000~~ $10,000 or less, if the actions or proceedings are:

SECTION 3484q. 799.01 (2) of the statutes is amended to read:

799.01 **(2)** PERMISSIVE USE OF SMALL CLAIMS PROCEDURE. A taxing authority may use the procedure in this chapter in an action to recover a tax from a person liable for that tax where the amount claimed, including interest and penalties, is ~~$5,000~~ $10,000 or less. This chapter is not the exclusive procedure for those actions.

SECTION 3490g. 814.63 (3m) of the statutes is created to read:

814.63 **(3m)** (a) Except as provided in par. (d), if a defendant is required to appear in court, in addition to any forfeiture, costs, fees, or surcharges it imposes, the court shall impose and collect from the defendant any costs charged to or paid by a law enforcement agency for the withdrawal of the defendant's blood if the court finds that the defendant violated s. 23.33 (4c), 30.681, 346.63, or 350.101, or a local ordinance in conformity therewith.

(b) Except as provided in par. (d), if at the time the court finds that the defendant committed the violation, the law enforcement agency has not paid or been charged with the costs of withdrawing the defendant's blood, the court shall impose and collect the costs the law enforcement agency reasonably expects to be charged for the withdrawal, based on the current charges for this procedure.

(c) The court shall disburse the amounts it collects under this subsection to the law enforcement agency that requested the blood withdrawal.

(d) The court may not impose on the defendant any cost for an alternative test provided free of charge as described in s. 343.305 (4).

SECTION 3490r. 814.65 (4m) of the statutes is created to read:

814.65 **(4m)** BLOOD TEST FEE. (a) Except as provided in par. (d), if a defendant is required to appear in municipal court, in addition to any forfeiture, costs, fees, or surcharges it imposes, the municipal court shall impose and collect from the defendant any costs charged to or paid by a law enforcement agency for the withdrawal of the defendant's blood if the court finds that the defendant violated a local ordinance in conformity with s. 23.33 (4c), 30.681, 346.63, or 350.101.

(b) Except as provided in par. (d), if at the time the court finds that the defendant committed the violation, the law enforcement agency has not paid or been charged with the costs of withdrawing the defendant's blood, the court shall impose and collect the costs the law enforcement agency reasonably expects to be charged for the withdrawal, based on the current charges for this procedure.

(c) The court shall disburse the amounts it collects under this subsection to the law enforcement agency that requested the blood withdrawal.

(d) The court may not impose on the defendant any cost for an alternative test provided free of charge as described in s. 343.305 (4).

SECTION 3491. 815.18 (3) (o) of the statutes is amended to read:

815.18 **(3)** (o) *Tuition units.* Tuition units purchased under s. ~~14.63~~ 16.64.

SECTION 3492. 815.18 (3) (p) of the statutes is amended to read:

815.18 **(3)** (p) *College savings accounts.* An interest in a college savings account under s. ~~14.64~~ 16.641.

SECTION 3492m. 846.35 of the statutes is repealed.

SECTION 3492r. 885.60 (2) (a) of the statutes is amended to read:

885.60 **(2)** (a) Except as may otherwise be provided by law, a defendant in a criminal case and a respondent in a matter listed in sub. (1) is entitled to be physically present in the courtroom at all ~~critical stages of the proceedings, including evidentiary hearings,~~ trials ~~or fact−finding hearings, plea hearings at which a plea of guilty or no contest, or an admission, will be offered,~~ and sentencing or dispositional hearings.

SECTION 3492w. 885.60 (2) (d) of the statutes is amended to read:

885.60 **(2)** (d) If an objection is made by the defendant or respondent in a matter listed in sub. (1), regarding any proceeding where he or she is entitled to be physically present in the courtroom, the court shall sustain the objection. For all other proceedings in a matter listed in sub. (1), the court shall determine the objection in the exercise of its discretion under the criteria set forth in s. 885.56.

SECTION 3495. 891.45 (1) (b) of the statutes is amended to read:

891.45 **(1)** (b) "Municipal fire fighter" includes any person designated as primarily a fire fighter under s. 60.553 (2), 61.66 (2), or 62.13 (2e) (b) and any person under s. 60.553, 61.66, or 62.13 (2e) whose duties as a fire fighter during the 5−year qualifying period took up at least two−thirds of his or her working hours.

SECTION 3496. 891.453 (1) (c) of the statutes is amended to read:

891.453 **(1)** (c) "Fire fighter" means a state, county, or municipal fire fighter who is covered under s. 891.45 and any person under s. 60.553, 61.66, or 62.13 (2e) whose duties as a fire fighter took up at least two−thirds of his or her working hours.

SECTION 3497. 891.453 (1) (d) of the statutes is amended to read:

891.453 **(1)** (d) "Law enforcement officer" means any person employed by the state or by a county or a municipality for the purpose of detecting and preventing crime and enforcing laws or ordinances, who is authorized to make arrests for violations of the laws or ordinances which he or she is employed to enforce. "Law enforcement officer" includes a person under s. 60.553, 61.66, or 62.13 (2e) whose duties as a police officer took up at least two−thirds of his or her working hours.

SECTION 3498. 891.455 (1) of the statutes is amended to read:

891.455 **(1)** In this section, "state, county, or municipal fire fighter" means a fire fighter who is covered under s. 891.45 and any person under s. 60.553, 61.66, or 62.13 (2e) whose duties as a fire fighter during the 10−year qualifying period specified in sub. (2) took up at least two−thirds of his or her working hours.

SECTION 3500. 893.82 (9) of the statutes is created to read:

893.82 **(9)** For purposes of this section, any employee of the state of Minnesota performing services for this state pursuant to a valid agreement between this state and the state of Minnesota providing for interchange of employees or services is considered to have the same status an as employee of this state performing the same services for this state, and any employee of this state who performs services for the state of Minnesota pursuant to such an agreement is considered to have the same status as when performing the same services for this state in any action brought under the laws of this state.

SECTION 3501. 893.925 (2) (a) of the statutes is amended to read:

893.925 **(2)** (a) An action to recover damages for mining−related injuries under s. 107.32 shall be brought within 3 years of the date on which the death or injury occurs unless the department of ~~commerce~~ safety and professional services gives written notice within the time specified in this subsection that a claim has been filed with it under sub. (1), in which case an action based on the claim may be brought against the person to whom the notice is given within one year after the final resolution, including any appeal, of the claim or within the time specified in this subsection, whichever is longer.

SECTION 3502. 895.07 (13) of the statutes is amended to read:

895.07 **(13)** BROCHURE. The department of ~~commerce~~ safety and professional services shall prepare a brochure explaining the process under this section and shall provide that brochure to contractors.

SECTION 3503. 895.441 (5) of the statutes is amended to read:

895.441 **(5)** SILENCE AGREEMENTS. Any provision in a contract or agreement relating to the settlement of any claim by a patient against a therapist that limits or eliminates the right of the patient to disclose sexual contact by the therapist to a subsequent therapist, the department of ~~regulation and licensing~~ safety and professional services, the department of health services, the injured patients and families compensation fund peer review council, or a district attorney is void.

SECTION 3503g. 895.453 of the statutes is created to read:

895.453 Payments of chiropractic services from attorney contingency fees. (1) In this section:

(a) "Chiropractor" means a person licensed under ch. 446.

(b) "Motor vehicle" means a vehicle, including a combination of 2 or more vehicles or an articulated vehicle, which is self−propelled, except a vehicle operated exclusively on a rail.

(2) Notwithstanding s. 803.03, if all of the following conditions exist, fees for chiropractic services provided to an injured person shall be paid out of the amount of fees due to his or her attorney under the contingency fee arrangement made between the person and the attorney:

(a) The person is injured as the result of a motor vehicle accident.

(b) The services were provided by a chiropractor because of the injuries arising from the motor vehicle accident.

(c) The person is represented by an attorney under a contingency fee arrangement.

(d) The person receives an amount under a settlement agreement that is less than his or her damages.

(e) Prior to the person's acceptance of the settlement agreement, the chiropractor has not been paid for his or her services and has provided written notification to the person's attorney of the services that were provided to the person.

(3) Except as provided in sub. (4), if the conditions under sub. (2) are met, the distribution of the amount due under the contingency fee arrangement shall be allocated on a pro rata basis between the person's attorney and each chiropractor who provided services, based on the percentage obtained by comparing the outstanding fees owed to the attorney and each chiropractor to the aggregate outstanding attorney and chiropractic fees.

(4) This section does not apply if any of the following exist:

(a) The chiropractor is eligible for payment for the services provided to the person under any health insurance contract or self−insured health plan.

(b) The chiropractor is eligible for payment for the services provided to the person under any governmental health plan or program, including Medicaid or Medicare.

SECTION 3504. 895.46 (10) of the statutes is created to read:

895.46 **(10)** Any employee of the state of Minnesota who is named as a defendant and who is found liable as a result of performing services for this state under a valid agreement between this state and the state of Minnesota providing for interchange of employees or services shall be indemnified by this state to the same extent as an employee of this state performing the same services for this state pursuant to this section.

SECTION 3508v. 904.085 (2) (a) of the statutes is amended to read:

904.085 **(2)** (a) "Mediation" means mediation under s. 93.50 (3), conciliation under s. 111.54, mediation under s. 111.11, 111.70 (4) (cg) or (cm) 3. or 111.87, mediation under s. 115.797, negotiation under s. 289.33 (9), mediation under ch. 655 or s. 767.405, or any similar statutory, contractual or court−referred process facilitating the voluntary resolution of disputes. "Mediation" does not include binding arbitration or appraisal.

SECTION 3509. 908.03 (6m) (c) 3. of the statutes is amended to read:

908.03 **(6m)** (c) 3. If upon a properly authorized request of an attorney, the health care provider refuses, fails, or neglects to supply within 2 business days a legible certified duplicate of its records for the fees under s. 146.83 (1f) ~~(c) or (d) or (1h) (b) or (c)~~ or (3f), whichever ~~are~~ is applicable.

SECTION 3512. 938.02 (14m) of the statutes is repealed.

SECTION 3515. 938.245 (2) (a) 4. of the statutes is amended to read:

938.245 **(2)** (a) 4. 'Alcohol and other drug abuse treatment and education.' That the juvenile participate in an alcohol and other drug abuse outpatient treatment program~~, a court−approved pupil assistance program provided by the juvenile's school board,~~ or a court−approved alcohol or other drug abuse education program, if an alcohol and other drug abuse assessment under subd. 3. recommends outpatient treatment, intervention, or education. ~~The juvenile's participation in a court−approved pupil assistance program is subject to the approval of the juvenile's school board.~~

SECTION 3516. 938.295 (1g) of the statutes is amended to read:

938.295 **(1g)** REPORT OF RESULTS AND RECOMMENDATIONS. If the court orders an alcohol or other drug abuse assessment under sub. (1), the approved treatment facility shall, within 14 days after the order, report the results of the assessment to the court, except that, if requested by the facility and if the juvenile is not held in secure or nonsecure custody, the court may extend the period for assessment for not more than 20 additional working days. The report shall include a recommendation as to whether the juvenile is in need of treatment, intervention, or education relating to the use or abuse of alcohol beverages, controlled substances, or controlled substance analogs and, if so, shall recommend a service plan and appropriate treatment from an approved treatment facility~~, intervention from a court−approved pupil assistance program,~~ or education from a court−approved alcohol or other drug abuse education program.

SECTION 3517. 938.32 (1g) (b) of the statutes is amended to read:

938.32 **(1g)** (b) That the juvenile participate in ~~a court−approved pupil assistance program provided by the juvenile's school board or~~ a court−approved alcohol or other drug abuse education program. ~~The juvenile's participation in a court−approved pupil assistance program is subject to the approval of the juvenile's school board.~~

SECTION 3517g. 938.34 (3) (f) 1. of the statutes is amended to read:

938.34 **(3)** (f) 1. The placement may be for any combination of single or consecutive days totalling not more than ~~30~~ 180, including any placement under pars. (a) to (e). The juvenile shall be given credit against the period of detention or nonsecure custody imposed under this paragraph for all time spent in secure detention in connection with the course of conduct for which the detention or nonsecure custody was imposed.

SECTION 3517r. 938.34 (3) (f) 4. of the statutes is created to read:

938.34 **(3)** (f) 4. If a juvenile's placement under this paragraph exceeds 30 days, whether or not consecutive, the county department shall offer the juvenile alcohol or other drug abuse treatment, counseling, and education services under par. (6r). The payment for those services shall be in accordance with s. 938.361.

SECTION 3519. 938.34 (14s) (b) 3. of the statutes is amended to read:

938.34 **(14s)** (b) 3. Participate in ~~a court−approved pupil assistance program provided by the juvenile's school board or~~ an alcohol or other drug abuse education program. ~~The juvenile's participation in a court−approved pupil assistance program under this subdivision is subject to the approval of the juvenile's school board.~~

SECTION 3520. 938.34 (14s) (d) of the statutes is amended to read:

938.34 **(14s)** (d) If the juvenile completes the alcohol or other drug abuse treatment program~~, court−approved pupil assistance program~~ or court−approved alcohol or other drug abuse education program, the approved treatment facility~~, court−approved pupil assistance program~~ or court−approved alcohol or other drug abuse education program shall, with the written informed consent of the juvenile or, if the juvenile has not attained the age of 12, the written informed consent of the juvenile's parent, notify the agency primarily responsible for providing

services to the juvenile that the juvenile has complied with the order and the court shall notify the juvenile of whether or not the original dispositional order will be reinstated.

SECTION 3521. 938.34 (14s) (e) of the statutes is amended to read:

938.34 **(14s)** (e) If an approved treatment facility~~, court−approved pupil assistance program~~ or court−approved alcohol or other drug abuse education program, with the written informed consent of the juvenile or, if the juvenile has not attained the age of 12, the written informed consent of the juvenile's parent, notifies the agency primarily responsible for providing services to the juvenile that a juvenile is not participating in, or has not satisfactorily completed, a recommended alcohol or other drug abuse treatment program~~, a court−approved pupil assistance program~~ or a court−approved alcohol or other drug abuse education program, the court shall impose the original disposition under par. (a) or (am).

SECTION 3522. 938.343 (10) (c) of the statutes is amended to read:

938.343 **(10)** (c) Participate in ~~a court−approved pupil assistance program provided by the juvenile's school board or in~~ a court−approved alcohol or other drug abuse education program. ~~The juvenile's participation in a court−approved pupil assistance program under this paragraph is subject to the approval of the juvenile's school board.~~

SECTION 3523. 938.344 (2g) (a) 3. of the statutes is amended to read:

938.344 **(2g)** (a) 3. Participate in ~~a court−approved pupil assistance program provided by the juvenile's school board or in~~ a court−approved alcohol or other drug abuse education program. ~~The juvenile's participation in a court−approved pupil assistance program under this subdivision is subject to the approval of the juvenile's school board.~~

SECTION 3524. 938.344 (2g) (c) of the statutes is amended to read:

938.344 **(2g)** (c) If the juvenile completes the alcohol or other drug abuse treatment program~~, court−approved pupil assistance program~~ or court−approved alcohol or other drug abuse education program, the approved treatment facility~~, court−approved pupil assistance program~~ or court−approved alcohol or other drug abuse education program shall, with the written informed consent of the juvenile or, if the juvenile has not attained the age of 12, the written informed consent of the juvenile's parent, notify the agency primarily responsible for providing services to the juvenile that the juvenile has complied with the order and the court shall notify the juvenile of whether or not the penalty will be reinstated.

SECTION 3525. 938.344 (2g) (d) of the statutes is amended to read:

938.344 **(2g)** (d) If an approved treatment facility~~, court−approved pupil assistance program,~~ or court−approved alcohol or other drug abuse education program, with the written informed consent of the juvenile or, if the juvenile has not attained the age of 12, the written informed consent of the juvenile's parent, notifies the agency primarily responsible for providing services to the juvenile that a juvenile is not participating, or has not satisfactorily completed, a recommended alcohol or other drug abuse treatment program~~, a court−approved pupil assistance program,~~ or a court−approved alcohol or other drug abuse education program, the court shall hold a hearing to determine whether to impose the penalties under sub. (2), (2b), (2d), or (2e).

SECTION 3526g. 938.361 (1) (a) 3. of the statutes is amended to read:

938.361 **(1)** (a) 3. Any alcohol or other drug abuse treatment or education ordered by a court under s. 938.32 (1g) or 938.34 (6) (a) or (am), (6r)**,** or (14s) (b) 1. or 2**.**; or made available to a juvenile under 938.34 (3) (f) 4.

SECTION 3526gh. 938.361 (2) (a) 1. of the statutes is amended to read:

938.361 **(2)** (a) 1. If a juvenile's parent neglects, refuses or is unable to provide ~~court−ordered~~ alcohol and other drug abuse services for the juvenile through his or her health insurance or other 3rd−party payments, notwithstanding s. 938.36 (3) the court assigned to exercise jurisdiction under this chapter and ch. 48 or municipal court may order the parent to pay for the alcohol and drug abuse services. If the parent consents to provide alcohol and other drug abuse services for a juvenile through his or her health insurance or other 3rd−party payments but the health insurance provider or other 3rd−party payer refuses to provide the alcohol and other drug abuse services the court assigned to exercise jurisdiction under this chapter and ch. 48 or municipal court may order the health insurance provider or 3rd−party payer to pay for the alcohol and other drug abuse services in accordance with the terms of the parent's health insurance policy or other 3rd−party payment plan.

SECTION 3526gk. 938.363 (1) (b) of the statutes is amended to read:

938.363 **(1)** (b) If a hearing is held, at least 3 days before the hearing the court shall notify the juvenile, the juvenile's parent, guardian, and legal custodian, all parties bound by the dispositional order, the juvenile's foster parent or other physical custodian described in s. 48.62 (2), and the district attorney or corporation counsel in the county in which the dispositional order was entered. If the juvenile is an Indian juvenile who is in need of protection or services under s. 938.13 (4), (6), (6m), or (7), the court shall also notify the Indian juvenile's Indian custodian and, if that juvenile is placed outside the home of his or her parent or Indian custodian, the Indian juvenile's tribe. A copy of the request or proposal shall be attached to the notice. If all parties consent, the court may proceed immediately with the hearing. No revision may extend the effective period of the original order, or revise an

original order under s. 938.34 ~~(3) (f) or~~ (6) (am) to impose more than a total of 30 days, or under s. 938.34 (3) (f) to impose more than a total of 180 days, of detention, nonsecure custody, or inpatient treatment on a juvenile.

SECTION 3526gm. 938.38 (2) (f) of the statutes is amended to read:

938.38 **(2)** (f) The juvenile's care would be paid for under s. 49.19 but for s. 49.19 (20), except that this paragraph does not apply to a juvenile whose care is being paid for under s. 48.623 (1).

SECTION 3526h. 938.38 (4) (j) of the statutes is created to read:

938.38 **(4)** (j) If the juvenile is placed in the home of a relative or other person described in s. 48.623 (1) (b) 1. who will be receiving subsidized guardianship payments, a description of all of the following:

1. The steps the agency has taken to determine that it is not appropriate for the juvenile to be returned to his or her home or to be adopted.

2. If a decision has been made not to place the juvenile and his or her siblings, as defined in par. (br) 1., in a joint placement, the reasons for separating the juvenile and his or her siblings during the placement.

3. The reasons why a permanent placement with a fit and willing relative or other person described in s. 48.623 (1) (b) 1. through a subsidized guardianship arrangement is in the best interests of the juvenile. In the case of an Indian juvenile, the best interests of the Indian juvenile shall be determined in accordance with s. 938.01 (3).

4. The ways in which the juvenile and the relative or other person described in s. 48.623 (1) (b) 1. meet the eligibility requirements specified in s. 48.623 (1) for the receipt of subsidized guardianship payments.

5. The efforts the agency has made to discuss adoption of the juvenile by the relative or other person described in s. 48.623 (1) (b) 1. as a more permanent alternative to guardianship and, if that relative or other person has chosen not to pursue adoption, documentation of the reasons for not pursuing adoption.

6. The efforts the agency has made to discuss the subsidized guardianship arrangement with the juvenile's parents or, if those efforts were not made, documentation of the reasons for not making those efforts.

SECTION 3526m. 938.49 (2) (b) of the statutes is amended to read:

938.49 **(2)** (b) Notify the juvenile's last school district or, if the juvenile was last enrolled in a private school participating in the program under s. 118.60 or in the program under s. 119.23, the private school, in writing of its obligation under s. 118.125 (4).

SECTION 3526q. 938.57 (3) (a) 4. of the statutes is amended to read:

938.57 **(3)** (a) 4. Is living in a foster home, group home, residential care center for children and youth, or subsidized guardianship home ~~under s. 48.62 (5)~~.

SECTION 3527. 938.78 (2) (g) of the statutes is amended to read:

938.78 **(2)** (g) Paragraph (a) does not prohibit an agency from disclosing information about an individual in its care or legal custody on the written request of the department of ~~regulation and licensing~~ safety and professional services or of any interested examining board or affiliated credentialing board in that department for use in any investigation or proceeding relating to any alleged misconduct by any person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457. Unless authorized by an order of the court, the department of ~~regulation and licensing~~ safety and professional services and any examining board or affiliated credentialing board in that department shall keep confidential any information obtained under this paragraph and may not disclose the name of or any other identifying information about the individual who is the subject of the information disclosed, except to the extent that redisclosure of that information is necessary for the conduct of the investigation or proceeding for which that information was obtained.

SECTION 3528. 940.20 (7) (a) 3. of the statutes is amended to read:

940.20 **(7)** (a) 3. "Health care provider" means any person who is licensed, registered, permitted or certified by the department of health services or the department of ~~regulation and licensing~~ safety and professional services to provide health care services in this state.

SECTION 3529. 940.207 (title) of the statutes is amended to read:

940.207 (title) **Battery or threat to department of ~~commerce~~ safety and professional services or department of workforce development employee.**

SECTION 3530. 940.207 (2) (intro.) of the statutes is amended to read:

940.207 **(2)** (intro.) Whoever intentionally causes bodily harm or threatens to cause bodily harm to the person or family member of any department of ~~commerce~~ safety and professional services or department of workforce development official, employee or agent under all of the following circumstances is guilty of a Class H felony:

SECTION 3531. 940.207 (2) (a) of the statutes is amended to read:

940.207 **(2)** (a) At the time of the act or threat, the actor knows or should have known that the victim is a department of ~~commerce~~ safety and professional services or department of workforce development official, employee or agent or a member of his or her family.

SECTION 3532. 940.22 (1) (a) of the statutes is amended to read:

940.22 **(1)** (a) "Department" means the department of ~~regulation and licensing~~ safety and professional services.

SECTION 3534e. 946.15 (title) of the statutes is amended to read:

946.15 (title) **Public ~~and publicly funded~~ construction contracts at less than full rate.**

SECTION 3534em. 946.15 (1) of the statutes is amended to read:

946.15 **(1)** Any employer, or any agent or employee of an employer, who induces any person who seeks to be or is employed pursuant to a public contract as defined in s. 66.0901 (1) (c) or who seeks to be or is employed on a project on which a prevailing wage rate determination has been issued by the department of workforce development under s. 66.0903 (3), ~~66.0904 (4),~~ 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904 (6)~~ to give up, waive, or return any part of the compensation to which that person is entitled under his or her contract of employment or under the prevailing wage rate determination issued by the department ~~or local governmental unit~~, or who reduces the hourly basic rate of pay normally paid to an employee for work on a project on which a prevailing wage rate determination has not been issued under s. 66.0903 (3) ~~or (6), 66.0904 (4) or (6)~~, 103.49 (3), 103.50 (3), or 229.8275 (3) during a week in which the employee works both on a project on which a prevailing wage rate determination has been issued and on a project on which a prevailing wage rate determination has not been issued, is guilty of a Class I felony.

SECTION 3534f. 946.15 (2) of the statutes is amended to read:

946.15 **(2)** Any person employed pursuant to a public contract as defined in s. 66.0901 (1) (c) or employed on a project on which a prevailing wage rate determination has been issued by the department of workforce development under s. 66.0903 (3), ~~66.0904 (4),~~ 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904 (6)~~ who gives up, waives, or returns to the employer or agent of the employer any part of the compensation to which the employee is entitled under his or her contract of employment or under the prevailing wage determination issued by the department ~~or local governmental unit~~, or who gives up any part of the compensation to which he or she is normally entitled for work on a project on which a prevailing wage rate determination has not been issued under s. 66.0903 (3) ~~or (6), 66.0904 (4) or (6)~~, 103.49 (3), 103.50 (3), or 229.8275 (3) during a week in which the person works part−time on a project on which a prevailing wage rate determination has been issued and part−time on a project on which a prevailing wage rate determination has not been issued, is guilty of a Class C misdemeanor.

SECTION 3534g. 946.15 (3) of the statutes is amended to read:

946.15 **(3)** Any employer or labor organization, or any agent or employee of an employer or labor organization, who induces any person who seeks to be or is employed on a project on which a prevailing wage rate determination has been issued by the department of workforce development under s. 66.0903 (3), ~~66.0904 (4),~~ 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904 (6)~~ to permit any part of the wages to which that person is entitled under the prevailing wage rate determination issued by the department or local governmental unit to be deducted from the person's pay is guilty of a Class I felony, unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project that is subject to 40 USC 3142.

SECTION 3535h. 946.15 (4) of the statutes is amended to read:

946.15 **(4)** Any person employed on a project on which a prevailing wage rate determination has been issued by the department of workforce development under s. 66.0903 (3), ~~66.0904 (4),~~ 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904 (6)~~ who permits any part of the wages to which that person is entitled under the prevailing wage rate determination issued by the department or local governmental unit to be deducted from his or her pay is guilty of a Class C misdemeanor, unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project that is subject to 40 USC 3142.

SECTION 3539. 951.01 (3f) of the statutes is amended to read:

951.01 **(3f)** "Fire department" includes a volunteer fire department and a department under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3539g. 951.015 (3) of the statutes is created to read:

951.015 **(3)** This chapter does not apply to:

(a) Teaching, research, or experimentation conducted pursuant to a protocol or procedure approved by an educational or research institution, and related incidental animal care activities, at facilities that are regulated under 7 USC 2131 to 2159 or 42 USC 289d.

(b) Bona fide scientific research involving species unregulated by federal law.

SECTION 3539m. 951.02 of the statutes is amended to read:

951.02 Mistreating animals. No person may treat any animal, whether belonging to the person or another, in a cruel manner. This section does not prohibit ~~bona fide experiments carried on for scientific research or~~ normal and accepted veterinary practices.

SECTION 3539s. 951.06 of the statutes is amended to read:

951.06 Use of poisonous and controlled substances. No person may expose any domestic animal owned by another to any known poisonous substance, any controlled substance included in schedule I, II, III, IV or V of ch. 961, or any controlled substance analog of a controlled substance included in schedule I or II of ch. 961, whether mixed with meat or other food or not, so that the substance is liable to be eaten by the animal and for the purpose of harming the animal. This section shall not apply to poison used on one's own premises and designed for the purpose of rodent or pest extermination nor to the use of a controlled substance ~~in bona fide experiments carried on for scientific research or~~ in accepted veterinary practices.

SECTION 3540. 961.01 (20g) of the statutes is amended to read:

961.01 **(20g)** "Public housing project" means any housing project or development administered by a housing authority, as defined in s. ~~560.9801~~ 16.301 (2).

SECTION 3541. 961.36 (1m) of the statutes is amended to read:

961.36 **(1m)** At the request of the department of ~~regulation and licensing~~ safety and professional services or a board, examining board or affiliated credentialing board in the department of ~~regulation and licensing~~ safety and professional services, the controlled substances board shall provide advice and assistance in matters related to the controlled substances law to the department or to the board, examining board or affiliated credentialing board in the department making the request for advice or assistance.

Vetoed In Part

SECTION 3541g. 969.12 (1) of the statutes is repealed.

SECTION 3541r. 969.12 (2) of the statutes is amended to read:

969.12 **(2)** A surety under this chapter shall be a natural person~~, except~~ who is a resident of this state, a surety under s. 345.61, or a surety corporation or its agent that is licensed under s. 440.9993. No natural person or surety ~~under this chapter~~ under s. 345.61 may be compensated for acting as such a surety. A surety corporation or its agent that is licensed under s. 440.9993 shall be compensated at a rate of 10 percent of the amount of the bond set.

SECTION 3547. 973.045 (1r) (a) (intro.) of the statutes is amended to read:

973.045 **(1r)** (a) (intro.) The clerk shall record any crime victim and witness surcharge imposed under sub. (1) in ~~2~~ parts as follows:

SECTION 3548. 973.045 (1r) (a) 2. of the statutes is amended to read:

973.045 **(1r)** (a) 2. Part B equals ~~$27~~ $20 for each misdemeanor offense or count and ~~$27~~ $20 for each felony offense or count.

SECTION 3549. 973.045 (1r) (a) 3. of the statutes is created to read:

973.045 **(1r)** (a) 3. Part C equals $7 for each misdemeanor offense or count and $7 for each felony offense or count.

SECTION 3550. 973.045 (2m) of the statutes, as affected by 2009 Wisconsin Act 28, section 3391c, is amended to read:

973.045 **(2m)** (a) The secretary of administration shall credit to the appropriation account under s. 20.455 (5) (gc) ~~the first $20 of~~ part B of the crime victim and witness surcharge.

(b) The secretary of administration shall credit to the appropriation account under s. 20.455 (5) (g) part A ~~of the crime victim and witness surcharge~~ and ~~any part of~~ part ~~B~~ C of the crime victim and witness surcharge ~~that remains after the secretary of administration complies with par. (a)~~.

SECTION 3551. 973.045 (3) (c) of the statutes is created to read:

973.045 **(3)** (c) The person paying the crime victim and witness surcharge shall pay all of the moneys due under part A and part B before he or she pays any of the moneys due under part C.

SECTION 3552. 973.05 (2m) (dg) of the statutes is created to read:

973.05 **(2m)** (dg) To payment of part C of the crime victim and witness assistance surcharge until paid in full.

SECTION 3552m. 973.06 (1) (j) of the statutes is created to read:

973.06 **(1)** (j) If the defendant violated s. 23.33 (4c), 30.681, 346.63, 350.101, 940.09 (1), or 940.25, any costs charged to or paid by a law enforcement agency for the withdrawal of the defendant's blood, except that the court may not impose on the defendant any cost for an alternative test provided free of charge as described in s. 343.305 (4). If at the time the court finds that the defendant committed the violation, the law enforcement agency has not paid or been charged with the costs of withdrawing the person's blood, the court shall impose and collect the costs the law enforcement agency reasonably expects to be charged for the withdrawal, based on the current charges for this procedure. Notwithstanding sub. (2), the court may not remit these costs.

SECTION 3559d. 977.02 (3) (b) of the statutes is amended to read:

977.02 **(3)** (b) Subject to par. (d), ~~consider assets in the manner described in s. 49.145 (3) (a) and~~ treat assets as available to the person to pay the costs of legal representation if the assets exceed ~~the resource limitations under s. 49.145 (3) (a), except that~~ $2,500 in combined equity value. In determining the combined equity value of assets, the representative of the state public defender shall exclude ~~only~~ the equity value of vehicles up to a total equity value of $10,000 and shall exclude the first $30,000 of the equity value of the home that serves as the individual's homestead.

SECTION 3559h. 977.02 (3) (c) of the statutes is amended to read:

977.02 **(3)** (c) Subject to par. (d), treat income as available to the person to pay the costs of legal representation only if the gross income exceeds ~~the income limitations in s. 49.145 (3) (b)~~ 115 percent of the federal poverty guideline, as defined in 42 USC 9902 (2) (2011). In calculating gross income under this paragraph, the representative of the state public defender shall include all earned and unearned income of the person, except any amount received under section 32 of the Internal Revenue Code, as defined in s. 71.01 (6), any amount received under s. 71.07 (9e), any payment made by an employer under section 3507 of the Internal Revenue Code, as defined in s. 71.01 (6), any student financial aid received under any federal or state program, any scholarship used for tuition and books, and any assistance received under s. 49.148. In determining the earned and unearned income of the individual, the representative of the state public defender may not include income earned by a dependent child of the person.

SECTION 3561. 978.05 (6) (b) of the statutes is amended to read:

978.05 **(6)** (b) Enforce the provisions of all general orders of the department of ~~commerce~~ safety and professional services relating to the sale, transportation and storage of explosives.

SECTION 3562. 990.01 (7g) of the statutes is amended to read:

990.01 **(7g)** FIRE CHIEF. "Fire chief" or "chief of a fire department" includes the chief of a department under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3563. 990.01 (7m) of the statutes is amended to read:

990.01 **(7m)** FIRE DEPARTMENT. "Fire department" includes a department under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3564. 990.01 (7r) of the statutes is amended to read:

990.01 **(7r)** FIRE FIGHTER. "Fire fighter" includes a person serving under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3565. 990.01 (28g) of the statutes is amended to read:

990.01 **(28g)** POLICE CHIEF. "Police chief" or "chief of a police department" includes the chief of a department under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3566. 990.01 (28m) of the statutes is amended to read:

990.01 **(28m)** POLICE DEPARTMENT. "Police department" includes a department under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3567. 990.01 (28r) of the statutes is amended to read:

990.01 **(28r)** POLICE OFFICER. "Police officer" includes a person serving under s. 60.553, 61.66, or 62.13 (2e).

SECTION 3567g. 995.30 of the statutes is created to read:

995.30 Ronald W. Reagan Day. February 6 is designated as Ronald W. Reagan Day. Appropriate exercises and celebrations may be held on that day, his birthday, to honor him and remember him as the 40th President of the United States and a promoter of freedom and democracy throughout the world.

SECTION 3567m. 2009 Wisconsin Act 28, section 9150 (1) is repealed.

SECTION 3567o. 2005 Wisconsin Act 25, section 9101 (4) (b) and (c), as last amended by 2009 Wisconsin Act 28, section 3406, is repealed.

SECTION 3567p. 2009 Wisconsin Act 15, section 31 (1) (e) is repealed.

SECTION 3568. 2009 Wisconsin Act 333, section 20 (2) is amended to read:

[2009 Wisconsin Act 333] Section 20 (2) PUBLISH NOTICE IN THE WISCONSIN ADMINISTRATIVE REGISTER THAT FUNDING IS NOT AVAILABLE. If, after making the determination under subsection (1m), the department of children and families determines that federal moneys from the Temporary Assistance for Needy Families Emergency Fund under the American Recovery and Reinvestment Act of 2009 are no longer available to support an expansion of trial jobs under section 49.147 (3) of the statutes, as affected by this act, ~~and the project under section 49.162 of the statutes, as affected by this act,~~ the department shall publish a notice in the Wisconsin Administrative Register that states the date on which the federal moneys may no longer be obtained.

SECTION 3569. 2009 Wisconsin Act 333, section 20 (5) is amended to read:

[2009 Wisconsin Act 333] Section 20 (5) ADDITIONAL FUNDING FOR PROGRAMS. If any other federal funding becomes available for the ~~programs~~ program under ~~sections~~ section 49.147 (3) ~~and 49.162~~ of the statutes, as affected by this act, the department of children and families shall take any actions that may be necessary to obtain the funding and use it for ~~those programs~~ that program.

SECTION 3570. 2009 Wisconsin Act 333, section 22 (2) is amended to read:

[2009 Wisconsin Act 333] Section 22 (2) The repeal of ~~sections~~ section 49.147 (3) (cm) ~~and (dm) and 49.162 (3) (am) and (d)~~ of the statutes and the amendment of ~~sections~~ section 49.147 (3) (a) (by SECTION 4) ~~and 49.162 (3) (a) (by SECTION 10)~~ of the statutes take effect on the date stated in the notice published by the department of children and families under SECTION 20 (2) of this act.

SECTION 3570f. 2011 Wisconsin Act 10, section 9132 (1) (b) is amended to read:

[2011 Wisconsin Act 10] Section 9132 (1) (b) Each collective bargaining unit under subchapter IV of chapter 111 of the statutes, as affected by this act, containing general municipal employees who are subject to an extension of their collective bargaining agreement shall have their

collective bargaining agreement terminated as soon as legally possible and shall vote to certify or decertify their representatives as provided in section 111.70 (4) (d) 3. b. of the statutes, as created by this act. Notwithstanding the date provided under section 111.70 (4) (d) 3. b. of the statutes, as created by this act, the vote shall be held in ~~April 2011~~ the 3rd month beginning after the effective date of the 2011−13 biennial budget act.

SECTION 3570g. 2011 Wisconsin Act 10, section 9135 is repealed.

SECTION 3570h. 2011 Wisconsin Act 10, section 9155 (1) (b) is amended to read:

[2011 Wisconsin Act 10] Section 9155 (1) (b) Each collective bargaining unit under subchapter V of chapter 111 of the statutes, as affected by this act, containing general employees shall vote to certify or decertify their representatives as provided in section 111.83 (3) (b) of the statutes, as created by this act. Notwithstanding the date provided under section 111.83 (3) (b) of the statutes, as created by this act, the vote shall be held in ~~April 2011~~ the 3rd month beginning after the effective date of the 2011−13 biennial budget act.

SECTION 3570j. 2011 Wisconsin Act 10, section 9315 (3) (a) is amended to read:

[2011 Wisconsin Act 10] Section 9315 (3) (a) Except as provided in paragraph (b), for elected officials, as defined in section 40.02 (24) of the statutes, and for any public officer holding a term of office subject to article IV, section 26 (2) of the constitution, who are participating employees in the Wisconsin retirement system, the treatment of section 40.23 (2m) (e) 2. of the statutes first applies to creditable service that is performed on the first day of a term of office that begins after the effective date of this paragraph.

SECTION 9101. Nonstatutory provisions; Administration.

(1) YOUTH DIVERSION GRANT REDUCTIONS.

(a) Notwithstanding the amount specified under section 16.964 (8) (a) of the statutes, the office of justice assistance in the department of administration shall reduce the amount of money allocated under section 16.964 (8) (a) of the statutes by $85,900 in each of fiscal years 2011−12 and 2012−13.

(b) Notwithstanding the amount specified under section 16.964 (8) (b) of the statutes, the office of justice assistance in the department of administration shall reduce the amount of money distributed under section 16.964 (8) (b) of the statutes by $18,400 in each of fiscal years 2011−12 and 2012−13.

(c) Notwithstanding the amounts specified under section 16.964 (8) (c) of the statutes, the office of justice assistance in the department of administration shall reduce the amount of money allocated for each of the 4 contracts that are funded with moneys from the appropriation accounts under section 20.505 (6) (d) and (kj) of the statutes by $25,650 in each of fiscal years 2011−12 and 2012−13 and shall reduce the amount of money allocated for the contract that is funded only with moneys from the appropriation account under section 20.505 (6) (kj) of the statutes by $18,100 in each of fiscal years 2011−12 and 2012−13.

(1u) ENERGY EFFICIENCY STUDY OF STATE−OWNED BUILDINGS. The department of administration shall conduct a study concerning the feasibility of installing energy−efficient heating, ventilating, and air conditioning systems in state−owned buildings to conserve energy and save money. The department shall report its findings and recommendations to the members of the joint committee on finance no later than December 1, 2011. **Vetoed In Part**

(2) LITERACY INITIATIVE; GOVERNOR'S TASK FORCE. A task force created by the governor by executive order and charged with developing detailed recommendations for a program to assess and improve literacy in elementary school children may request the department of administration to release funding from the department's appropriation account under section 20.505 (4) (c) of the statutes, as created by this act, for use by the department to implement the recommendations of the task force after the governor has approved the detailed recommendations proposed by the task force.

(2u) COST−BENEFIT ANALYSIS FOR VETERANS HOME AT CHIPPEWA FALLS. Notwithstanding section 16.705 (1p) of the statutes, as created by this act, the department of administration shall conduct a cost−benefit analysis on the initial contract for the operation and staffing of the Veterans Home at Chippewa Falls as provided by section 45.50 (2m) (c) of the statutes, as created by this act. The analysis shall be a comprehensive study to identify and compare the total cost, quality, technical expertise, and timeliness of a service performed by state employees and resources with the total cost, quality, technical expertise, and timeliness of the same service obtained by means of a contract for contractual services. The department of administration shall submit the results of the cost−benefit analysis to the joint committee on finance by February 1, 2012, or before the department of veterans affairs enters into the initial contract for the operation and staffing of the home, whichever occurs first. The contract entered into must contain a performance guarantee requirement that states that, during the contract period, the Wisconsin Veterans Home at Chippewa Falls must maintain an overall star rating that is at least equal to four stars. **Vetoed In Part Vetoed In Part**

(3) ELIMINATION OF OFFICE OF THE WISCONSIN COVENANT SCHOLARS PROGRAM.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of the Wisconsin Covenant Scholars Program shall become the assets and liabilities of the higher educational aids board.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of the Wisconsin Covenant

Scholars Program is transferred to the higher educational aids board.

(c) *Contracts.* All contracts entered into by the office of the Wisconsin Covenant Scholars Program in effect on the effective date of this paragraph remain in effect and are transferred to the higher educational aids board. The higher educational aids board shall carry out any obligations under such a contract until the contract is modified or rescinded by the higher educational aids board to the extent allowed under the contract.

(d) *Rules and orders.* All rules promulgated by the office of the Wisconsin Covenant Scholars Program that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or repealed by the higher educational aids board. All orders issued by the office of the Wisconsin Covenant Scholars Program that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the higher educational aids board.

(e) *Pending matters.* Any matter pending with the office of the Wisconsin Covenant Scholars Program on the effective date of this paragraph is transferred to the higher educational aids board and all materials submitted to or actions taken by the office of the Wisconsin Covenant Scholars Program with respect to the pending matter are considered as having been submitted to or taken by the higher educational aids board.

(3i) COMMUNITY PARTNERSHIPS. By January 10, 2012, the department of administration shall submit to the joint committee on finance for the approval of that committee under section 13.10 of the statutes a plan that includes all of the following:

(a) A plan prepared by the department of public instruction for providing funding to community−based nongovernmental organizations for the establishment of partnerships with local school districts that center on those organizations providing advocacy for students and serving as liaison between families and staff of those school districts with the goal of improving educational outcomes and promoting and teaching greater self−sufficiency.

(b) A plan prepared by the department of children and families for providing funding to community−based nongovernmental organizations for the establishment of partnerships with agencies that license foster homes that center on those organizations providing advocacy for children and serving as liaison between families and staff of those agencies with the goal of improving educational outcomes and promoting and teaching greater self−sufficiency.

Vetoed In Part

(4j) DRUG OFFENDER DIVERSION SURCHARGE FUND. The department of administration shall submit a plan to the joint committee on finance as to how the department will reduce state appropriations by $1,917,900 over the 2011−2013 fiscal biennium and lapse the associated funding to the general fund to eliminate the deficit in the drug offender diversion surcharge fund.

Vetoed In Part

(4q) TRANSFER OF HUMAN RESOURCES POSITIONS.

(a) The secretary of administration shall identify 2.0 FTE PR positions in the department of administration having responsibility for human resources functions. On the effective date of this subsection, one of the positions so identified, as determined by the secretary, is transferred to the state fair park board and the other of the positions so identified is transferred to the department of regulation and licensing and the incumbent employees in those positions are transferred to the state fair park board and the department of regulation and licensing, respectively.

(b) Employees transferred under paragraph (a) have all of the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the state fair park board and the department of regulation and licensing that they enjoyed in the department of administration immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

Vetoed In Part

(5q) STATE BUILDING AND LEASE BACK STUDY. The department of administration shall study the feasibility of instituting a program for private construction of buildings for the purpose of leasing those buildings to the state. The department shall report its findings and recommendations to the members of the joint committee on finance no later than December 1, 2011.

SECTION 9103. Nonstatutory provisions; Agriculture, Trade and Consumer Protection.

(1i) EVALUATION OF PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT PROGRAM. The department of agriculture, trade and consumer protection shall evaluate the program for the purchase of agricultural conservation easements under section 93.73 of the statutes, including the administration of the program, the source of funding for the program, state financial participation, and the amount of local matching funds required. The department shall include in its evaluation options for a replacement program that would be less costly and more efficient in preserving farmland. The department shall report its findings from the evaluation no later than June 30, 2012, to the joint committee on finance and to the standing committees in each house of the legislature with responsibility for agricultural matters.

(2i) FARMLAND PRESERVATION CONVERSION FEES. If a political subdivision collected conversion fees under section 91.48 (1) (b), 2009 stats., for land rezoned in 2011, the political subdivision shall retain the fees and use them for farmland preservation planning, zoning, and compliance monitoring.

(2u) CONDITION OF SEGREGATED FUNDS. The department of agriculture, trade and consumer protection shall study and evaluate the condition of the agricultural

chemical cleanup fund and of the agrichemical management fund and make recommendations to correct any structural imbalances that cause authorized expenditures to exceed annual revenues of the funds. The department shall submit its findings to the joint committee on finance no later than December 31, 2011 .

Vetoed In Part

(3q) GRAIN INSPECTION PROGRAM REPORT. No later than January 1, 2012, the department of agriculture, trade and consumer protection shall report to the joint committee on finance on specific actions taken or administrative efforts planned to ensure that expenditures for grain inspection under s. 93.06 (1m) do not exceed program revenues and to eliminate any amount by which accumulated expenses have exceeded accumulated program revenues.

Vetoed In Part

SECTION 9104. Nonstatutory provisions; Arts Board.

(1) ELIMINATION OF PERCENT FOR ART PROGRAM. Notwithstanding the repeal of section 44.57 (4) and (5) (a) and (b) of the statutes by this act, any contract entered into by the arts board under section 44.57 (4), 2009 stats., for the procurement of a work of art that is in effect on the day before the effective date of this subsection remains in effect. The arts board shall carry out any obligation under the contract, unless the contract is modified or rescinded as permitted under the contract, and shall ensure that the work of art procured under the contract is properly executed and installed as required under section 44.57 (5) (a) and (b), 2009 stats.

(2) PLACEMENT OF ARTS BOARD IN DEPARTMENT OF TOURISM.

(a) *Employee transfers.* The incumbent executive secretary of the arts board and all incumbent employees holding positions in the arts board that are primarily related to grants administration, as determined by the secretary of administration, are transferred on the effective of this paragraph to the department of tourism.

(b) *Employee status.* Employees transferred under paragraph (a) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of tourism that they enjoyed in the arts board immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

SECTION 9106. Nonstatutory provisions; Building Commission.

(1) 2011−13 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years beginning on July 1, 2011, and ending on June 30, 2013, the Authorized State Building Program is as follows:

(a) DEPARTMENT OF CORRECTIONS	
1. *Projects financed by general fund supported borrowing:*	
Green Bay Correctional Institution — shower buildings	$ 1,242,400
(Total project all funding sources $3,834,000)	
Green Bay Correctional Institution — visiting building	3,812,000
Waupun Correctional Institution boiler conversion	7,000,000
2. *Projects financed by existing general fund supported borrowing authority:*	
Green Bay Correctional Institution — shower buildings	2,591,600
(Total project all funding sources $3,834,000)	
St. Croix Correctional Institution housing replacement	3,234,000
Waupun Correctional Institution food service renovation	6,026,000
3. *Agency totals:*	
General fund supported borrowing	12,054,400
Existing general fund supported borrowing authority	11,851,600
Total — All sources of funds	$ 23,906,000
(b) EDUCATIONAL COMMUNICATIONS BOARD	
1. *Projects financed by general fund supported borrowing:*	
WHSA−FM Tower replacement — Brule	$ 521,700
2. *Agency totals:*	
General fund supported borrowing	521,700
Total — All sources of funds	$ 521,700
(c) DEPARTMENT OF HEALTH SERVICES	
1. *Projects financed by general fund supported borrowing:*	
Mendota Mental Health Institute — patient skilled learning center	$ 1,442,000
Wisconsin Resource Center visitor and gatehouse modifications	2,003,700
2. *Agency totals:*	

General fund supported borrowing	3,445,700
Total — All sources of funds	$ 3,445,700

(d) DEPARTMENT OF MILITARY AFFAIRS

1. *Projects financed by existing general fund supported borrowing authority:*

Motor vehicle storage building — Beloit	$ 181,300
(Total project all funding sources $725,000)	
Tactical Unmanned Aircraft System facility — Camp Williams	124,600
(Total project all funding sources $8,092,600)	
Fusion center — Madison	3,720,200
(Total project all funding sources $6,803,000)	

2. *Projects financed by federal funds:*

Motor vehicle storage building — Beloit	543,700
(Total project all funding sources $725,000)	
Tactical Unmanned Aircraft System facility — Camp Williams	7,968,000
(Total project all funding sources $8,092,600)	
Fusion center — Madison	2,082,800
(Total project all funding sources $6,803,000)	

2m. *Projects financed by moneys appropriated to the agency from any revenue source:*

Fusion center — Madison	1,000,000
(Total project all funding sources $6,803,000)	

3. *Agency totals:*

Existing general fund supported borrowing authority	4,026,100
Moneys appropriated to the agency from any revenue source	1,000,000
Federal funds	10,594,500
Total — All sources of funds	$ 15,620,600

(e) DEPARTMENT OF NATURAL RESOURCES

1. *Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:*

Dam reconstruction — Montello	$ 5,300,000
(Total project all funding sources $9,000,000)	
Rib Mountain State Park park development — Phase II	686,100
Entrance and visitor station — Amnicon Falls State Park	643,600
Flambeau River State Forest improvements	2,000,000
(Total project all funding sources $2,513,700)	
Buckhorn State Park — campground development	2,199,400
Straight Lake State Park park development — Phase I	1,258,100
Horicon Marsh International Education Center displays	925,000
(Total project all funding sources $3,236,300)	
Old Abe State Trail resurfacing	425,000
(Total project all funding sources $850,000)	

2. *Projects financed by segregated fund supported borrowing:*

Dam reconstruction — Montello	2,500,000
(Total project all funding sources $9,000,000)	
Fire control heavy−unit drive−thru vehicle storage garages — Bowler and Oconto Falls	2,525,900
Flambeau River State Forest improvements	513,700
(Total project all funding sources $2,513,700)	
Horicon Marsh International Education Center displays	1,836,300
(Total project all funding sources $3,236,700)	

Poynette state game farm — pheasant hatchery building	1,023,400
3. *Projects financed by gifts, grants, and other receipts:*	
Horicon Marsh International Education Center displays	400,000
(Total project all funding sources $3,236,300)	
4. *Projects financed by federal funds:*	
Dam reconstruction — Montello	1,200,000
(Total project all funding sources $9,000,000)	
Horicon Marsh International Education Center displays	75,000
(Total project all funding sources $3,236,300)	
Old Abe State Trail resurfacing	425,000
(Total project all funding sources $850,000)	
5. *Agency totals:*	
Existing general fund supported borrowing authority — stewardship property development and local assistance funds	13,437,200
Segregated fund supported borrowing	8,399,300
Gifts, grants, and other receipts	400,000
Federal funds	1,700,000
Total — All sources of funds	$ 23,936,500
(f) DEPARTMENT OF PUBLIC INSTRUCTION	
1. *Projects financed by general fund supported borrowing:*	
Wisconsin School for the Deaf — Walker Hall replacement	$ 4,982,900
2. *Agency totals:*	
General fund supported borrowing	4,982,900
Total — All sources of funds	$ 4,982,900
(g) STATE HISTORICAL SOCIETY	
1. *Projects financed by general fund supported borrowing:*	
Joint museum	$ 75,000,000
Preservation and storage facility capital equipment	4,350,000
2. *Projects financed by gifts, grants, and other receipts:*	
Stonefield Village storage facilities	4,300,000
3. *Agency totals:*	
General fund supported borrowing	79,350,000
Gifts, grants, and other receipts	4,300,000
Total — All sources of funds	$ 83,650,000
(h) DEPARTMENT OF TRANSPORTATION	
1. *Projects financed by segregated fund supported revenue borrowing:*	
Division of State Patrol gap filler towers — statewide	$ 2,956,500
2. *Agency totals:*	
Segregated fund supported revenue borrowing	2,956,500
Total — All sources of funds	$ 2,956,500
(i) UNIVERSITY OF WISCONSIN SYSTEM	
1. *Projects financed by general fund supported borrowing:*	
Madison — School of Nursing	$17,413,500
(Total project all funding sources $52,240,000)	
Oshkosh, Platteville, Stout, and Superior — major facilities renovation	50,000,000
River Falls — Health and Human Performance building	50,491,000
(Total project all funding sources $63,512,000)	
System — classroom renovation/instructional technology	5,000,000
2. *Projects financed by existing general fund supported borrowing authority:*	
Madison — School of Nursing	17,413,500

(Total project all funding sources $52,240,000)	
Whitewater — Carlson Hall renovation	17,000,000
3. *Projects financed by program revenue supported borrowing:*	
La Crosse — parking ramp	7,131,000
(Total project all funding sources $12,131,000)	
Madison — Badger Athletic Performance Center	49,200,000
(Total project all funding sources $76,800,000)	
— west campus/hospital parking ramp addition	25,753,000
(Total project all funding sources $26,253,000)	
— Carson Gully Commons renovation	5,000,000
(Total project all funding sources $10,049,000)	
— utility improvements	3,124,000
Oshkosh — Lincoln School remodeling	4,476,000
Platteville — residence hall upgrades	12,179,000
River Falls — Health and Human Performance building	10,264,000
(Total project all funding sources $63,512,000)	
Stevens Point — North Debot Residence Hall renovation	11,720,000
Stout — Fleming Residence Hall renovation	6,599,000
Superior — Ross and Hawkes halls renovation	15,276,000
Whitewater — Bigelow and Benson halls renovation	12,223,000
— Drumlin Dining Hall renovation	4,627,000
4. *Projects financed by existing program revenue supported borrowing authority:*	
Milwaukee — School of Public Health	12,250,000
5. *Projects financed by program revenue:*	
La Crosse — parking ramp	5,000,000
(Total project all funding sources $12,131,000)	
— storage facility	1,092,000
Madison — Carson Gulley Commons renovation	5,049,000
(Total project all funding sources $10,049,000)	
— Elizabeth Waters Hall renovation	7,100,000
— west campus/hospital parking ramp addition	500,000
(Total project all funding sources $26,253,000)	
6. *Projects financed by gifts, grants, and other receipts:*	
Extension — Upham Woods Outdoor Learning Center — shower facility	971,000
Madison — Alumni Plaza	8,000,000
— Badger Athletic Performance Center	27,600,000
(Total project all funding sources $76,800,000)	
— Birge Hall greenhouse addition	2,967,000
— library storage facility	1,500,000
— School of Nursing	17,413,000
(Total project all funding sources $52,240,000)	
— University Ridge Golf Course — all−seasons practice facility	2,500,000
River Falls — Health and Human Performance building	2,056,000
(Total project all funding sources $63,512,000)	
Whitewater — Young Auditorium addition	940,000
7. *Projects financed by building trust funds:*	
River Falls — Health and Human Performance building	701,000
(Total project all funding sources $63,512,000)	
8. *Agency totals:*	

General fund supported borrowing	122,904,500
Existing general fund revenue supported borrowing authority	34,413,500
Program revenue supported borrowing	167,572,000
Existing program revenue supported borrowing authority	12,250,000
Program revenue	18,741,000
Gifts, grants, and other receipts	63,947,000
Building trust funds	701,000
Total — All sources of funds	$ 420,529,000

(j) DEPARTMENT OF VETERANS AFFAIRS

1. *Projects financed by general fund supported borrowing:*

Preservation and storage facility capital equipment	$ 4,070,700

2. *Agency totals*:

General fund supported borrowing	4,070,700
Total — All sources of funds	$ 4,070,700

(k) MARQUETTE UNIVERSITY

1. *Projects financed by general fund supported borrowing:*

Dental school addition	$ 8,000,000

(Total project all funding sources $16,000,000)

2. *Projects financed by gifts, grants, and other receipts:*

Dental school addition	8,000,000

(Total project all funding sources $16,000,000)

3. *Agency totals:*

General fund supported borrowing	8,000,000
Gifts, grants, and other receipts	8,000,000
Total — All sources of funds	$ 16,000,000

(L) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER

1. *Projects financed by general fund supported borrowing:*

Lac du Flambeau Indian Tribal Cultural Center	$ 250,000

(Total project all funding sources $1,623,000)

2. *Projects financed by gifts, grants, and other receipts:*

Lac du Flambeau Indian Tribal Cultural Center	1,373,000

(Total project all funding sources $1,623,000)

3. *Agency totals*:

General fund supported borrowing	250,000
Gifts, grants, and other receipts	1,373,000
Total — All sources of funds	$ 1,623,000

(n) ALL AGENCY PROJECT FUNDING

1. *Projects financed by general fund supported borrowing:*

Capital equipment acquisition	$ 5,000,000
Facilities maintenance and repair	105,000,000

(Total program all funding sources $164,108,600)

Health, safety, and environmental protection	18,000,000

(Total program all funding sources $18,770,300)

Land and property acquisition	4,000,000
Preventive maintenance	2,000,000
Programmatic remodeling and renovation	5,000,000

(Total program all funding sources $7,334,100)

Utilities repair and and renovation	46,000,000

(Total program all funding sources $64,521,700)

2. *Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:*

Facilities maintenance and repair	4,562,800
(Total program all funding sources $164,108,600)	
3. *Projects financed by program revenue supported borrowing:*	
Energy conservation	100,000,000
(Total program all funding sources $100,000,000)	
Facilities maintenance and repair	18,696,100
(Total program all funding sources $164,108,600)	
Health, safety, and environmental protection	121,000
(Total program all funding sources $18,770,300)	
Utilities repair and renovation	15,094,000
(Total program all funding sources $64,521,700)	
4. *Projects financed by segregated fund supported borrowing:*	
Facilities maintenance and repair	1,639,900
(Total program all funding sources $164,108,600)	
5. *Projects financed by segregated fund supported revenue borrowing*	
Facilities maintenance and repair	5,040,800
(Total program all funding sources $166,108,600)	
6. *Projects financed by program revenue:*	
Facilities maintenance and repair	14,057,200
(Total program all funding sources $164,108,600)	
Health, safety, and environmental protection	359,000
(Total program all funding sources $18,770,300)	
Programmatic remodeling and renovation	218,000
(Total program all funding sources $7,334,100)	
Utilities repair and renovation	214,700
(Total program all funding sources $64,521,700)	
7. *Projects financed by federal funds:*	
Facilities maintenance and repair	13,877,000
(Total program all funding sources $164,108,600)	
Health, safety, and environmental protection	290,300
(Total program all funding sources $18,770,300)	
Programmatic remodeling and renovation	268,100
(Total program all funding sources $7,334,100)	
Utilities repair and renovation	3,213,000
(Total program all funding sources $64,521,700)	
8. *Projects finances by gifts, grants, and other receipts:*	
Facilities maintenance and repair	1,234,800
(Total program all funding sources $164,108,600)	
Programmatic remodeling and renovation	1,848,000
(Total program all funding sources $7,334,100)	
9. *All agency totals:*	
General fund supported borrowing	185,000,000
Existing general fund supported borrowing authority — stewardship property development and local assistance funds	4,562,800
Program revenue supported borrowing	133,911,100
Segregated fund supported borrowing	1,639,900
Segregated fund supported revenue borrowing	5,040,800
Program revenue	14,848,900
Building trust funds	0
Gifts, grants, and other receipts	3,082,800

Federal funds		17,648,400
Total — All sources of funds	$	365,734,700
(o) SUMMARY		
Total general fund supported borrowing		420,579,900
Total existing general fund supported borrowing authority		50,291,200
Total existing general fund supported borrowing authority — stewardship property development and local assistance funds		18,000,000
Total program revenue supported borrowing		301,483,100
Total existing program revenue supported borrowing authority		12,250,000
Total segregated fund supported borrowing		10,039,200
Total segregated fund supported revenue borrowing		7,997,300
Total program revenue		33,589,900
Total building trust funds		701,000
Total gifts, grants, and other receipts		81,102,800
Total moneys appropriated to state agencies from any revenue source		1,000,000
Total federal funds		29,942,900
Total — All sources of funds	$	966,977,300

(2) 2009−11 AUTHORIZED STATE BUILDING PROGRAM DELETIONS.

(a) In 2009 Wisconsin Act 28, section 9106 (1) (c) 1., under projects financed by general fund supported borrowing, the 2009−11 Authorized State Building Program project identified as "Armory − Wisconsin Rapids" is deleted and the appropriate totals are decreased accordingly.

(b) In 2009 Wisconsin Act 28, section 9106 (1) (c) 3., under projects financed by federal funds, the 2009−11 Authorized State Building Program project identified as "Armory − Wisconsin Rapids" is deleted and the appropriate totals are decreased accordingly.

(c) In 2009 Wisconsin Act 28, section 9106 (1) (b) 3., under projects financed by program revenue supported borrowing, the 2009−11 Authorized State Building Program project identified as "Fox Lake Correctional Institution — methane digester" is deleted and the appropriate totals are decreased accordingly.

(3) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing authority enumerated in subsection (1), the building and financing authority enumerated in the previous state building program is continued in the 2011−13 fiscal biennium.

(4) LOANS. During the 2011−13 fiscal biennium, the building commission may make loans from general fund supported borrowing or the building trust fund to state agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be utilized for programs not funded by general purpose revenue and that are authorized in subsection (1).

(5) SCHOOL OF NURSING PROJECT. Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt authorized for the School of Nursing project, as enumerated in subsection (1) (i) 1., $17,413,500 in public debt may not be contracted until after June 30, 2013.

(6) HEALTH AND HUMAN PERFORMANCE BUILDING PROJECT. Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Health and Human Performance building project, as enumerated in subsection (1) (i) 1., $50,491,000 in public debt may not be contracted until after June 30, 2013.

(7) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER. Notwithstanding section 13.48 (40m) (b) of the statutes, as created by this act, the building commission shall not make a grant to the Lac du Flambeau Band of Lake Superior Chippewa for construction of a tribal cultural center, as enumerated in subsection (1) (L), under section 13.48 (40m) of the statutes, as created by this act, unless the department of administration has reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration shall not supervise any services or work or let any contract for the project. Section 16.87 of the statutes does not apply to the project.

(9) FACILITIES MAINTENANCE AND REPAIR PROJECTS. Notwithstanding section 13.48 (10) (a) of the statutes, as affected by this act, of the amount provided under subsection (1) (n) 1. for facilities maintenance and repair, the secretary of administration may disburse up to $5,000,000 for needed facilities maintenance and repair projects in the 2011−13 fiscal biennium without approval of any projects under section 13.48 (10) (a) of the statutes, as affected by this act.

SECTION 9108. Nonstatutory provisions; Children and Families.

(1) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT.

(a) *Positions and employees.* On the effective date of this paragraph, 3 positions and the incumbent employee or employees, if any, holding those positions in the department of children and families performing

duties that are primarily related to automation security for the Client Assistance for Reemployment and Economic Support system, as determined by the secretary of administration, are transferred to the department of health services.

(b) *Employee status.* Any employee transferred under paragraph (a) has all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of health services that he or she enjoyed in the department of children and families immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(1u) SUBSIDIZED GUARDIANSHIPS.

(a) *Amendment of state plan.* The department of children and families shall submit to the federal secretary of health and human services an amendment to the state plan for foster care and adoption assistance under 42 USC 671 to provide for the department and county departments of human services or social services to enter into subsidized guardianship agreements under section 48.623 (2) of the statutes, as created by this act, under which the department and those county departments provide subsidized guardianship payments under section 48.623 (1) of the statutes, as created by this act.

(b) *Subsidized guardianship training.* The department of children and families shall include in the plan that under section 48.567 (2) of the statutes the department is required to submit to the secretary of administration by September 1, 2011, a proposal for a subsidized guardianship training curriculum and a statewide subsidized guardianship training program. That proposal shall include an estimate of the cost of providing that training program.

(1v) CHILD CARE AUTOMATED ATTENDANCE TRACKING SYSTEM.

(a) Of the amounts appropriated to the joint committee on finance under section 20.865 (4) (m) of the statutes, $1,000,000 in each of fiscal years 2011−12 and 2012−13 is allocated to supplement the appropriation account under section 20.437 (2) (mc) of the statutes, as affected by this act, for the purpose specified in paragraph (b).

Vetoed In Part

(b) By January 1, 2012, the department of children and families shall submit to the joint committee on finance a request for that committee to supplement the appropriation account under section 20.437 (2) (mc) of the statutes, as affected by this act, for the purpose of implementing an automated attendance tracking system to electronically record and monitor child care attendance in licensed or certified child care facilities that receive reimbursement under the child care subsidy program under section 49.155 of the statutes, as affected by this act. That department shall include in the request a detailed plan explaining how the system would work and how the supplement, if released, would be spent. The joint committee on finance, from the appropriation account under section 20.865 (4) (m) of the statutes, may supplement the appropriation account under section 20.437 (2) (mc) of the statutes, as affected by this act, by an amount that is sufficient to implement the system, but not by more than $1,000,000 in each of fiscal years 2011−12 and 2012−13. Notwithstanding section 13.101 (3) (a) of the statutes, the joint committee on finance is not required to find that an emergency exists. The joint committee on finance may use the process described in paragraph (c) to provide a supplement under this paragraph.

(c) If the cochairpersons of the joint committee on finance do not notify the department of children and families within 14 working days after the date of the submittal of the request under paragraph (b) that the committee has scheduled a meeting to review the request, the supplement is approved as requested. If the cochairpersons of the joint committee on finance notify the department of children and families within 14 working days after the date of that submittal that the committee has scheduled a meeting to review the request, the supplement may occur only as approved, or as modified and approved, by the committee.

Vetoed In Part

(2c) RULES FOR WAIVER UNDER WISCONSIN SHARES. The department of children and families shall submit in proposed form the rules required under section 49.155 (3m) (d) 4. of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 4th month beginning after the effective date of this subsection.

(2i) DISTRIBUTION OF CHILD SUPPORT INCENTIVE PAYMENTS.

(a) *Review by joint committee on finance.* Notwithstanding section 49.24 (2) (a) of the statutes, the department of children and families shall develop, and submit to the joint committee on finance no later than August 31, 2011, a detailed plan for distributing child support incentive payments to counties under section 49.24 of the statutes during calendar years 2012 and 2013. The plan shall meet all of the following requirements:

1. 'Basis for distributions.' The plan shall describe the method the department used to calculate the distributions to counties under the plan.

Vetoed In Part

2. 'Across−the−board reduction.' The plan may not be based on across−the−board reductions to child support incentive payments made in calendar year 2011.

3. 'Performance standards.' The distribution method under the plan may reward counties that demonstrate proficiency in providing child support enforcement services. Under the plan, a county's proficiency level may be based on performance standards determined by the department, including the county's rate, per full−time employee, of establishing child support court orders, establishing paternity, and collecting current child support.

(b) *Implementation of distribution plan.* If the cochairpersons of the joint committee on finance do not notify the department of children and families that the committee has scheduled a meeting for the purpose of reviewing the plan submitted under paragraph (a) within 14 working days after the date the plan is submitted, the department may implement the plan. If, within 14 working days after the date the plan is submitted, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may not distribute child support incentive payments after December 31, 2011, unless the distribution is approved by the committee.

SECTION 9110. Nonstatutory provisions; Commerce.

(1) HOUSING ASSISTANCE TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to the functions of the department under subchapter X of chapter 560, 2009 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the department under subchapter X of chapter 560, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration.

(c) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the functions of the department under subchapter X of chapter 560, 2009 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(cg) *Employee transfers.* All positions and all incumbent employees holding those positions in the department performing duties primarily related to housing programs, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of administration.

(cr) *Employee status.* Employees transferred under paragraph (cg) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that they enjoyed in the department of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(2u) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to disabled veteran−owned business certifications, woman−owned business certifications, or minority business certifications, as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Employee transfers.* All positions and all incumbent employees holding those positions in the department of commerce performing duties primarily related to disabled veteran−owned business certifications, woman−owned business certifications, or minority business certifications, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of administration.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that they enjoyed in the department of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to disabled veteran−owned business certifications, woman−owned business certifications, or minority business certifications, as determined by the secretary of administration, is transferred to the department of administration.

(e) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to disabled veteran−owned business certifications, woman−owned business certifications, or minority business certifications, as determined by the secretary of administration, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under such a contract until the contract is

modified or rescinded by the department of administration to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the department of commerce that relate to disabled veteran−owned business certifications, woman−owned business certifications, or minority business certifications, that are in effect on the effective date of this subsection, remain in effect until their specified expiration dates or until amended or repealed by the department of administration. All orders issued by the department of commerce relating to such business certifications that are in effect on the effective date of this subsection remain in effect until their specified expiration dates or until modified or rescinded by the department of administration.

(g) *Pending matters.* Any matter pending with the department of commerce on the effective date of this paragraph that is primarily related to disabled veteran−owned business certifications, woman−owned business certifications, or minority business certifications, as determined by the secretary of administration, is transferred to the department of administration and all materials submitted to or actions taken by the department of commerce with respect to the pending matters are considered as having been submitted to or taken by the department of administration.

(2v) TRANSFER OF CERTAIN GRANT PROGRAMS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to diesel truck idling reduction grants, as determined by the secretary of administration, shall become the assets and liabilities of the department of safety and professional services.

(b) *Employee transfers.* All positions and all incumbent employees holding those positions in the department of commerce performing duties primarily related to diesel truck idling reduction grants, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of safety and professional services.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of safety and professional services that they enjoyed in the department of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to diesel truck idling reduction grants, as determined by the secretary of administration, is transferred to the department of safety and professional services.

(e) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to diesel truck idling reduction grants, as determined by the secretary of administration, remain in effect and are transferred to the department of safety and professional services. The department of safety and professional services shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of safety and professional services to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the department of commerce that relate to diesel truck idling reduction grants, that are in effect on the effective date of this subsection, remain in effect until their specified expiration dates or until amended or repealed by the department of safety and professional services. All orders issued by the department of commerce relating to such grants that are in effect on the effective date of this subsection remain in effect until their specified expiration dates or until modified or rescinded by the department of safety and professional services.

(g) *Pending matters.* Any matter pending with the department of commerce on the effective date of this paragraph that is primarily related to diesel truck idling reduction grants, as determined by the secretary of administration, is transferred to the department of safety and professional services and all materials submitted to or actions taken by the department of commerce with respect to the pending matters are considered as having been submitted to or taken by the department of safety and professional services.

(3) TRANSFER OF THE DIVISIONS OF SAFETY AND BUILDINGS AND ENVIRONMENTAL AND REGULATORY SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, shall become the assets and liabilities of the department of safety and professional services.

(b) *Employee transfers.* All positions and all incumbent employees holding those positions in the department of commerce performing duties primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of safety and professional services.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of safety and professional services that they enjoyed in the department of commerce imme-

diately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, is transferred to the department of safety and professional services.

(e) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, remain in effect and are transferred to the department of safety and professional services. The department of safety and professional services shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of safety and professional services to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the department of commerce that are in effect on the effective date of this paragraph and that are primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the department of safety and professional services. All orders issued by the department of commerce that are in effect on the effective date of this paragraph and that are primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the department of safety and professional services.

(g) *Pending matters.* Any matter pending with the department of commerce on the effective date of this paragraph that is primarily related to the functions of the division of safety and buildings and the division of environmental and regulatory services, as determined by the secretary of administration, is transferred to the department of safety and professional services and all materials submitted to or actions taken by the department of commerce with respect to the pending matters are considered as having been submitted to or taken by the department of safety and professional services.

(4) TRANSFER OF CERTAIN ADMINISTRATIVE POSITIONS FROM THE DEPARTMENT OF COMMERCE.

(a) The positions, and the incumbent employees holding those positions, in the division of administrative services in the department of commerce that the secretary of administration determines shall be transferred to the department of safety and professional services, are transferred on the effective date of this paragraph.

(b) Employees transferred under paragraph (a) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of safety and professional services that they enjoyed in the department of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(6) ECONOMIC DEVELOPMENT TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to the functions of the department under subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009 stats., as determined by the secretary of administration, shall become the assets and liabilities of the Wisconsin Economic Development Corporation.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the department under subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009 stats., except the tangible personal property, including records, transferred to the department of agriculture, trade and consumer protection under subsection (7) (a) and except the tangible personal property, including records, transferred to the department of administration under subsection (8) (b), as determined by the secretary of administration, is transferred to the Wisconsin Economic Development Corporation.

(c) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the functions of the department under subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009 stats., as determined by the secretary of administration, remain in effect and are transferred to the Wisconsin Economic Development Corporation. The Wisconsin Economic Development Corporation shall carry out any obligations under such a contract until the contract is modified or rescinded by the Wisconsin Economic Development Corporation to the extent allowed under the contract.

(7) INVESTMENT TAX CREDITS; TRANSFER.

(a) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the department of commerce with respect to sections 560.2056, 560.207, 560.208, and 560.209, 2009 stats., as determined by the secretary of administration, is transferred to the department of agriculture, trade and consumer protection.

(b) *Rules.* All rules promulgated by the department of commerce under sections 560.2056 (4), 560.207 (4), 560.208 (4), and 560.209 (4), 2009 stats., that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the department of agriculture, trade and consumer protection.

(8) RURAL HOSPITAL LOAN GUARANTEE; TRANSFER.

(a) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the department of commerce with respect to section 231.35, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration.

(b) *Rules.* All rules promulgated by the department of commerce under section 231.35 (7), 2009 stats., that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the department of administration.

(8q) ELECTRONIC MEDICAL RECORDS CREDIT; TRANSFER.

(a) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the department of commerce with respect to section 560.204, 2009 stats., as determined by the secretary of administration, is transferred to the department of revenue.

(b) *Rules.* All rules promulgated by the department of commerce under section 560.204 (4), 2009 stats., that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the department of revenue.

(9u) RELOCATION ASSISTANCE TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to the functions of the department under sections 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Employee transfers.* All positions and all incumbent employees holding those positions in the department of commerce performing duties primarily related to the functions of the department under sections 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of administration.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that they enjoyed in the department of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the functions of the department under sections 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration.

(e) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the functions of the department under sections 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the department of commerce under sections 32.19 to 32.27, 2009 stats., that are in effect on the effective date of this paragraph, remain in effect until their specified expiration dates or until amended or repealed by the department of administration. All orders issued by the department of commerce relating to the functions of the department under sections 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the department of administration.

(g) *Pending matters.* Any matter pending with the department of commerce on the effective date of this paragraph that is primarily related to the functions of the department under sections 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration and all materials submitted to or actions taken by the department of commerce with respect to the pending matters are considered as having been submitted to or taken by the department of administration.

SECTION 9111. Nonstatutory provisions; Corrections.

Vetoed In Part

(1u) REPORT; NURSING SERVICES. The secretary of corrections shall, before October 1, 2011, submit a report to the joint committee on finance that identifies the number of nursing staff and associated costs for each correctional facility in fiscal years 2009−10 and 2010−11 and that summarizes each contract for nursing services entered into by the department of corrections in or for fiscal years 2009−10 and 2010−11.

(2q) DEPARTMENT REPORT ON JUVENILE CORRECTIONS.

(a) In this subsection, "juvenile correctional services" includes those services for which section 301.26 (4) (d) 2. and 3. of the statutes, as affected by this act, pro-

vides daily cost assessments to counties and any other juvenile−delinquency−related care or services provided by counties or the state.

(b) No later than June 30, 2012, the department of corrections shall submit to the chief clerk of each house of the legislature, for distribution to the legislature in the manner provided under section 13.172 (2) of the statutes, a report on juvenile correctional services provided to juveniles that includes all of the following:

1. A list of all providers of juvenile correctional services.

2. The number of juveniles receiving juvenile correctional services and whether each juvenile was supervised by a county or the state.

3. An accounting of the costs of the juvenile correctional services provided.

SECTION 9113. Nonstatutory provisions; District Attorneys.

(3c) ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION PLAN. The Association of State Prosecutors and the director of the office of state employment relations shall develop a pay progression plan for attorneys who are included in the collective bargaining unit under section 111.825 (2) (d) of the statutes, to be funded from any salary savings resulting from hiring new attorneys to fill the positions of attorneys who retired from state employment during the period that begins on January 1, 2011, and ends on June 30, 2013 . The plan shall include a detailed description of how a pay progression system would be structured and administered and the fiscal cost of the pay progression system in the 2011−13 fiscal biennium, by fund source, and the projected costs of the pay progression system in the succeeding 4 fiscal biennia. Before October 1, 2011, the Association of State Prosecutors and the director of the office of state employment relations shall submit the proposed plan to the joint committee on finance. If the cochairpersons of the joint committee on finance do not notify the Association of State Prosecutors and the director of the office of state employment relations within 14 working days after the date of the submittal of the plan that the committee has scheduled a meeting to review the plan, the plan may be implemented as proposed by the Association of State Prosecutors and the director of the office of state employment relations. If, within 14 days after the date of the submittal of the plan, the cochairpersons of the committee notify the Association of State Prosecutors and the director of the office of state employment relations that the committee has scheduled a meeting to review the plan, the plan may only be implemented as approved by the committee.

Vetoed In Part

Vetoed In Part

Vetoed In Part

SECTION 9115. Nonstatutory provisions; Employee Trust Funds.

(1dr) STATE EMPLOYEE HEALTH CARE COVERAGE. Notwithstanding section 40.05 (4) (ag) and (c) of the statutes, as affected by this act, beginning with health insurance premiums paid in any month that begins after the effective date of this subsection, as determined by the secretary of administration, and ending with coverage for December 2011, all of the following shall apply:

(a) Employees covered under section 40.05 (4) (ag) 2. of the statutes shall pay $84 a month for individual coverage and $208 a month for family coverage for health care coverage under any plan offered in the tier with the lowest employee premium cost under section 40.51 (6) of the statutes; $122 a month for individual coverage and $307 a month for family coverage for health care coverage under any plan offered in the tier with the next lowest employee premium cost under section 40.51 (6) of the statutes; and $226 a month for individual coverage and $567 a month for family coverage for health care coverage under any plan offered in the tier with the highest employee premium cost under section 40.51 (6) of the statutes.

(b) Eligible employees covered under section 40.02 (25) (b) 2. of the statutes, as affected by this act, shall pay 50 percent of the amounts required for employees under paragraph (a).

(c) Employees covered under section 40.05 (4) (ag) 1. of the statutes, as affected by this act, and craft employees, as defined in section 111.81 (4) of the statutes, and related nonrepresented employees shall pay the same amounts that they are required to pay on the day before the effective date of this paragraph.

(1hr) EMPLOYER AND EMPLOYEE REQUIRED CONTRIBUTIONS FOR 2011. Notwithstanding the employer and employee required contributions rates established for 2011 under section 40.05 (1) and (2), 2009 stats., beginning on the first day of any pay period after the effective date of this subsection, as determined by the secretary of administration, the employee required contributions under section 40.05 (1) (a) of the statutes, as affected by this act, shall be in effect for the remainder of 2011, and the employer required contributions under section 40.05 (2) of the statutes shall be adjusted to reflect the increases in employee required contributions for the remainder of 2011.

(1q) SUPPLEMENTAL APPROPRIATIONS FOR DEPARTMENT OF EMPLOYEE TRUST FUNDS. During the 2011−13 fiscal biennium, the secretary of employee trust funds may submit one or more requests to the joint committee on finance to supplement the appropriation under section 20.515 (1) (w) of the statutes from the appropriation account under section 20.865 (4) (u) of the statutes for additional agency funding and authorized positions. Any request shall include a detailed expenditure plan and a description of how the plan addresses increasing workload and service improvements and a request for additional positions shall be consistent with the methodology developed under 2009 Wisconsin Act 28, section 9115 (1x). If the secretary intends to request additional authorized positions beyond the number derived from the

methodology, the employee trust funds board must first approve the request before the secretary submits the request to the joint committee on finance. Any request submitted under this subsection shall be submitted by the applicable due date for agency requests for any of the joint committee on finance's quarterly meetings under section 13.10 of the statutes and shall also include the methodology used by the secretary. Notwithstanding section 13.101 (3) of the statutes, the joint committee on finance is not required to find that an emergency exists prior to making the supplementation under this subsection.

(2q) SUPPLEMENTAL APPROPRIATIONS FOR AUDIT OF DEPENDENT ELIGIBILITY UNDER BENEFIT PROGRAMS ADMINISTERED BY THE DEPARTMENT OF EMPLOYEE TRUST FUNDS. The joint committee on finance may supplement, from the appropriation under section 20.865 (4) (u) of the statutes, the appropriation under section 20.515 (1) (w) of the statutes for the purpose of conducting an audit of dependent eligibility under benefit programs administered by the department of employee trust funds if all of the following occur:

(a) The department of employee trust funds submits a report to the joint committee on finance on the results of any pilot survey relating to dependent eligibility and provides a detailed budget for a full audit of dependent eligibility under benefit programs administered by the department.

(b) The department of employee trust funds submits a request to the joint committee on finance to supplement the appropriation under section 20.515 (1) (w) of the statutes for the purpose of conducting an audit of dependent eligibility under benefit programs administered by the department.

(c) The cochairpersons of the joint committee on finance do not notify the department of employee trust funds that the committee has scheduled a meeting for the purpose of reviewing the request within 14 working days after the date of the receipt of the request. If, within 14 working days after the date of the receipt of the request, however, the cochairpersons of the committee notify the department of employee trust funds that the committee has scheduled a meeting for the purpose of reviewing the proposed supplement, the supplement may occur only upon approval of the committee.

(3q) MODIFICATIONS TO WISCONSIN RETIREMENT SYSTEM.

(a) The secretary of administration, the director of the office of state employment relations, and the secretary of employee trust funds shall study the structure of the Wisconsin Retirement System and benefits provided under the Wisconsin Retirement System. The study shall specifically address the following issues:

1. Establishing a defined contribution plan as an option for participating employees, as defined in section 40.02 (46) of the statutes.

2. Permitting employees to not make employee required contributions under section 40.05 (1) (a) of the statutes and limiting retirement benefits for employees who do not make employee required contributions to a money purchase annuity calculated under section 40.23 (3) of the statutes.

(b) No later than June 30, 2012, the secretary of administration, the director of the office of state employment relations, and the secretary of employee trust funds shall report their findings and recommendations to the governor and the joint committee on finance.

(4q) PROMULGATION OF EMERGENCY RULES FOR DETERMINATION OF ELIGIBILITY TO PARTICIPATE IN THE WISCONSIN RETIREMENT SYSTEM. The department of employee trust funds may use the procedure under section 227.24 of the statutes to promulgate rules under section 40.22 (2) (am) of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until July 1, 2012, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(6j) GROUP INSURANCE BOARD STUDY OF ASSISTED BIRTHS IN NONHOSPITAL SETTINGS. The group insurance board shall study the feasibility of including in the uniform benefits of state employee health insurance coverage the costs of certified nurse−midwife services to assist in births at home or at stand−alone birth centers.

SECTION 9118. Nonstatutory provisions; Government Accountability Board.

(1q) REVIEW OF PROPOSED EXPENDITURES FOR OUTREACH AND PUBLIC INFORMATION. No later than July 1, 2011, and before making any expenditures under section 7.08 (12) of the statutes or 2011 Wisconsin Act 23, section 144 (1), for the purpose of outreach or public information, the government accountability board shall transmit to the cochairpersons of the joint committee on finance in writing a plan identifying the specific proposed purposes for the expenditures and proposed amounts to be expended for each specific purpose. If the cochairpersons of the committee do not notify the board that the committee has scheduled a meeting for the purpose of reviewing the plan within 14 working days after the date of the board's submittal of the plan to the cochairpersons, the board may make the proposed expenditures identified in the plan. If, within 14 working days after the date of the board's submittal, the cochairpersons notify the board that the committee has scheduled a meeting for the purpose of reviewing the plan, the board shall not make any expenditures for the purpose of outreach or

public information as identified in this subsection without the approval of the committee.

SECTION 9121. Nonstatutory provisions; Health Services.

(1g) LONG−TERM CARE SERVICES CAP.

(a) *Definitions.* In this subsection and subsections (2g) and (3g):

1. "Department" means the department of health services.

2. "Family care partnership program" means an integrated health and long−term care program operated under an amendment to the state medical assistance plan, as authorized in 42 USC 1396n (i).

3. "Family care program" means the benefit program under section 46.286 of the statutes.

4. "Institutional facility" means a nursing home under section 50.01 (3) of the statutes, an intermediate care facility for persons with mental retardation under section 50.14 (1) (b) of the statutes, or a center for the developmentally disabled under section 51.01 (3) of the statutes.

5. "Long−term care program" means any of the following that are available in a county on June 30, 2011, or the effective date of this subdivision, whichever is later:

a. The family care program.

b. The self−directed services option.

c. The family care partnership program.

d. The program for all−inclusive care for the elderly under 42 USC 1396u−4.

6. "Resource center" has the meaning given under section 46.2805 (10) of the statutes.

7. "Resource center service area" means the geographical area prescribed for a resource center by the department.

8. "Self−directed services option" means the program operated under a waiver from the secretary of the federal department of health and human services under 42 USC 1396n (c) that allows participants to self−manage publicly funded long−term care services.

(b) *Enrollment cap.*

1. Notwithstanding section 46.286 (3) of the statutes and subject to subdivision 2. and paragraph (c), the department may not enroll more individuals in long−term care programs in a resource center service area than the number of individuals enrolled in long−term care programs in that resource center service area on June 30, 2011, or the effective date of this subdivision, whichever is later. This subdivision does not authorize the department to enroll an individual in a long−term care program that is not available in the individual's county of residence. This subdivision does not apply after June 30, 2013.

2. Individuals enrolled in a long−term care program under paragraph (c) are not counted for the purpose of determining the number of individuals enrolled in long−term care programs in a resource center service area under subdivision 1.

3. A month during which subdivision 1. is in effect is not counted for purposes of determining the date under section 46.286 (3) (c) of the statutes by which the department must assure that there is sufficient capacity in care management organizations to provide the family care benefit to all entitled individuals in a county.

(c) *Exception to the enrollment cap*. The department may enroll an individual who is relocating from an institutional facility in a long−term care program if any of the following applies:

1. The individual has resided at the institutional facility for at least 90 days.

2. The department removes the individual from the institutional facility under section 50.03 (5m) (a) of the statutes.

3. The institutional facility is closing or relocating residents under section
50.03 (14) of the statutes.

4. The institutional facility is not licensed to operate in this state.

5. The individual is relocated due to an emergency, as determined by the department.

(2g) FAMILY CARE BENEFIT EMERGENCY FUNDING.

(a) *2011−13 biennium.* The department may expend $12,639,000 in fiscal year 2011−12 and $12,600,800 in fiscal year 2012−13 to provide the long−term care services and support items that are offered under the family care program to individuals who are on a waiting list for a long−term care program and who are in urgent need of long−term care services, as determined by the department. The department may provide services and support items to an individual under this paragraph until the individual is permanently enrolled in a long−term care program.

(b) *2013−15 biennium.* Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2013−15 biennial budget bill, the department shall submit information concerning the appropriation under section 20.435 (4) (b) of the statutes as though the increases in the dollar amounts of that appropriation for the purposes of paragraph (a) had not been made.

(3g) LONG−TERM CARE COST−EFFECTIVENESS STUDY. The secretary of the department shall study the cost−effectiveness of the family care program, the family care partnership program, the self−directed services option, and the program for all−inclusive care for the elderly under 42 USC 1396u−4. The study shall compare the cost−effectiveness of each program to each of the other programs; the cost−effectiveness of each program to the benefits provided to medical assistance recipients under section 49.46 (2) (a) and (b) of the statutes; and the cost−effectiveness of the care that individuals receive

before they enroll in a long−term care program to the care that the individuals receive in a long−term care program. The department shall submit the findings of its study to the joint committee on finance by March 1, 2012 .

Vetoed In Part

(5) EXPANSION OF FAMILY CARE. Beginning on July 1, 2011, and ending on June 30, 2013, the department of health services may not propose to contract with entities to administer the family care benefit, as described in section 46.286 of the statutes, in a county in which the family care benefit is not available on July 1, 2011, unless the department of health services determines that administering the family care benefit in such a county would be more cost−effective than the county's current mechanism for delivering long−term care services.

(6u) INCOME MAINTENANCE PROGRAM ADMINISTRATION; MULTICOUNTY CONSORTIA.

(a) In this subsection:

1. "Department" means the department of health services.

2. "Income maintenance program" has the meaning given in section 49.78 (1) (b) of the statutes.

3. "Multicounty consortium" has the meaning given in section 49.78 (1) (br) of the statutes, as created by this act.

(b) Counties with a population of less than 750,000 shall organize themselves into no more than 10 consortia and notify the department of the composition of the organized consortia no later than October 1, 2011.

(c) In each of calendar years 2012 and 2013, a county that is part of a multicounty consortium shall contribute funds to its multicounty consortium in an amount that is not less than the amount the county expended for the administration of income maintenance programs in calendar year 2009. For the purposes of this paragraph, Kenosha County expended $673,000 for the administration of income maintenance programs in calendar year 2009.

(6v) INCOME MAINTENANCE PROGRAM ADMINISTRATION; DATA PROCESSING UNIT. The department of health services shall relocate the document processing unit to a location that is outside of Dane County no later than July 1, 2012.

(7u) MILWAUKEE COUNTY ENROLLMENT SERVICES UNIT. No later than 30 days after the effective date of this subsection, the department of health services shall discuss with Milwaukee County any issues relating to the employment of county employees with the state to provide services for the Milwaukee County enrollment services unit. The department of health services shall submit a report to the joint committee on finance on this issue no later than 60 days after the effective date of this subsection.

(8r) VETERANS HOME EXEMPTION FROM NURSING HOME BED ASSESSMENT. Notwithstanding section 50.14 (2) of the statutes, the Wisconsin veterans homes under section 45.50 of the statutes, as affected by this act, are not required to pay the per−bed assessment on nursing homes under section 50.14 (2) (am) of the statutes during the fiscal biennium in which this subsection takes effect.

(9) CONGENITAL DISORDER TESTING FEES; RULES. Using the procedure under section 227.24 of the statutes, the department of health services shall promulgate rules required under section 253.13 (2) of the statutes, as affected by this act, for the period before the effective date of the permanent rules promulgated under section 253.13 (2) of the statutes, as affected by this act, but not to exceed the period authorized under section 227.24 (1) (c) of the statutes, subject to extension under section 227.24 (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of health services is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(10q) MEDICAL ASSISTANCE NURSING HOME PAYMENT BASE FUNDING. For the purpose of submitting information under section 16.42 of the statutes for purposes of preparing the 2013−15 biennial budget bill, the department of health services shall increase its adjusted base year funding for nursing home payments by $415,600 in general purpose revenue moneys and by $925,100 in federal moneys.

(10x) AUDIT OF STATEWIDE INCOME MAINTENANCE PROGRAM ADMINISTRATION. The joint legislative audit committee is requested to direct the legislative audit bureau to conduct a performance evaluation audit of the statewide administration of income maintenance programs, as defined in section 49.78 (1) (b) of the statutes. If conducted, the audit shall address timeliness, program integrity, and efficiency. If the committee directs the legislative audit bureau to conduct the audit, the bureau shall file its reports in the manner described under section 13.94 (1) (b) of the statutes by March 1, 2013.

(11i) STUDY ON PURCHASE OF GENERIC DRUGS FOR MEDICAL ASSISTANCE. The department of health services shall conduct a study to determine whether the use of a competitive bidding process for the purchase of generic drug equivalents that are provided to recipients under the Medical Assistance program would generate cost savings in the Medical Assistance program. No later than December 31, 2011, the department of health services shall submit a report of its findings under the study to the joint committee on finance.

Vetoed In Part

(12b) STUDY ON MEDICAL ASSISTANCE AND FOOD SHARE CHANGES.

(a) The department of health services shall conduct a study to estimate the costs and determine the feasibility of the following policies:

1. Implementing photo identification requirements for beneficiaries of the Medical Assistance program and

beneficiaries of the Food Share program by requiring a Medical Assistance enrollment card to contain a photograph of the beneficiary and a Food Share electronic benefit transfer card to contain a photograph of the beneficiary.

2. Promoting the purchase of nutritional foods and beverages among Food Share beneficiaries and requiring a beneficiary to purchase nutritional foods and beverages under the program.

(b) The study must address all of the following issues:

1. Any potential costs associated with the implementation of the changes and any potential savings due to fraud reduction as a result of implementing the requirement for photo identification.

2. How to accommodate the photo identification requirement in households comprised of multiple individuals.

3. The need for federal approval to implement the changes.

(c) No later than December 31, 2011, the department of health services shall submit to the joint committee on finance a report that includes the department's recommendations for implementing the policies under paragraph (a) and that analyzes the feasibility of implementing those changes by April 1, 2012.

(12f) SEAL−A−SMILE DENTAL SEALANT PROGRAM. The department of health services may submit a request to the joint committee on finance under section 13.10 of the statutes to provide supplemental funding under section 13.101 (3) of the statutes for the appropriation under section 20.435 (1) (de) of the statutes for use by the department to award a grant under section 250.10 (1m) (b) of the statutes for a school−based dental sealant program. Any request submitted under this subsection shall include a statement as to whether a private entity has agreed to provide matching funds for the grant for a school−based dental sealant program under section 250.10 (1m) (b) of the statutes. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's request that the committee has scheduled a meeting for the purpose of reviewing the request, the request is granted. If, within 14 working days after the date of the request, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the request, the request may be granted only upon approval of the committee. Notwithstanding section 13.101 (3) of the statutes, the joint committee on finance is not required to find that an emergency exists prior to making the supplementation under this subsection.

SECTION 9122. Nonstatutory provisions; Higher Educational Aids Board.

(1d) BOARD OF TRUSTEES OF THE MEDICAL COLLEGE OF WISCONSIN, INC. Notwithstanding the requirement specified in section 39.15 (1) (a) of the statutes, as affected by this act, that 2 of the members of the board of trustees of the Medical College of Wisconsin, Inc., must be nominated by the governor, and with the advice and consent of the senate, appointed, that board may consist of more than 2 members so nominated and appointed until such time as through term expiration, resignation, removal, death, or other cause the membership of that board so nominated and appointed is reduced to 2 members.

SECTION 9126. Nonstatutory provisions; Investment Board.

(1f) RIGHTS OF CERTAIN INVESTMENT BOARD EMPLOYEES. Notwithstanding section 230.08 (2) (p) of the statutes, as affected by this act, all of the employees holding blue collar and clerical positions in the classified service at the investment board on the day before the effective date of this subsection, who have achieved permanent status in class on or before that date, shall retain, while serving in the unclassified service, those protections afforded employees in the classified service under sections 230.34 (1) (a) and 230.44 (1) (c) of the statutes relating to demotion, suspension, discharge, layoff, or reduction in base pay and shall also have reinstatement privileges to the classified service as provided under section 230.33 (1) of the statutes.

SECTION 9130. Nonstatutory provisions; Legislature.

(1u) OPEN ENROLLMENT PROGRAM REPORT.

(a) The legislative audit bureau shall prepare a report on the state aid transfer amount under the open enrollment program. The report shall discuss all of the following:

1. The history of the transfer amount.

2. Alternatives for increasing the transfer amount based on the costs to nonresident school districts of educating transfer pupils and the amount of funding the resident school districts retain for their fixed costs.

3. Alternatives for transferring the resident school district's revenue limit amount or state aid amount to the nonresident school district.

(b) The report shall discuss the issues and alternatives under paragraph (a) with respect to school districts that either gain or lose a relatively large proportion of pupils under the program.

(c) By January 1, 2012, the legislative audit bureau shall submit the report to the governor; to the cochairpersons of the joint committee on finance; to the cochairpersons of the joint legislative audit committee under section 13.172 (3) of the statutes; and to the chairpersons of the appropriate standing committees of the legislature, as determined by the speaker of the assembly and the president of the senate, under section 13.172 (3) of the statutes.

SECTION 9132. Nonstatutory provisions; Local Government.

(1d) COLLECTIVE BARGAINING AGREEMENTS COVERING CERTAIN MUNICIPAL DISTRICT EMPLOYEES.

(a) A school district and the representative of a collective bargaining unit containing employees of that school district may enter into one memorandum of understanding that reduces the cost of compensation or fringe benefits in the collective bargaining agreement under subchapter IV of chapter 111 of the statutes that covers the school district employees, that was entered into before February 1, 2011, and that is in effect on the effective date of this paragraph. Such a modification is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), or any provisions that are substantially similar to 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), that may be enacted under separate legislation. The memorandum of understanding entered into under this paragraph remains effective for the duration of the current collective bargaining agreement and continues to be effective after the collective bargaining agreement expires until a new collective bargaining agreement takes effect except that, if the memorandum contains a provision addressing a subject that, at the expiration of the collective bargaining agreement, becomes a prohibited subject of bargaining, that provision is no longer effective.

(b) A technical college district board and the representative of a collective bargaining unit containing employees of that technical college district may enter into one memorandum of understanding that reduces the cost of compensation or fringe benefits in the collective bargaining agreement under subchapter IV of chapter 111 of the statutes that covers the technical college district employees, that was entered into before February 1, 2011, and that is in effect on the effective date of this paragraph. Such a modification is not a modification of the collective bargaining agreement for purposes of 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), or any provisions that are substantially similar to 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), that may be enacted under separate legislation. The memorandum of understanding entered into under this paragraph remains effective for the duration of the current collective bargaining agreement and continues to be effective after the collective bargaining agreement expires until a new collective bargaining agreement takes effect except that, if the memorandum contains a provision addressing a subject that, at the expiration of the collective bargaining agreement, becomes a prohibited subject of bargaining, that provision is no longer effective.

(c) No memorandum of understanding as described in paragraph (a) or (b) may be entered into later than 90 days after the effective date of this paragraph.

SECTION 9135. Nonstatutory provisions; Natural Resources.

(2) COMMERCIAL CONSTRUCTION SITE EROSION CONTROL.

(a) In this subsection, "commercial building site" means a building site for construction of public buildings and buildings that are places of employment.

(b) All rules promulgated by the department of natural resources under section 281.33 (3m), 2009 stats., related to erosion control for commercial building sites that are in effect on the effective date of this paragraph, as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the department of safety and professional services. All orders issued by the department of natural resources that are in effect on the effective date of this paragraph and that are primarily related to erosion control for commercial building sites, as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the department of safety and professional services.

(c) Any matter pending with the department of natural resources on the effective date of this paragraph that is primarily related to its commercial building site erosion control responsibilities under section 281.33 (3m), 2009 stats., as determined by the secretary of administration, is transferred to the department of safety and professional services and all materials submitted to or actions taken by the department of natural resources with respect to the pending matters are considered as having been submitted to or taken by the department of safety and professional services.

(d) Any delegation of the authority to act under section 281.33 (3m), 2009 stats., made by the department of natural resources to a county, city, village, or town that is in effect on the effective date of this paragraph remains in effect until revoked by the department of safety and professional services.

(e) 1. In this paragraph:

a. "Commercial building" means a public building or a building that is a place of employment.

b. "Place of employment" has the meaning given in section 101.01 (11) of the statutes.

c. "Public building" has the meaning given in section 101.01 (12) of the statutes.

2. On or before October 1, 2011, the department of natural resources and the department of safety and professional services shall enter into a memorandum of understanding that does all of the following:

a. Delineates the responsibilities of the department of natural resources under section 281.33 of the statutes, as affected by this act, and the department of safety and professional services under section 101.1206 of the statutes, as affected by this act, in administering erosion control activities at construction sites during and after construction.

b. Delineates the manner in which the department of safety and professional services will regulate erosion control activities at commercial building construction sites of one acre or larger so that those erosion control activities are regulated in a manner that is consistent with the manner in which the department of natural resources regulates erosion control activities under chapter 283 of the statutes, as affected by this act, and rules promulgated under chapter 283 of the statutes, as affected by this act.

(3c) FEDERAL FISCAL YEAR 2011 APPROPRIATIONS ACT FUNDING FOR CLEAN WATER FUND PROJECTS.

(a) If this state receives moneys under P.L. 112−10 as a capitalization grant for clean water state revolving funds under the Federal Water Pollution Control Act, the department of natural resources and the department of administration may, as provided in this subsection, allocate the funds, before December 31, 2013, for financial assistance to municipalities, as defined in section 281.59 (1) (c) of the statutes, under section 281.58 of the statutes for projects eligible to receive financial assistance under that section.

(b) The department of natural resources and the department of administration shall provide additional subsidy under this subsection to municipalities in the amount that P.L. 112−10 requires to be used to provide additional subsidy. The department of natural resources and the department of administration shall provide additional subsidy to a municipality in the form of forgiveness of part of the principal of a loan made to the municipality, notwithstanding the limits in section 281.58 (6) (b) of the statutes on the methods that may be used to provide financial assistance. The department of natural resources may establish a percentage limit of the amount of the principal forgiveness available under this paragraph that may be received by any municipality.

(c) The department of natural resources may establish a deadline for submitting applications for financial assistance under this subsection.

(d) In selecting the projects to receive financial assistance under this subsection, and the terms of the financial assistance, the department of natural resources may consider any of the following:

1. The population of the municipality in which a project would be located.

2. The median household income, as defined in section 281.58 (1) (cm) of the statutes, of the municipality in which a project would be located.

3. The extent to which a project promotes water efficiency or energy efficiency; is environmentally innovative; or uses natural systems or engineered systems that mimic natural processes, also called green infrastructure.

(e) Notwithstanding section 227.10 (1) of the statutes, the department of natural resources and the department of administration are not required to promulgate rules for the purposes of this subsection.

(3d) FEDERAL FISCAL YEAR 2011 APPROPRIATIONS ACT FUNDING FOR SAFE DRINKING WATER LOAN PROGRAM PROJECTS.

(a) If this state receives moneys under P.L. 112−10 as a capitalization grant for drinking water state revolving loan funds under the federal Safe Drinking Water Act, the department of natural resources and the department of administration may, as provided in this subsection, allocate the funds, before December 31, 2013, for financial assistance to local governmental units, as defined in section 281.61 (1) (a) of the statutes, under section 281.61 of the statutes for projects eligible to receive financial assistance under that section. Notwithstanding section 281.59 (3s) (a) of the statutes, the department of administration may, until December 30, 2013, allocate amounts approved for the 2011−13 biennium under section 281.59 (3s) (b) 1. of the statutes for projects under this subsection.

(b) The department of natural resources and the department of administration shall provide additional subsidy under this subsection to local governmental units in the amount that P.L. 112−10 requires to be used to provide additional subsidy. The department of natural resources and the department of administration shall provide additional subsidy to a local governmental unit in the form of forgiveness of part of the principal of a loan made to the local governmental unit, notwithstanding the limits in section 281.61 (2r) of the statutes on the methods that may be used to provide financial assistance. The department of natural resources may establish a percentage limit of the amount of the principal forgiveness available under this paragraph that may be received by any local governmental unit.

(c) The department of natural resources may establish a different deadline for submitting applications for financial assistance under this subsection than the deadline in section 281.61 (5) of the statutes.

(d) In selecting the projects to receive financial assistance under this subsection, and the terms of the financial assistance, the department of natural resources may consider any of the following:

1. The population of the local governmental unit in which a project would be located.

2. The median household income, as defined in section 281.58 (1) (cm) of the statutes, of the local governmental unit in which a project would be located.

3. The extent to which a project promotes water efficiency or energy efficiency; is environmentally innovative; or uses natural systems or engineered systems that mimic natural processes, also called green infrastructure.

(e) Notwithstanding section 227.10 (1) of the statutes, the department of natural resources and the department of administration are not required to promulgate rules for the purposes of this subsection.

(3f) ECONOMIC IMPACT ANALYSES FOR CERTAIN RULES.

(a) In this subsection, "department" means the department of natural resources.

(b) The department shall prepare an economic impact analysis of all of the following:

1. Section NR 102.06, Wisconsin Administrative Code.

2. Subchapter III of chapter NR 217, Wisconsin Administrative Code.

3. Section NR 115, Wisconsin Administrative Code.

(c) The economic impact analyses prepared by the department under this subsection shall include the information specified in section 227.137 (3) of the statutes. The department may prepare a single combined analysis for the rules specified under paragraph (b) 1. and 2.

Vetoed In Part

(d) The department shall submit the economic impact analyses required under this subsection on or before December 31, 2011, to the governor, to the department of administration, to the cochairpersons of the joint committee for review of administrative rules, and to the chief clerks of the assembly and senate for distribution to the chairpersons of the appropriate standing committees of the legislature.

(3q) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of natural resources shall provide in the 2011−13 fiscal biennium, from the appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act, $200,000 to the Southeastern Wisconsin Fox River commission. The commission may use this funding for activities that are required or authorized under subchapter VI of chapter 33 of the statutes and that are consistent with the commission's implementation plan. The activities for which this funding is utilized may include the activities required under section 33.56 (1), (2), and (3) of the statutes.

(4u) POSITION INCREASES AND DECREASES.

(a) The authorized FTE positions for the department of natural resources are decreased by 0.8 SEG positions funded from the appropriation under section 20.370 (9) (mu) of the statutes, for the purposes for which the appropriation is made. The secretary shall identify the position.

(b) The authorized FTE positions for the department of natural resources are decreased by 0.2 GPR positions funded from the appropriation under section 20.370 (9) (ma) of the statutes, for the purposes for which the appropriation is made. The secretary shall identify the position.

(c) The authorized FTE positions for the department of natural resources are decreased by 2.0 SEG positions funded from the appropriation under section 20.370 (8) (mu) of the statutes, for the purposes for which the appropriation is made. The secretary shall identify the positions.

(d) The authorized FTE positions for the department of natural resources are increased by 0.8 SEG positions, funded from the appropriation under section 20.370 (9) (mu) of the statutes, to provide for an unclassified division administrator.

(e) The authorized FTE positions for the department of natural resources are increased by 0.2 GPR positions, funded from the appropriation under section 20.370 (9) (ma) of the statutes, to provide for an unclassifed division administrator.

(f) The authorized FTE positions for the department of natural resources are increased by 2.0 SEG positions, funded from the appropriation under section 20.370 (8) (mu) of the statutes, to provide for additional unclassified division administrators.

SECTION 9137. Nonstatutory provisions; Public Instruction.

(1) STUDENT INFORMATION SYSTEM. The state superintendent of public instruction shall submit a plan for the expenditure of moneys appropriated under section 20.255 (1) (e) of the statutes, as created by this act, in the 2011−12 fiscal year to the governor for his or her approval. By October 1, 2011, the state superintendent and the governor shall submit the approved plan to the joint committee on finance for its approval. The state superintendent may not expend or encumber the moneys unless the joint committee on finance approves the plan.

(1u) PUPIL ASSESSMENTS.

(a) Beginning in the 2014−15 school year, the department of public instruction shall replace the Wisconsin Knowledge and Concepts Examination with pupil assessments developed by the Smarter Balance Assessment Consortium or by an entity selected by the department through a request for proposals process. The new assessments shall be standards−based; measure mastery of the common core standards; be designed so as to begin the transition to online testing; and allow for the results of multiple−choice questions to be provided within one week and the results of open−ended questions to be provided within 6 weeks, or as soon as practicable.

(b) By January 1, 2012, and by January 1, 2013, the department of public instruction shall report to the cochairpersons of the joint committee on finance on the progress of the transition from the current pupil assessment system to the new pupil assessment system. The department shall ensure that a stand−alone field test of new assessment items is conducted no later than the spring of 2014.

(2) SPECIAL ADJUSTMENT AIDS. Notwithstanding section 121.105 (2) of the statutes, for state aid distributed in the 2011−12 school year, the department of public instruction shall calculate the aid adjustment under that section using 90 percent instead of 85 percent in section 121.105 (2) (am) 1. and 2. of the statutes.

(3q) LOW REVENUE ADJUSTMENT AID.

(a) Except as provided in paragraph (b) and subject to paragraph (c), in the 2011−12 school year, from the appropriation under section 20.255 (2) (ar) of the statutes, as created by this act, the department of public

instruction shall pay to each school district in which the school district's per pupil revenue under section 121.905 (4) (a) of the statutes is greater than the school district's base revenue per member, as determined under section 121.905 of the statutes, as affected by this act, an amount determined as follows:

1. For a school district in which the difference between the school district's per pupil revenue under section 121.905 (4) (a) of the statutes and the school district's base revenue per member, as determined under section 121.905 of the statutes, as affected by this act, is $100, an amount determined by multiplying $40 by the average of the number of pupils enrolled in the school district in the 2009−10, 2010−11, and 2011−12 school years. For the purpose of calculating eligibility for aid under this subdivision, if the school district's base revenue per member, as determined under section 121.905 of the statutes, is less than $8,900, the department of public instruction shall set the base revenue per member at $8,900.

2. For a school district in which the difference between the school district's per pupil revenue under section 121.905 (4) (a) of the statutes and the school district's base revenue per member, as determined under section 121.905 of the statutes, as affected by this act, is less than $100, an amount determined as provided in subdivision 3. For the purpose of calculating eligibility for aid under this subdivision and calculating aid under subdivision 3., if the school district's base revenue per member, as determined under section 121.905 of the statutes, is less than $8,900, the department of public instruction shall set the base revenue per member at $8,900.

3. a. Subtract the school district's base revenue per member, as determined under section 121.905 of the statutes, as affected by this act, from the school district's per pupil revenue under section 121.905 (4) (a) of the statutes.

b. Multiply the difference determined under subdivision 3. a. by 0.4.

c. Multiply the product under subdivision 3. b. by the average of the number of pupils enrolled in the school district in the 2009−10, 2010−11, and 2011−12 school years.

(b) If a school district's per pupil revenue under section 121.905 (4) (a) of the statutes is less than $8,900, the school district may not receive aid under this subsection.

(c) 1. When considering under this subsection the school district's per pupil revenue under section 121.905 (4) (a) of the statutes, the department of public instruction shall not consider any adjustments under section 121.91 (3) or (4) of the statutes.

2. If the appropriation under section 20.255 (2) (ar) of the statutes, as created by this act, is insufficient to pay the full amount of aid for which school districts are eligible under this subsection, the department of public instruction shall prorate the aid payments under this subsection among all eligible school districts.

(3r) PER PUPIL ADJUSTMENT AID.

(a) In the 2012−13 school year, from the appropriation under section 20.255 (2) (ap) of the statutes, as created by this act, the department of public instruction shall pay to each school district that, in the fall of 2012, certifies the maximum amount allowed to be levied under section 121.905 of the statutes, as affected by this act, or 121.91 (2m) of the statutes, as affected by this act, an amount equal to $50 multiplied by the average of the number of pupils enrolled in the school district in the 2010−11, 2011−12, and 2012−13 school years. When considering under this paragraph whether a school district certified the maximum amount allowed to be levied, the department of public instruction shall not consider any increase under section 121.91 (4) (d) of the statutes.

(b) 1. Subject to paragraph (c), in the 2012−13 school year, from the appropriation under section 20.255 (2) (ap) of the statutes, as created by this act, the department of public instruction shall pay the amount determined under subdivision 2. to each school district to which all of the following apply:

a. In the fall of 2012, the school district certifies less than the maximum amount allowed to be levied under section 121.905 of the statutes, as affected by this act, or section 121.91 (2m) of the statutes, as affected by this act. When considering under this subdivision whether a school district certified the maximum amount allowed to be levied, the department of public instruction shall not consider any increase under section 121.91 (4) (d) of the statutes.

b. The quotient determined by dividing the difference between the maximum amount allowed to be levied by the school district in the 2012−13 school year under section 121.905 of the statutes, as affected by this act, or section 121.91 of the statutes, as affected by this act, and the actual amount certified by the school district in the fall of 2012, by the average of the number of pupils enrolled in the school district in the 2010−11, 2011−12, and 2012−13 school years is less than $50.

2. a. Divide the difference between the maximum amount allowed to be levied by the school district in the 2012−13 school year under section 121.905 of the statutes, as affected by this act, or section 121.91 of the statutes, as affected by this act, and the actual amount certified by the school district in the fall of 2012, by the average of the number of pupils enrolled in the school district in the 2010−11, 2011−12, and 2012−13 school years.

b. Subtract the amount determined under subdivision 2. a. from $50.

c. Multiply the difference determined in subdivision 2. b. by the average of the number of pupils enrolled in

the school district in the 2010−11, 2011−12, and 2012−13 school years.

(c) If the appropriation under section 20.255 (2) (ap) of the statutes, as created by this act, is insufficient to pay the full amount of aid for which school districts are eligible under this subsection, the department of public instruction shall prorate the aid payments under this subsection among all eligible school districts.

(3u) PARENTAL CHOICE PROGRAMS IN ELIGIBLE SCHOOL DISTRICTS; PARTICIPATION IN 2011−12 SCHOOL YEAR.

(a) Notwithstanding section 118.60 (1m) of the statutes, as created by this act, within 10 days after the effective date of this subsection, the department of public instruction shall prepare a list that identifies eligible school districts, as defined under section 118.60 (1) (am) of the statutes, as created by this act, and shall notify the school district clerk of each eligible school district. Regardless of the date on which the department of public instruction identifies a school district as an eligible school district under this paragraph, the department shall treat the date as no later than June 30, 2011.

(b) Subject to section 118.60 (2) (a) 1. and 2. of the statutes, as created by this act, any pupil who resides within a school district found to be an eligible school district under paragraph (a) may participate in the program under section 118.60 of the statutes, as created by this act, in the 2011−12 school year.

(c) Notwithstanding section 118.60 (1) (am) of the statutes, as created by this act, for purposes of determining whether a school district is an eligible school district under paragraph (a), the department of public instruction shall do all of the following:

1. Use the equalized value per member, as determined in accordance with section 121.15 (4) of the statutes on October 15, 2010, for the distribution of equalization aid in the 2010−11 school year.

2. Use the shared cost per member, as determined in accordance with section 121.07 of the statutes on October 15, 2010, for the distribution of equalization aid for the 2010−11 school year.

3. Determine whether the school district received aid under section 121.136 of the statutes in the 2010−11 school year.

4. Determine whether the school district was located in whole or in part in a city of the 2nd class in the 2010−11 school year.

(4u) REVENUE LIMIT ADJUSTMENT.

(a) If a school district received the revenue limit adjustment under section 121.91 (8) of the statutes for the 2010−11 school year, its revenue limit under subchapter VII of chapter 121 of the statutes for the 2011−12 school year is increased by the amount of that adjustment in the 2010−11 school year.

(b) If a school district received the revenue limit adjustment under section 121.91 (8) of the statutes for the 2010−11 school year and received no state aid under section 121.08 of the statutes in the 2010−11 school year, its revenue limit under subchapter VII of chapter 121 of the statutes for the 2012−13 school year is increased by the amount of that adjustment in the 2010−11 school year.

(c) The excess revenue in the 2011−12 and 2012−13 school years resulting from the revenue limit increases under paragraphs (a) and (b) shall be treated as nonrecurring adjustments.

SECTION 9140. Nonstatutory provisions; Regulation and Licensing.

(1) RULES AND ORDERS. All rules promulgated by the department of regulation and licensing that relate to the licensure of real estate brokers and salespersons or the registration of time−share salespersons that are in effect on the effective date of this subsection remain in effect until their specified expiration dates or until amended or repealed by the real estate examining board. All orders issued by the department of regulation and licensing relating to such licensure or registration that are in effect on the effective date of this subsection remain in effect until their specified expiration dates or until modified or rescinded by the real estate examining board.

(2) PENDING MATTERS. Any matter pending with the department of regulation and licensing on the effective date of this subsection that is primarily related to the licensure of real estate brokers and salespersons or the registration of time−share salespersons, as determined by the secretary of regulation and licensing, is transferred to the real estate examining board, and all materials submitted to or actions taken by the department of regulation and licensing with respect to the pending matters are considered as having been submitted to or taken by the real estate examining board.

(3) CONTRACTS. All contracts entered into by the department of regulation and licensing in effect on the effective date of this subsection that are primarily related to licensure of real estate brokers and salespersons or the registration of time−share salespersons, as determined by the secretary of regulation and licensing, remain in effect and are transferred to the real estate examining board. The real estate examining board shall carry out any obligations under such a contract until the contract is modified or rescinded by the real estate examining board to the extent allowed under the contract.

(4) INITIAL APPOINTMENTS. Notwithstanding the lengths of terms specified in section 15.405 (11m) of the statutes, as created by this act, the initial members of the real estate examining board shall be appointed for the following terms:

(a) One real estate broker or salesperson licensed under chapter 452 of the statutes and one public member, for terms expiring on July 1, 2012.

(b) One licensed real estate broker or salesperson licensed under chapter 452 of the statutes and one public member, for terms expiring on July 1, 2013.

(c) Three licensed real estate brokers or salespersons licensed under chapter 452 of the statutes, for terms expiring on July 1, 2014.

Vetoed In Part

(5c) BAIL BOND SURETY CORPORATION AND AGENT LICENSING; RULES. Using the procedure under section 227.24 of the statutes, the department of safety and professional services shall promulgate rules required under section 440.9995 of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under section 440.9995 of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c), subject to extension under section 227.24 (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of safety and professional services is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

SECTION 9142. Nonstatutory provisions; Secretary of State.

(1) TRANSFER OF TRADEMARK AND NOTARY FUNCTIONS TO THE DEPARTMENT OF FINANCIAL INSTITUTIONS; TRANSITIONAL PROVISIONS.

(a) *Definitions.* In this subsection:

1. "Department" means the department of financial institutions.

2. "Office" means the office of the secretary of state.

3. "Relating to the office's trademark or notary functions" means relating to the office's functions and duties under section 137.01, 2009 stats., or chapter 132, 2009 stats.

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office relating to the office's trademark or notary functions shall become the assets and liabilities of the department.

(c) *Staff.*

1. On the effective date of this subdivision, 1.0 FTE PR position relating to the office's trademark or notary functions and the incumbent employee, identified by the secretary of administration, holding that position in the office are transferred to the department.

2. The employee transferred under subdivision 1. to the division has all of the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the division that he or she enjoyed in the office immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, the employee so transferred who has attained permanent status in class is not required to serve a probationary period.

3. On the effective date of this subdivision, the remaining 1.0 FTE PR position of the office relating to the office's trademark or notary functions not transferred under subdivision 1. is deauthorized.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office relating to the office's trademark or notary functions is transferred to the department.

(e) *Contracts.* All contracts entered into by the office, in effect on the effective date of this paragraph, relating to the office's trademark or notary functions remain in effect and are transferred to the department. The department shall carry out any obligations under such a contract until the contract is modified or rescinded by the department to the extent allowed under the contract.

(f) *Rules and orders.*

1. All rules promulgated by the office relating to the office's trademark or notary functions that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until amended or repealed by the department.

2. All orders issued by the office relating to the office's trademark or notary functions that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until modified or rescinded by the department.

(g) *Pending matters.* Any matter relating to the office's trademark or notary functions pending with the office on the effective date of this paragraph is transferred to the department, and all materials submitted to or actions taken by the office with respect to the pending matter are considered as having been submitted to or taken by the department.

(h) *Department of administration to arbitrate disputes.* In the case of disagreement between the secretary of financial institutions and the secretary of state with respect to any matter specified in paragraph (c), (d), (e), (f), or (g), the department of administration shall determine the matter and shall develop a plan for an orderly transfer.

(2) TRANSFER OF ADMINISTRATIVE SERVICES FUNCTIONS TO DEPARTMENT OF ADMINISTRATION.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of the secretary of state that are primarily related to administrative services, as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of the secretary of state that are primarily related to administrative services, as determined by the secretary of administration, shall become the tangible personal property of the department of administration.

(c) *Contracts.* All contracts entered into by the office of the secretary of state in effect on the effective date of this paragraph that are primarily related to administrative services, as determined by the secretary of administra-

tion, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(d) *Rules and orders.* All rules promulgated by the office of the secretary of state in effect on the effective date of this paragraph that are primarily related to administrative services, as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the department of administration. All orders issued by the office of the secretary of state in effect on the effective date of this paragraph that are primarily related to administrative services, as determined by the secretary of administration, remain in effect until their specified expiration date or until modified or rescinded by the department of administration.

(e) *Pending matters.* Any matter pending with the office of the secretary of state on the effective date of this paragraph that is primarily related to administrative services, as determined by the secretary of administration, is transferred to the department of administration and all materials submitted to or actions taken by the office of the secretary of state with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

SECTION 9143. Nonstatutory provisions; State Employment Relations, Office of.

(2q) HEALTH INSURANCE OPTIONS.

(a) The director of the office of state employment relations and the secretary of employee trust funds shall study the feasibility of all of the following:

1. Offering to employees eligible to receive health care coverage under subchapter IV of chapter 40 of the statutes, beginning on January 1, 2013, the options of receiving health care coverage through either a low−cost health care coverage plan or through a high−deductible health plan and the establishment of a health savings account, as described in 26 USC 223.

2. Implementing a 3−level health insurance premium cost structure that would establish separate premium levels for single individuals, married couples with no dependents, and families with dependents.

Vetoed In Part

3. Implementing a program, beginning on January 1, 2012, to provide an online marketplace for the purchase of prescription drugs as a supplement to the pharmacy benefit management program provided under the group insurance plans offered by the group insurance board.

4. Requiring state employees to receive health care coverage through a health benefits exchange established pursuant to the federal Patient Protection and Affordable Care Act of 2010.

5. Creating a health care insurance purchasing pool for all state and local government employees and individuals receiving health care coverage under the Medical Assistance program.

(b) No later than October 31, 2011, the director and secretary shall report their findings and recommendations to the governor and the joint committee on finance.

SECTION 9148. Nonstatutory provisions; Transportation.

(1) CERTIFICATES OF TITLE. Notwithstanding chapter 342 of the statutes, as affected by this act, beginning on the effective date of this subsection, the department of transportation may, for 6 months after the effective date of this subsection, issue and deliver certificates of title under applicable provisions of chapter 342 of the statutes that are in effect on the day before the effective date of this subsection.

(3u) DISSOLUTION AND WINDING DOWN OF TRANSIT AUTHORITIES.

(a) Any authority created under section 66.1039, 2009 stats., is dissolved on the effective date of this paragraph.

(b) The authority under section 59.58 (7), 2009 stats., is dissolved on the effective date of this paragraph.

(c) After the effective date of this paragraph, the counties of Kenosha, Racine, and Milwaukee, and all members of the governing body of the authority under section 59.58 (7) of the statutes, shall begin the process of winding down the authority and shall complete the process by the time the authority is dissolved as provided in paragraph (b). All assets and liabilities of the authority under section 59.58 (7), 2009 stats., including any accumulated moneys received from the fees imposed under subchapter XIII of chapter 77 of the statutes, shall become the assets and liabilities of the counties of Kenosha, Racine, and Milwaukee and shall be divided and distributed as follows:

1. Fifty percent to Milwaukee County.
2. Twenty−five percent to Kenosha County.
3. Twenty−five percent to Racine County.

(4f) COPPER CULTURE STATE PARK DIRECTIONAL SIGNAGE. Notwithstanding any eligibility criteria or other criteria or specification under section 86.196 of the statutes, the department of transportation shall erect 2 tourist−oriented directional signs, one for each direction of travel, along STH 41 in Oconto County for Copper Culture State Park in Oconto County. The department may not charge any fee related to any sign erected under this subsection.

Vetoed In Part

(7f) SOUTHEAST WISCONSIN FREEWAY FUNDING. Prior to July 1, 2011, the department of transportation shall determine all of the following, calculated as of the end of fiscal year 2010−11, based upon the portion of unencumbered funds for the department's southeast Wisconsin freeway rehabilitation program that are associated with projects that will become part of the department's southeast Wisconsin freeway megaproject program:

(a) The amount to be transferred from section 20.395 (3) (cr) of the statutes, as affected by this act, to the department's new state funds appropriation account for southeast Wisconsin freeway megaprojects.

(b) The amount to be transferred from section 20.395 (3) (cw) of the statutes, as affected by this act, to the department's new local funds appropriation account for southeast Wisconsin freeway megaprojects.

(c) The amount to be transferred from section 20.395 (3) (cy) of the statutes, as affected by this act, to the department's new federal funds appropriation account for southeast Wisconsin freeway megaprojects.

(7g) COMMISSION ON TRANSPORTATION FINANCE AND POLICY.

(a) There is created a committee called the commission on transportation finance and policy. The commission shall consist of the following members:

1. The secretary of transportation, who shall serve as a nonvoting member.

2. Six citizen members, appointed by the governor.

3. One citizen member, appointed by the speaker of the assembly.

4. One citizen member, appointed by the assembly minority leader.

5. One citizen member, appointed by the senate majority leader.

6. One citizen member, appointed by the senate minority leader.

(b) At least 5 of the citizen members appointed under paragraph (a) shall have experience in public finance, transportation policy, or transportation system planning.

(c) The commission shall examine issues related to the future of transportation finance in this state, including all of the following:

1. The estimated costs of highway maintenance, rehabilitation, reconstruction, and expansion projects over a 10−year period, including both those currently identified in the department's 6−year program and those in the department's long−range transportation plans.

2. The estimated costs of local government transportation aid and assistance programs, including general transportation aids and mass transit operating assistance.

3. Projections of transportation fund revenues over the same 10−year period identified in subdivision 1.

4. Projections of transportation fund debt service for the use of bonds over the same 10−year period identified in subdivision 1., under various scenarios.

5. Various options for increasing transportation fund revenues or adjusting transportation fund expenditures over the 10−year period identified in subdivision 1. to achieve a stable balance between expenditures, revenues, and debt service.

6. The impact of highway project planning for specific projects on landowners with property abutting proposed improvements.

(d) The commission shall prepare a report with its findings and recommendations and submit the report, no later than March 1, 2013, to the governor, the speaker of the assembly, the assembly minority leader, the senate majority leader, and the senate minority leader.

(8f) ZOO INTERCHANGE PROJECT REPORT.

(a) In this subsection, "Zoo interchange" has the meaning given in section 84.014 (5m) (ag) 2. of the statutes.

(b) No later than December 1, 2011, the department of transportation shall submit a report to the joint committee on finance that does all of the following: **Vetoed In Part**

1. Outlines a financing plan and schedule for the Zoo interchange project, including planned expenditures by year and by funding source, through the year of completion of the project.

2. Shows the impact on transportation fund debt service of the issuance of bonds for the Zoo interchange project as well as past and future issuance of transportation fund−supported bonds for other projects and programs.

3. Provides estimates of the percentage of gross transportation fund revenues that would be required for the payment of transportation debt service on any bonds described under subdivision 2., through 2 years following the year of completion of the Zoo interchange project.

(9i) VEHICLE REGISTRATION DECALS. By the date specified by the cochairpersons of the joint committee on finance for submission of requests for consideration at the 3rd quarterly meeting of the committee under section 13.10 of the statutes in the 2011−12 fiscal year, the department of transportation shall submit a request to the committee under section 13.10 of the statutes to provide supplemental funding under section 13.101 (3) of the statutes for the appropriation under section 20.395 (5) (cq) of the statutes in the 2012−13 fiscal year for vehicle registration plate tags, decals, or stickers evidencing registration. The request submitted under this subsection shall include the department's proposal to establish a registration plate decal or sticker system under which decals or stickers would be issued centrally by a 3rd−party vendor and would carry an identification marker specific to the registration plate or vehicle for which the decal or sticker is issued. Upon approval of the proposal, including modification and approval, by the committee, the department shall implement the proposal as approved. Notwithstanding section 13.101 (3) of the statutes, the committee may supplement the appropriation under section 20.395 (5) (cq) of the statutes from the appropriation account under section 20.865 (4) (u) of the statutes for the purpose described in this subsection without finding that an emergency exists.

SECTION 9149. Nonstatutory provisions; Treasurer.

(1) TRANSFER OF COLLEGE SAVINGS PROGRAMS DUTIES TO THE DEPARTMENT OF ADMINISTRATION.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of the state treasurer that are primarily related to the state treasurer's performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Staff.*

1. On the effective date of this subdivision, 1.0 FTE SEG position in the office of the state treasurer, and the incumbent employee holding that position, funded from the appropriation under section 20.585 (2) (tm), 2009 stats., and responsible for the performance of duties related to the college savings program, is transferred to the department of administration to be funded from the appropriation under section 20.505 (1) (th) of the statutes, as affected by this act. The secretary of administration shall identify the position.

2. An employee transferred under subdivision 1. to the department of administration has all of the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that he or she enjoyed in the office of the state treasurer immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of the state treasurer that are primarily related to the state treasurer's performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration.

(d) *Pending matters.* Any matter pending with the office of the state treasurer that is primarily related to the state treasurer's performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration. All materials submitted to or actions taken by the office of the state treasurer with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(e) *Contracts.* All contracts entered into by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to the state treasurer's performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under those contracts unless modified or rescinded by the department of administration to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to the state treasurer's performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the department of administration. All orders issued by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to the state treasurer's performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the department of administration.

(2) TRANSFER OF LOCAL GOVERNMENT POOLED−INVESTMENT DUTIES TO THE DEPARTMENT OF ADMINISTRATION.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of the state treasurer that are primarily related to the state treasurer's performance of duties under section 25.50, 2009 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Staff.*

1. On the effective date of this subdivision, 1.0 FTE PR position in the office of the state treasurer, and the incumbent employee holding that position funded from the appropriation under section 20.585 (1) (g), 2009 stats., and responsible for the performance of duties related to the local government pooled−investment fund under section 25.50, 2009 stats., is transferred to the department of administration to be funded from the appropriation under section 20.505 (1) (gc) of the statutes, as affected by this act. The secretary of administration shall identify the position.

2. An employee transferred under subdivision 1. to the department of administration has all of the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department that he or she enjoyed in the office of the state treasurer immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of the state treasurer that are primarily related to the state treasurer's performance of duties under section 25.50, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration.

(d) *Pending matters.* Any matter pending with the office of the state treasurer that is primarily related to the state treasurer's performance of duties under section

25.50, 2009 stats., as determined by the secretary of administration, is transferred to the department of administration. All materials submitted to or actions taken by the office of the state treasurer with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(e) *Contracts.* All contracts entered into by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to the state treasurer's performance of duties under section 25.50, 2009 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under those contracts unless modified or rescinded by the department of administration to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to the state treasurer's performance of duties under section 25.50, 2009 stats., as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the department of administration. All orders issued by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to the state treasurer's performance of duties under section 25.50, 2009 stats., as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the department of administration.

(3) TRANSFER OF MANAGEMENT SERVICE FUNCTIONS TO DEPARTMENT OF ADMINISTRATION.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of the state treasurer that are primarily related to management services, as determined by the secretary of administration, shall become the assets and liabilities of the department of administration.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of the state treasurer that are primarily related to management services, as determined by the secretary of administration, shall become the tangible personal property of the department of administration.

(c) *Contracts.* All contracts entered into by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to management services, as determined by the secretary of administration, remain in effect and are transferred to the department of administration. The department of administration shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(d) *Rules and orders.* All rules promulgated by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to management services, as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the department of administration. All orders issued by the office of the state treasurer in effect on the effective date of this paragraph that are primarily related to management services, as determined by the secretary of administration, remain in effect until their specified expiration date or until modified or rescinded by the department of administration.

(e) *Pending matters.* Any matter pending with the office of the state treasurer on the effective date of this paragraph that is primarily related to management services, as determined by the secretary of administration, is transferred to the department of administration and all materials submitted to or actions taken by the office of the state treasurer with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

SECTION 9152. Nonstatutory provisions; University of Wisconsin System.

(1c) SUPPLEMENTAL PAY PLANS DURING 2011−13 FISCAL BIENNIUM.

(a) *Board of Regents of the University of Wisconsin System.* During the 2011−13 fiscal biennium, the Board of Regents of the University of Wisconsin System may provide supplemental pay plans for all of its employees, other than employees assigned to the University of Wisconsin−Madison. The supplemental pay plans shall be in addition to any pay plan approved under section 230.12 (3) (e) 1. of the statutes. The board shall submit the plans to the joint committee on employment relations, and the plans may be implemented only upon approval of the committee. The board may not request supplemental funding under section 20.928 of the statutes to pay the costs of these plans and the board, under section 16.42 of the statutes, may not request any funding of increases in salary and fringe benefit costs provided in these plans.

(b) *Chancellor of the University of Wisconsin−Madison.* During the 2011−13 fiscal biennium, the chancellor of the University of Wisconsin−Madison may provide supplemental pay plans for all employees assigned to the University of Wisconsin−Madison. The supplemental pay plans shall be in addition to any pay plan approved under section 230.12 (3) (e) 1. of the statutes. The chancellor shall submit the plans to the Board of Regents of the University of Wisconsin System. If the board approves the plans, the chancellor shall submit the plans to the joint committee on employment relations and the plans may be implemented only upon approval of the committee. The board may not request supplemental funding under section 20.928 of the statutes to pay the costs of these plans and the board, under section 16.42 of the statutes, may not request any funding of increases in salary and fringe benefit costs provided in these plans.

Vetoed In Part

(1gc) INTERIM BIDDING PROCEDURES PENDING IMPLEMENTATION OF PROCEDURES. Notwithstanding sections 16.855 (23) and s. 36.11 (53) of the statutes, as created by this act, all construction work for each project that is constructed by or for the University of Wisconsin System that is exempted from compliance with the provisions of section 16.855 of the statutes under this act shall remain subject to the provisions of section 16.855 of the statutes until the procedures required under section 36.11 (53) of the statutes, as created by this act, become effective.

(1pc) TUITION.

(a) Notwithstanding section 36.27 (1) of the statutes, the Board of Regents of the University of Wisconsin System may not charge resident undergraduates enrolled in the 2011−12 or 2012−13 academic year academic fees that are more than 5.5 percent greater than the academic fees charged resident undergraduates in the previous academic year.

(b) The limit under paragraph (a) does not apply to differential tuition approved by the Board of Regents before June 1, 2011.

(1tc) STUDY.

(a) In this subsection:

1. "Board" means the Board of Regents of the system.

2. "System" means the University of Wisconsin System.

(b) There is created a Special Task Force on UW Restructuring and Operational Flexibilities to study the system. The task force shall consist of the following members:

1. Six members appointed by the speaker of the assembly, including 3 business or public leaders, 2 current or former system chancellors or board members, and one member of the assembly.

2. Six members appointed by the senate majority leader, including 3 business or public leaders, 2 current or former system chancellors, or board members, and one member of the senate.

3. One member of the senate appointed by the senate minority leader and one member of the assembly appointed by the minority leader in the assembly.

4. Two members appointed by the governor.

5. One member appointed by the cochairpersons of the joint committee on finance.

(c) The member appointed under paragraph (b) 5. shall serve as chairperson of the task force. The president of the system, the secretary of administration, and the legislative fiscal bureau shall provide staff services for the task force.

(d) In conducting its study, the task force shall address the following issues:

1. Whether there is a need to restructure the system and make recommendations as to a new governance structure.

2. How system employees and those system employees assigned to the University of Wisconsin−Madison would transition from the state personnel system to the new personnel systems.

3. Whether tuition flexibility can be extended to the system while ensuring access and affordability, and what role the legislature should have in establishing tuition.

4. How compensation plans for system employees should be determined in future biennia.

5. Additional operational flexibilities that could be provided to system institutions.

6. How articulation and the transfer of credits between system institutions could be improved.

(e) By January 1, 2012, the task force shall submit its report to the appropriate standing committees of the legislature, as determined by the speaker of the assembly and the president of the senate, in the manner provided under section 13.172 (3) of the statutes, and to the joint committee on finance.

(f) Section 15.04 (1) (c) of the statutes applies to the task force as if it were a committee created under that paragraph. Task force expenses shall be paid from the appropriation under section 20.855 (7) (a) of the statutes, as created by this act.

(2c) The legislative audit bureau shall prepare a financial and performance evaluation audit of the use of broadband services by the Board of Regents of the University of Wisconsin System and the board's relationship with Wisconsin's Research and Education Network, known as WiscNet. The audit shall examine issues of statutory compliance, competition, cost shifting, financing, collaboration, and access when considering the current structure and possible recommendations going forward. By January 1, 2013, the legislative audit bureau shall file its report as provided in section 13.94 (1) (b) of the statutes.

(3) SYSTEM ADMINISTRATION GENERAL PROGRAM OPERATIONS.

(a) In this subsection:

1. "Board" means the Board of Regents of the system.

2. "Reduction amount" means the difference between the total amounts shown in the schedule under section 20.005 (3) of the statutes for the appropriation under section 20.285 (3) (a) of the statutes for fiscal years 2009−10 and 2010−11 and the total amounts shown in the schedule under that appropriation for fiscal years 2011−12 and 2012−13.

3. "System" means the University of Wisconsin System.

(am) The board shall allocate the reductions in general purpose revenue appropriated to the system under this act to the institutions within the system based upon each institution's share of the system's general purpose revenue, academic fees, and nonresident tuition, exclud-

ing debt service, utilities, financial aid, separately budgeted tuition, and extension credit programs.

(b) No later than September 1, 2011, the board shall submit a plan to the secretary of administration and the joint committee on finance specifying the board's preferences for allocating the reduction amount among general program operations of the system administration. If the cochairpersons of the committee do not notify the board within 14 working days after the date of the board's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the plan may be implemented as proposed by the board. If, within 14 working days after the date of the board's submittal, the cochairpersons of the committee notify the board that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented only upon approval of the committee.

SECTION 9153. Nonstatutory provisions; Veterans Affairs.

(2i) RECOMMENDATIONS REGARDING VETERANS TRUST FUND. On or before June 30, 2012, the board of veterans affairs and the secretary of veterans affairs shall jointly provide recommendations regarding the adoption of a viable long−term funding source for the veterans trust fund. The department of veterans affairs shall submit the recommendations to the governor, the chief clerk of each house of the legislature for distribution to the chairs of the appropriate standing committees under section 13.172 (3) of the statutes, and the cochairpersons of the joint committee on finance.

(2j) INFORMATION REGARDING VETERANS TRUST FUND. In submitting information under section 16.42 of the statutes for purposes of the 2013−15 biennial budget act, the department of veterans affairs shall include an estimate of the amount of revenues that will be deposited into the veterans trust fund during that biennium and recommendations for amounts to be appropriated from the veterans trust fund for that biennium. The total amount that is recommended to be appropriated may not be greater than the estimate of the total amount to be deposited.

Vetoed In Part

SECTION 9154. Nonstatutory provisions; Workforce Development.

(1) LOCAL AGENCY REIMBURSEMENT CONTRACTS.

(a) *Positions and employees.* On the effective date of this paragraph, one position and the incumbent employee, if any, holding that position in the department of workforce development performing duties that are primarily related to local agency reimbursement contracts for programs administered by the department of children and families, as determined by the secretary of administration, are transferred to the department of children and families.

(b) *Employee status.* Any employee transferred under paragraph (a) has all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of children and families that he or she enjoyed in the department of workforce development immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(2c) PREVAILING WAGE EXEMPTION; NURSING HOME. Section 66.0903 of the statutes, as affected by this act, does not apply to a project of public works involving the erection, construction, repair, remodeling, or demolition of a nursing home in a county having a population of less than 50,000, the erection, construction, repair, remodeling, or demolition of which commences no later than one year after the effective date of this subsection.

SECTION 9155. Nonstatutory provisions; Other.

(1j) JUDICIAL COMPENSATION COMMISSION.

Vetoed In Part

(a) There is created a judicial compensation commission consisting of 2 members appointed by the governor, one member appointed by the president of the senate, one member appointed by the speaker of the assembly, one member appointed by the dean of the Marquette University Law School, one member appointed by the dean of the University of Wisconsin Law School, and one member appointed by the president of the State Bar of Wisconsin. The judicial compensation commission shall elect one of its members as chairperson. Members of the judicial compensation commission shall be reimbursed for expenses necessarily incurred as members of the judicial compensation commission.

(b) The judicial compensation commission shall review the salaries of the justices of the supreme court, court of appeals judges, and judges of circuit court. Not later than December 1, 2012, the judicial compensation commission shall submit a written report to the governor and the joint committee on employment relations that includes recommendations on salaries of the justices of the supreme court, court of appeals judges, and judges of circuit court.

(c) Notwithstanding section 20.923 (2) (b) of the statutes, for fiscal biennium 2013−15, the joint committee on employment relations shall review the recommendations submitted by the judicial compensation commission and shall approve the recommendations unless a majority of its members agree not to approve the recommendations. If a majority of members of the judicial compensation commission agree to modify the recommendations submitted by the judicial compensation commission, it shall state the reasons for the modifications in writing.

(d) Notwithstanding section 20.923 (2) (b) of the statutes, for the fiscal biennium 2013−15, the governor shall provide funding sufficient to implement the recommendations submitted by the judicial compensation commission and approved by the joint committee on employment relations under paragraph (c).

Vetoed In Part

If the salary adjustment approved by the joint committee on employment relations is less than the percentage increase of any across−the−board pay adjustments for any other position in the classified service, the annual salary adjustment for any supreme court justice or judge of the court of appeals or circuit court is increased to equal the percentage increase of the highest across−the−board pay adjustment provided for any position in the classified service.

(e) The director of state courts shall provide staff and support services to the judicial compensation commission.

(f) This subsection does not apply after December 1, 2012.

Vetoed In Part

(3c) STATE AGENCY ATTORNEY PAY PROGRESSION PLAN. The Wisconsin State Attorneys Association and the director of the office of state employment relations shall develop a pay progression plan for attorneys who are included in the collective bargaining unit under section 111.825 (1) (f) 3. of the statutes, to be funded from any salary savings resulting from hiring new attorneys to fill the positions of attorneys who will retire from state employment during the 2011−13 fiscal biennium. The plan shall include a detailed description of how a pay progression system would be structured and administered and the fiscal cost of the pay progression system in the 2011−13 fiscal biennium, by fund source, and the projected costs of the pay progression system in the succeeding 4 fiscal biennia. Before October 1, 2011, the Wisconsin State Attorneys Association and the director of the office of state employment relations shall submit the proposed plan to the joint committee on finance. If the cochairpersons of the joint committee on finance do not notify the Wisconsin State Attorneys Association and the director of the office of state employment relations within 14 working days after the date of the submittal of the plan that the committee has scheduled a meeting to review the plan, the plan may be implemented as proposed by the Wisconsin State Attorneys Association and the director of the office of state employment relations. If, within 14 days after the date of the submittal of the plan, the cochairpersons of the committee notify the Wisconsin State Attorneys Association and the director of the office of state employment relations that the committee has scheduled a meeting to review the plan, the plan may only be implemented as approved by the committee.

(3f) PAYMENT OF BROWNFIELDS GRANT PROGRAM ENCUMBRANCES. The Wisconsin Economic Development Corporation shall pay from the appropriation account under section 20.192 (1) (r) of the statutes, as created by this act, the outstanding encumbrances under section 20.143 (1) (qm), 2009 stats., for grants under section 560.13, 2009 stats.

Vetoed In Part

(3g) BROWNFIELD SITE ASSESSMENT GRANTS. The Wisconsin Economic Development Corporation shall give priority in awarding brownfield site assessment grants under section 238.133 of the statutes, as affected by this act, in fiscal year 2011−12 to applicants that would have been on the funding list of the department of natural resources for awards for fiscal year 2010−11 for brownfield site assessment grants under section 292.75, 2009 stats.

Vetoed In Part

(3r) WAGE INCREASE FOR INITIAL COLLECTIVE BARGAINING AGREEMENT.

(a) In this subsection:

1. "Consumer price index change" has the meaning given in section 111.81 (3n) of the statutes.

2. "General employee" has the meaning given in section 111.81 (9g) of the statutes, as affected by this act.

(b) Notwithstanding section 111.91 (3) (b) of the statutes, as affected by this act, in the first collective bargaining agreement that it negotiates after the effective date of this paragraph with each collective bargaining unit containing a general employee, the state is prohibited from bargaining with respect to a proposal that does any of the following:

1. If there is an increase in the consumer price index change, provides for total base wages for authorized positions in the proposed collective bargaining agreement that exceed the total base wages for authorized positions 180 days before July 1, 2011, by a greater percentage than the consumer price index change.

2. If there is a decrease or no change in the consumer price index change, provides for any change in total base wages for authorized positions in the proposed collective bargaining agreement from the total base wages for authorized positions 180 days before July 1, 2011.

SECTION 9201. Fiscal changes; Administration.

(1q) TRANSFER FROM GENERAL FUND TO TRANSPORTATION FUND. In addition to the transfer required under section 16.5185 of the statutes, as created by this act, during the 2011−13 fiscal biennium, the secretary of administration shall transfer $125,000,000 from the general fund to the transportation fund.

SECTION 9203. Fiscal changes; Agriculture, Trade and Consumer Protection.

(1f) FERTILIZER RESEARCH FUNDING. In fiscal year 2012−13, the department of agriculture, trade and consumer protection shall transfer from the agrichemical management fund to the appropriation account under section 20.115 (7) (h) of the statutes an amount equal to 7 cents per ton of fertilizer sold or distributed in this state during the 12 months ending on June 30, 2012.

SECTION 9210. Fiscal changes; Commerce.

(1) PETROLEUM INSPECTION FUND TRANSFER TO THE TRANSPORTATION FUND. There is transferred from the petroleum inspection fund to the transportation fund $19,500,000 in each fiscal year of the 2011−13 fiscal biennium.

(2) ECONOMIC DEVELOPMENT TRANSFER. The unencumbered balances in the appropriation accounts under

section 20.143 (1) (a), (b), (bk), (bt), (c), (cf), (d), (dr), (e), (em), (er), (ew), (fi), (fj), (fy), (g), (gc), (gh), (gm), (gv), (h), (hm), (hr), (ie), (ig), (io), (ir), (k), (k), (kb), (kf), (kg), (kh), (kj), and (kt) of the statutes are transferred to the appropriation account under section 20.192 (1) (k) of the statutes.

(2q) MANUFACTURED HOUSING REHABILITATION AND RECYCLING PROGRAM. The unencumbered balance in the appropriation account under section 20.143 (1) (jp) of the statutes is transferred to the appropriation account under section 20.165 (2) (j) of the statutes, as affected by this act.

(3) ECONOMIC DEVELOPMENT TRANSFER; FEDERAL MONEYS. The unencumbered balances in the appropriation accounts under section 20.143 (1) (m), (mr), (n), and (o) of the statutes are transferred to the appropriation account under section 20.192 (1) (m) of the statutes.

SECTION 9218. Fiscal changes; Government Accountability Board.

(3i) WISCONSIN ELECTION CAMPAIGN FUND TRANSFER. On the effective date of this subsection, the unencumbered balance in the Wisconsin election campaign fund is transferred to the general fund.

(3j) DEMOCRACY TRUST FUND TRANSFER. On the effective date of this subsection, the unencumbered balance in the democracy trust fund is transferred to the general fund.

SECTION 9219. Fiscal changes; Governor.

(1u) APPROPRIATION LAPSES AND REESTIMATES. The governor shall take actions during the 2011−13 and 2013−15 fiscal biennia to ensure that from general purpose revenue appropriations to the office of the governor under section 20.525 of the statutes an amount equal to $582,200 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both, in each fiscal biennium.

SECTION 9224. Fiscal changes; Housing and Economic Development Authority.

(1f) TRANSFER OF SURPLUS TO GENERAL FUND. Notwithstanding section 234.165 (2) of the statutes, the Wisconsin Housing and Economic Development Authority shall pay to the state in fiscal year 2011−12 $900,000 of its actual surplus under section 234.165 of the statutes and in fiscal year 2012−13 shall pay to the state $900,000 of its actual surplus under section 234.165 of the statutes. The amount paid to the state under this subsection shall be deposited in the general fund.

SECTION 9230. Fiscal changes; Legislature.

(1) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons of the joint committee on legislative organization shall take actions during the 2011−13 and 2013−15 fiscal biennia to ensure that from general purpose revenue appropriations to the legislature under section 20.765 of the statutes an amount equal to $9,232,200 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both, in each fiscal biennium.

SECTION 9235. Fiscal changes; Natural Resources.

(8) ALL−TERRAIN VEHICLE PROGRAM LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (5) (cv) of the statutes there is lapsed to the conservation fund $1,299,900 in fiscal year 2011−12.

SECTION 9245. Fiscal changes; Supreme Court.

(2f) APPROPRIATION LAPSES AND REESTIMATES. The chief justice of the supreme court, acting as administrative head of the judicial system, shall take actions during the 2011−13 and 2013−15 fiscal biennia to ensure that from general purpose revenue and program revenue appropriations to the circuit courts under section 20.625 of the statutes, to the court of appeals under section 20.660 of the statutes, and to the supreme court under 20.680 of the statutes an amount equal to $16,960,400 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both, in each fiscal biennium.

SECTION 9253. Fiscal changes; Veterans Affairs.

(1i) FUND TRANSFER. There is transferred from the general fund to the veterans trust fund $5,000,000 in fiscal year 2011−12.

(1j) APPROPRIATION FOR MILITARY FUNERAL HONORS. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of veterans affairs under section 20.485 (2) (dm) of the statutes, as affected by the acts of 2009 and 2011, the dollar amount is increased by $68,900 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purpose for which the appropriation is made. **Vetoed In Part**

(2u) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND.

(a) On June 30 of 2012 and 2013, the department of veterans affairs may transfer all or part of the unencumbered balance of any of the appropriations under section 20.485 (1) (g), (gd), (gk), or (i) of the statutes from the general fund to the veterans trust fund.

(b) The department of veterans affairs may not transfer money under this subsection unless it first notifies the joint committee on finance in writing of the proposal. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may transfer the money. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may transfer the money only upon approval of the committee. A proposal as submitted by the department is approved unless a majority of the mem-

bers of the committee who attend the meeting to review the proposal vote to modify or deny the proposal.

SECTION 9255. Fiscal changes; Other.

(1) LAPSE OF UNENCUMBERED MONEYS FROM STATE AGENCY GENERAL PURPOSE REVENUE AND PROGRAM REVENUE APPROPRIATION ACCOUNTS.

(a) In this subsection, "executive branch state agency" means any office, department, or independent agency in the executive branch of state government.

(b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to paragraph (e), the secretary of administration shall lapse to the general fund from the unencumbered balances of general purpose revenue and program revenue appropriations to executive branch state agencies, other than sum sufficient appropriations and appropriations of federal revenues, an amount equal to $174,300,000 in the 2011−13 fiscal biennium and $174,300,000 in the 2013−15 fiscal biennium. Before lapsing any moneys under this paragraph, the secretary shall develop a plan for lapsing the moneys and shall submit the plan to the joint committee on finance. If the cochairpersons of the joint committee on finance do not notify the secretary within 14 working days after the date of the submittal of the plan that the committee has scheduled a meeting to review the plan, the plan may be implemented by the secretary. If, within 14 days after the date of the submittal of the plan, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting to review the plan, moneys may be lapsed only after the plan has been approved by the committee.

(c) Subject to paragraph (e), the secretary of administration shall lapse to the general fund, from the unencumbered balances of program revenue appropriations to the following executive branch state agencies, and the courts, the following amounts in each fiscal year of each fiscal biennium indicated:

Agency	2011−13 Fiscal Biennium	2013−15 Fiscal Biennium
Administration	$ 7,041,200	$ 7,041,200
Aging and Long−Term Care	103,700	103,700
Agriculture, Trade and Consumer Protection	1,461,100	1,461,100
Child Abuse and Neglect Prevention	228,400	228,400
Children and Families	578,000	578,000
Corrections	765,800	765,800
District Attorneys	40,800	40,800
Educational Communications Board	13,700	13,700
Employment Relations Commission	41,000	41,000
Financial Institutions	1,417,500	1,417,500
Government Accountability Board	38,600	38,600
Health Services	13,510,200	13,510,200
Justice	1,984,900	1,984,900
Military Affairs	569,800	569,800
Natural Resources	2,800,500	2,800,500
Office of State Employment Relations	692,600	692,600
Public Defender Board	117,800	117,800
Public Instruction	2,359,200	2,359,200
Public Service Commission	91,200	91,200
Regulation and Licensing	3,252,300	3,252,300
Revenue	1,107,800	1,107,800
Secretary of State	50,600	50,600

Tourism	3,600	3,600
Wisconsin Technical College System	57,100	57,100
Workforce Development	2,978,800	2,978,800

(d) Subject to paragraph (e), the secretary of administration shall lapse to the general fund, from the unencumbered balances of general purpose revenue and program revenue appropriations to the following executive branch state agencies, the following amounts in each fiscal year of each fiscal biennium indicated:

Agency	2011−13 Fiscal Biennium	2013−15 Fiscal Biennium
Administration	$ 291,600	$ 236,800
Aging and Long−Term Care	26,300	15,000
Agriculture, Trade and Consumer Protection	273,800	130,300
Children and Families	178,200	14,200
Corrections	8,701,100	133,400
District Attorneys	513,900	2,500
Educational Communications Board	20,400	−0−
Financial Institutions	120,000	120,000
Government Accountability Board	11,600	1,600
Health Services	1,937,000	99,300
Higher Educational Aids Board	6,700	−0−
Historical Society	89,500	11,900
Justice	454,600	55,400
Military Affairs	84,500	31,700
Natural Resources	427,900	207,500
Office of State Employment Relations	1,100	1,100
Public Defender Board	632,600	900
Public Instruction	291,700	74,000
Regulation and Licensing	268,500	268,500
Revenue	928,800	80,500
Secretary of State	600	600
Tourism	12,600	−0−
Transportation	14,400	14,400
Wisconsin Technical College System	23,200	8,000
Workforce Development	124,800	8,200

(e) 1. The secretary of administration may not lapse moneys under paragraphs (b), (c), and (d) if the lapse would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse would violate the federal or state constitution. The secretary also may not lapse any amount from program revenue appropriations under section 20.285 of the statutes.

2. For the purpose of submitting information under section 16.42 of the statutes for purposes of preparing the 2013−15 biennial budget bill, each executive branch state

agency subject to paragraph (d) shall adjust its base general purpose revenue appropriation levels to reflect the general purpose revenue lapses under paragraph (d).

SECTION 9301. Initial applicability; Administration.

(3) CONTRACTING INELIGIBILITY. The treatment of section 16.705 (9) of the statutes first applies to awards for contracts given on the effective date of this subsection.

Vetoed In Part

(3f) BIDDING THRESHOLD FOR UNIVERSITY OF WISCONSIN SYSTEM . The renumbering of section 16.75 (1) (b) and (2m) (b) of the statutes and the creation of section 16.75 (1) (b) 2. and (2m) (b) 2. of the statutes first applies with respect to bids or proposals solicited on the effective date of this subsection.

(3j) GRANT TO MILWAUKEE COUNTY. The repeal of section 16.964 (12) (bt) of the statutes takes effect on July 1, 2012.

SECTION 9308. Initial applicability; Children and Families.

(1) ORDER OF DISTRIBUTION OF CHILD SUPPORT PAYMENTS. The treatment of section 767.511 (6) (intro.) of the statutes first applies to payments for child support that are received on the effective date of this subsection.

(2) SOCIAL SECURITY NUMBERS IN PATERNITY ACTIONS. The treatment of section 767.215 (5) (a) (intro.) and (am) of the statutes first applies to paternity actions that are commenced on the effective date of this subsection.

(3) SOCIAL SECURITY NUMBERS OF MINOR CHILDREN. The treatment of section 767.215 (5) (a) 2. of the statutes first applies to petitions that are filed on the effective date of this subsection.

(4) MISCELLANEOUS WISCONSIN WORKS PARTICIPATION CHANGES. The treatment of sections 49.147 (4) (as) and (5) (bs) (by SECTION 1357), 49.148 (1) (b) 1., 1m. d., and 3. and (c) (by SECTION 1361) and (4) (b), 49.1515 (title), (2), and (3), and 49.153 (1) (am), (bm), and (c) and (2) of the statutes first applies to individuals participating in Wisconsin Works on the effective date of this subsection.

(5c) NO CHILD CARE SUBSIDY FOR PARENT WHO IS CHILD CARE PROVIDER. The renumbering and amendment of section 49.155 (3m) (d) of the statutes and the creation of section 49.155 (3m) (d) 2., 3., and 4. of the statutes first apply to child care services provided for a child who first receives child care services under the program under section 49.155 of the statutes on the effective date of this subsection.

(5i) TIME LIMITS UNDER WISCONSIN WORKS. The treatment of sections 49.147 (3) (c), (4) (b), and (5) (b) (intro.), 1m., 2., 2m., 3., and 4. and (bs) (by SECTION 1357f), 49.148 (1) (c) (by SECTION 1361f) and (1m) (c) (intro.), and 49.151 (1) (b) of the statutes first applies to individuals participating in Wisconsin Works on the effective date of this subsection.

SECTION 9309. Initial applicability; Circuit Courts.

(1d) COSTS OF BLOOD WITHDRAWALS. The treatment of sections 814.63 (3m), 814.65 (4m), and 973.06 (1) (j) of the statutes first applies to a blood withdrawal that occurs on the effective date of this subsection.

(1f) CHIROPRACTOR PAYMENTS. The treatment of section 895.453 of the statutes first applies to chiropractic services provided on the effective date of this subsection.

(1g) SMALL CLAIMS COURT JURISDICTIONAL AMOUNT. The treatment of sections 799.01 (1) (c), (cr), and (d) (intro.) and (2) of the statutes first applies to actions commenced on the effective date of this subsection.

SECTION 9310. Initial applicability; Commerce.

(1i) RULES INCREASING DWELLING CONSTRUCTION COSTS. The treatment of sections 227.137 (3) (f) and 227.19 (4) (d) 7., (5) (c), (d), (dm), (e), (em), (fm), and (g) (title), and (6) (title) and (a) (intro.) of the statutes first applies to a proposed administrative rule submitted to the legislative council staff under section 227.15 (1) of the statutes on the effective date of this subsection.

SECTION 9315. Initial applicability; Employee Trust Funds.

Vetoed In Part

(2q) PAYMENT OF EMPLOYEE REQUIRED CONTRIBUTIONS. The treatment of sections 13.111 (2), 40.02 (27), 40.05 (1) (a) (intro.), 1., 2., 3., and 4. and (b), (2m), and (2n), 40.32 (1), 59.875, 62.623, and 66.0518 of the statutes and SECTION 9115 (2q) of this act first apply to employees who are covered by a collective bargaining agreement that contains provisions inconsistent with those sections on the day on which the agreement expires or is terminated, extended, modified, or renewed, whichever occurs first.

Vetoed In Part

SECTION 9317. Initial applicability; Financial Institutions.

(1f) METHOD OF CALCULATING INTEREST. The treatment of section 138.045 of the statutes first applies, retroactively, to all existing notes, bonds, or other instruments, regardless of their origination date.

(1u) FINANCIAL INSTITUTION AFFILIATES. The treatment of sections 138.09 (1a) (a) and 138.14 (3) of the statutes first applies to loans made by affiliates of banks, savings banks, savings and loan associations, trust companies, or credit unions on the effective date of this subsection.

(2u) PAYDAY LOANS. The treatment of section 138.14 (1) (bd), (be), (k) 1. and 2., (7) (e) 6., (9g) (a) 6., (9m), (9r) (c) 4., (10) (a) 2. and (am), (12) (b), and (14) (d) 4., (h), and (j) of the statutes, the renumbering and amendment of section 138.14 (11g) of the statutes, and the creation of section 138.14 (11g) (b) of the statutes first apply to payday loans, as defined in section 138.14 (1) (k) of the statutes, as affected by this act, made on the effective date of this subsection.

(3u) MOTOR VEHICLE TITLE LOANS. The treatment of section 138.16 (1) (a), (bm), and (c), (1m), (3), and (4) of the statutes, the renumbering and amendment of section 138.16 (2) of the statutes, and the creation of section 138.16 (2) (b) of the statutes first apply to title loans, as defined in section 138.16 (1) (c) of the statutes, as affected by this act, made on the effective date of this subsection.

SECTION 9321. Initial applicability; Health Services.

(1) PAYMENT FOR SERVICES FOR RENAL DISEASE. The treatment of section 49.68 (3) (b) and (e) of the statutes first applies to services that are provided on the effective date of this subsection.

(3) CONGENITAL TESTING FEES; RULES. The treatment of section 253.13 (2) of the statutes first applies to tests specified under section 253.13 of the statutes that are submitted to the state laboratory of hygiene on the effective date of this subsection.

(4) PATIENT HEALTH CARE RECORDS FEES. The treatment of sections 146.83 (1d), (1f) (a), (b), (c), and (d) 1. and 2., (1g), (1h) (a), (b), and (c), (1k), and (3f), 146.84 (2) (a) 1., and 908.03 (6m) (c) 3. of the statutes, the renumbering of section 146.83 (1m) of the statutes, and the creation of section 146.83 (1m) (b) of the statutes first apply to requests to inspect patient health care records and requests for copies of patient health care records that are made on the effective date of this subsection.

SECTION 9325. Initial applicability; Insurance.

(2f) DEPENDENT COVERAGE. The treatment of sections 49.67 (3) (am) 2. b. and 632.885 (1) (a), (af), (ar), and (at), (2) (a) (intro.), 1., 2., and 3., (b) (intro.) and 2., and (c), (3), (3m), and (4) of the statutes first applies to all of the following:

(a) Except as provided in paragraphs (b) and (c), health insurance coverage that is newly issued or renewed, and self−insured governmental or school district health plans that are newly established, extended, modified, or renewed, on the effective date of this paragraph.

(b) Health insurance coverage covering employees who are affected by a collective bargaining agreement containing provisions inconsistent with this act that is newly issued or renewed on the earlier of the following:

1. The day on which the collective bargaining agreement expires.

2. The day on which the collective bargaining agreement is extended, modified, or renewed.

(c) Self−insured governmental or school district health plans covering employees who are affected by a collective bargaining agreement containing provisions inconsistent with this act that are newly established, extended, modified, or renewed on the earlier of the following:

1. The day on which the collective bargaining agreement expires.

2. The day on which the collective bargaining agreement is extended, modified, or renewed.

SECTION 9332. Initial applicability; Local Government.

(1c) DISCIPLINARY PROVISIONS FOR POLICE AND FIRE PERSONNEL IN CITIES OTHER THAN MILWAUKEE. The treatment of section 111.70 (4) (c) 2. a. and b. and (mc) 1., 2., and 3. of the statutes first applies to an employee who is covered by a collective bargaining agreement on the day on which the collective bargaining agreement expires or is extended, modified, or renewed, whichever occurs first.

(1q) COLLECTIVE BARGAINING; MUNICIPAL EMPLOYEES. The treatment of sections 66.0506, 111.70 (1) (a), (f), (fm), (n), and (p), (2), (3) (a) 3., 5., 6., 7m., and 9. and (b) 6m., (3m), (3p), (4) (bm), (c) 2., (cg), (d) 2. a. and 3. b., and (p), (mb) 2. b., and (mbb), (7m) (c) 1. a., and (8) (a), 111.71 (2), (4m), and (5m), 111.77 (9), and 904.085 (2) (a) of the statutes first applies to employees who are covered by a collective bargaining agreement under subchapter IV of chapter 111 of the statutes that contains provisions inconsistent with those sections on the day on which the agreement expires or is terminated, extended, modified, or renewed, whichever occurs first.

(1r) ARBITRATION UNDER MERA. The treatment of sections 111.70 (4) (jm) 4w. and 5. (intro.) of the statutes, the renumbering and amendment of section 111.77 (6) of the statutes, and the creation of section 111.77 (6) (am) of the statutes first apply to a petition for arbitration that is filed on the effective date of this subsection.

(1u) LIMITATION ON PERFORMANCE OF CONSTRUCTION PROJECTS BY LOCAL GOVERNMENTS. The treatment of sections 59.52 (30), 62.15 (1d), and 66.0901 (11) of the statutes first applies to projects for which construction is commenced on the effective date of this subsection.

(2i) METROPOLITAN SEWERAGE DISTRICT COMMISSIONER PER DIEMS. The treatment of section 200.09 (1) and (7) of the statutes first applies to a commissioner who is appointed or reappointed on the effective date of this subsection, except that if a commission specifies by resolution a per diem amount that is at least equal to the per diem amount that is paid before the resolution takes effect, the amount specified in the resolution applies to a commissioner on the effective date of that resolution.

(2q) ROOM TAX; EXPENDITURE BY A TOURISM ENTITY. The treatment of section 66.0615 (1m) (d) 7. of the statutes first applies to room tax revenue that is paid to a municipality on the effective date of this subsection.

(2r) HEALTH CARE COVERAGE PLAN SELECTION UNDER MERA. The treatment of section 111.70 (4) (mc) 6. of the statutes first applies to an employee who is covered by a collective bargaining agreement under subchapter IV of chapter 111 of the statutes when the collective bargaining agreement expires or is extended, modified, or renewed, whichever occurs first.

SECTION 9335. Initial applicability; Natural Resources.

(1) STEWARDSHIP ACQUISITION COSTS. The treatment of section 23.0917 (7) (a), (b), (d) (intro.), and (e) 1. of the statutes, the renumbering and amendment of section 23.0917 (7) (c) of the statutes, and the creation of section 23.0917 (7) (c) 1. of the statutes first apply to applications for grants, state aid, or funding that are submitted to the department of natural resources on July 1, 2011, and that have not been approved or denied by the department of natural resources on or before the effective date of this subsection.

(1u) LAKE MANAGEMENT PLANNING GRANTS. The treatment of section 281.68 (2) (a) of the statutes first applies to grants for which applications are submitted on July 1, 2011.

(2) STEWARDSHIP ACQUISITIONS.

(a) The treatment of section 23.0917 (5t) of the statutes first applies to applications for grants and state aid that are submitted to the department of natural resources on the effective date of this paragraph.

(b) The treatment of section 23.0917 (5t) of the statutes first applies to acquisitions that are submitted to the governor for his or her approval on the effective date of this paragraph.

SECTION 9337. Initial applicability; Public Instruction.

(3) EXTEND MILWAUKEE PARENTAL CHOICE PROGRAM TO PERMIT PRIVATE SCHOOLS LOCATED IN MUNICIPALITIES IN ADDITION TO THE CITY OF MILWAUKEE TO PARTICIPATE; PUPILS. The treatment of section 119.23 (2) (a) (intro.) of the statutes, with respect to the location of a private school, first applies to pupils who participate in the program under section 119.23 of the statutes, as affected by this act, in the 2011−12 school year.

(4) EXTEND MILWAUKEE PARENTAL CHOICE PROGRAM TO PERMIT PRIVATE SCHOOLS LOCATED IN MUNICIPALITIES IN ADDITION TO THE CITY OF MILWAUKEE TO PARTICIPATE; PARTICIPATING PRIVATE SCHOOLS. The treatment of section 119.23 (7) (d) 1. of the statutes first applies to private schools participating in the program under section 119.23 of the statutes, as affected by this act, in the 2011−12 school year.

(5q) MILWAUKEE PARENTAL CHOICE PROGRAM AND CHOICE PROGRAMS IN OTHER ELIGIBLE SCHOOL DISTRICTS; PROGRAM PAYMENTS AND APPLICATIONS. The treatment of sections 119.23 (3) (a), (4) (b) (intro.), (bg), (c), and (d) and (10) (d) of the statutes, the renumbering and amendment of section 119.23 (4m) of the statutes, and the creation of sections 118.60 (4) (bg) and 119.23 (4m) (a) and (b) of the statutes first apply to applications to attend a private school and payments made to a private school participating in the program under section 119.23 of the statutes in the 2012−13 school year.

(5r) MILWAUKEE PARENTAL CHOICE PROGRAM; PROGRAM AUDITS. The treatment of section 119.23 (7) (am) 1. and 2. of the statutes first applies to audits performed of a private school participating in the program under section 119.23 of the statutes in the 2012−13 school year.

SECTION 9341. Initial applicability; Revenue.

(1) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. The treatment of sections 71.07 (3p) (c) 2. and 4., 71.28 (3p) (c) 2. and 4., and 71.47 (3p) (c) 2. and 4. of the statutes first applies to taxable years beginning after December 31, 2010.

(1i) COUNTY AND MUNICIPAL AID PAYMENTS. The treatment of sections 20.835 (1) (b), (f), (m), and (q), 25.50 (3) (b), 33.32 (3) (b), 48.561 (3) (a) 3. and (b), 79.01 (2d) and (4), 79.015, 79.02 (2) (b) and (3) (a), (b), (c), and (d) and (4), 79.03, 79.035 (2), (4), and (5), 79.043 (1), (2), (3), (4), (5), and (6), 79.058, and 79.06 of the statutes, the amendment of sections 20.835 (1) (db) and 79.035 (1) of the statutes, and the repeal and recreation of sections 20.835 (1) (db) and 79.035 (1) of the statutes first apply to county and municipal aid payments distributed in 2012.

(2) EXPENDITURE RESTRAINT PAYMENTS. The treatment of section 79.05 (1) (am) of the statutes first applies to payments made in 2013.

(3u) AMERICAN RED CROSS, BADGER CHAPTER CHECKOFF. The treatment of section 71.10 (5k) of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after July 31 the treatment of section 71.10 (5k) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(4) COMBINED REPORTING ELECTION. The treatment of section 71.255 (2m) (d) of the statutes first applies retroactively to taxable years beginning on January 1, 2009.

(4d) STUDENT HOUSING FACILITIES PROPERTY TAX EXEMPTION. The treatment of section 70.11 (intro.) and (3m) of the statutes first applies to the property tax assessments as of January 1, 2013. **Vetoed In Part**

(5f) SUBTRACT MODIFICATION, EDVEST. The treatment of section 71.05 (6) (b) 28. h., 32. (intro.), and 33. (intro.) of the statutes first applies to taxable years beginning on January 1, 2011.

SECTION 9346. Initial applicability; Technical College System.

(1) FEE REMISSION. The treatment of section 38.24 (7) (bg) and (8) (bg) of the statutes (with respect to fees paid under federal law) first applies to a student who is enrolled in the spring 2010 semester.

(2) TUITION EXEMPTION FOR ALIENS. The treatment of section 38.22 (6) (e) of the statutes first applies to persons who enroll for the semester or session following the effective date of this subsection.

(3f) CAPITAL EXPENDITURES. The treatment of section 38.15 (3) (e) of the statutes first applies to district board resolutions adopted on the effective date of this subsection.

SECTION 9348. Initial applicability; Transportation.

(1) COMMERCIAL MOTOR VEHICLES.

(a) The treatment of sections 341.10 (16) and (17) and 341.63 (1) (f) and (1m) of the statutes first applies with respect to notices or identifications received by the department of transportation on the effective date of this subsection.

(b) The treatment of sections 341.405 (3m) (c), 341.41 (7), and 341.63 (1r) of the statutes first applies to applications received by the department of transportation on the effective date of this subsection.

(c) The treatment of sections 343.315 (2) (h) and 343.44 (1) (c) of the statutes first applies to violations committed on the effective date of this subsection, but does not preclude the counting of other violations as prior violations for purposes of administrative action by the department of transportation or sentencing by a court.

(d) The treatment of section 341.63 (3) (b) of the statutes first applies with respect to federal out−of−service orders issued on the effective date of this subsection.

(2) CERTIFICATES OF TITLE. The renumbering and amendment of section 342.09 (1) of the statutes and the creation of section 342.09 (1) (b) of the statutes first apply to applications for certificates of title that are submitted on the effective date of this subsection.

(3) DRIVING SKILLS TEST FEE. The amendment of section 343.21 (2) (a) of the statutes first applies to driving skills test fees paid on the effective date of this subsection.

(5) MOTOR VEHICLE ENVIRONMENTAL IMPACT FEE. The treatment of sections 25.40 (1) (a) 3. and 5m., 25.46 (19), 84.59 (2) (b), and 342.14 (1), (1r), and (3) of the statutes first applies to fees collected by the department of transportation on the effective date of this subsection.

(6) MAJOR HIGHWAY PROJECTS. The treatment of sections 13.489 (1m) (f), (4) (d), and (4m), 84.013 (1) (a) (intro.), 1., 2. (intro.), a., and b., 2m., and 3., (2m), and (3) (ad), 85.05, and 227.01 (13) (yc) (as it relates to major highway projects) of the statutes first applies to highway projects which the department of transportation determines should be initially identified as major highway projects meeting the criterion described in section 84.013 (1) (a) 2m. of the statutes, as created by this act.

SECTION 9352. Initial applicability; University of Wisconsin System.

(1) FEE REMISSION. The treatment of section 36.27 (3n) (bg) and (3p) (bg) of the statutes (with respect to fees paid under federal law) first applies to a student who is enrolled in the spring 2010 semester.

(2) TUITION EXEMPTION FOR ALIENS. The treatment of section 36.27 (2) (cr) of the statutes first applies to persons who enroll for the semester or session following the effective date of this subsection.

SECTION 9354. Initial applicability; Workforce Development.

(1q) WAITING PERIOD FOR UNEMPLOYMENT INSURANCE BENEFITS. The treatment of sections 108.02 (26m) and 108.04 (3) of the statutes first applies with respect to benefit years beginning after December 31, 2011.

(1u) PREVAILING WAGES AND HOURS OF LABOR.

(a) The treatment of sections 19.36 (12), 66.0903 (3) (av), 66.0904, 103.49 (3) (ar), 103.50 (4m), 103.503 (title), (1) (a), (c), (e), and (g), (2), and (3) (a) 2., 104.001 (3) (am), 109.09 (1), 111.322 (2m) (c), 227.01 (13) (t), and 946.15 (title), (1), (2), (3), and (4) of the statutes first applies to a project proposal that is accepted by a local governmental unit on the effective date of this paragraph.

(b) The treatment of sections 66.0903 (4) (b) (intro.) and 1. and (5) (b), 103.49 (2m) (b) (intro.) and 1. and (3g) (b), and 103.50 (2m) (b) (intro.) and 1. of the statutes first applies to work performed on the effective date of this paragraph, except that, if that work is performed under a contract that contains provisions that are inconsistent with those sections, the treatment of those sections first applies to work performed on the day on which that contract expires or is extended, modified, or renewed, whichever occurs first.

(c) The treatment of sections 66.0903 (10) (c) and 103.49 (5) (c) of the statutes first applies, with respect to a request for the inspection of the payroll records for a project of public works, to a project of public works contracted for on the effective date of this paragraph.

(d) The treatment of sections 66.0903 (10) (am) and 103.49 (5) (am) of the statutes first applies to work performed on the effective date of this paragraph, except that, if that work is performed under a contract that contains provisions that are inconsistent with those sections, the treatment of those sections first applies to work performed on the day on which that contract expires or is extended, modified, or renewed.

(f) The treatment of sections 66.0903 (2) (c) and (5) (f) and (g) and 103.49 (1m) (b) and (3g) (g) and (h) of the statutes first applies to a contract for the erection, construction, remodeling, repair, or demolition of a project entered into, or extended, modified, or renewed, on the effective date of this paragraph.

(2q) FAILURE OR REFUSAL TO TAKE TEST FOR PRESENCE OF ILLEGAL DRUGS. The treatment of sections 108.04 (8) (b) and (13) (cm) and 108.09 (4r) of the statutes first applies with respect to weeks of unemployment beginning after the effective date of this subsection.

SECTION 9355. Initial applicability; Other.

(1f) TENANT PROTECTIONS IN FORECLOSURE. The treatment of sections 704.35 (3) and 846.35 of the statutes first applies to foreclosure actions that are commenced on the effective date of this subsection.

(2f) RENTAL AGREEMENTS REGARDING FORECLOSURE. The treatment of section 704.35 (2) of the statutes first applies to rental agreements that are entered into on the effective date of this subsection.

SECTION 9400. Effective dates; general. Except as otherwise provided in SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2011, or on the day after publication, whichever is later.

SECTION 9401. Effective dates; Administration.

(1) CHILD CARE FACILITIES FOR STATE EMPLOYEES. The treatment of sections 13.48 (2) (b) 4., and (j), 16.841, 16.85 (1) (by SECTION 267), 20.505 (5) (ka), and 20.865 (2) (am), (gm), and (qm) of the statutes takes effect on September 1, 2011.

(1f) PENALTY SURCHARGE DEFICIT; REPORT. The repeal of s. 16.513 (3) (bn) takes effect on July 1, 2013.

(2i) ENUMERATION OF STATE BUILDING PROJECTS. The treatment of section 20.924 (1) (b) (by SECTION 815i) of the statutes takes effect on July 1, 2002, or upon completion of acquisition of property sufficient for the construction of a facility to meet the space needs of the state law library, the legislative reference bureau library, and the legislative and judicial branch agencies and support staffs.

SECTION 9408. Effective dates; Children and Families.

(1d) REDUCTION IN CHILD'S AGE FOR CARETAKER OF NEWBORN GRANT. The treatment of section 49.148 (1m) (a) 1. of the statutes takes effect on January 1, 2012.

(3f) TRANSITIONAL JOBS DEMONSTRATION PROJECT. The treatment of sections 49.143 (2r) and 106.14 (2) of the statutes, the repeal of section 49.162 of the statutes, and SECTIONS 3568, 3569, and 3570 of this act take effect on July 1, 2013.

(3i) MISCELLANEOUS WISCONSIN WORKS PARTICIPATION CHANGES. The treatment of sections 49.147 (4) (as) and (5) (bs) (by SECTION 1357), 49.148 (1) (b) 1., 1m. d., and 3. and (c) (by SECTION 1361) and (4) (b), 49.1515 (title), (2), and (3), and 49.153 (1) (am), (bm), and (c) and (2) of the statutes and SECTION 9308 (4) of this act take effect on October 1, 2011.

(3j) TIME LIMITS UNDER WISCONSIN WORKS. The treatment of sections 49.147 (3) (c), (4) (b), and (5) (b) (intro.), 1m., 2., 2m., 3., and 4. and (bs) (by SECTION 1357f), 49.148 (1) (c) (by SECTION 1361f) and (1m) (c) (intro.), and 49.151 (1) (b) of the statutes and SECTION 9308 (5i) of this act take effect on January 1, 2012.

(3q) WISCONSIN WORKS CASE MANAGEMENT SERVICES. The treatment of sections 49.147 (2) (a) 1. and 2., (am), and (b), 49.152 (1) and (3) (a), and 49.159 (3) of the statutes takes effect on January 1, 2012.

SECTION 9417. Effective dates; Financial Institutions.

(1) INVESTMENT ADVISER REGISTRATION. The treatment of section 551.403 (2) (a) 2. and 2m. of the statutes takes effect on October 31, 2011, or on the day after publication, whichever is later.

SECTION 9421. Effective dates; Health Services.

(1i) MEDICAL ASSISTANCE PROGRAM CHANGES. The treatment of sections 49.45 (8) (b) (by SECTION 1436b), (8) (c) (by SECTION 1436i), (8r) (by SECTION 1437b), (8v) (by SECTION 1437f), (18) (ac) (by SECTION 1437k), (18) (ag) (intro.) (by SECTION 1437o), (18) (b) (intro.) (by SECTION 1437r), (18) (d) (by SECTION 1437u), (23) (a) (by SECTION 1438e), (23) (b) (by SECTION 1438i), (24g) (c) (by SECTION 1438m), (24s) (a) (by SECTION 1441bg), (25g) (c) (by SECTION 1441d), (27) (by SECTION 1441g), and (39) (b) 1. (by SECTION 1442h), 49.46 (2) (a) (intro.) (by SECTION 1453i) and (2) (b) (intro.) (by SECTION 1453L), 49.465 (2) (intro.) (by SECTION 1453s), 49.47 (4) (a) (intro.) (by SECTION 1457q) and (6) (a) (intro.) (by SECTION 1459o), 49.472 (3) (intro.) (by SECTION 1461q) and (4) (b) (intro.) (by SECTION 1462h), 49.473 (2) (intro.) (by SECTION 1465p) and (5) (by SECTION 1470b) of the statutes and the repeal of sections 49.45 (2m), (3) (n), and (6m) (n), 49.46 (1) (n), 49.47 (5) (c), and 49.471 (13) of the statutes take effect on January 1, 2015.

(4u) INCOME MAINTENANCE ADMINISTRATION. The treatment of sections 20.435 (4) (bn) (by SECTION 640m), 46.215 (1) (intro.), 46.27 (7) (am), 49.78 (1m) (a), (c), and (d), (1r), (2r), (8) (a) and (b), (10) (a) and (b), (11) (a), (b), and (c) 1., 2., and 3., 49.79 (9) (a) 1., 49.793 (1), 49.795 (8) (d) 2., 49.797 (8), and 49.825 (2) (d) 1. and 2. and (3) (a) of the statutes takes effect on January 1, 2012.

(5) CONGENITAL TESTING FEES; RULES. The treatment of section 253.13 (2) of the statutes and SECTION 9321 (3) of this act take effect on the first day of the 4th month beginning after publication.

(6q) NURSING HOME PAYMENT LABOR REGIONS. The treatment of section 49.45 (6m) (ar) 1. a. of the statutes takes effect on July 1, 2013.

(7) FAMILY PLANNING DEMONSTRATION PROJECT. The repeal of section 49.45 (24r) of the statutes takes effect on January 1, 2012. **Vetoed In Part**

SECTION 9425. Effective dates; Insurance.

(2f) DEPENDENT COVERAGE. The treatment of sections 49.67 (3) (am) 2. b. and 632.885 (1) (a), (af), (ar), and (at), (2) (a) (intro.), 1., 2., and 3., (b) (intro.) and 2., and (c), (3), (3m), and (4) of the statutes and SECTION 9325 (2f) of this act take effect on January 1, 2012.

SECTION 9432. Effective dates; Local Government.

(1u) LIMITATION ON PERFORMANCE OF CONSTRUCTION PROJECTS BY LOCAL GOVERNMENTS. The creation of sections 59.52 (30), 62.15 (1d), and 66.0901 (11) of the statutes and SECTION 9332 (1u) of this act take effect on the first day of the 4th month beginning after publication.

SECTION 9435. Effective dates; Natural Resources.

(1i) WATER USE FEE LIMITATION. The treatment of section 281.346 (12) (a) of the statutes takes effect retroactively to January 1, 2011.

(1q) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The repeal and recreation of section 20.370 (5) (cq) of the statutes takes effect on July 1, 2013.

SECTION 9437. Effective dates; Public Instruction.

(1) INITIAL EDUCATOR GRANT PROGRAM. The treatment of sections 20.255 (2) (kg) and 115.405 (2m) of the statutes takes effect on July 1, 2012.

SECTION 9439. Effective dates; Public Service Commission.

(1q) ENERGY EFFICIENCY AND RENEWABLE RESOURCE PROGRAM SPENDING. The treatment of section 196.374 (3) (b) 2. (intro.) and a. to h. and 3. of the statutes takes effect on January 1, 2012.

SECTION 9441. Effective dates; Revenue.

(1) JOBS TAX CREDIT. The treatment of section 20.835 (2) (bb) of the statutes takes effect on January 1, 2012.

(1d) ADVERTISING AND PROMOTIONAL DIRECT MAIL. The treatment of section 77.54 (59) of the statutes takes effect on July 1, 2013.

(2) COMBINED REPORTING ELECTION. The treatment of section 71.255 (2m) (d) of the statutes takes effect retroactively on January 1, 2009.

(2i) COUNTY AND MUNICIPAL AID PAYMENTS. The treatment of section 20.835 (1) (q) of the statutes and the repeal and recreation of sections 20.835 (1) (db) and 79.035 (1) of the statutes take effect on December 31, 2012.

(2q) PRODUCTS PROVIDED FREE OF CHARGE. The renumbering and amendment of section 77.52 (21) of the statutes and the creation of section 77.52 (21) (b) of the statutes take effect on the first day of the 2nd month beginning after publication, or on September 1, 2011, whichever is later.

(3) MODULAR AND MANUFACTURED HOMES. The treatment of section 77.54 (5) (am) of the statutes takes effect on the first day of the 3rd month beginning after publication.

(3b) SNOWMAKING AND SNOWGROOMING. The treatment of section 77.54 (58) of the statutes takes effect on July 1, 2013.

Vetoed In Part

(3u) MOIST SNUFF. The treatment of sections 139.76 (1) and 139.78 (1) of the statutes takes effect on January 1, 2012.

(4) VEGETABLE OIL CONVERTED TO FUEL. The treatment of section 77.54 (11m) of the statutes takes effect on the first day of the 3rd month beginning after publication.

Vetoed In Part

(4d) STUDENT HOUSING FACILITIES PROPERTY TAX EXEMPTION. The treatment of section 70.11 (intro.) and (3m) of the statutes takes effect on January 1, 2013.

SECTION 9446. Effective dates; Technical College System.

(1q) FEE REMISSION. The treatment of sections 38.22 (6) (f), 38.24 (7) (a) (intro.), 1., 1p., and 2., (b) (intro.), (bg), and (c) and (8) (a) (intro.), 1., 1g., 2., 3., 4., 5., and 6., (b), (bg), and (c), and 45.03 (13) (L) and (m) of the statutes takes effect retroactively on January 1, 2010.

SECTION 9448. Effective dates; Transportation.

(1) CERTIFICATES OF TITLE. The treatment of sections 218.0171 (2) (c) and (cm) 2., 218.23 (1), 342.13 (1), 342.15 (1) (a) and (c) and (5), 342.20 (1), 342.22 (1) (intro.) and (2), and 342.23 (2) (a) and (b) and (4) of the statutes, the renumbering and amendment of sections 342.09 (1) of the statutes, and the creation of section 342.09 (1) (b) of the statutes and SECTIONS 9148 (1) and 9348 (2) of this act take effect on January 1, 2012.

(2) IDENTIFICATION CARD RENEWALS. The repeal and recreation of sections 343.20 (2) (a) and 343.50 (4) and (6) of the statutes takes effect on July 1, 2011, on the day after publication, or on the date on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is latest.

(4) REAL ID NONCOMPLIANT OPERATOR'S LICENSES AND IDENTIFICATION CARDS. The treatment of sections 343.03 (3r), 343.06 (1) (L), 343.10 (7) (d), 343.11 (3) (by SECTION 3150), 343.14 (3) and (3m), 343.165 (1) (intro.), (2), (3) (a), (4) (a), (c), and (d), (5), and (7), and 343.17 (3) (a) 2. and 14. of the statutes and the repeal and recreation of sections 343.17 (5) and 343.50 (1), (3), and (4g) of the statutes take effect on July 1, 2011, on the day after publication, or on the date on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is latest.

(6g) SOUTHEAST WISCONSIN FREEWAY FUNDING. Section 9148 (7f) of this act takes effect on the day after publication, or retroactively to June 30, 2011, whichever is earlier.

(6u) TRANSIT AUTHORITIES.

(a) The treatment of sections 59.58 (7) (e) (intro.), (i), and (j) and 66.1039 (4) (s) 1. of the statutes, the renumbering of section 77.9973 of the statutes, and the creation of sections 77.708 (3) and 77.9973 (2) of the statutes and SECTION 9148 (3u) (c) of this act take effect on the 10th day after the day of publication.

(b) The treatment of sections 20.566 (1) (gc) and (gh), 20.835 (4) (gc) and (gh), 32.02 (11), 32.05 (1) (a), 32.07 (2), 40.02 (28), 59.58 (6), 66.0301 (1) (a) (by Section 1720b), 66.0903 (1) (d), 67.01 (5), 70.11 (2), 71.05 (1) (c) 9., 71.26 (1) (b), 71.26 (1m) (j), 71.45 (1t) (j), chapter 77 (title) (by Section 2177m), 77.54 (9a) (er), subchapter V (title) of chapter 77, 77.71, 77.73 (2) and (3), 77.75, 77.76 (1), (2), (3r), (4), and (5), 77.77 (1) and (3), 77.78, subchapter XIII (title) of chapter 77, 77.9971, 77.9972, 85.062 (3) (c), 85.063 (3) (b) 1., 85.064 (1) (b), 111.70 (1) (j), 345.05 (1) (ag), 345.05 (2), and 611.11 (4) (a) of the statutes, the repeal of sections 59.58 (7), 66.1039, 77.708, and 77.9973 of the statutes, and SECTIONS 3567m and 9148 (3u) (a) and (b) take effect on the 90th day after the day of publication.

SECTION 9452. Effective dates; University of Wisconsin System.

(1d) UNIVERSITY OF WISCONSIN. The treatment of sections 16.705 (1r) (d) and (e), (2), (3) (intro.), and (8) **Vetoed In Part**

(intro.), 16.71 (1m) (by SECTION 241f) and (4), 16.72 (8), 16.73 (5), 16.78 (1), 16.993 (7), 19.42 (13) (b), (c), and (cm), 19.45 (11) (a) and (b), 20.865 (1) (c), (ci), (i), (ic), (s), and (si), 20.916 (10), 20.923 (4g), (5), (6) (Lm) and (m), (14) (b), (15) (b), and (16), 36.09 (1) (e), (i), (j), and (k), 36.15 (2), 36.30, 36.52, 40.02 (30), 111.335 (1) (cv), 111.81 (7) (ar) and (at), 111.815 (1) and (2), 111.825 (1r), (1t), (2) (a), (b), (c), (f), (g), (h), and (i), (3), (3m), (4), (6), and (7), 111.83 (5) (a), (b), and (c), 111.84 (2) (c), 111.91 (4), 111.93 (2) and (3), 111.935 (2), 230.01 (1), 230.03 (3), (6), (6m), (10h), and (13), 230.08 (2) (cm), (d), (dm), and (k), 230.10 (2), 230.12 (1) (a) 1. b. and (3) (e) (title) and 1., and 230.34 (1) (ar) of the statutes, the repeal of sections 36.58 (5) and 230.143 (1) and (2) of the statutes, the renumbering of sections 111.83 (7) and 111.85 (5) of the statutes, the renumbering and amendment of sections 16.417 (2) (f), 16.75 (1) (b) and (2m) (b), 111.92 (1) (a), and 230.143 (intro.) of the statutes, the creation of sections 16.417 (2) (f) 2., 16.75 (1) (b) 2. and (2m) (b) 2., 111.83 (7) (b), 111.85 (5) (b), and 111.92 (1) (a) 2. and 3. of the statutes, and SECTIONS 9152 (1c) and 9301 (3f) of this act take effect on July 1, 2013.

Vetoed In Part

Vetoed In Part

Vetoed In Part

Vetoed In Part

(1q) FEE REMISSION. The treatment of section 36.27 (3n) (a) (intro.), 1., 1g., and 2., and (bg) and (3p) (a) (intro.), 1., 1g., 1m., 2., 3., 4., 5., and 6. and (bg) of the statutes takes effect retroactively on January 1, 2010.

SECTION 9453. Effective dates; Veterans Affairs.

Vetoed In Part

(1j) FISCAL CHANGES. SECTION 9253 (1j) of this act takes effect on the day after publication or retroactively to June 30, 2011, whichever is earlier.

SECTION 9455. Effective dates; Other.

(1) DUAL EMPLOYMENT. The repeal and recreation of section 16.417 (1) (a) of the statutes takes effect on January 1, 2012.

(2u) CAPITOL SECURITY COSTS. The treatment of section 20.865 (4) (a) (by SECTION 778n) of the statutes takes effect on July 1, 2013.