LRB-1474/1

ALL:all:all

2015 - 2016 LEGISLATURE

2015 ASSEMBLY BILL 21

February 3, 2015 - Introduced by JOINT COMMITTEE ON FINANCE, by request of Governor Scott Walker. Referred to Joint Committee on Finance. Referred to
Joint Survey Committee on Tax Exemptions.

AN ACT **relating to:** state finances and appropriations, constituting the executive budget act of the 2015 legislature.

Analysis by the Legislative Reference Bureau

INTRODUCTION

This bill is the "executive budget bill" under section 16.47 (1) of the statutes.
It contains the governor's recommendations for appropriations for the 2015-2017 fiscal biennium.

The bill repeals and recreates the appropriation schedule in chapter 20 of the
statutes, thereby setting the appropriation levels for the 2015-2017 fiscal biennium. The descriptions that follow relate to the most significant changes in the law that are
proposed in the bill. In most cases, changes in the amounts of existing spending authority and changes in the amounts of bonding authority under existing bonding programs are not discussed.

For additional information concerning this bill, see the Department of Administration's publication *Budget in Brief* and the executive budget books, the Legislative Fiscal Bureau's summary document, and the Legislative Reference Bureau's drafting files, which contain separate drafts on each policy item. In most cases, the policy item drafts contain a more detailed analysis than is printed with this
bill.

GUIDE TO THE BILL

As is the case for all other bills, the sections of the budget bill that affect statutes
are organized in ascending numerical order of the statutes affected.

Treatments of prior session laws (styled "laws of [year], chapter ...." from 1848 to 1981, and "[year] Wisconsin Act ...." beginning with 1983) are displayed next by year of original enactment and by act number.

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

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

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

XX01 Administration.
XX02 Agriculture, Trade and Consumer Protection.
XX03 Arts Board.
XX04 Building Commission.
XX05 Child Abuse and Neglect Prevention Board.
XX06 Children and Families.
XX07 Circuit Courts.
XX08 Corrections.
XX09 Court of Appeals.
XX10 District Attorneys.
XX11 Educational Communications Board.
XX12 Employee Trust Funds.
XX13 Employment Relations Commission.
XX14 Financial Institutions.
XX15 Government Accountability Board.
XX16 Governor.
XX17 Health and Educational Facilities Authority.
XX18 Health Services.
XX19 Higher Educational Aids Board.
XX20 Historical Society.
XX21 Housing and Economic Development Authority.
XX22 Insurance.
XX23 Investment Board.
XX24 Joint Committee on Finance.
XX25 Judicial Commission.
XX26 Justice.

XX27 Legislature.
XX28 Lieutenant Governor.
XX29 Local Government.
XX30 Medical College of Wisconsin.

XX31 Military Affairs.
XX32 Natural Resources.
XX33 Public Defender Board.
XX34 Public Instruction.
XX35 Public Lands, Board of Commissioners of.
XX36 Public Service Commission.
XX37 Revenue.
XX38 Safety and Professional Services.
XX39 Secretary of State.
XX40 State Employment Relations, Office of.
XX41 State Fair Park Board.
XX42 Supreme Court.
XX43 Technical College System.
XX44 Tourism.
XX45 Transportation.
XX46 Treasurer.
XX47 University of Wisconsin Hospitals and Clinics Authority.
XX48 University of Wisconsin System.
XX49 Veterans Affairs.
XX50 Wisconsin Economic Development Corporation.
XX51 Workforce Development.
XX52 Other.

For example, for general nonstatutory provisions relating to the State Historical Society, see SECTION 9120. For any agency that is not assigned a two-digit identification number and that is attached to another agency, see the number of the latter agency. For any other agency not assigned a two-digit identification number or any provision that does not relate to the functions of a particular agency, see number "52" (**Other**) within each type of provision.

In order to facilitate amendment drafting and the enrolling process, separate section numbers and headings appear for each type of provision and for each state agency, even if there are no provisions included in that section number and heading. Section numbers and headings for which there are no provisions will be deleted in enrolling and will not appear in the published act.

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

DATCP Department of Agriculture, Trade and Consumer Protection
DCF Department of Children and Families
DETF Department of Employee Trust Funds
DFI Department of Financial Institutions
DHS Department of Health Services
DMA Department of Military Affairs
DNR Department of Natural Resources
DOA Department of Administration

DOC Department of Corrections
DOJ Department of Justice
DOR Department of Revenue
DOT Department of Transportation
DPI Department of Public Instruction
DSPS Department of Safety and Professional Services
DVA Department of Veterans Affairs
DWD Department of Workforce Development
JCF Joint Committee on Finance
OCI Office of the Commissioner of Insurance
PSC Public Service Commission
TCS Technical College System
UW University of Wisconsin
WEDC Wisconsin Economic Development Corporation
WHEDA Wisconsin Housing and Economic Development Authority
WHEFA Wisconsin Health and Educational Facilities Authority

AGRICULTURE

Under current law, the Board of Agriculture, Trade and Consumer Protection (board) is the policy-making entity for DATCP. The board approves DATCP's rules and appoints high-level staff. This bill transfers this authority from the board to the secretary of agriculture, trade and consumer protection and changes the board to a council, which is an advisory body.

Under current law, DATCP administers the Soil and Water Resource Management Program, which awards grants to counties to help fund their land and water conservation activities. This bill increases the general obligation bonding authority for this program by $7,000,000.

This bill creates a program under which DATCP provides grants to groups of farmers who assist other farmers within a watershed to conduct activities to reduce nonpoint source pollution. Nonpoint source pollution is water pollution from a diffuse source, such as runoff from fields.

This bill transfers $1,000,000 from the agricultural chemical cleanup fund to the environmental fund each fiscal year of the 2015-17 biennium.

COMMERCE AND ECONOMIC DEVELOPMENT

HOUSING AND ECONOMIC DEVELOPMENT

Under current law, WEDC is an authority, which is a public body corporate and politic, that has as its primary function the development, implementation, and administration of economic development programs in Wisconsin. Also under current law, WHEDA is an authority whose primary function is to establish and administer housing programs in Wisconsin, especially housing programs for persons and families of low and moderate income. Like WEDC, WHEDA is also tasked with developing, implementing, and administering economic development programs in the state.

Effective January 1, 2016, this bill eliminates WEDC and WHEDA and merges their functions into a new authority, created in the bill to be known as the Forward

---

Wisconsin Development Authority (FWDA). FWDA is governed by a board consisting of 12 members employed in the private sector. All members are nominated by the governor, and with the advice and consent of the senate appointed, to serve staggered four-year terms. Under the bill, the governor nominates FWDA's chief executive officer, subject to board approval and the advice and consent of the senate.

The chief executive officer serves at the governor's pleasure. The governor is also required to nominate a chief operating officer, whose appointment is also subject to board approval, but not senate advice and consent. The chief operating officer likewise serves at the governor's pleasure. The bill requires the governor to coordinate with the chief executive officer as if the chief executive officer were the secretary of a department in the executive branch of state government. The board may delegate to the chief executive officer and chief operating officer any powers and duties the board considers proper. Under the bill, FWDA is given all the powers necessary or convenient to carry out its duties, as well as specific powers to conduct its corporate business. FWDA's primary duties are to develop and implement economic development programs and housing programs and projects in Wisconsin.

ECONOMIC DEVELOPMENT

This bill requires FWDA to establish a regional revolving loan fund grant program, under which FWDA may make grants to organizations within multicounty regions for the purpose of creating regional loan funds.

This bill authorizes DOA to award up to a total of $15,000,000 in grants to a city in Wisconsin for an economic development district that includes a community arts center and a mixed-use development. Before DOA awards any grant under the bill, the city must submit to DOA a financial plan for the economic development district that includes matching funds that equal all grant moneys requested and proof of other financing.

Under current law, angel investors may receive tax credits for certain investments in businesses certified by WEDC. WEDC may certify a business for purposes of the angel investment tax credit only if the business satisfies specific statutory requirements. This bill permits WEDC to waive one or more of those requirements based on standards approved by WEDC's board.

Under current law, WEDC administers an economic development program under which WEDC may designate areas within the state as "enterprise zones." WEDC may certify a business in an enterprise zone to receive certain tax benefits under certain circumstances. Under current law, WEDC may designate up to a total
of 20 enterprise zones. This bill raises that cap to 30.

TOURISM

Under current law, the Kickapoo Reserve Management Board (KRMB) manages the Kickapoo Valley reserve on behalf of the Ho-Chunk Nation and the State of Wisconsin. Also under current law, the Lower Wisconsin State Riverway Board (LWSRB) administers a program to control land use and development along the riverway. Currently, the KRMB and the LWSRB are attached to the Department
of Tourism for administrative purposes. This bill attaches the KRMB and the LWSRB to DNR.

BUSINESS ORGANIZATIONS AND FINANCIAL INSTITUTIONS

This bill eliminates DFI, including its Division of Banking and Division of Securities, and transfers all of its functions to the Department of Financial Institutions and Professional Standards (DFIPS). The bill also transfers the Office of Credit Unions to DFIPS.

This bill allows DFIPS to require that any filing, including such filings as license applications, articles of incorporation, financing statements, trademark registrations, reports, and notices, be made electronically. However, a hardship exception allows DFIPS to waive an electronic filing requirement.

The bill also reduces an annual transfer of funds from DFIPS to the Office of
the Secretary of State.

CORRECTIONAL SYSTEM

ADULT CORRECTIONAL SYSTEM

Current law requires a person to complete a preservice training program approved by DOC before being permanently appointed as a correctional officer. This
bill creates a Preservice Training Standards Board to certify persons as having met the standards that qualify them to be correctional officers.

Current law requires DOC to contract with two vendors, the Madison-area Urban Ministry, Inc., and Project Return to provide community reintegration services to former prisoners. The bill eliminates the requirement that DOC enter into a contract with those vendors.

JUVENILE CORRECTIONAL SYSTEM

Current law requires DOC to supervise the administration of juvenile delinquency-related services and to allocate to counties various state and federal moneys to pay for those services (commonly referred to as "youth aids"). In addition,
current law defines "department," for purposes of administration of the Juvenile Justice Code, to mean DOC.

This bill, effective on January 1, 2016, transfers from DOC to DCF the responsibility for allocating youth aids to counties and for supervising the administration of community-based juvenile delinquency-related services, which the bill defines as juvenile delinquency-related services other than juvenile correctional services provided for juveniles who are being held in a juvenile detention
facility or who have been adjudged delinquent and placed in a juvenile correctional facility (JCF), the Serious Juvenile Offender Program, or on aftercare supervision under the supervision of DOC. In addition, the bill redefines "department," for purposes of administration of the Juvenile Justice Code, to mean DCF, except with respect to juvenile correctional services provided by DOC.

Under current law, when a juvenile who has been adjudicated delinquent is
placed under the supervision of DOC, DOC may place the juvenile on aftercare supervision, either immediately or following a period of placement in a JCF. Currently, aftercare supervision is provided either by DOC or by the county in which
the juvenile was adjudicated delinquent or the county of the juvenile's legal residence.

Under current law, DOC also provides a corrective sanctions program, consisting of intensive surveillance and community-based treatment services, for juveniles who have been adjudicated delinquent, placed under the supervision of DOC, and selected by the Office of Juvenile Offender Review in DOC to participate in the program.

This bill, effective on July 1, 2017, or on the second day after publication of the
2017-19 biennial budget act, whichever is later, eliminates aftercare supervision provided by DOC and the corrective sanctions program. Instead, the bill requires DOC to purchase or provide community supervision services for juveniles who have been placed under the supervision of DOC. The bill permits DOC to purchase or provide for a juvenile who has been placed under community supervision: 1) surveillance based on the juvenile's level of risk and community safety considerations; 2) youth report center programming for times when the juvenile is not under immediate adult supervision; 3) contacts with the juvenile and the juvenile's family of a type, frequency, and duration that are commensurate with the juvenile's level of risk and treatment needs; 4) case management services; and 5) any
other treatment or services that are needed to meet the needs of the juvenile.

Under current law relating to youth aids, DOC charges counties for the costs
of services provided by DOC according to per person daily cost assessments

specified
in the statutes (daily rates). Under this bill, the daily rates are as follows:

1. For fiscal year 2015-16, the daily rate is $279 for care in a Type 1 JCF, $279
for care for juveniles transferred from a JCF, $132 for corrective sanctions services, and $48 for DOC aftercare services.

2. For fiscal year 2016-17, the daily rate is $287 for care in a Type 1 JCF, $287
for care for juveniles transferred from a JCF, $127 for corrective sanctions services, and $49 for DOC aftercare services.

COURTS AND PROCEDURE

DOMESTIC RELATIONS

Under current law, if a person has been ordered to pay child or family support
or maintenance, a portion of the person's income may be assigned, or set aside by the
person's employer, to satisfy his or her support obligations. Under this bill, state income continuation insurance benefits and, if the person's occupation is law enforcement or fire fighting, duty disability benefits may be assigned.

This bill eliminates the usual filing fee for an action brought by the state or its
delegate or commenced on behalf of the child by a guardian ad litem to determine child support and legal custody and physical placement of a child for whom paternity
has been established by his or her parents' voluntary acknowledgement of paternity.

PUBLIC DEFENDER

Under current law, if a person qualifies for legal representation by the Office
of the State Public Defender (SPD), the SPD either assigns an attorney employed by
the office to represent the person or contracts with a private attorney to represent the person. If two potential SPD clients have conflicting interests, the SPD must contract with private attorneys to represent at least one of the potential clients.

The bill creates, within the SPD, a two-year pilot program to administer a conflicts office in Milwaukee County that will represent clients in Milwaukee,

---

Waukesha, and Racine counties who would otherwise be represented by private attorneys due to a conflicting interest with the SPD.

Current law requires the SPD to enter into as many annual contracts as possible with private attorneys or firms to provide legal representation. This bill provides that late payments under such contracts do not accrue the 12 percent interest that certain other late payments do.

DISTRICT ATTORNEYS

Under current law, a judge may appoint a special prosecutor, or a district attorney may request a judge to appoint a special prosecutor, to perform the duties

of the district attorney if certain circumstances exist such as: there is no district attorney, the district attorney is absent, or the district attorney is serving in the armed forces; the district attorney is related to the party to be tried or has determined
that a conflict of interest exists; or the district attorney is physically unable to attend
to his or her duties. This bill specifies that inability to attend to duties must be due to a health issue, and this bill requires the judge, or the requesting district attorney,
to submit to DOJ an affidavit attesting to the existence of the circumstance that qualifies for the appointment of a special prosecutor. Under current law, the court fixes the amount of compensation for a special prosecutor based on the rates provided
to private attorneys providing legal representation through a contract with the state
public defender and DOA must pay that compensation. Under this bill, DOJ must approve the appointment of a special prosecutor before the court may fix the amount
of compensation. In addition, this bill provides that late payment of compensation does not accrue the 12 percent interest that certain other late payments do.

This bill increases, from five to seven, the number of deputy district attorneys
that the district attorney for a county that has a population of 500,000 or more may appoint.

OTHER COURTS AND PROCEDURE

This bill eliminates exceptions to the payment of a justice information system
surcharge by persons paying certain court fees, and eliminates exceptions to the payment of fees by a defendant in a forfeiture action.

Under the bill, a circuit court must impose on and collect from a person who
operates an aircraft under the influence of an intoxicant, the costs charged to, paid by, or expected to be charged to, a law enforcement agency to collect the person's blood.

Under current law, the Judicial Commission, composed of five nonlawyers appointed by the governor with the consent of the senate and two judges and two state bar members appointed by the supreme court, investigates any misconduct or permanent disability of a judge or court commissioner. The supreme court reviews the actions of the Judicial Commission and determines the appropriate discipline or
action to take in response to the judicial commission's investigation. The bill moves the appropriations for administering the Judicial Commission to the supreme court.

Under current law, the Judicial Council consists of 21 designated or appointed
members, including a supreme court justice, one court of appeals judge, four circuit court judges, the chairpersons of the senate and assembly committees dealing with judicial affairs or their designees, and the attorney general or his or her designee.

Current law empowers the council to advise the supreme court of changes to the rules of pleading, practice, and procedure that would simplify procedure and promote a speedy determination of litigation on its merits and to recommend to the legislature changes to the business of the courts that can be accomplished only through legislation. This bill eliminates the Judicial Council and its appropriations.

Currently, the salaries of justices of the supreme court, court of appeals judges, and circuit court judges are based on recommendations of the director of the Office of State Employment Relations and submitted for approval to the Joint Committee on Employment Relations (JCOER).

This bill creates a Judicial Compensation Commission (commission), consisting of members appointed by the supreme court, to review judicial salaries and submit a written report and make recommendations on the judicial salaries.

Current law requires the Division of Hearings and Appeals (DHA) to appoint hearing examiners to make findings and orders in crime victim compensation contested cases and in certain contested cases involving health care providers. For both of these types of contested cases, initial decisions are issued by DOJ.

This bill repeals the requirement that DHA conduct these hearings, but DOJ allows the option to contract with DHA to provide hearing services.

This bill consolidates several general purpose revenue appropriations, related to circuit court costs, to the director of state courts into one biennial appropriation and requires the director to define circuit court costs. This bill also consolidates general purpose revenue appropriations for the director of state courts and the state law library.

EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill makes a number of changes to the Racine Parental Choice Program (RPCP), the Milwaukee Parental Choice Program (MPCP), and the statewide parental choice program (statewide choice program) (together, PCPs).

Current law limits the number of pupils who may participate in the statewide choice program to 1,000 pupils and specifies that no more than one percent of any school district's total enrollment may attend private schools under the statewide choice program. Current law also limits the number of private schools that may participate in the statewide choice program. This bill eliminates these limitations on the statewide choice program.

Under current law, for each pupil attending a private school under the RPCP or the statewide choice program, DPI pays the private school an amount equal to the lesser of (a) the participating private school's operating and debt service cost per

pupil and (b) a maximum amount provided by law. For the 2014-15 school year, the maximum per pupil amount provided by law is $7,210 or $7,856, depending on the pupil's grade. For each school year after the 2014-15 school year, the maximum per pupil payment is adjusted based on any increase in the per pupil revenue limit and any increase in the total categorical aid funding per pupil (per pupil payment adjustment). Currently, DPI makes payments to private schools participating in the
RPCP or the statewide choice program from a sum sufficient appropriation.

This bill changes the payments DPI makes to participating private schools for pupils who begin attending a private school under the RPCP or the statewide choice
program in the 2015-16 school year or in any school year thereafter (new choice pupils). Under the bill, for a new choice pupil, each participating private school receives the same per pupil amount. The amount is based on the following factors:

1. The school districts in which new choice pupils reside.

2. The per pupil equalization aid for each of those school districts.

3. The number of new choice pupils residing in each school district.

The per pupil amount is calculated annually by DPI. Under the bill, payments
to participating private schools for new choice pupils are paid from the general equalization aid sum certain appropriation.

Under current law, pupils attending a private school under the RPCP or the
statewide choice program are not included in a school district's membership for purposes of calculating the school district's equalization aid. Under the bill, beginning with the aid calculation for the 2016-17 school year, solely for purposes of calculating a school district's equalization aid, a school district's membership includes new choice pupils residing in the school district that are attending a private
school under the RPCP or the statewide choice program. The bill also requires that the amount of each school district's equalization aid be reduced by an amount determined by multiplying the school district's per pupil equalization aid by the number of new choice pupils who reside in that school district. This reduction is not considered for purposes of calculating a school district's revenue limit.

Under current law, a pupil must satisfy one of the following to attend a private
school under the RPCP:

1. He or she was enrolled in a public school in the school district in the previous
school year.

2. He or she was not enrolled in school in the previous school year.

3. He or she attended a private school under the RPCP in the previous school
year.

4. He or she is applying to kindergarten, 1st grade, or 9th grade.

This bill creates the same requirement for new choice pupils in the statewide choice program.

This bill changes payments made to private schools participating in the RPCP or the statewide choice program for pupils who began attending a participating private school before the 2015-16 school year only to the extent the bill 1) eliminates the option of a per pupil payment amount based on a private school's operating and debt service costs and 2) delays applying the per pupil payment adjustment until the 2017-18 school year. The bill makes these same changes to payments made for pupils participating in the MPCP.

Current law requires a participating private school to submit an annual financial audit prepared by an independent certified public accountant to DPI that includes the private schools' educational costs. Under the bill, the annual financial audit must comply with generally accepted accounting principles, as modified by DPI, and include a calculation of the private school's net eligible educational

---

programming costs and the balance of the private school's fund for future educational programming costs.

Under current law, a private school participating in the MPCP or the RPCP must accept pupil applications on a random basis except that the private school may give a preference to pupils who attended the private school, to siblings of pupils who attended the private school, and to pupils who attended a different private school under a PCP. For the statewide choice program, DPI determines the pupils who may attend each participating private school by a random drawing, except that DPI must give preference to a sibling of a pupil chosen by random drawing. This bill creates the following list of preferences which participating private schools may use to accept pupils under any PCP:

1. Pupils continuing at the participating private school.

2. Siblings of pupils continuing at the participating private school.

3. Pupils who previously attended a different participating private school.

4. Siblings of pupils who previously attended a different participating private school.

5. Siblings of pupils who were randomly accepted to attend the participating private school for the current school year.

Under current law, a school board may enter into a contract with a person to establish a charter school, which operates with fewer constraints than traditional

public schools. Current law also permits UW-Milwaukee, UW-Parkside, the Milwaukee Area Technical College, and the city of Milwaukee to operate charter schools (independent charter schools) directly or to contract for the operation of such
charter schools. In general, only pupils who reside in the school district in which an independent charter school is located may attend the charter school.

This bill creates the Charter School Oversight Board (CSOB), attached to DPI,
and authorizes it to approve nonprofit, nonsectarian organizations, or consortia of such organizations, to contract with persons to operate independent charter schools.
The CSOB consists of the state superintendent of public instruction and ten other members. The bill prohibits the CSOB from promulgating administrative rules and provides that any policy or standard adopted by the CSOB is exempt from the rule-making process.

For any charter school established on or after the bill's effective date, the bill
eliminates the authority of the entities specified above, and of any approved nonprofit organization, to establish an independent charter school directly. Under the bill, a charter school may be established only by contract and must be operated by a charter school governing board, although an existing independent charter school authorizer may continue to operate a charter school established before the effective date of this bill. The bill removes the restrictions that limit who may attend
an independent charter school.

A nonprofit, nonsectarian organization or consortium of such organizations that wishes to contract with a charter school governing board to operate a charter school must submit an application to the CSOB in accordance with certain specified requirements. The CSOB must approve or deny an application within 90 days.

The bill provides that the contract between an authorizing entity and the independent charter school's governing board must allow the authorizing entity to charge the governing board a fee. The contract must also allow the charter school governing board to open additional charter schools if the charter school governed by the contract is in one of the top two performance categories on DPI's most recent school accountability report. The bill makes this provision applicable to existing contracts with independent charter schools as well.

The bill allows a charter school contract to provide for more than one charter
school, and allows a charter school governing board to enter into more than one contract. The bill allows a school board to prohibit a pupil who resides in the school district from attending an independent charter school unless the school district's enrollment is at least 4,000 and at least two schools in the school district are in one of the lowest performance categories on DPI's most recent school accountability report.

Under current law, in the 2014-15 school year, DPI pays the operator of an independent charter school $8,075 for each pupil attending the school. Beginning in the 2015-16 school year, for each pupil attending an independent charter school DPI pays the per pupil amount in the previous school year plus the per pupil

payment
adjustment. Under the bill, DPI will not begin applying the per pupil payment adjustment to per pupil payments made to operators of independent charter schools until the 2017-18 school year.

This bill authorizes the school boards of two or more school districts to enter into
a whole grade sharing agreement that provides for all or a substantial portion of the
pupils in one or more grades in any of the school districts to attend school in one or more of the other school districts for all or a substantial portion of a school day. A whole grade sharing agreement must specify all of the following:

1. The term of the agreement.

2. The grade levels affected by the agreement.

3. The per pupil amount that a resident school district pays for a pupil attending a nonresident school district under the agreement.

4. Which pupils each school board is responsible to transport. A responsible
school board is eligible for state transportation aid for the pupils it transports under
the agreement.

5. Which school board will award graduation diplomas.

6. Which school board is required to maintain pupils records.

A whole grade sharing agreement must be signed by the participating school
boards no later than February 1 in order to be effective for the ensuing school year. At least 30 days before entering into a whole grade sharing agreement, an interested
school district must hold a public hearing at which the proposed agreement is described and school district electors may offer comments.

For each of the first five school years after a whole grade sharing agreement
takes effect, DPI must provide additional aid to each participating school district to ensure that the school district does not receive less state aid than it did before entering into the agreement. DPI also provides additional aid in the sixth and seventh years after the agreement takes effect but to a lesser extent.

In general, the bill provides that pupils attending a public school in a nonresident school district under a whole grade sharing agreement have all the rights and privileges of resident pupils and are subject to the same rules that govern
resident pupils. The bill also provides that the school district of attendance is the local educational agency for purposes of providing special education and related services to children with a disability who are attending a nonresident school district
under a whole grade sharing agreement.

Under current law, DPI provides each school district with per pupil aid in the
amount of $150 multiplied by the average of the number of pupils enrolled in the school district in the current and two preceding school years. This bill makes the

per
pupil aid appropriation a sum certain appropriation and changes the manner in which per pupil aid is calculated. Under the bill, for each pupil enrolled in a school district in the current school year, the school district receives per pupil aid equal to the total amount appropriated for per pupil aid in that fiscal year divided by the total
number of pupils enrolled in all school districts in that school year.

This bill makes school board participation in a cooperative educational service
agency (CESA) optional. Under current law, DPI provides funding to each CESA to maintain and operate the CESA and to match any federal funding for vocational education administration. Beginning in the 2015-16 school year, this bill requires each school board participating in a CESA to pay its proportional share of these costs
to the CESA's board of control.

Currently, under the Special Transfer Program (commonly known as Chapter
220), the state provides aid to school districts to support voluntary efforts by school districts to reduce racial imbalance. Aid is provided for both interdistrict and intradistrict pupil transfers. This bill closes the Special Transfer Program to new pupils. Under the bill, however, any pupil who attended a school under the program
in the 2014-15 school year may continue to participate in the program.

Under current law, a school district required to provide transportation services
to public and private school pupils enrolled in the school district is eligible to receive
pupil transportation aid. The per pupil amount of pupil transportation aid for which
a school district is eligible varies based on how far a pupil is transported.

This bill increases the per pupil transportation aid amount for transporting a
pupil who lives more than 12 miles from his or her school from $275 per school year to $300 per school year and makes an independent charter school that elects to provide transportation to pupils attending the charter school eligible for pupil transportation aid.

Under current law, DPI provides additional transportation aid to school districts with per member transportation costs that exceed 150 percent of the state average per member transportation costs (high cost transportation aid). Under this bill, a school district is eligible for high cost transportation aid only if the school district has a membership density of 50 members per square mile or less.

Under current law, a school district is eligible to receive sparsity aid if in the
previous school year 1) the school district's membership was no more than 725; 2) at
least 20 percent of the school district's membership was eligible for a free or reduced-price lunch under the National School Lunch Program; and 3) the school

district's membership divided by the school district's area in square miles was less than ten. This bill eliminates the requirement that at least 20 percent of the school district's membership was eligible for a free or reduced-price lunch.

Under current law, the amount by which a school district's equalization aid is adjusted due to a net number of pupils leaving or entering the school district under full-time open enrollment (OEP per pupil payment) is determined by DPI based on the OEP per pupil payment in the previous year. Under current law, beginning in the 2015-16 school year, the OEP per pupil payment is the OEP per pupil payment in the previous year plus the per pupil payment adjustment. This bill delays the per pupil payment adjustment until the 2017-18 school year.

Current law requires the State Superintendent of Public Instruction (state superintendent) to approve examinations for measuring pupil attainment of knowledge and concepts in the 4th, 8th, 9th, 10th, and 11th grades. With certain exceptions, current law requires school districts, private schools participating in a parental choice program (PCP), and independent charter schools to administer the examination approved for each grade by the state superintendent. This bill prohibits the state superintendent from approving examinations developed by the Smarter Balanced Assessment Consortium. Current law requires these schools to administer the ninth grade examination once in the fall session and once in the spring session. This bill eliminates the requirement to administer the ninth grade examination in the fall session.

This bill requires the UW-Madison Value-Added Research Center (VARC) to approve at least three but no more than five alternative examinations determined to be acceptable for statistical comparison with the examination approved by the state superintendent. Beginning in the 2015-16 school year, a school may administer an alternative examination approved by VARC instead of the examination approved by the state superintendent if the school notifies the state superintendent that it intends to do so.

Current law requires DPI to annually prepare accountability reports that evaluate the performance and improvement of each school and school district in the state and, beginning in the 2015-16 school year, of each private school participating in a PCP and independent charter school. DPI must place each school and school district into one of five performance categories based on certain measures including pupil achievement in reading and mathematics.

This bill replaces the performance categories with letter grades and makes changes to the measures used to determine school performance and school district improvement. Under the bill, in determining a school's performance or a school district's improvement, DPI must take into account the percentage of economically disadvantaged pupils enrolled in the school or school district and the length of time a pupil was enrolled in the school or school district. Each school must provide a copy of the school's accountability report to the parent or guardian of each pupil enrolled in the school.

Current law requires each school district, private school participating in a PCP,

and independent charter school to adopt pupil academic standards, and permits the schools to adopt academic standards approved by the state superintendent. The

state superintendent has adopted academic standards, in mathematics and in English and language arts, developed by the Common Core State Standards Initiative (common core standards). This bill prohibits the state superintendent from giving effect to any common core standards currently in effect, and prohibits the state superintendent from adopting or implementing any new common core standards. The bill also prohibits the state superintendent from requiring a school district to adopt or implement any common core standard.

This bill requires each school board to annually provide to the parent or guardian of each child who resides within the school district of the educational options available to that child, and to post this information on the school district's Internet site. The bill requires the state superintendent to provide this same information, on a statewide basis, on DPI's Internet site.

This bill directs DPI to grant a teaching license to any individual who has a bachelor's degree, demonstrates that he or she is proficient in the licensed subject, and has relevant experience in the licensed subject. The license authorizes the individual to teach only the license subject in grades 6 to 12. The license is valid for three years and may be renewed.

UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY

Current law creates a system of institutions of learning known as the UW System and specifies a mission and purposes for the system. The UW System is governed by the Board of Regents, which consists of the State Superintendent of Public Instruction, the president of the technical college system, 14 citizen members with seven-year terms, and two students with two-year terms. The latter 16 members are nominated by the governor and appointed with the advice and consent of the senate. There is a shared, hierarchical system of governance for the UW System: the Board of Regents has primary responsibility, followed by the UW System president, institution chancellors, faculty, academic staff, and students. Three boards and one council are created in or attached to the UW System: the Environmental Education Board, the Laboratory of Hygiene Board, the Veterinary Diagnostic Laboratory Board, and the Rural Health Development Council.

Effective July 1, 2016, this bill converts the UW System to an authority called the University of Wisconsin System Authority (UWSA) by creating a system of higher education known by the same name, UW System, which is provided by UWSA. The bill creates a governing board for UWSA that retains the name, Board of Regents, and has the same members who are appointed in the same manner and for the same terms as under current law. The bill allows the members of the Board of Regents under current law to continue to serve until the expiration of their terms.

The bill eliminates the shared, hierarchical system of governance under current law by vesting responsibility for governing the UW System in the UWSA Board of

Regents and eliminating the powers specified under current law for the UW System president, chancellors, faculty, academic staff, and students. The bill specifies that the mission of the UW System includes developing human resources to meet the state's workforce needs, and requires the UWSA Board of Regents to provide affordable access to high-quality postsecondary, graduate, and doctoral education.

The bill eliminates specified grants of power to the Board of Regents under current law, and specifies that the UWSA Board of Regents has all powers necessary or convenient to operate the UW System, including the power to sue and be sued, have perpetual existence, execute contracts, and contract for legal services. The bill generally allows the UWSA Board of Regents of UWSA to adopt policies and procedures for matters without promulgating rules under procedures that apply to state agencies. However, the bill requires the UWSA Board of Regents to promulgate rules under those procedures for protecting the lives, health, and safety of persons on property under its jurisdiction, as well as for managing such property. The UWSA Board of Regents retains the police power of the Board of Regents under current law and campus police have the same duties and powers as under current law. As under current law, the bill allows the UWSA Board of Regents to authorize chancellors to adopt parking rules that are not subject to state agency rule-making procedures.

The bill requires the UWSA Board of Regents to enter into an agreement with the DOA secretary to lease for a period of not more than 75 years any state-owned property or facilities required for the UWSA Board of Regents to perform its duties and exercise its powers. The lease agreement must contain specified provisions, including provisions that do the following: 1) give the state ownership of improvements or modifications made to property or facilities subject to the lease agreement; 2) give the state ownership of any facility that the UWSA Board of Regents constructs on state-owned land; 3) require the UWSA Board of Regents to obtain building commission approval for any construction or renovation project costing at least $760,000 and involving a state-owned facility or occurring on state-owned land; 4) require UWSA to make debt payments for self-amortizing university facilities; and 5) make the UWSA Board of Regents responsible for maintenance and upkeep of facilities and property. The lease agreement and any modifications, extensions, or renewals may take effect only upon approval by JCF.

The bill requires the UWSA Board of Regents to appoint a president who is chief executive officer of UWSA, as well as the following, who are appointed by the Board of Regents under current law: the state geologist, state cartographer, and director of the psychiatric institute. The bill allows the UWSA Board of Regents to employ agents and employees whom the board finds necessary and requires the UWSA Board of Regents to develop and implement a personnel system and other employment policies. The bill transfers all UW System employees under current law to UWSA, except those who perform duties related to the Veterinary Diagnostic

Laboratory and the State Laboratory of Hygiene. The bill transfers those laboratories and their employees to DATCP, and specifies that the employees are not required to serve a probationary period. The bill requires the DATCP secretary to appoint the directors of those laboratories, but allows the directors appointed under current law to continue to serve until their appointments expire. The bill specifies that UW System employees who are transferred to UWSA are eligible to transfer back to a position in state government any time before July 1, 2017.

The bill requires the UWSA Board of Regents to establish an annual budget and monitor fiscal management of UWSA. The bill allows the UWSA Board of Regents to issue bonds that are not public debt and specifies that the state pledges that,

---

unless bondholders are adequately protected, the state will not limit or alter any rights before UWSA satisfies the bonds. The bill eliminates all appropriations to the UW System under current law, except general purpose revenues for educational programs and the payment of certain construction debt. The bill requires the DOA secretary to make quarterly payments to UWSA of the general purpose revenues appropriated for educational programs. However, the secretary is allowed to make the payments only if UWSA has made payments due on the lease agreement described above, payments required for municipal services, and any other payments for obligations otherwise due to the state. In fiscal year 2017-18, the bill allocates $753,533,000 from state sales tax revenue for the educational programs. In each fiscal year thereafter, the bill allocates the same amount with adjustments for inflation.

The bill generally maintains requirements under current law regarding tuition and tuition remissions. In academic years 2015-16 and 2016-17, the bill prohibits increases in resident undergraduate tuition above that charged in the 2014-15 academic year. The bill transfers responsibility for Minnesota-Wisconsin tuition reciprocity agreements from the Higher Educational Aids Board to the UWSA Board of Regents, which may continue such agreements at its discretion.

The bill specifies requirements for legal proceedings involving UWSA. Under current law, no one may sue a state officer, employee, or agent who is acting in his or her official capacity for damages unless the person serves the attorney general with a written notice of claim within 120 days of the event that allegedly caused the damages. The bill applies that prohibition to actions against a UWSA officer or employee. However, the prohibition does not apply to actions by the state against UWSA officers and employees. Current law generally limits damages in a case against a state officer, employee, or agent who is acting in his or her official capacity to $250,000. The bill applies that limit to actions, including those by the state, against a UWSA officer or employee. Current law generally provides that, if a public officer or a state employee is sued in an official capacity or for actions undertaken

within the scope of his or her employment, the state or political subdivision that employs the officer or employee must provide legal counsel to the defendant or cover
legal costs for the defendant. If damages are assessed against the officer or employee,
the state or political subdivision must pay any damages in excess of applicable insurance. The bill applies those duties to UWSA regarding its officers and employees. Under current law, DOJ represents the state, state agencies, and state employees in certain legal proceedings, reviews, and actions. The bill requires DOJ to do the same for UWSA and its officials, employees, and agents, unless the state and the UWSA Board of Regents are adverse parties.

The bill eliminates requirements that apply to the UW System and Board of
Regents under current law, including requirements regarding the following: faculty tenure and probationary appointments; academic staff appointments; accumulation of sick leave; specified educational programs and studies; graduate student financial
aid; recruiting programs for minority and disadvantaged students; public broadcasting; application and parking fees; student fee statements; gifts, grants, and
bequests to the UW System; transportation planning; orientation information on

---

sexual assault and harassment; student identification numbers; Downer Woods preservation; criteria for use of animals in research; information technology; support
for medical practice in underserved areas; a rural physician residency assistance program; loan assistance programs for physicians, dentists, and other health care providers; and various legislative reports.

The bill makes other changes, including the following:

1. The bill allows the UWSA Board of Regents to acquire property by condemnation in the same manner as the Board of Regents under current law.

2. Under current law, employees of the UW System, except faculty and academic staff, may collectively bargain under the State Employment Labor Relations Act (SELRA). Under SELRA, the legislature must adopt collective bargaining agreements covering the employees before the agreements may be executed. Under this bill, UWSA employees, except faculty, academic staff, and law enforcement officers, may collectively bargain under the Municipal Employment Relations Act (MERA), and collective bargaining agreements under MERA are not subject to legislative approval.

3. The bill allows the UWSA Board of Regents, with DOA approval, to opt in
or out of the state's risk management program administered by DOA, except for the state worker's compensation program.

4. Under current law, the UW System is subject to state procurement requirements applicable to state agencies. Under this bill, UWSA is not subject to those requirements. Instead, UWSA is treated like a municipality, which allows DOA to enter into cooperative purchasing agreements with UWSA.

5. The bill requires the UWSA Board of Regents members to file annual statements of economic interest required for public officials, subjects specified

UWSA officials to the ethics code for public officials, and requires the UWSA Board of Regents to establish an ethics code for other personnel.

6. The bill specifies that UWSA retains the income, sales, and property tax exemptions of the UW System under current law and requires UWSA to make payments for municipal services in the same manner as the UW System under current law.

7. The bill creates an exception to the open records law for information produced or collected by or for UWSA faculty or staff with respect to commercial, scientific, or technical research until that information is publicly disseminated or patented.

8. The bill specifies that the UW-Extension programs in counties are subject
to the approval of the UWSA Board of Regents.

9. The bill eliminates the Environmental Education Board and the Rural Health Development Council.

See also STATE GOVERNMENT — OTHER STATE GOVERNMENT.

HIGHER EDUCATION

Current law requires the TCS Board to submit a plan to JCF for allocating general state aid to technical college districts based on performance with respect to specified criteria. Upon approval of the plan by JCF, the TCS Board must allocate the general state aid among the districts so that, by fiscal year 2016-17, 30 percent

---

of the aid is allocated according to the plan and 70 percent is allocated according to a formula for equalizing the aid based on district property values. However, in fiscal
year 2017-18, all of the aid must be allocated according to the equalization formula.

Under this bill, the TCS Board must allocate aid as follows: in fiscal year 2017-18, 40 percent according to the plan and 60 percent according to the equalization formula; in fiscal year year 2018-19, 50 percent according to the plan and 50 percent according to the equalization formula; and, in fiscal year 2019-20 and
thereafter, 100 percent according to the plan. The bill also adds, as another criterion
for performance-based allocation of aid, the development and implementation of a policy to award course credit for educational experience or training not obtained through an educational institution.

Under current law, the TCS Board establishes technical college program fees
and must generally establish uniform fees for all technical college districts based on
operational costs. Under this bill, the TCS Board may not increase program fees for courses substantially related to high-demand fields, as determined by DWD.

This bill allows technical college districts to join together to jointly: provide health care benefits to their officers and employees on a self-insured basis; procure stop loss insurance; and self-insure stop loss risk.

OTHER EDUCATIONAL AND CULTURAL AGENCIES

This bill eliminates the Educational Approval Board (EAB), which under current law is attached to the TCS Board and inspects and approves certain private schools (proprietary schools) and regulates persons who solicit students for these schools. The bill eliminates many current functions of the EAB, transfers or recreates functions relating to authorizing proprietary schools and student record preservation to the Department of Financial Institutions and Professional Standards (created under the bill), and transfers certain consumer protection functions to DATCP.

Under current law, if a proposed state agency, political subdivision, or school board action will affect a historic property, the state historic preservation officer, which is the director of the State Historical Society or the director's designee, must determine whether the proposed action will have an adverse effect on the historic property. This bill allows a state agency, political subdivision, or school board to appeal determinations of the historic preservation officer to DOA's Division of Hearings and Appeals.

The bill also eliminates certain contract and expenditure requirements imposed on the Educational Communications Board related to television programming.

EMINENT DOMAIN

Under both the current state eminent domain law and the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (the Uniform Act), a person that exercises eminent domain authority must make certain relocation assistance payments for items including moving expenses and losses of personal property, and certain replacement housing payments, which must be in the manner and amount determined under whichever law applies. Programs and projects that receive federal financial assistance may be subject to both state

---

eminent domain law and the Uniform Act, which may differ in terms of the procedures that apply and the amount of compensation that must be paid for those payments.

This bill provides that, in the case of a program or project receiving federal financial assistance, a condemnor must, in addition to any such payment required to be paid under the state eminent domain law, make any additional payment required to comply with the Uniform Act.

EMPLOYMENT

UNEMPLOYMENT INSURANCE

Under federal law, a state may require a claimant to submit to a test for the unlawful use of controlled substances (drug test) as a condition of receiving unemployment insurance (UI) benefits if the claimant is an individual for whom suitable work, as defined under a state's UI law, is only available in an occupation that regularly conducts drug testing, as determined in regulations issued by the United States Secretary of Labor (federal regulations). As of January 27, 2015, final federal regulations have not been issued.

This bill requires DWD to establish a program to require claimants who apply for regular UI benefits to submit to drug tests. The bill requires DWD to determine, when a claimant applies for regular UI benefits, whether the claimant is an individual for whom suitable work is only available in an occupation described in the federal regulations. If DWD determines that the claimant is such an individual, DWD must conduct a screening on the claimant to determine whether the claimant should be required to submit to a drug test. If the screening indicates that the claimant should be required to submit to a drug test, DWD must require the claimant to submit to such a test.

The bill provides that, if the claimant declines to submit to such a test, the claimant is ineligible for UI benefits for 52 weeks or until a subsequent claim for benefits, whichever is later. If the claimant submits to the drug test, but does not test positive for any controlled substance without a valid prescription, the claimant may receive UI benefits if otherwise eligible and may not be required to submit to any further drug test until a subsequent claim for benefits. If the claimant submits to the drug test and tests positive for one or more controlled substances without a valid prescription, the bill provides that the claimant is ineligible for UI benefits for 52 weeks or until a subsequent claim for benefits, whichever is later, except that following the positive test, the claimant may maintain his or her eligibility for UI benefits by enrolling in a state-sponsored substance abuse treatment program and undergoing a state-sponsored job skills assessment. The claimant remains eligible for benefits for each week the claimant is in full compliance with any requirements of the substance abuse treatment program and job skills assessment.

The bill also requires DWD to promulgate rules to identify occupations for which drug testing is regularly conducted in this state and to apply the above provisions for claimants for whom suitable work is only available in one of the occupations identified by DWD.

In addition, the bill allows an employing unit to voluntarily submit to DWD the results of a drug test that was conducted on an individual as preemployment

---

screening or that an individual declined to submit to such a test. If the results of the test indicate that the individual has tested positive for one or more controlled substances without a valid prescription, or if the individual declined to submit to such a test, the bill provides that there is a presumption, rebuttable as provided in rules promulgated by DWD, that the claimant has failed to accept suitable work when offered. If the presumption is not rebutted, the claimant is ineligible for UI benefits as if the claimant had tested positive in or declined to submit to a drug test conducted by DWD, beginning with the week in which DWD receives the report.

Current law places various conditions upon the receipt of UI benefits, including that claimants conduct a reasonable search for suitable work and that claimants accept suitable work when offered. Current law does not define suitable work, but

DWD has defined it by rule to mean work that is reasonable considering the claimant's training, experience, and duration of unemployment as well as the availability of jobs in the labor market. This bill specifically requires DWD to define
by rule what constitutes suitable work for claimants, and requires that the rule specify different levels of suitable work based upon the number of weeks that a claimant has received benefits in a given benefit year.

Current law establishes penalties for certain violations under the UI law, including for knowingly making a false statement or representation to obtain UI benefits, for which the penalty is a fine of not less than $100 nor more than $500 or imprisonment for not more than 90 days, or both. This bill instead provides that the
penalties for knowingly making a false statement or representation to obtain UI benefits range from the penalties for a Class A misdemeanor to a Class G felony, depending on the value of the benefits obtained.

Separate from the criminal penalties described above, under current law, if a
claimant for UI benefits conceals any material fact relating to his or her eligibility for UI benefits or conceals any of his or her wages or hours worked (act of concealment), the claimant is ineligible for benefits in an amount ranging from to two
to eight times the claimant's weekly benefit rate and is liable for an additional administrative penalty in an amount equal to 15 percent of the benefit payments erroneously paid to the claimant. This bill raises the administrative penalty described above to an amount equal to 40 percent of the benefit payments erroneously paid to the claimant.

WORKER'S COMPENSATION

Under current law, DWD performs certain administrative functions relating to
worker's compensation. Those administrative functions include enforcement of the requirement that employers are insured for their worker's compensation liability; granting exemptions from that duty to insure to self-insured employers; and administering certain funds, from which DWD pays benefits to the injured employees of insolvent self-insured employers, the injured employees of uninsured employers, and certain injured employees with permanent total disability. This bill transfers the administrative functions of DWD relating to worker's compensation to OCI.

Under current law, DWD performs certain adjudicatory functions relating to
worker's compensation. Those adjudicatory functions include adjudicating disputed

---

worker's compensation claims, adjudicating health care fee disputes, and adjudicating necessity of treatment disputes. This bill transfers adjudication of disputed worker's compensation claims to the Division of Hearings and Appeals in DOA (DHA) and adjudication of fee and necessity of treatment disputes to OCI. The
bill also permits DHA to record testimony by electronic means rather then by a stenographer and to provide notices by electronic delivery in addition to providing notices by mail.

Under current law, an injured employee who is receiving the maximum weekly worker's compensation benefit for total disability resulting from an injury that occurred before January 1, 2001, is entitled to receive certain supplemental benefits in addition to the employee's regular benefits. Those supplemental benefits are payable in the first instance by the employer or insurer, but the employer or insurer then is entitled to reimbursement for those supplemental benefits paid from the work injury supplemental benefit (WISB) fund, which is a fund that, among other things, is used to pay supplemental worker's compensation to injured employees with permanent total disability.

This bill terminates reimbursement from the WISB fund for supplemental benefits paid by an employer or insurer beginning on the effective date of the bill and terminates reimbursement altogether for supplemental benefits paid for an injury that occurs on or after January 1, 2016. For supplemental benefits paid by an insurer for an injury that occurs before January 1, 2016, the bill provides that reimbursement of those benefits is from the worker's compensation operations fund and not from the WISB fund.

Under current law, if an employee of an employer that is not insured for worker's compensation (uninsured employer) suffers an injury for which the uninsured employer is liable, DWD, from the uninsured employers fund, or, if DWD obtains excess or stop-loss reinsurance from a reinsurer, the reinsurer pays benefits to the injured employee that are equal to the worker's compensation owed by the uninsured employer.

This bill requires DWD to pay a claim of an employee of an uninsured employer in excess of $1,000,000 from the uninsured employers fund in the first instance, but provides that if the claim is not covered by excess or stop-loss reinsurance, the secretary of administration annually must transfer from the worker's compensation operations fund to the uninsured employers fund an amount equal to the amount by which payments from the uninsured employers fund on all such claims in the prior year are in excess of $1,000,000 per claim, subject to a $500,000 annual limit on the amount that the secretary of administration may transfer.

Currently, a student of a public school or a private school who is performing services for an employer as part of a school work training, work experience, or work study program is considered to be an employee of a school district or private school that elects to name the student as an employee for purposes of worker's compensation coverage. This bill extends that coverage to a student of an institution of higher education who is performing those services and who is named as an employee by the institution.

JOB TRAINING

Under current law, DWD awards workforce training grants, commonly referred to as "Fast Forward grants," to public and private organizations for the training of unemployed and underemployed workers and of incumbent employees of businesses in this state. This bill permits an organization that is awarded a Fast Forward grant to use the grant for the hiring and training of apprentices.

Current law requires DPI to award career and technical education incentive grants to school districts in the amount of $1,000 per each pupil who, in the prior school year, obtained a diploma and successfully completed an industry-recognized certification program approved by DPI. This bill eliminates that grant program and instead permits DWD to provide grants to school districts for the development of programs that are designed to mitigate workforce shortages in industries and occupations that are experiencing a workforce shortage, as determined by DWD, and to assist pupils in graduating with industry-recognized certifications in those industries and occupations.

ENVIRONMENT

HAZARDOUS SUBSTANCES AND ENVIRONMENTAL CLEANUP

Under current law, DNR administers a program to reimburse owners of certain petroleum product storage tanks for a portion of the costs of cleaning up discharges from those tanks. This program is commonly known as PECFA.

Under this bill, a person is not eligible for PECFA reimbursement for costs of cleaning up a discharge if the person does not notify DNR of the potential for submitting a PECFA claim before February 3, 2015. Also under the bill, a person is not eligible for PECFA reimbursement for clean-up costs if the person does not submit a PECFA claim for those costs before July 1, 2017.

WATER QUALITY

Under the environmental improvement fund, this state provides financial assistance to local governmental units through three programs: the clean water fund program provides financial assistance for projects to control water pollution, such as sewage treatment plants; the safe drinking water loan program provides financial assistance for projects to construct or modify public water systems that help comply with national drinking water regulations; and the land recycling loan program provides financial assistance for projects to clean up contaminated land. The environmental improvement fund is jointly administered by DOA and DNR. Financial assistance is typically provided as a loan at a subsidized rate.

Under current law, the legislature sets a limit, in the budget act for the biennium, on the amount of subsidy that may be provided during that biennium, called the present value subsidy limit, which has the effect of limiting the amount of financial assistance that may be provided through these programs during the biennium.

This bill eliminates the present value subsidy limit. Under the bill, the legislature does not set a limit on how much financial assistance may be provided in a biennium. During the biennium, if a sufficient amount is available to provide financial assistance for a project under these programs, that amount must be

---

allocated for the project. As part of the budget process, DOA and DNR must still prepare a biennial finance plan, which under this bill must include the amount DOA determines will be available to provide financial assistance for projects under these programs during the biennium.

Under the clean water fund program, financial assistance may only be provided to construct water systems in an unsewered municipality if at least two-thirds of the initial flow from the new system will be for wastewater from residences that have been in existence since October 17, 1972. This bill instead requires at least two-thirds of the initial flow to be from wastewater from residences in existence for at least 20 years.

In addition, connection laterals and sewer lines that transport wastewater from structures to municipally owned or individually owned wastewater systems are not currently eligible for financial assistance under the clean water fund program. Under this bill, connection laterals and sewer lines may be eligible if water other than wastewater is entering the connection lateral or sewer line and interfering with a publicly owned treatment work's compliance with a wastewater discharge permit.

This bill also provides that, if an amount has been allocated for a project under the clean water fund program, but no amount has been distributed for the project by the end of the fiscal year immediately following the biennium when the application was submitted, the allocation is rescinded, and the applicant must reapply.

Currently, only local governmental units are eligible under the safe drinking water loan program. This bill extends eligibility to certain businesses or nonprofit organizations whose water systems are used by members of the public.

This bill also increases the general obligation bonding authority for the safe drinking water loan program by $7,500,000 for the 2015-17 biennium.

Current law authorizes DNR to pay a portion of the costs of a project to remove contaminated sediment from Lake Michigan or Lake Superior, or a tributary of either lake, if the project is in a body of water that DNR has identified under the federal Clean Water Act as being impaired and the impairment is caused by contaminated sediment. This bill expands this eligibility to sediment removal projects in any waters of the state.

This bill also increases the general obligation bonding authority for sediment removal projects by $5,000,000.

Under current law, DNR administers a program that provides financial assistance for projects that control pollution that comes from diffuse sources rather than a single concentrated discharge source (nonpoint source water pollution). This bill increases the general obligation bonding authority for these programs by $7,000,000.

Under current law, DNR administers programs that provide financial assistance for projects that manage urban storm water and runoff and for flood control and riparian restoration projects. This bill increases the general obligation bonding authority for these programs by $5,000,000.

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

Under current law, DCF administers the Transform Milwaukee Jobs program in Milwaukee County and the Transitional Jobs program outside of Milwaukee County, which provide work experience for unemployed individuals by providing a subsidy for wages and other employment expenses to employers that employ the individuals. Under the Wisconsin Works (W-2) program, DCF may provide job search assistance, placement in a subsidized job, or a stipend for up to four months to certain noncustodial parents. Also under current law, DCF may contract with any county, tribal governing body, or W-2 agency to administer a work experience and job training program for noncustodial parents who have failed to pay child support due to unemployment or underemployment. Such individuals may be ordered by a court to register for a work experience and job training program.

This bill requires every individual who applies to participate in the Transform Milwaukee Jobs program or the Transitional Jobs program, who applies for W-2 services and benefits for noncustodial parents, or who applies for or is ordered by a court to register for a work experience and job training program (collectively, a program), to complete a questionnaire that screens for the abuse of a controlled substance. If, based on the answers to the questionnaire, DCF or the administrating agency with which DCF has contacted determines that there is a reasonable suspicion that an individual is abusing a controlled substance, the individual must undergo a test for the use of a controlled substance. If the test results are positive and the individual does not present satisfactory evidence that he or she has a valid prescription for the controlled substance, the individual must participate in substance abuse treatment to remain eligible for a program. If, at the end of treatment, the individual tests negative, or positive with a valid prescription for the controlled substance, he or she will have satisfactorily completed the substance abuse screening and testing and treatment requirements for the program.

Under current law, DHS pays, within specified limits, funeral, burial, and cemetery expenses for decedents who, during life, received certain public assistance

benefits, such as W2 benefits or Medical Assistance benefits, and whose estates at death are insufficient to pay those expenses. This bill provides that, if an eligible decedent, or the decedent's spouse or another person, owns a life insurance policy insuring the decedent's life and the face value is more than $3,000, any amount that
DHS would otherwise pay for the decedent's funeral, burial, or cemetery expenses will be reduced by one dollar for each dollar that the insurance policy exceeds $3,000.

The bill also requires DHS to pursue recovery of the amount of funeral, burial,
and cemetery expenses provided on behalf of a decedent by making a claim in the decedent's estate and in the estate of the decedent's spouse. As with estate recovery for other types of public assistance benefits, DHS may recover from all property of the decedent or the decedent's spouse, and there is a presumption that all property in the spouse's estate was marital property held with the decedent and that 100 percent of the property in the spouse's estate is subject to the claim of DHS. Unlike estate recovery for other types of public assistance benefits, however, the claim for funeral, burial, and cemetery expenses must be allowed even if the decedent in whose

---

estate the claim is made has a surviving spouse or a surviving child who is under the
age of 21 or disabled and DHS is not permitted to waive recovery if DHS determines
that recovering the amount paid on the decedent's behalf would work an undue hardship in a particular case.

Under current law, the federal food stamp program, now known as the Supplemental Nutrition Assistance Program (SNAP) and called FoodShare in this state, assists eligible low-income individuals (recipients) to purchase food. SNAP benefits are paid entirely with federal moneys. The cost of administration is split between the federal and state governments. The program is administered in this state by DHS. Under current law, DHS may require a recipient of SNAP benefits who
is able and who is 18 to 60 years of age to participate in the FoodShare employment and training program (FSET) to be eligible for SNAP benefits, unless the recipient is participating in a Wisconsin Works employment position, is the caretaker of a child
under the age of six years, or is enrolled at least half time in school or in a training program or an institution of higher education.

This bill requires DHS to submit to the secretary of the federal Department of
Agriculture (USDA) a request for a waiver that would authorize DHS to screen and,
if indicated, test participants in the FSET program for illegal use of a controlled substance without presenting evidence of a valid prescription. If the waiver is approved, DHS must then screen and, if indicated, test FSET participants for illegal
use of a controlled substance without presenting evidence of a valid prescription. The bill also requires that if the waiver is approved in the 2015-17 fiscal biennium,

DHS must address any future fiscal impact resulting from the requirements in its biennial budget request for the 2017-19 fiscal biennium.

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law, which is administered by DCF, provides work experience and benefits for low-income custodial parents who are at least 18 years old. Generally, under current law, to be eligible for a W-2 employment position and a job access loan, the total length of time in which an individual or an adult member of the individual's family has participated in or received benefits under certain W-2 programs may not exceed 60 months. A W-2 agency may extend this time limit if the agency determines that unusual circumstances exist that warrant an extension of the participation period.

Under this bill, the time limit on participating in or receiving benefits under these W-2 programs is 48 months. The bill allows a W-2 agency to extend this time limit if it determines that the individual is experiencing hardship or that the individual's family includes an individual who has been battered or subjected to extreme cruelty.

W-2 provides work experience to participants through placement in one of a number of different employment positions, including Trial Employment Match Program jobs, community service jobs, and transitional placements. Current law provides that a participant who refuses to participate in any employment position is ineligible to participate in W-2 for three months. This bill makes the following changes to the behaviors that constitute refusal to participate:

---

1. Currently, it is a refusal to participate if a participant expresses verbally or in writing that he or she refuses to participate. The bill removes this behavior as an option for demonstrating a refusal to participate.

2. Currently, it is a refusal to participate if a participant fails, without good cause, to appear for an interview with a prospective employer or if a participant in a transitional placement fails, without good cause, to appear for an assigned activity. The bill makes it a refusal to participate to fail, without good cause, to appear for an interview with a prospective employer, whether subsidized or not, or with a work experience provider, for an assigned work activity, as defined under applicable federal law, or for an activity assigned by a W-2 agency.

3. Currently, it is a refusal to participate if a participant voluntarily leaves appropriate employment or training without good cause. The bill makes it a refusal to participate if a participant leaves, without good cause, appropriate employment, whether subsidized or not, or training or an appropriate assigned work experience activity or a work experience site.

4. Currently, it is a refusal to participate if a participant loses employment as a result of being discharged for cause. The bill also makes it a refusal to participate

if a participant is discharged from appropriate training for cause or from a work experience site for cause.

Currently under W-2, a W-2 agency pays an employer that employs an individual placed in a Trial Employment Match Program job a wage subsidy amount negotiated between the W-2 agency and the employer, that may not be less than the federal or state minimum wage that applies to the individual. The employer must pay the individual at least the minimum wage that applies to the individual. Also under current law, DCF pays an employer that employs an individual participating in the Transform Milwaukee Jobs Program or Transitional Jobs Program a subsidy equal to the wages that the employer pays the individual for hours actually worked, up to 40 hours per week at the federal or state minimum wage that applies to the individual. The employer must pay the individual not less than the applicable federal or state minimum wage for hours actually worked, but the employer may pay the individual more than the amount of the wage subsidy that DCF pays to the employer.

This bill authorizes a W-2 agency to negotiate with the employer of an individual in a Trial Employment Match Program job, and DCF to negotiate with the employer of an individual in a job under the Transform Milwaukee Jobs Program or Transitional Jobs Program, a wage subsidy amount that the W-2 agency or DCF will pay to the employer that may not be more than the minimum wage. The employer must still pay the individual for hours actually worked at not less than the federal or state minimum wage that applies to the individual.

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

Under current law, in all areas of the state except Milwaukee County, DCF must enter into a contract with a county department or agency to make an initial determination about whether individuals who are in a particular geographic region or who are members of a particular Indian tribal unit are eligible for the child care subsidies under Wisconsin Shares. Also under current law, the same county department or agency must administer Wisconsin Shares for that geographic region or Indian tribal unit. Current law requires DCF, to the extent practicable and with certain restrictions, to allocate funds for the administration of Wisconsin Shares in a geographic region or Indian tribal unit in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all statewide child care subsidy

authorizations and eligibility redeterminations in the 12-month period prior to the start of the contract period.

Under this bill, DCF has the option to make child care subsidy eligibility determinations, to contract with a county department or agency to make these determinations, or to contract with a county department or agency to share in making these determinations. If DCF contracts with a county department or agency
for the eligibility determination function, the bill requires DCF to allocate funds for this function under the contract.

The bill also requires DCF to allocate funds for a county department's or agency's administration of Wisconsin Shares in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all funding allocated for eligibility determination functions. Alternatively, the bill allows DCF to elect to allocate these funds in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all children for whom a child care subsidy
was issued in the most recent 12-month period for which applicable statistics are available prior to the start of the contract period.

Under current law, if a W-2 agency plans to take action against an individual
who participates in W-2 that would result in a 20 percent or more reduction in the participant's benefits or in termination of the participant's eligibility to participate in W-2, the agency must provide written notice of the proposed action and reasons for the action and allow the participant a reasonable time after providing the notice to rectify the deficiency, failure, or other behavior to avoid the proposed action. This
draft removes these notice and rectification requirements.

Under current law, the Learnfare program requires school age children of W-2
participants, with some exceptions, to meet certain school enrollment standards. Current law requires certain individuals who are subject to the school attendance requirement to participate in case management provided under the Learnfare program, including minor parents, habitual truants, and dropouts. This bill also requires a child who is subject to the school attendance requirement and whose W-2
group includes an individual who has been unable to participate in W-2 activities due to the child's school-related problems to participate in case management provided under the Learnfare program.

Under current law, DCF contracts with a W-2 agency to administer W-2 in a
geographical area. Within 60 days of being awarded a W-2 contract, a W-2 agency is required to establish a community steering committee to focus on job creation, job

---

training, and other employment-related services for persons who are eligible for trial employment match program jobs or community service jobs. Current law requires the W-2 agency to recommend members of the committee to the chief executive officer (CEO) of each county the agency serves, who then appoints members to the committee in proportion to the population of that county relative to

the population of each other county served by the W-2 agency. Under this bill, a W-2
agency appoints the members of a community steering committee, following certain requirements to allow representation of each county the agency serves.

MEDICAL ASSISTANCE

Currently, DHS administers the Medical Assistance (MA) program, which is a
joint federal and state program that provides health and long-term care services to individuals who have limited resources. Under current law, under an approved waiver of federal law, DHS administers a demonstration project under MA that provides health care coverage to low-income adults under the age of 65 who do not have children and who are not otherwise eligible for MA.

This bill requires DHS to submit to the secretary of the federal Department of
Health and Human Services an amendment to the waiver that was already approved
that would authorize DHS to do all of the following under the demonstration project:
1) impose monthly premiums as determined by DHS; 2) impose higher premiums for
enrollees who engage in behaviors that increase their health risks, as determined by
DHS; 3) require a health risk assessment for all enrollees; 4) limit eligibility to no more than 48 months; and 5) require a drug screening assessment and, if indicated, a drug test as a condition of eligibility. DHS must implement any changes that are approved. If the amendment is approved, in whole or in part, in the 2015-17 fiscal biennium, DHS must identify any costs incurred or savings resulting from the new requirements in the quarterly report on MA changes that DHS must submit to JCF under current law, as well as address any future fiscal impact resulting from the requirements in its biennial budget request for the 2017-19 biennium.

To be eligible for certain MA programs, especially those providing long-term
care services, including family care, an individual must satisfy certain income and asset requirements. This bill provides that, when determining or redetermining an individual's financial eligibility for an MA long-term care program, or any other MA
program that counts assets for determining or redetermining financial eligibility, DHS must include as a countable asset a promissory note for which the individual or his or her spouse provided the goods, money loaned, or services rendered, that is entered into or purchased on or after the effective date of the 2015-17 budget act, that is negotiable, assignable, and enforceable, and that does not contain any terms making the note unmarketable. The bill provides that a promissory note is presumed
to be negotiable and that its value is the outstanding principal balance at the time of the individual's application or redetermination of eligibility for MA, unless the individual shows by credible evidence from a knowledgeable source that the note is nonnegotiable or has a different current market value, which will then be considered
the note's value.

Under current law, with certain exceptions, if an institutionalized, or noninstitutionalized, individual or his or her spouse transfers assets for less than

fair market value on or after a specific date (which is generally 60 months before the individual applies for MA), the institutionalized or noninstitutionalized individual is ineligible for certain MA services for a specified period of time. Under current law, the purchase by an individual or his or her spouse of a promissory note is a transfer of assets for less than fair market value that triggers a period of ineligibility for MA unless all of the following apply: the repayment term is actuarially sound; the payments are to be made in equal amounts during the loan's term with no deferral and no balloon payment; and the loan's terms prohibit cancellation of the balance upon the death of the lender. This bill provides that if an individual or his or her spouse enters into or purchases a promissory note on or after the effective date of the 2015-17 budget act, it is a transfer of assets for less than fair market value that triggers a period of ineligibility for MA unless all of the following apply to the promissory note: it satisfies the previously stated requirements under current law; and it is negotiable, assignable, and enforceable and does not contain any terms making the note unmarketable.

Currently, some MA services are provided through programs that operate under a waiver of federal Medicaid laws, including services provided through the BadgerCare Plus (BC+) program. Under current law, certain individuals are ineligible for BC+ for three months while they have access to certain health insurance coverage during specified time periods. Certain other individuals are also subject to three months of ineligibility under current law if the federal Department of Health and Human Services approves. This bill eliminates the three months of ineligibility for all of those individuals whose access to other health insurance has ended.

Subject to any necessary federal approval, this bill adds licensed midwife services, as well as substance abuse treatment services provided by a medically monitored treatment service or a transitional residential treatment service to other services paid for currently under the MA program. This bill also requires, subject to federal approval, DHS to provide MA reimbursement to pharmacists who meet certain requirements specified by DHS for administering vaccines to people 6 to 18 years of age.

This bill makes additional changes to the MA program, including: 1) requiring DHS to increase the MA reimbursement rate in Brown, Polk, and Racine counties to providers of pediatric dental care and adult emergency dental services, if DHS receives any necessary federal approval for the increased rate; 2) allocating moneys for the fiscal biennium for DHS to make supplemental payments to certain hospitals that have a disproportionate share of low-income patients and setting specifications for those payments; and 3) directing that the state share of payments for health care services provided in a school to children who are eligible for MA in excess of a certain

amount be deposited in the MA trust fund and expended for reducing waiting lists for children's long-term care services and other children's services.

MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

Currently, a law enforcement officer or certain other persons, in counties other than Milwaukee County, may take an individual into custody for emergency detention if the officer or other person has cause to believe that the individual is mentally ill, drug dependent, or developmentally disabled, and that the individual shows other evidence of the standards for emergency detention. The county department of community programs in the county in which the individual was taken into custody must approve the need for detention, and for evaluation, diagnosis, and treatment if permitted, before the law enforcement officer or other person delivers the individual to the detention facility. In Milwaukee County, currently, the law enforcement officer or other person must sign a statement of emergency detention and delivers the statement of emergency detention along with the individual to the detention facility. The treatment director of the facility must determine whether the individual is detained or detained, evaluated, diagnosed, and treated. Currently, a pilot program in Milwaukee County grants authority for a treatment director or designee, or certain physicians or psychologists, to take an individual into custody for emergency detention under the same standards as a law enforcement officer.

This bill eliminates the emergency detention procedure and the pilot program in Milwaukee County and applies the existing procedure for emergency detentions in other counties to Milwaukee County. The bill adds that a physician who has completed a residency in psychiatry, a psychologist, or a licensed mental health professional must perform a crisis assessment on the individual and agree with the need for detention in order for the county department to approve the detention.

Under current law, if a skilled nursing facility or an intermediate care facility is found to meet the classification of an institution for mental diseases, DHS must pay for care in the community or in that institution for mental diseases for individuals meeting certain criteria. Current law also requires DHS to pay for relocations of certain individuals who have mental illness to the community. The bill eliminates both of these requirements.

CHILDREN

Under current law, monthly subsidized guardianship payments may be made to the guardian of a child who has been adjudged to be in need of protection or services if certain additional conditions have been met. In addition, current law permits DCF to provide payments to the adoptive parents of a child with special needs to assist in

the cost of care of the child (adoption assistance). Subject to certain exceptions, subsidized guardianship payments and adoption assistance end when the child attains 18 years of age.

This bill permits subsidized guardianship payments to be made or adoption assistance to be provided until a child attains 21 years of age if the child is a full-time student at a secondary school or its vocational or technical equivalent (full-time student), an individualized education program (IEP) is in effect for the child, and the subsidized guardianship or adoption assistance agreement for the child became effective after the child attained 16 years of age. (An IEP is a written statement for a child with a disability developed by an IEP team appointed by the child's local educational agency that includes, among other things, the child's level of academic achievement and functional performance, measurable goals for the child, the special education and related services to be provided to the child, and how the child's progress toward attaining those goals will be measured.)

Under current law, monthly kinship care payments may be made to a relative of a child (kinship care relative) who is providing care for the child if certain additional conditions have been met. Kinship care payments generally end when the child attains 18 years of age, except that those payments may be made until a child attains 21 years of age if the child is a full-time student and an IEP is in effect for the child.

This bill requires, as an additional condition for eligibility for kinship care payments under that exception, that the child be placed in the home of the kinship care relative under an order of the court assigned to exercise jurisdiction under the Children's Code and the Juvenile Justice Code (juvenile court) or under a voluntary transition-to-independent-living agreement, which is an agreement under which a child over 18 years of age may continue in out-of-home care and receive services to assist the child in transitioning to independent living until the child attains 21 years of age, is granted a high school or high school equivalency diploma, or terminates the agreement, whichever occurs first.

Under current law, a permanency plan must be prepared for a child who is placed outside the home under a juvenile court order or under a voluntary agreement. (A permanency plan is a plan designed to ensure that a child who is placed outside the home is reunified with his or her family whenever appropriate or that the child quickly attains a placement providing long-term stability.)

This bill requires a permanency plan to be prepared for a child who is placed outside the home under a voluntary transition-to-independent-living agreement. The bill also, with respect to voluntary transition-to-independent-living agreements: 1) requires the juvenile court, by no later than 180 days after the date of the agreement, to determine whether placement of the child in out-of-home care under the agreement is in the best interests of the child; 2) provides that if DCF, DOC, or a county enters into such an agreement with a child, the agreement must

specifically state that DCF, DOC, or the county has placement and care responsibility for the child and has primary responsibility for providing services to the child; and 3) grants to any person who is aggrieved by an agency's failure to enter into such an agreement or termination of such an agreement the right to a contested case hearing under the state administrative procedures laws.

Under current law, subject to certain exceptions, a facility where five or more adults who do not require care above intermediate level nursing care reside and receive care, treatment, or services that are above the level of room and board must be licensed as a community-based residential facility (CBRF). This bill provides that a facility licensed as a foster home, group home, or residential care center for children and youth (facility) that provides care for a person 18 years of age or over, but under 21 years of age, who is placed in the facility under an order of the juvenile court, a voluntary transition-to-independent-living agreement, or the placement and care responsibility of another state is not required to also be licensed as a CBRF.

Under current law, if an agency to which a report of child abuse is made determines that a child is in need of services, the agency must offer to provide appropriate services or make arrangements for the provision of services. This bill appropriates general purpose revenues to DCF to purchase or provide treatment and

---

services for children who are the victims of sex trafficking. The bill requires DCF, within the availability of that funding, to ensure that such treatment and services are available to children in all geographic areas of the state, including both urban and rural communities.

Under current law, DCF, a county, or an agency contracted with to certify child care providers must require any person applying for issuance, continuation, or renewal of a child care provider license, certificate, or contract to complete a background information form. This bill exempts these persons from completing such a form when applying to continue or renew a license, certification, or contract.

Under current law, every four years an entity that provides care for children must require all of its caregivers and nonclient residents to complete a background information form provided by DCF, except that a child care provider must require the form to be completed every year. This bill exempts child care providers from the four-year requirement and instead obligates them to require any new caregiver or nonclient resident to complete the form.

HEALTH

Under current law, DHS administers the Senior Care program, which provides assistance to the elderly in the purchase of prescription drugs. To be eligible for

Senior Care, a person must be a resident of the state, be at least 65 years of age, not
be a recipient of prescription drug coverage through Medical Assistance, have a household income that does not exceed 240 percent of the federal poverty line, and pay a program enrollment fee. This bill adds as a requirement for eligibility for Senior Care that the person must apply for and, if eligible, enroll in Medicare Part D, which is a federal prescription drug assistance program.

Currently, DHS administers community-based, long-term care programs including: the Family Care program which provides long-term care to frail elders or adults with physical or developmental disabilities in certain counties; the self-directed services option known as IRIS; the Community Options Program (COP); and the Family Care Partnership Program (FCPP) and the Program of All-Inclusive Care for the Elderly (PACE). In addition to long-term care services, FCPP and PACE also provide primary and acute health care services.

Family Care currently operates under a waiver of federal Medicaid law and is
funded jointly by the federal government and the state MA program. A care management organization (CMO) enrolls individuals in the Family Care program and administers the Family Care benefit under a contract with DHS. DHS may contract with a county, a long-term care district, a governing body of a tribe or band
or the Great Lakes Inter-Tribal Council, a joint association of those entities, or a private organization to be a CMO.

The bill requires DHS to obtain the necessary federal approval to implement
changes to Family Care, FCPP, and PACE including all of the following changes: eliminating long-term care districts; allowing DHS to add primary and acute health care services to the Family Care benefit, allowing CMOs to provide services statewide and not only in a specified geographic area; allowing DHS to contract with
any applicants that it certifies as meeting the requirements to be a CMO and eliminates the requirement that DHS solicit proposals for contracts; generally

---

allowing Family Care enrollees to switch CMOs only in an open enrollment period; and requiring administration of Family Care statewide. The bill eliminates the separate IRIS program but specifies that individuals may self-direct their services within the Family Care program. The bill also eliminates the requirement that CMOs obtain a permit from OCI but specifies that when the Family Care program begins to operate statewide CMOs are insurers and may be regulated as insurance by OCI. Once Family Care operates statewide, DHS is allowed to discontinue enrollment in certain other long-term care programs as specified in the bill.

Resource centers currently provide information and referral services among
other functions, including determining eligibility and assisting individuals to enroll in a CMO. Currently, resource centers are required to provide all services specified by law. The bill allows DHS to contract with a resource center or a private entity for
some or all of the services. The bill also eliminates the requirement that a resource

center has a governing board and eliminates the requirement to create long-term care advisory committees.

COP is one of the programs that DHS may discontinue once Family Care is available. The bill also creates a Children's Community Options Program (Children's COP) that provides long-term community support services to individuals up to age 22 who have a disability. Children who seek services are assessed for Children's COP and a county department or private nonprofit agency will create a case plan and arrange for services. The bill requires DHS to create a scale for assessment of a fee for Children's COP based on ability to pay. DHS seeks a waiver of federal Medicaid law to obtain federal funding for Children's COP. The bill eliminates the Family Support Program.

Under current law, DHS must, after the start of each fiscal year, estimate the total amount of its expenditures for department operations for that fiscal year. Based on that estimate, DHS assesses certain health care providers for the estimated total amount, less certain amounts received for administrative purposes. This bill eliminates the authorization for DHS to charge assessments to health care providers.

OTHER HEALTH AND HUMAN SERVICES

The bill transfers oversight of restaurants, lodging, and recreation from DHS, which currently regulates those areas, to DATCP. In addition, the bill transfers oversight of tattooing, body piercing, and tanning from DHS to the new Department of Financial Institutions and Professional standards.

Under current law, for cases in which the payee is receiving services under DCF's child and spousal support and establishment of paternity and medical support liability program or in which the state is a real party in interest as specified under current law, DCF must certify to DOR, for purposes of collection through intercepting state income tax refunds, delinquent payments of child support, family support, maintenance, past support, medical expenses, birth expenses, and centralized receipt and disbursement fees, which must be paid annually by persons who are obligated to pay support or maintenance. This bill provides that DCF must also, at least annually, certify to DOR delinquent payments of centralized receipt and

---

disbursement fees that are owed by all other persons not already subject to the certifications.

Under current law, if a person who owes child support under a court order is delinquent in the payment of support, the amount of the delinquent support is entered on the statewide support lien docket and becomes a lien in favor of the DCF. DCF may enforce the lien by sending a notice of levy to a financial institution at which the person has an account. DCF may also send to a financial institution a request from another state to enforce a child support lien in favor of the other state.

Under this bill, in addition to sending child support to another state to enforce the other state's lien in response to a request sent by DCF, a financial institution is required to honor a notice of levy or request to enforce a lien in favor of another state
that it receives directly from the other state.

Under current law, DWD assists individuals with disabilities in gaining employment through its vocational rehabilitation (VR) program, which is funded through a combination of state and federal matching dollars. In addition, DWD receives certain moneys from the federal government as reimbursement for the fact that individuals who gain employment with assistance from the VR program no longer receive certain benefits from social security. DWD must allocate $600,000 of those reimbursement dollars and, using the moneys so allocated, make grants to independent living centers for providing nonresidential services to severely disabled
individuals. Also under current law, DHS must make general purpose revenue (GPR)-funded grants to independent living centers for providing nonresidential services to severely disabled individuals. An independent living center, in order to receive a grant from either DWD or DHS, must comply with certain requirements under state and federal law. Also, under federal law, states may receive financial assistance for purposes including providing, expanding, and improving independent
living services.

This bill, instead of requiring that DWD allocate $600,000 in social security
reimbursement funds to provide these grants, requires DWD to transfer $600,000 of
those moneys to DHS and allows DHS to provide grants using those moneys, as well
as the federal independent living center financial assistance moneys.

INSURANCE

Under current law, a local governmental unit may insure its property in the
local government property insurance fund (fund), which is managed by the commissioner of insurance and provides protection for the property insured in the fund against fire and extended coverage perils. The bill provides that no new coverage may be issued under the fund on or after July 1, 2015; no coverage may be renewed after December 31, 2015; no coverage may extend beyond December 31, 2016; all claims must be filed by July 1, 2017, or they will not be covered under the fund; and any moneys remaining after all fund operations cease will be distributed among the local governmental units that were insured on July 1, 2015.

JUSTICE

This bill requires DOJ to provide grants to state agencies, local units of government, and private organizations to support the investigation, prosecution, or prevention of crime; to enhance public safety; to facilitate information sharing

---

among jurisdictions and among agencies; to support crime victims; and to reduce recidivism and crime. DOJ must consult with local law enforcement, district

attorneys, the secretary of corrections, the director of state courts, and the public defender to develop a strategic plan for the grants.

This bill transfers, from DOA to DOJ, the state prosecutor office, which provides administrative and legal support to district attorneys statewide.

The bill allows the attorney general to appoint, in the unclassified service of the state civil service system, a solicitor general and up to three deputy solicitors general and to assign assistant attorneys general to assist the solicitor general.

Under the bill, DOJ transfers a portion of the moneys it receives from a crime laboratory surcharge and from a deoxyribonucleic acid analysis surcharge paid by persons who commit certain offenses to the appropriation account that pays for crime laboratory equipment.

LOCAL GOVERNMENT

This bill creates a sports and entertainment district (district) with powers and duties to facilitate the construction of a basketball arena, as well as other sports and entertainment facilities (facilities), in a county with a population of more than 500,000 that has a first class city (collectively, local units) in which a professional basketball team's home arena is currently located. Generally, the district is governed by a board of nine members nominated by the governor and confirmed by of the senate. Also under the bill, the county executive and mayor of a local unit may each appoint one additional member to the board if the local unit provides funding to the district.

Board members must be Wisconsin residents, have executive and managerial experience, and may not be elective office holders or candidates for elective office. The district may not incur debt or impose taxes and may operate and manage the basketball arena and other facilities. The bill permits the Bradley Center Sports and Entertainment Corporation, which currently owns the Bradley Center, to transfer the ownership and debt of the Bradley Center to the district.

The bill authorizes the state to issue or contract $220,000,000 in appropriation obligations to be used as a grant to assist a district in the construction of facilities, including the acquisition or lease of property. Under the bill, the state may only provide such a grant if the district has secured additional funding for the project in an amount at least equal to $300,000,000.

Any lease between the team and the district for the use of the facilities must provide that, if the team fails to fulfill its obligations under the lease, the team will pay the state an amount that is sufficient to pay off the appropriation obligations.

Generally under current law, if a municipality (a city, village, or town) changes its boundaries or its name, or if it changes status, the municipality must file a certified copy of the change with the secretary of state. Depending on the type of

municipal action taken, the secretary of state may be required to notify other state agencies and may be required to issue a certificate of incorporation to the municipality. Under this bill, certified copies of such changes, and related certificates of incorporation changes, must be filed with, and issued by, the secretary
of DOA.

Under current law, a person who is convicted of a crime is generally ordered to pay various surcharges that fund a variety of programs related to criminal justice. The bill creates a surcharge of $20 for each felony and misdemeanor that the clerk of court forwards to the county treasurer, for retention in a crime prevention fund. Moneys from the fund are distributed as grants at the direction of a crime prevention
funding board (CPFB).

Under the bill, a CPFB is created in every county whose treasurer receives funds from the surcharge. Each CPFB consists of seven members, who serve for a term that is determined by the CPFB: the presiding judge of the circuit court, or his or her designee; the district attorney, or his or her designee; the sheriff, or his or her
designee; the county executive, county administrator, or county board chairperson, or his or her designee; the chief elected official of the city, village, or town with the largest population in the county, or his or her designee; a person chosen by a majority
vote of the top law enforcement officials of the departments that are located in the county; and a person chosen by the county's public defender's office. Members of a CPFB may be reimbursed for expenses but may not receive any other compensation.

A CPFB may solicit grant applications from certain specified entities and may
award grants to such entities. At least one-half of the funds must go to one or more private, nonprofit organizations that has as its primary purpose preventing crime, providing a funding source for crime prevention programs, encouraging the public to report crime, or assisting law enforcement agencies in the apprehension of criminal offenders. A CPFB may direct that the rest of the funds be distributed to a law enforcement agency that has a crime prevention fund, if the contribution is credited to the crime prevention fund and is used for crime prevention purposes.

The bill requires that a CPFB and any entity that receives a grant from a CPFB
must submit an annual report to certain specified entities detailing the amounts spent, the purposes for which the grants were spent, and contact information for the
entity and the entity's leaders. The reports must be distributed to the clerk of court for the county that distributed the funds, the county board, and the governing bodies
of the cities, villages, and towns in the county.

Under current law, DOR may enter into debt collection agreements with the
courts and local units of government. This bill specifies that a county board may enter into a debt collection agreement with DOR.

Under current law, a city, village, town, or county (political subdivision) may establish a lean program to increase the value of the goods and services the political subdivision provides with the fewest possible resources and may contract with a business to help the political subdivision in establishing its lean program. This bill repeals the lean program for political subdivisions.

This bill directs each municipal clerk to, no later than October 15 of each year following the year of a federal decennial census, transmit to the county clerk a report confirming the boundaries of the municipality and each ward within the municipality. Under the bill, the report must be accompanied by a map showing the municipal and ward boundaries and a list of the census block numbers of which the municipality and each ward within the municipality are comprised.

The bill also directs each county clerk to biennially transmit to the Legislative Technology Services Bureau (LTSB), in an electronic format approved by LTSB, a report confirming the boundaries of each municipality and each ward and supervisory district within the county. Upon receipt of the information from each county clerk at each reporting interval, LTSB must reconcile and compile the information received into a statewide data base consisting of municipal boundary information for the entire state.

MILITARY AFFAIRS

This bill creates an Office of Continuity of Government (office) in DOA. The bill requires the office to consult with the administrator of the Division of Emergency Management in DMA to establish and administer a program to ensure the continuity of government operations during a disaster. The office must establish and help administer a continuity of operations plan for each agency or other body in the executive branch of state government, unless the office delegates that responsibility to the state agency.

NATURAL RESOURCES

GOVERNANCE

Under current law, the Natural Resources Board (board) is the policy-making entity for DNR. The board approves DNR's rules, sells land, and appoints high-level staff. This bill transfers this authority from the board to the secretary of natural resources and changes the board to a council, which is an advisory body.

FORESTRY

This bill requires DNR to develop a plan to move the headquarters of the Division of Forestry from the city of Madison to a northern Wisconsin location, including a description of the costs of relocating the headquarters, a timeline for implementing the relocation, and a list of location options.

Under current law, DNR is required to award cost-sharing urban forestry grants to local governments and certain other entities for activities relating to trees and tree projects in urban areas (cost-sharing urban forestry grants). DNR may also
award urban forestry grants (discretionary urban forestry grants) to certain entities
for cost relating to trees that have been damaged by storms. This bill eliminates DNR's authority to award discretionary urban forestry grants. The bill also limits the purposes for which DNR may award cost-sharing urban forestry grants.

Under the Managed Forest Land Program administered by DNR, the owner of
a parcel of land designated as managed forest land (MFL) makes an annual acreage
share payment that is lower than, and in lieu of, the property taxes that normally would be payable on the land. In exchange, the owner must comply with the terms of a management plan approved by DNR.

This bill provides that, if timber cutting is required under the terms of an MFL
management plan, the owner is not required to obtain DNR approval of the cutting if prior notice is provided to DNR by a cooperating forester.

OTHER NATURAL RESOURCES

Current law authorizes the state to incur public debt for certain conservation
activities under the Warren Knowles-Gaylord Nelson Stewardship 2000 Program

---

(stewardship program), which is administered by DNR. The state may incur this debt to acquire land for the state for conservation purposes and for property development activities and may award grants to others to acquire lands for these purposes.

The stewardship program consists of five subprograms. This bill prohibits DNR from obligating amounts under the land acquisition subprogram beginning in fiscal year 2015-16 if the general fund annual debt service under the stewardship program exceeds $54,305,700.

Current law requires DNR to set aside certain amounts under the property development and local assistance subprogram to be obligated for the purpose of infrastructure improvements to the Kettle Moraine Springs fish hatchery. This bill requires DNR to set aside an additional $7,000,000 in fiscal year 2016-17 and an additional $7,000,000 in fiscal year 2017-18 for this purpose.

Current law authorizes DNR to contract public debt to fund a dam safety program. DNR has bonding authority for the program of up to $17,500,000, the debt
service on which is paid from the general fund. DNR also has additional bonding authority under the program of up to $6,600,000, the debt service on which is paid from the conservation fund. This bill increases DNR's bonding authority, the debt service on which is paid from the general fund, by $4,000,000.

This bill increases certain fees for vehicle admission receipts, which a vehicle
must display to enter any state park or certain other properties under the

jurisdiction of DNR. This bill also increases the nightly fees for use of a campsite in a state park, state forest, or other lands under the jurisdiction of DNR.

Under current law, DNR administers various grant and financial assistance programs. This bill eliminates the following:

1. A program that provides annual grants to nonprofit corporations for certain urban open space objectives.

2. A program that provides grants to nonprofit corporations that conduct activities related to the ice age trail.

3. Funding for interpretive programming at the Northern Great Lakes Center.

4. Two programs that provide grants to nonprofit corporations to conduct various conservation activities.

5. Funding for the operational costs of the Florence Wild Rivers Interpretive Center.

6. A program to award contracts to nonprofit corporations to assist nonprofit river management organizations.

7. A program to award contracts to nonprofit corporations for lake classification and management projects.

8. Funding to repair the Fox River navigational system.

9. A program to award grants to counties to fund a percentage of the salary of a professional forester.

10. Funding for a forestry and fire prevention study.

11. A program to provide grants certification for master logger certification or logger safety training.

---

12. A program to award grants to a nonprofit organization to provide education on hunting, fishing, and trapping and to establish programs to recruit persons to engage in those activities.

13. A program to award grants to promote the safe operation of all-terrain vehicles.

RETIREMENT AND GROUP INSURANCE

Currently, state employees may receive health care coverage under Group Insurance Board plans and qualify for employer contributions toward the payment of their health insurance premiums depending on the number of hours they are employed during the year. This bill permits state employees to be paid an annual stipend of $2,000 in lieu of health insurance coverage.

This bill increases the terms of appointed members of the Group Insurance Board from two years to four years, expiring on May 1 of the odd-numbered years.

SAFETY AND PROFESSIONAL SERVICES

ELIMINATION OF DSPS

Under current law, DSPS and the various boards and councils attached to DSPS regulate professional licensure and buildings and safety in Wisconsin. Effective January 1, 2016, this bill eliminates DSPS and transfers all of its functions to DFIPS. The bill attaches to DFIPS the various boards and councils attached to DSPS under current law.

PROFESSIONAL LICENSURE

Under current law, the licensure period for most credentials issued by DSPS or a credentialing board under DSPS is two years, with renewal dates in either the odd-numbered or even-numbered year.

This bill instead provides that the licensure period for most credentials is four years, staggered so that the actual renewal dates for credential holders who have even-numbered birth years are two years apart from the renewal dates for credential holders who have odd-numbered birth years. The bill also provides that the change from two-year to four-year credential periods may be phased in over time.

Under current law, the Veterinary Examining Board (board) regulates the practice of veterinarians and veterinary technicians in Wisconsin. Currently, the board is under the umbrella of DSPS. This bill transfers the board to the DATCP.

Current law requires the Pharmacy Examining Board (PEB) to establish by rule and administer a prescription drug monitoring program (PDMP). The PDMP requires pharmacies and physicians or other practitioners to generate a record documenting each dispensing of a prescription drug by the pharmacy or practitioner that is covered by the PDMP, generally a controlled substance or other drug the PEB identifies as having a substantial potential for abuse. Among other requirements, the pharmacy or practitioner must deliver records generated under the PDMP to the PEB. This bill transfers the PDMP to the Controlled Substances Board (CSB), which, like the PEB, is attached to DSPS.

The bill also adds all of the following members to the current membership of the CSB:

---

1. The chairperson of the Medical Examining Board or his or her designee.

2. The chairperson of the Dentistry Examining Board or his or her designee.

3. The chairperson of the Board of Nursing or his or her designee.

The bill also specifies that the PEB may disclose a record generated under the PDMP to law enforcement agencies, including under circumstances indicating suspicious or critically dangerous conduct or practices of a pharmacy, pharmacist, practitioner, or patient.

Current law further requires the PEB to specify by rule the discipline for failure to comply with the PDMP. Under the bill, those rules must permit the board to refer to the appropriate board for discipline, or the appropriate law enforcement agency for investigation and possible prosecution, a pharmacist, pharmacy, or practitioner that fails to comply with the PDMP.

BUILDINGS AND SAFETY

This bill transfers DSPS's responsibilities with respect to administration of the laws regulating private on-site wastewater treatment systems (POWTS) to DNR and eliminates a program to provide grants to individuals and businesses who are served by failing POWTS.

This bill further transfers $21,000,000 from the petroleum inspection fund to the transportation fund in each year of the fiscal biennium.

STATE GOVERNMENT

STATE FINANCE

This bill increases the amount of state public debt to refund any unpaid indebtedness used to finance tax-supported or self-amortizing facilities from $3,785,000,000 to $5,285,000,000.

The bill extends into the 2016-17 fiscal year a lapse requirement imposed for most state agencies during the 2013-15 fiscal biennium. Under the bill, the secretary of administration must lapse moneys to the general fund from executive branch state agency general purpose revenue and program revenue appropriations.

The bill requires the cochairpersons of the Joint Committee on Legislative Organization, during the 2015-17 fiscal biennium, to ensure that $9,232,200 is lapsed from sum certain general purpose revenue appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

Currently, in any fiscal year, the secretary of administration may temporarily reallocate moneys to the general fund from other funds in an amount not to exceed 5 percent of the total general purpose revenue appropriations for that fiscal year. In 2013 Wisconsin Act 20, this amount was increased to 9 percent for the 2013-15 fiscal biennium. This bill makes the increase to 9 percent permanent.

Current statutes provide that no bill directly or indirectly affecting general purpose revenues may be adopted if the bill would cause the estimated general fund balance on June 30 of any fiscal year to be less than a certain amount of the total general purpose revenue appropriations for that fiscal year. For fiscal years 2017-18 and 2018-19, and for each fiscal year thereafter, the amount is 2 percent of total general purpose revenue appropriations for that fiscal year.

This bill provides that for fiscal years 2017-18 and 2018-19, the amount is $65,000,000; and for 2019-20 and each fiscal year thereafter, the amount is 2 percent of total general purpose revenue appropriations for that fiscal year.

OTHER STATE GOVERNMENT

This bill specifies a method by which most Building Commission approvals will be made. Other than a pre-budget request for a project budget increase or of a substantial change in an enumerated project, Building Commission approvals are made by a passive review process. Requests for approval are submitted in writing to the Building Commission. If, within 14 working days after the date of that written request, a majority of the members of the Building Commission do not request that the Building Commission schedule a meeting to review the request, the request is approved.

Also under this bill, at the first meeting of the Building Commission following the enactment of the biennial budget act, the Building Commission may 1) authorize DOA to contract certain public debt in an amount not to exceed the amount that the Building Commission is authorized to contract; 2) release an amount not to exceed the amount of state building trust fund moneys to DOA for planning for enumerated projects; and 3) authorize DOA to issue revenue-obligation refunding obligations. Also, after this first meeting of the Building Commission, DOA must report quarterly to the Building Commission regarding the status of projects under the state building program.

Under current law DOA may prepare a request for the issuance of operating notes and may submit the request to the Building Commission. The request must be signed by the governor and the secretary of administration and is subject to review by JCF.

Under this bill, DOA is not required to submit a request for the issuance of operating notes to the Building Commission. Instead, DOA may prepare an authorizing certification for the issuance of operating notes that must be signed by the secretary, must be transmitted to the governor, and is subject to review by JCF.

Under current law, the Building Commission may authorize money from the state building trust fund to be available for a project costing $760,000 or less and the building commission may authorize the design and construction of any building, the acquisition of land, or the repair or improvement of any building, structure, or facility that costs more than $760,000 only if the project is enumerated in the state building program. This bill increases each of those thresholds to $3,000,000. Also, current law generally prohibits the state from entering into a contract for the

construction of or addition to any building in connection with a building project involving a cost that exceeds $185,000 without approval by the building commission.

This bill increases that threshold to $760,000. Under current law, a contract to perform for the state any engineering services, architectural services, construction work, or limited trades work that involves an expenditure over $60,000 must be approved by the governor. This bill increases that threshold to $150,000.

Under current law, DOA manages all engineering, design, and construction work for state agencies, including the UW System, but DOA may delegate its management authority to an agency for a specific project. Plans and specifications for all work on UW projects are subject to approval of DOA. Under this bill, a project for UWSA, which is created effective July 1, 2016, under this bill, is subject to Building Commission approval and DOA supervision if the project is funded entirely from general purpose revenues. For any project of UWSA that is not funded entirely by general purpose revenues, Building Commission approval is not required and UWSA is in charge of all aspects of the project, except that DOA is still responsible for the bidding process on a project of UWSA that costs at least $760,000. DOA may not charge UWSA for conducting the bidding process on such a project.

Currently, the UW System may not accept a gift or grant of real property valued in excess of $150,000 or any gift of a building, structure, or facility that is constructed for the benefit of the UW System without approval of the Building Commission. Under the bill, this restriction does not apply to UWSA.

Under current law, the Office of State Employment Relations (OSER) administers the state civil service and is attached to DOA for administrative purposes. Within OSER there is a Division of Merit Recruitment and Selection. This bill restructures OSER into a Division of Personnel Management in DOA, managed by an unclassified division administrator, and restructures the Division of Merit Recruitment and Selection, managed by an unclassified director, into a Bureau of Merit Recruitment and Selection in the Division of Personnel Management.

Current law makes annual and biennial appropriations from the universal service fund (USF) for various telecommunications and other programs. Current law also requires the PSC to administer a grant program for constructing broadband infrastructure in underserved areas. This bill provides funding for the grant program by transferring to the PSC, at the end of each fiscal year or fiscal biennium, the unencumbered balances from the USF-funded appropriations. The bill also makes an appropriation from the USF to the PSC for the grant program. Also under the existing grant program, the PSC makes grants to eligible applicants for the purpose of constructing broadband infrastructure in underserved areas designated

by the PSC. Under this bill, the criteria for awarding grants under the program must give priority to projects that are scalable.

This bill requires the PSC to study health issues related to wind energy systems and submit a report on the study to the governor and legislature. Current law requires the wind siting council to survey peer-reviewed scientific research regarding the health impacts of such systems. The bill allows the PSC's study to consider, but not replicate, those surveys.

Under current law, DOA administers requirements for providing relocation assistance to persons displaced when their property is condemned for public improvements. This bill requires the PSC, instead of DOA, to administer those requirements. Also under current law, DOA has established a state energy office to administer certain programs funded by the federal Department of Energy. The bill transfers the administration of those programs to the PSC.

Current law permits DOA, or its agents, to enter into contracts for services, and requires DOA to promulgate rules for the procurement of contractual services.

This bill clarifies that "contractual services" does not include information technology products or services that are delivered using a subscription and central hosting delivery model. The bill also eliminates the current requirement that DOA promulgate rules requiring agencies to conduct a cost-benefit analysis and review the continued appropriateness of contractual service procurements of more than $50,000.

This bill permits DOA to transfer to DOA staff and equipment related to the provision of information technology security or desktop management services from another executive branch agency that has a secretary serving at the pleasure of the governor. The bill also permits DOA to assess those executive branch agencies for information technology services provided by DOA.

This bill requires DOA to administer human resources and payroll services, finance services, budget and procurement functions, and information technology services for certain state agencies and boards. This bill also requires DOA to study an enterprise-wide model for shared services and to submit an implementation plan incorporating the results of the study to the governor and the legislature by June 30, 2016.

Under current law, DOA administers the Technology for Educational Achievement program, known as TEACH, that offers telecommunication access to certain educational agencies at discounted rates and by subsidizing the cost of installing data lines and video links. Under current law, subject to certain exceptions, an educational agency may request access to only one data line or one video link under the TEACH program. Under the bill, an educational agency may request access to multiple data lines and video links under the TEACH program.

This bill transfers the governor's authority to make literacy improvement grants and literacy development grants to DCF and transfers the Read to Lead Development Council from the office of the governor to DCF.

This bill eliminates the authority of the secretary of state to appoint an assistant secretary of state and the authority of the state treasurer to appoint an assistant state treasurer.

TAXATION

INCOME TAXATION

Under current law, WEDC may certify a person to claim a state tax credit to supplement the federal historic rehabilitation tax credit. Under the bill, FWDA may certify up to $10,000,000 in any year for this tax credit and must adopt policies and procedures for evaluating claims and certifying credits. FWDA may not certify a person for the credit if the person has no state income tax liability, may certify a nonprofit entity for the credit if the entity intends to transfer the credit to a person with a tax liability.

The bill also requires a person to report to FWDA the number of full-time jobs created by the activity for which the person claimed a credit. If the activity creates fewer jobs than projected, the person must repay to DOR any amount of the credit in proportion to the number of jobs created compared to the number projected.

The bill eliminates the portion of the supplement to the federal historic rehabilitation tax credit that applies to buildings first placed in service before 1936.

Under current law, a person may claim the economic development tax credit for eligible activities in economically distressed areas of the state, as determined by

---

WEDC. Currently, a person may also claim a jobs tax credit equal to 10 percent of the wages paid to employees whose wages satisfy certain thresholds.

This bill eliminates the economic development tax credit and the jobs tax credit and creates the business development credit. Under the business development credit, a person certified by FWDA may claim all of the following:

1. An amount not exceeding 10 percent of the amount of wages that the person paid to an employee in a full-time position.

2. An amount not exceeding 5 percent of the amount of wages that the person paid to an employee in a full-time position, if the eligible position is at the claimant's business in an economically distressed area.

3. An amount not exceeding 50 percent of the costs incurred to undertake certain job-training activities.

4. An amount not exceeding 3 percent of the personal property investment and 5 percent of the real property investment in certain capital investment projects.

5. A percentage of wages paid to a full-time employee performing corporate headquarters functions in Wisconsin.

The bill makes technical changes to the manufacturing and agriculture tax credit and changes the jobs tax credit appropriation from a continuing appropriation to a sum sufficient appropriation.

The bill modifies the definitions of "Internal Revenue Code," for state income and franchise tax purposes, in order to adopt federal law provisions related to cooperative and small employer charity pension plans and the tribal general welfare exclusion act.

The bill repeals expired development zone tax credits.

PROPERTY TAXATION

Beginning with the property tax assessments on January 1, 2017, counties will assess all property, other than manufacturing property, within their boundaries. Counties that are contiguous to one another may also create regional assessment units to assess all property within the region. A first or second class city that is conducting its own assessments as of January 1, 2015, may continue to do so, but if, in subsequent years, the city fails to assess property at its full value, the city becomes subject to the county or regional assessment unit assessment.

The bill increases the appropriation for the school levy property tax credits so that the total amount distributed to claim against a person's property tax liability is $958,600,000 in 2016 and $853,000,000 in each year thereafter. Currently, the annual distribution is $747,400,000.

OTHER TAXATION

This bill modifies the definition of a "retailer engaged in business in this state" for use tax purposes, so that it includes the following:

1. Any person repairing or installing equipment in this state.

2. Any person delivering goods into this state in a vehicle owned by the business that is selling the goods.

3. Any person performing construction activities in this state.

Under current law, DOR is authorized to set off refunds due a taxpayer against debts that the taxpayer owes state agencies, local governments, and the federal government. If any amounts remain after the setoffs are satisfied, the taxpayer receives the balance. The bill specifies that a taxpayer does not have any right to refunds until the setoff procedure has been completed.

The bill excludes the operator of a distribution facility selling tangible personal

property, coins, and stamps on behalf of a third-party seller from the definition of "retailer" for purposes of imposing and collecting sales and use taxes.

Under current law, an agent of DOR may execute a tax warrant against the property of a delinquent taxpayer. The property may be sold, in the county in which the warrant is filed, at a sale or auction under the same procedures that would apply to a sheriff's sale or auction of the property. Some of the applicable procedures require that the auction be held between 9:00 a.m. and 5:00 p.m. and that the property be within view of those attending the sale. The bill provides that a sale or auction of property under a DOR issued tax warrant may be conducted by DOR or by a third-party entity. In addition, the bill authorizes DOR or the third-party entity to hold the sale in any county in the state and in any manner that DOR believes will bring the highest net bid or price, including an Internet-based auction or sale.

The bill changes the effective date of provisions related to sales tax return adjustments for private label credit card bad debt from July 1, 2015, to July 1, 2017.

TRANSPORTATION

HIGHWAYS

Current law specifies that southeast Wisconsin freeway megaprojects are highway projects on southeast Wisconsin freeways that have a total cost of more than $500,000,000. DOT may not provide funding for construction of these projects without legislative approval. This bill authorizes DOT to provide funding for construction of the I 94 east-west project.

Under current law, the Building Commission may issue revenue bonds for certain major highway projects and transportation administrative facilities. This bill increases the revenue bond limit from $3,768,059,300 to $4,779,086,300.

This bill also provides that revenue bond proceeds may be expended for the southeast Wisconsin freeway megaprojects that have been approved by the legislature.

This bill allows general obligation bonds in an amount not exceeding $383,386,600 under one of the provisions authorizing bonding for DOT to fund state highway rehabilitation projects.

This bill allows general obligation bonds, in an amount not exceeding $255,000,000, for DOT to fund major interstate bridge projects. This bill allows general obligation bonds, in an amount not exceeding $216,800,000 for DOT to fund high-cost state highway bridge projects.

Under current law, with several exceptions, DOT is required to ensure that bikeways and pedestrian ways are established in all new highway construction and reconstruction projects funded from state or federal funds. Under this bill, these requirements are repealed.

Under current law, highway improvement projects undertaken by DOT must

be executed by contract based on bids, with limited exceptions. This bill authorizes DOT, for no more than three highway improvement projects, to enter into contracts

using a construction manager-general contractor process. Under this process, the department contracts with a provider of construction services to supervise the design
work for the project and, subject to an acceptable proposal, contracts with the provider of construction services for construction of the project.

Under current law, with certain exceptions, DOT may not expend more than 1.5
percent of the project costs of any highway improvement project on elements DOT determines are primarily related to the aesthetic preferences of communities adjacent to the project (community sensitive solutions). Under this bill, DOT may not expend any state funds for community sensitive solutions.

DRIVERS AND MOTOR VEHICLES

Under current law, most operator's licenses issued by DOT must be renewed
every eight years. In general, an applicant for renewal of an operator's license must pass an eyesight test and have his or her photograph taken.

Under this bill, if an applicant for renewal of a license to operate only "Class D"
vehicles satisfies eligibility requirements established by DOT, the applicant may apply for renewal, and DOT may renew the license, by electronic means and without
a photograph. The procedure may be used by an applicant once in each 16-year period.

Under current law, DOT issues identification cards, to be used for identification
purposes only, to residents who do not possess valid operator's licenses. The cards expire eight years from the date of the person's next birthday. Under this bill, an identification card issued to a person who is 65 years of age or older at the time of issuance does not expire.

Under current law, various rules govern the expiration of operator's licenses.
Most operator's licenses issued by DOT expire eight years after the date of issuance.
Probationary licenses and original licenses other than instruction permits expire two
years from the date of the person's next birthday. Licenses issued to certain persons
who move to the state and who have been licensed in another state expire three years
from the date of the person's next birthday.

Under this bill, specific provisions regarding the expiration date of original licenses other than instruction permits and licenses issued to persons who move to the state are repealed. In general, under this bill, licenses issued to persons who move to the state will expire eight years after the date of issuance.

Under current law, the fee for the initial issuance of a license authorizing only the operation of "Class D" vehicles is $18 and the fee for the renewal of such a license is $24. Under this bill, the fee for the issuance or renewal of such a license, except a probationary license, is $24 and the fee for the issuance of a probationary license is $18.

Under current law, certain persons who transport passengers or property by motor vehicle on highways (motor carriers) are subject to certain regulations. Current law defines one type of motor carrier, a "private motor carrier," as "any person except a common or contract motor carrier engaged in the transportation of property by motor vehicle other than an automobile or trailer used therewith, upon the public highways." Under this bill, a "private motor carrier" is defined to mean

---

"any person who provides transportation of property or passengers by commercial motor vehicle and is not a contract motor carrier."

Under current law, DOT must charge an applicant for a commercial driver license and for an endorsement to operate a school bus. This bill waives those fees for an applicant holding a military commercial driver license.

TRANSPORTATION AIDS

Under current law, DOT administers a transportation facilities economic assistance and development (TEA) program. Under the program, DOT may award a grant to a political subdivision to provide up to 50 percent of the cost of improvements to transportation facilities, if the political subdivision provides at least 50 percent of the cost of the improvement. This bill increases the state share of the cost of an improvement project to 80 percent of the total project cost and reduces the local share to 20 percent of the total project cost.

RAIL AND AIR TRANSPORTATION

This bill allows general obligation bonding in an amount not exceeding $251,500,000 for railroad property acquisition and improvement and in an amount not exceeding $79,000,000 for rail passenger route development.

Under current law, most public property is subject to local special assessment. One exception provides that certain state highway or railway property is not subject to local special assessment. This bill specifies that certain state property related to freight rail service is not subject to local special assessment.

Under current law DOT may enter into sponsorship agreements under which DOT displays material associated with the sponsor at locations owned or controlled by DOT for a fee or provision of services. Fees received by DOT under an agreement may be used by DOT for certain specified purposes, including the maintenance and repair of state trunk highways and routine maintenance activities performed under contract with DOT.

Under this bill, the fees received by DOT for the display of material at a passenger railroad station are deposited into the transportation fund.

OTHER TRANSPORTATION

Under current law, rail transport generally is regulated by the Federal Railroad Administration (FRA). The FRA does not regulate certain public transportation systems that operate along a fixed guideway. This bill creates a transit safety oversight program within DOT, under which DOT may oversee, enforce, investigate, and audit all safety aspects of fixed guideway transit systems.

Under current law, the Building Commission may issue revenue bonds for major highway projects and transportation administrative facilities. DOT may deposit in a special trust fund vehicle registration and titling fee revenues that are pledged for the repayment of these revenue bonds. This bill allows DOT to pledge one-half of motor vehicle fuel tax revenues for the repayment of revenue bonds.

Under current law, DOT administers an elderly and disabled transportation capital assistance program to award grants to qualified private, nonprofit organizations and local public bodies for capital costs related to specialized vehicles and facilities used to provide transportation services to elderly and disabled persons.

This bill changes several of the requirements of the program. Under the bill: 1) the program is not limited to capital costs; 2) the assistance beneficiary category is changed to seniors age 65 or older; 3) DOT need not maintain an annual application cycle; and 4) several statutory requirements that are in addition to federal requirements are eliminated.

This bill transfers administration of the pretrial intoxicated driver intervention grant program from DOT to DHS.

VETERANS

Under current law, DVA administers a grant program for a grant of $500,000 to VETransfer, Inc. (VETransfer), an organization that provides training and other assistance to veterans engaged in entrepreneurship. Of those moneys, VETransfer is required to use at least $300,000 to make grants to Wisconsin veterans or their businesses to cover costs associated with the start-up of veteran-owned businesses located in Wisconsin, and VETransfer is authorized to use up to $200,000 to provide entrepreneurial training and related services to Wisconsin veterans. VETransfer must repay to the state any moneys not used by June 30, 2017.

This bill transfers that grant program to the Forward Wisconsin Development Authority.

Under current law, DVA subsistence payments and health care assistance to certain veterans and their dependents and a person may be eligible for those benefits only if the person is a resident of and living in Wisconsin at the time the person

applies for the benefits. This bill eliminates that residency requirement for such subsistence payments and health care assistance.

Also under current law, the parent of a veteran may be eligible for admission as a resident in a veterans home in Wisconsin. The bill limits that eligibility to a parent of a person who died while serving in the U.S. armed forces.

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

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

SECTION 1. 1.12 (1) (b) of the statutes is amended to read:

1.12 **(1)** (b) "State agency" means an office, department, agency, institution of higher education, the legislature, a legislative service agency, the courts, a judicial branch agency, an association, society, or other body in state government that is created or authorized to be created by the constitution or by law, for which

---

appropriations are made by law, excluding the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 2. 5.15 (1) (c) of the statutes is amended to read:

5.15 **(1)** (c) The wards established by municipal governing bodies in a division ordinance or resolution enacted or adopted under this section shall govern the adjustment of supervisory districts under s. 59.10 (2) (a) and (3) (b) and of aldermanic districts under s. 62.08 (1) for the purpose of local elections beginning on January 1 of the 2nd year commencing after the year of the census until revised under this section on the basis of the results of the next decennial census of population unless adjusted under sub. (2) (f) 4. or 5., (6) (a), or (7), or unless a division is required to effect an act of the legislature redistricting legislative districts under article IV, section 3, of the constitution or redistricting congressional districts. The populations of wards under each decennial ward division shall be determined on the basis of the federal decennial census and any official corrections to the census issued on or before the date of adoption of the division ordinance or resolution to reflect the correct populations of the municipality and the blocks within the municipality on April 1 of the year of the census.

SECTION 3. 5.15 (2) (f) 5. of the statutes is created to read:

5.15 **(2)** (f) 5. Territory that lies between an actual municipal boundary that existed on April 1 of the year of a federal decennial census and an intersecting municipal boundary that deviates from the actual municipal boundary on that date

if the deviating boundary was used by the U.S. bureau of the census to enumerate the population of the municipality in that census.

SECTION 4. 5.15 (4) (b) of the statutes is amended to read:

5.15 **(4)** (b) Within 5 days after adoption or enactment of an ordinance or resolution under this section or any amendment thereto, the municipal clerk shall transmit one copy of the ordinance or resolution or the amendment to the county clerk of each county in which the municipality is contained, accompanied by the list and map specified in par. (a). ~~If the population of the municipality exceeds 10,000, the municipal clerk shall furnish one copy to the legislative reference bureau at the same time.~~ Each copy shall identify the name of the municipality and the county or counties in which it is located.

SECTION 5. 5.15 (4) (bg) of the statutes is created to read:

5.15 **(4)** (bg) No later than October 15 of each year following the year of a federal decennial census, each municipal clerk shall file a report with the county clerk of each county in which the municipality is contained confirming the boundaries of the municipality and of all wards in the municipality. The report shall be accompanied by a map of the municipality and a list of the block numbers of which the municipality and each ward within the municipality are comprised. Within 5 days after notice to the municipal clerk of a judgment that has the effect of changing the municipal boundaries, the clerk shall file the same report. Each report filed under this paragraph shall identify the name of the municipality and the county or counties in which it is located.

SECTION 6. 5.15 (4) (br) of the statutes is created to read:

5.15 **(4)** (br) 1. Except as provided in subd. 2., no later than January 15 and July 15 of each year, the county clerk shall transmit to the legislative technology services bureau a report confirming the boundaries of each municipality, ward, and supervisory district in the county together with a map of the county, in an electronic

---

format approved by the legislative technology services bureau. Each report shall be current to the nearest January 1 or July 1 preceding the date of the report.

2. In each year following the year of a federal decennial census, the July report shall instead be transmitted no later than November 1 and shall be current to the date of the report. The November 1 report shall be accompanied by a list of the block numbers of which the county and each municipality and ward within the county are comprised.

SECTION 7. 5.15 (7) of the statutes is amended to read:

5.15 **(7)** If a new ~~town~~ municipality is created or if part of a ~~town~~ municipality is annexed to a city or village during a decennial period after April 1 of the year of the federal decennial census, the ~~town board~~ governing body of any ~~town~~ municipality to which territory is attached or from which territory is detached, without regard to the time provisions of sub. (1) (b), may, by ordinance or resolution, create new wards or adjust the existing wards in that ~~town~~ municipality to the extent required to reflect the change. If a municipality is consolidated with another municipality during a decennial period after April 1 of the year of the federal decennial census, the governing body of the consolidated municipality, without regard to the time provisions under sub. (1) (b), may, by ordinance or resolution, create new wards or adjust the existing wards of the municipality to the extent required to reflect the change. No ward line adjustment under this subsection may cross the boundary of a congressional, assembly, or supervisory district. ~~The~~ Within 5 days after adoption of the ordinance or resolution, the municipal clerk shall transmit copies of the ordinance or resolution making the adjustment to the county clerk in compliance with sub. (4) (b).

SECTION 8. 7.33 (1) (c) of the statutes is amended to read:

7.33 **(1)** (c) "State agency" has the meaning given under s. 20.001 (1) and includes an authority created under subch. II of ch. 114 or ch. 36, 231, 232, 233, ~~234,~~ or 237.

SECTION 9. 11.36 (1) of the statutes is amended to read:

11.36 **(1)** No person may solicit or receive from any state officer or employee or from any officer or employee of the University of Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System Authority any contribution or service for any political purpose while the officer or employee is engaged in his or her official duties, except that an elected state official may solicit and receive services not constituting a contribution from a state officer or employee or an officer or employee of the University of Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System Authority with respect to a referendum only. Agreement to perform services authorized under this subsection may not be a condition of employment for any such officer or employee.

SECTION 10. 11.36 (3) of the statutes is amended to read:

11.36 **(3)** Every person who has charge or control in a building, office or room occupied for any purpose by this state, by any political subdivision thereof or by the University of Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System Authority shall prohibit the entry of any person into that building, office or room for the purpose of making or receiving a contribution.

SECTION 11. 11.36 (4) of the statutes is amended to read:

11.36 **(4)** No person may enter or remain in any building, office or room occupied for any purpose by the state, by any political subdivision thereof or by the University of Wisconsin Hospitals and Clinics Authority or the University of

Wisconsin System Authority or send or direct a letter or other notice thereto for the purpose of requesting or collecting a contribution.

SECTION 12. 13.101 (6) (a) of the statutes is amended to read:

13.101 **(6)** (a) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the committee may reduce any appropriation made to any board, commission, department, or the University of Wisconsin System, or to any other state agency or activity, by such amount as it deems feasible, not exceeding 25% of the appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af), (aq), (ar), and (au), 20.435 ~~(7)~~ (4) (a) and (5) (da), and 20.437 (2) (a) and (dz) or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any county, city, village, town, or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended under such appropriations in the prior fiscal year which ended June 30. All functions of said state agencies shall be continued in an efficient manner, but because of the uncertainties of the existing situation no public funds should be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reason the committee may make reductions of such appropriations as in its judgment will secure sound financial operations of the administration for said state agencies and at the same time interfere least with their services and activities.

SECTION 13. 13.101 (6) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

13.101 **(6)** (a) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the committee may reduce any appropriation made to any board, commission, or department, ~~or the University of Wisconsin System,~~ or to any other state agency or activity, or to the University of Wisconsin System Authority, by such amount as it deems feasible, not exceeding 25% of the appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af), (aq), (ar), and (au), 20.435 (4) (a) and (5) (da), and 20.437 (2) (a) and (dz) or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any county, city, village, town, or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended under such appropriations in the prior fiscal year which ended June 30. All functions of said state agencies shall be continued in an efficient manner, but because of the

uncertainties of the existing situation no public funds should be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reason the committee may make reductions of such appropriations as in its judgment will secure sound financial operations of the administration for said state agencies and at the same time interfere least with their services and activities.

SECTION 14. 13.121 (4) of the statutes is amended to read:

13.121 **(4)** INSURANCE. For the purpose of premium determinations under s. 40.05 (4) and (5) each member of the legislature shall accrue sick leave at a rate equivalent to a percentage of time worked recommended for such positions by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration and approved by the joint committee on employment relations in the same manner as compensation for such positions is determined under s. 20.923. This percentage of time worked shall be applied to the sick leave accrual rate established under s. 230.35 (2). The approved percentage shall be incorporated into the compensation plan under s. 230.12 (1).

SECTION 15. 13.123 (1) (a) 1. of the statutes is amended to read:

13.123 **(1)** (a) 1. Any member of the legislature who has signified, by affidavit filed with the department of administration, the necessity of establishing a temporary residence at the state capital for the period of any regular or special legislative session shall be entitled to an allowance for expenses incurred for food and lodging for each day that he or she is in Madison on legislative business, but not including any Saturday or Sunday unless the legislator is in actual attendance on such day at a session of the legislature or a meeting of a standing committee of which the legislator is a member. The amount of the allowance for each biennial session shall be 90% of the per diem rate for travel for federal government business within the city of Madison, as established by the federal general services administration. For the purpose of determining the amount of the allowance, the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration shall certify to the chief clerk of each house the federal per diem rate in effect on December 1, or the first business day thereafter if December 1 is not a business day, in each even-numbered year. Each legislator shall file an affidavit with the chief clerk of his or her house certifying the specific dollar amount within the authorized allowance the member wishes to receive. Such affidavit, when filed, shall remain in effect for the biennial session.

SECTION 16. 13.172 (1) of the statutes is amended to read:

13.172 **(1)** In this section, "agency" means an office, department, 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, and any authority created in subch. II of ch. 114 or in ch. 36, 231, 233, ~~234, 238~~ 235, or 279.

SECTION 17. 13.20 (2) of the statutes is amended to read:

13.20 **(2)** PAY RANGES; DURATION OF EMPLOYMENT. All legislative employees shall be paid in accordance with the compensation and classification plan for employees in the classified civil service within ranges approved by the joint committee on legislative organization. The ~~director of the office of state employment relations~~ administrator of the division of personnel management in the department of administration shall make recommendations concerning a compensation and classification schedule for legislative employees if requested to do so by the joint committee on legislative organization or by the committee on organization of either house. If the joint committee does not approve pay ranges for legislative employees, the committee on organization of either house may approve pay ranges for its employees. Appointments shall be made for the legislative session, unless earlier terminated by the appointing officer.

SECTION 18. 13.48 (2) (ad) of the statutes is created to read:

13.48 **(2)** (ad) At the first meeting of the building commission following the enactment of the biennial budget act, the commission may take any of the following actions:

1. Authorize the department of administration to contract public debt or obligations under subch. II of ch. 18 in an amount not to exceed the amount that the building commission is authorized by the laws of this state to contract. If authorization is granted under this subdivision, the department of administration shall provide periodic reports regarding the contracting of debt or obligations under this subdivision to the commission.

2. Release an amount not to exceed the amount of state building trust fund moneys to the department of administration for planning for enumerated projects.

3. Authorize the department of administration to issue revenue-obligation refunding obligations under s. 18.60.

SECTION 19. 13.48 (2) (ah) of the statutes is created to read:

13.48 **(2)** (ah) After the first meeting of the building commission following the enactment of the biennial budget act, the department of administration shall report quarterly to the commission regarding the status of projects under the state building program.

SECTION 20. 13.48 (2) (ap) of the statutes is created to read:

13.48 **(2)** (ap) After the enactment of the biennial budget act in any biennium, any request for approval from the building commission of a project budget increase or of a substantial change in an enumerated project shall be submitted in writing

to the commission. If, within 14 working days after the date of that written request, a majority of the members of the commission do not request that the commission schedule a meeting to review the request under this paragraph, the request is approved.

SECTION 21. 13.48 (2) (at) of the statutes is created to read:

13.48 **(2)** (at) Any request for an approval required to be made by the building commission, other than a request for approval of a project budget increase or of a substantial change in an enumerated project, shall be submitted in writing to the commission. If, within 14 working days after the date of that written request, a majority of the members of the commission do not request that the commission schedule a meeting to review the request under this paragraph, the request is approved.

SECTION 22. 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 $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 under par. (at) of the building commission.

SECTION 23. 13.48 (2) (b) 1m. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 24. 13.48 (2) (b) 2. of the statutes is amended to read:

13.48 **(2)** (b) 2. In the construction of all new buildings or additions to existing buildings used for housing state offices and constructed for general state purposes and not specially for the use of any particular state agency, the building commission shall function with respect to such construction in the same manner as other state agencies function with respect to buildings constructed for such agencies. The building commission shall under par. (at) fix the rental for all space in such buildings, and, notwithstanding any other statute, may remove to any building any department housed in the state capitol. After the completion of such buildings, they shall be in the charge of the department of administration as provided by s. 16.84.

SECTION 25. 13.48 (2) (d) of the statutes is repealed.

SECTION 26. 13.48 (2) (e) of the statutes is repealed.

SECTION 27. 13.48 (2) (f) of the statutes is repealed.

SECTION 28. 13.48 (2) (g) of the statutes is amended to read:

13.48 **(2)** (g) The building commission shall under par. (at) review assessments on property of the state under s. 66.0703 (6).

SECTION 29. 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 ~~$760,000~~ $3,000,000 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 30. 13.48 (3) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 $3,000,000 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 and the University of Wisconsin System Authority, except a project ~~authorized~~ described 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 31. 13.48 (4) of the statutes is repealed.

SECTION 32. 13.48 (6) of the statutes is repealed.

SECTION 33. 13.48 (7) of the statutes is amended to read:

13.48 **(7)** BIENNIAL RECOMMENDATIONS. The building commission shall prepare and formally adopt recommendations for the long-range state building program on a biennial basis. The building commission shall include in its report any projects proposed by the state fair park board involving a cost of not more than ~~$250,000~~ $760,000, together with the method of financing those projects proposed by the board, without recommendation. Unless a later date is requested by the building commission and approved by the joint committee on finance, the building commission shall, no later than the first Tuesday in April of each odd-numbered year, transmit the report prepared by the department of administration under s. 16.40 (20) and the commission's recommendations for the succeeding fiscal biennium that require legislative approval to the joint committee on finance in the form of proposed legislation prepared in proper form.

SECTION 34. 13.48 (7) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

13.48 **(7)** BIENNIAL RECOMMENDATIONS. The building commission shall prepare and formally adopt recommendations for the long-range state building program on a biennial basis, including projects proposed by the University of Wisconsin System Authority. The building commission shall include in its report any projects proposed by the state fair park board involving a cost of not more than $760,000, together with the method of financing those projects proposed by the board, without recommendation. Unless a later date is requested by the building commission and approved by the joint committee on finance, the building commission shall, no later than the first Tuesday in April of each odd-numbered year, transmit the report prepared by the department of administration under s. 16.40 (20) and the commission's recommendations for the succeeding fiscal biennium that require legislative approval to the joint committee on finance in the form of proposed legislation prepared in proper form.

SECTION 35. 13.48 (10) (a) of the statutes is amended to read:

13.48 **(10)** (a) 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 ~~$185,000~~ $760,000 without completion of final plans and arrangement for supervision of construction and prior approval by the building commission. 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 36. 13.48 (10) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

13.48 **(10)** (a) Except as provided in par. (c) and subject to s. 16.85 (1), 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 $760,000 without completion of final plans and arrangement for supervision of construction and prior approval by the building commission. 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 37. 13.48 (10) (b) (intro.) of the statutes is amended to read:

13.48 **(10)** (b) (intro.) ~~This subsection~~ Paragraph (a) does not apply to any of the following:

SECTION 38. 13.48 (10) (b) 5. of the statutes is renumbered 13.48 (10) (d) and amended to read:

13.48 **(10)** (d) ~~Contracts~~ The state fair park board may not enter into contracts for construction of any building, structure or facility for the state fair park board involving a cost of not more than ~~$250,000~~ $760,000.

SECTION 39. 13.48 (10) (b) 6. of the statutes is amended to read:

13.48 **(10)** (b) 6. Projects of the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 40. 13.48 (10) (c) of the statutes is amended 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~~ $760,000 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 41. 13.48 (10) (c) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

13.48 **(10)** (c) Paragraph (a) does not apply to any contract for a building project ~~involving a cost of less than $760,000~~ to be constructed for the University of Wisconsin System Authority that is ~~funded entirely from the proceeds of gifts and grants made to the system~~ not financed from general purpose revenues.

SECTION 42. 13.48 (12) (a) of the statutes is amended to read:

13.48 **(12)** (a) Except as provided in par. (b), no state board, agency, officer, department, commission or body corporate which has authority to permit a privately owned or operated facility to be constructed on state-owned land may permit a facility that would be privately owned or operated to be constructed on state-owned land without prior approval under sub. (2) (at) of the building commission.

SECTION 43. 13.48 (12) (b) 5. of the statutes is amended to read:

13.48 **(12)** (b) 5. A facility constructed by or for the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 44. 13.48 (13) (a) of the statutes is amended to read:

13.48 **(13)** (a) Except as provided in par. (b) or (c), every building, structure or facility that is constructed for the benefit of or use of the state, any state agency, board, commission or department, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, or any local professional baseball park district created under subch. III of ch. 229 if the construction is undertaken by the department of administration on behalf of the district, shall be in compliance with all applicable state laws, rules, codes and regulations but the construction is not subject to the ordinances or regulations of the municipality in which the construction takes place except zoning, including without limitation because of enumeration ordinances or regulations relating to materials used, permits, supervision of construction or installation, payment of permit fees, or other restrictions.

SECTION 45. 13.48 (14) (am) 5. of the statutes is created to read:

13.48 **(14)** (am) 5. This paragraph does not apply to real property that is subject to the lease agreement under s. 36.11 (27m) (a).

SECTION 46. 13.48 (14) (d) of the statutes is amended to read:

13.48 **(14)** (d) Biennially, beginning on January 1, 2014, the University of Wisconsin System Authority and each agency other than the investment board shall submit to the department of administration an inventory of all real property under

its jurisdiction. Except with respect to ~~the Board of Regents of~~ the University of Wisconsin System Authority, the inventory shall include the estimated fair market value of each property. The University of Wisconsin System Authority and each agency shall specifically identify any underutilized assets in the inventory. No later than July 1 following receipt of the inventories, the department of administration shall obtain appraisals of all properties in the inventories that are identified by the department for potential sale and shall submit to the building commission an inventory containing the location, description and fair market value of each parcel of property identified for potential sale.

SECTION 47. 13.48 (19) of the statutes is renumbered 13.48 (19) (a) and amended to read:

13.48 **(19)** (a) Whenever the building commission determines that the use of innovative types of design and construction processes will make better use of the resources and technology available in the building industry, the building commission may under sub. (2) (at) waive any or all of s. 16.855, except s. 16.855 (13) and (14m) (a) to (c), if ~~such~~ the action is in the best interest of the state and ~~if the waiver is accomplished through formal action of the building commission. The building commission may authorize the lease, lease purchase or acquisition of such facilities constructed in the manner authorized by the building commission~~ is approved by the building commission.

(b) Subject to the requirements of s. 20.924 (1) (i), the building commission under sub. (2) (at) may ~~also~~ authorize the lease, lease purchase, or acquisition of ~~existing~~ facilities in lieu of state construction of any project enumerated in the authorized state building program.

SECTION 48. 13.48 (20) of the statutes is amended to read:

13.48 **(20)** RESIDENCE HALLS. ~~Except as provided in sub. (14) (am), the~~ The building commission may approve the sale or lease of state-owned residence halls by the board of regents of the University of Wisconsin System Authority to another state agency or a nonstate nonprofit agency for purposes provided in s. 36.11 (1) (e).

SECTION 49. 13.48 (22) of the statutes is amended to read:

13.48 **(22)** SALE OR LEASE OF CAPITOL AREA LANDS. The building commission may under sub. (2) (at) lease or resell lands acquired in the capitol planning area for public or private redevelopment and may set such conditions of sale or lease as it deems necessary to ensure development compatible with the needs of the community and the state. This subsection does not apply to lands that are authorized to be sold or leased under s. 16.848 while an offer of sale, sale, or lease agreement is pending or while the lands are leased.

SECTION 50. 13.48 (23) of the statutes is amended to read:

13.48 **(23)** LEASE OF SPACE FOR COMMERCIAL USE. Except as provided in sub. (14) (am), the building commission may under sub. (2) (at) lease space in state office buildings for commercial use, including without limitation because of enumeration, retail, service and office uses. In doing so the building commission shall consider

the
cost and fair market value of the space as well as the desirability of the proposed use.
Such leases may be negotiated or awarded by competitive bid procedures. All such

leases of space in state office buildings shall provide for payments in lieu of property
taxes.

SECTION 51. 13.48 (25) of the statutes is amended to read:

13.48 **(25)** WISCONSIN INITIATIVE FOR STATE TECHNOLOGY AND APPLIED RESEARCH. There is created a program, to be known as the Wisconsin initiative for state technology and applied research, for the purpose of providing financial support to maintain the ability of the University of Wisconsin System Authority and ~~other~~ state
agencies, as defined in s. 20.001 (1), to attract federal and private research funds which enable the state to engage in high-technology endeavors, which expand the state's economy and which influence the ability of the state and nation to compete in an increasingly complex world. To carry out the program, the building commission
may authorize new construction projects and projects to repair and renovate existing
research facilities and supporting systems. Projects shall be financed from the appropriation under s. 20.866 (2) (z) or as otherwise provided in the authorized state
building program.

SECTION 52. 13.48 (25r) of the statutes is amended to read:

13.48 **(25r)** WISCONSIN INSTITUTE FOR DISCOVERY INITIATIVE. There is created a
program, to be known as the Wisconsin Institute for Discovery initiative, for the purpose of providing financial support to attract federal and private funds to construct facilities for biotechnology, nanotechnology, and information technology education and research activities at the University of Wisconsin System Authority. Projects financed under the program shall be designed to provide computational and
biological sciences education and research facilities, ancillary systems, and supporting infrastructure. Projects shall be financed from the appropriation under s. 20.866 (2) (z) or as otherwise provided in the authorized state building program.

SECTION 53. 13.48 (26) of the statutes is amended to read:

13.48 **(26)** ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The
building commission shall review the versions of the biennial finance plan and any amendments to the biennial finance plan submitted to it by the department of natural resources and the department of administration under s. 281.59 (3) (bm) and
the recommendations of the joint committee on finance and the standing committees

to which the versions of the biennial finance plan and any amendments were submitted under s. 281.59 (3) (bm). The building commission shall consider the extent to which that version of the biennial finance plan that is updated to reflect the adopted biennial budget act will maintain the funding for the clean water fund program and the safe drinking water loan program, in the environmental improvement fund, in perpetuity. The building commission shall consider the extent to which the implementation of the clean water fund program, the safe drinking water loan program and the land recycling loan program, as set forth in the biennial finance plan updated to reflect the adopted biennial budget act, implements legislative intent on the clean water fund program, the safe drinking water loan program and the land recycling loan program. The building commission shall under sub. (2) (at), no later than 60 days after the date of enactment of the biennial budget act, either approve or disapprove the biennial finance plan that is updated to reflect the adopted biennial budget act~~, except that the building commission may not disapprove those amounts that the legislature approves under s. 281.59 (3e) (a), (3m) (a) and (3s) (a)~~. If the building commission disapproves the version of the biennial finance plan that is updated to reflect the adopted biennial budget act, it must notify the department of natural resources and the department of administration of its reasons for disapproving the plan, and those departments must revise that version of the biennial finance plan and submit the revision to the building commission.

SECTION 54. 13.48 (27) of the statutes is amended to read:

13.48 **(27)** LEASE OF CORRECTIONAL FACILITIES. Subject to the requirements of s. 20.924 (1) (i), the building commission may under sub. (2) (at) lease any facility for use of the department of corrections as a part of the authorized state building program, with an option to purchase the facility by the state. Any lease shall provide for the facility to be constructed in accordance with requirements and specifications approved by the department of administration and shall permit inspection of the site and facility by agents of the department.

SECTION 55. 13.48 (29) of the statutes is amended to read:

13.48 **(29)** ~~S~~~~MALL PROJECTS~~ SIMPLIFIED POLICIES AND PROCEDURES. 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 construction project that does not ~~require prior approval of the building commission under sub. (10) (a)~~ involve an expenditure that exceeds $185,000, except projects specified in sub. (10) (c).

SECTION 56. 13.48 (29) of the statutes, as affected by 2015 Wisconsin Act ....
(this act), is amended to read:

13.48 **(29)** SIMPLIFIED POLICIES AND PROCEDURES. 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 construction project that does not involve an expenditure that exceeds $185,000~~, except projects specified in sub. (10) (c)~~.

SECTION 57. 13.488 (1) (m) of the statutes is amended to read:

13.488 **(1)** (m) The duty to determine and make payments to the United States required so as to avoid an adverse effect on any exclusion of interest from gross income for federal income tax purposes on public debt~~,~~ and revenue obligations~~, and~~ issued pursuant to ch. 18, operating notes issued pursuant to ~~ch. 18~~ s. 16.526, master lease obligations issued pursuant to s. 16.76, and appropriation obligations issued pursuant to s. 16.527 and to make any payments to advisors that assist in making the determination. If the proceeds of an obligation are utilized for an activity that is financed from program revenue, the building commission shall make the payments required under this paragraph from that revenue, to the extent it is available.

SECTION 58. 13.58 (5) (b) 3. of the statutes is repealed.

SECTION 59. 13.58 (5) (b) 6. of the statutes is repealed.

SECTION 60. 13.62 (2) of the statutes is amended to read:

13.62 **(2)** "Agency" means any board, commission, department, office, society, institution of higher education, council, or committee in the state government, or any authority created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, ~~234~~ 235, 237, ~~238,~~ or 279, except that the term does not include a council or committee of the legislature.

SECTION 61. 13.625 (6s) of the statutes is repealed.

SECTION 62. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, or to a principal furnishing anything of pecuniary value to the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, under s. 19.56 (3) (e) or (f) for the activities specified in s. 19.56 (3) (e).

SECTION 63. 13.90 (5) of the statutes is amended to read:

13.90 **(5)** The joint committee on legislative organization may contract for the

services of persons to advise those building commission members who also are legislators on matters related to the state's issuance of state debt~~,~~ and revenue obligations ~~and operating notes~~ under ch. 18.

SECTION 64. 13.94 (1) (intro.) of the statutes is amended to read:

13.94 **(1)**DUTIES OF THE BUREAU. (intro.) The legislative audit bureau shall be responsible for conducting postaudits of the accounts and other financial records of departments to assure that all financial transactions have been made in a legal and proper manner. In connection with such postaudits, the legislative audit bureau shall review the performance and program accomplishments of the department during the fiscal period for which the audit is being conducted to determine whether the department carried out the policy of the legislature and the governor during the period for which the appropriations were made. In performing postaudits under this subsection, the legislative audit bureau shall not examine issues related to academic freedom within the University of Wisconsin System. A postaudit shall not examine into or comment upon the content of the various academic programs, including degree requirements, majors, curriculum or courses within the University of Wisconsin System, nor shall any such postaudit examine into the manner in which individual faculty members or groups of faculty members conduct their instructional, research or public service activities. This subsection does not preclude the bureau from reviewing the procedures by which decisions are made and priorities set in the University of Wisconsin System, or the manner in which such decisions and priorities are implemented within the University of Wisconsin System, insofar as

---

such review is not inconsistent with s. ~~36.09~~ 36.11. The legislative audit bureau shall audit the fiscal concerns of the state as required by law. To this end, it shall:

SECTION 65. 13.94 (1) (dL) of the statutes is amended to read:

13.94 **(1)** (dL) Annually, conduct a financial audit of the ~~governor's~~ read to lead development fund. 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 66. 13.94 (1) (dr) of the statutes is amended to read:

13.94 **(1)** (dr) Biennially, beginning in ~~2013~~ 2017, conduct a ~~financial audit of the Wisconsin Economic Development Corporation and a~~ program evaluation audit of the economic development programs administered by the ~~Wisconsin Economic Development Corporation under ch. 238~~ Forward Wisconsin Development Authority and funded by moneys appropriated under s. 20.885 or another appropriation. The legislative audit bureau shall file a copy of each audit report under this paragraph with the distributees specified in par. (b).

SECTION 67. 13.94 (1) (ms) of the statutes is repealed.

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

13.94 **(1)** (t) Annually conduct a financial audit of the University of Wisconsin System Authority. The legislative audit bureau shall file a copy of each audit report under this paragraph with the distributees specified in par. (b).

SECTION 69. 13.94 (1s) (c) 5. of the statutes is amended to read:

13.94 **(1s)** (c) 5. The ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority for the cost of the audit required to be performed under sub. (1) (dr).

SECTION 70. 13.94 (1s) (c) 8. of the statutes is amended to read:

13.94 **(1s)** (c) 8. The University of Wisconsin System Authority for the cost of an audit performed under sub. (1) (t).

SECTION 71. 13.94 (4) (a) 1. of the statutes is amended to read:

13.94 **(4)** (a) 1. Every state department, board, examining board, affiliated credentialing board, commission, independent agency, council or office in the executive branch of state government; all bodies created by the legislature in the legislative or judicial branch of state government; any public body corporate and politic created by the legislature including specifically the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Lower Fox River Remediation Authority, the Wisconsin Aerospace Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, a professional baseball park district, a local professional football stadium district, a local cultural arts district and a long-term care district under s. 46.2895; every Wisconsin works agency under subch. III of ch. 49; every provider of medical assistance under subch. IV of ch. 49; technical college district boards; every county department under s. 51.42 or 51.437; every nonprofit corporation or cooperative or unincorporated cooperative association to which moneys are specifically appropriated by state law; and every corporation, institution, association or other organization which receives more than 50% of its annual budget from appropriations made by state law, including subgrantee or subcontractor recipients of such funds.

SECTION 72. 13.94 (4) (a) 1. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

13.94 **(4)** (a) 1. Every state department, board, examining board, affiliated credentialing board, commission, independent agency, council or office in the executive branch of state government; all bodies created by the legislature in the legislative or judicial branch of state government; any public body corporate and politic created by the legislature including specifically the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Lower Fox River Remediation Authority, the Wisconsin Aerospace Authority, the Forward Wisconsin Development Authority, a professional baseball park district, a local professional football stadium district, and a local cultural arts district ~~and a long-term care district under s. 46.2895~~; every Wisconsin works agency under

subch.
III of ch. 49; every provider of medical assistance under subch. IV of ch. 49; technical
college district boards; every county department under s. 51.42 or 51.437; every nonprofit corporation or cooperative or unincorporated cooperative association to which moneys are specifically appropriated by state law; and every corporation, institution, association or other organization which receives more than 50% of its annual budget from appropriations made by state law, including subgrantee or subcontractor recipients of such funds.

SECTION 73. 13.94 (4) (b) of the statutes is amended to read:

13.94 **(4)** (b) In performing audits of ~~long-term care districts under s. 46.2895,~~ Wisconsin works agencies under subch. III of ch. 49, providers of medical assistance
under subch. IV of ch. 49, corporations, institutions, associations, or other organizations, and their subgrantees or subcontractors, the legislative audit bureau shall audit only the records and operations of such providers and organizations which pertain to the receipt, disbursement or other handling of appropriations made
by state law.

SECTION 74. 13.95 (intro.) of the statutes is amended to read:

13.95Legislative fiscal bureau. (intro.) There is created a bureau to be known as the "Legislative Fiscal Bureau" headed by a director. The fiscal bureau

---

shall be strictly nonpartisan and shall at all times observe the confidential nature of the research requests received by it; however, with the prior approval of the requester in each instance, the bureau may duplicate the results of its research for distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director's designated employees shall at all times, with or without notice, have access to all state agencies, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, Forward Wisconsin Development Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and the Fox River Navigational System Authority, and to any books, records, or other documents maintained by such agencies or authorities and relating to their expenditures, revenues, operations, and structure.

SECTION 75. 13.96 (1) of the statutes is renumbered 13.96 (1) (intro.) and amended to read:

13.96 **(1)**DUTIES OF THE STAFF. (intro.) The legislative technology services bureau shall ~~provide~~:

(a) Provide and coordinate information technology support and services to the
legislative branch.

SECTION 76. 13.96 (1) (b) of the statutes is created to read:

13.96 **(1)** (b) Upon receipt of municipal boundary information at each reporting
interval under s. 5.15 (4) (bg), reconcile and compile the information received to produce a statewide data base consisting of municipal boundary information for the entire state.

SECTION 77. 13.96 (1) (c) of the statutes is created to read:

13.96 **(1)** (c) Participate, on behalf of this state, in geographic boundary information programs when offered by the U.S. bureau of the census.

SECTION 78. 14.017 (5) (title) of the statutes is renumbered 15.207 (3) (title).

SECTION 79. 14.017 (5) (a) (intro.) of the statutes is renumbered 15.207 (3) (intro.) and amended to read:

15.207 **(3)** (intro.) There is created in the ~~office of the governor~~ department of children and families a read to lead development council consisting of all of the following:

SECTION 80. 14.017 (5) (a) 1. of the statutes is renumbered 15.207 (3) (a) and amended to read:

15.207 **(3)** (a) The ~~governor~~ secretary of children and families or his or her designee, who shall serve as chairperson of the council.

SECTION 81. 14.017 (5) (a) 2. of the statutes is renumbered 15.207 (3) (b).

SECTION 82. 14.017 (5) (a) 3. of the statutes is renumbered 15.207 (3) (c).

SECTION 83. 14.017 (5) (a) 4. of the statutes is renumbered 15.207 (3) (d) and amended to read:

15.207 **(3)** (d) The ranking minority members of each of the committees under ~~subd. 3.~~ par. (c) or members of those committees designated by the ranking minority members.

SECTION 84. 14.017 (5) (a) 5. (intro.) of the statutes is renumbered 15.207 (3) (e) (intro.) and amended to read:

15.207 **(3)** (e) (intro.) The following members appointed by the ~~governor~~ secretary of children and families for 3-year terms:

SECTION 85. 14.017 (5) (a) 5. a. to k. of the statutes are renumbered 15.207 (3) (e) 1. to 11.

SECTION 86. 14.017 (5) (b) of the statutes is repealed.

SECTION 87. 14.065 of the statutes is repealed.

SECTION 88. 14.20 (title) of the statutes is renumbered 48.53 (title).

SECTION 89. 14.20 (1) of the statutes is renumbered 48.53 (1).

SECTION 90. 14.20 (1m) of the statutes is renumbered 48.53 (2) and amended to read:

48.53 **(2)** The council shall make recommendations to the ~~governor~~ secretary and state superintendent regarding recipients of grants under sub. ~~(2)~~ (3). The

amount of each grant awarded shall be determined jointly by the ~~governor~~ secretary and the state superintendent. In addition to reports required under s. 15.09 (7), annually the council shall submit a report on its operation to the appropriate standing committees of the legislature under s. 13.172 (3).

SECTION 91. 14.20 (2) (a) of the statutes is renumbered 48.53 (3) (a) and amended to read:

48.53 **(3)** (a) From the appropriation under s. ~~20.525 (1) (f)~~ 20.437 (1) (fm), the ~~governor~~ secretary may award a grant to any person other than a school board for support of a literacy improvement program.

SECTION 92. 14.20 (2) (b) of the statutes is renumbered 48.53 (3) (b) and amended to read:

48.53 **(3)** (b) From the appropriation under s. ~~20.525~~ 20.437 (1) (q), the ~~governor~~ secretary may award a grant to any person other than a school board for support of a literacy or early childhood development program.

SECTION 93. 14.20 (2) (c) of the statutes is renumbered 48.53 (3) (c).

SECTION 94. 14.26 (4) of the statutes is repealed.

SECTION 95. 14.40 (1) of the statutes is amended to read:

14.40 **(1)** Annually not later than July 1, each legislative, administrative and judicial agency of the state government shall submit to the secretary of state a list of all positions within that agency outside the classified service and above the clerical level, excluding the faculties under the jurisdiction of the ~~board of regents of the University of Wisconsin System and the~~ department of public instruction, which are filled by appointment, and the term if there is one, together with the name of the incumbent and the date of his or her appointment.

SECTION 96. 14.46 of the statutes is repealed.

SECTION 97. 14.58 (1) (a) of the statutes is amended to read:

14.58 **(1)** (a) By the state treasurer personally~~;~~.

SECTION 98. 14.58 (1) (b) of the statutes is repealed.

SECTION 99. 14.58 (1) (c) of the statutes is amended to read:

14.58 **(1)** (c) In the name of the state treasurer, by any clerk in the treasurer's office designated by the treasurer~~; or~~.

SECTION 100. 14.62 of the statutes is repealed.

SECTION 101. 15.05 (1) (b) of the statutes is amended to read:

15.05 **(1)** (b) ~~Except as provided in pars. (c) and (d), if~~ If a department is under the direction and supervision of a board, the board shall appoint a secretary to serve at the pleasure of the board outside the classified service. In such departments, the powers and duties of the board shall be regulatory, advisory and policy-making, and not administrative. All of the administrative powers and duties of the department

are vested in the secretary, to be administered by him or her under the direction of the board. The secretary, with the approval of the board, shall promulgate rules for administering the department and performing the duties assigned to the department.

SECTION 102. 15.05 (1) (c) of the statutes is repealed.

SECTION 103. 15.05 (1) (d) of the statutes is repealed.

SECTION 104. 15.07 (1) (b) 15. of the statutes is amended to read:

15.07 **(1)** (b) 15. The 3 members of the lower Wisconsin state riverway board appointed under s. ~~15.445 (3)~~ 15.345 (8) (b) 7.

SECTION 105. 15.07 (1) (b) 20. of the statutes is amended to read:

15.07 **(1)** (b) 20. The 3 members of the Kickapoo reserve management board appointed under s. ~~15.445 (2)~~ 15.345 (7) (b) 3.

SECTION 106. 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 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 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 107. 15.07 (2) (c) of the statutes is created to read:

15.07 **(2)** (c) The chairperson of the charter school oversight board shall be designated by the governor.

SECTION 108. 15.07 (2) (d) of the statutes is amended to read:

15.07 **(2)** (d) The officers elected by the ~~board of regents of the University of Wisconsin System and the~~ technical college system board shall be known as a president, vice president and secretary.

SECTION 109. 15.07 (5) (d) of the statutes is repealed.

SECTION 110. 15.07 (5) (i) of the statutes is repealed.

SECTION 111. 15.08 (1m) (a) of the statutes is amended to read:

15.08 **(1m)** (a) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~ 15.177 shall have all the powers and duties of other members except they shall not prepare questions for or grade any licensing examinations.

SECTION 112. 15.08 (1m) (am) of the statutes is amended to read:

15.08 **(1m)** (am) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~ 15.177 shall not be, nor ever have been, licensed, certified, registered, or engaged in

any profession or occupation licensed or otherwise regulated by the board, examining board, or examining council to which they are appointed, shall not be married to any person so licensed, certified, registered, or engaged, and shall not employ, be employed by, or be professionally associated with any person so licensed, certified, registered, or engaged.

SECTION 113. 15.085 (1m) (a) of the statutes is amended to read:

15.085 **(1m)** (a) Public members appointed under s. ~~15.406~~ 15.176 shall have all of the powers and duties of other members except that they shall not prepare questions for or grade any licensing examinations.

SECTION 114. 15.085 (1m) (am) of the statutes is amended to read:

15.085 **(1m)** (am) Public members appointed under s. ~~15.406~~ 15.176 shall not be, nor ever have been, licensed, certified, registered, or engaged in any profession or occupation licensed or otherwise regulated by the affiliated credentialing board to which they are appointed, shall not be married to any person so licensed, certified, registered, or engaged, and shall not employ, be employed by, or be professionally associated with any person so licensed, certified, registered, or engaged.

SECTION 115. 15.103 (6) of the statutes is created to read:

15.103 **(6)** OFFICE OF LEAN GOVERNMENT. There is created an office of lean government 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 employed within the classified service.

SECTION 116. 15.103 (6m) of the statutes is created to read:

15.103 **(6m)** DIVISION OF PERSONNEL MANAGEMENT. There is created in the department of administration a division of personnel management. The administrator shall serve at the pleasure of the secretary of administration.

SECTION 117. 15.105 (title) of the statutes is amended to read:

15.105 (title) **Same; attached boards, commissions, bureaus, and offices.**

SECTION 118. 15.105 (6) of the statutes is created to read:

15.105 **(6)** BUREAU OF MERIT RECRUITMENT AND SELECTION. There is created in the division of personnel management in the department of administration a bureau of merit recruitment and selection. The director of the bureau shall serve at the pleasure of the secretary of administration.

SECTION 119. 15.105 (6m) of the statutes is created to read:

15.105 **(6m)** STATE EMPLOYEES SUGGESTION BOARD. There is created in the department of administration a state employees suggestion board consisting of 3 persons, at least one of whom shall be a state officer or employee, appointed for 4-year terms.

SECTION 120. 15.105 (25m) (b) of the statutes is amended to read:

15.105 **(25m)** (b) The ~~president~~ chairperson of the ~~board of regents~~ Board of Regents of the University of Wisconsin System Authority or his or her designee.

SECTION 121. 15.105 (29) of the statutes is repealed.

SECTION 122. 15.105 (32) of the statutes is renumbered 15.142 (18g) and amended to read:

15.142 **(18g)** OFFICE OF BUSINESS DEVELOPMENT. There is created an office of business development which is attached to the department of ~~administration~~ financial institutions and professional standards 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 123. 15.105 (33) of the statutes is renumbered 15.142 (18r) and amended to read:

15.142 **(18r)** SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a small business regulatory review board, attached to the department of ~~administration~~ financial institutions and professional standards under s. 15.03. The board shall consist of 7 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.

SECTION 124. 15.105 (34) of the statutes is created to read:

15.105 **(34) Office of continuity of government.** There is created in the department of administration an office of continuity of government.

SECTION 125. 15.107 (3) of the statutes is created to read:

15.107 **(3)** COUNCIL ON AFFIRMATIVE ACTION. There is created in the division of personnel management in the department of administration a council on affirmative action consisting of 15 members appointed for 3-year terms. A majority of members shall be public members and a majority of members shall be minority persons, women, or persons with disabilities, appointed with consideration to the appropriate representation of each group. The president of the senate, the speaker of the assembly, the minority leader of the senate, and the minority leader of the assembly each shall appoint one member and the remaining members shall be appointed by the governor.

SECTION 126. 15.107 (5) (a) 4. of the statutes is amended to read:

15.107 **(5)** (a) 4. A representative of the University of Wisconsin System Authority appointed by the secretary of administration.

SECTION 127. 15.13 of the statutes is amended to read:

15.13 Department of agriculture, trade and consumer protection; creation. There is created a department of agriculture, trade and consumer

protection under the direction and supervision of the ~~board~~ secretary of agriculture, trade and consumer protection. ~~The board shall consist of 7 members with an agricultural background and 2 members who are consumer representatives, appointed for staggered 6-year terms. Appointments to the board shall be made without regard to party affiliation, residence or interest in any special organized group.~~

SECTION 128. 15.135 (5) (title) of the statutes is created to read:

15.135 **(5)** (title) VETERINARY EXAMINING BOARD.

SECTION 129. 15.137 (1m) of the statutes is created to read:

15.137 **(1m)** AGRICULTURE, TRADE AND CONSUMER PROTECTION COUNCIL. There is created in the department of agriculture, trade and consumer protection an agriculture, trade and consumer protection council consisting of 7 members with an agricultural background and 2 members who are consumer representatives for 6-year terms. Appointments to the council shall be made without regard to party affiliation, residence, or interest in any special organized group. Notwithstanding s. 15.09 (6), the members of the council, except full-time state officers or employees, shall be paid a per diem not to exceed $35 per day as fixed by the secretary of agriculture, trade and consumer protection with the approval of the governor, but not to exceed $1,000 per year, for each day on which they were actually and necessarily engaged in the performance of their duties

SECTION 130. 15.137 (2) (a) 3m. of the statutes is amended to read:

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

SECTION 131. 15.137 (2) (a) 5. of the statutes is amended to read:

15.137 **(2)** (a) 5. The president of the University of Wisconsin System Authority or his or her designee.

SECTION 132. 15.137 (2) (a) 23. of the statutes is amended to read:

15.137 **(2)** (a) 23. A representative of the ~~board of~~ agriculture, trade and consumer protection council.

SECTION 133. 15.137 (5) of the statutes is repealed.

SECTION 134. 15.145 (6) of the statutes is created to read:

15.145 **(6)** PRESERVICE TRAINING STANDARDS BOARD. (a) There is created a preservice training standards board which is attached to the department of corrections under s. 15.03.

(b) The board shall be composed of 8 members as follows:

1. The secretary of corrections, or his or her designee, who shall serve as the chair and cast the deciding vote if needed.

2. The training director at the department of corrections.

3. The security chief at the department of corrections, or his or her designee.

4. One department of corrections employee from the division of community corrections.

5. One department of corrections employee from the division of juvenile corrections.

6. One representative from the department of health services.

7. One representative of the Wisconsin technical college system.

8. One member of the public who resides in Wisconsin and who is not employed in corrections or law enforcement.

(c) The member of the board under par. (b) 8. shall be appointed for staggered 4-year terms. No member shall serve beyond the time when the member ceases to hold the office, employment, or status by reason of which the member was initially eligible for appointment.

SECTION 135. 15.16 (1) (intro.) of the statutes is amended to read:

15.16 **(1)**EMPLOYEE TRUST FUNDS BOARD. (intro.) The employee trust funds board shall consist of the governor or the governor's designee on the group insurance board, the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration or the ~~director's~~ administrator's designee and 11 persons appointed or elected for 4-year terms as follows:

SECTION 136. 15.165 (2) of the statutes is amended to read:

15.165 **(2)**GROUP INSURANCE BOARD. There is created in the department of employee trust funds a group insurance board. The board shall consist of the governor, the attorney general, the secretary of administration, the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration, and the commissioner of insurance or their designees, and 6 persons appointed for ~~2 year~~ 4-year terms, of whom one shall be an insured participant in the Wisconsin Retirement System who is not a teacher, one shall be an insured participant in the Wisconsin Retirement System who is a teacher, one shall be an insured participant in the Wisconsin Retirement System who is a retired employee, one shall be an insured employee of a local unit of government, and one shall be the chief executive or a member of the governing body of a local unit of government that is a participating employer in the Wisconsin Retirement System.

SECTION 137. 15.17 of the statutes is created to read:

15.17Department of financial institutions and professional standards.

There is created a department of financial institutions and professional standards under the direction and supervision of the secretary of financial institutions and professional standards.

SECTION 138. 15.18 of the statutes is repealed.

SECTION 139. 15.183 of the statutes is repealed.

SECTION 140. 15.185 (title) of the statutes is repealed.

SECTION 141. 15.185 (1) of the statutes is renumbered 15.175 (14m) and amended to read:

15.175 **(14m)** BANKING REVIEW BOARD. There is created in the department of financial institutions and professional standards a banking review board consisting of 5 persons, appointed for staggered 5-year terms. At least 3 members shall be experienced bankers having at least 5 years' experience in the banking business. No member is qualified to act in any matter involving a bank in which the member is an officer, director or stockholder, or to which the member is indebted.

SECTION 142. 15.185 (3) of the statutes is renumbered 15.175 (15m) and amended to read:

15.175 **(15m)** SAVINGS INSTITUTIONS REVIEW BOARD. There is created in the department of financial institutions and professional standards a savings institutions review board consisting of 5 members, at least 3 of whom shall have not less than 5 years' experience in the savings and loan or savings bank business in this state, appointed for 5-year terms.

SECTION 143. 15.185 (7) (title) of the statutes is repealed.

SECTION 144. 15.185 (7) (a) of the statutes is renumbered 15.175 (16m) and amended to read:

15.175 **(16m)** OFFICE OF CREDIT UNIONS~~; CREATION~~. There is created in the department of financial institutions and professional standards an office of credit unions ~~which is attached to the department of financial institutions under s. 15.03~~. The director shall be appointed by the governor to serve at the pleasure of the governor. No person may be appointed director who has not had at least 3 years of actual experience either in the operation of a credit union, or serving in a credit union supervisory capacity, or a combination of both. ~~Notwithstanding s. 15.03, all personnel and budget requests by the office of credit unions shall be processed and forwarded by the department of financial institutions without change except as requested and concurred in by the office of credit unions.~~

SECTION 145. 15.185 (7) (b) of the statutes is renumbered 15.175 (16r) and amended to read:

15.175 **(16r)** CREDIT UNION REVIEW BOARD. There is created in the ~~office of credit unions~~ department of financial institutions and professional standards a credit union review board consisting of 5 persons, appointed for staggered 5-year terms. All members shall have at least 5 years' experience in the operations of a credit union.

The office of credit unions may call special meetings of the review board.

SECTION 146. 15.194 (1) of the statutes is amended to read:

15.194 **(1)** OFFICE OF CHILDREN'S MENTAL HEALTH. There is created an office of

children's mental health in the department of health services. The director of the office shall be appointed by the ~~governor~~ secretary of health services to serve at the pleasure of the ~~governor~~ secretary of health services.

SECTION 147. 15.227 (4) of the statutes is renumbered 15.737 (4) and amended to read:

15.737 **(4)** COUNCIL ON WORKER'S COMPENSATION. There is created in the ~~department of workforce development~~ office of the commissioner of insurance a council on worker's compensation appointed by the ~~secretary of workforce development~~ commissioner of insurance to consist of a designated employee of the ~~department of workforce development~~ office of the commissioner of insurance as chairperson, 5 representatives of employers, and 5 representatives of employees. The ~~secretary of workforce development~~ commissioner of insurance shall also appoint 3 representatives of insurers authorized to do worker's compensation insurance business in this state as nonvoting members of the council.

SECTION 148. 15.227 (11) of the statutes is renumbered 15.737 (11) and amended to read:

15.737 **(11)** SELF-INSURERS COUNCIL. There is created in the ~~department of workforce development~~ office of the commissioner of insurance a self-insurers council consisting of 5 members appointed by the ~~secretary of workforce development~~ commissioner of insurance for 3-year terms.

SECTION 149. 15.34 (1) of the statutes is renumbered 15.34 and amended to read:

15.34Department of natural resources; creation. There is created a department of natural resources under the direction and supervision of the secretary of natural resources ~~board~~.

SECTION 150. 15.34 (2) (a) of the statutes is renumbered 15.347 (1) (intro.) and amended to read:

15.347 **(1)** (intro.) ~~The natural resources board shall consist~~ There is created in the department of natural resources a natural resources council consisting of 7 members meeting the following requirements appointed for ~~staggered~~ 6-year terms~~.~~:

SECTION 151. 15.34 (2) (b) of the statutes is renumbered 15.347 (1) (a) and amended to read:

15.347 **(1)** (a) At least 3 members ~~of the natural resources board~~ shall be from the territory north, and at least 3 members ~~of the board~~ shall be from the territory south, of a line running east and west through the south limits of the city of Stevens Point.

SECTION 152. 15.34 (2) (bg) of the statutes is renumbered 15.347 (1) (b) and amended to read:

15.347 **(1)** (b) At least one member ~~of the natural resources board~~ shall have an agricultural background. The governor may request statewide agricultural organizations to submit recommendations for nominees under this paragraph. The requirements of this paragraph apply to individuals who are members of the natural resources ~~board~~ council on May 1, 2017, and thereafter.

SECTION 153. 15.34 (2) (br) 1. of the statutes is renumbered 15.347 (1) (c) 1. and amended to read:

15.347 **(1)** (c) 1. At least 3 members ~~of the natural resources board~~ shall be individuals who held an annual hunting, fishing, or trapping license, in this state or another state, in at least 7 of the 10 years previous to the year in which the individual is nominated, except as provided in subd. 2. The governor may request statewide organizations that are primarily interested in supporting hunting, fishing, or trapping to submit recommendations for nominees under this paragraph. The requirements of this paragraph apply to individuals who are members of the natural resources ~~board~~ council on May 1, 2017, and thereafter.

SECTION 154. 15.34 (2) (br) 2. of the statutes is renumbered 15.347 (1) (c) 2.

SECTION 155. 15.34 (2) (c) of the statutes is renumbered 15.347 (1) (d) and amended to read:

15.347 **(1)** (d) No person may be appointed to the natural resources ~~board~~ council, or remain a member of the ~~board~~ council, who receives, or has during the previous 2 years received, a significant portion of his or her income directly or indirectly from holders of or applicants for permits issued by the department of natural resources under ch. 283, except that this paragraph does not apply to permits issued under s. 283.33.

SECTION 156. 15.34 (2) (d) of the statutes is renumbered 15.347 (1) (e) and amended to read:

15.347 **(1)** (e) The majority of members of the natural resources ~~board~~ council may not derive a significant portion of their incomes from persons who are subject to permits or enforcement orders under ch. 285. Each ~~board~~ council member shall inform the governor of any significant change in the income that he or she derives from persons who are subject to permits or enforcement orders under ch. 285.

SECTION 157. 15.34 (2) (e) of the statutes is renumbered 15.347 (1) (f) and amended to read:

15.347 **(1)** (f) The restrictions in pars. ~~(c) and~~ (d) and (e) do not apply with respect to permits or licenses held or applied for by agencies, departments, or subdivisions of this state.

SECTION 158. 15.347 (1) (title) of the statutes is created to read:

15.347 **(1)** (title) NATURAL RESOURCES COUNCIL.

SECTION 159. 15.347 (4) (a) of the statutes is amended to read:

15.347 **(4)** (a) Two from the department of natural resources, appointed by the ~~board~~ secretary of natural resources, one to serve as secretary.

SECTION 160. 15.347 (4) (b) of the statutes is amended to read:

15.347 **(4)** (b) Four from the University of Wisconsin System, appointed by the board of regents of the University of Wisconsin System Authority.

SECTION 161. 15.347 (13) (b) 6. of the statutes is amended to read:

15.347 **(13)** (b) 6. The president of the University of Wisconsin System Authority.

SECTION 162. 15.347 (21) (a) 5. of the statutes is amended to read:

15.347 **(21)** (a) 5. Five members, appointed by the secretary of natural resources ~~board~~ from nominations provided by sporting organizations that have as their primary objective the promotion of hunting, fishing, or trapping. Of the 5 members, one shall represent the interests of deer hunters, one shall represent the interests of bear hunters, one shall represent the interests of bird hunters, one shall represent the interests of anglers, and one shall represent the interests of furbearing animal hunters and trappers.

SECTION 163. 15.348 of the statutes is amended to read:

15.348Conservation congress. The conservation congress shall be an independent organization of citizens of the state and shall serve in an advisory capacity to the secretary of natural resources ~~board~~ on all matters under the jurisdiction of the ~~board~~ secretary. Its records, budgets, studies, and surveys shall be kept and established in conjunction with the department of natural resources. Its reports shall be an independent advisory opinion of such congress.

SECTION 164. 15.375 (1) of the statutes is created to read:

15.375 **(1)**CHARTER SCHOOL OVERSIGHT BOARD. (a) There is created a charter school oversight board attached to the department of public instruction under s. 15.03. The board shall consist of the state superintendent of public instruction or his or her designee and the following members appointed for 3-year terms:

1. Two members appointed by the governor, at least one of whom has served on the governing board of a charter school established under s. 118.40 (2r), has been employed by a charter school established under s. 118.40 (2r), or has served on the governing body of an entity specified in s. 118.40 (2r) (b) 1.

---

2. a. Two members, who are not legislators, appointed by the senate majority leader.

b. One member, who is not a legislator, appointed by the senate minority leader.

c. Two members, who are not legislators, appointed by the speaker of the assembly.

d. One member, who is not a legislator, appointed by the assembly minority leader.

3. Two members, appointed by the state superintendent of public instruction, who in addition to the qualifications under par. (b) have served on the governing board of a charter school established under s. 118.40 (2r), have been employed by a charter school established under s. 118.40 (2r), or have served on the governing body of an entity specified in s. 118.40 (2r) (b) 1.

(b) The appointing authorities under par. (a) shall ensure to the extent feasible that members appointed to the board are geographically diverse and have experience and expertise in governing public and nonprofit organizations; in management and finance; in public school leadership, assessment, and curriculum and instruction; and in education law; and understand and are committed to the use of charter schools to strengthen public education.

(c) No member of the board appointed under par. (a) may serve more than 2 consecutive terms.

(d) The board does not have rule-making authority.

SECTION 165. 15.377 (8) (c) 8. of the statutes is amended to read:

15.377 **(8)** (c) 8. One faculty member of a department or School of Education in the University of Wisconsin System, recommended by the ~~president~~ board of regents of the University of Wisconsin System Authority.

SECTION 166. 15.40 of the statutes is repealed.

SECTION 167. 15.405 (title) of the statutes is renumbered 15.175 (title) and amended to read:

15.175 (title) **Same; attached boards ~~and~~, examining boards, and offices.**

SECTION 168. 15.405 (1) of the statutes is renumbered 15.175 (1) and amended to read:

15.175 **(1)**ACCOUNTING EXAMINING BOARD. There is created an accounting examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 169. 15.405 (1m) of the statutes is renumbered 15.175 (1m), and 15.175 (1m) (a) (intro.) and 5., as renumbered, are amended to read:

15.175 **(1m)** (a) (intro.) There is created a building inspector review board which is attached to the department of ~~safety and professional services~~ financial institutions and professional standards under s. 15.03 that consists of the following members:

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

SECTION 170. 15.405 (2) of the statutes is renumbered 15.175 (2), and 15.175 (2) (intro.), as renumbered, is amended to read:

15.175 **(2)** EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND SURVEYORS. (intro.) There is created an examining board of architects, landscape architects, professional engineers, designers, and professional land surveyors in the department of ~~safety and professional services~~ financial institutions and professional standards. Any professional member appointed to the examining board shall be registered or licensed to practice architecture, landscape architecture, professional engineering, the design of engineering systems, or professional 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 professional land surveyors, and 10 public members.

SECTION 171. 15.405 (2m) of the statutes is renumbered 15.175 (2m), and 15.175 (2m) (a) (intro.), as renumbered, is amended to read:

15.175 **(2m)** (a) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards an examining board of professional geologists, hydrologists, and soil scientists consisting of the following members appointed for 4-year terms:

SECTION 172. 15.405 (3) of the statutes is renumbered 15.175 (3), and 15.175 (3) (a) (intro.), as renumbered, is amended to read:

15.175 **(3)** (a) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards an auctioneer board consisting of the following members appointed for 4-year terms:

SECTION 173. 15.405 (3m) of the statutes is renumbered 15.175 (3m), and 15.175 (3m) (b) (intro.), as renumbered, is amended to read:

15.175 **(3m)** (b) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards a cemetery board consisting of the following members, who shall serve 4-year terms:

SECTION 174. 15.405 (5) of the statutes is renumbered 15.175 (5) and amended to read:

15.175 **(5)** CHIROPRACTIC EXAMINING BOARD. There is created a chiropractic examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 175. 15.405 (5g) of the statutes is amended to read:

15.405 **(5g)** CONTROLLED SUBSTANCES BOARD. There is created in the department of 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, the chairperson of the medical examining board, the chairperson of the dentistry examining board, and the chairperson of the board of nursing, or a designee; and one psychiatrist and one pharmacologist appointed for 3-year terms.

SECTION 176. 15.405 (5g) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 15.175 (5g) and amended to read:

15.175 **(5g)** CONTROLLED SUBSTANCES BOARD. There is created in the department of ~~safety and professional services~~ financial institutions and professional standards 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, the chairperson of the medical examining board, the chairperson of the dentistry examining board, and the chairperson of the board of nursing, or a designee; and one psychiatrist and one pharmacologist appointed for 3-year terms.

SECTION 177. 15.405 (6) of the statutes is renumbered 15.175 (6), and 15.175 (6) (intro.), as renumbered, is amended to read:

15.175 **(6)** DENTISTRY EXAMINING BOARD. (intro.) There is created a dentistry examining board in the department of ~~safety and professional services~~ financial institutions and professional standards consisting of the following members appointed for 4-year terms:

SECTION 178. 15.405 (6m) of the statutes is renumbered 15.175 (6m), and 15.175 (6m) (intro.), as renumbered, is amended to read:

15.175 **(6m)** HEARING AND SPEECH EXAMINING BOARD. (intro.) There is created a hearing and speech examining board in the department of ~~safety and professional services~~ financial institutions and professional standards consisting of the following members appointed for 4-year terms:

SECTION 179. 15.405 (7) of the statutes is renumbered 15.175 (7), and 15.175 (7) (a), as renumbered, is amended to read:

15.175 **(7)** (a) There is created a medical examining board in the department of ~~safety and professional services~~ financial institutions and professional standards.

SECTION 180. 15.405 (7c) of the statutes is renumbered 15.175 (7c), and 15.175 (7c) (a) (intro.), as renumbered, is amended to read:

15.175 **(7c)** (a) (intro.) There is created a marriage and family therapy, professional counseling, and social work examining board in the department of ~~safety and professional services~~ financial institutions and professional standards consisting of the following members appointed for 4-year terms:

SECTION 181. 15.405 (7e) of the statutes is renumbered 15.175 (7e), and 15.175 (7e) (intro.), as renumbered, is amended to read:

15.175 **(7e)** RADIOGRAPHY EXAMINING BOARD. (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards a radiography examining board consisting of the following 7 members appointed for 4-year terms:

SECTION 182. 15.405 (7g) of the statutes is renumbered 15.175 (7g) and amended to read:

15.175 **(7g)** BOARD OF NURSING. There is created a board of nursing in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 183. 15.405 (7m) of the statutes is renumbered 15.175 (7m) and amended to read:

15.175 **(7m)** NURSING HOME ADMINISTRATOR EXAMINING BOARD. There is created a nursing home administrator examining board in the department of ~~safety and professional services~~ financial institutions and professional standards 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 184. 15.405 (7r) of the statutes is renumbered 15.175 (7r), and 15.175 (7r) (intro.), as renumbered, is amended to read:

15.175 **(7r)** PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards a physical therapy examining board consisting of the following members appointed for staggered 4-year terms:

SECTION 185. 15.405 (8) of the statutes is renumbered 15.175 (8) and amended to read:

15.175 **(8)** OPTOMETRY EXAMINING BOARD. There is created an optometry examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 186. 15.405 (9) of the statutes is renumbered 15.175 (9) and amended to read:

15.175 **(9)** PHARMACY EXAMINING BOARD. There is created a pharmacy examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 187. 15.405 (10m) of the statutes is renumbered 15.175 (10m) and amended to read:

15.175 **(10m)** PSYCHOLOGY EXAMINING BOARD. There is created in the department of ~~safety and professional services~~ financial institutions and professional standards 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 188. 15.405 (10r) of the statutes is renumbered 15.175 (10r), and 15.175 (10r) (a) (intro.), as renumbered, is amended to read:

15.175 **(10r)** (a) (intro.) There is created a real estate appraisers board in the department of ~~safety and professional services~~ financial institutions and professional standards consisting of the following members appointed for 4-year terms:

SECTION 189. 15.405 (11m) of the statutes is renumbered 15.175 (11m) and amended to read:

15.175 **(11m)** REAL ESTATE EXAMINING BOARD. There is created a real estate examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 190. 15.405 (12) of the statutes is renumbered 15.135 (5) (a) (intro.) and amended to read:

15.135 **(5)** (a) ~~VETERINARY EXAMINING BOARD.~~ (intro.) There is created a veterinary examining board in the department of ~~safety and professional services~~ agriculture, trade and consumer protection. The veterinary examining board shall consist of the following 8 members appointed for staggered 4-year terms~~.~~:

1. Five ~~of the members shall be licensed~~ veterinarians licensed in this state.

2. One ~~member shall be a~~ veterinary technician certified in this state.

3. Two ~~members shall be~~ public members.

(b) 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 191. 15.405 (16) of the statutes is renumbered 15.175 (16) and amended to read:

15.175 **(16)** FUNERAL DIRECTORS EXAMINING BOARD. There is created a funeral directors examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. 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 192. 15.405 (17) of the statutes is renumbered 15.175 (17) and amended to read:

15.175 **(17)** COSMETOLOGY EXAMINING BOARD. There is created a cosmetology examining board in the department of ~~safety and professional services~~ financial institutions and professional standards. The cosmetology examining board shall

consist of 9 members appointed for 4-year terms. Four members shall be licensed aestheticians or cosmetologists, 2 members shall be public members, one member shall be a representative of a private school of cosmetology, one member shall be a representative of a public school of cosmetology, and one member shall be a licensed electrologist. No more than 4 members may be connected with or have any financial interest in a cosmetology school.

SECTION 193. 15.406 (title) of the statutes is renumbered 15.176 (title).

SECTION 194. 15.406 (2) of the statutes is renumbered 15.176 (2), and 15.176 (2) (intro.), as renumbered, is amended to read:

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

SECTION 195. 15.406 (3) of the statutes is renumbered 15.176 (3), and 15.176 (3) (intro.), as renumbered, is amended to read:

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

SECTION 196. 15.406 (4) of the statutes is renumbered 15.176 (4), and 15.176 (4) (intro.), as renumbered, is amended to read:

15.176 **(4)**ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD. (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards, attached to the medical examining board, an athletic trainers affiliated credentialing board consisting of the following members appointed for 4-year terms:

SECTION 197. 15.406 (5) of the statutes is renumbered 15.176 (5), and 15.176 (5) (intro.), as renumbered, is amended to read:

15.176 **(5)**OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD. (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards, attached to the medical examining board,

an occupational therapists affiliated credentialing board consisting of the following members appointed for 4-year terms:

SECTION 198. 15.406 (6) of the statutes is renumbered 15.176 (6), and 15.176 (6) (a) (intro.) and 1., as renumbered, are amended to read:

15.176 **(6)** (a) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards, 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:

1. Six massage therapists or bodywork therapists licensed under ch. 460 who have engaged in the practice of massage therapy or bodywork therapy for at least 2 years preceding appointment. One member appointed under this subdivision shall be a representative of a massage therapy or bodywork therapy school ~~approved~~ certified by the ~~educational approval board under s. 38.50~~ department of financial institutions and professional standards under s. 440.52. One member appointed under this subdivision shall be a representative of a massage therapy or bodywork therapy program offered by a technical college in this state. No other members appointed under this subdivision shall be directly or indirectly affiliated with a massage therapy or bodywork therapy school or program.

SECTION 199. 15.407 (title) of the statutes is renumbered 15.177 (title).

SECTION 200. 15.407 (1m) of the statutes is renumbered 15.177 (1m) and amended to read:

15.177 **(1m)** RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL. There is created a respiratory care practitioners examining council in the department of ~~safety and professional services~~ financial institutions and professional standards 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, except that members of the examining council may serve more than 2 consecutive terms.

SECTION 201. 15.407 (2) of the statutes is renumbered 15.177 (2), and 15.177 (2) (intro.), as renumbered, is amended to read:

15.177 **(2)** COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council on physician assistants in the department of ~~safety and professional services~~ financial institutions and professional standards and serving the medical

examining
board in an advisory capacity. The council's membership shall consist of:

SECTION 202. 15.407 (2m) of the statutes is renumbered 15.177 (2m), and 15.177 (2m) (intro.), as renumbered, is amended to read:

15.177 **(2m)** (intro.) There is created a perfusionists examining council in the department of ~~safety and professional services~~ financial institutions and professional standards and serving the medical examining board in an advisory capacity. The council shall consist of the following members appointed for 3-year terms:

SECTION 203. 15.407 (3) of the statutes is renumbered 15.177 (3), and 15.177 (3) (intro.), as renumbered, is amended to read:

15.177 **(3)** EXAMINING COUNCILS; BOARD OF NURSING. (intro.) The following examining councils are created in the department of ~~safety and professional services~~ financial institutions and professional standards 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 204. 15.407 (5) of the statutes is renumbered 15.177 (5) and amended to read:

15.177 **(5)** COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS. There is created in the department of ~~safety and professional services~~ financial institutions and professional standards 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 205. 15.407 (6) of the statutes is renumbered 15.177 (6), and 15.177 (6) (intro.), as renumbered, is amended to read:

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

SECTION 206. 15.407 (7) of the statutes is renumbered 15.177 (7), and 15.177 (7) (intro.), as renumbered, is amended to read:

15.177 **(7)**COUNCIL ON ANESTHESIOLOGIST ASSISTANTS; DUTIES. (intro.) There is created a council on anesthesiologist assistants in the department of ~~safety and professional services~~ financial institutions and professional standards and serving the medical examining board in an advisory capacity. The council's membership shall consist of the following members, who shall be selected from a list of recommended appointees submitted by the president of the Wisconsin Society of Anesthesiologists, Inc., after the president of the Wisconsin Society of Anesthesiologists, Inc., has considered the recommendation of the Wisconsin Academy of Anesthesiologist Assistants for the appointee under par. (b), and who shall be appointed by the medical examining board for 3-year terms:

SECTION 207. 15.407 (8) of the statutes is renumbered 15.177 (8), and 15.177 (8) (intro.), as renumbered, is amended to read:

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

SECTION 208. 15.407 (9) of the statutes is renumbered 15.177 (9), and 15.177 (9) (a) (intro.), as renumbered, is amended to read:

15.177 **(9)** (a) (intro.) There is created a sign language interpreter council in the department of ~~safety and professional services~~ financial institutions and professional standards consisting of the secretary of ~~safety and professional services~~ financial institutions and professional standards 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 209. 15.407 (10) of the statutes is renumbered 15.177 (10), and 15.177 (10) (a) (intro.) and (b), as renumbered, are amended to read:

15.177 **(10)** (a) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards, a dwelling

code council, consisting of 11 members appointed for staggered 2-year terms. Each member shall represent at least one of the following groups:

(b) An employee of the department designated by the secretary of ~~safety and professional services~~ financial institutions and professional standards shall serve as secretary, but shall not be a member, of the council. The council shall meet at least twice a year. Seven members of the council shall constitute a quorum. For the purpose of conducting business a majority vote of the council is required.

SECTION 210. 15.407 (11) of the statutes is renumbered 15.177 (11) and amended to read:

15.177 **(11)** CONTRACTOR CERTIFICATION COUNCIL. There is created in the department of ~~safety and professional services~~ financial institutions and professional standards 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 ~~safety and professional services~~ financial institutions and professional standards for 3-year terms.

SECTION 211. 15.407 (12) of the statutes is renumbered 15.177 (12), and 15.177 (12) (a) (intro.), as renumbered, is amended to read:

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

SECTION 212. 15.407 (13) of the statutes is renumbered 15.177 (13), and 15.177 (13) (a) (intro.), as renumbered, is amended to read:

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

SECTION 213. 15.407 (14) of the statutes is renumbered 15.177 (14), and 15.177 (14) (a) (intro.) and 10. and (b), as renumbered, are amended to read:

15.177 **(14)** (a) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards a conveyance safety code council consisting of the following members appointed for 3-year terms:

10. An employee of the department of ~~safety and professional services~~ financial institutions and professional standards, designated by the secretary of ~~safety and~~

~~professional services~~ financial institutions and professional standards, who is familiar with commercial building inspections.

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

SECTION 214. 15.407 (16) of the statutes is renumbered 15.177 (16) and amended to read:

15.177 **(16)** PLUMBERS COUNCIL. There is created in the department of ~~safety and professional services~~ financial institutions and professional standards a plumbers council consisting of 3 members. One member shall be an employee of the department of ~~safety and professional services~~ financial institutions and professional standards, selected by the secretary of ~~safety and professional services~~ financial institutions and professional standards, 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 ~~safety and professional services~~ financial institutions and professional standards for 2-year terms.

SECTION 215. 15.407 (17) of the statutes is renumbered 15.177 (17) and amended to read:

15.177 **(17)** AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN COUNCIL. There is created in the department of ~~safety and professional services~~ financial institutions and professional standards an automatic fire sprinkler system contractors and journeymen council consisting of 5 members. One member shall be an employee of the department of ~~safety and professional services~~ financial institutions and professional standards, selected by the secretary of ~~safety and professional services~~ financial institutions and professional standards, 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 ~~safety and professional services~~ financial institutions and professional standards for staggered 4-year terms.

SECTION 216. 15.407 (18) of the statutes is renumbered 15.177 (18), and 15.177 (18) (a) (intro.), as renumbered, is amended to read:

15.177 **(18)** (a) (intro.) There is created in the department of ~~safety and professional services~~ financial institutions and professional standards a building code council consisting of the following members appointed for 3-year terms:

SECTION 217. 15.435 (1) (a) 1. of the statutes is amended to read:

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

SECTION 218. 15.445 (2) of the statutes is renumbered 15.345 (7), and 15.345 (7) (a), as renumbered, is amended to read:

15.345 **(7)** (a) *Creation.* There is created a Kickapoo reserve management board which is attached to the department of ~~tourism~~ natural resources under s. 15.03.

SECTION 219. 15.445 (3) of the statutes is renumbered 15.345 (8), and 15.345 (8) (a), as renumbered, is amended to read:

15.345 **(8)** (a) There is created a lower Wisconsin state riverway board, which is attached to the department of ~~tourism~~ natural resources under s. 15.03.

SECTION 220. 15.57 (1) of the statutes is amended to read:

15.57 **(1)** The secretary of administration, the state superintendent of public instruction, the president of the University of Wisconsin System Authority and the director of the technical college system board, or their designees.

SECTION 221. 15.57 (5) of the statutes is amended to read:

15.57 **(5)** One member appointed by the board of regents of the University of Wisconsin System Authority for a 4-year term.

SECTION 222. 15.67 (1) (a) 1. of the statutes is amended to read:

15.67 **(1)** (a) 1. One member of the board of regents of the University of Wisconsin System Authority.

SECTION 223. 15.737 (title) of the statutes is created to read:

15.737 (title) **Same; councils.**

SECTION 224. 15.91 of the statutes is repealed.

SECTION 225. 15.915 (title) of the statutes is repealed.

SECTION 226. 15.915 (1) of the statutes is renumbered 15.135 (6), and 15.135 (6) (a), as renumbered, is amended to read:

15.135 **(6)** (a) There is created a veterinary diagnostic laboratory board which is attached to the ~~University of Wisconsin System~~ department of agriculture, trade and consumer protection under s. 15.03.

SECTION 227. 15.915 (2) of the statutes is renumbered 15.135 (5), and 15.135 (5) (intro.), as renumbered, is amended to read:

15.135 **(5)**LABORATORY OF HYGIENE BOARD. (intro.) There is created ~~in the University of Wisconsin System a laboratory of hygiene under the direction and supervision of the~~ a laboratory of hygiene board to direct and supervise a laboratory of hygiene and which is attached to the department of agriculture, trade and consumer protection under s. 15.03. The board shall consist of the following members:

SECTION 228. 15.915 (6) of the statutes is repealed.

SECTION 229. 15.917 of the statutes is repealed.

SECTION 230. 15.94 (2m) of the statutes is amended to read:

15.94 **(2m)** The ~~president~~ chairperson, or by his or her designation another member, of the ~~board of regents~~ Board of Regents of the University of Wisconsin System Authority.

SECTION 231. 15.945 of the statutes is repealed.

SECTION 232. 16.002 (2) of the statutes is amended to read:

16.002 **(2)** "Departments" means constitutional offices, departments, and independent agencies and includes all societies, associations, and other agencies of state government for which appropriations are made by law, but not including authorities created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 233. 16.003 (2) of the statutes is amended to read:

16.003 **(2)**STAFF. Except as provided in ss. 16.548, ~~16.57,~~ 978.03 (1), (1m) and (2), 978.04 and 978.05 (8) (b), the secretary shall appoint the staff necessary for performing the duties of the department. All staff shall be appointed under the classified service except as otherwise provided by law.

SECTION 234. 16.004 (4) of the statutes is amended to read:

16.004 **(4)**FREEDOM OF ACCESS. The secretary and such employees of the department as the secretary designates may enter into the offices of state agencies and authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ and 279, and may examine their books and accounts and any other matter that in the secretary's judgment should be examined and may interrogate the agency's employees publicly or privately relative thereto.

SECTION 235. 16.004 (5) of the statutes is amended to read:

16.004 **(5)**AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and authorities created under subch. II of ch. 114 and under chs. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ and 279, and their officers and employees, shall cooperate with the secretary and shall comply with every request of the secretary relating to his or her functions.

SECTION 236. 16.004 (7) (a) of the statutes is amended to read:

16.004 **(7)** (a) The secretary shall establish and maintain a personnel management information system which shall be used to furnish the governor, the legislature and the ~~office~~ division of ~~state employment relations~~ personnel management in the department with current information pertaining to authorized positions, payroll and related items for all civil service employees, except employees of the office of the governor, the courts and judicial branch agencies, and the legislature and legislative service agencies. It is the intent of the legislature that the University of Wisconsin System provide position and other information to the department and the legislature, which includes appropriate data on each position, facilitates accountability for each authorized position and traces each position over time. Nothing in this paragraph may be interpreted as limiting the authority of the

board of regents of the University of Wisconsin System to allocate and reallocate positions by funding source within the legally authorized levels.

SECTION 237. 16.004 (7) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

16.004 **(7)** (a) The secretary shall establish and maintain a personnel management information system which shall be used to furnish the governor, the legislature and the division of personnel management in the department with current information pertaining to authorized positions, payroll and related items for all civil service employees, except employees of the office of the governor, the courts and judicial branch agencies, and the legislature and legislative service agencies. ~~It is the intent of the legislature that the University of Wisconsin System provide position and other information to the department and the legislature, which includes appropriate data on each position, facilitates accountability for each authorized position and traces each position over time. Nothing in this paragraph may be interpreted as limiting the authority of the board of regents of the University of Wisconsin System to allocate and reallocate positions by funding source within the legally authorized levels.~~

SECTION 238. 16.004 (9) of the statutes is amended to read:

16.004 **(9)** AGREEMENTS TO MAINTAIN AN ACCOUNTING FOR OPERATING NOTES. The secretary may enter into agreements to maintain an accounting of, forecast and administer those moneys that are in the process of collection by the state and that are pledged for the repayment of operating notes issued under ~~subch. III of ch. 18~~ s. 16.526, in accordance with ~~resolutions of the building commission~~ certifications authorizing the issuance of the operating notes.

SECTION 239. 16.004 (12) (a) of the statutes is amended to read:

16.004 **(12)** (a) In this subsection, "state agency" means an association, authority, board, department, commission, independent agency, institution, office, society, or other body in state government created or authorized to be created by the constitution or any law, including the legislature, the office of the governor, and the courts, but excluding the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and the Fox River Navigational System Authority.

SECTION 240. 16.004 (16) of the statutes is repealed.

SECTION 241. 16.004 (19) of the statutes is created to read:

16.004 **(19)** PAYMENTS TO THE UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. (a) Subject to par. (b), the secretary shall pay quarterly to the University of Wisconsin System Authority one-quarter of the amounts appropriated under section 20.285 (1) (a).

(b) The secretary may make quarterly payments under par. (a) only if the University of Wisconsin System Authority has made the payments due under the lease agreement under s. 36.11 (27m) (a), the payments due for municipal services under s. 70.119 (7) (a), and any other payments for any obligation otherwise due to the state.

SECTION 242. 16.004 (20) of the statutes is created to read:

16.004 **(20)** OFFICE SERVICES. (a) In this subsection, "shared services agency" means the department of financial institutions, the department of safety and professional services, the public service commission, the state fair park board, the educational communications board, the higher educational aids board, the state historical society, the technical college system board, the department of tourism, the board of commissioners of public lands, and the government accountability board.

(b) The department shall administer for each shared services agency its responsibilities to provide human resources services, payroll services, finance services, budget functions, and procurement functions. The department may charge agencies for services provided to them under this subsection in accordance with a methodology determined by the department.

SECTION 243. 16.004 (20) (a) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

16.004 **(20)** (a) In this subsection, "shared services agency" means the department of financial institutions~~, the department of safety and professional services~~ and professional standards, the public service commission, the state fair park board, the educational communications board, the higher educational aids board, the state historical society, the technical college system board, the department of tourism, the board of commissioners of public lands, and the government accountability board.

SECTION 244. 16.008 (2) of the statutes is amended to read:

16.008 **(2)** The state shall pay for extraordinary police services provided directly to state facilities, as defined in s. 70.119 (3) (e), in response to a request of a state officer or agency responsible for the operation and preservation of such facilities. The University of Wisconsin Hospitals and Clinics Authority shall pay for extraordinary police services provided to facilities of the authority described in s. 70.11 (38). The University of Wisconsin System Authority shall pay for extraordinary police services provided to facilities of the authority described in s. 70.11 (38c). The Fox River Navigational System Authority shall pay for extraordinary police services provided to the navigational system, as defined in s. 237.01 (5). Municipalities or counties that provide extraordinary police services to state facilities may submit claims to the claims board for actual additional costs related to wage and disability payments, pensions and worker's compensation payments, damage to equipment and clothing, replacement of expendable supplies, medical and transportation expense, and other necessary expenses. The clerk of the municipality or county submitting a claim shall also transmit an itemized statement

of charges and a statement that identifies the facility served and the person who requested the services. The board shall obtain a review of the claim and recommendations from the agency responsible for the facility prior to proceeding under s. 16.007 (3), (5), and (6).

SECTION 245. 16.01 (1) of the statutes is amended to read:

16.01 **(1)** In this section, "agency" means any office, department, 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 which is entitled to expend moneys appropriated by law, including the legislature and the courts, and any authority created under subch. II of ch. 114 or ch. 36, 231, 233, or ~~234~~ 235.

SECTION 246. 16.01 (2) (d) of the statutes is amended to read:

16.01 **(2)** (d) Work closely with all state agencies, including the ~~University of Wisconsin System and the~~ technical college system and the University of Wisconsin System Authority, with the private sector, and with groups concerned with women's issues to develop long-term solutions to women's economic and social inequality in this state.

SECTION 247. 16.01 (3) (intro.) of the statutes is amended to read:

16.01 **(3)** (intro.) All state agencies, including the ~~University of Wisconsin System and the~~ technical college system, shall fully cooperate with and assist the women's council. To that end, a representative of a state agency shall, upon request by the women's council:

SECTION 248. 16.02 (2) of the statutes is amended to read:

16.02 **(2)** The acid deposition research council shall, by July 1 of each even-numbered year, submit a report of its work summarizing its recommendations under sub. (1) (a) to (c) and the results of the research reviewed under sub. (1) (d) and shall file the report with the governor, the secretary, the ~~chairperson of the natural resources board~~ secretary of natural resources, and the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (2).

SECTION 249. 16.04 (1e) of the statutes is repealed.

SECTION 250. 16.045 (1) (a) of the statutes is amended to read:

16.045 **(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 created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 251. 16.08 of the statutes is repealed.

SECTION 252. 16.09 of the statutes is created to read:

16.09Establishing efficiency programs. The office of lean government shall establish and administer programs for state agencies to increase the value of goods and services that state agencies provide with the fewest possible resources.

SECTION 253. 16.15 (1) (ab) of the statutes is amended to read:

16.15 **(1)** (ab) "Authority" has the meaning given under s. 16.70 (2), but excludes the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Lower Fox River Remediation Authority, and the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 254. 16.20 of the statutes is created to read:

16.20Office of continuity of government.(1)DEFINITIONS. In this section:

(a) "Disaster" has the meaning given in s. 323.02 (6).

(b) "Office" means the office of continuity of government created under s. 15.105 (34).

(c) "State agency" means any office, commission, board, department, or independent agency in the executive branch of state government.

(2)CONTINUITY OF GOVERNMENT OPERATIONS DURING A DISASTER. (a) In consultation with the administrator of the division of emergency management, the office shall establish and administer a continuity of government program to ensure the continuity of state government operations during a disaster.

(b) Except as provided in sub. (3), under the program established under par. (a), the office shall establish, and periodically update, for each state agency a continuity of operations plan for the continuity of government operations in that state agency during a disaster. The office shall cooperate with each state agency to administer that state agency's implementation of the plan established under this paragraph.

(3)DELEGATION TO STATE AGENCIES. The office may delegate to any state agency the office's authority under sub. (2) (b) with respect to that state agency.

(4)ASSESSMENTS TO STATE AGENCIES. The department shall annually assess to each state agency an amount equal to that state agency's proportionate share of the department's annual costs incurred under this section in accordance with a method of apportionment determined by the department.

SECTION 255. 16.28 of the statutes is renumbered 203.02.

SECTION 256. 16.283 of the statutes is renumbered 203.03.

SECTION 257. 16.285 of the statutes is renumbered 203.05.

SECTION 258. 16.287 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 203.07, and 203.07 (2) (a), as renumbered, is amended to read:

203.07 **(2)** (a) For the purposes of ss. 16.75 (3m), 16.855 (10m), 16.87 (2), 18.16, 18.64, 25.185, 119.495 (2), 200.57, and 231.27 ~~and 234.35~~, the department shall establish and periodically update a list of certified minority businesses, minority financial advisers and minority investment firms. Any business, financial adviser or investment firm may apply to the department for certification. For purposes of this paragraph, unless the context otherwise requires, a "business" includes a financial adviser or investment firm.

SECTION 259. 16.287 (2) (a) of the statutes is amended to read:

16.287 **(2)** (a) For the purposes of ss. 16.75 (3m), 16.855 (10m), 16.87 (2), 18.16, 18.64, ~~18.77,~~ 25.185, 119.495 (2), 200.57, 231.27 and 234.35, the department shall establish and periodically update a list of certified minority businesses, minority financial advisers and minority investment firms. Any business, financial adviser or investment firm may apply to the department for certification. For purposes of this paragraph, unless the context otherwise requires, a "business" includes a financial adviser or investment firm.

SECTION 260. 16.293 of the statutes is created to read:

16.293Grants for economic development district.(1) From the appropriation under s. 20.855 (4) (d), and subject to subs. (2) and (3), the department may award grants to a city in the state for an economic development district that includes a community arts center and a mixed-use development.

(2) Before the department makes any grant under sub. (1), the city shall submit to the department a financial plan for the economic development district. The financial plan shall include matching funds, whether cash or in-kind or both, that, in total, at least equal 100 percent of all grant moneys being requested and shall include proof, to the satisfaction of the department, of other financing for the economic development district.

(3) The department may not award more than a total of $15,000,000 in grants under sub. (1).

SECTION 261. 16.40 (16) of the statutes is amended to read:

16.40 **(16)**MAINTAIN AN ACCOUNTING FOR OPERATING NOTES. Maintain an accounting of, forecast and administer those moneys pledged for the repayment of operating notes issued under ~~subch. III of ch. 18~~ s. 16.526, in accordance with agreements entered into by the secretary under s. 16.004 (9).

SECTION 262. 16.40 (18) of the statutes is amended to read:

16.40 **(18)**REQUIRE AGENCIES TO PROVIDE COPIES. Require each state agency, at the time that the agency submits a request to the department for an increased appropriation to be provided in an executive budget bill which is necessitated by the

compensation plan under s. 230.12 or a collective bargaining agreement approved under s. 111.92, to provide a copy of the request to the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department and the joint committee on employment relations.

SECTION 263. 16.40 (23) of the statutes is repealed.

SECTION 264. 16.405 (1) of the statutes is renumbered 16.526 (1m) (a) and amended to read:

16.526 **(1m)** (a) ~~At~~ Subject to par. (b), at any time the department determines that a deficiency will occur in the funds of the state which will not permit the state to meet its operating obligations in a timely manner, it may prepare ~~a request~~ an authorizing certification for the issuance of operating notes under ~~subch. III of ch. 18 and, subject to subs. (2) and (3), may submit the request to the building commission~~ this section.

SECTION 265. 16.405 (2) of the statutes is repealed.

SECTION 266. 16.405 (3) of the statutes is renumbered 16.526 (1m) (b) and amended to read:

16.526 **(1m)** (b) If the department proposes to ~~submit a request to the building commission~~ prepare an authorizing certification under ~~sub. (1)~~ par. (a), the secretary shall notify the joint committee on finance in writing of the proposed action. If the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed ~~submission~~ certification within 14 working days after the date of the secretary's notification, the department may ~~submit the request to the building commission~~ issue operating notes pursuant to the certification as proposed. 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 proposed ~~submission~~ certification, the department may ~~submit the request to the building commission~~ issue operating notes pursuant to the certification only upon approval of the committee.

SECTION 267. 16.41 (4) of the statutes is amended to read:

16.41 **(4)** In this section, "authority" means a body created under subch. II of ch. 114 or under ch. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 268. 16.415 (1) of the statutes is amended to read:

16.415 **(1)** Neither the secretary nor any other fiscal officer of this state may draw, sign, or issue, or authorize the drawing, signing, or issuing of any warrant on any disbursing officer of the state to pay any compensation to any person in the classified service of the state unless an estimate, payroll, or account for such compensation, containing the names of every person to be paid, bears the certificate of the appointing authority that each person named in the estimate, payroll, or account has been appointed, employed, or subject to any other personnel

transaction in accordance with, and that the pay for the person has been established in accordance with, the law, compensation plan, or applicable collective bargaining agreement, and applicable rules of the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department and the ~~administrator of the division~~ director of the bureau of merit recruitment and selection in the ~~office of state employment relations~~ department then in effect.

SECTION 269. 16.415 (3) of the statutes is amended to read:

16.415 **(3)** Any sums paid contrary to this section may be recovered from any appointing authority making such appointments in contravention of law or of the rules promulgated pursuant thereto, or from any appointing authority signing or countersigning or authorizing the signing or countersigning of any warrant for the payment of the same, or from the sureties on the official bond of any such appointing authority, in an action in the circuit court for any county within the state, maintained by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department, or by a citizen resident therein, who is assessed for, and liable to pay, or within one year before the commencement of the action has paid, a state, city or county tax within this state. All moneys recovered in any action brought under this section when collected, shall be paid into the state treasury except that if a citizen taxpayer is plaintiff in any such action he or she shall be entitled to receive for personal use the taxable cost of such action and 5% of the amount recovered as attorney fees.

SECTION 270. 16.417 (1) (b) of the statutes is amended to read:

16.417 **(1)** (b) "Authority" means a body created under subch. II of ch. 114 or ch. 36, 231, 232, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 271. 16.417 (2) (f) 2. of the statutes is amended to read:

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

SECTION 272. 16.42 (1) (intro.) of the statutes is amended to read:

16.42 **(1)** (intro.) All agencies, ~~other than~~ including the University of Wisconsin System Authority and not including the legislature and the courts, no later than September 15 of each even-numbered year, in the form and content prescribed by the department, shall prepare and forward to the department and to the legislative fiscal bureau the following program and financial information:

SECTION 273. 16.50 (3) (b) of the statutes is amended to read:

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), (2), or (2j)~~,~~ or by the investment board under s. 16.505 (2g)~~, or by the board of regents of the University of Wisconsin System under s. 16.505 (2m) or (2p)~~.

SECTION 274. 16.50 (3) (c) of the statutes is amended to read:

16.50 **(3)** (c) The secretary may withhold, in total or in part, the funding for any position, as defined in s. 230.03 (11), as well as the funding for part-time or limited term employees until such time as the secretary determines that the filling of the position or the expending of funds is consistent with s. 16.505 and with the intent of the legislature as established by law or in budget determinations, ~~or~~ the intent of the joint committee on finance in creating or abolishing positions under s. 13.10, or the intent of the governor in creating or abolishing positions under s. 16.505 (1) (c) or (2)~~, or the intent of the board of regents of the University of Wisconsin System in creating or abolishing positions under s. 16.505 (2m) or (2p)~~. Until the release of funding occurs, recruitment or certification for the position may not be undertaken.

SECTION 275. 16.50 (3) (f) of the statutes is amended to read:

16.50 **(3)** (f) At the request of the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department, 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 quarterly to the joint committee on finance in conjunction with the report required under s. 16.54 (8).

SECTION 276. 16.505 (1) (intro.) of the statutes is amended to read:

16.505 **(1)** (intro.) Except as provided in subs. (2), (2g), and (2j), ~~(2m), 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 277. 16.505 (2m) of the statutes is repealed.

SECTION 278. 16.505 (2p) of the statutes is repealed.

SECTION 279. 16.505 (4) (b) of the statutes is amended to read:

16.505 **(4)** (b) ~~Except as provided in par. (c), no~~ No agency may change the funding source for a position authorized under this section unless the position is authorized to be created under a different funding source in accordance with this section.

SECTION 280. 16.505 (4) (c) of the statutes is repealed.

SECTION 281. 16.517 (1) of the statutes is amended to read:

16.517 **(1)** No later than 30 days after the effective date of each biennial budget act, the department shall provide to the joint committee on finance a report indicating any initial modifications that are necessary to the appropriation levels established under that act for program revenue and program revenue-service appropriations as defined in s. 20.001 (2) (b) and (c) or to the number of full-time equivalent positions funded from program revenue and program revenue-service appropriations authorized by that act to account for any additional funding or positions authorized under s. 16.505 (2) ~~or (2m)~~ or 16.515 in the fiscal year immediately preceding the fiscal biennium of the budget that have not been included

---

in authorizations under the biennial budget act but that should be included as continued budget authorizations in the fiscal biennium of the budget.

SECTION 282. 16.517 (2) of the statutes is amended to read:

16.517 **(2)** Modifications under sub. (1) shall be limited to adjustment of the appropriation or position levels to the extent required to account for higher base levels for the fiscal year immediately preceding the fiscal biennium of the budget due to appropriation or position increases authorized under s. 16.505 (2) ~~or (2m)~~ or 16.515 during the fiscal year immediately preceding the fiscal biennium of the budget.

SECTION 283. 16.52 (7) of the statutes is amended to read:

16.52 **(7)**PETTY CASH ACCOUNT. With the approval of the secretary, each agency that is authorized to maintain a contingent fund under s. 20.920 may establish a petty cash account from its contingent fund. The procedure for operation and maintenance of petty cash accounts and the character of expenditures therefrom shall be prescribed by the secretary. In this subsection, "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 created in subch. II of ch. 114 or in ch. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 284. 16.526 (title) of the statutes is created to read:

16.526 (title) **Operating notes.**

SECTION 285. 16.526 (4) (am) of the statutes is created to read:

16.526 **(4)** (am) *Authorizing certification.* No financial obligations may be incurred under this section nor may any evidence of operating notes be issued by

the
state except pursuant to a written authorizing certification. The certification shall

set forth the aggregate principal amount of operating notes authorized thereby, the purpose of the operating notes, which need not be more specific but may not be more
general than those purposes provided in or pursuant to law, the manner of sale of the
notes, and the form and terms of the notes. The certification shall be signed by the secretary, or his or her designee, and shall be transmitted to the governor.

SECTION 286. 16.526 (8) of the statutes is created to read:

16.526 **(8)** PROCUREMENT OF SERVICES. The department may enter into a contract
with any firm or individual engaged in financial services for the performance of any of its duties under this section, using selection and procurement procedures established by the department. A contract under this subsection is not subject to s. 16.705 or 16.75.

SECTION 287. 16.526 (9) of the statutes is created to read:

16.526 **(9)**PROVISIONS APPLICABLE. The provisions of section 16.527 (4) (a) to (f)
and (6) (a), (b), and (d), (8), and (9) apply to operating notes under this section, except
that all references to appropriation obligations shall be read to refer to operating notes.

SECTION 288. 16.526 (10) of the statutes is created to read:

16.526 **(10)**FULL AUTHORITY. This section shall constitute full authority for the
accomplishment of all acts authorized in this section to be done. No other law restricting the carrying out of such acts shall be construed as applying to proceedings
had or acts done pursuant to this section.

SECTION 289. 16.527 (1) (c) of the statutes is created to read:

16.527 **(1)** (c) The legislature finds and determines that sports and entertainment facilities encourage economic development and tourism in this state by reducing unemployment and by bringing needed capital into the state for the

benefit and welfare of people throughout the state. It is therefore in the public interest and will serve a public purpose, and it is the public policy of this state, to assist a sports and entertainment district in the construction of sports and entertainment facilities under subch. VI of ch. 229.

SECTION 290. 16.527 (3) (d) of the statutes is created to read:

16.527 **(3)** (d) 1. Subject to the limitations under subds. 2. to 4., the department
may contract appropriation obligations of the state under this section for the purpose
of assisting a sports and entertainment district under subch. VI of ch. 229 in the construction of sports and entertainment facilities, including the acquisition or

lease
of property. The assistance shall be in the form of a grant to the sports and entertainment district.

2. The sum of appropriation obligations issued under this section for the purpose under subd. 1. may not exceed $220,000,000, excluding any amounts representing accreted interest or original issue discount.

3. No appropriation obligations may be issued under this section for the purpose under subd. 1. unless the department determines that the sports and entertainment district has secured additional funding for the project in an amount at least equal to $300,000,000.

4. If the department issues appropriation obligations under this section for the
purpose under subd. 1. and if, for any reason, the facility that is constructed with funds from the grant is not used principally for professional basketball, the state shall retain an ownership interest in the facility equal to the amount of the state's grant.

SECTION 291. 16.528 (1) (a) of the statutes is amended to read:

16.528 **(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 created in subch. II of ch. 114 or in ch. 36, 231,
233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 292. 16.528 (3) (f) of the statutes is created to read:

16.528 **(3)** (f) A contract under s. 977.08 (3) (f) or compensation ordered under
s. 978.045 (2).

SECTION 293. 16.529 (1) of the statutes is repealed and recreated to read:

16.529 **(1)** In this section, "state agency" has the meaning given in s. 40.02 (54).

SECTION 294. 16.529 (2) of the statutes is amended to read:

16.529 **(2)** Notwithstanding ss. 20.001 (3) (a) to (c) and 25.40 (3), ~~beginning in~~
~~the 2007-09 fiscal biennium,~~ during each fiscal biennium the secretary shall lapse to the general fund or transfer to the general fund from each state agency appropriation specified in sub. (3) an amount equal to that portion of the total amount of principal and interest to be paid on obligations issued under s. 16.527 during the fiscal biennium that is allocable to the appropriation, as determined under sub. (3). The secretary may require that a state agency pay the amount directly to the state in lieu of lapsing or transferring the amount to the general fund.

SECTION 295. 16.53 (1) (d) 4. of the statutes is amended to read:

16.53 **(1)** (d) 4. The secretary may promulgate rules pertaining to the administration of earnings garnishment actions under s. 812.42 whenever the state is the garnishee in such actions. ~~In any earnings garnishment action where the judgment debtor is employed by the University of Wisconsin System, the secretary~~

~~may require the appropriate payroll processing center for the University of Wisconsin System to directly process necessary forms, papers, deductions and checks, share drafts or other drafts in connection with such action.~~

SECTION 296. 16.53 (2) of the statutes is amended to read:

16.53 **(2)**IMPROPER INVOICES. If an agency receives an improperly completed invoice, the agency shall notify the sender of the invoice within 10 working days after it receives the invoice of the reason it is improperly completed. In this subsection, "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 created in subch. II of ch. 114 or in ch. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 297. 16.53 (7) of the statutes is amended to read:

16.53 **(7)**CERTIFICATION OF BOARDS, EVIDENCE OF CORRECTNESS OF ACCOUNT. The certificate of the proper officers of ~~the board of regents of the University of Wisconsin System,~~ the department of health services~~,~~ or the proper officers of any other board or commission organized or established by the state, shall in all cases be evidence of the correctness of any account which may be certified by them.

SECTION 298. 16.53 (10) (a) of the statutes is amended to read:

16.53 **(10)** (a) If an emergency arises which requires the department to draw vouchers for payments which will be in excess of available moneys in any state fund, the secretary, after notifying the joint committee on finance under par. (b), may prorate and establish priority schedules for all payments within each fund, including those payments for which a specific payment date is provided by statute, except as otherwise provided in this paragraph. The secretary shall draw all vouchers according to the preference provided in this paragraph. All direct or indirect payments of principal or interest on state bonds and notes issued under subch. I of ch. 18 and payments 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 have first priority. All direct or indirect payments of principal or interest on state notes issued under ~~subch. III of ch. 18~~ s. 16.526 have 2nd priority. No payment having a 1st or 2nd priority may be prorated or reduced under this subsection. All state employee payrolls have 3rd priority. The secretary shall draw all remaining vouchers according to a priority determined by the secretary. The secretary shall maintain records of all claims prorated under this subsection.

SECTION 299. 16.531 (1) of the statutes is amended to read:

16.531 **(1)** At least 15 days prior to the beginning of any calendar quarter in which the secretary anticipates that it may be necessary to exercise the authority conferred in s. 16.53 (10) (a) or 20.002 (11) (a) or to incur financial obligations and issue operating notes under ~~subch. III of ch. 18~~ s. 16.526, the secretary shall submit a plan to the joint committee on finance describing the specific nature of any proposed action that may be required.

SECTION 300. 16.531 (2) of the statutes is amended to read:

16.531 **(2)** If the secretary determines during any calendar quarter that action under s. 16.526, 16.53 (10) (a) or 20.002 (11) ~~or subch. III of ch. 18~~ should be taken that is different from the action specified in the plan submitted under sub. (1), the secretary shall provide notice to the joint committee on finance of the specific nature of any such action that may be required. If the joint committee on finance has not, within 2 working days after such notification, scheduled a meeting to review the secretary's proposal, the secretary may proceed with the proposed action. If, within 2 working days after such notification, the committee schedules a meeting, the secretary may not proceed with the proposed action until after the meeting is held.

SECTION 301. 16.531 (3) of the statutes is amended to read:

16.531 **(3)** Within 30 days after the end of each calendar quarter during which the secretary exercises the authority conferred in s. 16.53 (10) (a), during which there is any outstanding reallocation of moneys under s. 20.002 (11) (a) or during which there are any outstanding operating notes issued under ~~subch. III of ch. 18~~ s. 16.526, the secretary shall submit to the joint committee on finance a report on the status of all such matters, together with an assessment of the degree to which the secretary anticipates that state funds and accounts will have sufficient revenues to meet anticipated obligations during the 6-month period following the calendar quarter for which the report is issued.

SECTION 302. 16.54 (8g) of the statutes is repealed.

SECTION 303. 16.54 (8r) (a) of the statutes is renumbered 16.54 (8r) and amended to read:

16.54 **(8r)** Whenever the federal government makes available moneys for instruction, extension, special projects or emergency employment opportunities, the board of regents of the University of Wisconsin System Authority may accept the moneys on behalf of the state. The board of regents shall, in the administration of the expenditure of such moneys, comply with the requirements of the act of congress making the moneys available and with the regulations prescribed by the federal government or the federal agency administering the act, insofar as the act or regulations are consistent with state law. The board of regents may submit any plan,

budget, application or proposal required by the federal agency as a precondition to receipt of the moneys. The board of regents may, consistent with state law, perform any act required by the act of congress or the federal agency to carry out the purpose of the act of congress. ~~The board of regents shall deposit all moneys received under this paragraph in the appropriation account under s. 20.285 (1) (m).~~

SECTION 304. 16.54 (8r) (b) of the statutes is repealed.

SECTION 305. 16.54 (9) (a) 1. of the statutes is amended to read:

16.54 **(9)** (a) 1. "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, which is entitled to expend moneys appropriated by law, including the legislature and the courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 306. 16.544 (3) of the statutes is amended to read:

16.544 **(3)** Prior to taking final action to remove any liability related to a disallowance of the use of federal moneys, an agency shall submit to the department a statement of the action proposed to remove the liability. The department may approve, disapprove or approve with modifications each such proposed action. The secretary shall forward a copy of each statement of proposed action approved by the department to the joint committee on finance. ~~This subsection does not apply to an action taken by the board of regents of the University of Wisconsin System, within the statutory authority of the board, to remove a liability of less than $5,000.~~

SECTION 307. 16.57 of the statutes is repealed.

SECTION 308. 16.61 (3) (s) of the statutes is amended to read:

16.61 **(3)** (s) Shall recommend to the department procedures for the transfer of public records and records of the University of Wisconsin Hospitals and Clinics Authority and the University of Wisconsin System Authority to optical disk format, including procedures to ensure the authenticity, accuracy and reliability of any public records or records of the University of Wisconsin Hospitals and Clinics Authority and the University of Wisconsin System Authority so transferred and procedures to ensure that such records are protected from unauthorized destruction.

The board shall also recommend to the department qualitative standards for optical disks and copies of documents generated from optical disks used to store public records and records of the University of Wisconsin Hospitals and Clinics Authority and the University of Wisconsin System Authority.

SECTION 309. 16.61 (13) (a) of the statutes is amended to read:

16.61 **(13)** (a) The historical society, as trustee for the state, shall be the ultimate depository of the archives of the state, and the board may transfer to the society such original records and reproductions as it deems proper and worthy of permanent preservation, including records and reproductions which the custodian thereof has been specifically directed by statute to preserve or keep in the

custodian's
office. The permanent preservation of records of the University of Wisconsin System
Authority may be accomplished under par. (b). The society may deposit in the regional depositories established under s. 44.10, title remaining with the society, the
records of state agencies or their district or regional offices which are primarily created in the geographic area serviced by the depository, but the records of all central departments, offices, establishments and agencies shall remain in the main archives in the capital city under the society's immediate jurisdiction, except that the
society may place the records temporarily at a regional depository for periods of time

to be determined by the society. Nothing in this subsection nor in ch. 44 prevents the
society's taking the steps for the safety of articles and materials entrusted to its care
in library, museum or archives, including temporary removal to safer locations, dictated by emergency conditions arising from a state of war, civil rebellion or other catastrophe.

SECTION 310. 16.611 (2) (a) of the statutes is amended to read:

16.611 **(2)** (a) The department shall prescribe, by rule, procedures for the transfer of public records and records of the University of Wisconsin Hospitals and Clinics Authority, of the University of Wisconsin System Authority, and of the Wisconsin Aerospace Authority to optical disk or electronic format and for the maintenance of such records stored in optical disk or electronic format, including procedures to ensure the authenticity, accuracy, reliability and accessibility of any public records or records of the University of Wisconsin Hospitals and Clinics Authority, of the University of Wisconsin System Authority, or of the Wisconsin Aerospace Authority so transferred and procedures to ensure that such records are protected from unauthorized destruction.

SECTION 311. 16.611 (2) (c) of the statutes is amended to read:

16.611 **(2)** (c) The department shall prescribe, by rule, qualitative standards
for optical disks and for copies of documents generated from optical disks used to store public records and records of the University of Wisconsin Hospitals and Clinics
Authority, of the University of Wisconsin System Authority, and of the Wisconsin Aerospace Authority.

SECTION 312. 16.62 (1) (a) of the statutes is amended to read:

16.62 **(1)** (a) To advise and assist state agencies, the University of Wisconsin
System Authority, and the University of Wisconsin Hospitals and Clinics Authority

in the establishment and operation of records management programs through the issuance of standards and procedures and provision of technical and management consulting services.

SECTION 313. 16.62 (1) (b) of the statutes is amended to read:

16.62 **(1)** (b) To operate a state records center and a central microfilm facility for state agencies, the University of Wisconsin System Authority, and the University of Wisconsin Hospitals and Clinics Authority and to promulgate rules necessary for efficient operation of the facilities.

SECTION 314. 16.62 (1) (bm) of the statutes is amended to read:

16.62 **(1)** (bm) To operate a storage facility for storage of public records and records of the University of Wisconsin System Authority and the University of Wisconsin Hospitals and Clinics Authority in optical disk or electronic format in accordance with rules, promulgated by the department under s. 16.611, governing operation of the facility.

SECTION 315. 16.62 (1) (c) of the statutes is amended to read:

16.62 **(1)** (c) To periodically audit the records management programs of state agencies, the University of Wisconsin System Authority, and the University of Wisconsin Hospitals and Clinics Authority and recommend improvements in records management practices.

SECTION 316. 16.64 (1) (a) of the statutes is amended to read:

16.64 **(1)** (a) "Board" means the board of regents of the University of Wisconsin System Authority.

SECTION 317. 16.70 (2) of the statutes is amended to read:

16.70 **(2)** "Authority" means a body created under subch. II of ch. 114 or under ch. 36, 231, 232, 233, ~~234,~~ 237, or 279.

SECTION 318. 16.70 (3) of the statutes is amended to read:

16.70 **(3)** "Contractual services" includes all services, materials to be furnished by a service provider in connection with services, and any limited trades work involving less than $30,000 to be done for or furnished to the state or any agency, but does not include information technology products or services delivered from a central hosting location on a subscription basis.

SECTION 319. 16.70 (3g) of the statutes is repealed.

SECTION 320. 16.70 (8) of the statutes is amended to read:

16.70 **(8)** "Municipality" means a county, city, village, town, school district, board of school directors, sewer district, drainage district, technical college district, the University of Wisconsin System Authority, or any other public or quasi-public corporation, officer, board or other body having the authority to award public contracts.

SECTION 321. 16.705 (1r) (d) of the statutes is repealed.

SECTION 322. 16.705 (1r) (e) of the statutes is repealed.

SECTION 323. 16.705 (2) (a) of the statutes is amended to read:

16.705 **(2)** (a) 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~~; except as provided in par. (b), 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 $50,000 in accordance with standards prescribed in the rules; and, except as provided in par. (b), a requirement for agencies, except for the University of Wisconsin System, to review periodically, and before any renewal, the continued appropriateness of contracting under each contractual services agreement involving an estimated expenditure of more than $50,000~~.

SECTION 324. 16.705 (2) (b) of the statutes is repealed.

SECTION 325. 16.705 (8) (intro.) and (b) of the statutes are consolidated, renumbered 16.705 (8) and amended to read:

16.705 **(8)** 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 during the preceding fiscal year. The report shall also include, with respect to contractual service procurements by agencies for the preceding fiscal year~~: (b) Recommendations~~, recommendations for elimination of unneeded contractual service procurements and for consolidation or resolicitation of existing contractual service procurements.

SECTION 326. 16.705 (8) (a) of the statutes is repealed.

SECTION 327. 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. ~~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 328. 16.71 (4) of the statutes is repealed.

SECTION 329. 16.72 (2) (e) (intro.) of the statutes is amended to read:

16.72 **(2)** (e) (intro.) In writing the specifications under this subsection, the department and any other designated purchasing agent under s. 16.71 (1) shall incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible. Each authority other than the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, and the Lower Fox River Remediation Authority, in writing specifications for purchasing by the authority, shall incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible. The specifications shall include requirements for the purchase of the following materials:

SECTION 330. 16.72 (2) (f) of the statutes is amended to read:

16.72 **(2)** (f) In writing specifications under this subsection, the department, any other designated purchasing agent under s. 16.71 (1), and each authority other than the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, and the Lower Fox River Remediation Authority shall incorporate requirements relating to the recyclability and ultimate disposition of products and, wherever possible, shall write the specifications so as to minimize the amount of solid waste generated by the state, consistent with the priorities established under s. 287.05 (12). All specifications under this subsection shall discourage the purchase of single-use, disposable products and require, whenever practical, the purchase of multiple-use, durable products.

SECTION 331. 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, and technical college districts~~, the board of regents of the University of Wisconsin System, and the University of Wisconsin-Madison~~.

SECTION 332. 16.73 (5) of the statutes is repealed.

SECTION 333. 16.74 (2) (b) of the statutes is amended to read:

16.74 **(2)** (b) Contracts for purchases by the senate or assembly shall be signed by an individual designated by the organization committee of the house making the purchase. Contracts for other legislative branch purchases shall be signed by an individual designated by the joint committee on legislative organization. Contracts for purchases by the judicial commission ~~or judicial council~~ shall be signed by an

individual designated by the commission ~~or council, respectively~~. Contracts for other judicial branch purchases shall be signed by an individual designated by the director of state courts.

SECTION 334. 16.75 (1) (a) 1. of the statutes is amended to read:

16.75 **(1)** (a) 1. All orders awarded or contracts made by the department for all materials, supplies, equipment, and contractual services to be provided to any agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t), (6), (7), (8), (9), (10e), and (10m) and ss. 16.705 (1r), 16.73 (4) (a), 16.751, 16.754, 50.05

(7) (f), 153.05 (2m) (a), ~~165.987,~~ and 287.15 (7), shall be awarded to the lowest responsible bidder, taking into consideration life cycle cost estimates under sub. (1m), when appropriate, the location of the agency, the quantities of the articles to be supplied, their conformity with the specifications, and the purposes for which they are required and the date of delivery.

SECTION 335. 16.75 (1m) of the statutes is amended to read:

16.75 **(1m)** The department shall award each order or contract for materials, supplies or equipment on the basis of life cycle cost estimates, whenever such action is appropriate. Each authority other than the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Lower Fox River Remediation Authority, and the Wisconsin Aerospace Authority shall award each order or contract for materials, supplies or equipment on the basis of life cycle cost estimates, whenever such action is appropriate. The terms, conditions and evaluation criteria to be applied shall be incorporated in the solicitation of bids or proposals. The life cycle cost formula may include, but is not limited to, the applicable costs of energy efficiency, acquisition and conversion, money, transportation, warehousing and distribution, training, operation and maintenance and disposition or resale. The department shall prepare documents containing technical guidance for the development and use of life cycle cost estimates, and shall make the documents available to local governmental units.

SECTION 336. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 337. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 338. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 339. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 340. 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 2. or s. 16.855 (10m) (am) 1. or 2., 16.87 (2) (b) or (c), or 25.185 (2) (a) or (b), the department shall include only amounts paid to businesses, financial advisers, and investment firms certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 or ~~16.287~~ 203.07 (2), whichever is appropriate.

SECTION 341. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 342. 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 that is ~~equal to or lower than~~ comparable to one which may be obtained through competitive bidding or competitive sealed proposals and is able to conform to the specifications. If the department of administration or other purchasing agent is unable to determine whether the price of prison industries is ~~equal to or lower than~~ comparable to 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 343. 16.75 (3t) (c) 1. of the statutes is repealed.

SECTION 344. 16.75 (3t) (c) 6. of the statutes is repealed.

SECTION 345. 16.75 (8) of the statutes is amended to read:

16.75 **(8)** (am) The department, any other designated purchasing agent under s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other than the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, and the Lower Fox River Remediation Authority shall, to the extent practicable, make purchasing selections using specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials utilizing recycled materials and recovered materials.

(bm) Each agency and authority other than the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, and the Lower Fox River Remediation Authority shall ensure that the average recycled or recovered content of all paper purchased by the agency or authority measured as a proportion, by weight, of the fiber content of paper products purchased in a fiscal year, is not less than 40% of all purchased paper.

SECTION 346. 16.75 (12) (a) 1. of the statutes is amended to read:

16.75 **(12)** (a) 1. "Agency" means the department of administration, the department of corrections, the department of health services, the department of public instruction, and the department of veterans affairs~~, and the Board of Regents of the University of Wisconsin System~~.

SECTION 347. 16.765 (1) of the statutes is amended to read:

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

SECTION 348. 16.765 (2) of the statutes is amended to read:

16.765 **(2)** Contracting agencies, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ and the Bradley Center Sports and Entertainment Corporation shall include the following provision in every contract executed by them: "In connection with the performance of work under this contract, the contractor agrees not to discriminate against any employee or applicant for employment because of age, race, religion,

color, handicap, sex, physical condition, developmental disability as defined in s. 51.01 (5), sexual orientation or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Except with respect to sexual orientation, the contractor further agrees to take affirmative action to ensure equal employment opportunities. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause".

SECTION 349. 16.765 (4) of the statutes is amended to read:

16.765 **(4)** Contracting agencies, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, and the Bradley Center Sports and Entertainment Corporation shall take appropriate action to revise the standard government contract forms under this section.

SECTION 350. 16.765 (5) of the statutes is amended to read:

16.765 **(5)** The head of each contracting agency and the boards of directors of the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ and the Bradley Center Sports and Entertainment Corporation shall be primarily responsible for obtaining compliance by any contractor with the nondiscrimination and affirmative action provisions prescribed by this section, according to procedures recommended by the department. The department shall make recommendations to the contracting agencies and the boards of directors of the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ and the Bradley Center Sports and Entertainment Corporation for improving and making more effective the nondiscrimination and affirmative action provisions of contracts. The department shall promulgate such rules as may be necessary for the performance of its functions under this section.

SECTION 351. 16.765 (6) of the statutes is amended to read:

16.765 **(6)** The department may receive complaints of alleged violations of the nondiscrimination provisions of such contracts. The department shall investigate and determine whether a violation of this section has occurred. The department may delegate this authority to the contracting agency, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the

---

Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ or the Bradley Center Sports and Entertainment Corporation for processing in accordance with the department's procedures.

SECTION 352. 16.765 (7) (intro.) of the statutes is amended to read:

16.765 **(7)** (intro.) When a violation of this section has been determined ~~by the department, the contracting agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, the Wisconsin Economic Development Corporation, or the Bradley Center Sports and Entertainment Corporation~~, the contracting agency, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, the ~~Wisconsin Economic Development Corporation,~~ or the Bradley Center Sports and Entertainment Corporation shall:

SECTION 353. 16.765 (7) (d) of the statutes is amended to read:

16.765 **(7)** (d) Direct the violating party to take immediate steps to prevent further violations of this section and to report its corrective action to the contracting agency, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ or the Bradley Center Sports and Entertainment Corporation.

SECTION 354. 16.765 (8) of the statutes is amended to read:

16.765 **(8)** If further violations of this section are committed during the term of the contract, the contracting agency, the Fox River Navigational System Authority,

---

the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ or the Bradley Center Sports and Entertainment Corporation may permit the violating party to complete the contract, after complying with this section, but thereafter the contracting agency, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ or the Bradley Center Sports and Entertainment Corporation shall request the department to place the name of the party on the ineligible list for state contracts, or the contracting agency, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the Lower Fox River Remediation Authority, ~~the Wisconsin Economic Development Corporation,~~ or the Bradley Center Sports and Entertainment Corporation may terminate the contract without liability for the

uncompleted portion or any materials or services purchased or paid for by the contracting party for use in completing the contract.

SECTION 355. 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 356. 16.838 (1) (b) of the statutes is amended to read:

16.838 **(1)** (b) "Authority" means a body created under subch. II of ch. 114 or ch. 36, 231, 232, 233, ~~234,~~ or 237.

SECTION 357. 16.84 (10) of the statutes is amended to read:

16.84 **(10)** Approve the design, structure, composition, location and arrangements made for the care and maintenance of all public monuments, memorials, or works of art which shall be constructed by or become the property of the state by purchase wholly or in part from state funds, or by gift or otherwise. "Work of art" means any painting, portrait, mural decoration, stained glass, statue, bas-relief, ornament, tablets, fountain or any other article or structure of a permanent character intended for decoration or commemoration. This subsection does not apply to public monuments, memorials or works of art which are or will become property of the ~~University of Wisconsin System or the~~ historical society.

SECTION 358. 16.845 (1) of the statutes is amended to read:

16.845 **(1)**RULE; PENALTY. Except as elsewhere expressly prohibited, the managing authority of any facility owned by the state or by the University of Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System Authority or leased from the state by the Fox River Navigational System Authority may permit its use for free discussion of public questions, or for civic, social, recreational or athletic activities. No such use shall be permitted if it would unduly burden the managing authority or interfere with the prime use of such facility. The applicant for use shall be liable to the state, to the Fox River Navigational System Authority, to the University of Wisconsin System Authority, or to the University of Wisconsin Hospitals and Clinics Authority for any injury done to its property, for

any
expense arising out of any such use and for such sum as the managing authority may
charge for such use. All such sums payable to the state shall be paid into the general
fund and credited to the appropriation account for the operation of the facility used.
The managing authority may permit such use notwithstanding the fact that a
reasonable admission fee may be charged to the public. Whoever does or attempts
to do an act for which a permit is required under this section without first obtaining
the permit may be fined not more than $100 or imprisoned not more than 30 days
or both. This subsection applies only to those facilities for which a procedure for
obtaining a permit has been established by the managing authority.

SECTION 359. 16.847 (1) (b) of the statutes is amended to read:

16.847 **(1)** (b) "State facilities" means all property owned and operated by the
state for the purpose of carrying out usual state functions~~, including each institution
within the University of Wisconsin System~~.

SECTION 360. 16.848 (1s) (c) of the statutes is amended to read:

16.848 **(1s)** (c) Notwithstanding s. 20.001 (3) (a) to (c) and subject to approval
under par. (d), the secretary may lapse or transfer to the general fund from the
unencumbered balance of appropriations to any agency, other than ~~sum sufficient
appropriations or appropriations of program revenues to the Board of Regents of the
University of Wisconsin System or~~ appropriations of segregated or federal revenues,
any amount appropriated to an agency that is determined by the secretary to be
allocated for the management or operation of the facility that was sold or leased
effective on the effective date of the sale or lease.

SECTION 361. 16.848 (2) (c) of the statutes is repealed.

SECTION 362. 16.848 (2) (em) of the statutes is created to read:

16.848 **(2)** (em) Subsection (1) does not apply to property that is subject to the
lease agreement under s. 36.11 (27m) (a).

SECTION 363. 16.848 (2) (gr) of the statutes is amended to read:

16.848 **(2)** (gr) Subsection (1) does not apply to land that is sold or traded by
the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7).

SECTION 364. 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 (1) (a), 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.~~ s. 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 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.

SECTION 365. 16.85 (2) of the statutes is amended to read:

16.85 **(2)** To furnish engineering, architectural, project management, and other building construction services whenever requisitions therefor are presented to the department by any agency. The department may deposit moneys received from the provision of these services in the account under s. 20.505 (1) (kc) or in the general fund as general purpose revenue — earned. In this subsection, "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, which is entitled to expend moneys appropriated by law, including the legislature and the courts, but not including an authority created in subch. II of ch. 114 or in ch. 36, 231, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 366. 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 Authority 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~~ applies 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~~ Authority if the project is financed from general purpose revenues. If a project is not financed from general purpose revenues, this subsection does not apply,
except that if such project is not funded entirely from the proceeds of gifts or grants made to the ~~system~~ University of Wisconsin System Authority, and the cost of such project is at least $760,000, the department shall conduct the bidding process for the
project at no cost to the authority.

SECTION 367. 16.85 (14) of the statutes is amended to read:

16.85 **(14)** To review and approve the design and specifications of any construction or improvement project of the University of Wisconsin Hospitals and Clinics Authority on state-owned land, to approve the decision to construct any

such construction or improvement project and to periodically review the progress of the project during construction to assure compliance with the approved design and specifications. This subsection does not apply to any construction or improvement project of the authority that costs less than the amount that is required to be specified in the lease agreement between the authority and the ~~board of regents~~ Board of Regents of the University of Wisconsin System Authority under s. 233.04 (7) (d).

SECTION 368. 16.854 (1) (a) of the statutes is amended to read:

16.854 **(1)** (a) "Minority business" has the meaning given in s. ~~16.287~~ 203.07 (1) (e).

SECTION 369. 16.854 (1) (b) of the statutes is amended to read:

16.854 **(1)** (b) "Minority group member" has the meaning given in s. ~~16.287~~ 203.07 (1) (f).

SECTION 370. 16.855 (1m) of the statutes is amended to read:

16.855 **(1m)** The department shall let by contract to the lowest qualified responsible bidder all construction work when the estimated construction cost of the project exceeds $50,000, except for construction work authorized under s. 16.858 and except as provided in sub. (1r) or (10m) or s. 13.48 (19) (a). If factors other than dollar amounts are required to be evaluated for a project, the department shall specify a formula that will convert the other factors into a dollar value for comparison.

SECTION 371. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 372. 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. ~~16.287~~ 203.07 (1) (f).

SECTION 373. 16.855 (13) (a) 2. of the statutes is amended to read:

16.855 **(13)** (a) 2. In any project under this section that is let under s. 13.48 (19) (a), the department shall identify, as provided under par. (b), the mechanical, electrical, or plumbing subcontractors who have submitted the lowest bids and who are qualified responsible bidders. The contractor awarded a contract under s. 13.48 (19) (a) shall contract with the mechanical, electrical, or plumbing subcontractors so identified.

SECTION 374. 16.855 (14) (am) of the statutes is amended to read:

16.855 **(14)** (am) Except as provided in s. 13.48 (19) (a), the department shall let all construction projects that exceed $185,000 through single prime contracting.

The department may not request or accept any alternate bids when letting a construction project through single prime contracting.

SECTION 375. 16.855 (20) of the statutes is repealed.

SECTION 376. 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)~~ involve an expenditure that exceeds $185,000 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 $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 377. 16.855 (22) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 involve an expenditure that exceeds $185,000 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 $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 378. 16.855 (23) of the statutes is amended 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~~ $760,000 that is funded entirely with the proceeds of gifts and grants made to the system.

SECTION 379. 16.855 (23) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 380. 16.865 (1) (a) of the statutes is amended to read:

16.865 **(1)** (a) ~~Protect~~ Except as provided in sub. (10), protect the state and the

University of Wisconsin System Authority from losses which are catastrophic in nature and minimize total cost to the state and the authority of all activities related to the control of accidental loss.

SECTION 381. 16.865 (2) of the statutes is amended to read:

16.865 **(2)** ~~Identify~~ Except as provided in sub. (10), identify and evaluate exposure to loss to the state~~, its~~ and the University of Wisconsin System Authority and their employees or injury to the public by reason of fire or other accidents and fortuitous events at state-owned and authority-owned properties or facilities.

SECTION 382. 16.865 (3) of the statutes is amended to read:

16.865 **(3)** ~~Recommend~~ Except as provided in sub. (10), recommend changes in procedures, program conditions or capital improvement for all agencies and the University of Wisconsin System Authority which would satisfactorily eliminate or reduce the existing exposure.

SECTION 383. 16.865 (4) of the statutes is amended to read:

16.865 **(4)** Manage the state employees' worker's compensation program and the statewide self-funded programs to protect the state from losses of and damage to state property and liability and, if retained by the ~~department of workforce development~~ office of the commissioner of insurance under s. 102.65 (3), process, investigate, and pay claims under ss. 102.44 (1), 102.49, 102.59, and 102.66 as provided in s. 102.65 (3).

SECTION 384. 16.865 (4) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 16.865 (4) (intro.) and amended to read:

16.865 **(4)** (intro.) Manage ~~the~~ all of the following:

(a) The state employees' worker's compensation program ~~and the statewide self-funded programs~~ to protect the state from ~~losses of and damage to state property~~ ~~and~~ liability and, if retained by the office of the commissioner of insurance under s. 102.65 (3), process, investigate, and pay claims under ss. 102.44 (1), 102.49, 102.59, and 102.66 as provided in s. 102.65 (3).

SECTION 385. 16.865 (4) (b) of the statutes is created to read:

16.865 **(4)** (b) Except as provided in sub. (10), the statewide self-funded programs to protect the state and the University of Wisconsin System Authority from liability and losses of and damage to state and authority property.

SECTION 386. 16.865 (5) of the statutes is amended to read:

16.865 **(5)** ~~Arrange~~ Except as provided in sub. (10), arrange appropriate insurance contracts for the transfer of risk of loss on the part of the state and the University of Wisconsin System Authority or ~~its~~ their employees, to the extent such loss cannot reasonably be assumed by the individual agencies or the authority or the self-funded programs. The placement of insurance may be by private negotiation rather than competitive bid, if such insurance has a restricted number of interested carriers. The department shall approve all insurance purchases. This subsection

does not require the department to arrange for worker's compensation insurance for the University of Wisconsin System Authority.

SECTION 387. 16.865 (8) of the statutes is amended to read:

16.865 **(8)** Annually in each fiscal year, allocate as a charge to each agency a proportionate share of the estimated costs attributable to programs administered by the agency to be paid from the appropriation under s. 20.505 (2) (k). The department may charge premiums to agencies to finance costs under this subsection and pay the costs from the appropriation on an actual basis. The department shall deposit all collections under this subsection in the appropriation account under s. 20.505 (2) (k). Costs assessed under this subsection may include judgments, investigative and adjustment fees, data processing and staff support costs, program administration costs, litigation costs, and the cost of insurance contracts under sub. (5). In this subsection, "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 created in subch. II of ch. 114 or in ch. 231, 232, 233, ~~234~~ 235, 237, ~~238,~~ or 279.

SECTION 388. 16.865 (8) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

16.865 **(8)**~~Annually~~ Except as provided in sub. (10), annually in each fiscal year, allocate as a charge to each agency and to the University of Wisconsin System Authority a proportionate share of the estimated costs attributable to programs administered by the agency or the authority to be paid from the appropriation under s. 20.505 (2) (k). The department may charge premiums to agencies and the authority to finance costs under this subsection and pay the costs from the appropriation on an actual basis. The department shall deposit all collections under this subsection in the appropriation account under s. 20.505 (2) (k). Costs assessed under this subsection may include judgments, investigative and adjustment fees, data processing and staff support costs, program administration costs, litigation costs, and the cost of insurance contracts under sub. (5). In this subsection, "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 created in subch. II of ch. 114 or in ch. 36, 231, 232, 233, 235, 237, 238, or 279.

SECTION 389. 16.865 (10) of the statutes is created to read:

16.865 **(10)** This section does not apply to the University of Wisconsin System Authority for a fiscal year if the authority, no later than July 1 of the preceding fiscal year, provides written notice to the department that it elects not to be governed by this section and the department approves the nonelection. Any notice of nonelection approved by the department applies to each subsequent fiscal year unless the University of Wisconsin System Authority, no later than July 1 of the preceding fiscal year, provides written notice to the department that it elects to be governed by this section and the department approves the election. Any notice of election approved by the department applies to each subsequent fiscal year unless the University of Wisconsin System Authority again provides timely notice of nonelection and the department approves the nonelection.

SECTION 390. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 391. 16.87 (3) of the statutes is amended to read:

16.87 **(3)** Except as provided in sub. (4), a contract under sub. (2) is not valid or effectual for any purpose until it is endorsed in writing and approved by the ~~secretary or the secretary's designated assistant and, if the contract involves an expenditure over $60,000, approved by the~~ governor. The governor may delegate the authority to approve any contract requiring his or her approval under this subsection

---

that involves an expenditure of less than ~~$150,000~~ $500,000 to the secretary or the secretary's designee. Except as provided in sub. (4), no payment or compensation for work done under any contract involving $2,500 or more, except a highway contract, may be made unless the written claim is audited and approved by the secretary or the secretary's designee. Any change order to a contract ~~requiring approval under this subsection~~ under sub. (2) requires ~~the prior~~ approval by the ~~secretary or the secretary's designated assistant and, if the change order involves an expenditure over $60,000, the approval of the~~ governor ~~or, if the~~. The governor ~~delegates~~ may delegate his or her authority to approve ~~contracts under this subsection and the~~ a change order if the change order involves an expenditure of less than ~~$150,000, the approval of~~ $500,000 to the secretary or the secretary's designee.

SECTION 392. 16.87 (5) of the statutes is repealed.

SECTION 393. 16.89 of the statutes is amended to read:

16.89Construction 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 394. 16.956 (2) of the statutes is amended to read:

16.956 **(2)**AUTHORITY. Beginning on July 1, 2006, and ending on June 30, ~~2015~~ 2020, the department may award a grant to an eligible applicant for the purchase and field testing of one or more idling reduction units as provided in subs. (3) and (4).

SECTION 395. 16.956 (4) (cm) of the statutes is amended to read:

16.956 **(4)** (cm) Subject to par. (d), the department may make grants under this section from July 1, 2009 to June 30, ~~2015~~ 2020, of 50 percent of the eligible costs for an idling reduction unit installed on a truck tractor, unless the department has previously awarded a grant under this section for an idling reduction unit installed on the truck tractor.

SECTION 396. 16.956 (6) of the statutes is amended to read:

16.956 **(6)**SUNSET. Subsections (2) to (4) do not apply after December 31, ~~2016~~ 2021.

SECTION 397. 16.967 (6) (a) of the statutes is amended to read:

16.967 **(6)** (a) By March 31 of each year, the department of administration, the department of agriculture, trade and consumer protection, the department of 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 398. 16.967 (8) of the statutes is amended to read:

16.967 **(8)**ADVICE; COOPERATION. In carrying out its duties under this section, the department may seek advice and assistance from the board of regents of the University of Wisconsin System Authority and other agencies, local governmental units, and other experts involved in collecting and managing land information.

Agencies shall cooperate with the department in the coordination of land information collection.

SECTION 399. 16.971 (2) (a) of the statutes is amended to read:

16.971 **(2)** (a) Ensure that an adequate level of information technology services is made available to all agencies by providing systems analysis and application programming services to augment agency resources, as requested. The department shall also ensure that executive branch agencies~~, other than the board of regents of the University of Wisconsin System,~~ make effective and efficient use of the information technology resources of the state. The department shall, in cooperation with agencies, establish policies, procedures and planning processes, for the administration of information technology services, which executive branch agencies shall follow. The policies, procedures and processes shall address the needs of agencies~~, other than the board of regents of the University of Wisconsin System,~~ to carry out their functions. The department shall monitor adherence to these policies, procedures and processes.

SECTION 400. 16.971 (2) (ac) of the statutes is created to read:

16.971 **(2)** (ac) Have the responsibility of providing all information technology services to the department of financial institutions, the department of safety and professional services, the public service commission, the state fair park board, the educational communications board, the higher educational aids board, the state historical society, the technical college system board, the department of tourism, the board of commissioners of public lands, the government accountability board, the board on aging and long-term care, the board for people with developmental

---

disabilities, the office of the governor, the office of the lieutenant governor, the office of the state treasurer, and the office of the secretary of state.

SECTION 401. 16.971 (2) (ac) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

16.971 **(2)** (ac) Have the responsibility of providing all information technology services to the department of financial institutions~~, the department of safety and professional services~~ and professional standards, the public service commission, the state fair park board, the educational communications board, the higher educational aids board, the state historical society, the technical college system board, the department of tourism, the board of commissioners of public lands, the government accountability board, the board on aging and long-term care, the board for people with developmental disabilities, the office of the governor, the office of the lieutenant governor, the office of the state treasurer, and the office of the secretary of state.

SECTION 402. 16.971 (2) (L) of the statutes is amended to read:

16.971 **(2)** (L) Require each executive branch agency~~, other than the board of regents of the University of Wisconsin System,~~ to adopt and submit to the

department, in a form specified by the department, no later than March 1 of each year, a strategic plan for the utilization of information technology to carry out the functions of the agency in the succeeding fiscal year for review and approval under s. 16.976.

SECTION 403. 16.971 (2) (Lg) 1. (intro.) of the statutes is amended to read:

16.971 **(2)** (Lg) 1. (intro.) Develop, in consultation with each executive branch agency, ~~other than the Board of Regents of the University of Wisconsin System,~~ and adopt the following written policies for information technology development projects included in the strategic plan required of each executive branch agency under par.

(L) and that either exceed $1,000,000 or that are vital to the functions of the executive branch agency:

SECTION 404. 16.971 (2) (Lm) of the statutes is amended to read:

16.971 **(2)** (Lm) No later than 60 days after enactment of each biennial budget act, require each executive branch agency~~, other than the board of regents of the University of Wisconsin System,~~ that receives funding under that act for an information technology development project to file with the department an amendment to its strategic plan for the utilization of information technology under par. (L). The amendment shall identify each information technology development project for which funding is provided under that act and shall specify, in a form prescribed by the department, the benefits that the agency expects to realize from undertaking the project.

SECTION 405. 16.971 (2m) (a) of the statutes is repealed.

SECTION 406. 16.971 (2m) (f) of the statutes is repealed.

SECTION 407. 16.972 (1) (b) of the statutes is amended to read:

16.972 **(1)** (b) "Qualified postsecondary institution" means a regionally accredited 4-year private nonprofit college or university having its regional headquarters and principal place of business in this state or a tribally controlled college located in this state.

SECTION 408. 16.972 (2) (f) of the statutes is amended to read:

16.972 **(2)** (f) Acquire, operate, and maintain any information technology equipment or systems required by the department to carry out its functions, and provide information technology development and management services related to those information technology systems. The department may assess executive branch agencies~~, other than the board of regents of the University of Wisconsin System,~~ for the costs of equipment or systems acquired, operated, maintained, or provided or services provided under this paragraph in accordance with a methodology determined by the department. The department may also charge any agency for such costs as a component of any services provided by the department to the agency.

SECTION 409. 16.972 (2) (g) of the statutes is amended to read:

16.972 **(2)** (g) Assume direct responsibility for the planning and development of any information technology system in the executive branch of state government ~~outside of the University of Wisconsin System~~ that the department determines to be necessary to effectively develop or manage the system, with or without the consent of any affected executive branch agency. The department may charge any executive branch agency for the department's reasonable costs incurred in carrying out its functions under this paragraph on behalf of that agency.

SECTION 410. 16.972 (2) (h) of the statutes is amended to read:

16.972 **(2)** (h) Establish master contracts for the purchase of materials, supplies, equipment, or contractual services relating to information technology or telecommunications for use by agencies, authorities, local governmental units, or entities in the private sector. The department may require any executive branch agency~~, other than the board of regents of the University of Wisconsin System,~~ to make any purchases of materials, supplies, equipment, or contractual services relating to information technology or telecommunications that are included under the contract pursuant to the terms of the contract.

SECTION 411. 16.972 (2) (j) of the statutes is created to read:

16.972 **(2)** (j) In consultation with an executive branch agency that has a secretary serving at the pleasure of the governor transfer to the department any full-time equivalent position in that executive branch agency that is related to the provision of information technology security or desktop management services in that executive branch agency, and may also transfer to the department any incumbent employee holding that position. If a position is transferred under this paragraph, the department shall assess the appropriate executive branch agency appropriation account for the costs to pay salary and fringe benefit costs of the transferred position. If an incumbent employee is transferred under this paragraph, the department shall determine the transferred employee's probationary status under s. 230.28, except that the employee shall receive credit towards his or her probationary period for the time that the employee had been employed in any unclassified position immediately prior to appointment. The department may require an executive branch agency that is subject to a transfer under this paragraph to transfer to the department information technology equipment or systems required by the department to carry out information technology security or desktop management services for the executive branch agency, and may assess that executive branch agency for the provision of such services to that executive branch agency.

SECTION 412. 16.973 (7) of the statutes is amended to read:

16.973 **(7)** Prescribe and revise as necessary performance measures to ensure financial controls and accountability, optimal personnel utilization, and customer

satisfaction for all information technology functions in the executive branch ~~outside of the University of Wisconsin System~~ and annually, no later than March 31, report to the joint committee on information policy and technology and the board concerning the performance measures utilized by the department and the actual performance of the department and the executive branch agencies measured against the performance measures then in effect.

SECTION 413. 16.973 (12) (b) (intro.) of the statutes is amended to read:

16.973 **(12)** (b) (intro.) Annually, no later than October 1, submit to the governor and the members of the joint committee on information policy and technology a report documenting the use by each executive branch agency~~, other than the Board of Regents of the University of Wisconsin System,~~ of master leases to fund information technology projects in the previous fiscal year. The report shall contain all of the following information:

SECTION 414. 16.973 (14) (a) (intro.) of the statutes is amended to read:

16.973 **(14)** (a) (intro.) Require each executive branch agency~~, other than the Board of Regents of the University of Wisconsin system,~~ that has entered into an open-ended contract for the development of information technology to submit to the department quarterly reports documenting the amount expended on the information technology development project. In this subsection, "open-ended contract" means a contract for information technology that includes one or both of the following:

SECTION 415. 16.974 (3) of the statutes is amended to read:

16.974 **(3)** Develop or operate and maintain any system or device facilitating Internet or telephone access to information about programs of agencies, authorities, local governmental units, entities in the private sector, individuals, or any tribal schools, as defined in s. 115.001 (15m), or otherwise permitting the transaction of business by agencies, authorities, local governmental units, entities in the private sector, individuals, or tribal schools by means of electronic communication. The department may assess executive branch agencies~~, other than the board of regents of the University of Wisconsin System,~~ for the costs of systems or devices relating to information technology or telecommunications that are developed, operated, or maintained under this subsection in accordance with a methodology determined by the department. The department may also charge any agency, authority, local governmental unit, entity in the private sector, or tribal school for such costs as a component of any services provided by the department to that agency, authority, local governmental unit, entity, or tribal school. The department may charge an individual for such costs as a component of any services provided by the

department to that individual.

SECTION 416. 16.974 (5) of the statutes is amended to read:

16.974 **(5)** Review and approve, approve with modifications, or disapprove any proposed contract for the purchase of materials, supplies, equipment, or contractual services relating to information technology or telecommunications by an executive branch agency~~, other than the board of regents of the University of Wisconsin System~~.

SECTION 417. 16.976 (5) of the statutes is amended to read:

16.976 **(5)** No executive branch agency~~, other than the board of regents of the University of Wisconsin System,~~ may implement a new or revised information technology development project authorized under a strategic plan until the implementation is approved by the department in accordance with procedures prescribed by the department.

SECTION 418. 16.978 (4) of the statutes is amended to read:

16.978 **(4)** The board may monitor progress in attaining goals for information technology and telecommunications development set by the department or executive branch agencies~~, other than the board of regents of the University of Wisconsin System,~~ and may make recommendations to the department or agencies concerning appropriate means of attaining those goals.

SECTION 419. 16.98 of the statutes is repealed.

SECTION 420. 16.993 (1) of the statutes is amended to read:

16.993 **(1)** In cooperation with school districts, cooperative educational service agencies, and the technical college system board, ~~and the board of regents of the University of Wisconsin System,~~ promote the efficient, cost-effective procurement, installation, and maintenance of educational technology by school districts, cooperative educational service agencies, and technical college districts~~, and the University of Wisconsin System~~.

SECTION 421. 16.993 (4) of the statutes is amended to read:

16.993 **(4)** In cooperation with the board of regents of the University of Wisconsin System Authority, the technical college system board, the department of public instruction and other entities, support the development of courses for the instruction of professional employees who are licensed by the state superintendent of public instruction concerning the effective use of educational technology.

SECTION 422. 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, and technical college districts, ~~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, and technical college districts~~, and the board of regents of the University of Wisconsin System~~.

SECTION 423. 16.997 (2) (a) (intro.) of the statutes is renumbered 16.997 (2) (a) and amended to read:

16.997 **(2)** (a) Allow an educational agency to make a request to the department for access to ~~either one~~ data ~~line or one~~ lines and video ~~link, except as follows:~~ links.

SECTION 424. 16.997 (2) (a) 1. of the statutes is repealed.

SECTION 425. 16.997 (2) (a) 2. of the statutes is repealed.

SECTION 426. 16.997 (2) (a) 3. of the statutes is repealed.

SECTION 427. 16.997 (2c) of the statutes is created to read:

16.997 **(2c)** The department shall develop criteria to use to evaluate whether to provide more than one data line and video link to an educational agency. The department shall include in the criteria an educational agency's current bandwidth, equipment, and readiness, and the available providers and any other economic development in the geographic area that the educational agency serves.

SECTION 428. 17.15 (5) of the statutes is repealed.

SECTION 429. 17.27 (3m) of the statutes is repealed.

SECTION 430. 18.06 (6) of the statutes is amended to read:

18.06 **(6)** EXERCISE OF AUTHORITY. Public debt may be contracted and evidence of indebtedness issued therefor under one or more authorizing resolutions, unless otherwise provided in the resolution, at any time and from time to time, for any combination of purposes, in any specific amounts, at any rates of interest, at any price or percentage of par value, for any term, payable at any intervals, at any place, in any manner and having any other terms or conditions deemed necessary or useful.

A resolution authorizing the contracting of public debt may provide that the public debt bear interest at variable or fixed rates, bear no interest, bear interest payable at any time or bear interest payable only at maturity or upon redemption prior to maturity. Unless sooner exercised and unless a shorter period is provided in such resolution, every authorizing resolution shall expire ~~one year~~ 2 years after the date of its adoption.

SECTION 431. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 432. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 433. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 434. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 435. 18.55 (5) of the statutes is amended to read:

18.55 **(5)** EXERCISE OF AUTHORITY. Money may be borrowed and evidences of revenue obligation issued therefor pursuant to one or more authorizing resolutions, unless otherwise provided in the resolution or in this subchapter, at any time and from time to time, for any combination of purposes, in any specific amounts, at any rates of interest, for any term, payable at any intervals, at any place, in any manner and having any other terms or conditions deemed necessary or useful. Revenue obligation bonds may bear interest at variable or fixed rates, bear no interest or bear interest payable only at maturity or upon redemption prior to maturity. Unless sooner exercised or unless a different period is provided in the resolution, every authorizing resolution, except as provided in s. 18.59 (1), shall expire ~~one year~~ 2 years after the date of its adoption.

SECTION 436. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 437. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 438. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 439. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 440. Subchapter III (title) of chapter 18 [precedes 18.70] of the statutes is repealed.

SECTION 441. 18.70 of the statutes is repealed.

SECTION 442. 18.71 (intro.), (1d), (3), (4) and (5) of the statutes are renumbered 16.526 (1) (intro), (a), (b), (c) and (d), and 16.526 (1) (intro.), (a) 1. and 3. and (c) 1. and 2., as renumbered, are amended to read:

16.526 **(1)**DEFINITIONS. (intro.) In this ~~subchapter~~ section, unless the context requires otherwise:

(a) 1. The aggregate net payments expected to be made and received under a specified interest exchange agreement under s. ~~18.73 (5) (a)~~ sub. (4) (e) 1.

---

3. The aggregate net payments expected to be made and received under all other interest exchange agreements under ~~s. 18.73 (5) (a)~~ sub. (4) (e) 1. relating to those notes that are in force at the time of executing the agreement.

(c) 1. Created for the purpose of funding operating deficits of the state as determined under s. ~~16.405 (1)~~ 16.526 (1m) (a), which must be repaid not later than the last day of the fiscal year during which the operating note is issued;

2. Payable from and secured solely by revenues pledged by ~~the commission and~~ the department pursuant to the authorizing ~~resolution~~ certification provided that all such pledged revenues must first be available for the payment of public debt; and

SECTION 443. 18.71 (1m) and (2) of the statutes are repealed.

SECTION 444. 18.72 of the statutes is renumbered 16.526 (2), and 16.526 (2) (a) to (c), as renumbered, are amended to read:

16.526 **(2)** (a) The ~~commission~~ department may authorize financial obligations to be incurred and evidences of operating notes to be issued therefor in an amount sufficient to fund or refund the whole or any part of any operating note issued under this ~~subchapter~~ section. However, no operating notes originally issued in a fiscal year may be funded or refunded by proceeds of an operating note to mature in a later fiscal year.

(b) The ~~commission~~ department may authorize financial obligations to be incurred and evidences of operating notes to be issued therefor to fund operating deficits as moneys are required. The requirements for moneys shall be established by the department.

(c) Each purpose specified in ~~subs. (1) and (2)~~ pars. (a) and (b) may include the expenses of issuance of the operating notes and reserves securing the operating notes.

SECTION 445. 18.725 of the statutes is renumbered 16.526 (3) and amended to read:

16.526 **(3)**LIMIT ON AMOUNT OF OPERATING NOTES. The ~~building commission~~ department may not sell operating notes under ~~s. 18.73 (2)~~ sub. (4) (b) at any time if the amount of operating notes to be sold at that time plus the amount of operating

notes outstanding at that time exceed 10% of the amounts shown in the schedule under s. 20.005 (3) of appropriations of general purpose revenues, as defined in s. 20.001 (2) (a), plus the amounts shown in the schedule of appropriations of program revenues, as defined in s. 20.001 (2) (b), both calculated as of that time and for that fiscal year.

SECTION 446. 18.73 (1) of the statutes is repealed.

SECTION 447. 18.73 (2), (4) and (5) (a), (b), (c), (d) (intro.), 1. and 2., (e) 1. and 3. and (f) of the statutes are renumbered 16.526 (4) (b), (d) and (e) 1., 2., 3., 4. (intro.), a. and b., 5. a. and c. and 6., and 16.526 (4) (b), (d) and (e) 1., 2., 4. (intro.), a. and b., 5. a. and 6. (intro.), as renumbered, are amended to read:

16.526 **(4)** (b) *Sale.* Operating notes may be sold at either public or private sale. The ~~commission~~ department may provide in an authorizing ~~resolution~~ certification for the refunding of operating notes, for their exchange privately, in payment and discharge of any of the outstanding operating notes being refunded. All operating notes sold at public sale shall be noticed as provided in the authorizing ~~resolution~~ certification. Any bids received at public sale may be rejected.

(d) *Exercise of authority.* Financial obligations may be incurred and evidences of operating notes issued therefor pursuant to one or more authorizing ~~resolutions~~ certifications, unless otherwise provided in the ~~resolution~~ certification or in this ~~subchapter~~ section, at any time and from time to time, for any combination of

---

purposes, in any specific amounts, at any rates of interest, for any term, payable at any intervals, at any place, in any manner and having any other terms or conditions deemed necessary or useful. ~~Unless sooner exercised or unless a shorter period is provided in the resolution, every authorizing resolution shall expire 3 months after the date of its adoption.~~

(e) 1. Subject to ~~pars. (d) and (e)~~ subd. 4. and 5., at the time of, or in anticipation of, contracting operating notes and at any time thereafter while the operating notes are outstanding, the ~~commission~~ department may enter into agreements and ancillary arrangements relating to the operating notes, including liquidity facilities, remarketing or dealer agreements, letter of credit agreements, insurance policies, guaranty agreements, reimbursement agreements, indexing agreements, or interest exchange agreements. Any payment received pursuant to any such agreements or ancillary arrangements shall be deposited in, and any payments made pursuant to any such agreements or ancillary arrangements will be made from, the general fund or the operating note redemption fund, as determined by the ~~commission~~ department. The determination of the ~~commission~~ department included in an interest exchange agreement that such an agreement relates to an operating note shall be conclusive.

2. The ~~commission~~ department may delegate to other persons the authority and responsibility to take actions necessary and appropriate to implement agreements and ancillary arrangements under ~~par. (a)~~ subd. 1.

4. (intro.) With respect to any interest exchange agreement or agreements specified in ~~par. (a)~~ subd. 1., all of the following shall apply:

a. The ~~commission~~ department shall contract with an independent financial consulting firm to determine if the terms and conditions of the agreement reflect a fair market value, as of the proposed date of the execution of the agreement.

b. The interest exchange agreement must identify the note to which the agreement is related. The determination of the ~~commission~~ department included in an interest exchange agreement that such agreement relates to a note shall be conclusive.

5. a. Subject to subd. ~~2.~~ 5. b., the terms and conditions of an interest exchange agreement under ~~par. (a)~~ subd. 1. shall not be structured so that, as of the trade date of the agreement, the aggregate expected debt service and net exchange payments relating to the agreement during the fiscal year in which the trade date occurs will be less than the aggregate expected debt service and net exchange payments relating to the agreement that would be payable during that fiscal year if the agreement is not executed.

6. (intro.) Semiannually, during any year in which the state is a party to an agreement entered into pursuant to ~~par. (a)~~ subd. 1., the department ~~of administration~~ shall submit a report ~~to the commission and~~ to the cochairpersons of the joint committee on finance listing all such agreements. The report shall include all of the following:

SECTION 448. 18.73 (5) (d) 3. (intro.) and a. to g. of the statutes are consolidated, renumbered 16.526 (4) (e) 4. c. and amended to read:

16.526 **(4)** (e) 4. c. The ~~resolution~~ certification authorizing the ~~commission~~ department to enter into any interest exchange agreement shall require that the terms and conditions of the agreement reflect a fair market value as of the date of execution of the agreement, as reflected by the determination of the independent financial consulting firm under subd. ~~1.~~ 4. a., and shall establish guidelines for any such agreement, including ~~the following: a. The~~ the conditions under which the ~~commission~~ department may enter into the agreements~~. b. The~~; the form and content of the agreements~~. c. The~~; the aspects of risk exposure associated with the agreements~~. d. The~~; the standards and procedures for counterparty selection~~. e. The~~; the standards for the procurement of, and the setting aside of reserves, if any, in connection with, the agreements~~. f. The~~; the provisions, if any, for collateralization or other requirements for securing any counterparty's obligations

under the agreements~~. g. A.~~; and a system for financial monitoring and periodic assessment of the agreements.

SECTION 449. 18.73 (5) (e) 2. (intro.), a. and b. of the statutes are consolidated, renumbered 16.526 (4) (e) 5. b. and amended to read:

16.526 **(4)** (e) 5. b. Subdivision ~~1.~~ 5. a. shall not apply if ~~either of the follow occurs: a. The commission~~ the department receives a determination by the independent financial consulting firm under ~~par. (d) 1.~~ subd. 4. a. that the terms and conditions of the agreement reflect payments by the state that represent on-market rates as of the trade date for the particular type of agreement~~. b. The commission~~ or the department provides written notice to the joint committee on finance of its intention to enter into an agreement that is reasonably expected to satisfy ~~subd. 1.~~ subd. 5. a., and the joint committee on finance either approves or disapproves, in writing, the ~~commission's~~ department's entering into the agreement within 14 days of receiving the written notice from the ~~commission~~ department.

SECTION 450. 18.74 of the statutes is renumbered 16.526 (5) and amended to read:

16.526 **(5)** APPLICATION OF OPERATING NOTE PROCEEDS. All moneys resulting from the contracting of operating notes or any payment to be received under an agreement or ancillary arrangement entered into under ~~s. 18.73 (5)~~ sub. (4) (e) with respect to any such operating notes shall be credited to the general fund, except that moneys which represent premium and accrued interest on operating notes, or moneys for purposes of funding or refunding operating notes pursuant to ~~s. 18.72 (1)~~ sub. (2) (a) shall be credited to the operating note redemption fund.

SECTION 451. 18.75 of the statutes is renumbered 16.526 (6), and 16.526 (6) (a), (b), (c) and (d), as renumbered, are amended to read:

16.526 **(6)** (a) When operating notes are authorized, there shall be established in the state treasury or with a trustee if so required in the authorizing ~~resolution~~ certification, an operating note redemption fund separate and distinct from every other fund, which may contain separate and distinct accounts for each particular operating note issue.

(b) The operating note redemption fund shall be expended and all moneys from time to time on hand therein are irrevocably appropriated, in sums sufficient, only for the payment of principal and interest on operating notes giving rise to it and premium, if any, due upon refunding or early redemption of such operating notes, and for the payment due, if any, under an agreement or ancillary arrangement entered into under ~~s. 18.73 (5)~~ sub. (4) (e) with respect to such operating notes.

(c) Moneys of the operating note redemption fund may be commingled only for the purpose of investment with other public funds, but they may be invested only as

provided in the authorizing ~~resolution~~ certification. All such reinvestments shall be the exclusive property of such fund and all earnings on or income from such

investments shall be used in meeting principal and interest payments on operating notes issued.

(d) There shall be transferred, under s. 20.855 (1) (a), a sum sufficient for the payment of the principal, interest and premium due, if any, and for the payment due, if any, under an agreement or ancillary arrangement entered into pursuant to ~~s. 18.73 (5)~~ sub. (4) (e) with respect to operating notes giving rise to it as the same falls due. Such transfers shall be so timed that there is at all times on hand in the fund an amount not less than the amount to be paid out of it during the ensuing 30 days or such other period if so provided for in the authorizing ~~resolution~~ certification. The ~~commission~~ department may pledge the deposit of additional amounts at periodic intervals and the secretary ~~of the department~~ may impound moneys of the general fund, including moneys temporarily reallocated from other funds under s. 20.002 (11), in accordance with the pledge of revenues in the authorizing ~~resolution~~ certification, and all such impoundments are deemed to be payments for purposes of s. 16.53 (10), but no such impoundment may be made until the amounts to be paid into the bond security and redemption fund under s. 18.09 during the ensuing 30 days have been deposited in the bond security and redemption fund.

SECTION 452. 18.76 of the statutes is renumbered 16.526 (7).

SECTION 453. 18.77 of the statutes is repealed.

SECTION 454. 19.36 (14) of the statutes is created to read:

19.36 **(14)** UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. Any authority may withhold from access under s. 19.35 (1) information in a record that is produced or collected by or for the faculty or staff employed by the University of Wisconsin System Authority in the conduct of, or as a result of, study or research on a commercial, scientific, or technical subject, whether sponsored by the University of Wisconsin System Authority alone or in conjunction with an authority or a private person, until that information is publicly disseminated or patented.

SECTION 455. 19.42 (5) of the statutes is amended to read:

19.42 **(5)** "Department" means the legislature, ~~the University of Wisconsin System,~~ any authority or public corporation created and regulated by an act of the legislature and any office, department, independent agency or legislative service agency created under ch. 13, 14 or 15, any technical college district or any constitutional office other than a judicial office. In the case of a district attorney, "department" means the department of administration unless the context otherwise requires.

SECTION 456. 19.42 (10) (h) of the statutes is amended to read:

19.42 **(10)** (h) The members of the board of directors and employees of the Forward Wisconsin ~~Housing and Economic~~ Development Authority, except clerical employees.

SECTION 457. 19.42 (10) (m) of the statutes is created to read:

19.42 **(10)** (m) The president and members of the Board of Regents of the University of Wisconsin System Authority.

SECTION 458. 19.42 (10) (sm) of the statutes is repealed.

SECTION 459. 19.42 (13) (b) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

19.42 **(13)** (b) The positions of associate and assistant vice presidents of the University of Wisconsin System Authority.

SECTION 460. 19.42 (13) (cm) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

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

SECTION 461. 19.42 (13) (g) of the statutes is amended to read:

19.42 **(13)** (g) The members of the board of directors and employees of the Forward Wisconsin ~~Housing and Economic~~ Development Authority, except clerical employees.

SECTION 462. 19.42 (13) (om) of the statutes is repealed.

SECTION 463. 19.45 (11) (intro.) of the statutes is amended to read:

19.45 **(11)** (intro.) The legislature recognizes that all state public officials and employees and all employees of the University of Wisconsin Hospitals and Clinics Authority and the University of Wisconsin System Authority should be guided by a code of ethics and thus:

SECTION 464. 19.45 (11) (a) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

19.45 **(11)** (a) The ~~administrator of the division~~ director of the bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration 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, personnel in the University of Wisconsin System, and officers and employees of the judicial branch.

SECTION 465. 19.45 (11) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

19.45 **(11)** (a) The director of the bureau of merit recruitment and selection in the department of administration 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~~, personnel in the University of Wisconsin System,~~ and officers and employees of the judicial branch.

SECTION 466. 19.45 (11) (b) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

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

SECTION 467. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority or the department of tourism in accordance with sub. (3) (e), (em) or (f).

SECTION 468. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority may solicit, receive and retain on behalf of the state anything of value for the purpose of any of the following:

SECTION 469. 19.56 (3) (e) 1. of the statutes is amended to read:

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

SECTION 470. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority anything of value which the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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 471. 19.57 of the statutes is amended to read:

19.57Conferences, visits and economic development activities. The ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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 ~~Wisconsin Economic~~

~~Development Corporation~~ Forward Wisconsin Development Authority during the preceding 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 472. 19.58 (1) (a) of the statutes is amended to read:

19.58 **(1)** (a) Any person who intentionally violates any provision of this subchapter except s. 19.45 (13) or 19.59 (1) (br), or a code of ethics adopted or established under s. 19.45 (11) (a) ~~or (b)~~, shall be fined not less than $100 nor more than $5,000 or imprisoned not more than one year in the county jail or both.

SECTION 473. 19.82 (1) of the statutes is amended to read:

19.82 **(1)** "Governmental body" means a state or local agency, board, commission, committee, council, department or public body corporate and politic created by constitution, statute, ordinance, rule or order; a governmental or quasi-governmental corporation except for the Bradley center sports and entertainment corporation; a local exposition district under subch. II of ch. 229; ~~a long-term care district under s. 46.2895;~~ or a formally constituted subunit of any of the foregoing, but excludes any such body or committee or subunit of such body which is formed for or meeting for the purpose of collective bargaining under subch. I, IV, or V of ch. 111.

SECTION 474. 20.001 (7) of the statutes is created to read:

20.001 **(7)**CERTAIN APPROPRIATIONS OF THE DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS. In s. 20.142 (2):

(a) "Banking functions" means the functions conducted by the department of financial institutions and professional standards under chs. 34, 138, 202, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 421, 422, 423, 424, 425, 426, 427, 428, and 429.

(b) "Financial services functions" means all of the following:

1. The functions conducted by the department of financial institutions and professional standards specified in par. (a).

2. The functions conducted by the department of financial institutions and professional standards under chs. 132, 137, 157, 178, 179, 180, 181, 182, 183, 184, 185, 187, 188, 190, 191, 193, 401, 402, 403, 404, 405, 407, 408, 409, 410, 411, 551, 552, and 553 and under ss. 50.05 (15), 66.0420, 71.80 (12), 88.05 (6), 96.17 (6), 100.23, 101.955, 102.17, 109.09, 111.07, 231.13 (2), 279.08 (2), 443.10 (6), 703.23, 704.22, 779.87 (3), 779.97, and 995.12 (3).

---

3. All functions conducted by the office of credit unions.

SECTION 475. 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%~~ 9 percent 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 2013-15 fiscal biennium, the amount that may be reallocated under this subdivision during a fiscal year may not exceed 9 percent of such revenues.~~

SECTION 476. 20.003 (4) (gp) of the statutes is created to read:

20.003 **(4)** (gp) For fiscal year 2017-18, $65,000,000.

SECTION 477. 20.003 (4) (gq) of the statutes is created to read:

20.003 **(4)** (gq) For fiscal year 2018-19, $65,000,000.

SECTION 478. 20.003 (4) (L) of the statutes is amended to read:

20.003 **(4)** (L) For fiscal year ~~2017-18~~ 2019-20 and each fiscal year thereafter, 2 percent.

SECTION 479. 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, 2015, and ending on June 30, 2017, is summarized as follows: [See Figure 20.005 (1) following]

Figure: 20.005 (1)

GENERAL FUND SUMMARY - See PDF for table

SUMMARY OF APPROPRIATIONS — ALL FUNDS - See PDF for table

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS - See PDF for table

LOTTERY FUND SUMMARY - See PDF for table

SECTION 480. 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 2015-17 FISCAL BIENNIUM - See PDF for table

Figure: 20.005 (2) (b)

GENERAL OBLIGATION DEBT SERVICE
FISCAL YEARS 2015-16 AND 2016-17 - See PDF for table

SECTION 481. 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)

- See PDF for table

SECTION 482. 20.115 (1) (gb) of the statutes is amended to read:

20.115 **(1)** (gb) *Food ~~regulation~~, lodging, and recreation.* The amounts in the schedule for the regulation of food, lodging, and recreation under chs. 93, 97 and 98. All moneys received under ss. 93.06 (1r) and (1w), 93.09, 93.11, 93.12, 97.17, 97.175, 97.20, 97.21, 97.22, 97.24, 97.27, 97.29, 97.30 (3) (a), (b) and (c), 97.41, 97.60 to 97.653, 97.67, 98.145 and 98.146 for the regulation of food, lodging, and recreation shall be credited to this appropriation.

SECTION 483. 20.115 (2) (jm) of the statutes is created to read:

20.115 **(2)** (jm) *Veterinary examining board.* All moneys received from issuing and renewing credentials under ch. 89 for the licensing, rule-making, and regulatory functions of the veterinary examining board.

SECTION 484. 20.115 (7) (h) of the statutes is repealed.

SECTION 485. 20.115 (7) (qf) of the statutes is amended to read:

20.115 **(7)** (qf) *Soil and water management; aids.* From the environmental fund, the amounts in the schedule for cost-sharing grants and contracts under the soil and water resource management program under s. 92.14, but not for the support of local land conservation personnel, and for producer led watershed protection grants under s. 93.59. The department shall allocate funds, in an amount that does not exceed $250,000 in each fiscal year for the producer led watershed protection grants.

SECTION 486. 20.115 (9) (title) of the statutes is created to read:

20.115 **(9)** (title) STATE LABORATORY OF HYGIENE.

SECTION 487. 20.115 (9) (k) of the statutes is created to read:

20.115 **(9)** (k) *State agency services.* All moneys received from other state agencies for the costs of services performed by the state laboratory of hygiene for those state agencies, to provide those services.

SECTION 488. 20.142 (intro.) of the statutes is created to read:

20.142Financial institutions and professional standards, department of. (intro.) There is appropriated to the department of financial institutions and professional standards for the following programs:

SECTION 489. 20.142 (1) (title) of the statutes is created to read:

20.142 **(1)** (title) SUPERVISION AND MANAGEMENT.

SECTION 490. 20.142 (1) (gm) of the statutes is created to read:

20.142 **(1)** (gm) *Gifts and grants.* Except as otherwise provided in subs. (2), (3), and (4), all moneys received from gifts, grants, bequests, and devises, for the purposes for which made.

SECTION 491. 20.142 (1) (k) of the statutes is created to read:

20.142 **(1)** (k) *Interagency and intra-agency programs.* Except as otherwise provided in subs. (2), (3), and (4), all moneys received from other state agencies and all moneys received by the department from the department, for the purposes for which received.

SECTION 492. 20.142 (1) (m) of the statutes is created to read:

20.142 **(1)** (m) *Federal funds.* Except as otherwise provided in subs. (2), (3), and (4), all moneys received from the federal government as authorized by the governor under s. 16.54, for the purposes for which received.

SECTION 493. 20.144 (title) of the statutes is repealed.

SECTION 494. 20.144 (intro.) of the statutes is repealed.

SECTION 495. 20.144 (1) (title) of the statutes is renumbered 20.142 (2) (title).

SECTION 496. 20.144 (1) (a) of the statutes is renumbered 20.142 (2) (a).

SECTION 497. 20.144 (1) (g) of the statutes is renumbered 20.142 (2) (g) and amended to read:

20.142 **(2)** (g) *General program operations* related to financial services *functions*. The amounts in the schedule for the general program operations of the department of financial institutions and professional standards related to financial services functions. 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~~ department for banking functions, and 88% of all moneys received by the office of credit unions and the ~~department's division of banking~~ department for banking functions, 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, ~~$325,000~~ $150,000 of the amounts received under this appropriation account shall be transferred to the appropriation account under s. 20.575 (1) (g).

SECTION 498. 20.144 (1) (h) of the statutes is renumbered 20.142 (2) (h) and amended to read:

20.142 **(2)** (h) ~~*Gifts, grants, settlements*~~ *Settlements and publications; financial services functions.* All moneys received from ~~gifts, grants, bequests,~~ forfeitures under s. 426.203, and from settlements arising from financial services functions, for the purposes for which made or received and all moneys received by the department from financial services functions as fees or other charges for photocopying, microfilm copying, generation of copies of documents from optical disk storage, sales of books and other services provided in carrying out the financial services functions of the department, for the purposes for which the moneys were received or collected.

SECTION 499. 20.144 (1) (i) of the statutes is renumbered 20.142 (2) (i).

SECTION 500. 20.144 (1) (j) of the statutes is renumbered 20.142 (2) (j).

SECTION 501. 20.144 (1) (m) of the statutes is renumbered 20.142 (2) (m).

SECTION 502. 20.144 (1) (u) of the statutes is renumbered 20.142 (2) (u).

SECTION 503. 20.145 (1) (g) (intro.) of the statutes is amended to read:

20.145 **(1)** (g) *General program operations.* (intro.) 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 504. 20.145 (1) (g) 3. of the statutes is repealed.

SECTION 505. 20.145 (5) of the statutes is repealed.

SECTION 506. 20.145 (6) (title) of the statutes is created to read:

20.145 **(6)** (title) WORKER'S COMPENSATION ADMINISTRATION.

SECTION 507. 20.145 (6) (ga) of the statutes is created to read:

20.145 **(6)** (ga) *Auxiliary services.* All moneys received from fees collected under s. 102.16 (2m) (d) for the delivery of services under s. 102.16 (2m) (f).

SECTION 508. 20.145 (6) (gb) of the statutes is created to read:

20.145 **(6)** (gb) *Local agreements.* All moneys received through contracts or financial agreements for provision of worker's compensation services to local units of government or local organizations, for the purpose of providing those services.

SECTION 509. 20.145 (6) (ka) of the statutes is created to read:

20.145 **(6)** (ka) *Interagency and intra-agency agreements.* All moneys received through contracts or financial agreements from other state agencies for the provision

of worker's compensation services to those state agencies and all moneys received by

the office from the office for the provision of those services to the office, for the purpose of providing those services.

SECTION 510. 20.155 (1) (g) of the statutes is amended to read:

20.155 **(1)** (g) *Utility regulation; relocation assistance.* The amounts in the schedule for the regulation of utilities and general program operations under ss. 32.19 to 32.27. Ninety percent of all moneys received by the commission under s. 196.85, 196.855, or 201.10 (3) shall be credited to this appropriation. Ninety percent of all receipts from the sale of miscellaneous printed reports and other copied material, the cost of which was originally paid under this paragraph, shall be credited to this appropriation.

SECTION 511. 20.155 (1) (q) of the statutes is amended to read:

20.155 **(1)** (q) *Universal telecommunications service.* From the universal service fund, the amounts in the schedule for the promotion of universal telecommunications service for the purposes specified in s. 196.218 (5) (a) 1., 4., 8. and 9. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

SECTION 512. 20.155 (3) (g) of the statutes is renumbered 20.155 (3) (k) and amended to read:

20.155 **(3)** (k) *Broadband expansion grants ; program revenues-service.* ~~As a continuing appropriation~~ Biennially, the amounts in the schedule for broadband expansion grants under s. 196.504. The amounts transferred from s. 20.505 (1) (is) to this appropriation shall be credited to this appropriation account.

SECTION 513. 20.155 (3) (r) of the statutes is created to read:

20.155 **(3)** (r) *Broadband expansion grants; segregated fund revenues.* From the universal service fund, as a continuing appropriation, the amounts in the schedule for broadband expansion grants under s. 196.504.

SECTION 514. 20.155 (3) (rm) of the statutes is created to read:

20.155 **(3)** (rm) *Broadband expansion grants; segregated fund revenues-service.* From the universal service fund, all moneys transferred from the appropriation accounts under sub. (1) (q) and ss. 20.255 (3) (q), (qm), and (r), 20.285 (1) (q), and 20.505 (4) (s) to be used for broadband expansion grants under s. 196.504.

SECTION 515. 20.155 (3) (rm) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

20.155 **(3)** (rm) *Broadband expansion grants; segregated fund revenues-service.* From the universal service fund, all moneys transferred from the appropriation accounts under sub. (1) (q) and ss. 20.255 (3) (q), (qm), and (r)~~, 20.285 (1) (q),~~ and 20.505 (4) (s) to be used for broadband expansion grants under s. 196.504.

SECTION 516. 20.165 (intro.) of the statutes is repealed.

SECTION 517. 20.165 (1) (title) of the statutes is renumbered 20.142 (3) (title) and amended to read:

20.142 **(3)** (title) PROFESSIONAL REGULATION AND ~~ADMINISTRATIVE~~ BUSINESS SERVICES.

SECTION 518. 20.165 (1) (a) of the statutes is renumbered 20.142 (1) (a) and amended to read:

20.142 **(1)** (a) *General program operations — executive and administrative services*. The amounts in the schedule for general program operations.

SECTION 519. 20.165 (1) (g) of the statutes is renumbered 20.142 (3) (g) and amended to read:

20.142 **(3)** (g) *General program operations, professional licensure*. The amounts in the schedule for the professional licensing~~, rule-making,~~ and regulatory functions of the department under chs. 440 to 480, other than the licensing, rule-making, and credentialing functions of the medical examining board and the affiliated credentialing boards attached to the medical examining board and except for preparing, administering, and grading examinations. Ninety percent of all moneys received under chs. 440 to 480, except ~~ch.~~ chs. 448 and 463 and ss. 440.03 (13), 440.05 (1) (b), and, less $10 of each renewal fee received under s. 452.12 (5); all moneys transferred from the appropriation under par. (i); and all moneys received under ~~s.~~ ss. 440.055 (2) and 440.52 (7m) (c) 5. and (11) (d) and ch. 463, shall be credited to this appropriation.

SECTION 520. 20.165 (1) (gc) of the statutes is repealed.

SECTION 521. 20.165 (1) (gm) of the statutes is renumbered 20.142 (3) (gm).

SECTION 522. 20.165 (1) (h) of the statutes is renumbered 20.142 (3) (h).

SECTION 523. 20.165 (1) (hg) of the statutes is renumbered 20.142 (3) (hg).

SECTION 524. 20.165 (1) (hg) of the statutes is amended to read:

20.165 **(1)** (hg) *General program operations; medical examining board; prescription drug monitoring program*. Biennially, the amounts in the schedule for the licensing, rule-making, and regulatory functions of the medical examining board and the affiliated credentialing boards attached to the medical examining board, except for preparing, administering, and grading examinations; and for the ~~pharmacy examining~~ controlled substances board's operation of the prescription drug monitoring program under s. ~~450.19~~ 961.385. Ninety percent of all moneys received for issuing and renewing credentials under ch. 448 shall be credited to this appropriation.

SECTION 525. 20.165 (1) (i) of the statutes is renumbered 20.142 (3) (i).

SECTION 526. 20.165 (1) (im) of the statutes is renumbered 20.142 (3) (im).

SECTION 527. 20.165 (1) (jm) of the statutes is renumbered 20.142 (3) (jm).

SECTION 528. 20.165 (1) (k) of the statutes is renumbered 20.142 (3) (k).

SECTION 529. 20.165 (1) (ka) of the statutes is renumbered 20.142 (3) (ka).

SECTION 530. 20.165 (1) (kb) of the statutes is renumbered 20.142 (3) (kb).

SECTION 531. 20.165 (1) (kc) of the statutes is renumbered 20.142 (3) (kc).

SECTION 532. 20.165 (1) (ke) of the statutes is repealed.

SECTION 533. 20.165 (1) (m) of the statutes is renumbered 20.142 (3) (m) and amended to read:

20.142 **(3)** (m) *Federal funds.* All moneys received from the federal government as authorized by the governor under s. 16.54 for technical assistance provided under s. 440.03 (2) ~~or to carry out other purposes for which made and received~~.

SECTION 534. 20.165 (1) (n) of the statutes is renumbered 20.142 (3) (n).

SECTION 535. 20.165 (1) (o) of the statutes is renumbered 20.142 (3) (o).

SECTION 536. 20.165 (1) (pz) of the statutes is renumbered 20.142 (3) (pz).

SECTION 537. 20.165 (1) (s) of the statutes is renumbered 20.142 (3) (s).

SECTION 538. 20.165 (2) (title) of the statutes is renumbered 20.142 (4) (title).

SECTION 539. 20.165 (2) (a) of the statutes is renumbered 20.142 (4) (a).

SECTION 540. 20.165 (2) (de) of the statutes is repealed.

SECTION 541. 20.165 (2) (g) of the statutes is repealed.

SECTION 542. 20.165 (2) (ga) of the statutes is renumbered 20.142 (4) (ga).

SECTION 543. 20.165 (2) (gb) of the statutes is renumbered 20.142 (4) (gb).

SECTION 544. 20.165 (2) (h) of the statutes is renumbered 20.142 (4) (h).

SECTION 545. 20.165 (2) (j) of the statutes is renumbered 20.142 (4) (j) and amended to read:

20.142 **(4)** (j) *Safety and building operations.* The amounts in the schedule for the purposes of chs. 101 and 145 and ss. 167.35, 236.12 (2) (ap), 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. 101.178, 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) and all moneys transferred under 2005 Wisconsin Act 45, section 76 (6), shall be credited to this appropriation account.

SECTION 546. 20.165 (2) (ka) of the statutes is renumbered 20.142 (4) (ka).

SECTION 547. 20.165 (2) (kd) of the statutes is renumbered 20.142 (4) (kd).

SECTION 548. 20.165 (2) (kg) of the statutes is repealed.

SECTION 549. 20.165 (2) (km) of the statutes is repealed.

SECTION 550. 20.165 (2) (ks) of the statutes is renumbered 20.142 (4) (ks).

SECTION 551. 20.165 (2) (L) of the statutes is renumbered 20.142 (4) (L).

SECTION 552. 20.165 (2) (La) of the statutes is renumbered 20.142 (4) (La).

SECTION 553. 20.165 (2) (m) of the statutes is renumbered 20.142 (4) (m).

SECTION 554. 20.165 (2) (ma) of the statutes is renumbered 20.142 (4) (ma).

SECTION 555. 20.165 (2) (q) of the statutes is renumbered 20.142 (4) (q).

SECTION 556. 20.192 of the statutes is repealed.

SECTION 557. 20.225 (1) (d) of the statutes is repealed.

SECTION 558. 20.235 (1) (e) of the statutes is repealed.

SECTION 559. 20.235 (1) (fz) of the statutes is amended to read:

20.235 **(1)** (fz) *Remission of fees and reimbursement for veterans and dependents.* Biennially, the amounts in the schedule to reimburse the Board of Regents of the University of Wisconsin System Authority and technical college district boards under s. 39.50 for fee remissions made under ss. 36.27 (3n) (b) or (3p) (b) and 38.24 (7) (b) or (8) (b) and to reimburse veterans and dependents as provided in ss. 36.27 (3n) (bm) or (3p) (bm) and 38.24 (7) (bm) or (8) (bm).

SECTION 560. 20.245 (1) (y) of the statutes is repealed.

SECTION 561. 20.255 (1) (fm) of the statutes is created to read:

20.255 **(1)** (fm) *Value-Added Research Center.* The amounts in the schedule to pay the costs of the University of Wisconsin–Madison Value-Added Research Center under s. 118.301 (2) and (4).

SECTION 562. 20.255 (2) (ac) of the statutes is amended to read:

20.255 **(2)** (ac) *General equalization aids and eligible and other school district parental choice program payments.* The amounts in the schedule for the payment of educational aids under ss. 121.08, 121.09, 121.095, 121.105, 121.137 and subch. VI of ch. 121 and to make payments to private schools under s. 118.60 (4) (bk), (4m) (am), and (4r) (bm).

SECTION 563. 20.255 (2) (aq) of the statutes is amended to read:

20.255 **(2)** (aq) *Per pupil aid.* ~~A sum sufficient~~ The amounts in the schedule for per pupil aid under s. 115.437.

SECTION 564. 20.255 (2) (ct) of the statutes is repealed.

SECTION 565. 20.255 (2) (fg) of the statutes is amended to read:

20.255 **(2)** (fg) *Aid for cooperative educational service agencies.* The amounts in the schedule for a payment not to exceed $25,000 annually to each cooperative educational service agency~~, for the current operational expenses of these agencies~~

~~and~~ to match any federal funds received by these agencies for vocational education administration.

SECTION 566. 20.255 (2) (fr) of the statutes is amended to read:

20.255 **(2)** (fr) *Parental choice program for eligible school districts and other school districts; pupils participating before the 2015-16 school year*. A sum sufficient to make the payments to private schools under s. 118.60 (4) (bg) and (4m) (a).

SECTION 567. 20.255 (2) (fv) of the statutes is amended to read:

20.255 **(2)** (fv) *Milwaukee Parental Choice Program and the parental choice program for eligible school districts and other school districts; transfer pupils.* A sum sufficient to make the payments under ss. 118.60 (4r) (am) and 119.23 (4r).

SECTION 568. 20.255 (2) (q) of the statutes is amended to read:

20.255 **(2)** (q) *Grants for literacy and early childhood development programs.* From the ~~governor's~~ read to lead development fund, a sum sufficient for grants to support literacy and early childhood development programs under s. ~~14.20 (2)~~ 48.53 (3) (c).

SECTION 569. 20.255 (2) (u) of the statutes is repealed.

SECTION 570. 20.255 (3) (q) of the statutes is amended to read:

20.255 **(3)** (q) *Periodical and reference information databases; Newsline for the Blind.* From the universal service fund, the amounts in the schedule for the Newsline for the Blind, provided by the Regional Library for the Blind and Physically Handicapped, and to contract for periodical and reference information databases under s. 115.28 (26). Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

SECTION 571. 20.255 (3) (qm) of the statutes is amended to read:

20.255 **(3)** (qm) *Aid to public library systems.* From the universal service fund, the amounts in the schedule for state aid to public library systems under s. 43.24. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

SECTION 572. 20.255 (3) (r) of the statutes is amended to read:

20.255 **(3)** (r) *Library service contracts.* From the universal service fund, the amounts in the schedule for library service contracts under s. 43.03 (6) and (7). Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

SECTION 573. 20.285 (intro.) of the statutes is amended to read:

20.285University of Wisconsin System Authority. (intro.) There is appropriated to the ~~board of regents~~ Board of Regents of the University of

Wisconsin
System Authority for the following programs:

SECTION 574. 20.285 (1) (a) of the statutes is amended to read:

20.285 **(1)** (a) *General program operations.*~~The~~ Biennially, the amounts in the schedule for the purpose of educational programs and related programs. ~~The board of regents may not encumber amounts appropriated under this paragraph for groundwater research without the approval of the secretary of administration.~~

SECTION 575. 20.285 (1) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), section 574, is amended to read:

20.285 **(1)** (a) *General program operations.* Biennially, the amounts in the schedule for the purpose of educational programs and related programs , to be paid as provided in s. 16.004 (19).

SECTION 576. 20.285 (1) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), section 575, is amended to read:

20.285 **(1)** (a) *General program operations.* ~~Biennially, the~~ The amounts in the schedule for the purpose of educational programs and related programs, to be paid as provided in s. 16.004 (19).

SECTION 577. 20.285 (1) (d) 2. of the statutes is amended 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)~~ s. 20.505 (5) (h) is insufficient, as determined by the department of administration, to make such reimbursement.

SECTION 578. 20.285 (1) (fd) of the statutes is renumbered 20.115 (9) (f), and 20.115 (9) (f) (title), as renumbered, is amended to read:

20.115 **(9)** (f) (title) ~~*State laboratory of hygiene; general*~~ *General program operations.*

SECTION 579. 20.285 (1) (fj) of the statutes is renumbered 20.115 (2) (am).

SECTION 580. 20.285 (1) (gb) of the statutes, as affected by 2013 Wisconsin Act 20, is amended 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~~ $30,338,500 from this appropriation account to the medical assistance trust fund.

SECTION 581. 20.285 (1) (gb) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 582. 20.285 (1) (ge) of the statutes is repealed.

SECTION 583. 20.285 (1) (gj) of the statutes is repealed.

SECTION 584. 20.285 (1) (i) of the statutes is renumbered 20.115 (9) (i), and 20.115 (9) (i) (title), as renumbered, is amended to read:

20.115 **(9)** (i) (title) ~~*State laboratory of hygiene*~~ *Program revenues*.

SECTION 585. 20.285 (1) (ia) of the statutes, as affected by 2013 Wisconsin Act 20, is renumbered 20.115 (9) (im), and 20.115 (9) (im) (title), as renumbered, is amended to read:

20.115 **(9)** (im) (title) ~~*State laboratory of hygiene, drivers*~~ *Drivers*.

SECTION 586. 20.285 (1) (je) of the statutes is renumbered 20.115 (2) (je) and amended to read:

20.115 **(2)** (je) *Veterinary diagnostic laboratory; fees.* All moneys received under s. ~~36.58~~ 93.13 (3), other than from state agencies, to be used for general program operations of the veterinary diagnostic laboratory and to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the construction of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section 9107 (1) (m) 1., to make payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing that facility, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

SECTION 587. 20.285 (1) (k) of the statutes is repealed.

SECTION 588. 20.285 (1) (kg) of the statutes is renumbered 20.115 (2) (kg).

SECTION 589. 20.285 (1) (Li) of the statutes is repealed.

SECTION 590. 20.285 (1) (m) of the statutes is repealed.

SECTION 591. 20.285 (1) (mc) of the statutes is renumbered 20.115 (2) (mc).

SECTION 592. 20.285 (1) (q) of the statutes is amended to read:

20.285 **(1)** (q) *Telecommunications services.* From the universal service fund, the amounts in the schedule to provide telecommunications services as specified in s. 196.218 (5) (a) 6. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

SECTION 593. 20.285 (1) (q) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 594. 20.285 (1) (qe) of the statutes is repealed.

SECTION 595. 20.285 (1) (qj) of the statutes is repealed.

SECTION 596. 20.285 (1) (qm) of the statutes is repealed.

SECTION 597. 20.285 (1) (qr) of the statutes is repealed.

SECTION 598. 20.285 (1) (r) of the statutes is repealed.

SECTION 599. 20.285 (1) (rc) of the statutes is repealed.

SECTION 600. 20.285 (1) (rm) of the statutes is repealed.

SECTION 601. 20.285 (1) (s) of the statutes is repealed.

SECTION 602. 20.285 (1) (tb) of the statutes is repealed.

SECTION 603. 20.285 (1) (tm) of the statutes is repealed.

SECTION 604. 20.285 (1) (u) of the statutes is repealed.

SECTION 605. 20.285 (1) (w) of the statutes is repealed.

SECTION 606. 20.285 (2) (title) of the statutes is repealed.

SECTION 607. 20.285 (2) (c) of the statutes is repealed.

SECTION 608. 20.285 (2) (d) of the statutes is repealed.

SECTION 609. 20.285 (2) (e) of the statutes is repealed.

SECTION 610. 20.285 (2) (h) of the statutes is repealed.

SECTION 611. 20.285 (2) (j) of the statutes is repealed.

SECTION 612. 20.285 (3) of the statutes is repealed.

SECTION 613. 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. ~~20.165 (2)~~ 20.142 (4) (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. ~~20.165 (2)~~ 20.142 (4) (L).

SECTION 614. 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. ~~20.165 (2)~~ 20.142 (4) (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. ~~20.165 (2)~~ 20.142 (4) (L).

SECTION 615. 20.292 (2) of the statutes is repealed.

SECTION 616. 20.320 (2) (s) of the statutes is amended to read:

20.320 **(2)** (s) *Safe drinking water loan programs financial assistance.* From the environmental improvement fund, a sum sufficient for financial assistance under the safe drinking water loan program under s. 281.61, for other drinking water quality activities under s. 281.62 and to transfer funds to the Wisconsin drinking water reserve fund under s. ~~234.933~~ 235.933, as authorized under s. 281.625 (4).

SECTION 617. 20.320 (2) (x) of the statutes is amended to read:

20.320 **(2)** (x) *Safe drinking water loan programs financial assistance; federal.* From the safe drinking water loan program federal revolving loan fund account in

---

the environmental improvement fund, all moneys received from the federal government to provide financial assistance under the safe drinking water loan program under s. 281.61, for other drinking water quality activities under s. 281.62 and for drinking water loan guarantees under s. ~~234.86~~ 235.86, as authorized by the governor under s. 16.54, for financial assistance under the safe drinking water loan program under s. 281.61, other drinking water quality activities under s. 281.62 and to transfer funds to the Wisconsin drinking water reserve fund under s. ~~234.933~~ 235.933, as authorized under s. 281.625 (4).

SECTION 618. 20.320 (3) (title) of the statutes is repealed.

SECTION 619. 20.320 (3) (q) of the statutes is repealed.

SECTION 620. 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. 29.319 (2), 29.563 (10) (a), 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 621. 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, and for the aquatic and terrestrial resources inventory under s. 23.09 (2) (km)~~, and for payments of $53,700 in each fiscal year, to be credited to the appropriation account under s. 20.285 (1) (k), to the University of Wisconsin System for outdoor skills training under s. 29.598~~.

SECTION 622. 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. ~~238.13~~ 235.13 (1) (a).

SECTION 623. 20.370 (3) (title) of the statutes is repealed and recreated to read:

20.370 **(3)** (title) PUBLIC SAFETY AND BUSINESS SUPPORT.

SECTION 624. 20.370 (3) (ad) of the statutes is repealed.

SECTION 625. 20.370 (3) (aw) of the statutes is repealed.

SECTION 626. 20.370 (3) (ga) of the statutes is created to read:

20.370 **(3)** (ga) *State laboratory of hygiene.* From the general fund, the amounts in the schedule to pay the state laboratory of hygiene for services provided to the department.

SECTION 627. 20.370 (4) (mq) of the statutes is amended to read:

20.370 **(4)** (mq) *General program operations — environmental fund.* From the environmental fund, the amounts in the schedule for administration of environmental activities under chs. 160, 281, and 283 and for administration of activities related to the regulation of private on-site wastewater treatment systems under ch. 145.

SECTION 628. 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 payments of $51,900 in each fiscal year, to be credited to the appropriation account under s. 20.285 (1) (k), to the a University of Wisconsin System for studies of Great Lakes fish~~.

SECTION 629. 20.370 (5) (ad) of the statutes is repealed.

SECTION 630. 20.370 (5) (at) of the statutes is repealed.

SECTION 631. 20.370 (5) (aw) of the statutes is repealed.

SECTION 632. 20.370 (5) (ay) of the statutes is repealed.

SECTION 633. 20.370 (5) (bw) of the statutes is amended to read:

20.370 **(5)** (bw) *Resource aids — county sustainable forestry ~~and county forest administration~~ grants.* Biennially, the amounts in the schedule for county sustainable forestry grants under s. 28.11 (5r) ~~and county forest administration grants under s. 28.11 (5m)~~.

SECTION 634. 20.370 (5) (by) of the statutes is amended to read:

20.370 **(5)** (by) *Resource aids — fire suppression grants.* ~~The~~ Biennially, the amounts in the schedule for grants for fire suppression clothing, supplies, equipment, and vehicles, for acquiring fire prevention materials, and for training fire fighters under s. 26.145.

SECTION 635. 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 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 636. 20.370 (5) (cx) of the statutes is repealed.

SECTION 637. 20.370 (6) (ar) of the statutes is amended to read:

20.370 **(6)** (ar) *Environmental aids — lake protection.* From the conservation fund, as a continuing appropriation, the amounts in the schedule for grants and contracts under ~~ss.~~ s. 281.68 and for grants under s. 281.69.

SECTION 638. 20.370 (6) (av) of the statutes is amended to read:

20.370 **(6)** (av) *Environmental aids — river protection; conservation fund.* ~~From~~ Biennially, from the conservation fund, the amounts in the schedule for river protection grants and contracts under s. 281.70. ~~Notwithstanding s. 20.001 (3) (a), on June 30 of each fiscal year the unencumbered balance in this appropriation account shall be transferred to the appropriation account under par. (ar).~~

SECTION 639. 20.370 (6) (aw) of the statutes is repealed.

SECTION 640. 20.370 (7) (ct) of the statutes is amended to read:

20.370 **(7)** (ct) *Principal and interest — pollution abatement, environmental fund.* From the environmental fund, ~~the amounts in the schedule~~ a sum sufficient to 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 point source water pollution abatement facilities and sewage collection facilities under ss. 281.55, 281.56 and 281.57, 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 those facilities, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

SECTION 641. 20.370 (9) (ny) of the statutes is amended to read:

20.370 **(9)** (ny) *Aids administration — safe drinking water loan programs; federal funds.* From the safe drinking water loan program federal revolving loan fund account in the environmental improvement fund, all moneys received from the federal government to administer the safe drinking water loan program, as authorized by the governor under s. 16.54, for the administration of the safe drinking water loan program under s. 281.59 or 281.61, the drinking water loan guarantee program under ss. ~~234.86~~ 235.86 and 281.625 and other drinking water quality activities under s. 281.62.

SECTION 642. 20.380 (2) (title) of the statutes is repealed.

SECTION 643. 20.380 (2) (ip) of the statutes is renumbered 20.370 (1) (dg) and amended to read:

20.370 **(1)** (dg) *Kickapoo reserve management board; program services.*~~All~~ From the general fund, all moneys received by the Kickapoo reserve management board from admissions, fees, leases, concessions, memberships, sales , and other similar receipts authorized under s. ~~41.41~~ 23.0927 to be used for the general program operations of the board under s. ~~41.41~~ 23.0927.

SECTION 644. 20.380 (2) (ir) of the statutes is renumbered 20.370 (1) (dh) and amended to read:

20.370 **(1)** (dh) *Kickapoo reserve management board; gifts and grants.*~~All~~ From the general fund, all moneys received by the Kickapoo reserve management board from gifts, grants, or bequests, to carry out the purpose for which received.

SECTION 645. 20.380 (2) (kc) of the statutes is renumbered 20.370 (1) (dk) and amended to read:

20.370 **(1)** (dk) *Kickapoo valley reserve; law enforcement services.*~~The~~ From the general fund, the amounts in the schedule to provide law enforcement services in the Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (2). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6c. 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 646. 20.380 (2) (ms) of the statutes is renumbered 20.370 (1) (dm) and amended to read:

20.370 **(1)** (dm) *Kickapoo reserve management board; federal aid.*~~All~~ From the general fund, all moneys received by the Kickapoo reserve management board from the federal government, as authorized by the governor under s. 16.54, to be used for the purposes for which made and received.

SECTION 647. 20.380 (2) (q) of the statutes is renumbered 20.370 (1) (dq) and amended to read:

20.370 **(1)** (dq) *Kickapoo reserve management board; general program operations.*~~From the conservation fund, the~~ The amounts in the schedule for the general program operations of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927.

SECTION 648. 20.380 (2) (r) of the statutes is renumbered 20.370 (1) (dr) and amended to read:

20.370 **(1)** (dr) *Kickapoo valley reserve; aids in lieu of taxes.* ~~From the conservation fund, a~~ A sum sufficient to pay aids to taxing jurisdictions for the Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (10).

SECTION 649. 20.395 (1) (cq) of the statutes is amended to read:

20.395 **(1)** (cq) ~~*Elderly*~~ *Seniors and* ~~*disabled capital*~~ *individuals with disabilities specialized transportation aids, state funds.* As a continuing appropriation, the amounts in the schedule for specialized transportation ~~capital~~ assistance for ~~the elderly~~ seniors and ~~disabled~~ individuals with disabilities under s. 85.22.

SECTION 650. 20.395 (2) (bt) of the statutes is created to read:

20.395 **(2)** (bt) *Freight rail preservation.* As a continuing appropriation, the amounts in the schedule 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).

SECTION 651. 20.395 (3) (ar) of the statutes is created to read:

20.395 **(3)** (ar) *Southeast Wisconsin freeway megaprojects, 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 southeast Wisconsin freeway megaprojects enumerated under s. 84.0145 (3) (b) that are financed under s. 84.59, for the purpose of financing such projects.

SECTION 652. 20.395 (3) (eg) of the statutes is amended to read:

20.395 **(3)** (eg) *Supplement from sponsorship agreements, state funds.* From the general fund, all moneys received under s. 84.01 (36) (d) 1. for any purpose described in par. (eq) or (es).

SECTION 653. 20.395 (4) (as) of the statutes is created to read:

20.395 **(4)** (as) *Transit safety oversight, state funds.* As a continuing appropriation, the amounts in the schedule for the transit safety oversight program under s. 85.066.

SECTION 654. 20.395 (4) (ay) of the statutes is created to read:

20.395 **(4)** (ay) *Transit safety oversight, federal funds.* All moneys received from the federal government for transit safety oversight under s. 85.066 for such purposes.

SECTION 655. 20.395 (4) (jq) of the statutes is amended to read:

20.395 **(4)** (jq) *Transportation facilities and highway project revenue obligation funding.* As a continuing appropriation, all proceeds from revenue obligations issued under s. 84.59 and deposited into the fund created under s. 18.57 (1), for the transportation administrative facilities purposes of s. 84.01 (28) ~~and~~, for major highway projects as defined under s. 84.013 (1) (a) for the purposes of ss. 84.06 and 84.09, for southeast Wisconsin freeway megaprojects enumerated under s. 84.0145 (3) (b), providing for reserves and for expenses of issuance and management of the revenue obligations. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 656. 20.395 (5) (jr) of the statutes is repealed.

SECTION 657. 20.395 (9) (th) of the statutes is amended to read:

20.395 **(9)** (th) *Temporary funding of projects financed by revenue bonds.* A sum sufficient to provide initial, temporary funding for any project to be financed under s. 84.59 which is a southeast Wisconsin freeway megaproject enumerated under s. 84.0145 (3) (b), a major highway project enumerated under s. 84.013 (3) or a project under s. 84.01 (28) approved under s. 13.48 (10) or authorized under s. 84.01 (30). The department shall keep a separate account of expenditures under this paragraph for each such project. As soon as moneys become available from the proceeds of the obligation issued under s. 84.59 to finance that project, an amount equal to the amounts expended under this paragraph shall be paid from those proceeds into the transportation fund and credited to the appropriation account under sub. (3) (ar) or (br) or (4) (at).

SECTION 658. 20.410 (1) (gn) of the statutes is created to read:

20.410 **(1)** (gn) *Interstate compact for adult offender supervision.* All moneys received from an offender submitting an interstate compact application to transfer supervision to another state, as prescribed by rule in accordance with s. 304.16 (1) (b) 1. and (5) (b), for the supervision of probationers, parolees, and persons on extended supervision.

SECTION 659. 20.410 (1) (kd) of the statutes is amended 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. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.505 (1) (id).

SECTION 660. 20.410 (3) (cd) of the statutes is renumbered 20.437 (1) (cj) and amended to read:

20.437 **(1)** (cj) *Community youth and family aids.* The amounts in the schedule ~~plus the amounts transferred from the appropriation account under par. (eg)~~ for the improvement and provision of community-based juvenile delinquency-related services under s. 48.526 and juvenile correctional services under s. 301.26 and for reimbursement to counties having a population of less than ~~500,000~~ 750,000 for the cost of court attached intake services as provided in s. 938.06 (4). Disbursements may be made from this appropriation account under s. ~~301.085~~ 49.32 (2). Refunds received relating to payments made under s. ~~301.085~~ 49.32 (2) shall be returned to this appropriation account. ~~All moneys transferred from the appropriation account under par. (eg) shall be credited to this appropriation account.~~ Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department of ~~corrections~~ children and families may transfer moneys under this paragraph between fiscal years. Except for moneys

authorized for transfer under s. ~~301.26~~ 48.526 (3), all moneys from this paragraph allocated under s. ~~301.26~~ 48.526 (3) and not spent or encumbered by counties by December 31 of each year shall lapse into the general fund on the succeeding January 1. The joint committee on finance may transfer additional moneys to the next calendar year.

SECTION 661. 20.410 (3) (cg) of the statutes is amended to read:

20.410 **(3)** (cg) *Serious juvenile offenders.* Biennially, the amounts in the schedule for juvenile correctional institution, ~~corrective sanctions,~~ alternate care, ~~aftercare,~~ community supervision, and other juvenile program services specified in s. 938.538 (3) provided for the persons specified in s. 301.26 (4) (cm) and for juvenile correctional institution services for persons placed in juvenile correctional institutions under s. 973.013 (3m).

SECTION 662. 20.410 (3) (f) of the statutes is renumbered 20.437 (1) (cm) and amended to read:

20.437 **(1)** (cm) *Community intervention program.* The amounts in the schedule for the community intervention program under s. ~~301.263~~ 48.528.

SECTION 663. 20.410 (3) (hr) of the statutes is amended to read:

20.410 **(3)** (hr) *Juvenile ~~corrective sanctions program~~ community supervision services.* The amounts in the schedule for the ~~corrective sanctions~~ community supervision services specified in ss. 49.45 (25) (bj) and 301.26 (4) (c) and (eg). All moneys received in payment for 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~~ community supervision services costs, that excess shall be transferred to the appropriation account under par. (hm) as provided in s. 301.26 (4) (ct).

SECTION 664. 20.410 (3) (ko) of the statutes is repealed.

SECTION 665. 20.410 (3) (kp) of the statutes is renumbered 20.437 (1) (kp) and amended to read:

20.437 **(1)** (kp) ~~*Indian juvenile*~~ *Interagency and intra-agency aids; tribal delinquency placements.* The amounts in the schedule to be used for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent by tribal courts. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 21d. 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 666. 20.425 (1) (i) of the statutes is amended 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. Notwithstanding s. 20.001 (3) (a), at the end of the fiscal year any unencumbered balance exceeding 10 percent of that fiscal year's expenditures under this appropriation account lapses to the general fund.

SECTION 667. 20.433 (1) (g) of the statutes is amended to read:

20.433 **(1)** (g) *General program operations.* From all moneys received under s. 69.22 (1m), the amounts in the schedule to be used for the expenses of the child abuse and neglect prevention board under s. 48.982 (2) and (3), for statewide projects under s. 48.982 (5), for the general program operations of the family resource center grant program under s. 48.982 (6), and for technical assistance to organizations under s. 48.982 (4) and (6). Notwithstanding s. 20.001 (3) (a), there is transferred from this appropriation account to the appropriation account under par. (h) all moneys in this appropriation account that are unexpended and unencumbered at the close of a fiscal year. The child abuse and neglect prevention board may transfer all moneys in this appropriation account that are unexpended and unencumbered to the appropriation account under par. (h) at any time.

SECTION 668. 20.433 (1) (h) of the statutes is amended to read:

20.433 **(1)** (h) *Grants to organizations.* All moneys received under s. 69.22 (1m), less the amounts appropriated under par. (g), and all moneys transferred from the appropriation account under par. (g), to be used for grants to organizations under s. 48.982 (4) and (6).

SECTION 669. 20.435 (1) (gm) of the statutes is amended to read:

20.435 **(1)** (gm) *Licensing, review and certifying activities; fees; supplies and*

services. The amounts in the schedule for the purposes specified in ss. ~~252.23, 252.24, 252.245,~~ 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, ~~255.08 (2),~~ and 256.15 (8), ch. 69, for the purchase and distribution of medical supplies, and to analyze and provide data under s. 250.04. All moneys received under ss. 250.04 (3m), ~~252.23 (4) (a), 252.24 (4) (a), 252.245 (9),~~ 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, ~~255.08 (2) (b),~~ and 256.15 (5) (f) and (8) (d) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account.

SECTION 670. 20.435 (1) (gm) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

20.435 **(1)** (gm) *Licensing, review and certifying activities; fees; supplies and services.* The amounts in the schedule for the purposes specified in ss. 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39, 254.41, ~~254.47, 254.61 to 254.88,~~ 255.08 (2), and 256.15 (8), ch. 69, for the purchase and distribution of medical supplies, and to analyze and provide data under s. 250.04. All moneys received under ss. 250.04 (3m), 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41, ~~254.47, 254.61 to 254.88,~~ 255.08 (2) (b), and 256.15 (5) (f) and (8) (d) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account.

SECTION 671. 20.435 (1) (hg) of the statutes is amended to read:

20.435 **(1)** (hg) *General program operations; health care information.* The amounts in the schedule to fund the activities of the department of health services under ch. 153, to contract with the data organization under s. 153.05 (2r), and to make payments to a corporation under s. 153.81 to support health information exchange. The contract fees paid under s. 153.05 (6m) ~~and assessments paid under s. 153.60~~ shall be credited to this appropriation account.

SECTION 672. 20.435 (2) (gk) of the statutes is amended to read:

20.435 **(2)** (gk) *Institutional operations and charges.* The amounts in the schedule for care, other than under s. 51.06 (1r), provided by the centers for the developmentally disabled, to reimburse the cost of providing the services and to remit any credit balances to county departments that occur on and after July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s. 46.043, provided by the mental health institutes, to reimburse the cost of providing the services and to remit any credit balances to county departments that occur on and after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for maintenance of state-owned housing at centers for the developmentally disabled and mental health institutes; for repair or replacement of property damaged at the mental health institutes or at centers for the developmentally disabled; for grants under 2015 Wisconsin Act .... (this act), section 9118 (7); and for reimbursing the total cost of using, producing, and providing services, products, and care. All moneys received

as payments from medical assistance on and after August 1, 1978; as payments from all other sources including other payments under s. 46.10 and payments under s. 51.437 (4rm) (c) received on and after July 1, 1978; as medical assistance payments, other payments under s. 46.10, and payments under s. 51.42 (3) (as) 2. received on and after January 1, 1979; as payments for the rental of state-owned housing and other institutional facilities at centers for the developmentally disabled and mental health institutes; for the sale of electricity, steam, or chilled water; as payments in restitution of property damaged at the mental health institutes or at centers for the developmentally disabled; for the sale of surplus property, including vehicles, at the mental health institutes or at centers for the developmentally disabled; and for other services, products, and care shall be credited to this appropriation, except that any payment under s. 46.10 received for the care or treatment of patients admitted under s. 51.10, 51.15, or 51.20 for which the state is liable under s. 51.05 (3), of forensic patients committed under ch. 971 or 975, admitted under ch. 975, or transferred under s. 51.35 (3), or of patients transferred from a state prison under s. 51.37 (5), to the Mendota Mental Health Institute or the Winnebago Mental Health Institute shall be treated as general purpose revenue — earned, as defined under s. 20.001 (4); and except that moneys received under s. 51.06 (6) may be expended only as provided in s. 13.101 (17).

SECTION 673. 20.435 (2) (gk) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

20.435 **(2)** (gk) *Institutional operations and charges.* The amounts in the schedule for care, other than under s. 51.06 (1r), provided by the centers for the developmentally disabled, to reimburse the cost of providing the services and to remit any credit balances to county departments that occur on and after July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s. 46.043, provided by the mental health institutes, to reimburse the cost of providing the services and to remit any credit balances to county departments that occur on and after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for maintenance of state-owned housing at centers for the developmentally disabled and mental health institutes; for repair or replacement of property damaged at the mental health institutes or at centers for the developmentally disabled; ~~for grants under 2015 Wisconsin Act .... (this act), section 9118 (7);~~ and for reimbursing the total cost of using, producing, and providing services, products, and care. All moneys received as payments from medical assistance on and after August 1, 1978; as payments from all other sources including other payments under s. 46.10 and payments under s. 51.437 (4rm) (c) received on and after July 1, 1978; as medical assistance

payments, other payments under s. 46.10, and payments under s. 51.42 (3) (as) 2. received on and after January 1, 1979; as payments for the rental of state-owned housing and other institutional facilities at centers for the developmentally disabled and mental health institutes; for the sale of electricity, steam, or chilled water; as payments in restitution of property damaged at the mental health institutes or at centers for the developmentally disabled; for the sale of surplus property, including vehicles, at the mental health institutes or at centers for the developmentally disabled; and for other services, products, and care shall be credited to this appropriation, except that any payment under s. 46.10 received for the care or treatment of patients admitted under s. 51.10, 51.15, or 51.20 for which the state is liable under s. 51.05 (3), of forensic patients committed under ch. 971 or 975, admitted under ch. 975, or transferred under s. 51.35 (3), or of patients transferred from a state prison under s. 51.37 (5), to the Mendota Mental Health Institute or the Winnebago Mental Health Institute shall be treated as general purpose revenue — earned, as defined under s. 20.001 (4);

---

and except that moneys received under s. 51.06 (6) may be expended only as provided in s. 13.101 (17).

SECTION 674. 20.435 (4) (title) of the statutes is repealed and recreated to read:

20.435 **(4)** (title) MEDICAID SERVICES.

SECTION 675. 20.435 (4) (a) of the statutes is amended to read:

20.435 **(4)** (a) *General program operations.* The amounts in the schedule for general program operations, including health care financing regulation, administration, field services, operation of the council on physical disabilities under s. 46.29, and medical assistance eligibility determinations under s. 49.45 (2) (a) 3.

SECTION 676. 20.435 (4) (b) of the statutes is amended to read:

20.435 **(4)** (b) *Medical Assistance program benefits.* Biennially, the amounts in the schedule to provide a portion of the state share of Medical Assistance program benefits administered under subch. IV of ch. 49, for 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 provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers or other entities under s. 46.283, for services under the family care ~~benefit~~ program under s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68, 49.683, and 49.685, for distributing grants under s. 146.64, and for reduction of any operating deficits as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (5) (kc) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss.

20.001
(3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (5) (kc) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under ~~sub. (7)~~ par. (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

SECTION 677. 20.435 (4) (b) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

20.435 **(4)** (b) *Medical Assistance program benefits.* Biennially, the amounts in the schedule to provide a portion of the state share of Medical Assistance program benefits administered under subch. IV of ch. 49, for 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 provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers or other entities under s. 46.283, for services under the family care program under s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68, 49.683, and 49.685, for distributing grants under s. 146.64, and for reduction of any operating deficits as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (5) (kc) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (5) (kc) for the purposes specified in s. 46.485 (3r). ~~Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under par. (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).~~

SECTION 678. 20.435 (4) (bd) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

20.435 **(4)** (bd) *Long-term care programs.* The amounts in the schedule for assessments, case planning, services, administration and risk reserve escrow accounts under s. 46.27, for pilot projects under s. 46.271 (1), to fund services provided by resource centers other entities under s. 46.283 (5), for services under the family care program under s. 46.284 (5), for services and supports under s. 46.2803

(2), for services provided under the children's community options program under s. 46.272, and for the payment of premiums under s. 49.472 (5). ~~If the department transfers funds to this appropriation from the appropriation account under sub. (4) (b), the amounts in the schedule for the fiscal year for which the transfer is made are increased by the amount of the transfer for the purposes specified in s. 49.45 (6v).~~ Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may under this paragraph transfer moneys between fiscal years. Except for moneys authorized for transfer under this appropriation or under s. 46.27 (7) (fm) or (g), all moneys under this appropriation that are allocated under s. 46.27 and are not spent or encumbered by counties or by the department by December 31 of each year shall lapse to the general fund on the succeeding January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 679. 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 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, and for services of resource centers or other entities 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 680. 20.435 (4) (g) of the statutes is amended to read:

20.435 **(4)** (g) *Family care benefit; cost sharing.* All moneys received from client cost-sharing requirements under s. 46.286 (2) to be expended for the provision of services under the family care ~~benefit~~ program under s. 46.284 (5).

SECTION 681. 20.435 (4) (gm) of the statutes is amended 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 or other entities under s. 46.283; to fund services under the family care ~~benefit~~ program under s. 46.284 (5); and to assist victims of diseases, as provided in ss. 49.68, 49.683, and 49.685.

SECTION 682. 20.435 (4) (h) of the statutes is repealed and recreated to read:

20.435 **(4)** (h) *County contributions.* All moneys received from counties as contributions to the family care program, as defined in s. 46.2805 (4m), the program of all-inclusive care for the elderly, as defined in s. 46.2805 (9m), and the Family Care Partnership Program described under s. 46.2805 (4k) and from counties under ss. 46.99 (3) and (3m) and 46.995; to fund services under the family care program under s. 46.284 (5) and services under the program of all-inclusive care for the elderly and the Family Care Partnership Program and for an entity to administer and to pay for services provided under the birth to 3 waiver program under s. 46.99 and the disabled children's long-term support program.

SECTION 683. 20.435 (4) (i) of the statutes is amended to read:

20.435 **(4)** (i) *Gifts, grants, and payments; health care financing.* All moneys received from gifts, grants, bequests and trust funds to provide ~~health care financing~~ Medical Assistance, food stamp, and disability and elder services consistent with the purpose of the gift, grant, bequest or trust fund, and all moneys received from payments from nongovernmental individuals and entities for departmental administrative services, for the purposes for which those payments are received.

SECTION 684. 20.435 (4) (iL) of the statutes is amended to read:

20.435 **(4)** (iL) *Medical assistance provider assessments; health services regulation.* All moneys received from assessments charged under s. 49.45 (2) (b) 9. and all moneys received under s. 150.13, for performance by the department of audits and investigations under s. 49.45 (3) (g) and for the purposes specified in ch. 150.

SECTION 685. 20.435 (4) (im) of the statutes is amended to read:

20.435 **(4)** (im) *Medical assistance; correct payment recovery; collections; community services; other recoveries.* All moneys received from the recovery of correct medical assistance payments under ss. 49.496 and 49.849, all moneys received as collections and other recoveries from providers, drug manufacturers, and

other 3rd parties under medical assistance performance-based contracts, all moneys received from the recovery of costs of care under ss. 46.27 (7g) and 49.849 for enrollees who are ineligible for Medical Assistance, all moneys not appropriated under par. (in), and all moneys credited to this appropriation account under s. 49.89 (7) (f), for payments to counties and tribal governing bodies under s. 49.496 (4) (a), for payment of claims under s. 49.849 (5), for payments to the federal government for its share of medical assistance benefits recovered, for the state share of medical assistance benefits provided under subch. IV of ch. 49, for payments to care management organizations for provision of the family care benefit under s. 46.284 (5), for payments for long-term community support services funded under s. 46.27 (7) as provided in s. 46.27 (7g) (e) and 49.849 (6) (b), for administration of the waiver program under s. 46.99, and for costs related to collections and other recoveries.

SECTION 686. 20.435 (4) (jt) of the statutes is repealed.

SECTION 687. 20.435 (4) (kv) of the statutes is repealed.

SECTION 688. 20.435 (4) (o) of the statutes is amended to read:

20.435 **(4)** (o) *Federal aid; medical assistance.* All federal moneys received for meeting costs of Medical Assistance administered under ss. 46.284 (5) and 49.665 and subch. IV of ch. 49, to be used for those purposes, for transfer to the Medical Assistance trust fund, for those purposes, and for transfer to the appropriation account under sub. (5) (kx) for the purposes specified under sub. (5) (kx)~~, and to transfer to the appropriation account under s. 20.435 (7) (im) $19,100 in fiscal year 2009-10 and $20,900 in fiscal year 2010-11~~.

SECTION 689. 20.435 (4) (pa) of the statutes is amended to read:

20.435 **(4)** (pa) *Federal aid; Medical Assistance and food stamp contracts administration.* All federal moneys received for the federal share of the cost of contracting for payment and services administration and reporting, other than moneys received under pars. (nn) and (np), to reimburse 3rd parties for their costs under s. 49.475, for administrative contract costs for the food stamp program under s. 49.79, and for services of resource centers or other entities under s. 46.283.

SECTION 690. 20.435 (4) (x) of the statutes is amended to read:

20.435 **(4)** (x) ~~*Badger Care health care program;*~~ *Medical Assistance trust fund; children's services; Badger Care health care program.* From the Medical Assistance trust fund, all moneys received under s. 49.45 (39) (bm) for reducing waiting lists for children's long-term care services or other programs benefitting children and all moneys received for the Badger Care health care program under s. 49.665.

SECTION 691. 20.435 (4) (xe) of the statutes is amended to read:

20.435 **(4)** (xe) *Critical access hospital assessment fund; hospital payments.* From the critical access hospital assessment fund, all moneys received from the assessment under s. 50.38 (2) (b)~~, except moneys appropriated under s. 20.285 (1) (qe) and (qj),~~ to make payments to critical access hospitals required under s. 49.45 (3) (e)

12. for services provided under the Medical Assistance Program under subch. IV of ch. 49; to make refunds under s. 50.38 (6m); and to make the transfer under s. 50.38 (10).

SECTION 692. 20.435 (5) (bc) of the statutes is amended to read:

20.435 **(5)** (bc) *Grants for community programs.* The amounts in the schedule for grants for and contracts to establish community programs under s. 46.48, for pretrial intoxicated driver intervention grants under s. 51.49, and for opioid treatment programs under s. 51.422. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. Except for amounts authorized to be carried forward under s. 46.48 and as otherwise provided in this paragraph, all funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department shall transfer from this appropriation account to the appropriation account for the department of children and families under s. 20.437 (2) (dz) funds allocated by the department under s. 46.48 (30) but unexpended on June 30 of each year.

SECTION 693. 20.435 (5) (be) of the statutes is amended to read:

20.435 **(5)** (be) *Mental health treatment services.* The amounts in the schedule for mental health treatment services ~~for individuals who are in or are relocated from institutions for mental diseases under ss. 46.266 and 46.268~~ at a county-operated institution for mental disease as selected by the department of health services. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 694. 20.435 (5) (bL) of the statutes is repealed.

SECTION 695. 20.435 (5) (da) of the statutes is amended to read:

20.435 **(5)** (da) *Reimbursements to local units of government.* A sum sufficient for the cost of care as provided in s. 51.22 (3) for persons who have a developmental disability or who require mental health or alcoholism or other drug abuse treatment.

SECTION 696. 20.435 (5) (gg) of the statutes is amended to read:

20.435 **(5)** (gg) *Collection remittances to local units of government.* All moneys received under ss. 46.03 (18) and 46.10, less moneys credited to sub. ~~(7) (ge) and (h)~~ (4) (hp), for the purposes of remitting departmental collections under s. 46.03 (18)

(g)
or 46.10 (8m) (a) 3. and 4.

SECTION 697. 20.435 (5) (hx) of the statutes is amended to read:

20.435 **(5)** (hx) *Services related to drivers, receipts.* The amounts in the schedule for services related to drivers. All moneys received by the secretary of administration from the driver improvement surcharge on court fines and forfeitures authorized under s. 346.655 and all moneys transferred from the appropriation account under s. 20.395 (5) (di) shall be credited to this appropriation account. The secretary of administration shall annually transfer to the appropriation account under s. 20.395 (5) (ek) 9.75 percent of all moneys credited to this appropriation account from the driver improvement surcharge. Any unencumbered moneys in this appropriation account may be transferred to par. (hy)
and ss. 20.115 (9) (im), 20.255 (1) (hm), ~~20.285 (1) (ia),~~ 20.395 (5) (ci) and (di), and 20.455 (5) (h) by the secretary of administration, after consultation with the secretaries of health services and transportation, the superintendent of public

---

instruction, the attorney general, and the ~~president of the University of Wisconsin System~~ laboratory of hygiene board.

SECTION 698. 20.435 (7) (title) of the statutes is repealed and recreated to read:

20.435 **(7)** (title) DISABILITY AND ELDER SERVICES.

SECTION 699. 20.435 (7) (a) of the statutes is repealed.

SECTION 700. 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 or other entities under s. 46.283 (5), to fund activities in support
of resource center operations, for services under the family care ~~benefit~~ program under s. 46.284 (5), for Medical Assistance payment adjustments under s. 49.45 (52)
(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 701. 20.435 (7) (b) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

20.435 **(7)** (b) *Community aids and Medical Assistance payments.* The amounts in the schedule for human services and community mental health services under s. 46.40, to fund services provided by resource centers or other entities under s. 46.283 (5), to fund activities in support of resource center operations, for services under the family care program under s. 46.284 (5), for Medical Assistance payment adjustments under s. 49.45 (52) (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 702. 20.435 (7) (bc) of the statutes is amended to read:

20.435 **(7)** (bc) *Grants for community programs.* The amounts in the schedule for grants for community programs under s. 46.48. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. ~~Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department of health services may credit or deposit into this appropriation account funds for the purpose specified in s. 46.48 (13) that the department transfers from the appropriation account under sub. (5) (bL) that are allocated by the department under~~

~~that appropriation account but unexpended or unencumbered on June 30 of each year.~~ Except ~~for amounts authorized to be carried forward under s. 46.48 and~~ as otherwise provided in this paragraph, all funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 703. 20.435 (7) (bd) of the statutes is renumbered 20.435 (4) (bd) and amended to read:

20.435 **(4)** (bd) *Long-term care programs.* The amounts in the schedule for assessments, case planning, services, administration and risk reserve escrow accounts under s. 46.27, for pilot projects under s. 46.271 (1), to fund services provided by resource centers or other entities under s. 46.283 (5), for services under the family care ~~benefit~~ program under s. 46.284 (5), for services and supports under s. 46.2803 (2), and for the payment of premiums under s. 49.472 (5). If the department transfers funds to this appropriation from the appropriation account under sub. (4) (b), the amounts in the schedule for the fiscal year for which the transfer is made are increased by the amount of the transfer for the purposes specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may under this paragraph transfer moneys between fiscal years. Except for moneys authorized for transfer under this appropriation or under s. 46.27 (7) (fm) or (g), all moneys under this appropriation that are allocated under s. 46.27 and are not spent or encumbered by counties or by the department by December 31 of each year shall lapse to the general fund on the succeeding January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 704. 20.435 (7) (da) of the statutes is repealed.

SECTION 705. 20.435 (7) (g) of the statutes is repealed.

SECTION 706. 20.435 (7) (gc) of the statutes is repealed.

SECTION 707. 20.435 (7) (gm) of the statutes is repealed.

SECTION 708. 20.435 (7) (h) of the statutes is renumbered 20.435 (4) (hp) and amended to read:

20.435 **(4)** (hp) *Disabled children's long-term support waivers.* All moneys received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or provided under the disabled children's long-term support program, as defined in s. 46.011 (1g), ~~less the amounts appropriated under par. (gc),~~ for distribution to counties according to a formula developed by the department as a portion of the state share of payments for services for children under the waiver under s. 46.278 or for services provided under the disabled children's long-term support program.

SECTION 709. 20.435 (7) (hc) of the statutes is repealed.

SECTION 710. 20.435 (7) (hs) of the statutes is renumbered 20.435 (4) (hs).

SECTION 711. 20.435 (7) (i) of the statutes is repealed.

SECTION 712. 20.435 (7) (im) of the statutes is repealed.

SECTION 713. 20.435 (7) (jb) of the statutes is renumbered 20.435 (4) (jc) and amended to read:

20.435 **(4)** (jc) *Fees for administrative services.* All moneys received from fees charged for providing state mailings, special computer services, training programs, printed materials, and publications ~~relating to long-term care services~~, for the purpose of providing those state mailings, special computer services, training programs, printed materials, and publications.

SECTION 714. 20.435 (7) (kc) of the statutes is created to read:

20.435 **(7)** (kc) *Independent living center grants.* The amounts in the schedule for the purpose of making grants to independent living centers for the severely disabled under s. 46.96. All moneys transferred from s. 20.445 (5) (n) shall be credited to this appropriation account.

SECTION 715. 20.435 (7) (kx) of the statutes is repealed.

SECTION 716. 20.435 (7) (ky) of the statutes is amended to read:

20.435 **(7)** (ky) *Interagency and intra-agency aids.*~~All~~ Except as provided in par. (kc), all moneys received from other state agencies and all moneys received by the department from the department for aids to individuals and organizations relating to long-term care services, for the purposes for which received.

SECTION 717. 20.435 (7) (m) of the statutes is repealed.

SECTION 718. 20.435 (7) (mc) of the statutes is repealed.

SECTION 719. 20.435 (7) (n) of the statutes is repealed.

SECTION 720. 20.437 (1) (e) of the statutes is created to read:

20.437 **(1)** (e) *Services for sex-trafficking victims.* The amounts in the schedule for treatment and services for sex-trafficking victims under s. 48.48 (19).

SECTION 721. 20.437 (1) (kz) of the statutes is amended to read:

20.437 **(1)** (kz) *Interagency and intra-agency aids; tribal placements and guardianships.* The amounts in the schedule to be used for unexpected or unusually high-cost out-of-home care placements of Indian children by tribal courts, other than placements to which par. (kp) applies, and for subsidized guardianship payments under s. 48.623 (1) or (6) for guardianships of Indian children ordered by tribal courts. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 21. 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 section 20.505 (8) (hm).

SECTION 722. 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 the provision or purchase
of child welfare projects and services ~~as limited under s. 48.985~~. 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 723. 20.437 (1) (o) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

20.437 **(1)** (o) *Federal aid; children, youth, 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.~~ pars. (b) and (cj) and all federal moneys received as child welfare funds under 42 USC 620 to 626 for the provision or purchase of child welfare projects and services. 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 724. 20.445 (1) (aa) of the statutes is renumbered 20.145 (6) (aa).

SECTION 725. 20.445 (1) (ak) of the statutes is created to read:

20.445 **(1)** (ak) *Unemployment insurance administration; substance abuse treatment.* Biennially, the amounts in the schedule to provide substance abuse treatment to claimants for unemployment insurance under s. 108.133 (2) (c).

SECTION 726. 20.445 (1) (aL) of the statutes is created to read:

20.445 **(1)** (aL) *Unemployment insurance administration; controlled substances testing.* Biennially, the amounts in the schedule to conduct testing for controlled substances and for related expenses under s. 108.133, other than providing substance abuse treatment under s. 108.133 (2) (c).

SECTION 727. 20.445 (1) (b) of the statutes is amended to read:

20.445 **(1)** (b) *Workforce training ~~program;~~; programs, grants, and services.* As
a continuing appropriation, the amounts in the schedule for the apprenticeship completion award program under s. 106.05 (2), local youth apprenticeship grants under s. 106.13 (3m), workforce training grants and services under s. 106.27 (1) and
(1g), and career and technical education incentive grants under s. 106.273.

SECTION 728. 20.445 (1) (d) of the statutes is repealed.

SECTION 729. 20.445 (1) (e) of the statutes is repealed.

SECTION 730. 20.445 (1) (em) of the statutes is repealed.

SECTION 731. 20.445 (1) (ga) of the statutes is amended to read:

20.445 **(1)** (ga) *Auxiliary services.* All moneys received from fees collected under ss. ~~102.16 (2m) (d),~~ 103.005 (15) and 106.09 (7) for the delivery of services under ss. ~~102.16 (2m) (f),~~ 103.005 (15) and 106.09 and ch. 108.

SECTION 732. 20.445 (1) (km) of the statutes is amended to read:

20.445 **(1)** (km) *Nursing workforce survey and grants.* All moneys transferred from the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm) for developing, compiling, processing, evaluating, and reporting on the survey required under s. 106.30 (2) and (3) and for awarding grants under s. 106.30 (5) (a).

SECTION 733. 20.445 (1) (p) of the statutes is renumbered 20.145 (6) (p) and amended to read:

20.145 **(6)** (p) *Worker's compensation; federal moneys.* All federal moneys received for the worker's compensation activities of the ~~department~~ office, to be used for those purposes.

SECTION 734. 20.445 (1) (q) of the statutes is renumbered 20.485 (2) (q) and amended to read:

20.485 **(2)** (q) *Veteran employment grants.* ~~From the veterans trust fund, a~~ A sum sufficient for the payment of veteran employment grants under s. ~~106.32~~ 45.435.

SECTION 735. 20.445 (1) (ra) of the statutes is amended to read:

20.445 **(1)** (ra) *Worker's compensation operations fund; administration.* From the worker's compensation operations fund, the amounts in the schedule for the administration of the worker's compensation program by the department, for transfer to the uninsured employers fund under s. 102.81 (1) (c), and for transfer to the appropriation accounts under par. (rp) and sub. (2) (ra). All moneys received under ss. 102.28 (2) (b) and 102.75 shall be credited to this appropriation account. From this appropriation, an amount not to exceed $5,000 may be expended each

---

fiscal year for payment of expenses for travel and research by the council on worker's compensation, an amount not to exceed $500,000 may be transferred in each fiscal year to the uninsured employers fund under s. 102.81 (1) (c), the amount in the schedule under par. (rp) shall be transferred to the appropriation account under par. (rp), and the amount in the schedule under sub. (2) (ra) shall be transferred to the appropriation account under sub. (2) (ra).

SECTION 736. 20.445 (1) (ra) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 20.145 (6) (ra) and amended to read:

20.145 **(6)** (ra) *Worker's compensation operations fund; administration.* From the worker's compensation operations fund, the amounts in the schedule for the administration of the worker's compensation program by the ~~department~~ office, for transfer to the uninsured employers fund under s. 102.81 (1) (c), and for transfer to the appropriation accounts under par. (rp) and ~~sub.~~ s. 20.445 (2) (ra). All moneys received under ss. 102.28 (2) (b) and 102.75 shall be credited to this appropriation account. From this appropriation, an amount not to exceed $5,000 may be expended

each fiscal year for payment of expenses for travel and research by the council on worker's compensation, an amount not to exceed $500,000 may be transferred in each fiscal year to the uninsured employers fund under s. 102.81 (1) (c), the amount in the schedule under par. (rp) shall be transferred to the appropriation account under par. (rp), and the amount in the schedule under sub. (2) (ra) shall be transferred to the appropriation account under sub. (2) (ra).

SECTION 737. 20.445 (1) (rb) of the statutes is renumbered 20.145 (6) (rb).

SECTION 738. 20.445 (1) (rp) of the statutes is renumbered 20.145 (6) (rp).

SECTION 739. 20.445 (1) (s) of the statutes is renumbered 20.145 (6) (s).

SECTION 740. 20.445 (1) (sm) of the statutes is renumbered 20.145 (6) (sm) and amended to read:

20.145 **(6)** (sm) *Uninsured employers fund; payments.* From the uninsured employers fund, a sum sufficient to make the payments under s. 102.81 (1) and to obtain reinsurance under s. 102.81 (2). No moneys may be expended or encumbered under this paragraph until the first day of the first July beginning after the day that the ~~secretary of workforce development~~ commissioner of insurance files the certificate under s. 102.80 (3) (a).

SECTION 741. 20.445 (1) (t) of the statutes is renumbered 20.145 (6) (t).

SECTION 742. 20.445 (2) (ra) of the statutes is amended to read:

20.445 **(2)** (ra) *Worker's compensation operations fund; worker's compensation activities.* From the worker's compensation operations fund, the amounts in the schedule for the worker's compensation activities of the labor and industry review commission. All moneys transferred from the appropriation account under ~~sub. (1)~~ s. 20.145 (6) (ra) shall be credited to this appropriation account.

SECTION 743. 20.445 (5) (a) of the statutes is amended to read:

20.445 **(5)** (a) *General program operations; purchased services for clients.* As a continuing appropriation, the amounts in the schedule for general program operations, including field services to clients and administrative services, for the purchase of goods and services authorized under ch. 47, and for vocational rehabilitation ~~and other independent living~~ services ~~to~~ for persons with disabilities.

SECTION 744. 20.445 (5) (n) of the statutes is amended to read:

20.445 **(5)** (n) *Federal program aids and operations.* All moneys received from the federal government, as authorized by the governor under s. 16.54, for the state administration of continuing programs ~~and for grants to independent living centers~~

~~under s. 47.02 (3m) (p)~~ and all federal moneys received for the purchase of goods and services under ch. 47 and for the purchase of vocational rehabilitation programs for individuals and organizations, to be expended for the purposes specified. The department shall, in each fiscal year, transfer $600,000 of the moneys from the account under this paragraph to the appropriation account under s. 20.435 (7) (kc).

SECTION 745. 20.455 (1) (gk) of the statutes is created to read:

20.455 **(1)** (gk) *Solicitor general.* All moneys received from the department under this subsection or sub. (3) or, if needed, other moneys received from the department for the expenses related to s. 165.055 (3).

SECTION 746. 20.455 (1) (gs) of the statutes is amended to read:

20.455 **(1)** (gs) *Delinquent obligation collection.* ~~From the~~ All moneys received under s. 165.30 (3) (b)~~, the amounts in the schedule~~ that are required to be credited to this appropriation account under s. 165.30 (3) (b), for expenses related to the collection of delinquent obligations under s. 165.30.

SECTION 747. 20.455 (1) (km) of the statutes is amended to read:

20.455 **(1)** (km) *Interagency and intra-agency assistance.* ~~The amounts in the schedule to provide legal services to state agencies.~~ All moneys received from the department or any other state agency for legal services ~~shall be credited to this appropriation~~ to state agencies, to provide those services.

SECTION 748. 20.455 (2) (cr) of the statutes is repealed.

SECTION 749. 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.~~ 16. shall be credited to this appropriation account. Moneys may be transferred from this paragraph to pars. (j)~~,~~ and (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 750. 20.455 (2) (i) 7. of the statutes is created to read:

20.455 **(2)** (i) 7. The amount transferred to par. (kz) shall be $525,100.

SECTION 751. 20.455 (2) (i) 8. of the statutes is repealed.

SECTION 752. 20.455 (2) (i) 16. of the statutes is created to read:

20.455 **(2)** (i) 16. The amount transferred to s. 20.625 (1) (k) shall be the amount in the schedule under s. 20.625 (1) (k).

SECTION 753. 20.455 (2) (jb) of the statutes, as affected by 2013 Wisconsin Act 20, 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, for supplies used to maintain, repair, upgrade, and replace that equipment, and for operating costs, in the state and regional crime laboratories.

All moneys transferred from par. ~~(i)~~ (Lm) 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)~~ (Lm).

SECTION 754. 20.455 (2) (kb) of the statutes is repealed.

SECTION 755. 20.455 (2) (kd) of the statutes is amended to read:

20.455 **(2)** (kd) *Drug law enforcement, crime laboratories, and genetic evidence activities.* The amounts in the schedule for activities relating to drug law enforcement, drug law violation prosecution assistance, and activities of the state and regional crime laboratories~~, and for transferring to the appropriation account under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km)~~. All moneys transferred to this appropriation account from the appropriation account under par. (Lm) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the appropriation account under par. (Lm).

SECTION 756. 20.455 (2) (ki) of the statutes is amended to read:

20.455 **(2)** (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 s. 20.505 (1) (id) 2. 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. 20.505 (1) (id).

SECTION 757. 20.455 (2) (kj) of the statutes is repealed.

SECTION 758. 20.455 (2) (kn) of the statutes is amended to read:

20.455 **(2)** (kn) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; justice information fee.* The amounts in the schedule for administering and making grants to counties under s. 165.95 (2). All moneys transferred from the appropriation account under s. 20.505 (1) (id) 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. 20.505 (1) (id).

SECTION 759. 20.455 (2) (ko) of the statutes is amended to read:

20.455 **(2)** (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 s. 20.505 (1) (id) 5d. 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. 20.505 (1) (id).

SECTION 760. 20.455 (2) (ky) of the statutes is amended to read:

20.455 **(2)** (ky) *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~~ state justice assistance grants program under s. ~~165.987~~ 165.71. All moneys transferred from the

appropriation account under par. (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 761. 20.455 (2) (kz) of the statutes is created to read:

20.455 **(2)** (kz) *State justice assistance grants.* The amounts in the schedule to provide grants under s. 165.71. All moneys transferred from par. (i) 7. and s. 20.505 (1) (id) 1m. for the purpose of this appropriation shall be credited to this appropriation account. On June 30 of each year, 70 percent of the unencumbered balance shall revert to the appropriation account under s. 20.505 (1) (id) and 30 percent of the unencumbered balance shall revert to the appropriation account under par. (i).

SECTION 762. 20.455 (2) (Lm) of the statutes is amended to read:

20.455 **(2)** (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys received from crime laboratories and drug law enforcement surcharges authorized

---

under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s. 973.046 (1r) to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay for the costs of mailing and materials under s. 165.76 for the submission of biological specimens by the departments of corrections and health services and by persons in charge of law enforcement and tribal law enforcement agencies, to transfer to the appropriation account under par. (jb) the amounts in the schedule under par. (jb), and to transfer to the appropriation ~~account~~ accounts under par. (kd) and s. 20.475 (1) (km) the amounts in the schedule under par. (kd) and s. 20.475 (1) (km).

SECTION 763. 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 764. 20.455 (5) (ke) of the statutes is repealed.

SECTION 765. 20.465 (1) (km) of the statutes is amended to read:

20.465 **(1)** (km) *Agency services.* The amounts in the schedule to render services to the department and to other state agencies and perform other general program operations. All moneys received from other state agencies and all moneys received by the department from the department for services rendered shall be credited to this appropriation.

SECTION 766. 20.465 (3) (g) of the statutes is amended to read:

20.465 **(3)** (g) *Program services.* ~~The amounts in the schedule for conferences, training and other services provided by the division of emergency management and for expenses incurred under s. 323.13 (2) (f) and (g)~~. All moneys received for

conferences, training, and other services provided by the division of emergency management ~~shall be credited to this appropriation. All~~ and all moneys received from assessments and contributions under s. 323.13 (2) (f) and (g) ~~shall be credited to this appropriation~~, for conferences, training, and other services provided by the division of emergency management and for expenses incurred under s. 323.13 (2) (f) and (g).

SECTION 767. 20.475 (1) (d) of the statutes is amended to read:

20.475 **(1)** (d) *Salaries and fringe benefits.* The amounts in the schedule for salaries and fringe benefits of district attorneys and state employees of the office of the district attorney and for payments under s. 978.045 (2) ~~(b)~~.

SECTION 768. 20.475 (1) (km) of the statutes is amended to read:

20.475 **(1)** (km) *Deoxyribonucleic acid evidence activities.* The amounts in the schedule for deoxyribonucleic acid evidence activities. All moneys transferred to this appropriation account from the appropriation account under s. 20.455 (2) ~~(kd) for the purpose of this appropriation~~ (Lm) 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. 20.455 (2) (Lm) .

SECTION 769. 20.485 (2) (vm) of the statutes is amended to read:

20.485 **(2)** (vm) *Assistance to needy veterans and veteran start-up businesses.* The amounts in the schedule for aid payments under s. 45.40 ~~and for the grant to VETransfer, Inc., under s. 45.45~~.

SECTION 770. 20.485 (3) (b) of the statutes is amended to read:

20.485 **(3)** (b) *Self insurance.* A sum sufficient to cover deficiencies in the amounts necessary to repay principal and interest on veterans housing loans made under s. 45.37 and financed by bonds sold under s. ~~234.40~~ 235.409.

SECTION 771. 20.485 (3) (e) of the statutes is amended to read:

20.485 **(3)** (e) *General program deficiency.* A sum sufficient to pay any general program deficiency under s. 45.37, including any deficiency in the capital reserve fund requirement under s. ~~234.42~~ 235.42.

SECTION 772. 20.490 of the statutes is repealed.

SECTION 773. 20.505 (1) (bv) of the statutes is created to read:

20.505 **(1)** (bv) *Appropriation obligations repayment; sports and entertainment facilities.* The amounts in the schedule to pay debt service costs due in the current fiscal year on appropriation obligations issued under s. 16.527 (3) (d), to make payments of the state under agreements and ancillary arrangements entered into under s. 16.527 (4) (e), to make deposits into reserve funds, and to pay related issuance or administrative expenses.

SECTION 774. 20.505 (1) (cg) of the statutes is repealed.

SECTION 775. 20.505 (1) (dv) of the statutes is repealed.

SECTION 776. 20.505 (1) (fo) of the statutes is repealed.

SECTION 777. 20.505 (1) (gr) of the statutes is renumbered 20.142 (3) (gr) and amended to read:

20.142 **(3)** (gr) *Disabled veteran-owned, woman-owned, and minority business certification fees.* All moneys received from fees collected under s. ~~16.283~~ 203.03 (3) (c) for the costs of certifying disabled veteran-owned businesses under s. ~~16.283~~ 203.03; all moneys received from fees collected under s. ~~16.285~~ 203.05 (1) (bm), for the costs of certifying woman-owned businesses under s. ~~16.285~~ 203.05; and all moneys received from fees collected under s. ~~16.287~~ 203.07 (2) (dm) for the costs of certifying minority businesses under s. ~~16.287~~ 203.07.

SECTION 778. 20.505 (1) (id) (intro.) of the statutes is amended to read:

20.505 **(1)** (id) *Justice information fee receipts.* (intro.) 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~~ 7. The following amounts shall be transferred to the following appropriation accounts:

SECTION 779. 20.505 (1) (id) 1m. of the statutes is created to read:

20.505 **(1)** (id) 1m. The amount transferred to s. 20.455 (2) (kz) shall be $1,224,900.

SECTION 780. 20.505 (1) (id) 3. of the statutes is repealed.

SECTION 781. 20.505 (1) (id) 4. of the statutes is repealed.

SECTION 782. 20.505 (1) (id) 8. of the statutes is repealed.

SECTION 783. 20.505 (1) (in) of the statutes is created to read:

20.505 **(1)** (in) *Appropriation obligation proceeds; sports and entertainment facilities.* All moneys received from the sale of appropriation obligations that are issued under s. 16.527 (3) (d), and any earnings on such moneys and on any other moneys held for the purpose of this paragraph, to assist a sports and entertainment district under subch. VI of ch. 229 in the construction of sports and entertainment facilities, including the acquisition or lease of property, and to provide for reserves and for expenses of issuance and administration of the appropriation obligations, and to pay interest on the appropriation obligations, the redemption price of refunded appropriation obligations and any related obligations incurred under agreements entered into under s. 16.527 (4) (e), as determined by the department of administration. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 784. 20.505 (1) (ka) of the statutes is amended to read:

20.505 **(1)** (ka) *Materials and services to state agencies and certain districts.* The amounts in the schedule to provide services primarily to state agencies or local professional baseball park districts created under subch. III of ch. 229, other than services specified in pars. (im), (is), and (kb) to (ku) and subs. (2) (k) and (5) (ka)~~,~~; to repurchase inventory items sold primarily to state agencies or such districts~~,~~; to pay expenses of committees created by law or executive order~~,~~ ; to pay this state's

contribution to the advisory commission on intergovernmental relations~~, and~~; to pay for the operation of the office of lean government to pay state membership dues, travel expenses, and miscellaneous expenses for state participation in the Council of State Governments, the Education Commission of the States under s. 39.76, the Council of Great Lakes Governors, the Great Lakes Commission, and such other national or regional interstate governmental bodies as the governor determines; and to pay for the services and operations of the office of continuity of government under s. 16.20. All moneys received from the provision of services primarily to state agencies and such districts and from the sale of inventory items primarily to state agencies and such districts, and all moneys received from assessments under s. 16.20 (4), other than moneys received and disbursed under pars. (im), (is), and (kb) to (ku) and subs. (2) (k) and (5) (ka), shall be credited to this appropriation account.

SECTION 785. 20.505 (1) (ke) of the statutes is repealed.

SECTION 786. 20.505 (1) (kf) of the statutes is amended to read:

20.505 **(1)** (kf) *Procurement services.* For administration of the department's procurement functions under subch. IV of ch. 16. All moneys received from state agencies under ~~s.~~ ss. 16.004 (20) (b) and 16.71 (6) for procurement services provided by the department to the agencies, from assessments for procurement savings realized by the agencies receiving those services, and from agencies and vendors

---

under s. 16.701 (1m) for costs of the electronic procurement system under that section.

SECTION 787. 20.505 (1) (kg) of the statutes is repealed.

SECTION 788. 20.505 (1) (kh) of the statutes is 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). All moneys transferred from the appropriation account under par. (id) 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. (id).

SECTION 789. 20.505 (1) (ki) of the statutes is created to read:

20.505 **(1)** (ki) *Postage costs.* As a continuing appropriation, the amounts in the schedule to pay state agency postage costs. All moneys received from state agencies for the payment of state agency postage costs shall be credited to this appropriation account.

SECTION 790. 20.505 (1) (kk) of the statutes is created to read:

20.505 **(1)** (kk) *Information technology security or desktop management services; interagency transfers.* All moneys received as assessments from the appropriations of executive branch agencies as required under s. 16.972 (2) (j) for the purpose of funding transferred positions, employees, and equipment related to

information technology security or desktop management services under s. 16.972 (2) (j).

SECTION 791. 20.505 (1) (kL) of the statutes is amended to read:

20.505 **(1)** (kL) *Printing, mail, communication, and information technology services; state agencies; veterans services.* ~~From the sources specified in ss. 16.971, 16.972, 16.973, and 16.974 (3),~~ The amounts in the schedule to provide printing, mail processing, electronic communications, ~~and~~ information technology development, management, and processing services, but not enterprise resource planning system services under s. 16.971 (2) (cf), to state agencies~~, the amounts in the schedule~~ and veterans services under s. 16.973 (9). All moneys received for the provision of such services under ss. 16.971, 16.972, 16.973, 16.974 (3), and 16.997 (2) (d), other than moneys received and disbursed under ss. 20.225 (1) (kb) and 20.505 (1) (ip), shall be credited to this appropriation account.

SECTION 792. 20.505 (1) (km) of the statutes is repealed.

SECTION 793. 20.505 (1) (md) of the statutes is repealed.

SECTION 794. 20.505 (1) (s) of the statutes is amended to read:

20.505 **(1)** (s) *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. 16.956. No funds may be encumbered under this paragraph after December 31, ~~2016~~ 2021.

SECTION 795. 20.505 (1) (sa) of the statutes is amended to read:

20.505 **(1)** (sa) *Diesel truck idling reduction grants.* From the petroleum inspection fund, the amounts in the schedule for diesel truck idling reduction grants under s. 16.956. No funds may be encumbered under this paragraph after June 30, ~~2015~~ 2020.

SECTION 796. 20.505 (2) (k) of the statutes is amended to read:

20.505 **(2)** (k) *Risk management costs.* All moneys received from agencies and the University of Wisconsin System Authority under s. 16.865 (8) and all moneys transferred from the appropriation under par. (ki) for the costs of paying claims for losses of and damage to state and authority property, settlements of state and authority liability under ss. 165.25 (6)~~,~~ and 775.04, and state liability under ss. 895.46 (1) and 895.47, and state employer costs for worker's compensation claims of state employees under ch. 102, for related administrative costs under par. (ki), and for the purpose of effecting any lapse required under s. 16.865 (9).

SECTION 797. 20.505 (2) (ki) of the statutes is amended to read:

20.505 **(2)** (ki) *Risk management administration.* The amounts in the schedule from moneys transferred under par. (k) for the administration of state risk management programs for worker's compensation claims~~,~~ and state and University of Wisconsin System Authority risk management programs for losses of and

damage
to state and authority property and state and authority liability. Notwithstanding s. 20.001 (3) (a), the unencumbered balance of this appropriation at the end of each fiscal year shall be transferred to the appropriation under par. (k).

SECTION 798. 20.505 (4) (f) of the statutes is repealed.

SECTION 799. 20.505 (4) (kp) of the statutes is amended to read:

20.505 **(4)** (kp) *Hearings and appeals fees.* The amounts in the schedule for the
general program operations of the division of hearings and appeals ~~services to the department of health services under s. 227.43 (1) (bu), the department of children and families under s. 227.43 (1) (by), the department of public instruction under s. 227.43 (1) (bd), and to all agencies under s. 227.43 (1m)~~. All moneys received from the fees charged under s. 227.43 (3) ~~(br), (e), (d), and (e)~~ shall be credited to this appropriation account.

SECTION 800. 20.505 (4) (s) of the statutes is amended to read:

20.505 **(4)** (s) *Telecommunications access; ~~school districts~~ educational agencies*.
Biennially, from the universal service fund, the amounts in the schedule to make payments to telecommunications providers under contracts under s. 16.971 (13).

---

(14), and (15) to the extent that the amounts due are not paid from the appropriation
under sub. (1) (is), to make payments to telecommunications providers under contracts under s. 16.971 (16) to the extent that the amounts due are not paid from the appropriation under sub. (1) (kL), to make payments to telecommunications providers under contracts under s. 16.971 (13) to the extent that the amounts due are
not paid from the appropriation under sub. (1) (ke), and to make grants to school district consortia under s. 16.997 (7). Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd-numbered year shall be transferred to the appropriation account under s. 20.155 (3) (rm).

SECTION 801. 20.505 (4) (t) of the statutes is repealed.

SECTION 802. 20.505 (4) (tm) of the statutes is repealed.

SECTION 803. 20.505 (4) (tu) of the statutes is repealed.

SECTION 804. 20.505 (4) (tw) of the statutes is repealed.

SECTION 805. 20.505 (5) (h) of the statutes is created to read:

20.505 **(5)** (h) *Self-amortizing facilities; University of Wisconsin System Authority.* All moneys received from the University of Wisconsin System Authority in payment of principal and interest costs incurred in financing self-amortizing university facilities and under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a), to reimburse s. 20.866 (1) (u) for those payments.

SECTION 806. 20.505 (8) (hm) 6c. of the statutes is amended to read:

20.505 **(8)** (hm) 6c. The amount transferred to s. ~~20.380 (2) (ke)~~ 20.370 (1) (dk)
shall be the amount in the schedule under s. ~~20.380 (2) (ke)~~ 20.370 (1) (dk).

SECTION 807. 20.505 (8) (hm) 6r. of the statutes is repealed.

SECTION 808. 20.505 (8) (hm) 11a. of the statutes is repealed.

SECTION 809. 20.505 (8) (hm) 18r. of the statutes is repealed.

SECTION 810. 20.505 (8) (hm) 21d. of the statutes is amended to read:

20.505 **(8)** (hm) 21d. The amount transferred to s. ~~20.410 (3)~~ 20.437 (1) (kp) shall be the amount in the schedule under s. ~~20.410 (3)~~ 20.437 (1) (kp).

SECTION 811. 20.525 (1) (f) of the statutes is renumbered 20.437 (1) (fm) and amended to read:

20.437 **(1)** (fm) *Literacy improvement aids.* The amounts in the schedule for grants to support literacy improvement under s. ~~14.20 (2)~~ 48.53 (3) (a).

SECTION 812. 20.525 (1) (q) of the statutes is renumbered 20.437 (1) (q) and amended to read:

20.437 **(1)** (q) *Grants for literacy and early childhood development programs.* From the ~~governor's~~ read to lead development fund, a sum sufficient for grants to support literacy and early childhood development programs under s. ~~14.20 (2)~~ 48.53 (3) (b).

SECTION 813. 20.545 (intro.) of the statutes is repealed.

SECTION 814. 20.545 (1) (title) of the statutes is repealed.

SECTION 815. 20.545 (1) (i) of the statutes is renumbered 20.505 (1) (ic).

SECTION 816. 20.545 (1) (j) of the statutes is repealed.

SECTION 817. 20.545 (1) (jm) of the statutes is renumbered 20.505 (1) (jc).

SECTION 818. 20.545 (1) (k) of the statutes is renumbered 20.505 (1) (kz) and amended to read:

20.505 **(1)** (kz) *General program operations.* The amounts in the schedule to administer state employment relations functions and the civil service system under subch. V of ch. 111 and ch. 230, to pay awards under s. 230.48, and to defray the expenses of the state employees suggestion board. All moneys received from state agencies for materials and services provided by the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration shall be credited to this appropriation.

SECTION 819. 20.545 (1) (ka) of the statutes is renumbered 20.505 (1) (kn).

SECTION 820. 20.545 (1) (km) of the statutes is renumbered 20.505 (1) (ks).

SECTION 821. 20.545 (1) (m) of the statutes is repealed.

SECTION 822. 20.545 (1) (pz) of the statutes is repealed.

SECTION 823. 20.566 (2) (a) of the statutes is amended to read:

20.566 **(2)** (a) *General program operations.* The amounts in the schedule for administration of property tax laws, public utility tax laws, and distribution of state

taxes~~,~~ and administration of general program operations under s. 73.10 ~~and administration of the assessor educational program under s. 73.08~~.

SECTION 824. 20.566 (2) (g) of the statutes is repealed.

SECTION 825. 20.566 (2) (h) of the statutes is amended to read:

20.566 **(2)** (h) *Reassessments.* The amounts in the schedule for the purposes of ~~ss. 70.055 and~~ s. 70.75. All moneys received under ~~ss. 70.055 and~~ s. 70.75 shall be credited to this appropriation. ~~Notwithstanding s. 20.001 (3) (a), at the end of the 2005-06 fiscal year the unencumbered balance of this appropriation account shall lapse to the general fund.~~

SECTION 826. 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 s. 137.02 and all moneys transferred from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (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 827. 20.585 (1) (k) of the statutes is amended to read:

20.585 **(1)** (k) *Administrative expenses.* From moneys transferred from the appropriation account under s. 20.566 (4) (j), the amounts in the schedule for the promotion of the unclaimed property program under ch. 177. 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. 20.566 (4) (j).

SECTION 828. 20.625 (1) (a) of the statutes is amended to read:

20.625 **(1)** (a) *Circuit courts.* A sum sufficient for salaries and expenses of the judges~~, reporters and assistant reporters~~ of the circuit courts.

SECTION 829. 20.625 (1) (as) of the statutes is repealed.

SECTION 830. 20.625 (1) (c) of the statutes is repealed.

SECTION 831. 20.625 (1) (cg) of the statutes is created to read:

20.625 **(1)** (cg) *Circuit court costs.* Biennially, the amounts in the schedule to make payments to counties for circuit court costs under s. 758.19 (5).

SECTION 832. 20.625 (1) (d) of the statutes is repealed.

SECTION 833. 20.625 (1) (e) of the statutes is repealed.

SECTION 834. 20.625 (1) (k) of the statutes is amended 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.~~ 20.455 (2) (i) 16. 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 835. 20.665 (intro.) of the statutes is repealed.

SECTION 836. 20.665 (1) (title) of the statutes is repealed.

SECTION 837. 20.665 (1) (a) and (cm) of the statutes are consolidated, renumbered 20.680 (3) (d) and amended to read:

20.680 **(3)** (d) ~~*General*~~ *Judicial commission general program operations and contractual agreements*.~~The~~ Biennially, the amounts in the schedule for the general program operations of the judicial commission.~~ (cm) *Contractual agreements.* Biennially, the amounts in the schedule~~ and for payments relating to contractual agreements for investigations ~~or~~, prosecutions, or both.

SECTION 838. 20.665 (1) (mm) of the statutes is renumbered 20.680 (3) (m) and amended to read:

20.680 **(3)** (m) *Federal aid; judicial commission.* All federal moneys received as authorized under s. 16.54 and approved by the joint committee on finance to carry out the purposes for which made and received.

SECTION 839. 20.670 of the statutes is repealed.

SECTION 840. 20.680 (2) (title) of the statutes is amended to read:

20.680 **(2)** (title) DIRECTOR OF STATE COURTS AND LAW LIBRARY..

SECTION 841. 20.680 (2) (a) of the statutes is amended to read:

20.680 **(2)** (a) *General program operations.*~~The~~ Biennially, the amounts in the schedule to carry into effect the functions of the director of state courts and general program operations for the state law library.

SECTION 842. 20.680 (2) (b) of the statutes is repealed.

SECTION 843. 20.680 (3) (title) of the statutes is amended to read:

20.680 **(3)** (title) BAR EXAMINERS AND RESPONSIBILITY; JUDICIAL COMMISSION.

SECTION 844. 20.680 (4) (title) of the statutes is repealed.

SECTION 845. 20.680 (4) (a) of the statutes is repealed.

SECTION 846. 20.680 (4) (g) of the statutes is renumbered 20.680 (2) (L).

SECTION 847. 20.680 (4) (h) of the statutes is repealed.

SECTION 848. 20.835 (2) (bb) of the statutes is amended to read:

20.835 **(2)** (bb) *Jobs tax credit.*~~ As a continuing appropriation, the amounts in the schedule~~ A sum sufficient to make the payments under ss. 71.07 (3q) (d) 2., 71.28 (3q) (d) 2., and 71.47 (3q) (d) 2.

SECTION 849. 20.835 (2) (bg) of the statutes is created to read:

20.835 **(2)** (bg) *Business development credit.* A sum sufficient to make the payments under ss. 71.07 (3y) (d) 2., 71.28 (3y) (d) 2., and 71.47 (3y) (d) 2.

SECTION 850. 20.835 (2) (ci) of the statutes is repealed.

SECTION 851. 20.835 (2) (cL) of the statutes is repealed.

SECTION 852. 20.835 (2) (cm) of the statutes is repealed.

SECTION 853. 20.835 (2) (cn) of the statutes is repealed.

SECTION 854. 20.855 (1) (a) of the statutes is amended to read:

20.855 **(1)** (a) *Obligation on operating notes.* A sum sufficient to pay principal, interest and premium, if any, due on operating notes, including amounts due on periodic payments, and to make payments under an agreement or ancillary arrangement entered into under s. ~~18.73 (5) (a)~~ 16.526 (4) (e) 1., pursuant to ~~resolutions~~ certifications authorizing the issuance of the operating notes under s. ~~18.73 (1)~~ 16.526 (4) (am).

SECTION 855. 20.855 (1) (b) of the statutes is amended to read:

20.855 **(1)** (b) *Operating note expenses.* A sum sufficient to pay for the expenses of issuing operating notes and reserves securing such notes issued under ~~subch. III of ch. 18~~ s. 16.526.

SECTION 856. 20.855 (1) (f) of the statutes is amended to read:

20.855 **(1)** (f) *Payment of fees to financial institutions.* A sum sufficient to pay fees to financial institutions relating to the investment of moneys in the general fund in the state investment fund, ~~other than moneys in program revenue appropriation accounts under s. 20.285,~~ that are not otherwise paid from earnings from the investment of the moneys.

SECTION 857. 20.855 (1) (q) of the statutes is amended to read:

20.855 **(1)** (q) *Redemption of operating notes.* From the operating note redemption fund, a sum sufficient to pay principal, interest and premium, if any, due on operating notes issued under ~~subch. III of ch. 18~~ s. 16.526.

SECTION 858. 20.855 (4) (d) of the statutes is created to read:

20.855 **(4)** (d) *Grants for economic development district.* As a continuing appropriation, the amounts in the schedule for grants awarded to a city under s. 16.293 for an economic development district.

SECTION 859. 20.865 (intro.) of the statutes is amended to read:

20.865Program 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 s. 36.52~~, shall be reimbursed for those expenditures as soon as moneys become available in the appropriate account.

SECTION 860. 20.865 (1) (c) of the statutes, as affected by 2011 Wisconsin Act 32, 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 (6) (c) and 230.08 (2) (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 861. 20.865 (1) (ci) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 862. 20.865 (1) (cj) of the statutes is repealed.

SECTION 863. 20.865 (1) (ic) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 864. 20.865 (1) (si) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 865. 20.865 (3) (i) of the statutes is amended to read:

20.865 **(3)** (i) *Payments for municipal services; program revenues.* From the appropriate program revenue and program revenue — service accounts, a sum sufficient to supplement the program revenue appropriations to state agencies to make payments for municipal services provided by municipalities to state facilities, as determined under s. 70.119 (7) (b), for the administration of programs financed from program revenue or program revenue — service appropriations~~, except program revenue derived from academic student fees levied by the board of regents of the University of Wisconsin System~~.

SECTION 866. 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 (je) and (7) (b) and (s), 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), ~~(je), and (gj),~~ 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ad), (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), (h), 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), (bL), (bm), (bn), (bp), (bq), (br), (bu), (bv), (cb), (cd), (cf), (ch), (cj), (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 867. 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 Authority 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 $2,255,401,100 for this purpose. Of this amount:

SECTION 868. 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 Authority 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 $2,718,606,300 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 869. 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 ~~$60,200,000~~ $67,700,000 for this purpose.

SECTION 870. 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 ~~$32,000,000~~ $39,000,000 for this purpose.

SECTION 871. 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 ~~$46,900,000~~ $51,900,000 for this purpose. Of this amount, $500,000 is allocated in fiscal biennium 2001-03 for dam rehabilitation grants under s. 31.387.

SECTION 872. 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 ~~$32,000,000~~ $37,000,000 for this purpose.

SECTION 873. 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 ~~$17,500,000~~ $21,500,000 for this purpose.

SECTION 874. 20.866 (2) (ugm) of the statutes is amended to read:

20.866 **(2)** (ugm) *Transportation; major interstate bridge construction.* From the capital improvement fund, a sum sufficient for the department of transportation to fund major interstate bridge projects under s. 84.016. The state may contract public debt in an amount not to exceed ~~$225,000,000~~ $255,000,000 for this purpose.

SECTION 875. 20.866 (2) (up) of the statutes is amended to read:

20.866 **(2)** (up) *Transportation; rail passenger route development.* From the capital improvement fund, a sum sufficient for the department of transportation to fund rail passenger route development under s. 85.061 (3). The state may contract public debt in an amount not to exceed ~~$122,000,000~~ $79,000,000 for this purpose. Of this amount, not more than $10,000,000 may be used to fund the purposes specified in s. 85.061 (3) (a) 2. and 3.

SECTION 876. 20.866 (2) (uup) of the statutes is amended to read:

20.866 **(2)** (uup) *Transportation; southeast rehabilitation projects, southeast megaprojects, and high-cost bridge 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, the reconstruction of the I 94 north-south corridor and the zoo interchange, as provided under s. 84.555 (1m), southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s. 84.555 (1m), and high-cost state highway bridge projects

under s. 84.017, as provided under s. 84.555 (1m). The state may contract public debt in an amount not to exceed $704,750,000 for these purposes. In addition, the state may contract public debt in an amount not to exceed $107,000,000 for the reconstruction of the Zoo interchange and I 94 north-south corridor, as provided under s. 84.555 (1m), as southeast Wisconsin freeway megaprojects under s. 84.0145, and in an amount not to exceed ~~$200,000,000~~ $216,800,000 for high-cost state highway bridge projects under s. 84.017, as provided under s. 84.555 (1m).

SECTION 877. 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 ~~$141,000,000~~ $383,386,600 for this purpose.

SECTION 878. 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 ~~$208,500,000~~ $251,500,000 for these purposes.

SECTION 879. 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 ~~$54,075,000~~ $61,075,000 for this purpose.

SECTION 880. 20.866 (2) (xm) of the statutes is amended to read:

20.866 **(2)** (xm) *Building commission; refunding tax-supported and self-amortizing general obligation debt.* 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. In addition to the amount that may be contracted under par. (xe), the state may contract public debt in an amount not to exceed ~~$3,785,000,000~~ $5,285,000,000 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 repaid under the appropriations providing for the retirement of public debt incurred for tax-supported and self-amortizing facilities in proportional amounts to the purposes for which the debt was refinanced.

No moneys may be expended under this paragraph unless the true interest costs to the state can be reduced by the expenditure.

SECTION 881. 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. 20.115 (2) (je), 20.190 (1) (j), 20.245 (1) (j), ~~20.285 (1) (gj) and (je),~~ 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. 20.115 (2) (je), 20.190 (1) (j), 20.245 (1) (j), ~~20.285 (1) (gj) and (je),~~ 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 882. 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) (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 883. 20.885 of the statutes is created to read:

20.885Grants to Forward Wisconsin Development Authority. There is appropriated to the department of administration for the following programs:

(1)GENERAL ADMINISTRATION. (m) *Federal aid.* All moneys received from the federal government as authorized by the governor under s. 16.54, for grants to the Forward Wisconsin Development Authority, which the Forward Wisconsin Development Authority shall use for the purposes for which received.

(2)HOUSING PROGRAMS. (a) *General program operations.* As a continuing appropriation, the amounts in the schedule for grants to the Forward Wisconsin

Development Authority, for that authority's housing and loan guarantee general program operations under subchs. II and V of ch. 235.

(ad) *Housing rehabilitation loan program.* As a continuing appropriation, the amounts in the schedule for general program operations under s. 235.51.

(ah) *Capital reserve fund deficiency.* As a continuing appropriation, the amounts in the schedule for grants to the Forward Wisconsin Development Authority to restore the capital reserve fund requirement in accordance with s. 235.024 (4) or 235.54.

(at) *Homeowner eviction lien protection program.* As a continuing appropriation, the amounts in the schedule to operate the homeowner eviction and lien protection program under s. 235.605.

(q) *Loan-loss reserve fund.* As a continuing appropriation, from the state housing authority reserve fund, the amounts in the schedule for grants to the Forward Wisconsin Development Authority, which the Forward Wisconsin Development Authority shall use for a loan-loss reserve fund in accordance with s. 235.52.

(qm) *Environmental fund transfer to Wisconsin development reserve fund.* From the environmental fund, as a continuing appropriation, the amounts in the schedule for grants to the Forward Wisconsin Development Authority, which the Forward Wisconsin Development Authority shall deposit in the Wisconsin development reserve fund under s. 235.93.

(r) *Agrichemical management fund transfer to Wisconsin development reserve fund.* From the agrichemical management fund, as a continuing appropriation, the amounts in the schedule for grants to the Forward Wisconsin Development Authority, which the Forward Wisconsin Development Authority shall deposit in the Wisconsin development reserve fund under s. 235.93.

(s) *Petroleum inspection fund transfer to Wisconsin development reserve fund.* From the petroleum inspection fund, the amounts in the schedule for grants to the Forward Wisconsin Development Authority, which the Forward Wisconsin Development Authority shall deposit in the Wisconsin development reserve fund under s. 235.93.

(3) ECONOMIC DEVELOPMENT PROGRAMS. (a) *General program operations.* As a continuing appropriation, the amounts in the schedule for grants to the Forward

---

Wisconsin Development Authority, for the Forward Wisconsin Development Authority's economic development programs developed, implemented, and operated under ch. 235.

(am) *Regional revolving loan fund grants.* The amounts in the schedule for grants to the Forward Wisconsin Development Authority to establish the regional revolving loan fund program under s. 235.137.

(ap) *Wisconsin development reserve fund.* As a continuing appropriation, the amounts in the schedule for grants to the Forward Wisconsin Development Authority, which the Forward Wisconsin Development Authority shall deposit in the Wisconsin development reserve fund under s. 235.93.

(r) *Economic development fund; programs.* From the economic development fund, as a continuing appropriation, the amounts in the schedule for grants to the Forward Wisconsin Development Authority for funding economic development programs administered by the Forward Wisconsin Development Authority under ch. 235.

(s) *Brownfield site assessment grants.* Biennially, from the environmental fund, the amounts in the schedule for grants to the Forward Wisconsin Development Authority for brownfield site assessment grants under s. 235.133.

SECTION 884. 20.901 (1) (b) of the statutes is amended to read:

20.901 **(1)** (b) Notwithstanding ss. 230.047 and 230.29, in the case of an emergency which is the result of natural or human causes, state agencies may cooperate to maintain required state services through the temporary interchange of employees. The interchange of employees may be of 2 types: where an appointing authority declares an emergency in writing to the governor; or where the governor or his or her designee declares an emergency. If an appointing authority declares an

---

emergency, the interchange of employees is voluntary on the part of those employees designated by the sending state agency as available for interchange. If the governor or his or her designee declares an emergency, the governor may require a temporary interchange of employees. An emergency which is declared by an appointing authority may not exceed 72 hours unless an extension is approved by the governor or his or her designee. An employee who is assigned temporary interchange duties may be required to perform work which is not normally performed by the employee or described in his or her position classification. An interchange employee shall be paid at the rate of pay for the employee's permanent job unless otherwise authorized by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration. State agencies receiving employees on interchanges shall keep appropriate records and reimburse the sending state agencies for authorized salaries and expenses. The ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration may institute temporary pay administration policies as required to facilitate the handling of such declared emergencies.

SECTION 885. 20.901 (4) of the statutes is amended to read:

20.901 **(4)** EDUCATIONAL INTER-SYSTEM COOPERATION. The board of regents of the University of Wisconsin System Authority and the technical college system board

shall establish arrangements for joint use of facilities and joint staffing of programs operated by either system, in such ways as to make their educational and public services programs as fully and economically available to the citizens of the state as possible. Such arrangements may include, but are not limited to, inter-system rental agreements, contracts for services provided by one system in support of

programs of the other system, joint management of facilities and programs at specific locations, joint enrollment of students and joint employment of staff.

SECTION 886. 20.912 (4) of the statutes is amended to read:

20.912 **(4)** INSOLVENT DEPOSITORIES. When the bank, savings and loan association, savings bank, or credit union on which any check, share draft, or other draft is drawn by the secretary of administration before payment of such check, share draft, or other draft becomes insolvent or is taken over by the ~~division of banking~~ department of financial institutions and professional standards, the federal home loan bank board, the U.S. office of thrift supervision, the federal deposit insurance corporation, the resolution trust corporation, the office of credit unions, the administrator of federal credit unions, or the U.S. comptroller of the currency, the secretary of administration shall on the demand of the person in whose favor such check, share draft, or other draft was drawn and upon the return to the secretary of such check, share draft, or other draft issue a replacement for the same amount.

SECTION 887. 20.916 (2) of the statutes is amended to read:

20.916 **(2)** REIMBURSEMENT OF JOB APPLICANTS. Subject to rules of the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration, reimbursement may be made to applicants for all or part of actual and necessary travel expenses incurred in connection with oral examination and employment interviews.

SECTION 888. 20.916 (4) (a) of the statutes is amended to read:

20.916 **(4)** (a) If any state agency determines that the duties of any employee require the use of an automobile, it may authorize such employee to use a privately owned automobile in the employee's work for the state, and reimburse the employee for such use at a rate set at least biennially by the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration under sub. (8), subject to the approval of the joint committee on employment relations.

SECTION 889. 20.916 (4m) (b) of the statutes is amended to read:

20.916 **(4m)** (b) Except as otherwise provided in this paragraph, if any state agency determines that an employee's duties require the use of a motor vehicle, and use of a privately owned motor vehicle is authorized by the agency under similar

circumstances, the agency shall authorize the employee to use a privately owned motorcycle for the employee's duties and shall reimburse the employee for the use of the motorcycle at rates determined at least biennially by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration under sub. (8), subject to the approval of the joint committee on employment relations. No state agency may authorize an employee to use or reimburse an employee for the use of a privately owned motorcycle under this paragraph if more than one individual is transported on the motorcycle. All allowances for the use of a motorcycle shall be paid upon approval and certification of the amounts payable by the head of the state agency for which the employee performs duties to the department of administration.

SECTION 890. 20.916 (5) (a) of the statutes is amended to read:

20.916 **(5)** (a) If the use of a privately owned or chartered aircraft is more efficient and economical for the conduct of state business than commercial transportation, the head of a state agency may authorize an employee to charter an aircraft with or without a pilot; and may authorize any member or employee to use a privately owned aircraft and reimburse the member or employee for such use of a privately owned aircraft at a rate set at least biennially by the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration under sub. (8), subject to the approval of the joint committee on employment relations.

SECTION 891. 20.916 (8) (a) of the statutes is amended to read:

20.916 **(8)** (a) The ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration shall recommend to the joint committee on employment relations uniform travel schedule amounts for travel by state officers and employees whose compensation is established under s. 20.923 or 230.12. Such amounts shall include maximum permitted amounts for meal and lodging costs, other allowable travel expenses under sub. (9) (d), and porterage tips, except as authorized under s. 16.53 (12) (c). In lieu of the maximum permitted amounts for expenses under sub. (9) (b), (c), and (d), the ~~director~~ administrator may recommend to the committee a per diem amount and method of reimbursement for any or all expenses under sub. (9) (b), (c), and (d).

SECTION 892. 20.916 (9) (d) of the statutes is amended to read:

20.916 **(9)** (d) *Other allowable travel expenses.* Employees shall be reimbursed for actual, reasonable, and necessary expenses, including specifically laundry, telephone, facsimile, porterage, and tips, when traveling on state business, but not to exceed any limitations or maximums established by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration under sub. (8) and s. 16.53 (12) (c).

SECTION 893. 20.916 (9) (f) 1. of the statutes is amended to read:

20.916 **(9)** (f) 1. `Scheduled air travel.' Reimbursement for air travel shall be limited to the lowest appropriate airfare, as determined by the ~~director of the office~~

administrator of the division of ~~state employment relations~~ personnel management in the department of administration. An employee may be reimbursed for air travel

at a rate other than the lowest appropriate airfare only if the employee submits a written explanation of the reasonableness of the expense.

SECTION 894. 20.916 (9) (f) 3. of the statutes is amended to read:

20.916 **(9)** (f) 3. `Reimbursement.' Receipt limits for all claims for reimbursement of transportation expense shall be established by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration in the compensation plan under s. 230.12.

SECTION 895. 20.916 (10) of the statutes is repealed.

SECTION 896. 20.917 (1) (c) of the statutes is amended to read:

20.917 **(1)** (c) Payment for moving expenses may be granted to a person reporting to his or her first place of employment or reporting upon reemployment after leaving the civil service, if payment is recommended by the appointing authority and approved in writing by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration prior to the time when the move is made.

SECTION 897. 20.917 (1) (d) of the statutes is amended to read:

20.917 **(1)** (d) Payment may not be granted if the distance between the old and new residences of the employee is less than a minimum distance established by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration for payment of moving expenses.

SECTION 898. 20.917 (2) (a) of the statutes is amended to read:

20.917 **(2)** (a) The ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration

may establish a maximum amount for payment of any employee moving costs under sub. (1) (a) to (c). This amount shall be submitted for the approval of the joint committee on employment relations in the manner provided in s. 20.916 (8), and upon approval shall become a part of the compensation plan under s. 230.12 (1).

SECTION 899. 20.917 (3) (a) 1. of the statutes is amended to read:

20.917 **(3)** (a) 1. Lodging allowances shall be in accordance with the schedule established by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration, but may not exceed the rate established under s. 13.123 (1) (a) 1.

SECTION 900. 20.917 (3) (a) 2. of the statutes is amended to read:

20.917 **(3)** (a) 2. Lodging allowance payments are subject to prior approval in writing by the ~~director of the office~~ administrator of the division of ~~state~~

~~employment~~
~~relations~~ personnel management in the department of administration.

SECTION 901. 20.917 (5) (b) of the statutes is amended to read:

20.917 **(5)** (b) Payments under this subsection are in addition to any payments made under sub. (1). Payments under this subsection may be made only with the prior written approval of the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration.

SECTION 902. 20.917 (6) of the statutes is amended to read:

20.917 **(6)** The ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration may, in writing, delegate to an appointing authority the authority to approve reimbursement for moving expenses under sub. (1) (c), a temporary lodging allowance under sub. (3) (a) 2. or expenses under sub. (5) (b).

SECTION 903. 20.921 (1) (a) (intro.) of the statutes is amended to read:

20.921 **(1)** (a) (intro.) Any state officer or employee or any employee of the University of Wisconsin System Authority or the University of Wisconsin Hospitals and Clinics Authority may request in writing through the state agency in which the officer or employee is employed or through the authority that a specified part of the officer's or employee's salary be deducted and paid by the state or by the authority to a payee designated in such request for any of the following purposes:

SECTION 904. 20.921 (1) (a) 2m. of the statutes is amended to read:

20.921 **(1)** (a) 2m. Payment of amounts owed to state agencies, to the University of Wisconsin System Authority, or to the University of Wisconsin Hospitals and Clinics Authority by the employee.

SECTION 905. 20.921 (1) (a) 3. of the statutes is amended to read:

20.921 **(1)** (a) 3. Payment of premiums for group hospital and surgical-medical insurance or plan, group life insurance, and other group insurance, where such groups consist of state officers and employees or employees of the University of Wisconsin System Authority or the University of Wisconsin Hospitals and Clinics Authority and where such insurance or plans are provided or approved by the group insurance board.

SECTION 906. 20.921 (1) (a) 4. of the statutes is amended to read:

20.921 **(1)** (a) 4. Other group or charitable purposes approved by the governor and the department of administration under the rules of the department of administration for state officers or employees, by the Board of Regents of the University of Wisconsin System Authority for authority employees, or by the board of directors of the University of Wisconsin Hospitals and Clinics Authority for authority employees.

SECTION 907. 20.921 (1) (b) of the statutes is amended to read:

20.921 **(1)** (b) Except as provided in s. 111.84 (1) (f), the request under par. (a) shall be made to the state agency, to the University of Wisconsin System Authority, or to the University of Wisconsin Hospitals and Clinics Authority in the form and manner and contain the directions and information prescribed by each state agency or by the authority. The request may be withdrawn or the amount paid to the payee may be changed by notifying the state agency or the authority to that effect, but no such withdrawal or change shall affect a payroll certification already prepared.

SECTION 908. 20.921 (1) (bm) of the statutes is amended to read:

20.921 **(1)** (bm) Any state officer or employee or any employee of the University of Wisconsin System Authority or the University of Wisconsin Hospitals and Clinics Authority may request in writing that a specified part of his or her salary be deferred under a deferred compensation plan of a deferred compensation plan provider selected under s. 40.80. The request shall be made to the state agency or to the authority in the form and manner prescribed in the deferred compensation plan and may be withdrawn as prescribed in that plan.

SECTION 909. 20.921 (1) (c) of the statutes is amended to read:

20.921 **(1)** (c) Written requests under this subsection shall be filed with the state agency, the University of Wisconsin System Authority, or the University of Wisconsin Hospitals and Clinics Authority and shall constitute authority to the state agency or to the authority to make certification for each such officer or employee and for payment of the amounts so deducted or deferred.

SECTION 910. 20.921 (1) (d) 1. of the statutes is amended to read:

20.921 **(1)** (d) 1. For the purpose of handling savings bond purchases, each state agency not on the central payroll system, the University of Wisconsin System Authority, and the University of Wisconsin Hospitals and Clinics Authority shall designate an officer or employee thereof who shall serve as trustee. The trustee shall serve without compensation as such. The state agency or the authority shall furnish the trustee the necessary files, supplies and clerical and accounting assistance. Each trustee shall file with the state agency or the authority a bond in such amount as the state agency or the authority determines, with a corporation authorized to do surety business in this state as surety, which bond shall be conditioned upon the trustee's faithful execution of his or her trust. The trustee shall file another or additional bond whenever the state agency or the authority so determines. The cost of any bond

required by a state agency shall be paid out of the appropriation made to the state agency for its administration. For those state agencies on the central payroll system, the trustee shall be a person designated by the secretary of administration.

SECTION 911. 20.921 (1) (f) of the statutes is amended to read:

20.921 **(1)** (f) The office of the governor shall prepare a statement explaining the bond purchase plan and its purpose and transmit copies of such statement to each state agency, the University of Wisconsin System Authority, and to the University of Wisconsin Hospitals and Clinics Authority for distribution to their officers and employees.

SECTION 912. 20.921 (2) (a) of the statutes is amended to read:

20.921 **(2)** (a) Whenever it becomes necessary in pursuance of any federal or state law or court-ordered assignment of income under s. 46.10 (14) (e), 49.345 (14) (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 to make deductions from the salaries of state officers or employees, employees of the University of Wisconsin System Authority, or employees of the University of Wisconsin Hospitals and Clinics Authority, the state agency or authority by which the officers or employees are employed is responsible for making those deductions and paying over the total of those deductions for the purposes provided by the laws or orders under which they were made.

SECTION 913. 20.921 (2) (b) of the statutes is amended to read:

20.921 **(2)** (b) The head of each state agency, the president of the University of Wisconsin System Authority, or the chief executive officer of the University of Wisconsin Hospitals and Clinics Authority shall deduct from the salary of any employee the amount certified under s. 7.33 (5) which is received by the employee for service as an election official while the employee is on a paid leave of absence under s. 7.33 (3).

SECTION 914. 20.923 (2) (b) of the statutes is amended to read:

20.923 **(2)** (b) The annual salary of each state senator~~,~~ and representative to the assembly~~, justice of the supreme court, court of appeals judge and circuit judge~~ shall be reviewed and established in the same manner as provided for positions in the classified service under s. 230.12 (3). ~~The salary established for the chief justice of the supreme court shall be different than the salaries established for the associate justices of the supreme court.~~

SECTION 915. 20.923 (3) of the statutes is amended to read:

20.923 **(3)** JUSTICES AND JUDGES. The annual salary for any supreme court justice or judge of the court of appeals or circuit court shall be ~~established under sub. (2), except that any~~ reviewed and established in the same manner as provided for positions in the classified service under s. 230.12 (3), but shall be based on

recommendations submitted to the joint committee on employment relations by the judicial compensation commission under s. 757.84 (2). The compensation

adjustments granted under s. 230.12 shall not become effective until such time as any justice or judge takes the oath of office.

SECTION 916. 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~~ director of the bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration 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 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~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration 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~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration. 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 917. 20.923 (4) (c) 2. of the statutes is amended to read:

20.923 **(4)** (c) 2. ~~Administration~~ Financial institutions and professional standards, department of; office of business development: director.

SECTION 918. 20.923 (4) (c) 3m. of the statutes is amended to read:

20.923 **(4)** (c) 3m. Administration, department of; ~~office~~ division of ~~state employment relations; division~~ personnel management; bureau of merit recruitment and selection: administrator.

SECTION 919. 20.923 (4) (f) 1. of the statutes is amended to read:

20.923 **(4)** (f) 1. Administration, department of; ~~office~~ division of ~~state employment relations: director~~ personnel management: administrator.

SECTION 920. 20.923 (4) (f) 3d. of the statutes is created to read:

20.923 **(4)** (f) 3d. Financial institutions and professional standards, department of: secretary.

SECTION 921. 20.923 (4) (f) 3f. of the statutes is repealed.

SECTION 922. 20.923 (4) (f) 8m. of the statutes is repealed.

SECTION 923. 20.923 (6) (as) of the statutes is amended to read:

20.923 **(6)** (as) Each elective executive officer other than the state treasurer, secretary of state, attorney general and superintendent of public instruction: a deputy or assistant.

SECTION 924. 20.923 (6) (d) of the statutes is repealed.

SECTION 925. 20.923 (6) (Lm) of the statutes is repealed.

SECTION 926. 20.923 (6) (m) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 927. 20.923 (7) (intro.) of the statutes is amended to read:

20.923 **(7)** WISCONSIN TECHNICAL COLLEGE SYSTEM SENIOR EXECUTIVE POSITIONS.

(intro.) The salary range for the director and the executive assistant of the Wisconsin Technical College System shall be contained in the recommendations of the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration under s. 230.12 (3) (e). The board of the Wisconsin Technical College System shall set the salaries for these positions within the range to which the positions are assigned to recognize merit, to permit orderly salary progression, and to recognize competitive factors. The salary of any incumbent in the positions identified in pars. (a) and (b) may not exceed the maximum of the salary range for the group to which the position is assigned. The positions are assigned as follows:

SECTION 928. 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), ~~230.04 (16),~~ 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 an unclassified ~~deputies~~ deputy 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 929. 20.923 (8) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 associate director of the historical society shall be treated as an unclassified deputy for pay purposes under this subsection. The salary of the deputy director of the office of business development in the department of ~~administration~~ financial institutions and professional standards is assigned to executive salary group 2.

SECTION 930. 20.923 (9) of the statutes is amended to read:

20.923 **(9)** ASSISTANT DEPUTY SECRETARY AND EXECUTIVE ASSISTANTS. Salaries for assistant deputy secretaries and executive assistants appointed under ss. 15.05 (3) and 15.06 (4m) shall be set by the appointing authority. The salary for an assistant deputy secretary or an executive assistant appointed under s. 15.05 (3) or 15.06 (4m), other than the salary for the executive assistant to the director of the technical college system, may not exceed the maximum of the salary range 2 ranges below the salary range for the executive salary group to which the department or agency head is assigned. The position of administrative assistant to the lieutenant governor shall be treated as are executive assistants for pay purposes under this subsection. ~~The salary for the executive assistant appointed under s. 230.04 (16) shall be set by the appointing authority. The salary for that position may not exceed the maximum of the salary range 2 ranges below the salary range for the executive salary group to which the appointing authority is assigned.~~

SECTION 931. 20.923 (12) of the statutes is repealed.

SECTION 932. 20.923 (14) (b) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 933. 20.923 (18) (a) of the statutes is amended to read:

20.923 **(18)** (a) The ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration shall determine what positions in the classified service are comparable positions to the unclassified positions of 3 sales representatives of prison industries and one sales manager of prison industries who are appointed under s. 303.01 (10). For each such unclassified position, the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration shall determine the minimum salary for each comparable position in the classified service and shall set an amount equal to that minimum salary as the salary for that unclassified position.

SECTION 934. 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 ~~$760,000~~ $3,000,000 regardless of funding source, only if that project is enumerated in the authorized state building program.

SECTION 935. 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

~~$760,000~~ $3,000,000, 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 936. 20.924 (1) (d) of the statutes is amended to read:

20.924 **(1)** (d) Shall exercise considered judgment in supervising the implementation of the state building program, and may under s. 13.48 (2) (at) authorize limited changes in the project program, and in the project budget if the commission determines that unanticipated program conditions or bidding conditions require the change to effectively and economically construct the project. However, total state funds for major projects under the authorized state building program for each agency shall not be exceeded.

SECTION 937. 20.924 (1) (e) of the statutes is amended to read:

20.924 **(1)** (e) May under s. 13.48 (2) (at) authorize the application of federal grants or private gift funds or other moneys in addition to or in lieu of the projects and project funds enumerated in the authorized state building program.

SECTION 938. 20.924 (1) (em) of the statutes is amended to read:

20.924 **(1)** (em) May under s. 13.48 (2) (at) substitute any available source of funding in whole or in part for borrowing authority under s. 20.866 (2) (s) to (zm) and (zz) that is authorized to be used to fund a project enumerated under the authorized state building program.

SECTION 939. 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. 36 or 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 940. 20.927 (1m) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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, or 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. 36 or

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 941. 20.9275 (1) (b) of the statutes is amended to read:

20.9275 **(1)** (b) "Local governmental unit" means a city, village, town, or county ~~or long-term care district under s. 46.2895~~ or an agency or subdivision of a city, village, town, or county.

SECTION 942. 20.9275 (1) (g) of the statutes is amended to read:

20.9275 **(1)** (g) "State agency" means an office, department, 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, which is entitled to expend moneys appropriated by law, including the legislature, the courts and an authority created in ch. 36, 231, or 233.

SECTION 943. 20.928 (1) of the statutes is amended to read:

20.928 **(1)** Each state agency head shall certify to the department of administration, at such time and in such manner as the secretary of administration prescribes, the sum of money needed by the state agency from the appropriations under s. 20.865 (1) (c), ~~(ei), (ej),~~ (d), (i), ~~(ie),~~ (j), (s), ~~(si),~~ and (t). Upon receipt of the certifications together with such additional information as the secretary of administration prescribes, the secretary shall determine the amounts required from the respective appropriations to supplement state agency budgets.

SECTION 944. 20.928 (1m) of the statutes is repealed.

SECTION 945. 20.928 (4) of the statutes is repealed.

SECTION 946. 23.09 (3) (b) of the statutes is amended to read:

23.09 **(3)** (b) If the department and the board of regents of the University of Wisconsin System Authority enter into an agreement to create a faculty position at the University of Wisconsin-Madison for a forest landscape ecologist, the department and the University of Wisconsin-Madison shall develop an annual work plan for the ecologist. In developing the annual work plan, the department shall consult with the council on forestry.

SECTION 947. 23.09 (12) (c) of the statutes is amended to read:

23.09 **(12)** (c) State aid under this subsection to any county shall be distributed by the department according to the procedures ~~adopted~~ in rules promulgated by the ~~natural resources board~~ department. State aid granted to any county under this subsection shall be matched by the county and the state's share may not exceed one-half of the actual cost of the project. Personnel, equipment, and materials furnished by the county may be included in computing the county share contribution.

SECTION 948. 23.09 (20m) (a) 3. of the statutes is amended to read:

23.09 **(20m)** (a) 3. "Nonprofit conservation organization" ~~has the meaning given in s. 23.0955 (1)~~ means a nonprofit corporation, a charitable trust, or other nonprofit association whose purposes include the acquisition of property for conservation purposes and that is described in section 501 (c) (3) of the internal revenue code and is exempt from federal income tax under section 501 (a) of the internal revenue code.

SECTION 949. 23.091 (2) of the statutes is amended to read:

23.091 **(2)** MASTER PLAN. The department may designate a recreational area only after a master plan for use and management of the area is prepared, public hearings on the plan are held in the county where the largest portion of land in the project is located, the procedures prescribed in s. 1.11 are complied with, and the plan is approved by the ~~natural resources board~~ secretary.

SECTION 950. 23.0912 (1b) (b) of the statutes is amended to read:

23.0912 **(1b)** (b) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 951. 23.0915 (2) (d) (intro.) of the statutes is amended to read:

23.0915 **(2)** (d) (intro.) In a given fiscal year, in addition to expending the amount designated for a purpose under sub. (1) (a) or (c) to (k), or the amount equal to the expenditure limit for that purpose, as adjusted under pars. (a) and (b), whichever amount is applicable, the department may also expend for that purpose up to 50% of the designated amount for that purpose for the given fiscal year for a project or activity if the ~~natural resources board~~ secretary determines all of the following:

SECTION 952. 23.0916 (2) (b) (intro.) of the statutes is amended to read:

23.0916 **(2)** (b) *Authority to prohibit access; earlier acquisitions; trails.* (intro.) Except as provided in par. (c), the person receiving 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~~ secretary determines that it is necessary to do so in order to do any of the following:

SECTION 953. 23.0916 (2) (c) (intro.) of the statutes is amended to read:

23.0916 **(2)** (c) *Authority to prohibit access; later acquisitions.* (intro.) 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~~ secretary determines that it is necessary to do so in order to do any of the following:

SECTION 954. 23.0916 (3) (b) of the statutes is 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~~ secretary determines that it is necessary to do so to protect public safety, protect a unique animal or plant community, 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 July 1, 2011, and to the acquisition of easements on former managed forest land for state trails and the ice age trail that occur on or after July 1, 2011.

SECTION 955. 23.0916 (3) (c) of the statutes is amended 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~~ secretary 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 July 1, 2011.

SECTION 956. 23.0916 (3m) of the statutes is repealed.

SECTION 957. 23.0916 (5) (intro.) of the statutes is amended to read:

23.0916 **(5)** RULES. (intro.) The ~~natural resources board~~ department, by rule, shall develop all of the following:

SECTION 958. 23.09165 (1) (c) of the statutes is amended to read:

23.09165 **(1)** (c) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 959. 23.0917 (1) (dm) of the statutes is amended to read:

23.0917 **(1)** (dm) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 960. 23.0917 (4) (cm) 4. of the statutes is amended to read:

23.0917 **(4)** (cm) 4. Infrastructure improvements to the Kettle Moraine Springs fish hatchery. This subdivision does not apply after June 30, ~~2017~~ 2018.

SECTION 961. 23.0917 (5) (d) (intro.) of the statutes is amended to read:

23.0917 **(5)** (d) (intro.) For a given fiscal year, in addition to obligating the amount of the annual bonding authority for a subprogram under sub. (3) or (4), or the amount equal to the annual bonding authority for that subprogram, as adjusted under pars. (a) and (b), whichever amount is applicable, the department may also obligate for that subprogram up to 100% of the annual bonding authority for that subprogram for that given fiscal year for a project or activity if the ~~natural resources board~~ secretary determines that all of the following conditions apply:

SECTION 962. 23.0917 (8) (h) of the statutes is created to read:

23.0917 **(8)** (h) Beginning with fiscal year 2015-16, the department may not obligate moneys from the appropriation under s. 20.866 (2) (ta) under the land acquisition subprogram if the annual general fund debt service on amounts obligated under s. 20.866 (2) (ta) exceeds $54,305,700.

SECTION 963. 23.0918 (2) of the statutes is amended to read:

23.0918 **(2)** Unless the ~~natural resources board~~ secretary determines otherwise in a specific case, only the income from the gifts, grants, or bequests in the fund is available for expenditure. The ~~natural resources board~~ secretary may authorize expenditures only for preserving, developing, managing, or maintaining land under the jurisdiction of the department that is used for any of the purposes specified in s. 23.09 (2) (d). In this subsection, unless otherwise provided in a gift, grant, or bequest, principal and income are determined as provided under subch. XI of ch. 701.

SECTION 964. 23.092 (1b) of the statutes is amended to read:

23.092 **(1b)** In this section, "nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 965. 23.095 (2m) of the statutes is amended to read:

23.095 **(2m)** PROHIBITION ON LAND IN KICKAPOO VALLEY RESERVE. No person may damage or attempt to damage any natural resource or archaeological feature located in the Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (2).

SECTION 966. 23.0953 (4) of the statutes is amended to read:

23.0953 **(4)** A county may not convert the land, or any rights in the land, acquired with grant moneys awarded under sub. (2) (a) 2. to a use that is inconsistent with the type of nature-based outdoor recreation or conservation activity for which the grant was awarded unless the ~~natural resources board~~ secretary approves the conversion.

SECTION 967. 23.0955 of the statutes is repealed.

SECTION 968. 23.0956 of the statutes is repealed.

SECTION 969. 23.0957 of the statutes is repealed.

SECTION 970. 23.096 (1) (ag) of the statutes is amended to read:

23.096 **(1)** (ag) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 971. 23.096 (2m) (intro.) of the statutes is amended to read:

23.096 **(2m)** (intro.) Notwithstanding sub. (2) (b), in each fiscal year beginning with fiscal year 2010-11 and ending with fiscal year 2019-20, the department may award grants under this section that equal up to 75 percent of the acquisition costs

of the property if the ~~natural resources board~~ secretary determines that all of the following apply:

SECTION 972. 23.097 (1g) of the statutes is amended to read:

23.097 **(1g)** The department shall award grants to counties, cities, villages, towns, and nonprofit organizations for up to 50% of the cost of ~~tree management plans, tree inventories, brush residue projects, the development of tree management ordinances, tree disease evaluations, public education concerning trees in urban areas and other tree projects~~ removing, saving, and replacing trees in urban areas that have been damaged by disease, infestation, or catastrophic storm events.

SECTION 973. 23.097 (1r) of the statutes is repealed.

SECTION 974. 23.098 (1) (c) of the statutes is amended to read:

23.098 **(1)** (c) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 975. 23.117 (4) of the statutes is amended to read:

23.117 **(4)** Any council that is created by the ~~natural resources board~~ secretary under s. 15.04 (1) (c) to advise the department on the opening of trails in state parks and in the Kettle Moraine state forest for use by bicycles or electric personal assistive mobility devices shall have its recommendations regarding such use reviewed and approved by the ~~natural resources board~~ secretary before they are implemented.

SECTION 976. 23.12 of the statutes is repealed.

SECTION 977. 23.125 (title) of the statutes is amended to read:

23.125 (title) **Natural resources ~~board~~ council member conflicts of interest.**

SECTION 978. 23.125 (1) of the statutes is amended to read:

23.125 **(1)** If a member of the natural resources ~~board~~ council is the holder of a permit or license issued by the department under chs. 280 to 299, that member may not engage in a discussion at a ~~board~~ council meeting or participate in a ~~board~~ council decision on any matter that substantially relates to the permit or license.

SECTION 979. 23.125 (2) of the statutes is amended to read:

23.125 **(2)** If a member of the natural resources ~~board~~ council receives, or has during the previous 2 years received, a significant portion of his or her income directly or indirectly from a holder of or applicant for a permit or license issued by the department under chs. 280 to 299, that member may not engage in a discussion at a ~~board~~ council meeting or participate in a ~~board~~ council decision on any matter that substantially relates to the permit or license, except that this restriction does not apply with respect to a permit or license held or applied for by an agency, department, or subdivision of this state.

SECTION 980. 23.145 (1) of the statutes is amended to read:

23.145 **(1)** The ~~natural resources board~~ secretary shall on or before June 30, 2017, offer for sale at least 10,000 acres of land owned by the state, under the jurisdiction of the department, and outside of project boundaries that were established by the department on or before May 1, 2013.

SECTION 981. 23.15 (1) of the statutes is amended to read:

23.15 **(1)** The ~~natural resources board~~ secretary 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~~ secretary determines that 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. 16.310 (2).

SECTION 982. 23.15 (2) of the statutes is amended to read:

23.15 **(2)**~~Said natural resources board~~ The secretary shall present to the governor a full and complete report of the lands to be sold, the reason for the sale, the price for which ~~said~~ the lands should be sold ~~together with~~, and an application for the sale of the ~~same~~ lands. The governor shall ~~thereupon~~ make ~~such~~ any investigation ~~as~~ the governor deems necessary respecting ~~said~~ the lands to be sold and approve or disapprove ~~such~~ the application. If the governor ~~shall approve~~ approves the ~~same,~~ application, the governor shall issue a permit ~~shall be issued by the governor~~ for ~~such~~ the sale on the terms set forth in the application.

SECTION 983. 23.15 (2m) (a) (intro.) of the statutes is amended to read:

23.15 **(2m)** (a) (intro.) Notwithstanding sub. (1), the ~~natural resources board~~ secretary shall sell, at fair market value, land in the lower Wisconsin state riverway, as defined in s. 30.40 (15), that is not exempt under s. 30.48 (2) and that is acquired by the department after August 9, 1989, if all of the following conditions are met:

SECTION 984. 23.15 (2m) (b) of the statutes is amended to read:

23.15 **(2m)** (b) Notwithstanding sub. (1), the ~~natural resources board~~ secretary is not required to make a finding that land to be sold under par. (a) is no longer necessary for the state's use for conservation purposes.

SECTION 985. 23.15 (3) of the statutes is amended to read:

23.15 **(3)** Upon completion of ~~such~~ the sale, ~~the chairperson and secretary of the natural resources board, or~~ the secretary ~~of natural resources, if the secretary is duly authorized by the natural resources board,~~ shall execute such instruments as are necessary to transfer title and the ~~natural resources board or its~~ secretary or his or her duly authorized agents shall deliver the ~~same~~ executed instruments to the purchaser upon payment of the amount set forth in the application.

SECTION 986. 23.15 (4) of the statutes is amended to read:

23.15 **(4)**~~Said natural resources board~~ The secretary effecting the sale of any ~~such~~ lands and structures shall, upon receiving payment ~~therefor~~, deposit the funds in the conservation fund to be used exclusively for the purpose of purchasing other areas of land for the ~~creating~~ creation and ~~establishing~~ establishment of public hunting and fishing grounds, wildlife and fish refuges, and state parks and for land in the lower Wisconsin state riverway as defined in s. 30.40 (15).

SECTION 987. 23.167 (2) (intro.) of the statutes is amended to read:

23.167 **(2)** (intro.) The department, in consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, shall do all of the following for each economic development program administered by the department:

SECTION 988. 23.169 (1) of the statutes is amended to read:

23.169 **(1)** The department shall coordinate any economic development assistance with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 989. 23.169 (2) of the statutes is 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. ~~238.07~~ 235.016 (2). The department shall collaborate with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority to make readily accessible to the public on an Internet-based system the information required under this section.

SECTION 990. 23.175 (1) (b) of the statutes is amended to read:

23.175 **(1)** (b) "State agency" means any office, department, 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 which is entitled to expend moneys appropriated by law, including any authority created under subch. II of ch. 114 or ch. 36, 231, 233, ~~234~~ 235, or 237 but not including the legislature or the courts.

SECTION 991. 23.1987 (1) of the statutes is amended to read:

23.1987 **(1)** From the moneys appropriated under s. 20.866 (2) (ta), the department shall set aside $7,000,000 in each fiscal year beginning with fiscal year 2014-15 and ~~$7,000,000 in~~ ending with fiscal year ~~2015-16~~ 2017-18 that may be obligated only for infrastructure improvements to the Kettle Moraine Springs fish hatchery. For purposes of s. 23.0917, moneys obligated under this subsection shall be treated as moneys obligated under the property development and local assistance subprogram under s. 23.0917 (4). Section 23.0917 (5g) does not apply with respect to amounts obligated before July 1, ~~2017~~ 2018, under this subsection.

SECTION 992. 23.295 of the statutes is repealed.

SECTION 993. 23.30 (3) (intro.) of the statutes is amended to read:

23.30 **(3)** ~~NATURAL RESOURCES BOARD~~ DEPARTMENT. (intro.) The ~~natural resources board~~ department is the body through which all governmental agencies and nongovernmental agencies may coordinate their policies, plans, and activities with regard to Wisconsin outdoor recreation resources. To this end it shall:

SECTION 994. 23.30 (3) (b) to (g) of the statutes are amended to read:

23.30 **(3)** (b) Coordinate the development of a comprehensive long-range plan for the acquisition and development of areas necessary for a statewide system of recreational facilities. The comprehensive plan shall be based upon the outdoor recreation plans of the several state agencies and local governmental agencies, and shall be coordinated and modified as the ~~board~~ department deems necessary to comply with its policies and standards.

(c) Recommend to the legislature outdoor recreation program appropriations and allocations which, in conjunction with other financial sources supporting outdoor recreation resources, are necessary to carry out plans coordinated by the ~~board~~ department.

(d) Consider progress reports from state agencies to determine that all state appropriations for outdoor recreation are being so expended that the policies and plans formulated by the ~~board~~ department will be accomplished.

(f) Advise federal agencies concerned of the pattern in which all federal outdoor recreation resources financial assistance and loan programs to state and local governmental agencies and to nongovernmental associations and private individuals will most completely implement the policies and plans of the ~~board~~ department.

(g) Negotiate agreements between agencies concerned when in the ~~board's~~ department's judgment there is an overlap of authority or responsibilities in the completion of a project.

SECTION 995. 23.31 (1) (a) of the statutes is amended to read:

23.31 **(1)** (a) To provide and develop recreation resources facilities within this state, the ~~natural resources board~~ secretary, subject to the limits provided in s. 20.866 (2) (tp), (ts), and (tt), may direct that state debt be contracted for providing recreation resources facilities or making additions to existing recreation resources facilities.

SECTION 996. 23.31 (1) (b) of the statutes is amended to read:

23.31 **(1)** (b) With ~~their~~ its biennial budget request to the department of administration, the ~~natural resources board~~ department shall include its request and plan for recreational acquisition and development funding under s. 23.30. This plan shall be approved by the governor and shall contain the policies regarding the priority types of land to be acquired and the nature and categories of the

developments to be undertaken. ~~Changes in~~ The department may not change the priority types of land to be acquired ~~and in~~ or the nature and categories of developments ~~may not be made~~ to be undertaken without approval of the governor. Any deviation ~~which~~ that the governor approves shall be reviewed by the joint committee on finance.

SECTION 997. 23.33 (5m) of the statutes is repealed.

SECTION 998. 23.50 (1) of the statutes is amended to read:

23.50 **(1)** The procedure in ss. 23.50 to 23.85 applies to all actions in circuit court to recover forfeitures, plus costs, fees, and surcharges imposed under ch. 814, for violations of ss. 77.09, 90.21, 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81, and 299.64 (2), subch. VI of ch. 77, this chapter, and chs. 26 to 31, ch. 169, and ch. 350, and any administrative rules promulgated thereunder, violations specified under s. 280.98 (2) or 285.86, violations of s. 281.36 if the department chooses to proceed under s. 281.36 (14) (f), violations of ch. 951 if the animal involved is a captive wild animal, violations of rules of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k), violations to which s. 299.85 (7) (a) 2. or 4. applies, or violations of local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

SECTION 999. 23.53 (1) of the statutes is amended to read:

23.53 **(1)** The citation created under this section shall, in all actions to recover forfeitures, plus costs, fees, and surcharges imposed under ch. 814, for violations of those statutes enumerated in s. 23.50 (1), any administrative rules promulgated thereunder, and any rule of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k) be used by any law enforcement officer with authority to enforce those laws, except that the uniform traffic citation created under s. 345.11 may be used by a traffic officer employed under s. 110.07 in enforcing s. 167.31 or by an officer of a law enforcement agency of a municipality or county or a traffic officer employed under s. 110.07 in enforcing s. 287.81. In accordance with s. 345.11 (1m), the citation shall not be used for violations of ch. 350 relating to highway use. The citation may be used for violations of local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

SECTION 1000. 23.56 (1) of the statutes is amended to read:

23.56 **(1)** A person may be arrested for a violation of those statutes enumerated in s. 23.50 (1), any administrative rules promulgated thereunder, any rule of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k), or any local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77, after a warrant that substantially complies with s. 968.04 has been issued.

Except as provided in sub. (2), the person arrested shall be brought without unreasonable delay before a court having jurisdiction to try the action.

SECTION 1001. 23.57 (1) (intro.) of the statutes is amended to read:

23.57 **(1)** (intro.) A person may be arrested without a warrant when the arresting officer has probable cause to believe that the person is committing or has committed a violation of those statutes enumerated in s. 23.50 (1), any administrative rules promulgated thereunder, any rule of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k), or any local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77; and:

SECTION 1002. 23.58 of the statutes is amended to read:

23.58Temporary questioning without arrest. After having identified himself or herself as an enforcing officer, an enforcing officer may stop a person in a public place for a reasonable period of time when the officer reasonably suspects that such person is committing, is about to commit or has committed a violation of those statutes enumerated in s. 23.50 (1), any administrative rules promulgated thereunder, any rule of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k), or any local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77. Such a stop may be made only where the enforcing officer has proper authority to make an arrest for such a violation. The officer may demand the name and address of the person and an explanation of the person's conduct. Such detention and temporary questioning shall be conducted in the vicinity where the person was stopped.

SECTION 1003. 23.62 (1) (intro.) of the statutes is amended to read:

23.62 **(1)** (intro.) Whenever an enforcing officer has probable cause to believe that a person subject to his or her authority is committing or has committed a violation of those statutes enumerated in s. 23.50 (1), any administrative rules promulgated thereunder, any rule of the Kickapoo reserve management board under s. ~~41.41~~ 23.0927 (7) (k), or any local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77, the officer may proceed in the following manner:

SECTION 1004. 23.85 of the statutes is amended to read:

23.85Statement to county board; payment to state. Every county treasurer shall, on the first day of the annual meeting of the county board of supervisors, submit to it a verified statement of all forfeitures, costs, fees, and surcharges imposed under ch. 814 and received during the previous year. The county clerk shall deduct all expenses incurred by the county in recovering those forfeitures, costs, fees, and surcharges from the aggregate amount so received, and shall immediately certify the amount of clear proceeds of those forfeitures, costs, fees, and surcharges to the county treasurer, who shall pay the proceeds to the state as provided in s. 59.25 (3). Jail surcharges imposed under ch. 814 shall be treated separately as provided in s. 302.46 and moneys collected from the crime prevention funding board surcharge under s. 973.0455 (2) shall be treated separately as provided in s. 973.0455 (2).

SECTION 1005. 24.61 (2) (a) 6m. of the statutes is created to read:

24.61 **(2)** (a) 6m. Bonds of the University of Wisconsin System Authority.

SECTION 1006. 24.62 (4) of the statutes is created to read:

24.62 **(4)** If any land purchased by the board under s. 24.61 (2) (a) 10. from the department was not at the time of purchase subject to assessment or levy of a real property tax, the board shall make annual payments to the appropriate taxation district from the appropriation account under s. 20.507 (1) (h) in the manner required under s. 70.114.

SECTION 1007. 25.17 (1) (ge) of the statutes is amended to read:

25.17 **(1)** (ge) ~~Governor's read~~ Read to lead development fund (s. 25.79);

SECTION 1008. 25.17 (1) (zm) of the statutes is amended to read:

25.17 **(1)** (zm) All other funds of the state or of any state department or institution, except funds which are required by specific provision of law to be controlled and invested by any other authority~~, and moneys in the University of Wisconsin trust funds, and in the trust funds of the state universities~~.

SECTION 1009. 25.17 (2) (c) of the statutes is amended to read:

25.17 **(2)** (c) Invest the State Housing Authority reserve fund as directed by the Forward Wisconsin ~~Housing and Economic~~ Development Authority in housing rehabilitation loan program bonds of the authority including subordinated bonds that may also be special obligations of the authority. In making the investment, the board shall accept the terms and conditions as the authority specifies and is relieved of any obligations relative to prudent investment of the fund, including those set forth under ch. 881.

SECTION 1010. 25.17 (3) (b) 9m. of the statutes is created to read:

25.17 **(3)** (b) 9m. Bonds of the University of Wisconsin System Authority.

SECTION 1011. 25.17 (9) of the statutes is amended to read:

25.17 **(9)** Give advice and assistance requested by the board of commissioners of public lands ~~or the board of regents of the University of Wisconsin System~~ concerning the investment of any moneys that under sub. (1) are excepted from the moneys to be loaned or invested by the investment board, and assign, sell, convey and deed to the board of commissioners of public lands ~~or the board of regents of the University of Wisconsin System~~ any investments made by the investment board as may be mutually agreeable. ~~The cost of any services rendered to the board of regents of the University of Wisconsin System under this section shall be charged to the fund to which the moneys invested belong and shall be added to the appropriation to the investment board in s. 20.536.~~

SECTION 1012. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 1013. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 1014. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 1015. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 1016. 25.29 (7) (intro.) of the statutes is amended to read:

25.29 **(7)** (intro.) All of the proceeds of the tax which is levied under s. 70.58, and all moneys paid into the state treasury as the counties' share of compensation of emergency fire wardens under s. 26.14 shall be used for acquiring, preserving and developing the forests of the state, including the acquisition of lands owned by counties by virtue of any tax deed and of other lands suitable for state forests, and for the development of lands so acquired and the conduct of forestry thereon, including the growing and planting of trees; for forest and marsh fire prevention and control; ~~for grants to forestry cooperatives under s. 36.56;~~ for compensation of emergency fire wardens; for maintenance, permanent property and forestry improvements; for other forestry purposes authorized by law and for the payment of aid for forests as authorized in s. 28.11 and subchs. I and VI of ch. 77.

SECTION 1017. 25.40 (1) (a) 2. of the statutes is amended to read:

25.40 **(1)** (a) 2. Other revenues specified in ch. 218 derived from the issuance of licenses under the authority of the ~~division of banking~~ department of financial institutions and professional standards which shall be paid into the general fund.

SECTION 1018. 25.40 (1) (a) 3. of the statutes is amended to read:

25.40 **(1)** (a) 3. Revenues collected under ss. 78.01, 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), 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 that are pledged to any fund created under s. 84.59 (2).

SECTION 1019. 25.40 (1) (a) 4. of the statutes is amended to read:

25.40 **(1)** (a) 4. Moneys paid to the Board of Regents of the University of Wisconsin System Authority under s. 341.14 (6r) (b) 4.

SECTION 1020. 25.40 (1) (b) of the statutes is amended to read:

25.40 **(1)** (b) Motor vehicle fuel and general aviation fuel taxes and other revenues collected under ch. 78 minus the costs of collecting delinquent taxes under s. 73.03 (28), except such motor vehicle fuel tax revenues as are pledged to the fund created under s. 84.59 (2).

SECTION 1021. 25.41 (1) of the statutes is amended to read:

25.41 **(1)** All moneys appropriated or transferred by law; all moneys received from the federal government, from the ~~state housing and economic development authority~~ Forward Wisconsin Development Authority, or from any other source for the purpose of the state housing authority reserve fund; and all income or interest earned by, or increment to the state housing authority reserve fund due to the investment thereof shall constitute the state housing authority reserve fund which shall be used only as provided in this section.

SECTION 1022. 25.41 (2) of the statutes is amended to read:

25.41 **(2)** Except for the purpose of investment as provided in s. 25.17 (2) (c), moneys in the fund shall be used only for the purpose of funding the appropriation to the housing rehabilitation loan program loan loss reserve fund under s. ~~20.490~~ 20.885 (2) (q). Nothing in this section may be construed as limiting the power of the legislature, at any time, to abolish the fund.

SECTION 1023. 25.43 (1) (h) of the statutes is amended to read:

25.43 **(1)** (h) The fees imposed under ss. 281.58 (9) (d) ~~and~~, 281.60 (11m), and 281.61 (5) (b).

SECTION 1024. 25.43 (3) of the statutes is amended to read:

25.43 **(3)** Except for the purpose of investment as provided in s. 25.17 (2) (d), the environmental improvement fund may be used only for the purposes authorized under ss. 20.320 (1) (r), (s), (sm), (t), and (x)~~,~~ and (2) (s) and (x) ~~and (3) (q)~~, 20.370 (4) (mt), (mx), and (nz), (8) (mr), and (9) (mt), (mx), and (ny), 20.505 (1) (v), (x), and (y), 281.58, 281.59, 281.60, 281.61, and 281.62.

SECTION 1025. 25.50 (1) (d) of the statutes is amended to read:

25.50 **(1)** (d) "Local government" means any county, town, village, city, power district, sewerage district, drainage district, town sanitary district, public inland lake protection and rehabilitation district, local professional baseball park district created under subch. III of ch. 229, long-term care district under s. 46.2895, local professional football stadium district created under subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229, public library system, school

district or technical college district in this state, any commission, committee, board or officer of any governmental subdivision of this state, any court of this state, other than the court of appeals or the supreme court, the University of Wisconsin System Authority, or any authority created under s. 114.61, 231.02, 233.02, or ~~234.02~~ 235.011.

SECTION 1026. 25.50 (1) (d) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

25.50 **(1)** (d) "Local government" means any county, town, village, city, power district, sewerage district, drainage district, town sanitary district, public inland lake protection and rehabilitation district, local professional baseball park district created under subch. III of ch. 229, ~~long-term care district under s. 46.2895,~~ local professional football stadium district created under subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229, public library system, school district or technical college district in this state, any commission, committee, board or officer of any governmental subdivision of this state, any court of this state, other

---

than the court of appeals or the supreme court, the University of Wisconsin System Authority, or any authority created under s. 114.61, 231.02, 233.02, or 235.011.

SECTION 1027. 25.50 (3m) of the statutes is created to read:

25.50 **(3m)** UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. Notwithstanding sub. (3) (a), each day, the University of Wisconsin System Authority shall transfer to the state treasurer for deposit into the fund the collected net cash balance from all sources except auxiliary enterprises, segregated fees accumulated for building projects, gifts, grants, and donations.

SECTION 1028. 25.77 (2) of the statutes is amended to read:

25.77 **(2)** All public funds that are related to payments under s. 49.45 and that are transferred or certified under 42 CFR 433.51 (b) and used as the nonfederal and federal share of Medical Assistance funding, except funds that are deposited into the appropriation accounts under s. 20.435 (4) ~~(h),~~ (kx) ~~,~~ or (ky).

SECTION 1029. 25.77 (8) of the statutes is amended to read:

25.77 **(8)** All moneys ~~transferred from the appropriation under s. 20.285 (1) (gb)~~ deposited into the fund under s. 36.11 (59).

SECTION 1030. 25.77 (14) of the statutes is created to read:

25.77 **(14)** All moneys deposited under s. 49.45 (39) (bm)

SECTION 1031. 25.79 of the statutes is amended to read:

25.79~~Governor's read~~ Read to lead development fund. There is established a separate nonlapsible trust fund, designated the ~~governor's~~ read to lead

development fund, consisting of all gifts, grants, bequests, and other contributions made to the fund.

SECTION 1032. 26.105 of the statutes is repealed.

SECTION 1033. 26.30 (5) of the statutes is amended to read:

26.30 **(5)** COOPERATIVE AGREEMENTS. To carry out the purposes of this section the department may enter into arrangements or agreements with the University of Wisconsin System Authority, the department of agriculture, trade and consumer protection, other departments of this and other states, the U.S. department of agriculture and other federal agencies and with counties, towns, corporations and individuals.

SECTION 1034. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and the forest products industry.

SECTION 1035. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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 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 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 1036. 26.39 (7) of the statutes is repealed.

SECTION 1037. 27.01 (7) (f) 1. of the statutes is amended to read:

27.01 **(7)** (f) 1. Except as provided in par. (gm), the fee for an annual vehicle admission receipt is ~~$24.50~~ $27.50 for each vehicle that has Wisconsin registration plates, except that no fee is charged for a receipt issued under s. 29.235 (6).

SECTION 1038. 27.01 (7) (g) 1. of the statutes is amended to read:

27.01 **(7)** (g) 1. Except as provided in par. (gm), the fee for an annual vehicle admission receipt is ~~$34.50~~ $37.50 for any vehicle that has a registration plate or plates from another state, except that no fee is charged for a receipt issued under s. 29.235 (6).

SECTION 1039. 27.01 (7) (gm) 1. of the statutes is amended to read:

27.01 **(7)** (gm) 1. Instead of the fees under pars. (f) 1. and (g) 1., the department shall charge an individual ~~$12~~ $15 or ~~$17~~ $20, respectively, for an annual vehicle admission receipt if the individual applying for the receipt or a member of his or her household owns a vehicle for which a current annual vehicle admission receipt has been issued for the applicable fee under par. (f) 1. or (g) 1.

SECTION 1040. 27.01 (7) (gm) 3. of the statutes is amended to read:

27.01 **(7)** (gm) 3. Notwithstanding par. (f) 1., the fee for an annual vehicle admission receipt for a vehicle that has Wisconsin registration plates and that is owned by a resident senior citizen, as defined in s. 29.001 (72), is ~~$9.50~~ $12.50.

SECTION 1041. 27.01 (10) (d) 1. of the statutes is amended to read:

27.01 **(10)** (d) 1. The camping fee for each night at a campsite in a campground which is classified as a Type "A" campground by the department is ~~$10~~ $12 for a resident camping party.

SECTION 1042. 27.01 (10) (d) 2. of the statutes is amended to read:

27.01 **(10)** (d) 2. The camping fee for each night at a campsite in a campground which is classified as a Type "A" campground by the department is ~~$12~~ $14 for a nonresident camping party.

SECTION 1043. 27.01 (10) (d) 3. of the statutes is amended to read:

27.01 **(10)** (d) 3. The camping fee for each night at a campsite in a state campground which is classified as a Type "B" campground by the department is ~~$9~~ $11 for a resident camping party.

SECTION 1044. 27.01 (10) (d) 4. of the statutes is amended to read:

27.01 **(10)** (d) 4. The camping fee for each night at a campsite in a state campground which is classified as a Type "B" campground by the department is ~~$11~~ $13 for a nonresident camping party.

SECTION 1045. 27.01 (10) (d) 5. of the statutes is amended to read:

27.01 **(10)** (d) 5. The camping fee for each night at a campsite in a campground which is classified as a Type "C" campground by the department is ~~$8~~ $10 for a resident camping party.

SECTION 1046. 27.01 (10) (d) 6. of the statutes is amended to read:

27.01 **(10)** (d) 6. The camping fee for each night at a campsite in a campground which is classified as a Type "C" campground by the department is ~~$10~~ $12 for a nonresident camping party.

SECTION 1047. 27.019 (12) of the statutes is amended to read:

27.019 **(12)**COOPERATION OF STATE DEPARTMENTS. The department of agriculture, trade and consumer protection, the department of administration, the department of natural resources and the agricultural extension division of the University of Wisconsin System Authority shall cooperate with the several county rural planning committees in carrying out this section.

SECTION 1048. 28.07 of the statutes is amended to read:

28.07Cooperation. The department may cooperate with the University of Wisconsin System Authority, with departments and agencies of this or other states, with federal agencies and with counties, towns, corporations and individuals, to promote the best interest of the people and the state in forest surveys, research in forestry and related subjects, forest protection and in assistance to landowners to secure adoption of better forestry practice.

SECTION 1049. 28.11 (5m) of the statutes is repealed.

SECTION 1050. 28.11 (11) (a) 4. d. of the statutes is amended to read:

28.11 **(11)** (a) 4. d. One member appointed by the University of Wisconsin System Authority from the College of Agricultural and Life Sciences.

SECTION 1051. 29.036 (1) (intro.) of the statutes is amended to read:

29.036 **(1)** (intro.) The sporting heritage council shall study, and provide advice and make recommendations to the governor, the ~~natural resources board~~ secretary, and the legislature about, issues relating to hunting, trapping, fishing, and other types of outdoor recreation activities including all of the following:

SECTION 1052. 29.036 (2) of the statutes is amended to read:

29.036 **(2)** The sporting heritage council shall prepare a biennial report on the status of the recruitment and retention of hunters, trappers, and anglers in this state. The sporting heritage council shall submit its initial report under this subsection no later than July 1, 2014, and shall submit subsequent reports no later than July 1 of each even-numbered year thereafter, to the governor, to the ~~chairperson of the natural resources board~~ secretary, and to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under s. 13.172 (3).

SECTION 1053. 29.089 (1m) (b) 2. of the statutes is amended to read:

29.089 **(1m)** (b) 2. The ~~natural resources board~~ secretary determines that prohibiting hunting, fishing, or trapping is necessary to protect public safety or to protect a unique animal or plant community. ~~A determination to prohibit hunting, fishing, or trapping in a state park or a portion of a state park under this subdivision requires 4 or more members of the natural resources board to concur in that determination.~~

SECTION 1054. 29.506 (7m) (a) of the statutes is amended to read:

29.506 **(7m)** (a) The department shall issue a taxidermy school permit to a person who applies for the permit; who, on August 15, 1991, holds a valid taxidermist permit issued under this section; and who, on August 15, 1991, operates a taxidermy school approved by the educational approval board under s. ~~38.50~~ 38.51, 1989 stats.

SECTION 1055. 29.541 (1) (a) (intro.) of the statutes is amended to read:

29.541 **(1)** (a) (intro.) Except as authorized under s. 29.934 (2) or ~~254.715~~ 97.305, no innkeeper, manager or steward of any restaurant, club, hotel, boarding house, tavern, logging camp or mining camp may sell, barter, serve or give, or

cause
to be sold, bartered, served or given, to its guests or boarders any of the following:

SECTION 1056. 29.598 of the statutes is repealed.

SECTION 1057. 29.605 of the statutes is repealed.

SECTION 1058. 29.736 (1) (b) of the statutes is amended to read:

29.736 **(1)** (b) "Qualified inspector" means a veterinarian licensed under ch.
~~453~~ 89 or a person who is qualified to provide evidence of fish health under s. 95.60 (4s) (c).

SECTION 1059. 29.921 (5) of the statutes is amended to read:

29.921 **(5)**ADDITIONAL ARREST POWERS. In addition to the arrest powers under sub. (1), a warden who has completed a program of law enforcement training approved by the law enforcement standards board, has been certified as qualified to be a law enforcement officer under s. 165.85 (4) (a) 1. and has complied with any applicable requirements under s. 165.85 (4) (a) 7. while on duty and in uniform or on
duty and upon display of proper credentials may assist another law enforcement agency as defined under s. 165.85 (2) (bv) including making an arrest at the request
of the agency, may arrest a person pursuant to an arrest warrant concerning the commission of a felony or may arrest a person who has committed a crime in the presence of the warden. If the warden makes an arrest without the presence of another law enforcement agency, the warden shall cause the person arrested to be delivered to the chief of police or sheriff in the jurisdiction where the arrest is made,
along with the documents and reports pertaining to the arrest. The warden shall be available as a witness for the state. A warden may not conduct investigations for violations of state law except as authorized in ss. 23.11 (4), 29.924 (1) and ~~41.41~~ 23.0927 (12). A warden acting under the authority of this subsection is considered an employee of the department and is subject to its direction, benefits and legal protection. The authority granted in this section does not apply to county conservation wardens or special conservation wardens.

SECTION 1060. 29.944 of the statutes is amended to read:

29.944Exemption from liability.~~Members of the natural resources board,~~
~~and each~~ Each warden, in the performance of official duties, ~~are~~ is exempt from liability to any person for acts done or permitted or property destroyed by authority of law. No taxable costs or attorney fees shall be allowed to either party in an action
against ~~a member of the natural resources board or~~ a warden.

SECTION 1061. 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. ~~238.13~~ 235.13 (1) (a), or in a blighted area, as defined in s. 66.1331 (3) (a).

SECTION 1062. 30.255 of the statutes is repealed.

SECTION 1063. 30.41 (1) of the statutes is amended to read:

30.41 **(1)** There is created a Lower Wisconsin State Riverway consisting of land as designated by the ~~natural resources board~~ secretary.

SECTION 1064. 30.42 (1) (e) of the statutes is amended to read:

30.42 **(1)** (e) For each county named in s. ~~15.445 (3)~~ 15.345 (8) (b), assign a department employee whose office is in the county to serve as a liaison representative on issues concerning the riverway.

SECTION 1065. 30.77 (3) (dm) 1. b. of the statutes is amended to read:

30.77 **(3)** (dm) 1. b. "Local entity" means a city, village, town, county, qualified lake association, nonprofit conservation organization, as defined in s. ~~23.0955 (1),~~ 23.09 (20m) (a) 3., town sanitary district, public inland lake protection and rehabilitation district, or another local governmental unit, as defined in s. 66.0131 (1) (a), that is established for the purpose of lake management.

SECTION 1066. 30.92 (6) (b) of the statutes is amended to read:

30.92 **(6)** (b) The department shall assign staff to the commission for management of the program under this section. All staff activities, including but not limited to budgeting, program coordination, and related administrative management functions, shall be consistent with the policies of the department ~~and the natural resources board~~.

SECTION 1067. 32.02 (1) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

32.02 **(1)** Any county, town, village, city, including villages and cities incorporated under general or special acts, a local sports and entertainment district created under subch. VI of ch. 229, school district, the department of health services, the department of corrections, the board of regents of the University of Wisconsin System Authority, the building commission, a commission created by contract under s. 66.0301, with the approval of the municipality in which condemnation is proposed, a commission created by contract under s. 66.0303 that is acting under s. 66.0304, if the condemnation occurs within the boundaries of a member of the commission, or any public board or commission, for any lawful purpose, but in the case of city and village boards or commissions approval of that action is required to be granted by the governing body. A mosquito control commission, created under s. 59.70 (12), and a local professional football stadium district board, created under subch. IV of ch. 229, may not acquire property by condemnation.

SECTION 1068. 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 administration~~ public service commission.

SECTION 1069. 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 administration~~ public service commission, if the person is a tenant-occupant of a dwelling, business or farm operation and the displacement is permanent.

SECTION 1070. 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 administration~~ public service commission.

SECTION 1071. 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 administration~~ public service commission 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 administration~~ public service commission 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 1072. 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 administration~~ public service commission by rule. In no event may the total combined payment be less than $1,000 nor more than $20,000.

SECTION 1073. 32.19 (3) (d) of the statutes is created to read:

32.19 **(3)** (d) *Federally financed projects.* Notwithstanding pars. (a) to (c), in the case of a program or project receiving federal financial assistance, a condemnor shall, in addition to any payment under pars. (a) to (c), make any additional payment required to comply with the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 USC 4601 to 4655, and any regulations adopted thereunder.

SECTION 1074. 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 administration~~ public service commission.

SECTION 1075. 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 administration~~ public service commission 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 1076. 32.19 (4) (d) of the statutes is created to read:

32.19 **(4)** (d) *Federally financed projects.* Notwithstanding pars. (a) to (c), in the case of a program or project receiving federal financial assistance, a condemnor shall, in addition to any payment under pars. (a) to (c), make any additional payment required to comply with the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 USC 4601 to 4655, and any regulations adopted thereunder.

SECTION 1077. 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 administration~~ public service commission.

SECTION 1078. 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 administration~~ public service commission, 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 1079. 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 administration~~ public service commission and the monthly rent of a comparable replacement business or farm operation, and multiplying the difference by 48; or

SECTION 1080. 32.197 of the statutes is amended to read:

32.197Waiver 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 administration~~ public service commission

shall by rule establish procedures for relocation assistance waivers under this section to ensure that the waivers are voluntarily and knowledgeably executed.

SECTION 1081. 32.20 of the statutes is amended to read:

32.20Procedure 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 administration~~ public service commission 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 1082. 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 administration~~ public service commission.

SECTION 1083. 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 administration~~ public service commission 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 1084. 32.26 (title) of the statutes is amended to read:

32.26 (title) **Authority of the ~~department of administration~~ public service commission.**

SECTION 1085. 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 administration~~ public service commission shall formulate local standards for decent, safe and sanitary dwelling accommodations.

SECTION 1086. 32.26 (2) (a) of the statutes is amended to read:

32.26 **(2)** (a) The ~~department of administration~~ public service commission shall promulgate rules to implement and administer ss. 32.19 to 32.27.

SECTION 1087. 32.26 (2) (b) of the statutes is amended to read:

32.26 **(2)** (b) The ~~department of administration~~ public service commission and the department of transportation shall establish ~~interdepartmental~~ interagency liaison procedures for the purpose of cooperating and exchanging information to assist the ~~department of administration~~ public service commission in promulgating rules under par. (a).

SECTION 1088. 32.26 (3) of the statutes is amended to read:

32.26 **(3)** The ~~department of administration~~ public service commission may make investigations to determine if the condemnor is complying with ss. 32.19 to 32.27. The ~~department~~ commission 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 1089. 32.26 (4) of the statutes is amended to read:

32.26 **(4)** Upon the request of the ~~department of administration~~ public service commission, 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 1090. 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 administration~~ public service commission for review of his or her complaint, setting forth in the petition the reasons for his or her dissatisfaction. The ~~department~~ commission 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~~ commission 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 administration~~ public service commission.

SECTION 1091. 32.26 (6) of the statutes is amended to read:

32.26 **(6)** The ~~department of administration~~ public service commission, 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~~ commission 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 1092. 32.26 (7) of the statutes is amended to read:

32.26 **(7)** The ~~department of administration~~ public service commission 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 1093. 33.11 of the statutes is amended to read:

33.11Goals. The primary goal of activity under this chapter shall be to improve or protect the quality of public inland lakes. In addition, compilation of basic scientific data on lakes of this state and assessment of experimental and innovative techniques of lake rehabilitation and protection shall be goals of the program. Districts may undertake protection and rehabilitation projects to achieve the purposes of such districts specified in s. 33.21. Projects may be undertaken in cooperation with the department, the University of Wisconsin System Authority, and other government agencies, and public and private organizations. Projects shall be divided into study, planning and implementation phases.

SECTION 1094. 33.16 (8) of the statutes is amended to read:

33.16 **(8)** The department may evaluate or contract with the University of Wisconsin System Authority to evaluate projects receiving financial assistance under this section.

SECTION 1095. 34.01 (1) of the statutes is amended to read:

34.01 **(1)** "Governing board" means the investment board in the case of the state, the ~~housing and economic development authority~~ Forward Wisconsin Development Authority if the authority elects to be bound by all or part of this chapter under s. ~~234.32~~ 235.0289 (2), the county board or committee designated by the county board to designate public depositories in the case of a county, the city council in the case of a city, the village board in the case of a village, the town board in the case of a town, the school board in the case of a school district, the board of control in the case of a cooperative educational service agency, the clerk of court in

the case of any court in this state, and any other commission, committee, board or officer of any governmental subdivision of the state not mentioned in this subsection.

SECTION 1096. 34.01 (2) (a) of the statutes is amended to read:

34.01 **(2)** (a) Any loss of public moneys, which have been deposited in a designated public depository in accordance with this chapter, resulting from the failure of any public depository to repay to any public depositor the full amount of its deposit because the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or ~~division of banking~~ department of financial institutions and professional standards has taken possession of the public depository or because the public depository has, with the consent and approval of the office of credit unions, administrator of federal credit unions, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or ~~division of banking~~ department of financial institutions and professional standards, adopted a stabilization and readjustment plan or has sold a part or all of its assets to another credit union, bank, savings bank, or savings and loan association which has agreed to pay a part or all of the deposit liability on a deferred payment basis or because the depository is prevented from paying out old deposits because of rules of the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or ~~division of banking~~ department of financial institutions and professional standards.

SECTION 1097. 34.01 (4) of the statutes is amended to read:

34.01 **(4)** "Public depositor" means the state or any county, city, village, town, drainage district, power district, school district, cooperative educational service agency, sewer district, or any commission, committee, board or officer of any governmental subdivision of the state or any court of this state, a corporation organized under s. 39.33 or the ~~housing and economic development authority~~ Forward Wisconsin Development Authority if the authority elects to be bound by all or part of this chapter under s. ~~234.32~~ 235.0289 (2), which deposits any moneys in a public depository.

SECTION 1098. 34.03 (3) of the statutes is amended to read:

34.03 **(3)** Take such action as the ~~division~~ department deems necessary or appropriate for the protection, collection, compromise or settlement of any claim against or in favor of the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

SECTION 1099. 34.03 (4) of the statutes is amended to read:

34.03 **(4)** Exercise all powers reasonably necessary and proper to the full and complete performance of the ~~division's~~ department's functions under this chapter, including but not limited to ordinary powers granted corporations.

SECTION 1100. 34.08 of the statutes is amended to read:

34.08Payment of losses.(1) Except as provided in sub. (2), the appropriation in s. ~~20.144 (1)~~ 20.142 (2) (a) shall be used to repay public depositors for losses until the appropriation is exhausted.

(2) Payments under sub. (1) shall be made in the order in which satisfactory proofs of loss are received by the ~~division of banking~~ department of financial institutions and professional standards. The payment made to any public depositor for all losses of the public depositor in any individual public depository may not exceed $400,000 above the amount of deposit insurance provided by an agency of the United States at the public depository that experienced the loss. Upon a satisfactory proof of loss, the ~~division of banking~~ department of financial institutions and professional standards shall direct the department of administration to draw its warrant payable from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a) and the secretary of administration shall pay the warrant under s. 16.401 (4) in favor of the public depositor that has submitted the proof of loss.

(3) Losses become fixed as of the date of loss. A public depositor experiencing a loss shall, within 60 days of the loss, assign its interest in the deposit, to the extent of the amount paid under this section, to the ~~division of banking~~ department of financial institutions and professional standards. Upon failure to make the assignment, the public depositor shall forfeit its right to payment under this section.

Any recovery made by the ~~division of banking~~ department of financial institutions and professional standards under the assignment shall be repaid to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

SECTION 1101. 34.10 of the statutes is amended to read:

34.10Reorganization and stabilization of financial institutions. Whenever the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or ~~division of banking~~ department of financial institutions and professional standards has taken charge of a credit union, bank, savings bank, or savings and loan association with a view of restoring its solvency, pursuant to law, or with a view of stabilizing and readjusting the structure of any national or state credit union, bank, savings bank, or savings and loan association located in this state, and has approved a reorganization plan or a stabilization and readjustment agreement entered into between the credit union, bank, savings bank, or savings and loan association and depositors and unsecured creditors, or when a credit union, bank, savings bank, or savings and loan association, with the approval of the office of credit unions, administrator of federal credit unions, U.S. comptroller of the currency, federal home

loan bank board, U.S. office of thrift supervision, federal deposit insurance corporation, resolution trust corporation, or ~~division of banking~~ department of financial institutions and professional standards proposes to sell its assets to another credit union, bank, savings bank, or savings and loan association which agrees to assume a part or all of the deposit liability of such selling credit union, bank, savings bank, or savings and loan association and to pay the same on a deferred payment basis, the governing board of the public depositor may, on the approval of the ~~division of banking~~ department of financial institutions and professional standards, join in the execution of any reorganization plan, or any stabilization and readjustment agreement, or any depositor's agreement relative to a proposed sale of assets if, in its judgment and that of the ~~division of banking~~ department of financial institutions and professional standards, the reorganization plan or stabilization and readjustment agreement or proposed sale of assets is in the best interest of all persons concerned. The joining in any reorganization plan, or any stabilization and readjustment agreement, or any proposed sale of assets which meets the approval of the ~~division of banking~~ department of financial institutions and professional standards does not waive any rights under this chapter.

SECTION 1102. 35.001 (4) of the statutes is amended to read:

35.001 **(4)** "State agencies" include departments, boards, commissions, bureaus, and institutions ~~and the University of Wisconsin System~~.

SECTION 1103. 35.01 (3) of the statutes is amended to read:

35.01 **(3)** Class 3 — All book printing required for state agencies, not otherwise classified, except ~~university press publications and technical or semitechnical journals of the University of Wisconsin System,~~ the Wisconsin Magazine of History~~,~~ and books of the historical society.

SECTION 1104. 35.015 (1) of the statutes is repealed.

SECTION 1105. 35.83 (3) (intro.) of the statutes is amended to read:

35.83 **(3)** (intro.) Except as provided in sub. (4m) and s. 35.835 ~~(1) and~~ (3), each state agency shall deliver, at the expense of the state agency, sufficient copies of each state document published by the state agency to the division for distribution to the following places in the quantities indicated:

SECTION 1106. 35.835 (1) of the statutes is repealed.

SECTION 1107. 35.835 (2) of the statutes is repealed.

SECTION 1108. 35.93 (1) (a) of the statutes is amended to read:

35.93 **(1)** (a) "Agency" has the meaning given in s. 227.01 (1) and includes the Board of Regents of the University of Wisconsin System Authority.

SECTION 1109. Chapter 36 (title) of the statutes is amended to read:

UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY

SECTION 1110. 36.01 (1) of the statutes is amended to read:

36.01 **(1)**~~The legislature finds it in the public interest to provide~~ In recognition of the constitutional obligation to provide by law for the establishment of a state university at or near the seat of state government, and for connecting with the same, from time to time, such colleges in different parts of the state as the interests of education may require, there is hereby created a state system of higher education, provided by the authority, to be known as the University of Wisconsin System, which enables students of all ages, backgrounds and levels of income to participate in the search for knowledge and individual development; ~~which stresses undergraduate teaching as its main priority; which offers selected professional graduate and research programs with emphasis on state and national needs; which~~ fosters diversity of educational opportunity; ~~which~~ promotes service to the public; ~~which makes effective and efficient use of human and physical resources; which functions cooperatively with other educational institutions and systems;~~ and ~~which~~ promotes internal coordination and the wisest possible use of resources. The principal office and one university of the system shall be located at or near the seat of state government.

SECTION 1111. 36.01 (2) of the statutes is amended to read:

36.01 **(2)** The mission of the system is to develop human resources to meet the state's workforce needs, to discover and disseminate knowledge, ~~to extend knowledge and its application beyond the boundaries of its campuses~~ and to ~~serve and stimulate society by developing~~ develop in students heightened intellectual, cultural, and humane sensitivities, scientific, professional and technological expertise, and a sense of purpose. ~~Inherent in this broad mission are methods of instruction, research, extended training and public service designed to educate people and improve the human condition. Basic to every purpose of the system is the search for truth.~~

SECTION 1112. 36.02 of the statutes is created to read:

36.02University of Wisconsin System Authority creation; organization.(1) (a) There is created an authority, which is a public body corporate and politic, to be known as the "University of Wisconsin System Authority." The Board of Regents shall consist of the following:

1. The state superintendent of public instruction.

2. The president, or by his or her designation another member, of the technical college system board.

3. Fourteen citizen members nominated by the governor and with the advice

and consent of the senate appointed for 7-year terms. At least one of the citizen members shall reside in each of this state's congressional districts.

4. Two student members nominated by the governor and with the advice and consent of the senate appointed for 2-year terms who are enrolled at least half-time and in good academic standing at institutions within the University of Wisconsin System and who are residents of this state. The student members may be selected from recommendations made by elected representatives of student governments at institutions within the University of Wisconsin System. The governor shall nominate one student member who is at least 18 years old and one undergraduate student member who is at least 24 years old and represents the views of nontraditional students, such as those who are employed or are parents. The term of the undergraduate student member who is at least 24 years old shall expire on May 1 of every even-numbered year. The governor may not nominate a student member from the same institution in any 2 consecutive terms; the 2 student members may not be from the same institution; and a student from the University of Wisconsin-Madison and a student from the University of Wisconsin-Milwaukee may not serve on the board at the same time. If a student member loses the status upon which the appointment was based, he or she shall cease to be a member of the board.

---

(2) A vacancy on the board shall be filled in the same manner as the original appointment to the board for the remainder of the unexpired term, if any.

(3) A member of the board may not be compensated for his or her services but may be reimbursed for actual and necessary expenses, including travel expenses, incurred in the performance of his or her duties.

(4) No cause of action of any nature may arise against and no civil liability may be imposed upon a member of the board for any act or omission in the performance of his or her powers and duties under this chapter, unless the person asserting liability proves that the act or omission constitutes willful misconduct.

(5) The members of the board shall annually elect a chairperson and may elect other officers as they consider appropriate. Ten voting members of the board constitute a quorum for the purpose of conducting the business and exercising the powers of the authority, notwithstanding the existence of any vacancy. The board may take action upon a vote of a majority of the members present, unless the bylaws of the authority require a larger number.

(6) The board shall appoint a chief executive officer of the authority who serves at the pleasure of the board. The chief executive office shall receive such compensation as the board fixes.

(7) The board shall provide in its operating policies for access to the board by the public, faculty, students, and employees.

SECTION 1113. 36.03 of the statutes is repealed.

SECTION 1114. 36.05 (1) of the statutes is amended to read:

36.05 **(1)** "Academic staff" means professional and administrative personnel with duties, and subject to types of appointments, that are primarily associated with

---

higher education institutions or their administration~~, but does not include faculty and staff provided under s. 16.57~~.

SECTION 1115. 36.05 (1m) of the statutes is created to read:

36.05 **(1m)** "Authority" means the University of Wisconsin System Authority.

SECTION 1116. 36.05 (2) of the statutes is amended to read:

36.05 **(2)** "Board of ~~regents~~ Regents" or "board" means the board ~~of regents of~~ governing the University of Wisconsin System Authority.

SECTION 1117. 36.05 (5) of the statutes is amended to read:

36.05 **(5)** "Chancellor" means the chief executive of an institution or a similar position designated by the board.

SECTION 1118. 36.05 (6) of the statutes is repealed.

SECTION 1119. 36.05 (8) of the statutes is amended to read:

36.05 **(8)** "Faculty" means persons who hold the rank of professor, associate professor, assistant professor or instructor in an academic department or its functional equivalent in an institution, ~~persons described under s. 36.13 (4) (c)~~ and such academic staff as may be designated by the ~~chancellor and faculty of the institution~~ board.

SECTION 1120. 36.05 (9m) of the statutes is repealed.

SECTION 1121. 36.05 (9s) of the statutes is repealed.

SECTION 1122. 36.05 (10) of the statutes is amended to read:

36.05 **(10)** "President" means the chief executive of the ~~system~~ authority.

SECTION 1123. 36.05 (11) of the statutes is amended to read:

36.05 **(11)** "Student" means any person who is registered for study in any institution for the current academic period. For the purpose of administering particular programs or functions involving students, the board shall ~~promulgate~~

~~rules~~ adopt policies and procedures defining continuation or termination of student status during periods between academic periods.

SECTION 1124. 36.07 of the statutes is repealed.

SECTION 1125. 36.09 (title) of the statutes is repealed.

SECTION 1126. 36.09 (1) (title) of the statutes is repealed.

SECTION 1127. 36.09 (1) (a) and (L) of the statutes are consolidated, renumbered 36.11 (1c) (intro.) and amended to read:

36.11 **(1c)**IN GENERAL. (intro.) The ~~primary~~ responsibility for governance of the system shall be vested in the board which shall ~~enact policies and promulgate~~

~~rules~~ adopt policies and procedures for governing the system, plan for the future needs of the state, including workforce needs, for university education, ensure the diversity of quality undergraduate programs while preserving the strength of the state's graduate training and research centers ~~and promote the widest degree of institutional autonomy within the controlling limits of system-wide policies and priorities established by the board. (L)~~, and provide affordable access to high-quality postsecondary, graduate, and doctoral education. The board shall possess all powers necessary or convenient for the operation of the system ~~except as limited in this chapter and ss. 13.48 (14) (am) and 16.848 (1).~~ and implementation of this chapter, including the following powers in connection with its projects and program, in addition to all other powers granted by this chapter:

SECTION 1128. 36.09 (1) (am) (intro.) of the statutes is amended to read:

36.09 **(1)** (am) (intro.) The board, in consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, shall do all of the following for each economic development program, as defined in s. 36.11 (29r) (a), administered by the board:

SECTION 1129. 36.09 (1) (am) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 1130. 36.09 (1) (b), (c) and (d) of the statutes are consolidated, renumbered 36.11 (1g) and amended to read:

36.11 **(1g)** INSTITUTIONS AND COLLEGE CAMPUSES. The board may, after public hearing at ~~each~~ an institution, ~~shall~~ establish for ~~each~~ the institution a mission statement delineating specific program responsibilities and types of degrees to be granted. ~~(c)~~ The board shall determine the educational programs to be offered in the system and may discontinue educational programs as it deems necessary. ~~(d)~~ The board shall establish policies to guide program activities to ensure that they ~~will be~~ are compatible with the missions of the institutions of the system. ~~To this end, the board shall make all reasonable effort to provide night courses.~~

SECTION 1131. 36.09 (1) (e) of the statutes, as affected by 2011 Wisconsin Act 32, is renumbered 36.11 (1t) and amended to read:

36.11 **(1t)** PERSONNEL. The board may employ any agent or employee that the board finds necessary and 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~~;~~, and 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 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 s. 230.12 (3) (e), and the duties for each chancellor, vice president, associate vice president, and assistant~~

~~vice president of the system. No~~. The board shall develop and implement a personnel

structure and other employment policies for all employees of the authority. The board may not use or allow any 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 1132. 36.09 (1) (f) of the statutes is repealed.

SECTION 1133. 36.09 (1) (gm) of the statutes is repealed.

SECTION 1134. 36.09 (1) (h) of the statutes is renumbered 36.11 (1L) and amended to read:

36.11 **(1L)**The board shall establish the authority's annual budget and monitor the fiscal management of the authority. The board shall allocate funds and adopt budgets for the respective institutions ~~giving consideration to the principles of comparable budgetary support for similar programs and equitable compensation for faculty and academic staff with comparable training, experience and responsibilities and recognizing competitive ability to recruit and retain qualified faculty and academic staff~~. If the board ceases or suspends operation of any institution or college campus, ~~the appropriations~~ any appropriation to the board for operation of the institution or college campus may be utilized by the board for any other purpose authorized by the ~~appropriations~~ appropriation within the period for which the ~~appropriations are~~ appropriation is made. The board shall provide the secretary of administration with such financial and statistical information as is required by the secretary of administration.

SECTION 1135. 36.09 (1) (hm) of the statutes is repealed.

SECTION 1136. 36.09 (1) (j) of the statutes, as affected by 2011 Wisconsin Act 32, 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, the board shall establish salaries for persons 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 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 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~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration 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 1137. 36.09 (1) (j) of the statutes, as affected by 2011 Wisconsin Act 32 and 2015 Wisconsin Act .... (this act), is repealed.

SECTION 1138. 36.09 (2) of the statutes is repealed.

SECTION 1139. 36.09 (3) of the statutes is repealed.

SECTION 1140. 36.09 (4) of the statutes is repealed.

SECTION 1141. 36.09 (4m) of the statutes is repealed.

SECTION 1142. 36.09 (5) of the statutes is repealed.

SECTION 1143. 36.11 (title) of the statutes is amended to read:

36.11 (title) **Powers and duties of the ~~board~~ Board of ~~regents~~ Regents.**

SECTION 1144. 36.11 (1) (title) of the statutes is renumbered 36.11 (1x) (title).

SECTION 1145. 36.11 (1) (a) of the statutes is renumbered 36.11 (1x) (a).

SECTION 1146. 36.11 (1) (b) of the statutes is renumbered 36.11 (1x) (b) and amended to read:

36.11 **(1x)** (b) Except as provided in this paragraph and ~~ss. 13.48 (14) (am) and 16.848 (1)~~ sub. (27m), the board may purchase, have custody of, hold, control, possess, lease, grant easements and enjoy any lands, buildings, books, records and all other property of any nature which may be necessary and required for the purposes, objects and uses of the system authorized by law. ~~Any~~ Except for a lease under sub. (27m), any lease by the board is subject to the powers of the University of Wisconsin Hospitals and Clinics Authority under s. 233.03 (13) and the rights of the authority under any lease agreement, as defined in s. 233.01 (6). The board ~~shall not permit a facility that would be privately owned or operated to be constructed on state-owned land without obtaining prior approval of the building commission under s. 13.48 (12). Subject to prior action under s. 13.48 (14) (am) or 16.848 (1), the~~ ~~board~~ may sell or dispose of ~~such~~ any property ~~as provided by law, or any part thereof~~ owned by the authority when in its judgment it is for the best interests of the

system
and the state. ~~All purchases of real property shall be subject to the approval of the building commission. The provision of all leases of real property to be occupied by the board shall be the responsibility of the department of administration under s. 16.84 (5).~~

SECTION 1147. 36.11 (1) (c) of the statutes is renumbered 36.11 (1x) (c).

SECTION 1148. 36.11 (1) (cm) of the statutes is renumbered 36.11 (1x) (cm).

SECTION 1149. 36.11 (1) (d) of the statutes is renumbered 36.11 (1x) (d).

SECTION 1150. 36.11 (1c) (a) and (b) of the statutes are created to read:

36.11 **(1c)** (a) The power to sue and be sued, to have a seal and to alter the seal
at pleasure, to have perpetual existence, to make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the board, to contract for legal services, and to make, amend, and repeal bylaws.

(b) The power to accept gifts, loans, and other aid.

SECTION 1151. 36.11 (1L) (title) of the statutes is created to read:

36.11 **(1L)** (title) FISCAL MANAGEMENT.

SECTION 1152. 36.11 (1p) of the statutes is created to read:

36.11 **(1p)** BONDS. (a) *Issuance.* The authority may issue bonds for any corporate purpose. All bonds are negotiable for all purposes, notwithstanding their payment from a limited source.

(b) *Bonds not public debt.* 1. The state is not liable on bonds issued by the authority and the bonds are not a debt of the state. All bonds shall contain a statement to this effect on the face of the bond. A bond issue does not, directly or indirectly or contingently, obligate the state or a political subdivision of the state to levy any tax or make any appropriation for payment of the bonds. Nothing in this paragraph prevents the authority from pledging its full faith and credit to the payment of bonds.

2. Nothing in this chapter authorizes the authority to create a debt of the state, and all bonds issued by the authority are payable, and shall state that they are payable, solely from the funds pledged for their payment in accordance with the bond
resolution authorizing their issuance or in any trust indenture or mortgage or deed of trust executed as security for the bonds. The state is not liable for the payment of the principal of or interest on a bond or for the performance of any pledge, mortgage, obligation or agreement that may be undertaken by the authority. The breach of any pledge, mortgage, obligation or agreement undertaken by the authority does not impose pecuniary liability upon the state or a charge upon its general credit or against its taxing power.

(c) *State pledge.* The state pledges to and agrees with the bondholders, and persons that enter into contracts with the authority under this chapter, that the state
will not limit or alter the rights vested in the authority by this chapter before the authority has fully met and discharged the bonds, and any interest due on the

bonds,
and has fully performed its contracts, unless adequate provision is made by law for the protection of the bondholders or those entering into contracts with the authority.

SECTION 1153. 36.11 (3) (d) of the statutes is repealed.

SECTION 1154. 36.11 (4) of the statutes is amended to read:

36.11 **(4)** INJUNCTIVE RELIEF. The board may obtain injunctive relief to enforce this chapter or any rules promulgated or policies and procedures adopted under this chapter.

SECTION 1155. 36.11 (5) (a) of the statutes is amended to read:

36.11 **(5)** (a) The board may procure liability insurance covering the members of the board, any officer, employee, or agent, or such students whose activities may constitute an obligation or responsibility of the system and procure insurance against any loss in connection with the authority's property and other assets.

SECTION 1156. 36.11 (5) (b) of the statutes is amended to read:

36.11 **(5)** (b) The board may procure insurance to cover injuries sustained by students as a result of their participation in intercollegiate athletics. ~~The board may not use general purpose revenue to pay for such insurance.~~ With respect to any of the risks to be covered by the insurance, the board may contract for the services of a claims administrator and may obtain coverage by any combination of self-insurance, excess or stop-loss insurance or blanket insurance.

SECTION 1157. 36.11 (6) (title), (a) and (b) of the statutes are repealed.

SECTION 1158. 36.11 (6) (c) of the statutes is renumbered 36.11 (6) and amended to read:

36.11 **(6)** GRANT FORMULA. ~~By~~ Annually, by April 10, ~~1998, and annually thereafter,~~ the board shall develop and submit to the higher educational aids board for its review under s. 39.285 (1) a proposed formula for the awarding of grants under s. 39.435, except for grants awarded under s. 39.435 (2) or (5), for the upcoming academic year to students enrolled in the system.

SECTION 1159. 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)~~, 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 1160. 36.11 (8e) of the statutes is repealed.

SECTION 1161. 36.11 (8m) of the statutes is repealed.

SECTION 1162. 36.11 (11) of the statutes is repealed.

SECTION 1163. 36.11 (12) of the statutes is repealed.

SECTION 1164. 36.11 (13) of the statutes is repealed.

SECTION 1165. 36.11 (15) of the statutes is repealed.

SECTION 1166. 36.11 (15m) of the statutes is repealed.

SECTION 1167. 36.11 (17) of the statutes is repealed.

SECTION 1168. 36.11 (18) of the statutes is repealed.

SECTION 1169. 36.11 (19) of the statutes is repealed.

SECTION 1170. 36.11 (21) of the statutes is repealed.

SECTION 1171. 36.11 (22) of the statutes is repealed.

SECTION 1172. 36.11 (23) of the statutes is repealed.

SECTION 1173. 36.11 (23m) of the statutes is repealed.

SECTION 1174. 36.11 (24) of the statutes is repealed.

SECTION 1175. 36.11 (25) of the statutes is repealed.

SECTION 1176. 36.11 (26) of the statutes is repealed.

SECTION 1177. 36.11 (27) of the statutes is repealed.

SECTION 1178. 36.11 (27m) of the statutes is created to read:

36.11 **(27m)** LEASE WITH STATE. (a) The board shall negotiate and enter into a lease agreement for an initial period of not more than 75 years with the secretary of administration to lease any state-owned property or facilities required for the board to perform its duties and exercise its powers. The lease agreement shall include all of the following:

1. A provision that requires the board to pay the state for leasing property and facilities under the agreement a nominal amount determined by the parties to be necessary to prevent the lease agreement from being unenforceable because of a lack of consideration.

2. A provision that requires the board to conduct its operations in such a way so that it will not adversely affect the exclusion of interest on bonds issued by the state from gross income under 26 USC 103 for federal income tax purposes.

3. A provision that gives the state ownership of all of the following:

a. Any improvements or modifications made by the board to property or facilities leased under the lease agreement.

b. Any facility that the board constructs on state-owned land.

4. A provision that, notwithstanding s. 13.48 (10) (c), requires the board to obtain the approval of the building commission for any construction or renovation project involving a state-owned facility or occurring on state-owned land, if the cost of the project is at least $760,000.

5. A provision requiring the authority to make payments for principal and interest costs incurred in financing self-amortizing university facilities and to make payments under an agreement or ancillary arrangement entered into under s.

18.06 (8) (a).

6. A provision making the board responsible for maintenance and upkeep of the facilities and property leased under the lease agreement.

7. Any provision necessary to ensure that the general management and operation of the facilities and property leased under the lease agreement are consistent with duties and powers of the board.

8. A provision on a mechanism for the resolution of disputes.

(b) The board shall submit the lease agreement required under par. (a) and any subsequent modification, extension, or renewal of the lease agreement to the joint committee on finance. No extension or renewal of the lease agreement may be for a period of more than 75 years. The lease agreement and any modification, extension, or renewal of the lease agreement may take effect only upon approval of the committee.

SECTION 1179. 36.11 (28) of the statutes is amended to read:

36.11 **(28)** LEASE AGREEMENT WITH THE UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY. ~~Subject to 1995 Wisconsin Act 27, section 9159 (2) (k), and subject to any prior lease entered into under s. 13.48 (14) (am) or 16.848 (1), the~~ The board shall ~~negotiate and enter into a~~ carry out the obligations under any lease agreement with the University of Wisconsin Hospitals and Clinics Authority that meets the requirements under s. 233.04 (7) ~~and~~, 2013 stats., and that is in effect on the effective date of this subsection .... [LRB inserts date], and the board shall comply with s. 233.04 (7g).

SECTION 1180. 36.11 (28m) of the statutes is amended to read:

36.11 **(28m)** AFFILIATION AGREEMENT WITH THE UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY. ~~Subject to 1995 Wisconsin Act 27, section 9159 (2) (k), the~~ The board shall ~~negotiate and enter into an~~ carry out the obligations under any affiliation agreement with the University of Wisconsin Hospitals and Clinics Authority that meets the requirements under s. 233.04 (7m) ~~and~~, 2013 stats., and that is in effect on the effective date of this subsection .... [LRB inserts date], and the board shall comply with s. 233.04 (7p).

SECTION 1181. 36.11 (29) of the statutes is amended to read:

36.11 **(29)** OTHER AGREEMENTS WITH THE UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY. The board may enter into joint purchasing contracts and other contracts, rental agreements and cooperative agreements and other necessary

arrangements with the University of Wisconsin Hospitals and Clinics Authority which may be necessary and convenient for the missions, objects and uses of the University of Wisconsin Hospitals and Clinics Authority authorized by law. ~~Purchasing contracts and agreements are subject to s. 16.73 (5).~~

SECTION 1182. 36.11 (29r) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 1183. 36.11 (29r) (b) 1. of the statutes is amended to read:

36.11 **(29r)** (b) 1. The board shall coordinate any economic development assistance with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 1184. 36.11 (29r) (b) 2. of the statutes is 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. ~~238.07~~ 235.016 (2). The board shall collaborate with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority to make readily accessible to the public on an Internet-based system the information required under this subsection.

SECTION 1185. 36.11 (31) of the statutes is repealed.

SECTION 1186. 36.11 (32) of the statutes is repealed.

SECTION 1187. 36.11 (33) of the statutes is repealed.

SECTION 1188. 36.11 (36) of the statutes is repealed.

SECTION 1189. 36.11 (36m) of the statutes is repealed.

SECTION 1190. 36.11 (37) of the statutes is repealed.

SECTION 1191. 36.11 (39) of the statutes is repealed.

SECTION 1192. 36.11 (40) of the statutes is repealed.

SECTION 1193. 36.11 (43) of the statutes is repealed.

SECTION 1194. 36.11 (44) of the statutes is repealed.

SECTION 1195. 36.11 (46) of the statutes is repealed.

SECTION 1196. 36.11 (47) (intro.) of the statutes is repealed and recreated to read:

36.11 **(47)** (intro.) ARMED FORCES. If a student who is a member of a national guard or a member of a reserve unit of the U.S. armed forces withdraws from school after September 11, 2001, because he or she is called into state active duty or into active service with the U.S. armed forces for at least 30 days, the board shall reenroll the student beginning in the semester in which he or she is discharged, demobilized, or deactivated from active duty or the next succeeding semester, whichever the

student prefers, shall give the student the same priority in registering for courses that the student would have had if he or she had registered for courses at the beginning of the registration period, and, at the student's request, do one of the following for all courses from which the student had to withdraw:

SECTION 1197. 36.11 (48) of the statutes is repealed.

SECTION 1198. 36.11 (51) of the statutes is repealed.

SECTION 1199. 36.11 (53) of the statutes is repealed.

SECTION 1200. 36.11 (53m) of the statutes is repealed.

SECTION 1201. 36.11 (54) of the statutes is repealed.

SECTION 1202. 36.11 (55) of the statutes is repealed.

SECTION 1203. 36.11 (55m) (e) of the statutes is amended to read:

36.11 **(55m)** (e) The conditions for accepting the contracts and conducting the research are established pursuant to a process approved by the chancellor~~, in consultation with the faculty,~~ of the institution at which the research is to be conducted.

SECTION 1204. 36.11 (56) of the statutes is amended to read:

36.11 **(56)** TRAVEL POLICIES. ~~Effective July 1, 2013, the~~ The board shall establish travel policies for system employees and a schedule for the reimbursement of system employees for travel expenses.

SECTION 1205. 36.11 (57) of the statutes is repealed.

SECTION 1206. 36.11 (59) of the statutes is created to read:

36.11 **(59)** PAYMENTS FOR DEPOSIT INTO THE MEDICAL ASSISTANCE TRUST FUND. In each fiscal year, the Board of Regents shall make a payment of no more than $30,338,500 to the secretary of administration for deposit into the medical assistance trust fund.

SECTION 1207. 36.115 of the statutes is repealed.

SECTION 1208. 36.12 (3) of the statutes is repealed.

SECTION 1209. 36.13 of the statutes is repealed.

SECTION 1210. 36.14 of the statutes is repealed.

SECTION 1211. 36.15 of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 1212. 36.17 of the statutes is repealed.

SECTION 1213. 36.19 of the statutes is repealed.

SECTION 1214. 36.21 of the statutes is repealed.

SECTION 1215. 36.23 of the statutes is amended to read:

36.23 Conflict of interest. No ~~regent or officer or~~ member of the board or other person appointed or employed ~~in any position in the system~~ by the board may at any time act as agent for any person or organization where such act would create

a conflict of interest with the terms of the person's service in the system. The board shall define conflicts of interest and ~~promulgate rules~~ adopt policies and procedures related thereto.

SECTION 1216. 36.25 (2) of the statutes is amended to read:

36.25 **(2)** WISCONSIN RESIDENTS PREFERENCE IN HOUSING. Preference as to rooming, boarding and apartment facilities in the use of living units operated by any university shall, for the following school year, be given to students who are residents of this state and who apply before March 15, unless a later date is set by the board. Such preference shall be granted in accordance with categories of priority established by the board. Leases or other agreements for occupancy of such living units shall not exceed a term of one calendar year. The board may ~~promulgate rules~~ adopt policies and procedures for the execution of this subsection.

SECTION 1217. 36.25 (3) of the statutes is repealed.

SECTION 1218. 36.25 (3m) of the statutes is repealed.

SECTION 1219. 36.25 (4) of the statutes is repealed.

SECTION 1220. 36.25 (5) of the statutes is repealed.

SECTION 1221. 36.25 (7) of the statutes is repealed.

SECTION 1222. 36.25 (8) of the statutes is repealed.

SECTION 1223. 36.25 (9) of the statutes is repealed.

SECTION 1224. 36.25 (10) of the statutes is repealed.

SECTION 1225. 36.25 (11) of the statutes is renumbered 250.08, and 250.08 (1), (2) and (5), as renumbered, are amended to read:

250.08 **(1)** ~~The laboratory of hygiene shall be attached to the University of Wisconsin-Madison.~~ The laboratory of hygiene board shall meet at least quarterly and may promulgate rules under ch. 227, approve the laboratory of hygiene budget, set fees, set priorities and make final approval of laboratory resources so that the laboratory can act in response to agencies' planned objectives and program priorities.

(2) The laboratory shall provide complete laboratory services in the areas of water quality, air quality, public health and contagious diseases for appropriate state agencies, and may perform examinations for licensed physicians, veterinarians, local health officers, ~~as defined in s. 250.01 (5),~~ and resource management officials as may be necessary for the prevention and control of those diseases and environmental hazards which cause concern for public health and environmental quality. The laboratory shall charge the department of natural resources and the department of health services, and may charge any other state agency, a fee sufficient to reimburse the laboratory for the costs of providing services under this subsection.

(5) The technical staff and other employees necessary to the operation of the laboratory shall be employed under the classified service by the director. The

laboratory of hygiene board, upon the recommendation of the ~~chancellor of the University of Wisconsin-Madison, with the approval of the laboratory of hygiene board~~ secretary of agriculture, trade and consumer protection, shall appoint the director of the laboratory and such other members of its professional staff as are required for the administration of the laboratory.

SECTION 1226. 36.25 (12) (b) of the statutes is amended to read:

36.25 **(12)** (b) All property used by the Wisconsin Psychiatric Institute established under s. 46.044, except real property used by the institute and except property of the University of Wisconsin Hospitals and Clinics, is transferred from the board to the ~~board which~~ state, and the board shall hold such property on behalf of the state for the use of the psychiatric research institute.

SECTION 1227. 36.25 (13m) of the statutes is repealed.

SECTION 1228. 36.25 (13s) of the statutes is repealed.

SECTION 1229. 36.25 (14) of the statutes is repealed.

SECTION 1230. 36.25 (14m) of the statutes is repealed.

SECTION 1231. 36.25 (15) of the statutes is repealed.

SECTION 1232. 36.25 (18) of the statutes is repealed.

SECTION 1233. 36.25 (19) of the statutes is repealed.

SECTION 1234. 36.25 (21) of the statutes is repealed.

SECTION 1235. 36.25 (21m) of the statutes is repealed.

SECTION 1236. 36.25 (22) of the statutes is repealed.

SECTION 1237. 36.25 (23) of the statutes is repealed.

SECTION 1238. 36.25 (23m) of the statutes is repealed.

SECTION 1239. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, 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 1240. 36.25 (24) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 1241. 36.25 (25) of the statutes is repealed.

SECTION 1242. 36.25 (27) of the statutes is repealed.

SECTION 1243. 36.25 (28) of the statutes is repealed.

SECTION 1244. 36.25 (29) of the statutes is repealed.

SECTION 1245. 36.25 (29m) of the statutes is repealed.

SECTION 1246. 36.25 (29r) of the statutes is repealed.

SECTION 1247. 36.25 (30) of the statutes is repealed.

SECTION 1248. 36.25 (30g) of the statutes is repealed.

SECTION 1249. 36.25 (30m) of the statutes is repealed.

SECTION 1250. 36.25 (31) of the statutes is repealed.

SECTION 1251. 36.25 (32) of the statutes is repealed.

SECTION 1252. 36.25 (33) of the statutes is repealed.

SECTION 1253. 36.25 (34) of the statutes is repealed.

SECTION 1254. 36.25 (35m) of the statutes is repealed.

SECTION 1255. 36.25 (36) of the statutes is repealed.

SECTION 1256. 36.25 (37) of the statutes is repealed.

SECTION 1257. 36.25 (38) of the statutes is repealed.

SECTION 1258. 36.25 (39) of the statutes is repealed.

SECTION 1259. 36.25 (42) of the statutes is repealed.

SECTION 1260. 36.25 (44) of the statutes is repealed.

SECTION 1261. 36.25 (46) of the statutes is repealed.

SECTION 1262. 36.25 (47) of the statutes is repealed.

SECTION 1263. 36.25 (48) of the statutes is repealed.

SECTION 1264. 36.25 (49) of the statutes is repealed.

SECTION 1265. 36.25 (49m) of the statutes is repealed.

SECTION 1266. 36.25 (50) of the statutes is repealed.

SECTION 1267. 36.25 (51) of the statutes is repealed.

SECTION 1268. 36.25 (52) of the statutes is repealed.

SECTION 1269. 36.25 (53) of the statutes is repealed.

SECTION 1270. 36.27 (2m) of the statutes is repealed.

SECTION 1271. 36.27 (3) of the statutes is repealed.

SECTION 1272. 36.27 (4) of the statutes is repealed.

SECTION 1273. 36.27 (5) of the statutes is repealed.

SECTION 1274. 36.27 (7) (f) 1. of the statutes is created to read:

36.27 **(7)** (f) 1. In this paragraph, "party" means the Board of Regents or the designated body representing the state of Minnesota.

SECTION 1275. 36.29 of the statutes is repealed.

SECTION 1276. 36.30 of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

36.30Sick leave. Leave of absence for employees with pay, owing to sickness, shall be regulated by ~~rules~~ policies and procedures of the board~~, except that unused sick leave shall accumulate from year to year~~.

SECTION 1277. 36.31 (2m) (b) of the statutes is amended to read:

36.31 **(2m)** (b) ~~Notwithstanding s. 36.09 (4), the~~ The Board of Regents and the technical college system board shall, and the governing boards of tribally controlled colleges in this state and the association, on behalf of private colleges, may, enter into

and implement an agreement that identifies core general education courses totaling not fewer than 30 credits and establishes policies for ensuring that, beginning in the 2014-15 academic year, credits for completing the courses are transferable and would satisfy general education requirements at the receiving institution or college, between and within each institution, college campus, and technical college, and each tribally controlled college and private college that elects to participate in the agreement.

SECTION 1278. 36.31 (3) of the statutes is repealed.

SECTION 1279. 36.32 of the statutes is repealed.

SECTION 1280. 36.33 of the statutes is repealed.

SECTION 1281. 36.335 of the statutes is repealed.

SECTION 1282. 36.34 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 1283. 36.34 (1) (a) 3. of the statutes is amended to read:

36.34 **(1)** (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

SECTION 1284. 36.35 (1) of the statutes is amended to read:

36.35 **(1)**POWER TO SUSPEND; RULES. The board may delegate the power to suspend or expel students for misconduct or other cause prescribed by the board. The board shall ~~promulgate rules under ch. 227~~ adopt policies and procedures governing student conduct and ~~procedures for~~ the administration of violations.

SECTION 1285. 36.36 of the statutes is repealed.

SECTION 1286. 36.37 of the statutes is repealed.

SECTION 1287. 36.39 of the statutes is repealed.

SECTION 1288. 36.395 of the statutes is repealed.

SECTION 1289. 36.40 of the statutes is repealed.

SECTION 1290. 36.43 (intro.) of the statutes is amended to read:

36.43Accommodation of religious beliefs. (intro.) The board shall ~~promulgate rules~~ adopt policies and procedures providing for the reasonable accommodation of a student's sincerely held religious beliefs with regard to all examinations and other academic requirements. The ~~rules~~ policies and procedures shall include all of the following:

SECTION 1291. 36.43 (1) of the statutes is amended to read:

36.43 **(1)** Written and timely notification of all students and instructors of the ~~rules~~ policies and procedures and complaint process.

SECTION 1292. 36.44 (1) of the statutes is renumbered 36.44.

SECTION 1293. 36.44 (2) of the statutes is repealed.

SECTION 1294. 36.45 of the statutes is repealed.

SECTION 1295. 36.46 of the statutes is repealed.

SECTION 1296. 36.48 of the statutes is repealed.

SECTION 1297. 36.49 of the statutes is repealed.

SECTION 1298. 36.51 (9) of the statutes is amended to read:

36.51 **(9)** The board shall adopt reasonable ~~rules~~ policies and procedures necessary to implement this section.

SECTION 1299. 36.52 of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 1300. 36.53 of the statutes is repealed.

SECTION 1301. 36.54 of the statutes is repealed.

SECTION 1302. 36.55 of the statutes is repealed.

SECTION 1303. 36.56 of the statutes is repealed.

SECTION 1304. 36.58 of the statutes is renumbered 93.13, and 93.13 (2) (a) 3. and (c), (3) (b), (3m) and (4), as renumbered, are amended to read:

93.13 **(2)** (a) 3. Provides the testing and diagnostic services needed by the department ~~of agriculture, trade and consumer protection~~ to discharge the department's responsibilities related to disease control and animal health.

(c) In cooperation with the school of veterinary medicine and the department ~~of agriculture, trade and consumer protection~~, participate in research and in the provision of field services, consultation services and education as determined to be appropriate by the veterinary diagnostic laboratory board.

(3) (b) The veterinary diagnostic laboratory may not charge a fee for any testing or diagnostic service conducted for the subunit of the department ~~of agriculture, trade and consumer protection~~ that is responsible for animal health or for the subunit of the federal department of agriculture that is responsible for animal health.

(3m)APPOINTMENT OF DIRECTOR. After consultation with the veterinary diagnostic laboratory board, the ~~chancellor of the University of Wisconsin-Madison~~ secretary of agriculture, trade and consumer protection shall appoint an individual who has received the degree of doctor of veterinary medicine as the director of the veterinary diagnostic laboratory.

(4)SUBMISSION OF BUDGET. Notwithstanding s. 15.03, the ~~board of regents of the University of Wisconsin System~~ secretary of agriculture, trade and consumer protection shall process and forward to the department of administration all personnel and biennial budget requests of the veterinary diagnostic laboratory board without change.

SECTION 1305. 36.585 (3) (a) of the statutes is amended to read:

36.585 **(3)** (a) 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.

SECTION 1306. 36.585 (4) of the statutes is repealed.

SECTION 1307. 36.59 (title) of the statutes is repealed.

SECTION 1308. 36.59 (1) of the statutes is repealed.

SECTION 1309. 36.59 (2) of the statutes is repealed.

SECTION 1310. 36.59 (3) of the statutes is repealed.

SECTION 1311. 36.59 (4) of the statutes is repealed.

SECTION 1312. 36.59 (5) of the statutes is repealed.

SECTION 1313. 36.59 (6) of the statutes is repealed.

SECTION 1314. 36.59 (7) (intro.) of the statutes is renumbered 36.59 (intro.) and amended to read:

36.59~~Reports~~ Information technology reports. (intro.) No later than March 1 and September 1 of each year, the Board of Regents shall submit to the joint committee on information policy and technology a report that documents for each information technology project within the system ~~with~~ that is funded with general purpose revenue and that has an actual or projected cost greater than $1,000,000 ~~or that the board has identified as a large, high-risk information technology project under sub. (2) (a)~~ all of the following:

SECTION 1315. 36.59 (7) (a) and (b) of the statutes are renumbered 36.59 (1m) and (2m).

SECTION 1316. 36.59 (7) (c) of the statutes is renumbered 36.59 (3m) and amended to read:

36.59 **(3m)** An explanation for any variation between the original and updated costs and completion dates under ~~pars. (a) and (b)~~ subs. (1m) and (2m).

SECTION 1317. 36.59 (7) (d) and (e) of the statutes are renumbered 36.59 (4m) and (5m).

SECTION 1318. 36.59 (7) (f) of the statutes is repealed.

SECTION 1319. 36.59 (7) (g) and (h) of the statutes are renumbered 36.59 (6m) and (7g).

SECTION 1320. 36.59 (7m) of the statutes is repealed.

SECTION 1321. 36.59 (8) of the statutes is repealed.

SECTION 1322. 36.60 of the statutes is repealed.

SECTION 1323. 36.61 of the statutes is repealed.

SECTION 1324. 36.62 of the statutes is repealed.

SECTION 1325. 36.63 of the statutes is repealed.

SECTION 1326. 36.65 (2) (a) of the statutes is amended to read:

36.65 **(2)** (a) *Performance.* The graduation rate, the total number of graduates, the time needed to graduate, the number of credits needed to obtain a degree, ~~the number of degrees awarded in fields specified in s. 36.25 (52) (a) 2. a.,~~ retention rates, placement of graduates, and the percentage of residents and nonresidents who reside in this state 10 years after graduation.

SECTION 1327. 36.65 (2) (g) of the statutes is amended to read:

36.65 **(2)** (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~~, and a description of the economic development programs, as defined in s. 36.11 (29r) (a), that have been undertaken~~.

SECTION 1328. 36.65 (2) (i) of the statutes is repealed.

SECTION 1329. 38.04 (1m) (b) (intro.) of the statutes is amended to read:

38.04 **(1m)** (b) (intro.) The board, in consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, shall do all of the following for each economic development program administered by the board:

SECTION 1330. 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. ~~16.287~~ 203.07 (1) (f).

SECTION 1331. 38.04 (10m) (a) of the statutes is amended to read:

38.04 **(10m)** (a) The board shall coordinate any economic development assistance with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 1332. 38.04 (10m) (b) of the statutes is 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. ~~238.07~~ 235.016 (2). The board shall collaborate with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority to make readily accessible to the public on an Internet-based system the information required under this subsection.

SECTION 1333. 38.04 (19) of the statutes is amended to read:

38.04 **(19)** COOPERATIVE RESEARCH ON EDUCATION PROGRAMS. The board shall enter into a written agreement with the department of public instruction, the board of regents of the University of Wisconsin System Authority, and the Wisconsin Association of Independent Colleges and Universities to cooperatively conduct research on preschool through postsecondary education programs under s. 115.297, except as provided in s. 115.297 (5) (b).

SECTION 1334. 38.04 (27) of the statutes is amended to read:

38.04 **(27)** SCHOOL SAFETY. The board shall work with ~~schools of education and other departments of the University of Wisconsin System under s. 36.11 (36m),~~ school districts, private schools, tribal schools, and the department of public instruction to present to school districts, private schools, and tribal schools the results of research on models for and approaches to improving school safety and reducing discipline problems in schools and at school activities.

SECTION 1335. 38.24 (9) of the statutes is created to read:

38.24 **(9)** HIGH-DEMAND FIELDS. Notwithstanding sub. (1m), the board may not establish program fees for a course that exceed the program fees for the same course in the same district in the most recent school year in which the course was offered if the course substantially relates to a high-demand field identified in the most recent report received by the board under s. 106.34 (2) (b).

SECTION 1336. 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. ~~16.287~~ 203.07 (1) (f).

SECTION 1337. 38.28 (2) (b) of the statutes is renumbered 38.28 (2) (b) 1m., and 38.28 (2) (b) 1m. a., as renumbered, is amended to read:

38.28 **(2)** (b) 1m. a. The district's aidable cost shall be multiplied by the applicable percentage and this product shall be multiplied by the equalization index to determine state aids. In this ~~subdivision~~ subd. 1m. a., the "applicable percentage" is the percentage sufficient to generate total aid under this section that will fall within the range of 0.999 and 1.001 of the amount appropriated under s. 20.292 (1) (d), as determined by the board.

SECTION 1338. 38.28 (2) (b) 2m. of the statutes is created to read:

38.28 **(2)** (b) 2m. This paragraph does not apply beginning July 1, 2019.

SECTION 1339. 38.28 (2) (be) 1. i. of the statutes is created to read:

38.28 **(2)** (be) 1. i. The development and implementation of a policy to award course credit for relevant educational experience or training not obtained through an institution of higher education, including skills training received during military service.

SECTION 1340. 38.28 (2) (be) 1m. of the statutes is amended to read:

38.28 **(2)** (be) 1m. Subject to modification by the joint committee on finance under subd. 2., allocations under the formula established under subd. 1. shall be based on a district's performance with respect to 7 of the ~~9~~ 10 criteria specified in subd. 1. a. to ~~h.~~ i., and the board shall allow each district to designate the criteria used for the allocations.

SECTION 1341. 38.28 (2) (be) 3. b. of the statutes is amended to read:

38.28 **(2)** (be) 3. b. The performance of each district with respect to each criterion specified in subd. 1. a. to ~~h.~~ i.

SECTION 1342. 38.28 (2) (be) 3. d. of the statutes is amended to read:

38.28 **(2)** (be) 3. d. The performance of the technical college system as a whole with respect to each criterion specified in subd. 1. a. to ~~h.~~ i.

SECTION 1343. 38.28 (2) (be) 5. of the statutes is amended to read:

38.28 **(2)** (be) 5. The board shall include in its biennial budget request under s. 16.42 any legislative proposals that the board recommends that relate to the criteria specified in subd. 1. a. to ~~h.~~ i. or to the plan or formula approved or modified by the joint committee on finance under subd. 2.

SECTION 1344. 38.28 (2) (bm) 2. a. of the statutes is amended to read:

38.28 **(2)** (bm) 2. a. Except for the percentages of funding specified in this subdivision to be distributed under par. (be), ~~all of~~ the amount appropriated shall be distributed under par. (b).

SECTION 1345. 38.28 (2) (bm) 2. e. of the statutes is created to read:

38.28 **(2)** (bm) 2. e. In fiscal year 2017-18, the percentage is 40 percent.

SECTION 1346. 38.28 (2) (bm) 2. f. of the statutes is created to read:

38.28 **(2)** (bm) 2. f. In fiscal year 2018-19, the percentage is 50 percent.

SECTION 1347. 38.28 (2) (bm) 2. g. of the statutes is created to read:

38.28 **(2)** (bm) 2. g. In fiscal year 2019-20 and thereafter, the percentage is 100 percent.

SECTION 1348. 38.28 (2) (bs) of the statutes is amended to read:

38.28 **(2)** (bs) The board shall reduce each district's aid payment under par. (b) ~~2.~~ 1m. b., or the amount allocated to each district under the plan administered under

par. (be) 2., by the district's share of the amount necessary to produce and distribute the statewide guide under s. 38.04 (18), as determined by the board.

SECTION 1349. 38.50 (title) of the statutes is repealed.

SECTION 1350. 38.50 (1) (intro.), (b), (c), (d) and (e) of the statutes are renumbered 440.52 (1) (intro.), (b), (c), (d) and (e), and 440.52 (1) (e) 8., as renumbered, is amended to read:

440.52 **(1)** (e) 8. Schools accredited by accrediting agencies recognized by the ~~board~~ department.

SECTION 1351. 38.50 (1) (a) of the statutes is repealed.

SECTION 1352. 38.50 (1) (f) of the statutes is repealed.

SECTION 1353. 38.50 (1) (g) of the statutes is repealed.

SECTION 1354. 38.50 (2) of the statutes is renumbered 440.52 (2) and amended to read:

440.52 **(2)** RESPONSIBILITIES. The ~~board~~ department shall protect the general public by ~~inspecting and approving~~ authorizing private trade, correspondence, business, and technical schools, and any other private school seeking funding under 20 USC 1070 to 1099d, doing business within this state, whether located within or outside this state, ~~changes of ownership or control of the schools, teaching locations used by the schools, and courses of instruction offered by the schools and regulate the soliciting of students for correspondence or classroom courses and courses of instruction offered by the schools~~ that seek authorization from the state.

SECTION 1355. 38.50 (3) of the statutes is renumbered 440.52 (3) and amended to read:

440.52 **(3)** RULE-MAKING POWER. The ~~board~~ department shall promulgate rules and establish standards necessary to administer this section.

SECTION 1356. 38.50 (5) of the statutes is repealed.

SECTION 1357. 38.50 (7) of the statutes is repealed.

SECTION 1358. 38.50 (8) of the statutes is repealed.

SECTION 1359. 38.50 (10) of the statutes is repealed.

SECTION 1360. 38.50 (11) of the statutes is renumbered 440.52 (11), and 440.52 (11) (b) 1., (c) and (d), as renumbered, are amended to read:

440.52 **(11)** (b) 1. If a school operating in this state discontinues its operations, proposes to discontinue its operations, or is in imminent danger of discontinuing its operations as determined by the ~~board~~ department, if the student records of the school are not taken into possession under subd. 2., and if the ~~board~~ department determines that the student records of the school are in danger of being destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are the subjects

of those student records or the authorized representatives of those persons, the ~~board~~ department may take possession of those student records.

(c) If necessary to protect student records from being destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are the subjects of those student records or the authorized representatives of those persons, the ~~board~~ department or association may seek a court order authorizing the ~~board~~ department or association to take possession of those student records.

(d) The ~~board~~ department or association shall preserve a student record that comes into the possession of the ~~board~~ department or association under par. (b) ~~1. or 2.~~ or (bm) and shall keep the student record confidential as provided under 20 USC 1232g and 34 CFR part 99. A student record in the possession of the ~~board~~ department is not open to public inspection or copying under s. 19.35 (1). Upon request of the person who is the subject of a student record or an authorized

---

representative of that person, the ~~board~~ department or association shall provide a copy of the student record to the requester. The ~~board~~ department or association may charge a fee for providing a copy of a student record. The fee shall be based on the administrative cost of taking possession of, preserving, and providing the copy of the student record. All fees collected by the ~~board~~ department under this paragraph shall be credited to the appropriation account under s. ~~20.292 (2) (i)~~ 20.142 (3) (g).

SECTION 1361. 38.50 (12) of the statutes is renumbered 100.67 (12), and 100.67 (12) (a) and (b), as renumbered, are amended to read:

100.67 **(12)** (a) No person that holds itself out to the public in any way as a legitimate institution of higher education may use the term "college" or "university" in the person's name unless the person provides an educational program for which the person awards an associate or higher degree and the person has accreditation recognized by the U.S. secretary of education~~, has the foreign equivalent of that accreditation, as determined by the board, or has accreditation recognized~~ or by the Council for Higher Education Accreditation. This paragraph does not apply to any of the following:

1. A school that was doing business in this state with the approval of the educational approval board under s. 38.50, 2007 stats., prior to May 27, 2010.

1m. A person described in ~~sub.~~ s. 440.52 (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.

2. A person described in ~~sub.~~ s. 440.52 (1) (e) 3. to 7. that was doing business in this state prior to May 27, 2010.

(b) No school, including a school described in ~~sub.~~ s. 440.52 (1) (e) 1. to 8., may use the term "state" or "Wisconsin" in its name if the use of that term operates to mislead the public into believing that the school is affiliated with the University of Wisconsin System or the technical college system, unless the school actually is so affiliated. This paragraph does not apply to a school described in ~~sub.~~ s. 440.52 (1) (e) 1. that has accreditation recognized by the U.S. secretary of education~~, has the foreign equivalent of that accreditation, as determined by the board, or has accreditation recognized~~ or by the Council for Higher Education Accreditation.

SECTION 1362. 38.50 (13) (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and 4., (b) and (c) of the statutes are renumbered 100.67 (13) (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and 4., (b) and (c), and 100.67 (13) (a) 2. a. and c., as renumbered, are amended to read:

100.67 **(13)** (a) 2. a. Has accreditation recognized by the U.S. secretary of education; has the foreign equivalent of that accreditation~~, as determined by the board~~; or has accreditation recognized by the Council for Higher Education Accreditation.

c. Operates in this state and is a school described in ~~sub.~~ s. 440.52 (1) (e) 1. to 8.

SECTION 1363. 38.50 (13) (a) 2. b. of the statutes is repealed.

SECTION 1364. 38.50 (13) (a) 2. e. of the statutes is repealed.

SECTION 1365. 38.50 (13) (d) of the statutes is repealed.

SECTION 1366. 39.11 (16g) of the statutes is repealed.

SECTION 1367. 39.11 (18) of the statutes is repealed.

SECTION 1368. 39.14 (4) of the statutes is repealed.

SECTION 1369. 39.16 (1) of the statutes is amended to read:

39.16 **(1)** There is created a medical education review committee consisting of 9 members as follows. Seven members shall be appointed by the governor for staggered 5-year terms, and shall be selected from citizens with broad knowledge of medical education who are currently not associated with either of the medical schools of this state. The remaining members of the committee shall be the president of the University of Wisconsin System Authority or a designee, and the president of the Medical College of Wisconsin, Inc. or a designee.

SECTION 1370. 39.285 (1) of the statutes is amended to read:

39.285 **(1)**~~By~~ Annually, by May 1, ~~1998, and annually thereafter,~~ the board shall approve, modify or disapprove any proposed formula for the awarding of grants for the upcoming academic year submitted under sub. (2) or (3) or s. 36.11 (6) ~~(c)~~ or 38.04 (7m).

SECTION 1371. 39.385 (1) (c) of the statutes is amended to read:

39.385 **(1)** (c) "Health professional shortage area" ~~has the meaning given in s. 36.60 (1) (aj)~~ means an area that is designated by the federal department of health

and human services under 42 CFR part 5, appendix A, as having a shortage of medical care professionals.

SECTION 1372. 39.40 (1) (c) of the statutes is amended to read:

39.40 **(1)** (c) A Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

SECTION 1373. 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 Authority shall provide to the 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 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 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 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 1374. 39.44 (1) (a) 3. of the statutes is amended to read:

39.44 **(1)** (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

SECTION 1375. 39.47 (title) of the statutes is renumbered 36.27 (7) (title).

SECTION 1376. 39.47 (1) of the statutes is renumbered 36.27 (7) (a) and amended to read:

36.27 **(7)** (a) ~~There is established, to be administered by the board,~~ In this subsection, "agreement" means a Minnesota-Wisconsin student reciprocity agreement~~, the purpose of which shall be to ensure~~ that ensures that neither state ~~shall profit~~ profits at the expense of the other and that ~~the determination of~~ determines any amounts owed by either state under the agreement ~~shall be~~ based on an equitable formula ~~which~~ that reflects the educational costs incurred by the 2 states, ~~reflects~~ any differentials in usage by residents of either state of the public institutions of higher education located in the other state, and ~~reflects~~ any differentials in the resident tuition charged at comparable public institutions of higher education of the 2 states.

(b) The board, representing this state, ~~shall~~ may enter into and administer an agreement meeting the requirements of this ~~section~~ subsection with the designated body representing the state of Minnesota.

SECTION 1377. 39.47 (2) of the statutes is renumbered 36.27 (7) (c) and amended to read:

36.27 **(7)** (c) ~~The~~ An agreement ~~under this section shall~~ may provide for the

waiver of nonresident tuition for a resident of either state who is enrolled in a public vocational school located in the other state. ~~The~~ An agreement ~~shall~~ may also establish a reciprocal fee structure for residents of either state who are enrolled in public institutions of higher education, other than vocational schools, located in the other state. The reciprocal fee may not exceed the higher of the resident tuition that would be charged the student at the public institution of higher education in which the student is enrolled or the resident tuition that would be charged the student at comparable public institutions of higher education located in his or her state of residence, as specified in ~~the~~ an annual administrative memorandum under ~~sub. (2g). The agreement shall take effect on July 1, 2007. The agreement is subject to the approval of the joint committee on finance under s. 39.42~~ par. (d).

SECTION 1378. 39.47 (2g) of the statutes is renumbered 36.27 (7) (d) and amended to read:

36.27 **(7)** (d) ~~Prior to each~~ If the board enters into an agreement for an academic year, then, prior to the academic year, the board and the designated body representing the state of Minnesota shall prepare an administrative memorandum that establishes policies and procedures for ~~implementation of~~ implementing the agreement for the ~~upcoming~~ academic year, including a description of how the reciprocal fee structure shall be determined for purposes of ~~sub. (2), and the board shall submit the administrative memorandum to 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 administrative memorandum within 14 working days after the date of the submittal, the administrative memorandum may be implemented as proposed by the board. If, within 14 working days after the date of the submittal, the cochairpersons of the committee notify the board that the committee has scheduled a meeting for the purpose of reviewing the administrative memorandum, the administrative memorandum may be implemented only upon approval of the committee~~ par. (c).

SECTION 1379. 39.47 (2m) of the statutes is renumbered 36.27 (7) (e) and amended to read:

36.27 **(7)** (e) No resident of this state whose name appears on the statewide support lien docket under s. 49.854 (2) (b) may receive a waiver of nonresident tuition under this ~~section~~ subsection, unless the resident 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 1380. 39.47 (3) of the statutes is renumbered 36.27 (7) (f) 2. and amended to read:

36.27 **(7)** (f) 2. At the end of each semester or academic term that is subject to an agreement, each ~~state~~ party to the agreement shall determine the number of students for whom nonresident tuition has been waived under the agreement. Each ~~state~~ party shall certify to the other ~~state~~ party, in addition to the number of

students so determined, the aggregate amount of its reimbursement obligation. The ~~state~~ party with the larger reimbursement obligation shall pay as provided in the agreement an amount determined by subtracting the reimbursement obligation of the ~~state~~ party with the smaller reimbursement obligation from the reimbursement obligation of the ~~state~~ party with the larger reimbursement obligation. ~~The~~ An agreement shall provide a reasonable date for payment of any such sums due and owing, after which date interest may be charged on the amount owed. The methodology for determination of the appropriate interest rate shall be included in ~~the~~ an agreement. ~~Any payments received by this state under this subsection shall be deposited in the general fund.~~

SECTION 1381. 39.50 (1) of the statutes is amended to read:

39.50 **(1)** UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. At the end of each semester, the Board of Regents of the University of Wisconsin System Authority shall certify to the board the number of students enrolled in the University of Wisconsin System to whom any fees or nonresident tuition has been remitted under s. 36.27 (3n) or (3p), the number of credits for which those fees or that nonresident tuition has been remitted, and the amount of fees and nonresident tuition remitted. Subject to sub. (3m), if the board approves the information certified under this subsection, the board, from the appropriation account under s. 20.235 (1) (fz), shall reimburse the board of regents for the full amount of fees and nonresident tuition remitted. ~~The board of regents shall credit any amounts received under this subsection to the appropriation under s. 20.285 (1) (k) and shall expend those amounts received for degree credit instruction.~~

SECTION 1382. 40.02 (22) (em) of the statutes is amended to read:

40.02 **(22)** (em) For Wisconsin retirement system purposes only, for a member of the faculty, as defined in s. 36.05 (8), of a university who is on sabbatical leave ~~under s. 36.11 (17)~~, as determined by the Board of Regents of the University of Wisconsin System Authority, means the compensation that would have been payable to the participant, at the participant's rate of pay immediately prior to beginning the sabbatical leave, for service that would have been rendered at the university during the period of the sabbatical leave if the participant had continued to render services for the participant's employer during that period. Contributions and premiums on earnings considered to be received under this paragraph shall be paid as required under s. 40.05.

SECTION 1383. 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, and a local exposition district created under subch. II of ch. 229, ~~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 1384. 40.02 (36) of the statutes is amended to read:

40.02 **(36)** "Governing body" means the legislature or the head of each state agency with respect to employees of that agency for the state, the common council in cities, the village board in villages, the town board in towns, the county board in counties, the school board in school districts, or the board, commission or other governing body having the final authority for any other unit of government, for any agency or instrumentality of 2 or more units of government, for 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, or for a local exposition district created under subch. II of ch. 229 ~~or for a long-term care district created under s. 46.2895~~, but does not include a local cultural arts district created under subch. V of ch. 229.

SECTION 1385. 40.02 (41n) of the statutes is amended to read:

40.02 **(41n)** "Municipal employer" has the meaning given in s. 111.70 (1) (j), except that "municipal employer" does not include the University of Wisconsin System Authority.

SECTION 1386. 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 Authority 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 1387. 40.02 (54) (b) of the statutes is amended to read:

40.02 **(54)** (b) The Forward Wisconsin ~~Housing and Economic~~ Development Authority.

SECTION 1388. 40.02 (54) (m) of the statutes is created to read:

40.02 **(54)** (m) The University of Wisconsin System Authority.

SECTION 1389. 40.02 (57) of the statutes is amended to read:

40.02 **(57)** "University" means the University of Wisconsin System Authority under ch. 36.

SECTION 1390. 40.05 (2) (bw) of the statutes is amended to read:

40.05 **(2)** (bw) The employer contribution rate determined under par. (b) for the University of Wisconsin System Authority shall be adjusted to reflect the cost of granting creditable service under s. 40.285 (2) (e) and that rate shall be sufficient to amortize the unfunded prior service liability of the employers over the remainder of the 40-year amortization period under s. 40.05 (2) (b), 2005 stats.

SECTION 1391. 40.05 (4) (ag) 1. of the statutes is amended to read:

40.05 **(4)** (ag) 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~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration under par. (ah).

SECTION 1392. 40.05 (4) (ag) 2. of the statutes is amended to read:

40.05 **(4)** (ag) 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 each tier under s. 40.51 (6), as determined annually by the ~~director~~ administrator of the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration under par. (ah).

SECTION 1393. 40.05 (4) (ah) 1. of the statutes is amended to read:

40.05 **(4)** (ah) 1. Annually, the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration 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 1394. 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. V of ch. 111 of any eligible employee, and of any eligible employee of the Wisconsin Forward Development Authority, 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 1395. 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, and of any eligible employee of the Forward Wisconsin Development Authority, 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 1396. 40.05 (4) (bp) 2. of the statutes is amended to read:

40.05 **(4)** (bp) 2. The limits on conversion of accumulated unused sick leave which are specified under subd. 1. may be waived for nonteaching faculty who are appointed to work 52 weeks per year and nonteaching academic staff personnel if the secretary of administration determines that a sick leave accounting system comparable to the system used by the state for employees in the classified service is in effect at the institution, as defined in s. 36.05 (9), and if the institution regularly reports on the operation of its sick leave accounting system to the board of regents of the University of Wisconsin System Authority.

SECTION 1397. 40.05 (4) (bp) 3. c. of the statutes is amended to read:

40.05 **(4)** (bp) 3. c. That the institution regularly reports on the operation of its sick leave accounting system to the board of regents of the University of Wisconsin System Authority.

SECTION 1398. 40.05 (4g) (a) 4. of the statutes is amended to read:

40.05 **(4g)** (a) 4. Has received a military leave of absence under s. 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V of ch. 111 or under rules promulgated by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration or is eligible for reemployment with the state under s. 321.64 after completion of his or her service in the U.S. armed forces.

SECTION 1399. 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. V of ch. 111 and in accordance with the policies and procedures of the Forward Wisconsin Development Authority for any of its employees it deems eligible.

SECTION 1400. 40.06 (1) (dm) of the statutes is amended to read:

40.06 **(1)** (dm) Each determination by a department head regarding the classification of a state employee as a protective occupation participant shall be reviewed by the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration. A state employee's name may not be certified to the fund as a protective occupation participant under par. (d) until the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration approves the determination.

SECTION 1401. 40.08 (1c) of the statutes is amended to read:

40.08 **(1c)** WITHHOLDING OF ANNUITY AND CERTAIN BENEFIT PAYMENTS. Notwithstanding sub. (1), any monthly annuity paid under s. 40.23, 40.24, 40.25 (1) or (2), or 40.63 and any benefit paid under s. 40.62 or duty disability payment paid

under s. 40.65 is subject to s. 767.75. The board and any member or agent thereof and the department and any employee or agent thereof are immune from civil liability for any act or omission while performing official duties relating to withholding any ~~annuity~~ payment pursuant to s. 767.57.

SECTION 1402. 40.22 (2) (g) of the statutes is amended to read:

40.22 **(2)** (g) The employee is appointed by the university ~~under s. 36.19~~, or by the University of Wisconsin Hospitals and Clinics Authority, as a student assistant or employee in training or is appointed by a school or other education system in which

---

the person is regularly enrolled as a student and is attending classes to perform services incidental to the person's course of study at that school or education system.

SECTION 1403. 40.285 (2) (c) of the statutes is amended to read:

40.285 **(2)** (c) *Uncredited elected official and executive participating employee service.* Each executive participating employee whose creditable service terminates on or after May 3, 1988, and each participating employee who is a present or former elected official or an appointee of a present or former elected official and who did not receive creditable service under s. 40.02 (17) (e), 1987 stats., or s. 40.02 (17) (e), 1989 stats., and whose creditable service terminates on or after August 15, 1991, who was previously in the position of the president of the University of Wisconsin System created under s. 36.03, 2013 stats., or in a position designated under s. 20.923 (4), (8), or (9), but did not receive creditable service because of age restrictions, may receive creditable service equal to the period of executive service not credited if the participant pays to the department a lump sum payment equal to 5.5% of one-twelfth of the employee's highest earnings in a single annual earnings period multiplied by the number of months of creditable service granted under this paragraph.

SECTION 1404. 40.285 (2) (e) 1. of the statutes is amended to read:

40.285 **(2)** (e) 1. The participant meets the requirements of this paragraph and submits an application to the board of regents of the University of Wisconsin System Authority.

SECTION 1405. 40.285 (2) (e) 2. of the statutes is amended to read:

40.285 **(2)** (e) 2. The board of regents of the University of Wisconsin System Authority certifies the creditable service requested under subd. 1.

SECTION 1406. 40.513 of the statutes is created to read:

40.513Payment of stipend in lieu of health care coverage for state employees.(1) A state employee who is eligible to receive health care coverage under s. 40.51 (6) may elect not to receive that coverage and instead be paid an annual stipend equal to $2,000 if all of the following occur:

(a) The employee is eligible for an employer contribution under s. 40.05 (4) (ag).

(b) The employee makes the election on a form provided by the department.

(c) The employee makes the election within 30 days of being hired or during any applicable enrollment period established by the department. If the employee makes the election within 30 days of being hired, the employee may not receive health care coverage under s. 40.51 (6) during the calendar year in which the election is made. If the employee makes the election during any annual applicable enrollment period established by the department, the employee may not receive health care coverage under s. 40.51 (6) during the succeeding calendar year.

(2) A stipend paid to an employee under sub. (1) shall be paid from the appropriation account that would otherwise have been used to pay the employer contribution toward premium payments under s. 40.05 (4) (ag) for that employee. If an employee makes the election within 30 days of being hired, the employer shall prorate the $2,000 stipend according to the remaining number of months in the calendar year in which the election is made.

SECTION 1407. 40.515 (1) of the statutes is amended to read:

40.515 **(1)** In addition to the health care coverage plans offered under s. 40.51 (6), beginning on January 1, 2015, the group insurance board shall offer to all state employees the option of receiving health care coverage through a high-deductible health plan and the establishment of a health savings account. Under this option, each employee shall receive health care coverage through a high-deductible health plan. The state shall make contributions into each employee's health savings account in an amount specified by the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration under s. 40.05 (4) (ah) 4. In designing a high-deductible health plan, the group insurance board shall ensure that the plan may be used in conjunction with a health savings account.

SECTION 1408. 40.52 (3) of the statutes is amended to read:

40.52 **(3)** The group insurance board, after consulting with the board of regents of the University of Wisconsin System, shall establish the terms of a health insurance plan for graduate assistants, for teaching assistants, and for employees-in-training designated by the board of regents, who are employed on at least a one-third full-time basis and for teachers who are employed on at least a one-third full-time basis by the University of Wisconsin System with an expected duration of employment of at least 6 months but less than one year. Annually, the ~~director of the~~

~~office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration shall establish the amount that the employer is required to pay in premium costs under this subsection.

SECTION 1409. 40.52 (3) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

40.52 **(3)** The group insurance board, after consulting with the board of regents of the University of Wisconsin System Authority, shall establish the terms of a health insurance plan for graduate assistants, for teaching assistants, and for employees-in-training designated by the board of regents, who are employed on at least a one-third full-time basis and for teachers who are employed on at least a one-third full-time basis by the University of Wisconsin System Authority with an expected duration of employment of at least 6 months but less than one year. Annually, the administrator of the division of personnel management in the department of administration shall establish the amount that the employer is required to pay in premium costs under this subsection.

SECTION 1410. 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. V 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) and in accordance with the policies and procedures of the Forward Wisconsin Development Authority for any of its employees it deems eligible.

SECTION 1411. 40.63 (6) of the statutes is amended to read:

40.63 **(6)** Any person entitled to payments under this section who may otherwise be entitled to payments under s. 66.191, 1981 stats., may file with the department and the ~~department of workforce development~~ office of the commissioner of insurance a written election to waive payments due under this section and accept in lieu of the payments under this section payments as may be payable under s. 66.191, 1981 stats., but no person may receive payments under both s. 66.191, 1981 stats., and this section. However any person otherwise entitled to payments under this section may receive the payments, without waiver of any rights under s. 66.191, 1981 stats., during any period as may be required for a determination of the person's rights under s. 66.191, 1981 stats. Upon the final adjudication of the person's rights under s. 66.191, 1981 stats., if waiver is filed under this section, the person shall immediately cease to be entitled to payments under this section and the system shall be reimbursed from the award made under s. 66.191, 1981 stats., for all payments made under this section.

SECTION 1412. 40.65 (2) (a) of the statutes is amended to read:

40.65 **(2)** (a) This paragraph applies to participants who first apply for benefits before May 3, 1988. Any person desiring a benefit under this section must apply to the ~~department of workforce development~~ office of the commissioner of insurance, which ~~department~~ office shall determine whether the applicant is eligible to receive the benefit and the participant's monthly salary. Appeals from the eligibility decision shall follow the procedures under ss. 102.16 to 102.26. If it is determined that an applicant is eligible, the ~~department of workforce development~~ office of the commissioner of insurance shall notify the department ~~of employee trust funds~~ and shall certify the applicant's monthly salary. If at the time of application for benefits an applicant is still employed in any capacity by the employer in whose employ the disabling injury occurred or disease was contracted, that continued employment shall not affect that applicant's right to have his or her eligibility to receive those benefits determined in proceedings before the ~~department of workforce development~~ division of hearings and appeals in the department of administration or the labor and industry review commission or in proceedings in the courts. The ~~department of workforce development~~ office of the commissioner of insurance may promulgate rules needed to administer this paragraph.

SECTION 1413. 40.65 (2) (b) 3. of the statutes is amended to read:

40.65 **(2)** (b) 3. The department shall determine whether or not the applicant is eligible for benefits under this section on the basis of the evidence in subd. 2. An applicant may appeal a determination under this subdivision to the ~~department of workforce development~~ division of hearings and appeals in the department of administration.

SECTION 1414. 40.65 (2) (b) 4. of the statutes is amended to read:

40.65 **(2)** (b) 4. In hearing an appeal under subd. 3., the ~~department of workforce development~~ division of hearings and appeals in the department of administration shall follow the procedures under ss. 102.16 to 102.26.

SECTION 1415. 40.81 (1) of the statutes is amended to read:

40.81 **(1)** An employer other than the state, the university, or the University of Wisconsin Hospitals and Clinics Authority may provide for its employees the deferred compensation plan established under s. 40.80. Any employer, including this state, the university, and the University of Wisconsin Hospitals and Clinics Authority, who makes the plan under s. 40.80 available to any of its employees shall make it available to all of its employees under procedures established by the department under this subchapter.

SECTION 1416. 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~~ 235.03 (8), or 757.02 (5).

SECTION 1417. 41.11 (1g) (b) (intro.) of the statutes is amended to read:

41.11 **(1g)** (b) (intro.) The department, in consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, shall do all of the following for each economic development program administered by the department:

SECTION 1418. 41.11 (1r) (a) of the statutes is amended to read:

41.11 **(1r)** (a) The department shall coordinate any economic development assistance with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 1419. 41.11 (1r) (b) of the statutes is 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. ~~238.07~~ 235.016 (2). The department shall collaborate with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority to make readily accessible to the public on an Internet-based system the information required under this subsection.

SECTION 1420. 41.11 (6) of the statutes is repealed.

SECTION 1421. 41.16 (1) (a) 1. of the statutes is amended to read:

41.16 **(1)** (a) 1. A nonprofit organization, as defined in s. 106.13 ~~(4)~~ (3m) (a) 1r., whose purposes include tourism to or within the state or a particular region in the state.

SECTION 1422. 41.23 of the statutes is amended to read:

41.23Sale of excess or surplus property. The department may acquire excess or surplus property from the department of administration under ~~ss.~~ s. 16.72 (4) (b) ~~and 16.98 (1)~~ or from the department of transportation under s. 84.09 (5s) and, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the department may sell the property acquired under this section to any person at a price determined by the department of tourism. All proceeds received by the department of tourism from the sale of property under this section shall be credited to the appropriation account under s. 20.380 (1) (h).

SECTION 1423. 41.40 of the statutes is renumbered 23.0925, and 23.0925 (1), as renumbered, is amended to read:

23.0925 **(1)** The department may acquire land from the federal government

adjacent to the Kickapoo River, and may determine the boundaries of the Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (2).

SECTION 1424. 41.41 of the statutes is renumbered 23.0927, and 23.0927 (1) (a), as renumbered, is amended to read:

23.0927 **(1)** (a) ~~"Board"~~ Notwithstanding s. 24.01 (2), "board" means the Kickapoo reserve management board.

SECTION 1425. 41.53 (1) (h) of the statutes 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. ~~16.287~~ 203.07 (1) (f).

SECTION 1426. 41.60 (1) (c) of the statutes is amended to read:

41.60 **(1)** (c) "Nonprofit business development organization" means a housing and community development authority created under s. 66.1335 (1), redevelopment corporation, as defined in s. 66.1301 (3) (s), redevelopment authority created under s. 66.1333 (3), community development corporation, as defined in s. ~~234.94~~ 235.94 (2), or any nonprofit organization whose primary purpose is to promote the economic development of a particular area or region in the state.

SECTION 1427. 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. ~~16.287~~ 203.07 (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 1428. 43.58 (5) of the statutes is amended to read:

43.58 **(5)** The library board may employ competent persons to deliver lectures upon scientific, literary, historical or educational subjects; and may cooperate with the University of Wisconsin System Authority, technical college district boards, the historical society, the department, cooperative educational service agencies, school boards and other educational institutions to secure such lectures or to foster and encourage by other means the wider use of books and other resource, reference and educational materials upon scientific, historical, economic, literary, educational and other useful subjects.

SECTION 1429. 44.10 (1) of the statutes is amended to read:

44.10 **(1)** The historical society, through its board of curators, in its corporate capacity and as trustee of the state may enter into agreements with the University of Wisconsin System Authority or such other public or quasi-public institutions, agencies or corporations as the board of curators of the society shall designate to serve as the regional records depository for a given area. Said agreements shall specify the area to be served by the depository, and the methods of accessioning, cataloging, care, housing, preservation and servicing of these and such other material as may be placed by the historical society or in the name of the historical society in such regional depositories under such agreements, it being the intent of this section to provide an orderly, uniform statewide system for the retention and preservation of important court, county and local public records on a manageable basis and under proper professional care in the region of origin. Only where such arrangements cannot be accomplished may the said society transfer such records to the state archives. Said society shall compile and maintain for reference purposes as soon as may be convenient a union list of the records of county, city, village, town, school district, or other local governmental unit, or court, title to which is transferred to it under s. 44.09 (1).

SECTION 1430. 44.11 of the statutes is repealed and recreated to read:

44.11Central depository library.(1) In this section, "board" means the board of curators of the historical society.

(2) The board may participate in the formation and maintenance of a nonprofit-sharing corporation sponsored by participating colleges, universities, and libraries for the purpose of providing and operating a central library depository at a location in a midwestern state for the storage of little used books and other library and research materials of participating institutions, and which corporation may also perform any other functions for the benefit of participating institutions, including correlating library catalogs of the participating institutions, coordinating and planning the purchasing by each institution of costly or infrequently used books and research materials in order to avoid unnecessary duplication, and facilitating the loaning of library books and other library and research materials between participating institutions. The board shall possess all powers necessary or convenient to accomplish the foregoing, including the authority to designate representatives or members of such corporation in accordance with its articles and bylaws.

(3) The board may make use of and pay for the use of the facilities and services of such nonprofit-sharing corporation, but the board shall retain title to all books and materials deposited with such corporation for storage or loaned to other participating institutions and the authority of the board to expend funds for the purchase of land, the construction of buildings and additions to buildings and the

purchase of equipment for the purpose of providing such facilities shall be limited to funds appropriated under s. 20.245.

SECTION 1431. 44.14 (1) of the statutes is amended to read:

44.14 **(1)** It is the purpose of this section to establish a more economical system of handling federal documents in this state in such a way as to effect savings of staff and space to the participating libraries, both state and local; to make such documents more available to more of the people, colleges and libraries of the state, in accordance with the purposes of the federal depository act of 1895 and the needs of the citizens of the state; and to make possible substantial economies in the publication costs of such documents at the federal level as well. To this end the state documents depository established by s. 44.06 may acquire and establish a central state depository and loan collection of federal documents for the benefit of the University of Wisconsin System Authority, the state law library, the depository libraries and such other college and public libraries in this state as may desire to share in the benefits of this loan collection.

SECTION 1432. 44.14 (2) of the statutes is amended to read:

44.14 **(2)** The University of Wisconsin System Authority and the public and other participating libraries, federal regulations permitting, may transfer outright or may loan indefinitely to this central depository any or all federal documents now in their possession which in their opinion are so little used for ready reference purposes as to make their retention unnecessary if copies are available on loan from the central depository loan collection.

SECTION 1433. 44.31 (1r) of the statutes is created to read:

44.31 **(1r)** "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 1434. 44.40 (3m) of the statutes is created to read:

44.40 **(3m)** A state agency may appeal to the division of hearings and appeals under ch. 227 any determination made by the officer under this section.

SECTION 1435. 44.42 (3) of the statutes is created to read:

44.42 **(3)** A political subdivision or school board may appeal to the division of hearings and appeals under ch. 227 any determination made by the officer under this section.

SECTION 1436. 45.03 (1) of the statutes is amended to read:

45.03Department of veterans affairs. (1)POLICY. It is the policy of the state to ~~give~~ provide health, educational, and economic assistance to veterans and their dependents who are residents of this state to the extent and under the

conditions determined by the ~~board~~ department within the limitations set forth in this section.

SECTION 1437. 45.03 (6) of the statutes is amended to read:

45.03 **(6)** COORDINATION DUTIES. The department shall coordinate the activities of all state agencies and the University of Wisconsin Hospitals and Clinics Authority

---

performing functions relating to the medical, hospital, or other remedial care; placement and training; and educational, economic, or vocational rehabilitation of veterans. In particular, the department shall coordinate the activities of the technical college system board, state selective service administration, department of health services, department of workforce development, department of public instruction, the University of Wisconsin System Authority and other educational institutions, the University of Wisconsin Hospitals and Clinics Authority, and all other departments or agencies performing any of the functions specified, to the end that the benefits provided in this section may be made available to veterans as promptly and effectively as possible.

SECTION 1438. 45.03 (10) of the statutes is amended to read:

45.03 **(10)** TRAINING AND EMPLOYMENT OF VETERANS. The department~~, in cooperation with the~~ shall operate programs in this state to enhance the employment opportunities of veterans of the U.S. armed forces, including the employment program funded under 38 U.S.C. 41 and 42. Such programs shall be administered by state employees and shall provide services only to eligible individuals. The department of workforce development and state selective service administration and any other federal, state, or local agency, shall cooperate with the department to formulate and carry out plans for the training and employment of veterans.

SECTION 1439. 45.10 of the statutes is created to read:

45.10 Veteran appearances. The department may reimburse any veteran who incurred travel expenses relating to an appearance that occurred at the request of the state, subject to the following:

(1) A veteran seeking reimbursement shall submit to the department documentation of travel expenses incurred.

---

(2) Notwithstanding ss. 16.53 (12) (c) and 20.916 (8) and (9), the department may reimburse all documented travel expenses but reimbursement shall not exceed $2,000 annually per veteran.

SECTION 1440. 45.20 (1) (d) of the statutes is amended to read:

45.20 **(1)** (d) "Tuition," when referring to the University of Wisconsin System, means academic fees and segregated fees; when referring to the technical colleges, means "program fees" and "additional fees" as described in s. 38.24 (1m) and (1s); and when referring to a high school, a school that is approved under s. 45.03 (11), or a

proprietary school that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, means the charge for the courses for which a person is enrolled.

SECTION 1441. 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~~ authorized under s. ~~38.50~~ 440.52, enrolling in a public or private high school, enrolling in a tribal school, as defined in s. 115.001 (15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition under s. 39.47.

SECTION 1442. 45.20 (2) (a) 1. of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 authorized under s. 440.52, enrolling in a public or private high school, enrolling in a tribal school, as defined in s. 115.001

(15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition under s. ~~39.47~~ 36.27 (7).

SECTION 1443. 45.20 (2) (a) 2. (intro.) of the statutes is amended to read:

45.20 **(2)** (a) 2. (intro.) A veteran who is a resident of this state and otherwise qualified to receive benefits under this subsection may receive the benefits under this subsection upon the completion of any correspondence courses or part-time classroom study from an institution of higher education located outside this state, from a school that is approved under s. 45.03 (11), or from a proprietary school that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, if any of the following applies:

SECTION 1444. 45.20 (2) (c) 1. of the statutes is amended to read:

45.20 **(2)** (c) 1. A veteran who meets the eligibility requirements under par. (b) 1. may be reimbursed upon satisfactory completion of an undergraduate semester in any institution of higher education in this state, or upon satisfactory completion of a course at any school that is approved under s. 45.03 (11), any proprietary school that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, any public or private high school, any tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or any institution from which the veteran receives a waiver of nonresident tuition under s. 39.47. Except as provided in par. (e), the amount of reimbursement may not exceed the total cost of the veteran's tuition minus any grants or scholarships that the veteran receives specifically for the payment of the tuition, or, if the tuition is for an undergraduate semester in any institution of higher education, the standard cost

of tuition for a state resident for an equivalent undergraduate semester at the University of Wisconsin-Madison, whichever is less.

SECTION 1445. 45.20 (2) (c) 1. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

45.20 **(2)** (c) 1. A veteran who meets the eligibility requirements under par. (b) 1. may be reimbursed upon satisfactory completion of an undergraduate semester in any institution of higher education in this state, or upon satisfactory completion of a course at any school that is approved under s. 45.03 (11), any proprietary school that is authorized under s. 440.52, any public or private high school, any tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or any institution from which the veteran receives a waiver of nonresident tuition under s. ~~39.47~~ 36.27 (7). Except as provided in par. (e), the amount of reimbursement may not exceed the total cost of the veteran's tuition minus any grants or scholarships that the veteran receives specifically for the payment of the tuition, or, if the tuition is for an undergraduate semester in any institution of higher education, the standard cost of tuition for a state resident for an equivalent undergraduate semester at the University of Wisconsin-Madison, whichever is less.

SECTION 1446. 45.20 (2) (d) 1. (intro.) of the statutes is amended to read:

45.20 **(2)** (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for reimbursement under this subsection at any institution of higher education in this state, at a school that is approved under s. 45.03 (11), at a proprietary school that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, at a public or private high school, at a tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or at an institution where he or she is receiving a waiver of nonresident tuition under s. 39.47 is limited to the following:

SECTION 1447. 45.20 (2) (d) 1. (intro.) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

45.20 **(2)** (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for reimbursement under this subsection at any institution of higher education in this state, at a school that is approved under s. 45.03 (11), at a proprietary school that is authorized under s. 440.52, at a public or private high school, at a tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or at an institution where he or she is receiving a waiver of nonresident tuition under s. ~~39.47~~ 36.27 (7) is limited to the following:

SECTION 1448. 45.21 (2) (a) of the statutes is amended to read:

45.21 **(2)** (a) The veteran is enrolled in a training course in a technical college under ch. 38 or in a proprietary school in the state ~~approved~~ authorized by the

~~educational approval board under s. 38.50~~ department of financial institutions and professional standards under s. 440.52, other than a proprietary school offering a 4-year degree or 4-year program, or is engaged in a structured on-the-job training program that meets program requirements promulgated by the department by rule.

SECTION 1449. 45.31 (2) of the statutes is amended to read:

45.31 **(2)** "Authority" means the Forward Wisconsin ~~Housing and Economic~~ Development Authority.

SECTION 1450. 45.34 (1) (a) 2. of the statutes is amended to read:

45.34 **(1)** (a) 2. A home and eligible rehabilitation of a home, as defined in s. ~~234.49~~ 235.49 (1) (d).

SECTION 1451. 45.37 (6) (b) of the statutes is amended to read:

45.37 **(6)** (b) Loans made under this section may be purchased by the authority from the veterans housing loan fund under s. ~~234.41~~ 235.41. All receipts of interest, except amounts retained as servicing fees by the authorized lenders servicing the loans purchased by the authority, and principal on the loans, payments of losses by insurers not used for restoration of the property securing the loans, and any other collections, shall be deposited by the authority into the veterans housing bond redemption fund under s. ~~234.43~~ 235.43 and shall be disbursed from the fund as provided in s. ~~234.43~~ 235.43 (2).

SECTION 1452. 45.40 (6) of the statutes is created to read:

45.40 **(6)**EXPANDED ELIGIBILITY. The eligibility requirements under s. 45.02 (2) do not apply to a person applying for assistance under this section.

SECTION 1453. 45.44 (1) (a) 5. of the statutes is amended to read:

45.44 **(1)** (a) 5. A license, certification, registration, or permit issued under s. 89.06, 89.072, 94.10 (2), (3), or (3g), 94.50 (2), 94.704, 95.60, 97.17 (2), 97.175 (2), 97.22 (2), 98.145, 98.146, 98.18 (1) (a), or 168.23 (3).

SECTION 1454. 45.44 (1) (a) 14. of the statutes is amended to read:

45.44 **(1)** (a) 14. A license, certification, certification card, or permit issued under s. ~~252.23, 252.24,~~ 254.176, 254.178, 254.20, 254.71, and 256.15.

SECTION 1455. 45.44 (1) (a) 14. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

45.44 **(1)** (a) 14. A license, certification, certification card, or permit issued under ~~s.~~ ss. 97.33, 254.176, 254.178, 254.20, ~~254.71,~~ and 256.15.

SECTION 1456. 45.44 (1) (b) of the statutes is amended to read:

45.44 **(1)** (b) "Licensing agency" means the department of agriculture, trade and consumer protection; the department of children and families; ~~the department of financial institutions;~~ the department of health services; the department of natural resources; the department of public instruction; the department of revenue; the department of ~~safety and professional services~~ financial institutions and

professional standards and its examining boards and affiliated credentialing boards;
the department of transportation; the department of workforce development; the

board of commissioners of public lands; the government accountability board; or the office of the commissioner of insurance.

SECTION 1457. 45.45 of the statutes is renumbered 235.26, and 235.26 (title), (1), (2), (3), (4) (intro.), (a), (b), (c) (intro.), 5. and 6. and (d) and (5) (a) and (b), as renumbered, are amended to read.

235.26 (title) **Grant to ~~VETransfer~~ Global Entrepreneurship Collective, Inc.**

(1)PAYMENT.~~From the appropriation under s. 20.485 (2) (vm), the department~~ The authority shall pay $500,000 to ~~VETransfer, Inc.~~ Global Entrepreneurship Collective, in fiscal year ~~2013-14~~ 2016-2017, subject to the requirements under subs. (2) to (5).

(2)GRANTS TO VETERAN-OWNED START-UP BUSINESSES. Of the moneys ~~VETransfer~~ Global Entrepreneurship Collective, Inc., receives under sub. (1), ~~VETransfer~~ Global Entrepreneurship Collective, Inc., shall grant at least $300,000 to veterans who are residents of this state or to businesses owned by veterans who are residents of this state. A veteran or a veteran's business that is awarded a grant under this subsection may use the grant only to pay for costs associated with the start-up of a business located in this state that the veteran owns.

(3)VETERAN ENTREPRENEURSHIP TRAINING. Of the moneys ~~VETransfer~~ Global Entrepreneurship Collective, Inc., receives under sub. (1), ~~VETransfer~~ Global Entrepreneurship Collective, Inc., may use up to $200,000 to provide entrepreneurial training and related services to veterans who are residents of this state.

(4)REPORTING REQUIREMENTS. (intro.) Annually, by March 1, until 2018 or one year following the date established by the ~~department~~ authority under sub. (5) (a),

~~VETransfer~~ Global Entrepreneurship Collective, Inc., shall submit to the ~~secretary, the governor, and the secretary of administration~~ authority and the secretary of veterans affairs a report that includes all of the following:

(a) The most recent financial statement for ~~VETransfer~~ Global Entrepreneurship Collective, Inc.

(b) A detailed description of the criteria ~~VETransfer~~ Global Entrepreneurship Collective, Inc., used to determine who received a grant under sub. (2) during the previous year.

(c) (intro.) A verified statement describing in detail the grants ~~VETransfer~~ Global Entrepreneurship Collective, Inc., made under sub. (2), and the expenditures ~~VETransfer~~ Global Entrepreneurship Collective, Inc., made under sub. (3), during the previous year, signed by an independent certified public accountant and the director or principal officer of ~~VETransfer~~ Global Entrepreneurship Collective, Inc., to attest to the accuracy of the verified statement. The verified statement shall include all of the following concerning each award of a grant ~~VETransfer~~ Global Entrepreneurship Collective, Inc., made under sub. (2) during the previous year:

5. Any information the grant recipient submitted to ~~VETransfer~~ Global Entrepreneurship Collective, Inc., to apply for the grant.

6. The amount of the grant and the date ~~VETransfer~~ Global Entrepreneurship Collective, Inc., awarded the grant.

(d) A summary of all investments and grants of any kind that ~~VETransfer~~ Global Entrepreneurship Collective, Inc., made during the previous year.

(5) (a) Except as provided under par. (b), ~~VETransfer~~ Global Entrepreneurship Collective, Inc., may not expend any moneys it receives under sub. (1) after June 30, 2017, or a later date established by the ~~department~~ authority.

(b) ~~VETransfer~~ Global Entrepreneurship Collective, Inc., shall pay to the secretary of administration for deposit in the general fund any moneys it receives under sub. (1) but does not expend by June 30, 2017, or by a later date established by the ~~department~~ authority under par. (a).

SECTION 1458. 45.51 (2) (a) 3. of the statutes is amended to read:

45.51 **(2)** (a) 3. A spouse~~,~~ or surviving spouse~~, or parent~~ of a person under subd. 1. or 2 or a parent of a person who died while serving in the U.S. armed forces.

SECTION 1459. 45.60 (1) (a) of the statutes is renumbered 45.60 (1) (a) (intro.) and amended to read:

45.60 **(1)** (a) (intro.) The department shall administer a program to coordinate the provision of military funeral honors in this state to ~~deceased veterans and to deceased persons who have served under honorable conditions in any national guard or in a reserve component of the U.S. armed forces.~~ all of the following:

SECTION 1460. 45.60 (1) (a) 1. of the statutes is created to read:

45.60 **(1)** (a) 1. Military personnel on active duty.

SECTION 1461. 45.60 (1) (a) 2. of the statutes is created to read:

45.60 **(1)** (a) 2. Former military members who served on active duty and were discharged under conditions other than dishonorable.

SECTION 1462. 45.60 (1) (a) 3. of the statutes is created to read:

45.60 **(1)** (a) 3. Members of the selective service.

SECTION 1463. 45.60 (1) (a) 4. of the statutes is created to read:

45.60 **(1)** (a) 4. Former members of the selected reserve and national guard who served at least one term of enlistment or period of initial obligated service and were discharged under conditions other than dishonorable.

SECTION 1464. 45.60 (1) (a) 5. of the statutes is created to read:

45.60 **(1)** (a) 5. Former members of the selected reserve or national guard who were discharged due to a service-connected disability.

SECTION 1465. 45.82 (2) of the statutes is amended to read:

45.82 **(2)** The department of veterans affairs shall award a grant annually to a county that meets the standards developed under this section and employs a county veterans service officer who, if chosen after August 9, 1989, is chosen from a list of candidates who have taken a civil service examination for the position of county veterans service officer developed and administered by the ~~division~~ bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration, or is appointed under a civil service competitive examination procedure under s. 59.52 (8) or ch. 63. The grant shall be $8,500 for a county with a population of less than 20,000, $10,000 for a county with a population of 20,000 to 45,499, $11,500 for a county with a population of 45,500 to 74,999, and $13,000 for a county with a population of 75,000 or more. The department of veterans affairs shall use the most recent Wisconsin official population estimates prepared by the demographic services center when making grants under this subsection.

SECTION 1466. 46.011 (1) of the statutes is renumbered 46.011 (1e).

SECTION 1467. 46.011 (1c) of the statutes is created to read:

46.011 **(1c)** "Community-based juvenile delinquency-related services" means juvenile delinquency-related services provided under ch. 938 other than juvenile correctional services.

SECTION 1468. 46.011 (1p) of the statutes is created to read:

46.011 **(1p)** "Juvenile correctional services" means services provided for a juvenile who is being held in a juvenile detention facility or who is under the supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n) (a), or 938.357 (4).

SECTION 1469. 46.011 (1p) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

46.011 **(1p)** "Juvenile correctional services" means services provided for a juvenile who is being held in a juvenile detention facility or who is under the supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n) ~~(a)~~, or 938.357 (4).

SECTION 1470. 46.03 (18) (a) of the statutes is amended to read:

46.03 **(18)** (a) Except as provided in s. 46.10 (14) (b) and (c), the department shall establish a uniform system of fees for services provided or purchased by the

department, or a county department under s. 46.215, 46.22, 51.42, or 51.437, except for services provided under ch. 48 and subch. III of ch. 49; community-based juvenile delinquency-related services; juvenile correctional services; services provided to courts; and outreach, information, and referral services; or when, as determined by the department, a fee is administratively unfeasible or would significantly prevent accomplishing the purpose of the service. A county department under s. 46.215, 46.22, 51.42, or 51.437 shall apply the fees that it collects under this program to cover the cost of those services.

SECTION 1471. 46.03 (20) (a) of the statutes is amended to read:

46.03 **(20)** (a) ~~Except for payments provided under ch. 48 or subch. III of ch. 49,~~ ~~the~~ The department may make payments directly to recipients of public assistance or to ~~such~~ persons authorized to receive ~~such~~ those payments in accordance with law and rules of the department on behalf of the counties. ~~Except for payments provided under ch. 48 or subch. III of ch. 49, the~~ The department may charge the counties for the cost of operating public assistance systems ~~which~~ that make ~~such~~ those payments.

SECTION 1472. 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) ~~$2,707,100~~ $2,929,200 in fiscal year ~~2013-14~~ 2015-16 and ~~$2,772,800~~ $2,997,600 in fiscal year ~~2014-15~~ 2016-17, 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 1473. 46.10 (14) (e) 1. of the statutes is amended to read:

46.10 **(14)** (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a) or 48.363 (2) for support determined under this subsection constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108 and other money due or to be due in the future to the county department under s. 46.22 or 46.23 in the county where the order was entered or to the department, depending upon the placement of the child as specified by rules promulgated under subd. 5. The assignment shall be for an amount sufficient to ensure payment under the order.

SECTION 1474. 46.206 (1) (a) of the statutes is amended to read:

46.206 **(1)** (a) The department shall supervise the administration of social services, except ~~as~~ for social services provided under ch. 48 and subch. III of ch. 49

~~and except for~~, community-based juvenile delinquency-related services, and juvenile correctional services. The department shall submit to the federal authorities state plans for the administration of social services, except ~~as~~ for social services provided under ch. 48 and subch. III of ch. 49 ~~and except for~~, community-based juvenile delinquency-related services, and juvenile correctional services, in such form and containing such information as the federal authorities require, and shall comply with all requirements prescribed to ensure their correctness.

SECTION 1475. 46.206 (2) of the statutes is amended to read:

46.206 **(2)** The county administration of all laws relating to social services~~, except with respect to the programs under ch. 48 and subch. III of ch. 49 and to juvenile delinquency-related programs,~~ shall be vested in the officers and agencies designated in the statutes.

SECTION 1476. 46.21 (2m) (c) of the statutes is amended to read:

46.21 **(2m)** (c) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), and 253.07 (3) (c), a subunit of a county department of human services or tribal agency acting under this subsection may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of human services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of human services or tribal

---

agency or with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of human services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this paragraph shall document that a request for information was received and what information was provided.

SECTION 1477. 46.21 (2m) (c) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.21 **(2m)** (c) *Exchange of information.* Notwithstanding ss. ~~46.2895 (9),~~ 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), and 253.07 (3) (c), a subunit of a county department of human services or tribal agency acting under this subsection may exchange confidential information about a client, without

the informed consent of the client, with any other subunit of the same county department of human services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of human services or tribal agency or with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of human services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this paragraph shall

document that a request for information was received and what information was provided.

SECTION 1478. 46.215 (1) (d) of the statutes is amended to read:

46.215 **(1)** (d) To make investigations that relate to services under subchs. IV and V of ch. 49 upon request by the department of health services, to make investigations that relate to juvenile ~~delinquency-related~~ correctional services at the request of the department of corrections, and to make investigations that relate to programs under ch. 48 and subch. III of ch. 49 or to community-based juvenile delinquency-related services upon request by the department of children and families.

SECTION 1479. 46.215 (1) (r) of the statutes is amended to read:

46.215 **(1)** (r) If authorized under s. 46.283 (1) (a) ~~1.~~, to apply to the department of health services to operate a resource center under s. 46.283 and, if the department contracts with the county under s. 46.283 (2), to operate the resource center.

SECTION 1480. 46.215 (1) (s) of the statutes is amended to read:

46.215 **(1)** (s) If authorized under s. 46.284 (1) (a) ~~1.~~, to apply to the department of health services to operate a care management organization under s. 46.284 and, if the department contracts with the county under s. 46.284 (2), to operate the care management organization and, if appropriate, place funds in a risk reserve.

SECTION 1481. 46.215 (1m) of the statutes is amended to read:

46.215 **(1m)** EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social services or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other

subunit of the same county department of social services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of social services or tribal agency or with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of social services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this subsection shall document that a request for information was received and what information was provided.

SECTION 1482. 46.215 (1m) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.215 **(1m)** EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss. ~~46.2895 (9),~~ 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social services or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of social services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client

---

under a purchase of services contract with the county department of social services or tribal agency or with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of social services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this subsection shall document that a request for information was received and what information was provided.

SECTION 1483. 46.215 (1p) of the statutes is amended to read:

46.215 **(1p)** EXCHANGE OF INFORMATION; STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. Notwithstanding ss. ~~46.2895 (9),~~ 48.396 (1) and (2) (a), 48.78

(2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), a county department under this section may enter the content of any record kept or information received by that county department into the statewide automated child welfare information system established under s. 48.47 (7g).

SECTION 1484. 46.215 (2) (a) 1. of the statutes is amended to read:

46.215 **(2)** (a) 1. In order to ensure the availability of a full range of care and services, the county department of social services may contract, either directly or through the department of health services, with public or voluntary agencies or others to purchase, in full or in part, care and services, except as provided under subch. III of ch. 49 and s. 301.08 (2)~~, which~~ and except for community-based juvenile delinquency-related services, that the county department of social services is authorized by any statute to furnish in any manner. ~~This~~ That care and ~~these~~ those services may be purchased from the department of health services if the department of health services has staff to furnish ~~the~~ that care and those services. If the county department of social services has adequate staff, it may sell ~~the~~ that care and those services directly to another county or state agency.

SECTION 1485. 46.215 (2) (a) 2. of the statutes is amended to read:

46.215 **(2)** (a) 2. In order to ensure the availability of a full range of care and services, the county department of social services may contract, either directly or through the department of children and families, with public or voluntary agencies, or others to purchase, in full or in part, care and services under ch. 48 and subch. III of ch. 49 ~~which~~ and community-based juvenile delinquency-related services that the county department of social services is authorized to furnish. ~~This~~ That care and ~~these~~ those services may be purchased from the department of children and families if the department of children and families has staff to furnish ~~the~~ that care and those services. If the county department of social services has adequate staff, it may sell ~~the~~ that care and those services directly to another county or state agency.

SECTION 1486. 46.215 (2) (a) 3. of the statutes is amended to read:

46.215 **(2)** (a) 3. In order to ensure the availability of a full range of care and services, the county department of social services may contract, either directly or through the department of corrections, with public or voluntary agencies , or others to purchase, in full or in part, juvenile ~~delinquency-related care and services which~~ correctional services that the county department of social services is authorized by any statute to furnish in any manner. ~~Such~~ That care and those services may be purchased from the department of corrections if the department of corrections has staff to furnish ~~the~~ that care and those services. If the county department of social services has adequate staff, it may sell ~~the~~ that care and those services directly to another county or state agency.

SECTION 1487. 46.215 (2) (c) 1. of the statutes is amended to read:

46.215 **(2)** (c) 1. A county department of social services shall develop, under the requirements of s. 46.036, plans and contracts for the purchase of care and services ~~to be purchased~~, except for care and services under subch. III of ch. 49 or s. 301.08 (2) and community-based juvenile delinquency-related services. The department of health services may review the contracts and approve them if they are consistent with s. 46.036 and if state or federal funds are available for ~~such~~ those purposes. The joint committee on finance may require the department of health services to submit the contracts to the committee for review and approval. The department of health services may not make any payments to a county for programs included in a contract under review by the committee. The department of health services shall reimburse each county for the contracts from the appropriations under s. 20.435 (7) (b) and (o), as appropriate, under s. 46.495.

SECTION 1488. 46.215 (2) (c) 2. of the statutes is amended to read:

46.215 **(2)** (c) 2. A county department of social services shall develop, under the requirements of s. 49.34, plans and contracts for the purchase of care and services ~~to be purchased~~ under ch. 48 and subch. III of ch. 49 and of community-based juvenile delinquency-related services. The department of children and families may review the contracts and approve them if they are consistent with s. 49.34 and if state or federal funds are available for ~~such~~ those purposes. The joint committee on finance may require the department of children and families to submit the contracts to the committee for review and approval. The department of children and families may not make any payments to a county for programs included in a contract under review by the committee.

SECTION 1489. 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 purchase of juvenile correctional services. 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~~ children and families may not make any payments under s. 48.526 to a county for programs included in a contract under review by the committee. The department of ~~corrections~~ children and families shall reimburse each county for the contracts from the appropriations under s. ~~20.410 (3) (cd) and (ko)~~ 20.437 (1) (cj)

and
(o) as appropriate.

SECTION 1490. 46.22 (1) (b) 1. b. of the statutes is amended to read:

46.22 **(1)** (b) 1. b. To make investigations ~~which~~ that relate to welfare services, except ~~as~~ for welfare services provided under ch. 48 and subch. III of ch. 49, community-based juvenile delinquency-related services, and juvenile correctional services, upon request by the department of health services.

SECTION 1491. 46.22 (1) (b) 1. j. of the statutes is amended to read:

46.22 **(1)** (b) 1. j. If authorized under s. 46.283 (1) (a) ~~1.~~, to apply to the department of health services to operate a resource center under s. 46.283 and, if the department contracts with the county under s. 46.283 (2), to operate the resource center.

SECTION 1492. 46.22 (1) (b) 1. k. of the statutes is amended to read:

46.22 **(1)** (b) 1. k. If authorized under s. 46.284 (1) (a) ~~1.~~, to apply to the department of health services to operate a care management organization under s. 46.284 and, if the department contracts with the county under s. 46.284 (2), to operate the care management organization and, if appropriate, place funds in a risk reserve.

SECTION 1493. 46.22 (1) (b) 2. a. of the statutes is created to read:

46.22 **(1)** (b) 2. a. To administer community-based juvenile delinquency-related services under s. 48.526.

SECTION 1494. 46.22 (1) (b) 2. c. of the statutes is amended to read:

46.22 **(1)** (b) 2. c. To make investigations as provided under ch. 48 and subch. III of ch. 49 and investigations relating to community-based juvenile delinquency-related services upon request by the department of children and families.

SECTION 1495. 46.22 (1) (b) 5m. a. of the statutes is amended to read:

46.22 **(1)** (b) 5m. a. To administer juvenile ~~delinquency-related~~ correctional services under s. 301.26.

SECTION 1496. 46.22 (1) (b) 5m. c. of the statutes is amended to read:

46.22 **(1)** (b) 5m. c. To make investigations relating to juvenile ~~delinquency-related~~ correctional services upon request by the department of corrections.

SECTION 1497. 46.22 (1) (dm) of the statutes is amended to read:

46.22 **(1)** (dm) *Exchange of information; long-term care.* Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social services or tribal agency acting under this subsection may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of social services or tribal agency, with a

resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of social services or tribal agency or with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of social services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this paragraph shall document that a request for information was received and what information was provided.

SECTION 1498. 46.22 (1) (dm) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.22 **(1)** (dm) *Exchange of information; long-term care.* Notwithstanding ss. ~~46.2895 (9),~~ 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of social services or tribal agency acting under this subsection may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of social services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of social services or tribal agency or with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of social services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this paragraph shall document that a request for information was received and what information was provided.

SECTION 1499. 46.22 (1) (dp) of the statutes is amended to read:

46.22 **(1)** (dp) *Exchange of information; statewide automated child welfare information system.* Notwithstanding ss. ~~46.2895 (9),~~ 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),

252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), a county department under this section may enter the content of any record kept or information received by that county department into the statewide automated child welfare information system established under s. 48.47 (7g).

SECTION 1500. 46.22 (1) (e) 3. a. of the statutes is amended to read:

46.22 **(1)** (e) 3. a. A county department of social services shall develop, under the requirements of s. 46.036, plans and contracts for the purchase of care and services, except for care and services provided under ch. 48, subch. III of ch. 49, and s. 301.08 (2)~~, to be purchased~~ and community-based juvenile delinquency-related services. The department of health services may review the contracts and approve them if they are consistent with s. 46.036 and to the extent that state or federal funds are available for ~~such~~ those purposes. The joint committee on finance may require the department of health services to submit the contracts to the committee for review and approval. The department of health services may not make any payments to a county for programs included in the contract that is under review by the committee. The department of health services shall reimburse each county for the contracts from the appropriations under s. 20.435 (7) (b) and (o) according to s. 46.495.

SECTION 1501. 46.22 (1) (e) 3. b. of the statutes is amended to read:

46.22 **(1)** (e) 3. b. A county department of social services shall develop, under the requirements of s. 49.34, plans and contracts for the purchase of care and services under ch. 48 and subch. III of ch. 49 ~~to be purchased~~ and of community-based juvenile delinquency-related services. The department of children and families may review the contracts and approve them if they are consistent with s. 49.34 and to the extent that state or federal funds are available for such purposes. The joint committee on finance may require the department of children and families to submit the contracts to the committee for review and approval. The department of children and families may not make any payments to a county for programs included in the contract that is under review by the committee.

SECTION 1502. 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 the purchase of juvenile ~~delinquency-related care and services to be purchased~~ correctional services. 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~~ those 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~~ children and families may not make any payments under s. 48.526 to a county for programs included in the contract that is under review by the committee. The department of ~~corrections~~ children and families shall reimburse each county for the contracts from the appropriations under s. ~~20.410 (3) (cd) and (ko)~~ 20.437 (1) (cj) and (o) as appropriate.

SECTION 1503. 46.22 (2g) (d) of the statutes is renumbered 46.22 (2g) (d) (intro.) and amended to read:

46.22 **(2g)** (d) (intro.) Prepare, with the assistance of the county social services director under sub. (3m) (b) 5., ~~a~~ all of the following:

1. A proposed budget for submission to the county executive or county administrator~~, a.~~

2. A final budget for submission to the department of health services in accordance with s. 46.031 (1) for authorized services, except services under ch. 48, subch. III of ch. 49, or s. 301.08 (2)~~, a~~ and authorized community-based juvenile delinquency-related services.

3. A final budget for submission to the department of children and families in accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch. 49~~, and a~~ and authorized community-based juvenile delinquency-related services.

4. A final budget for submission to the department of corrections in accordance with s. 301.031 (1) for authorized juvenile ~~delinquency-related~~ correctional services.

SECTION 1504. 46.23 (3) (e) of the statutes is amended to read:

46.23 **(3)** (e) *Exchange of information; long-term care.* Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of human services or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of human services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of human services or tribal agency or with a resource center or other contracted entity under s. 46.283

(2), a care management organization, or a long-term care district, if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of human services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this paragraph shall document that a request for information was received and what information was provided.

SECTION 1505. 46.23 (3) (e) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.23 **(3)** (e) *Exchange of information; long-term care.* Notwithstanding ss. ~~46.2895 (9),~~ 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), a subunit of a county department of human services or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of human services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person providing services to the client under a purchase of services contract with the county department of human services or tribal agency or with a resource center or other contracted entity under s. 46.283

---

(2)~~,~~ or a care management organization, ~~or a long-term care district,~~ if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of human services or tribal agency to coordinate the delivery of services to the client. An agency that releases information under this paragraph shall document that a request for information was received and what information was provided.

SECTION 1506. 46.23 (3) (ed) of the statutes is amended to read:

46.23 **(3)** (ed) *Exchange of information; statewide automated child welfare information system.* Notwithstanding ss. ~~46.2895 (9),~~ 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), a county department under this section may enter the content of any record kept or information received by that county department into the statewide automated child welfare information system established under s. 48.47 (7g).

SECTION 1507. 46.23 (5) (a) 1. of the statutes is amended to read:

46.23 **(5)** (a) 1. Shall determine administrative and program policies, except as provided under ch. 48 and subch. III of ch. 49 and except for policies relating to community-based juvenile delinquency-related ~~policies,~~ services or to juvenile

correctional services, within limits established by the department of health services.
Policy decisions, except as provided under ch. 48 and subch. III of ch. 49 and except for policy decisions relating to community-based juvenile delinquency-related ~~policies,~~ services or to juvenile correctional services, that are not reserved by statute for the department of health services may be delegated by the secretary to the county human services board.

SECTION 1508. 46.23 (5) (a) 2. of the statutes is amended to read:

46.23 **(5)** (a) 2. Shall determine administrative and program policies under ch. 48 and subch. III of ch. 49 and administrative and program policies relating to community-based juvenile delinquency-related services within limits established by the department of children and families. Policy decisions under ch. 48 and subch. III of ch. 49 and policy decisions relating to community-based juvenile delinquency-related services that are not reserved by statute for the department of children and families may be delegated by the secretary of children and families to the county human services board.

SECTION 1509. 46.23 (5) (a) 3. of the statutes is amended to read:

46.23 **(5)** (a) 3. Shall determine ~~juvenile delinquency-related~~ administrative programs and policies relating to juvenile correctional services within limits established by the department of corrections. ~~Juvenile delinquency-related policy~~ Policy decisions relating to juvenile correctional services that are not reserved by statute for the department of corrections may be delegated by the secretary of corrections to the county human services board.

SECTION 1510. 46.23 (5) (c) 1. of the statutes is amended to read:

46.23 **(5)** (c) 1. Shall determine whether state mandated services, except for services under ch. 48 and subch. III of ch. 49, community-based juvenile delinquency-related services, and juvenile ~~delinquency-related~~ correctional services, are provided ~~or~~ by, purchased from, or contracted for with local providers, and monitor the performance of ~~such~~ those contracts. Purchase of services contracts shall be subject to the conditions specified in s. 46.036.

SECTION 1511. 46.23 (5) (c) 2. of the statutes is amended to read:

46.23 **(5)** (c) 2. Shall determine whether state mandated services under ch. 48 and subch. III of ch. 49 and state-mandated community-based juvenile delinquency-related services are provided ~~or~~ by, purchased from, or contracted for with local providers, and monitor the performance of ~~such~~ those contracts. Purchase of services contracts shall be subject to the conditions specified in s. 49.34.

SECTION 1512. 46.23 (5) (c) 3. of the statutes is amended to read:

46.23 **(5)** (c) 3. Shall determine whether state mandated juvenile ~~delinquency-related~~ correctional services are provided ~~or~~ by, purchased from, or contracted for with local providers, and monitor the performance of ~~such~~ those contracts. Purchase of service contracts shall be subject to the conditions specified in s. 301.031.

SECTION 1513. 46.23 (5) (n) 1. of the statutes is amended to read:

46.23 **(5)** (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for authorized services, except for services under ch. 48 and subch. III of ch. 49, community-based juvenile delinquency-related services, and juvenile ~~delinquency-related~~ correctional services. Notwithstanding the categorization of or limits specified for funds allocated under s. 46.495 or 51.423 (2), with the approval of the department of health services the county human services board may expend ~~these~~ those funds consistent with any service provided under s. 46.495 or 51.42.

SECTION 1514. 46.23 (5) (n) 2. of the statutes is amended to read:

46.23 **(5)** (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for authorized services under ch. 48 and subch. III of ch. 49 and for authorized community-based juvenile delinquency-related services. Notwithstanding the categorization of or limits specified for funds allocated under s. 48.569, with the approval of the department of children and families the county human services board may expend ~~these~~ those funds consistent with any service provided under s. 48.569.

SECTION 1515. 46.23 (5) (n) 3. of the statutes is amended to read:

46.23 **(5)** (n) 3. Shall submit a final budget in accordance with s. 301.031 (1) for authorized juvenile ~~delinquency-related~~ correctional services.

SECTION 1516. 46.23 (5m) (c) of the statutes is amended to read:

46.23 **(5m)** (c) Prepare, with the assistance of the county human services director under sub. (6m) (e), a proposed budget for submission to the county executive or county administrator~~,~~; a final budget for submission to the department of health services in accordance with s. 46.031 (1) for authorized services, except services under ch. 48 and subch. III of ch. 49 ~~and~~, community-based juvenile delinquency-related services, and juvenile correctional services; a final budget for submission to the department of children and families in accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch. 49~~,~~ and for authorized community-based juvenile delinquency-related services; and a final budget for submission to the department of corrections in accordance with s. 301.031 for authorized juvenile ~~delinquency-related~~ correctional services.

SECTION 1517. 46.23 (6) (a) (intro.) of the statutes is amended to read:

46.23 **(6)** (a) (intro.) A county human services director appointed under sub. (5) (f) shall have all of the administrative and executive powers and duties of managing, operating, maintaining, and improving the services and programs of the county department of human services~~,~~. Those powers and duties are subject to the rules promulgated by the department of health services for programs, except that, with respect to services or programs under ch. 48 and subch. III of ch. 49 and

community-based juvenile delinquency-related services or programs, those powers and duties are subject to the rules promulgated by the department of children and families ~~for services or programs under ch. 48 and subch. III of ch. 49,~~ and, with respect to juvenile correctional services or programs, those powers and duties are

subject to the rules promulgated by the department of corrections ~~for juvenile delinquency-related services or programs~~. In consultation with the county human services board under sub. (5) and subject to its approval, the county human services director shall prepare all of the following:

SECTION 1518. 46.266 of the statutes is repealed.

SECTION 1519. 46.268 of the statutes is repealed.

SECTION 1520. 46.27 (4) (am) of the statutes is repealed.

SECTION 1521. 46.27 (4) (c) (intro.) of the statutes is amended to read:

46.27 **(4)** (c) (intro.) The planning committee shall develop~~, or, if the governing board of a resource center has under s. 46.283 (6) (b) 10. assumed the duties of the planning committee, the governing board of the resource center shall recommend~~ a community options plan for participation in the program. The plan shall include:

SECTION 1522. 46.27 (4) (c) 5. of the statutes is amended to read:

46.27 **(4)** (c) 5. A description of the method to be used by the committee ~~or, if the governing board of a resource center has under s. 46.283 (6) (b) 10. assumed the duties of the planning committee, the governing board of the resource center~~ to monitor the implementation of the program.

SECTION 1523. 46.27 (6r) (b) 1m. of the statutes is renumbered 46.27 (6r) (b) 1m. (intro.) and amended to read:

46.27 **(6r)** (b) 1m. (intro.) The person meets the requirements under ~~s. 46.266 (1) (a), (b) or (c)~~ any of the following for receipt of care in an institution for mental diseases~~.~~:

SECTION 1524. 46.27 (6r) (b) 1m. a. and b. of the statutes are created to read:

46.27 **(6r)** (b) 1m. a. A person who resided in the facility on the date of the finding that a skilled nursing facility or intermediate care facility that provides care

to Medical Assistance recipients to be an institution for mental diseases whose care in the facility is disallowed for federal financial participation under Medical Assistance.

b. A person who is aged 21 to 64, who has a primary diagnosis of mental illness, who would meet the level of care requirements for Medical Assistance reimbursement in a skilled nursing facility or intermediate care facility but for a finding that the facility is an institution for mental diseases, and for whom services would be provided in place of a person specified in subd. 1m. a. who discontinues services.

SECTION 1525. 46.27 (7) (am) of the statutes is amended to read:

46.27 **(7)** (am) From the appropriation under s. 20.435 ~~(7)~~ (4) (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 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 1526. 46.27 (7) (b) of the statutes is amended to read:

46.27 **(7)** (b) From the appropriations under s. 20.435 ~~(7)~~ (4) (bd) and (im), the department shall allocate funds to each county to pay the cost of providing long-term community support services under sub. (5) (b) not otherwise paid under s. 49.45 to persons eligible for medical assistance under s. 49.46, 49.47, or 49.471 (4) (a) or to persons whom the county department or aging unit administering the program finds

---

likely to become medically indigent within 6 months by spending excess income or assets for medical or remedial care. The average per person reimbursement under this paragraph may not exceed the state share of the average per person payment rate the department expects under s. 49.45 (6m). The county department or aging unit administering the program may spend funds received under this paragraph only in accordance with the case plan and service contract created for each person receiving long-term community support services. Counties may use unspent funds allocated under this paragraph from the appropriation under s. 20.435 ~~(7)~~ (4) (bd) for a risk reserve under par. (fr).

SECTION 1527. 46.27 (7) (fm) of the statutes is amended to read:

46.27 **(7)** (fm) The department shall, at the request of a county, carry forward up to 5% of the amount allocated under this subsection to the county for a calendar year if up to 5% of the amount so allocated has not been spent or encumbered by the county by December 31 of that year, for use by the county in the following calendar year, except that the amount carried forward shall be reduced by the amount of funds that the county has notified the department that the county wishes to place in a risk reserve under par. (fr). The department may transfer funds within s. 20.435 ~~(7)~~ (4) (bd) to accomplish this purpose. An allocation under this paragraph does not affect a county's base allocation under this subsection and shall lapse to the general fund unless expended within the calendar year to which the funds are carried forward. A county may not expend funds carried forward under this paragraph for administrative or staff costs, except administrative or staff costs that are

associated
with implementation of the waiver under sub. (11) and approved by the department.

SECTION 1528. 46.27 (7) (fr) 3. c. of the statutes is repealed.

SECTION 1529. 46.27 (7) (g) (intro.) of the statutes is amended to read:

46.27 **(7)** (g) (intro.) The department may carry forward to the next state fiscal year funds allocated under this subsection and not encumbered by counties by December 31 or carried forward under par. (fm). The department may transfer moneys within s. 20.435 ~~(7)~~ (4) (bd) to accomplish this purpose. An allocation under this paragraph shall not affect a county's base allocation for the program. The department may allocate these transferred moneys during the next fiscal year to counties for planning and implementation of resource centers under s. 46.283 or care
management organizations under s. 46.284 and for the improvement or expansion of long-term community support services for clients whose cost of care significantly exceeds the average cost of care provided under this section, including any of the following:

SECTION 1530. 46.27 (7g) (d) of the statutes is amended to read:

46.27 **(7g)** (d) The department may require the county department or aging
unit selected to administer the program in each county to gather and provide the department with information needed to recover payment of long-term community support services under this subsection. The department shall pay to the county department or aging unit an amount equal to 5% of the recovery collected by the department relating to a beneficiary for whom the county department or aging unit made the last determination of eligibility for funding under sub. (7). A county department or aging unit may use funds received under this paragraph only to pay costs incurred under this paragraph and shall remit the remainder, if any, to the department for deposit in the appropriation account under s. 20.435 ~~(7)~~ (4) (im). The
department may withhold payments under this paragraph for failure to comply with
the department's requirements under this paragraph. The department shall treat payments made under this paragraph as costs of administration of the program.

SECTION 1531. 46.27 (7g) (e) of the statutes is amended to read:

46.27 **(7g)** (e) From the appropriation under s. 20.435 ~~(7)~~ (4) (im), the department shall pay the amount of the payments under par. (d) and shall spend the
remainder of the funds recovered under this subsection for long-term community support services funded under sub. (7) (b).

SECTION 1532. 46.27 (11) (c) 3. of the statutes is amended to read:

46.27 **(11)** (c) 3. Medical assistance reimbursement for services a county, a private nonprofit agency or an aging unit with which the department contracts provides under this subsection shall be made from the appropriations under s.

20.435 (4) (bd) and (o) and (7) (b) ~~and (bd)~~.

SECTION 1533. 46.27 (13) of the statutes is created to read:

46.27 **(13)** PROGRAM TERMINATION. Notwithstanding subs. (5), (6), (6g), (6u), (7), (7m), (8), and (11), after the date the family care benefit, as defined in s. 46.2805 (4), is available to eligible residents of a county, the department may discontinue the program under this section in that county.

SECTION 1534. 46.271 (1) (a) (intro.) of the statutes is amended to read:

46.271 **(1)** (a) (intro.) From the appropriation under s. 20.435 ~~(7)~~ (4) (bd), the department shall award $100,000 in each fiscal year to applying county departments under s. 46.215, 46.22, 46.23, 51.42 or 51.437 or to an aging unit under the conditions specified in par. (c) to establish pilot projects for home and community-based long-term support services. Funds awarded to the pilot projects shall be used to do any of the following:

SECTION 1535. 46.272 of the statutes is created to read:

46.272 Children's community options program. (1) DEFINITIONS. In this section:

(a) "Child" means a person under 22 years of age who is not receiving services in or on a waiting list for an adult long-term care program.

(b) "Disability" means a severe physical, developmental, or emotional impairment which is diagnosed medically, behaviorally, or psychologically, which is characterized by the need for individually planned and coordinated care, treatment, vocational rehabilitation, or other services and which has resulted or is likely to result in substantial limitation on the ability to function in at least 2 of the following areas, equivalent to nursing home or institution for mental disease level of care:

1. Self-care.
2. Receptive and expressive language.
3. Learning.
4. Mobility.
5. Self-direction.

(c) "Hospital" has the meaning provided in s. 50.33 (2).

(d) "Institutional setting" means a nursing home, as defined in s. 50.01 (3), a state-operated long-term care facility, or any other residential facility that provides long-term care to children outside of a home.

(e) "Residence" means the voluntary concurrence of physical presence with intent to remain in a place of fixed habitation. Physical presence shall be prima facie evidence of intent to remain.

(f) "State-operated long-term care facility" means a state center for the developmentally disabled and a Wisconsin veterans home operated by the department of veterans affairs under s. 45.50.

(g) "Voluntary" means according to an individual's free choice, if competent, or by choice of his or her parent or guardian, if the individual is adjudicated incompetent or is a minor.

(2)DEPARTMENTAL DUTIES. The department shall do all of the following to establish a children's community options program:

(a) Review and approve or disapprove the selection of a county department to administer the children's community options program.

(b) In consultation with representatives of counties, hospitals, and other institutional settings and with recipients of children's community support services, develop guidelines for implementing the program and criteria for reviewing community options plans from counties participating in the program under this section. The guidelines and criteria shall address cost-effectiveness, scope, feasibility and impact on the quality and appropriateness of health services and social services and shall provide counties with maximum flexibility to develop programs that address local needs.

(c) Review and approve or disapprove the community options plan of each county participating in the children's community options program.

(d) Require that a county, by use of a form provided by the department or other appropriate procedure, ensure that persons receiving services under this section meet the eligibility requirements for the children's community options program.

(e) Periodically monitor the implementation of the children's community options program.

(f) Review and approve or disapprove the terms of risk reserve escrow accounts created under sub. (13) (f) and approve or disapprove disbursements for administrative or staff costs from the risk reserve escrow accounts.

---

(4)DUTIES OF PARTICIPATING COUNTY DEPARTMENTS. Each participating county department shall do all of the following:

(a) Appoint members to an advisory committee or appoint an existing committee in the service area as the children's community options advisory committee to assist in developing the program plan and to monitor the program. The committee shall include, but need not be limited to, the following members:

1. Parents of children with disabilities including, if possible, parents from families that participate in the children's community options program. To the maximum extent possible, the parents shall be representative of the various disability, racial, and ethnic groups in the service area. The members specified under this subdivision shall constitute a majority of the membership of the committee.

2. Persons from the service area representing the county department under s. 46.23, 51.42, or 51.437 and the county department under s. 46.215 or 46.22, school districts, and local health departments, as defined in s. 250.01 (4). At least one of the committee members selected under this subdivision shall be a person providing community social services to children with disabilities who are eligible for the program.

3. Persons in the service area who provide social or educational services to children who have disabilities other than the providers specified in subd. 2.

(b) Cooperate with the committee appointed under par. (a) to prepare a program plan. The program plan shall include all of the following:

1. A description of the proposed program.

2. The estimated number of families that will be assessed and served.

3. A list of specific groups, if any, that will be given priority for available funding.

---

4. A description of the outreach procedures that will be used to ensure that the program will be made available to children with physical, emotional, and mental impairments.

5. The procedures that will be used to determine family needs.

6. A description of the methods that will be used for the development and monitoring of service plans and for coordinating the provision of services and goods to participating families.

7. A description of the methods that will be used to promote the creation of informal support and advocacy systems for families.

8. A description of the method that will be used to monitor the children's community options program.

(c) Submit the proposed program plan to the county board of supervisors in each county in the service area for review. After approval by the county board of supervisors in each county in which families are eligible to participate in the program, the county department shall submit the proposed program plan to the department.

(d) Administer the program or contract with a human service agency in the service area to administer the program within the limits of state and federal funds under subs. (13) and (14).

(e) In conjunction with the county department under s. 46.215 or 46.22, if any, in the service area and with the administering agency, if it is not the county department under s. 46.23, 51.42, or 51.437, coordinate the administration of the program with the administration of other publicly funded programs that serve children who have disabilities.

(f) Submit all information and reports required by the department.

---

(5) POWERS AND DUTIES OF A PRIVATE NONPROFIT AGENCY. A private nonprofit agency with which the department contracts for service under sub. (14) (b) 3. shall

have the powers and duties under this section of a county department designated to administer the program.

(6) DUTIES OF ADMINISTERING AGENCIES. Each administering agency shall:

(a) Cooperate in the development of the program plan under sub. (4) (b).

(b) Provide information about the program and other programs for children who have disabilities to families in the service area.

(c) Implement the program in accordance with the program plan.

(d) Designate one of its employees as the coordinator for each participating family.

(7) COUNTY DEPARTMENT DUTIES. The county department selected to administer the children's community options program shall:

(a) Organize assessment activities specified in par. (f) and sub. (8). The county department shall utilize persons for each assessment who can determine the needs of the child being assessed and who know the availability within the county of services. The county department shall coordinate the involvement of representatives from the county departments under ss. 46.215, 46.22, 51.42 and 51.437, and health service providers in the assessment activities specified in sub. (8), as well as the child being assessed and members of the child's family or the child's guardian.

(b) Within the limits of state and federal funds allocated under sub. (13), arrange service contracts under s. 46.036 and ensure the provision of necessary long-term community support services for each child who meets the criteria for services under the children's community options program.

(c) Within the limits of state and federal funds allocated under sub. (13), provide for ongoing care management services in accordance with the requirements established under sub. (10) (b) 1., periodic case plan review and follow-up services for any child receiving community support services under the children's community options program.

(d) Determine, under sub. (9), the fee, if any, for all families or guardians of children who meet the criteria to receive services and are applying for or receiving children's community support services that are funded under sub. (13) or (14).

(e) In the instances in which a child who is provided community support services under this section for which the child or his or her parent or guardian receives direct funding, serve directly as a fiscal agent or contract with a fiscal intermediary to serve as a fiscal agent for that child for the purposes of performing the responsibilities and protecting the interests of the individual under the unemployment insurance law. The county department may elect to act as a fiscal agent or contract with a fiscal intermediary to serve as a fiscal agent for a child who is provided long-term community support services under s. 46.275, 46.277, 46.278, 46.2785, 46.495, 51.42, or 51.437. The fiscal agent under this paragraph is responsible for remitting any federal unemployment compensation taxes or state unemployment insurance contributions owed by the child, including any interest

and penalties which are owed by the child; for serving as the representative of the child in any investigation, meeting, hearing or appeal involving ch. 108 or the federal unemployment tax act (26 USC 3301 to 3311) in which the child is a party; and for receiving, reviewing, completing and returning all forms, reports and other documents required under ch. 108 or the federal unemployment tax act on behalf of the child. A child may make an informed, knowing and voluntary election to waive

---

the right to a fiscal agent. The waiver may be as to all or any portion of the fiscal agent's responsibilities. The waiver may be rescinded in whole or in part at any time.

(f) Develop assessments and care plans according to uniform criteria established by the department for children in all long-term care programs.

(8)ASSESSMENTS. Within the limits of state and federal funds allocated under sub. (13) and within the limits of fees collected, an assessment shall be conducted for any child with a disability who is seeking services in the program.

(9)FINANCIAL ELIGIBILITY AND FEES. (a) The department shall create a sliding scale formula for a fee chargeable for conduct of an assessment under sub. (8), for development of a case plan, and for children's long-term community support services that is based on the child's ability to pay, unless prohibited from payment under the federal Medicaid law.

(b) The county department selected to administer the program shall require all children or their parents or guardians applying for children's long-term community support services at the time of application and all children receiving the services that are funded under sub. (13) or (14) annually to provide the following information:

1. A declaration of income, on a form prescribed by the department.

2. A declaration of costs paid annually for care and services related to the special needs or disability of the child for whom the application is made or services are provided.

(c) From the information obtained under par. (b), the county department shall determine the amount of the fee for receipt of children's long-term community support services under this section. The county department shall require payment by the child or parent or guardian of the child of 100 percent of the amount calculated under this paragraph.

(d) The county department shall used funds received under par (c) to pay for long-term community support services for children who are eligible for services under the children's community options program.

(10)SERVICES; CARE MANAGEMENT REQUIREMENTS. (a) 1. Within the limits of state and federal funds allocated under sub. (13) and within the limits of fees collected, the department shall reimburse, if applicable, and the county department or private nonprofit agency shall provide long-term community support services to eligible children who have a disability.

2. The department may not reimburse and the county department or private nonprofit agency may not pay for room and board for children under the children's community options program.

(b) The department, after consulting with representatives of counties, hospitals, and individuals who receive services under the children's community options program under this section, shall do all of the following:

1. Establish minimum requirements for the provision of care management services, as defined by the department, including standards for care, times for performance of duties, and size of case loads.

2. Specify a reasonable schedule for phasing in the requirements established under subd. 1.

3. Provide technical consultation and assistance to the administrator of the program with respect to the requirements established under subd. 1.

(c) The department need not promulgate as rules under ch. 227 the requirements under par. (b) 1. or the schedule under par. (b) 2.

(11)FISCAL RESPONSIBILITY. Except as provided in s. 51.40, and within the limitations under sub. (13) (a) 2., the fiscal responsibility of a county for an

---

assessment, unless the assessment is performed by an entity under a contract as specified under s. 46.284 (2), case plan, or services provided to a child under this section is as follows:

(a) For a child seeking admission to or about to be admitted to an institutional setting, the county in which the child has residence is the county of fiscal responsibility.

(b) For a child residing in an institutional setting, except a state-operated long-term care facility, the county in which the institution is located is the county of fiscal responsibility.

(c) For a child living in an institutional setting, except a state-operated long-term care facility, whose legal residence is established in another county, the county in which the legal residence is established is the county of fiscal responsibility.

(d) For a child residing in a state-operated long-term care facility, or for a person protectively placed under ch. 55, the county in which the child has residence before he or she enters the state-operated long-term care facility or is protectively placed is the county of fiscal responsibility.

(12)REIMBURSEMENT DISALLOWANCES. The department may disallow reimbursement under this section for services provided to children who do not meet

the eligibility requirements for the children's community options program or any other eligibility requirements established by the department.

(13) FUNDING. (a) Subject to pars. (b) and (h), from the appropriation under s. 20.435 (4) (bd), the department shall allocate funds to each county or private nonprofit agency with which the department contracts for all of the following purposes:

1. To pay assessment and case plan costs not otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall reimburse multicounty consortia for the cost of assessing children 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 subdivision to pay the cost of long-term community support services and for a risk reserve under par. (f).

2. To pay the cost of providing long-term community support services described under sub. (7) (b) not otherwise paid under s. 49.45 to children eligible for medical assistance under s. 49.46, 49.47, or 49.471 (4) (a). The county department administering the program may spend funds received under this paragraph only in accordance with the case plan and service contract created for each child receiving long-term community support services. Counties may use unspent funds allocated under this subdivision from the appropriation under s. 20.435 (4) (bd) for a risk reserve under par. (f).

(b) 1. Receipt of funds under this section is subject to s. 46.495 (2).

2. The department may not release funds under this subsection before approving the county's community options plan.

3. No county may use funds received under par. (a) 2. to pay for long-term community support services provided to any child who resides in a nursing home, unless the department waives this restriction on use of funds and the services are provided in accordance with a discharge plan.

4. No county may use funds received under this section to purchase land or construct buildings.

(c) The department may release funds to counties acting jointly, if the counties sign a contract approved by the secretary that explains the plans for joint sponsorship.

(d) If the department determines that a county demonstrates a pattern of failure to serve clients whose cost of care significantly exceeds the average cost of care for children's long-term community support services provided under this section, the department may require that county to reserve a portion of funds allocated under this subsection for provision of service to those clients.

(e) The department shall, at the request of a county, carry forward up to 5 percent of the amount allocated under this subsection to the county for a calendar year if up to 5 percent of the amount so allocated has not been spent or encumbered by the county by December 31 of that year, for use by the county in the following

calendar year, except that the amount carried forward shall be reduced by the amount of funds that the county has notified the department that the county wishes to place in a risk reserve under par. (f). The department may transfer funds within s. 20.435 (4) (bd) to accomplish this purpose. An allocation under this paragraph does not affect a county's base allocation under this subsection and shall lapse to the general fund unless expended within the calendar year to which the funds are carried forward. A county may not expend funds carried forward under this paragraph for administrative or staff costs, except administrative or staff costs that are associated with implementation of the waiver under sub. (14) and approved by the department.

(f) 1. Notwithstanding s. 46.036 (3) and (5m), a county may place in a risk reserve funds that are allocated under par. (a) or sub. (14) (b) 1. and are not expended or encumbered for services under this subsection or sub. (14). The county shall notify

---

the department of this decision and of the amount to be placed in the risk reserve. The county shall maintain the risk reserve in an interest-bearing escrow account with a financial institution, as defined in s. 69.30 (1) (b), if the department has approved the terms of the escrow. All interest from the principal shall be reinvested in the escrow account.

2. The annual amount of a county's expenditure for a risk reserve, as specified in subd. 1., may not exceed 10 percent of the county's most recent allocation under par. (a) and sub. (14) (b) 1. or $750,000, whichever is less. The total amount of the risk reserve, including interest, may not exceed 15 percent of the county's most recent allocation under this subsection.

3. A county may expend funds maintained in a risk reserve, as specified in subd. 1., for any of the following purposes:

a. To defray costs of children's long-term community support services under this section.

b. If approved by the department, for administrative or staff costs under this section.

4. A county that maintains a risk reserve, as specified in subd. 1., shall annually, on a form prescribed by the department, submit to the department a record of the status of the risk reserve, including revenues and disbursements.

(g) The department may carry forward to the next state fiscal year funds allocated under this subsection and not encumbered by counties by December 31 or carried forward under par. (e). The department may transfer moneys within s. 20.435 (4) (bd) to accomplish this purpose. An allocation under this paragraph shall not affect a county's base allocation for the program. The department may allocate

these transferred moneys during the next fiscal year to counties for the improvement

or expansion of long-term community support services for clients whose cost of care significantly exceeds the average cost of care provided under this section, including any of the following:

1. Specialized training for providers of services under this section.

2. Start-up costs for developing needed services.

3. Home modifications.

4. Purchase of medical equipment or other specially adapted equipment.

(h) Funds allocated under this subsection may not be used to replace any other state and federal funds or any county funds that are currently being provided under any program to a family whose child is receiving services through the children's community options program.

(14)MEDICAL ASSISTANCE WAIVER. (a) The department may request a waiver from the federal department of health and human services authorizing the department to provide as part of the Medical Assistance program services for persons who are eligible for children's long-term support community options program services under sub. (7) (b).

(b) 1. Medical assistance reimbursement for services a county or a private nonprofit agency, or with which the department contracts provides under this subsection shall be made from the appropriations under s. 20.435 (4) (bd) and (o) and (7) (b). Payments made under sub. (13) (a) may be used as the state share for purposes of Medical Assistance reimbursement.

3. The department may contract for services under this subsection with a county or a private nonprofit agency.

4. No county or private nonprofit agency may use funds received under this subsection to provide residential services in a group home, as defined in s. 48.02 (7),

that has more than 5 beds, unless the department approves the provision of services in a group home that has 6 to 8 beds.

(c) If a county department or private nonprofit agency providing services under this subsection is certified under s. 49.45 (37) (a), the waiver under s. 49.45 (37), if in effect, applies to plans of care for children receiving services under this subsection.

(15)RIGHT TO HEARING. A child who is denied eligibility for services or whose services are reduced or terminated under this section may request a hearing from the

department under s. 227.44, except that lack of adequate funding may not serve as the basis for a request under this subsection.

SECTION 1536. 46.277 (5g) (b) of the statutes is renumbered 46.277 (5g) (b) (intro.) and amended to read:

46.277 **(5g)** (b) (intro.) This section does not apply to the delicensure of a bed of an institution for mental diseases of an individual who is aged 21 to 64, who has a primary diagnosis of mental illness and who otherwise meets any of the following requirements ~~of s. 46.266 (1) (a), (b) or (c).~~:

SECTION 1537. 46.277 (5g) (b) 1. and 2. of the statutes are created to read:

46.277 **(5g)** (b) 1. A person who resided in the facility on the date of the finding that a skilled nursing facility or intermediate care facility that provides care to Medical Assistance recipients to be an institution for mental diseases whose care in the facility is disallowed for federal financial participation under Medical Assistance.

2. A person who is aged 21 to 64, who has a primary diagnosis of mental illness, who would meet the level of care requirements for Medical Assistance reimbursement in a skilled nursing facility or intermediate care facility but for a finding that the facility is an institution for mental diseases, and for whom services would be provided in place of a person specified in subd. 1. who discontinues services.

SECTION 1538. 46.28 (1) (a) of the statutes is amended to read:

46.28 **(1)** (a) "Authority" means the Forward Wisconsin ~~Housing and Economic~~ Development Authority created under ch. ~~234~~ 235.

SECTION 1539. 46.28 (3) of the statutes is amended to read:

46.28 **(3)** The department may authorize the authority to issue revenue bonds under s. ~~234.61~~ 235.61 to finance any residential facility it approves under sub. (2).

SECTION 1540. 46.28 (4) of the statutes is amended to read:

46.28 **(4)** The department may charge sponsors for administrative costs and expenses it incurs in exercising its powers and duties under this section and under s. ~~234.61~~ 235.61.

SECTION 1541. 46.2803 (1) of the statutes is amended to read:

46.2803 **(1)** In order to facilitate the transition to the ~~long-term care system specified in ss.~~ family care program as defined in s. 46.2805 ~~to 46.2895~~ (4m), within the limits of applicable federal statutes and regulations and if the secretary of health services finds it necessary, he or she may grant a county limited waivers to or exemptions from ss. 46.27 (3) (e) (intro.), 1. and 2. and (f), (5) (d) and (e), (6) (a) 1., 2. and 3. and (b) (intro.), 1. and 2., (6r) (c), (7) (b), (cj) and (cm) and (11) (c) 5m. (intro.)

and 6. and 46.277 (3) (a), (4) (a) and (5) (d) 1m., 1n. and 2. and rules promulgated under those provisions.

SECTION 1542. 46.2803 (2) of the statutes is amended to read:

46.2803 **(2)** Notwithstanding s. 46.27 (7), a county in which a care management organization is operating pursuant to a contract under s. 46.284 (2) or a county in which a program described under s. 46.2805 ~~(1) (a)~~ (4k) or ~~(b)~~ (9m) is administered may use funds appropriated under s. 20.435 ~~(7)~~ (4) (bd) and allocated to the county under s. 46.27 (7) to provide community mental health or substance abuse services and supports for persons with mental illness or persons in need of services or supports for substance abuse and to provide services under the Family Support Program under s. 46.985.

SECTION 1543. 46.2803 (2) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.2803 **(2)** Notwithstanding s. 46.27 (7), a county in which a care management organization is operating pursuant to a contract under s. 46.284 (2) or a county in which a program described under s. 46.2805 (4k) or (9m) is administered may use funds appropriated under s. 20.435 (4) (bd) and allocated to the county under s. 46.27 (7) to provide community mental health or substance abuse services and supports for persons with mental illness or persons in need of services or supports for substance abuse ~~and to provide services under the Family Support Program under s. 46.985~~.

SECTION 1544. 46.2804 of the statutes is repealed.

SECTION 1545. 46.2805 (intro.) of the statutes is amended to read:

46.2805Definitions; long-term care. (intro.) In ss. 46.2805 to ~~46.2895~~ 46.288:

SECTION 1546. 46.2805 (1) (intro.) of the statutes is amended to read:

46.2805 **(1)** (intro.) "Care management organization" means all of the following:

(cm) Before January 1, 2017, or the date specified in 2015 Wisconsin Act .... (this act), section 9118 (9), whichever is later, an entity that is certified as meeting the requirements for a care management organization under s. 46.284 (3) and that has a contract under s. 46.284 (2). ~~"Care management organization" does not mean an entity that contracts with the department to operate one of the following:~~

SECTION 1547. 46.2805 (1) (a) of the statutes is repealed.

SECTION 1548. 46.2805 (1) (b) of the statutes is repealed.

SECTION 1549. 46.2805 (1) (dm) of the statutes is created to read:

46.2805 **(1)** (dm) Beginning on January 1, 2017, or the date specified in 2015 Wisconsin Act .... (this act), section 9118 (9), whichever is later, an insurer that is licensed and in compliance with the applicable provisions of chs. 600 to 646, that is

certified as meeting the requirements for a care management organization under s. 46.284 (3), and that has a contract under s. 46.284 (2).

SECTION 1550. 46.2805 (4) of the statutes is amended to read:

46.2805 **(4)** "Family care benefit" means financial assistance for long-term care and support items for an enrollee and any financial assistance, as specified by the department, for primary and acute health care services under s. 49.46 (2) for an enrollee.

SECTION 1551. 46.2805 (4k) of the statutes is created to read:

46.2805 **(4k)** "Family Care Partnership Program" means an integrated health and long-term care program operated under an amendment to the state Medical Assistance plan under 42 USC 1396u-2 and a waiver under 42 USC 1396n (c).

SECTION 1552. 46.2805 (4m) of the statutes is created to read:

46.2805 **(4m)** "Family care program" means the program under s. 46.2805 to 46.2895 that provides the family care benefit.

SECTION 1553. 46.2805 (4m) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

46.2805 **(4m)** "Family care program" means the program under s. 46.2805 to ~~46.2895~~ 46.288 that provides the family care benefit.

SECTION 1554. 46.2805 (7r) of the statutes is repealed.

SECTION 1555. 46.2805 (7u) of the statutes is repealed.

SECTION 1556. 46.2805 (9m) of the statutes is created to read:

46.2805 **(9m)** "Program of all-inclusive care for the elderly" means an integrated health and long-term care program operated under 42 USC 1395eee or 1396u-4.

SECTION 1557. 46.2805 (10) of the statutes is amended to read:

46.2805 **(10)** "Resource center" means an entity that meets the standards for operation under s. 46.283 (3) or, if under contract to provide a portion of the services specified under s. 46.283 (3), meets the standards for operation with respect to those services, and fulfills the duties under s. 46.283 (4).

SECTION 1558. 46.2805 (10m) of the statutes is amended to read:

46.2805 **(10m)** "Self-directed services option" means the option in the family care program ~~that is operated under a waiver from the secretary of the federal department of health and human services under 42 USC 1396n (c)~~ in which an enrolled individual selects his or her own services and service providers.

SECTION 1559. 46.281 (1d) of the statutes is amended to read:

46.281 **(1d)** WAIVER REQUEST. The department shall request from the secretary of the federal department of health and human services any waivers of federal medicaid laws necessary to permit the use of federal moneys to provide the family care benefit to recipients of medical assistance. The department shall implement

any waiver that is approved and that is consistent with ss. 46.2805 to ~~46.2895~~ 46.288. Regardless of whether a waiver is approved, the department may implement

operation of resource centers, care management organizations, and the family care benefit.

SECTION 1560. 46.281 (1g) (a) of the statutes is renumbered 46.281 (1g) and amended to read:

46.281 **(1g)** CONTRACTING FOR RESOURCE CENTERS AND CARE MANAGEMENT ORGANIZATIONS. ~~Subject to par. (b), the~~ The department may contract with entities or resource centers as provided under s. 46.283 (2) to provide any of the services under s. 46.283 (3) and (4) ~~as resource centers~~ in any geographic area in the state, and may contract with entities as provided under s. 46.284 (2) to administer the family care benefit as care management organizations ~~in any geographic area in the state~~.

SECTION 1561. 46.281 (1g) (b) of the statutes is repealed.

SECTION 1562. 46.281 (1n) (b) 3. of the statutes is amended to read:

46.281 **(1n)** (b) 3. Conduct ongoing evaluations of managed care programs for provision of long-term care services that are funded by medical assistance, as defined in s. 46.278 (1m) (b), as to client access to services, the availability of client choice of living and service options, quality of care, and cost-effectiveness. In evaluating the availability of client choice, the department shall evaluate the ~~opportunity for a client to arrange for, manage, and monitor his or her family care benefit directly or with assistance,~~ self-directed services option as specified in s. 46.284 (4) (e).

SECTION 1563. 46.281 (1n) (b) 4. of the statutes is amended to read:

46.281 **(1n)** (b) 4. Require that quality assurance and quality improvement efforts be included throughout the ~~long-term care system specified in ss. 46.2805 to 46.2895~~ family care program.

SECTION 1564. 46.281 (1n) (d) of the statutes is repealed.

SECTION 1565. 46.281 (1n) (e) of the statutes is amended to read:

46.281 **(1n)** (e) Contract with a person to provide the advocacy services described under s. 16.009 (2) (p) 1. to 5. to actual or potential recipients of the family care benefit who are under age 60 or to their families or guardians. The department may not contract under this paragraph with a county or with a person who has a contract with the department to provide services under s. 46.283 (3) ~~and (4)~~ as a resource center or other entity or to administer the family care benefit as a care management organization. The contract under this paragraph shall include as a goal that the provider of advocacy services provide one advocate for every 2,500

individuals under age 60 who receive the family care benefit or who participates in the self-directed services option.

SECTION 1566. 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, and residential care apartment complex the date on which a resource center or other entity under contract under s. 46.283 (2) 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 or other entity is available for specified groups of eligible individuals or for specified facilities in the county.

SECTION 1567. 46.281 (4) (c) of the statutes is amended to read:

46.281 **(4)** (c) Each county in which the department has a contract with an entity to administer the family care benefit, and in which the department had such

---

a contract before January 1, 2006, shall annually either pay the department or agree to reduce the community aids distribution to the county under s. 46.40 (2) by the amount that the county paid the department, or by which the county's community aids distribution was reduced, in calendar year 2006 to fund the family care program ~~under ss. 46.2805 to 46.2895~~.

SECTION 1568. 46.281 (4) (d) of the statutes is amended to read:

46.281 **(4)** (d) The department shall deposit payments made by counties under this subsection in the appropriation account under s. 20.435 ~~(7) (g)~~ (4) (h).

SECTION 1569. 46.2825 of the statutes is repealed.

SECTION 1570. 46.283 (title) of the statutes is amended to read:

46.283 (title) **Resource centers; resource functions.**

SECTION 1571. 46.283 (1) (a) (intro.) and 1. of the statutes are consolidated, renumbered 46.283 (1) (a) and amended to read:

46.283 **(1)** (a) A county board of supervisors and, in a county with a county executive or a county administrator, the county executive or county administrator, may decide ~~all of the following: 1. Whether~~ whether to authorize one or more county departments under s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1., 2., or 3. to apply to the department for a contract to operate a resource center and, if so, which to authorize and what client group to serve.

SECTION 1572. 46.283 (1) (a) 2. of the statutes is repealed.

SECTION 1573. 46.283 (2) (intro.) of the statutes is renumbered 46.283 (2) and amended to read:

46.283 **(2)** ~~EXCLUSIVE~~ RESOURCE CENTER CONTRACT; CONTRACT FOR CERTAIN FUNCTIONS. The department may contract to operate a resource center with counties, long-term care districts, or the governing body of a tribe or band or the Great Lakes Inter-Tribal Council, Inc., under a joint application of any of these, or with a private entity or nonprofit organization if the department determines that the organization has no significant connection to an entity that operates a care management organization ~~and if any of the following applies:~~. The department may contract with an entity other than a resource center to perform certain functions of a resource center.

SECTION 1574. 46.283 (2) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.283 **(2)** RESOURCE CENTER CONTRACT; CONTRACT FOR CERTAIN FUNCTIONS. The department may contract to operate a resource center with counties ~~, long-term care districts,~~ or the governing body of a tribe or band or the Great Lakes Inter-Tribal Council, Inc., under a joint application of any of these, or with a private entity or nonprofit organization if the department determines that the organization has no significant connection to an entity that operates a care management organization. The department may contract with an entity other than a resource center to perform certain functions of a resource center.

SECTION 1575. 46.283 (2) (a) of the statutes is repealed.

SECTION 1576. 46.283 (2) (b) of the statutes is repealed.

SECTION 1577. 46.283 (3) (title) of the statutes is repealed and recreated to read:

46.283 **(3)** (title) RESOURCE FUNCTION DUTIES.

SECTION 1578. 46.283 (3) (intro.) of the statutes is amended to read:

46.283 **(3)** (intro.) The department ~~shall assure that at least all~~ may in a contract with a resource center or other entity specify that the resource center or other entity provide any of the following ~~are available to a person who contacts a resource center for service~~ services or functions:

SECTION 1579. 46.283 (3) (e) of the statutes is amended to read:

46.283 **(3)** (e) A determination of financial eligibility and of the maximum amount of cost sharing required for a person who is seeking long-term care services or the family care benefit, under standards prescribed by the department.

SECTION 1580. 46.283 (4) (title) of the statutes is amended to read:

46.283 **(4)** (title) DUTIES; RESOURCE CENTERS.

SECTION 1581. 46.283 (4) (a) of the statutes is renumbered 46.283 (3) (L) and amended to read:

46.283 **(3)** (L) ~~Provide~~ Provision of services statewide or within the entire geographic area prescribed for the resource center or other entity by the department as specified in the contract.

SECTION 1582. 46.283 (4) (e) of the statutes is renumbered 46.283 (3) (m) and amended to read:

46.283 **(3)** (m) ~~Provide information~~ Information about the services of the resource center or other entity, 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, and residential care apartment complexes in the area of the resource center or other entity 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 1583. 46.283 (4) (f) of the statutes is renumbered 46.283 (3) (n) and amended to read:

46.283 **(3)** (n) ~~Perform~~ Performance of a functional screening and a financial and cost-sharing screening for any resident, as specified in par. ~~(e)~~ (m), who requests a screening and assist any resident who is eligible and chooses to enroll in a care management organization ~~or the self-directed services option~~ to do so.

SECTION 1584. 46.283 (4) (g) of the statutes is renumbered 46.283 (3) (o) and amended to read:

46.283 **(3)** (o) ~~Perform~~ Performance of 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, if the secretary has certified that the resource center or other entity is available to the person and the facility and the person is determined by the resource center or other entity to have a condition that is expected to last at least 90 days that would require care, assistance, or supervision. A resource center or other entity 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 or other entity 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 1585. 46.283 (4) (j) of the statutes is repealed.

SECTION 1586. 46.283 (5) of the statutes is amended to read:

46.283 **(5)** FUNDING. From the appropriation accounts under s. 20.435 (4) (b), (bd), (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)~~ (3) and shall distribute funds for services provided by resource centers and other entities.

SECTION 1587. 46.283 (6) of the statutes is repealed.

SECTION 1588. 46.283 (7) (intro.) of the statutes is amended to read:

46.283 **(7)** (intro.) No record, as defined in s. 19.32 (2), of a resource center or other contracted entity under sub. (2) that contains personally identifiable information, as defined in s. 19.62 (5), concerning an individual who receives services from the resource center may be disclosed by the resource center without the individual's informed consent, except as follows:

SECTION 1589. 46.283 (7) (a) of the statutes is amended to read:

46.283 **(7)** (a) A resource center or other contracted entity under sub. (2) may provide information as required to comply with s. 16.009 (2) (p) or 49.45 (4) or as necessary for the department to administer the family care program ~~under ss. 46.2805 to 46.2895~~.

SECTION 1590. 46.283 (7) (b) of the statutes is amended to read:

46.283 **(7)** (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a resource center or other contracted entity under sub. (2) acting under this section may exchange confidential information about a client, as defined in s. 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.284 (7), 46.2895 (10), 51.42 (3) (e) or 51.437 (4r) (b) in the ~~county~~ operating area of the resource center or other entity, if necessary to enable the resource center or other entity to perform its duties or to coordinate the delivery of services to the client.

SECTION 1591. 46.283 (7) (b) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.283 **(7)** (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45

(14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a resource center or other contracted entity under sub. (2) acting under this section may exchange confidential information about a client, as defined in s. 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.284 (7), ~~46.2895 (10),~~ 51.42 (3) (e) or 51.437 (4r) (b) in the operating area of the resource center or other entity, if necessary to enable the resource center or other entity to perform its duties or to coordinate the delivery of services to the client.

SECTION 1592. 46.284 (1) (a) (intro.) and 1. of the statutes are consolidated, renumbered 46.284 (1) (a) and amended to read:

46.284 **(1)** (a) A county board of supervisors and, in a county with a county executive or a county administrator, the county executive or county administrator, may decide ~~all of the following: 1. Whether~~ whether to authorize one or more county departments under s. 46.21, 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1. or 2. to apply to the department for a contract to operate a care management organization and, if so, which to authorize and what client group to serve.

SECTION 1593. 46.284 (1) (a) 2. of the statutes is repealed.

SECTION 1594. 46.284 (2) (a) of the statutes is amended to read:

46.284 **(2)** (a) The department may contract for operation of a care management organization only with an entity that is certified by the department as meeting the requirements under sub. (3). No entity may operate as a care management organization under the requirements of this section unless so certified and under contract with the department.

SECTION 1595. 46.284 (2) (bm) of the statutes is amended to read:

46.284 **(2)** (bm) The department may contract with counties, long-term care districts, the governing body of a tribe or band or the Great Lakes inter-tribal council, inc., or under a joint application of any of these, or with a private organization that has no significant connection to an entity that operates a resource center. ~~Proposals for contracts under this subdivision shall be solicited under a competitive sealed proposal process under s. 16.75 (2m) and the department shall evaluate the proposals primarily as to the quality of care that is proposed to be provided, certify those~~ The department may contract with any applicants that ~~meet~~ it certifies as meeting the requirements specified in sub. (3) (a)~~, select certified applicants for contract and contract with the selected applicants~~. The department is not required to solicit proposals for contracts to be a care management organization under a competitive sealed proposal process.

SECTION 1596. 46.284 (2) (bm) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

46.284 **(2)** (bm) The department may contract with counties, ~~long-term care districts,~~ the governing body of a tribe or band or the Great Lakes inter-tribal council, inc., or under a joint application of any of these, or with a private organization that has no significant connection to an entity that operates a resource center. The department may contract with any applicants that it certifies as meeting the requirements specified in sub. (3) (a). The department is not required to solicit proposals for contracts to be a care management organization under a competitive sealed proposal process.

SECTION 1597. 46.284 (2) (c) of the statutes is repealed.

SECTION 1598. 46.284 (2) (d) of the statutes is repealed.

SECTION 1599. 46.284 (3) (b) 10. of the statutes is amended to read:

46.284 **(3)** (b) 10. Coverage statewide or for a geographic area specified by the department if the department grants the applicant an exception to statewide coverage.

SECTION 1600. 46.284 (3) (b) 11. of the statutes is amended to read:

46.284 **(3)** (b) 11. The ability to develop strong linkages with systems and services that are not directly within the scope of the applicant's responsibility but that are important to the target group that it proposes to serve~~, including~~.

11m. If the department chooses to make primary and acute health care services part of the family care benefit, the ability to provide or provide access to primary and acute health care services under s. 49.46 (2) as determined by the department.

SECTION 1601. 46.284 (3m) of the statutes is repealed.

SECTION 1602. 46.284 (4) (e) of the statutes is amended to read:

46.284 **(4)** (e) Provide, within guidelines established by the department, a ~~mechanism~~ self-directed services option by which an enrollee may arrange for, manage, and monitor his or her family care benefit directly or with the assistance of another person chosen by the enrollee. The care management organization shall provide each enrollee with a form on which the enrollee shall indicate whether he or she has been offered the self-directed services option under this paragraph and whether he or she has accepted or declined the self-directed services option. If the enrollee accepts the option, the care management organization shall monitor the enrollee's use of a fixed budget for purchase of services or support items from any qualified provider, monitor the health and safety of the enrollee, and provide assistance in management of the enrollee's budget and services at a level tailored to the enrollee's need and desire for the assistance.

SECTION 1603. 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), (bd), (g), (gm), (h), (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 1604. 46.284 (5) (d) 4. of the statutes is amended to read:

46.284 **(5)** (d) 4. The requirement that a care management organization place funds in a risk reserve and maintain the risk reserve in an interest-bearing escrow account with a financial institution, as defined in s. 69.30 (1) (b)~~, or invest funds as specified in s. 46.2895 (4) (j) 2. or 3~~. Moneys in the risk reserve or invested as specified in this subdivision may be expended only for the provision of services under this section. If a care management organization ceases participation under this section, the funds in the risk reserve or invested as specified in this subdivision, minus any contribution of moneys other than those specified in par. (c), shall be returned to the department. The department shall expend the moneys for the payment of outstanding debts to providers of family care benefit services and for the continuation of family care benefit services to enrollees.

SECTION 1605. 46.284 (6) of the statutes is amended to read:

46.284 **(6)** GOVERNING BOARD. A care management organization shall have a governing board that reflects the ethnic and economic diversity of the geographic area served by the care management organization. At least one-fourth of the members of the governing board shall be representative of the ~~client group or groups whom the care management organization is contracted to serve or those clients'~~ enrollees or the enrollees' family members, guardians, or other advocates.

SECTION 1606. 46.284 (7) (a) of the statutes is amended to read:

46.284 **(7)** (a) A care management organization may provide information as required to comply with s. 16.009 (2) (p) or 49.45 (4) or as necessary for the department to administer the family care program ~~under ss. 46.2805 to 46.2895~~.

SECTION 1607. 46.284 (7) (b) of the statutes is amended to read:

46.284 **(7)** (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a care management organization acting under this section may exchange confidential information about a client, as defined in s. 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.283 (7), ~~46.2895 (10),~~ 51.42 (3) (e) or 51.437 (4r) (b) in the county of the care management

organization, if necessary to enable the care management organization to perform its duties or to coordinate the delivery of services to the client.

SECTION 1608. 46.285 (intro.) and (1) of the statutes are consolidated, renumbered 46.285 and amended to read:

46.285Operation of resource center and care management organization. In order to meet federal requirements and assure federal financial participation in funding of the family care benefit, a county, a tribe or band, ~~a long-term care district~~ or an organization, including a private, nonprofit

corporation, may not directly operate both a resource center and a care management organization, except ~~as follows: **(1)** For~~ that for an entity with which the department has contracted under s. 46.281 (1) (e) 1., 2005 stats., provision of the services specified under s. 46.283 (3) (b), (e), (f) and (g) shall be structurally separate from the provision of services of the care management organization by January 1, 2001.

SECTION 1609. 46.285 (2) of the statutes is repealed.

SECTION 1610. 46.286 (3g) of the statutes is created to read:

46.286 **(3g)**TRANSFERRING CARE MANAGEMENT ORGANIZATIONS. An enrollee may transfer his or her enrollment to a different care management organization but only during an open enrollment period specified by the department, unless the enrollee meets an exception specified by the department.

SECTION 1611. 46.287 (2) (c) of the statutes is amended to read:

46.287 **(2)** (c) Information regarding the availability of advocacy services and notice of adverse actions taken and appeal rights shall be provided to a client by the resource center or other contracted entity under s. 46.283 (2) or care management organization in a form and manner that is prescribed by the department by rule.

SECTION 1612. 46.2895 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 1613. 46.2895 (1) (a) (intro.) of the statutes is amended to read:

46.2895 **(1)** (a) (intro.) ~~A~~ Except as provided in par. (f), a county, a tribe or band, or any combination of counties or tribes or bands, may create a special purpose district that is termed a "long-term care district", that is a local unit of government, that is separate and distinct from, and independent of, the state and the county or tribe or band that created it, and that has the powers and duties specified in this section, if each county or tribe or band that participates in creating the district does all of the following:

SECTION 1614. 46.2895 (1) (a) 1. b. of the statutes is amended to read:

46.2895 **(1)** (a) 1. b. Specifies the long-term care district's primary purpose, which shall be to operate, under contract with the department, a resource center under s. 46.283, a care management organization under s. 46.284, or a program ~~described under s. 46.2805 (1) (a) or (b)~~ of all-inclusive care for the elderly or the Family Care Partnership Program.

SECTION 1615. 46.2895 (1) (c) of the statutes is amended to read:

46.2895 **(1)** (c) A long-term care district may not operate a care management organization under s. 46.284 ~~or~~, a program ~~described under s. 46.2805 (1) (a) or (b)~~ of all-inclusive care for the elderly, or the Family Care Partnership Program if the district operates a resource center under s. 46.283.

SECTION 1616. 46.2895 (1) (f) of the statutes is created to read:

46.2895 **(1)** (f) No county, tribe, band, or combination of counties, tribes, or bands, may create a long-term care district after June 30, 2015.

SECTION 1617. 46.2895 (4) (intro.) of the statutes is amended to read:

46.2895 **(4)**POWERS. (intro.) Subject to ~~sub.~~ subs. (1) (c) and (12m), a long-term care district has all the powers necessary or convenient to carry out the purposes and provisions of the family care program ~~ss. 46.2805 to 46.2895~~. In addition to all these powers, a long-term care district may do all of the following:

SECTION 1618. 46.2895 (4) (dm) of the statutes is amended to read:

46.2895 **(4)** (dm) Subject to sub. (1) (c), enter into a contract with the department to operate ~~a~~ the program ~~described under s. 46.2805 (1) (a) or (b)~~ of all-inclusive care for the elderly or the Family Care Partnership Program and provide services related to the contracted services.

SECTION 1619. 46.2895 (8) (a) (intro.) of the statutes is amended to read:

46.2895 **(8)** (a) (intro.) ~~A~~ Subject to sub. (12m), a long-term care district board that is created at least in part by a county shall do all of the following:

SECTION 1620. 46.2895 (12m) of the statutes is created to read:

46.2895 **(12m)**REQUIRED DISSOLUTION. A long-term care district that exists on June 30, 2015, shall dissolve under the procedures in sub. (13) before June 30, 2017, or before a date established by the department, whichever is later.

SECTION 1621. 46.2896 of the statutes is created to read:

46.2896Counting promissory notes as assets.(1) In this section:

(a) "Long-term care program" means the long-term care program under s. 46.27, 46.275, 46.277, 46.278, or 46.2785; the family care program providing the benefit under s. 46.286; the Family Care Partnership program; or the long-term care program defined in s. 46.2899 (1), 2013 stats.

(b) "Promissory note" means a written, unconditional agreement, given in return for goods, money loaned, or services rendered, under which one party

promises to pay another party a specified sum of money at a specified time or on demand.

(2) When determining or redetermining an individual's financial eligibility for a long-term care program, the department shall include a promissory note as a countable asset if all of the following apply:

(a) The individual applying for or receiving benefits under the long-term care program or his or her spouse provided the goods, money loaned, or services rendered for the promissory note.

(b) The promissory note was entered into or purchased on or after the effective date of this paragraph .... [LRB inserts date].

(c) The promissory note is negotiable, assignable, and enforceable and does not contain any terms making it unmarketable.

(3) A promissory note is presumed to be negotiable and its asset value is the outstanding principal balance at the time the individual applies for the long-term care program or at the time the individual's eligibility for the long-term care program is redetermined, unless the individual shows by credible evidence from a knowledgeable source that the note is nonnegotiable or has a different current market value, which will then be considered the asset value.

SECTION 1622. 46.2897 of the statutes is repealed.

SECTION 1623. 46.2899 (1) of the statutes is repealed.

SECTION 1624. 46.2899 (3) of the statutes is amended to read:

46.2899 **(3)** ELIGIBILITY. The department shall consider as eligible for the waiver program described under sub. (2) only individuals who are receiving post-secondary education in a setting that is distinguishable from the institution. The department shall set the financial eligibility requirements and functional eligibility requirements for the waiver program described under sub. (2) the same as the financial eligibility requirements and functional eligibility requirements for the self-directed services option <u>of the family care program, as defined in s. 46.2805 (4m),</u> except for the requirement to be an individual who is developmentally disabled and who is receiving post-secondary education on the grounds of a institution.

SECTION 1625. 46.2899 (4) of the statutes is amended to read:

46.2899 **(4)** SERVICES AND BENEFITS. The department shall provide the same services under the waiver program described in sub. (2) as it provides under the self-directed services option <u>of the family care program, as defined in s. 46.2805 (4m)</u>. The department shall determine the funding amount for a waiver program participant under this section.

SECTION 1626. 46.29 (1) (intro.) of the statutes is amended to read:

46.29 **(1)** (intro.) From the appropriation account under s. 20.435 ~~(7)~~ (4) (a), the department shall distribute at least $16,100 in each fiscal year for operation of the council on physical disabilities. The council on physical disabilities shall do all of the following:

SECTION 1627. 46.29 (3) (d) of the statutes is amended to read:

46.29 **(3)** (d) The ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration.

SECTION 1628. 46.29 (3) (e) of the statutes is amended to read:

46.29 **(3)** (e) The secretary of ~~safety and professional services~~ financial institutions and professional standards.

SECTION 1629. 46.29 (3) (g) of the statutes is amended to read:

46.29 **(3)** (g) The president of the University of Wisconsin System Authority.

SECTION 1630. 46.295 (1) of the statutes is amended to read:

46.295 **(1)** The department may, on the request of any hearing-impaired person, city, village, town, or county or private agency, provide funds from the appropriation accounts under s. 20.435 (4) (hs) and (7) (d) ~~and (hs)~~ to reimburse interpreters for hearing-impaired persons for the provision of interpreter services.

SECTION 1631. 46.40 (1) (a) of the statutes is amended to read:

46.40 **(1)** (a) Within the limits of available federal funds and of the appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds for community social, mental health, developmental disabilities, and alcohol and other drug abuse services and for services under ss. 46.87~~, 46.985,~~ and 51.421 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 and to county aging units, as provided in subs. (2), (2m), (8), and ~~(7) to~~ (9).

SECTION 1632. 46.40 (7) of the statutes is repealed.

SECTION 1633. 46.40 (7m) of the statutes is created to read:

46.40 **(7m)** STATE COMMUNITY MENTAL HEALTH ALLOCATION. For community mental health services, the department shall distribute not less than $24,348,700 in each fiscal year.

SECTION 1634. 46.40 (14m) of the statutes is amended to read:

46.40 **(14m)** COUNTY COMMUNITY AIDS BUDGETS. Before December 1 of each year, each county department under ss. 46.215, 46.22, 46.23, 51.42 and 51.437 and each tribal governing body shall submit to the department a proposed budget for the expenditure of funds allocated under this section or carried forward under s. 46.45 (3) ~~(a)~~. The proposed budget shall be submitted on a form developed by the department and approved by the department of administration.

SECTION 1635. 46.45 (3) (a) of the statutes is amended to read:

46.45 **(3)** (a) Except as provided in par. (b), at the request of a county, tribal governing body, or private nonprofit organization, the department shall carry forward up to 3% of the total amount allocated to the county, tribal governing body,

or nonprofit organization for a calendar year~~, not including the amount allocated to the county under s. 46.40 (7), which amount may be carried forward as provided in par. (c)~~. All funds carried forward for a tribal governing body or nonprofit organization and all funds allocated under s. 46.40 (2m) carried forward for a county shall be used for the purpose for which the funds were originally allocated. Other funds carried forward under this paragraph may be used for any purpose under s. 20.435 (7) (b), except that a county may not use any funds carried forward under this paragraph for administrative or staff costs. An allocation of carried-forward funding under this paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and (9).

SECTION 1636. 46.45 (3) (c) of the statutes is repealed.

SECTION 1637. 46.45 (6) (a) of the statutes is renumbered 46.45 (6) and amended to read:

46.45 **(6)** The department may carry forward 10% of any funds specified in sub. (3) ~~(a)~~ that are not carried forward under sub. (3) ~~(a)~~ for emergencies, for justifiable unit services costs above planned levels, and for increased costs due to population shifts. An allocation of carried-forward funding under this paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and (9).

SECTION 1638. 46.45 (6) (b) of the statutes is repealed.

SECTION 1639. 46.56 (3) (a) 4. of the statutes is repealed.

SECTION 1640. 46.56 (10) of the statutes is repealed.

SECTION 1641. 46.82 (3) (a) 19. of the statutes is amended to read:

46.82 **(3)** (a) 19. If an aging unit under sub. (1) (a) 1. or 2. and if authorized under s. 46.283 (1) (a) ~~1.~~, apply to the department to operate a resource center under s. 46.283 and, if the department contracts with the county under s. 46.283 (2), operate the resource center.

SECTION 1642. 46.82 (3) (a) 20. of the statutes is amended to read:

46.82 **(3)** (a) 20. If an aging unit under sub. (1) (a) 1. or 2. and if authorized under s. 46.284 (1) (a) ~~1.~~, apply to the department to operate a care management organization under s. 46.284 and, if the department contracts with the county under s. 46.284 (2), operate the care management organization and, if appropriate, place funds in a risk reserve.

SECTION 1643. 46.90 (5m) (br) 5. of the statutes is amended to read:

46.90 **(5m)** (br) 5. Refer the case to the department of ~~safety and professional services~~ financial institutions and professional standards if the financial exploitation, neglect, self-neglect, or abuse involves an individual who is required

to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s. 440.01 (2) (a), under chs. 440 to 460.

SECTION 1644. 46.90 (5m) (br) 5g. of the statutes is repealed.

SECTION 1645. 46.96 (2) of the statutes is amended to read:

46.96 **(2)** The department shall make grants from the appropriations under s. 20.435 (7) (c), (kc), and (na) to independent living centers for nonresidential services to severely disabled individuals.

SECTION 1646. 46.985 of the statutes is repealed.

SECTION 1647. 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 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)~~ (4) (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 1648. 47.02 (3m) (p) of the statutes is repealed.

SECTION 1649. 48.366 (1) of the statutes is renumbered 48.366 (1) (intro.) and amended to read:

48.366 **(1)** (intro.) APPLICABILITY. This section applies to a person who is a full-time student of a secondary school or its vocational or technical equivalent, for whom an individualized education program under s. 115.787 is in effect, and to whom any of the following applies:

(a) The person is placed in a foster home, group home, or residential care center for children and youth, in the home of a relative other than a parent, or in a supervised independent living arrangement under an order under s. 48.355, 48.357, or 48.365 that terminates as provided in s. 48.355 (4) (b) 1., 2., or 3., 48.357 (6) (a) 1., 2., or 3., or 48.365 (5) (b) 1., 2., or 3. on or after the person attains 18 years of age ~~or who~~.

(b) The person is in the guardianship and custody of an agency specified in s. 48.427 (3m) (a) 1. to 4. or (am) under an order under s. 48.43~~, who is a full-time student of a secondary school or its vocational or technical equivalent, and for whom an individualized education program under s. 115.787 is in effect~~ that terminates on the date on which the person attains 18 years of age.

SECTION 1650. 48.366 (1) (c) of the statutes is created to read:

48.366 **(1)** (c) The person is placed in a shelter care facility on the date on which an order specified in par. (a) or (b) terminates.

SECTION 1651. 48.366 (2) (a) of the statutes is amended to read:

48.366 **(2)** (a) Not less than 120 days before an order described in sub. (1) (a) or (b) terminates, the agency primarily responsible for providing services under the order shall request the person who is the subject of the order to indicate whether he or she wishes to be discharged from out-of-home care on termination of the order or wishes to continue in out-of-home care under a voluntary agreement under sub. (3). If the person is subject to an order under s. 48.355, 48.357, or 48.365 described in sub.

---

(1) (a), the agency shall also request the person to indicate whether he or she wishes to continue in out-of-home care until the date specified in s. 48.365 (5) (b) 4. under an extension of the order. If the person indicates that he or she wishes to be discharged from out-of-home care on termination of the order, the agency shall request a transition-to-discharge hearing under par. (b). If the person indicates that he or she wishes to continue in out-of-home care under an extension of an order under s. 48.355, 48.357, or 48.365 described in sub. (1) (a), the agency shall request an extension of the order under s. 48.365. If the person indicates that he or she wishes to continue in out-of-home care under a voluntary agreement under sub. (3), the agency and the person shall enter into such an agreement.

SECTION 1652. 48.366 (2) (b) 1. of the statutes is amended to read:

48.366 **(2)** (b) 1. If the person who is the subject of an order described in sub. (1) (a) or (b) indicates that he or she wishes to be discharged from out-of-home care on termination of the order, the agency primarily responsible for providing services to the person under the order shall request the court to hold a transition-to-discharge hearing and shall cause notice of that request to be provided to that person, the parent, guardian, and legal custodian of that person, any foster parent or other physical custodian described in s. 48.62 (2) of that person, that person's court-appointed special advocate, all parties who are bound by the dispositional order, and, if that person is an Indian child who has been removed from the home of his or her parent or Indian custodian, that person's Indian custodian and tribe.

SECTION 1653. 48.366 (2) (b) 3. of the statutes is amended to read:

48.366 **(2)** (b) 3. At the hearing the court shall review with the person who is the subject of an order described in sub. (1) (a) or (b) the options specified in par. (a)

~~and~~. If the person is subject to an order under s. 48.355, 48.357, or 48.365 described in sub. (1) (a), the court shall also advise the person that he or she may continue in

out-of-home care as provided in par. (a) under an extension of an order under s. 48.355, 48.357, or 48.365 described in sub. (1) (a) or under a voluntary agreement under sub. (3).

SECTION 1654. 48.366 (2) (b) 4. of the statutes is amended to read:

48.366 **(2)** (b) 4. If the court determines that the person who is the subject of an order described in sub. (1) (a) or (b) understands that he or she may continue in out-of-home care, but wishes to be discharged from that care on termination of the order, the court shall advise the person that he or she may enter into a voluntary agreement under sub. (3) at any time before he or she is granted a high school or high school equivalency diploma or reaches 21 years of age, whichever occurs first, so long as he or she is a full-time student at a secondary school or its vocational or technical equivalent and an individualized education program under s. 115.787 is in effect for him or her. If the court determines that the person wishes to continue in out-of-home care under an extension of an order under s. 48.355, 48.357, or 48.365 described in sub. (1) (a), the court shall schedule an extension hearing under s. 48.365. If the court determines that the person wishes to continue in out-of-home care under a voluntary agreement under sub. (3), the court shall order the agency primarily responsible for providing services to the person under the order to provide transition-to-independent-living services for the person under a voluntary agreement under sub. (3).

SECTION 1655. 48.366 (3) (a) of the statutes is amended to read:

48.366 **(3)** (a) On termination of an order described in sub. (1) (a) or (b), the person who is the subject of the order, or the person's guardian on behalf of the person, and the agency primarily responsible for providing services to the person under the order may enter into a transition-to-independent-living agreement under which the person continues in out-of-home care and continues to be a full-time student at a secondary school or its vocational or technical equivalent under an individualized education program under s. 115.787 until the date on which the person reaches 21 years of age, is granted a high school or high school equivalency diploma, or terminates the agreement as provided in par. (b), whichever occurs first, and the agency provides services to the person to assist him or her in transitioning to independent living.

SECTION 1656. 48.366 (3) (am) of the statutes is created to read:

48.366 **(3)** (am) 1. The agency primarily responsible for providing services under the agreement shall petition the court for a determination that the person's placement in out-of-home care under the agreement is in the best interests of the person. The request shall contain the name and address of the placement and a statement describing why the placement is in the best interests of the person and shall have a copy of the agreement attached to it. The agency shall cause written

notice of the petition to be sent to the person who is the subject of the agreement and the person's guardian.

2. On receipt of a petition under subd. 1., the court shall schedule a hearing on the petition. Not less than 3 days before the hearing the agency primarily responsible for providing services under the agreement or the court shall provide notice of the hearing to all persons who are entitled to receive notice under subd. 1. A copy of the petition shall be attached to the notice.

3. If the court finds that the person's placement in out-of-home care under the agreement is in the best interests of the person, the court shall grant an order

---

determining that placement in out-of-home care under the agreement is in the best interests of the person.

SECTION 1657. 48.366 (3) (d) of the statutes is created to read:

48.366 **(3)** (d) If the agency that enters into a voluntary agreement under this subsection is the department or a county department, the voluntary agreement shall also specifically state that the department or the county department has placement and care responsibility for the person who is the subject of the agreement as required under 42 USC 672 (a) (2) and has primary responsibility for providing services to the person.

SECTION 1658. 48.366 (3g) of the statutes is created to read:

48.366 **(3g)** APPEAL PROCEDURES. (a) Any person who is aggrieved by the failure of an agency to enter into a transition-to-independent-living agreement under sub. (3) or by an agency's termination of such an agreement has the right to a contested case hearing under ch. 227.

SECTION 1659. 48.366 (4) (a) of the statutes is amended to read:

48.366 **(4)** (a) Rules permitting a foster home, group home, or residential care center for children and youth to provide care for persons who agree to continue in out-of-home care under an extension of an order described in sub. (1) (a) or a voluntary agreement under sub. (3).

SECTION 1660. 48.38 (1) (ad) of the statutes is created to read:

48.38 **(1)** (ad) "Child" includes a person 18 years of age or over for whom a permanency plan is required under sub. (2).

SECTION 1661. 48.38 (2) (d) of the statutes is amended to read:

48.38 **(2)** (d) The child was placed under a voluntary agreement between the agency and the child's parent under s. 48.63 (1) (a) or (5) (b) or under a voluntary transition-to-independent-living agreement under s. 48.366 (3).

SECTION 1662. 48.38 (4) (fg) 5. of the statutes is amended to read:

48.38 **(4)** (fg) 5. As provided in par. (fm), placement in some other planned permanent living arrangement that includes an appropriate, enduring relationship with an adult, including sustaining care ~~or long-term foster care, but not including independent living~~, or the goal of transitioning the child to independence.

SECTION 1663. 48.38 (4) (fg) 6. of the statutes is repealed.

SECTION 1664. 48.38 (4) (fm) of the statutes is amended to read:

48.38 **(4)** (fm) If the agency determines that there is a compelling reason why it currently would not be in the best interests of the child to return the child to his or her home or to place the child for adoption, with a guardian, or with a fit and willing relative as the permanency goal for the child, the permanency goal of placing the child in some other planned permanent living arrangement or of transitioning the child to independence as described in par. (fg) 5. If the agency makes that determination, the plan shall include the efforts made to achieve that permanency goal, including, if appropriate, through an out-of-state placement, a statement of that compelling reason, and, notwithstanding that compelling reason, a concurrent plan under s. 48.355 (2b) towards achieving a goal under par. (fg) 1. to 4. as a concurrent permanency goal in addition to the permanency goal under par. (fg) 5.

SECTION 1665. 48.38 (5) (a) of the statutes is amended to read:

48.38 **(5)** (a) Except as provided in s. 48.63 (5) (d), the court or a panel appointed under par. (ag) shall review the permanency plan for each child for whom a permanency plan is required under sub. (2) in the manner provided in this subsection not later than 6 months after the date on which the child was first removed from his or her home and every 6 months after a previous review under this subsection for as long as the child is placed outside the home, except that for the review that is required to be conducted not later than 12 months after the child was first removed from his or her home and the reviews that are required to be conducted every 12 months after that review the court shall hold a hearing under sub. (5m) to review the permanency plan, which hearing may be instead of or in addition to the review under this subsection. The 6-month and 12-month periods referred to in this paragraph include trial reunifications under s. 48.358.

SECTION 1666. 48.38 (5) (c) 6. d. of the statutes is amended to read:

48.38 **(5)** (c) 6. d. Being placed in some other planned permanent living arrangement that includes an appropriate, enduring relationship with an adult, including sustaining care ~~or long-term foster care, but not including independent living~~, or transitioning to independence.

SECTION 1667. 48.38 (5) (c) 9. of the statutes is amended to read:

48.38 **(5)** (c) 9. If the child is the subject of an order that terminates as provided in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4. or 48.365 (5) (b) 4. or of a voluntary transition-to-independent-living agreement under s. 48.366 (3), the

appropriateness of the transition-to-independent-living plan developed under s. 48.385; the extent of compliance with that plan by the child, the child's guardian, if any, the agency primarily responsible for providing services under that plan, and any other service providers; and the progress of the child toward making the transition to independent living.

SECTION 1668. 48.38 (5m) (a) of the statutes is amended to read:

48.38 **(5m)** (a) The court shall hold a hearing to review the permanency plan and to make the determinations specified in sub. (5) (c) for each child for whom a permanency plan is required under sub. (2) no later than 12 months after the date on which the child was first removed from the home and every 12 months after a previous hearing under this subsection for as long as the child is placed outside the home. The 12-month periods referred to in this paragraph include trial reunifications under s. 48.358.

SECTION 1669. 48.385 of the statutes is amended to read:

48.385Plan for transition to independent living. During the 90 days immediately before a child who is placed in a foster home, group home, or residential care center for children and youth, in the home of a relative other than a parent, or in a supervised independent living arrangement attains 18 years of age or, if the child is placed in such a placement under an order under s. 48.355, 48.357, or 48.365 that terminates under s. 48.355 (4) (b) after the child attains 18 years of age or under a voluntary transition-to-independent-living agreement under s. 48.366 (3) that terminates under s. 48.366 (3) (a) after the child attains 18 years of age, during the 90 days immediately before the termination of the order or agreement, the agency primarily responsible for providing services to the child under the order or agreement 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 1670. 48.47 (7g) of the statutes is amended to read:

48.47 **(7g)** STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. Establish a statewide automated child welfare information system. Notwithstanding ss. ~~46.2895 (9),~~ 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), 938.396 (1) (a) and (2), and 938.78 (2) (a), the department may enter the content of any record kept or information received by the department into the statewide automated child welfare information system, and a county department under s. 46.215, 46.22, or 46.23, the department, or any other organization that has entered into an information sharing

and access agreement with the department or any of those county departments and that has been approved for access to the statewide automated child welfare information system by the department may have access to information that is maintained in that system, if necessary to enable the county department, department, or organization to perform its duties under this chapter, ch. 46, 51, 55, or 938, or 42 USC 670 to 679b or to coordinate the delivery of services under this chapter, ch. 46, 51, 55, or 938, or 42 USC 670 to 679b. The department may also transfer information that is maintained in the system to a court under s. 48.396 (3) (bm), and the court and the director of state courts may allow access to that information as provided in s. 48.396 (3) (c) 2.

SECTION 1671. 48.47 (10) of the statutes is created to read:

48.47 **(10)** DELINQUENT JUVENILES. Subject to s. 301.03 (9) and (10), execute the laws relating to the detention, reformation, and correction of delinquent juveniles and promote the enforcement of laws for the protection of those juveniles by doing all of the following:

(a) Cooperating with courts, the department of corrections, county departments, licensed child welfare agencies, and institutions in providing community-based programming, including in-home programming and intensive supervision, for delinquent juveniles.

(b) Establishing and enforcing standards for the development and delivery of services provided by the department under ch. 938 in regard to juveniles who have been adjudicated delinquent.

SECTION 1672. 48.48 (1) of the statutes is amended to read:

48.48 **(1)** To promote the enforcement of the laws relating to nonmarital children, delinquent juveniles, children and juveniles in need of protection or services, including developmentally disabled children, and unborn children in need of protection or services and to take the initiative in all matters involving the interests of those children, juveniles, and unborn children when adequate provision for those interests is not made. This duty shall be discharged in cooperation with the courts, the department of corrections, county departments, licensed child welfare agencies ~~and with~~, parents, expectant mothers, and other individuals interested in the welfare of children, juveniles, and unborn children.

SECTION 1673. 48.48 (4) of the statutes is amended to read:

48.48 **(4)** In order to discharge more effectively its responsibilities under this chapter and other relevant provisions of the statutes, to study causes and methods of prevention and treatment of problems among children and families, delinquency, and related social problems. The department may utilize all powers provided by the statutes, including the authority to accept grants of money or property from federal, state, or private sources, and enlist the cooperation of other appropriate agencies and state departments.

SECTION 1674. 48.48 (8p) of the statutes is amended to read:

48.48 **(8p)** To reimburse tribes and county departments, from the appropriation under s. 20.437 (1) (kz), for unexpected or unusually high-cost out-of-home care placements of Indian children by tribal courts, other than placements to which sub. (8r) applies, and for subsidized guardianship payments under s. 48.623 (1) or (6) for guardianships of Indian children ordered by tribal courts. In this subsection, "unusually high-cost out-of-home care placements" means the amount by which the cost to a tribe or to a county department of out-of-home care placements of Indian children by tribal courts, other than placements to which sub. (8r) applies, exceeds $50,000 in a fiscal year.

SECTION 1675. 48.48 (19) of the statutes is created to read:

48.48 **(19)** To purchase or provide treatment and services for children who are the victims of trafficking, as defined in s. 940.302 (1) (d), for purposes of a commercial sex act, as defined in s. 940.302 (1) (a). Within the availability of funding under s. 20.437 (1) (e), the department shall ensure that that treatment and those services are available to children in all geographic areas of the state, including both urban and rural communities.

SECTION 1676. 48.526 (title) of the statutes is created to read:

48.526 (title) **Community youth and family aids.**

SECTION 1677. 48.526 (1) of the statutes is created to read:

48.526 **(1)** PROCEDURES. The department shall develop procedures for the implementation of this section and standards for the development and delivery of community-based juvenile delinquency-related services, as defined in s. 46.011 (1c), and shall provide consultation and technical assistance to aid counties in the implementation and delivery of those services. The department shall establish information systems and monitoring and evaluation procedures to report periodically to the governor and legislature on the statewide impact of this section.

SECTION 1678. 48.526 (7) (h) of the statutes, as affected by 2015 Wisconsin Act .... (this act), sections 4291 and 4292, is amended to read:

48.526 **(7)** (h) For counties that are ~~participating in the corrective sanctions program~~ purchasing community supervision services under s. 938.533 (2), $1,062,400 in the last 6 months of ~~2015~~ 2017, $2,124,800 in ~~2016~~ 2018, and $1,062,400 in the first 6 months of ~~2017~~ 2019 for the provision of ~~corrective sanctions~~ community supervision 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 counties as~~

~~necessary to distribute funds based on the number of slots allocated to each county~~ distribute to each county the full amount of the charges for the services purchased by that county, except that if the amounts available under this paragraph are insufficient to distribute that full amount, the department shall distribute those available amounts to each county that purchases community supervision services based on the ratio that the charges to that county for those services bear to the total charges to all counties that purchase those services.

SECTION 1679. 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 ~~$66,475,500~~ $68,264,800 in ~~each~~ fiscal year 2015-16 and $68,327,900 in fiscal year 2016-17.

SECTION 1680. 48.569 (2) (a) of the statutes is amended to read:

48.569 **(2)** (a) The county treasurer and each director of a county department shall monthly certify under oath to the department, in the manner the department prescribes, the claim of the county for state reimbursement under this section, and if the department approves the claim it shall certify to the department of administration for reimbursement to the county for amounts due under this section and payment claimed to be made to the counties monthly. ~~The department may make advance payments prior to the beginning of each month equal to one-twelfth of the contracted amount.~~

SECTION 1681. 48.57 (3m) (a) 1. of the statutes is renumbered 48.57 (3m) (a) 1. (intro.) and amended to read:

48.57 **(3m)** (a) 1. (intro.) "Child" means a person under 18 years of age~~;~~. "Child" also includes a person 18 years of age or over, ~~but~~ if any of the following applies:

a. The person is under 19 years of age, ~~who~~ is a full-time student in good academic standing at a secondary school or its vocational or technical equivalent, and ~~who~~ is reasonably expected to complete his or her program of study and be granted a high school or high school equivalency diploma~~; or a person 18 years of age or over, but~~.

b. The person is under 21 years of age, ~~who~~ is a full-time student in good academic standing at a secondary school or its vocational or technical equivalent ~~if~~, an individualized education program under s. 115.787 is in effect for the person, and the person is placed in the home of the kinship care relative 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) (b) or 938.355 (4) (am) after the person attains 18 years of age or under a voluntary transition-to-independent-living agreement under s. 48.366 (3) or 938.366 (3).

SECTION 1682. 48.57 (3m) (ar) of the statutes is renumbered 48.57 (3m) (i) 1. and amended to read:

48.57 **(3m)** (i) 1. ~~The department shall promulgate rules~~ Rules to provide assessment criteria for determining whether a kinship care relative who is providing care and maintenance for a child is eligible to receive payments under par. (am). The rules shall also provide that any criteria established under the rules shall first apply to applications for payments under par. (am) received, and to reviews under par. (d) conducted, on the effective date of those rules.

SECTION 1683. 48.57 (3m) (b) 1. of the statutes is amended to read:

48.57 **(3m)** (b) 1. The county department or, in a county having a population of 500,000 or more, the department shall refer to the attorney responsible for support enforcement under s. 59.53 (6) (a) the name of the parent or parents of a child for whom a payment is made under par. (am). This subdivision does not apply to a child 18 years of age or over for whom a payment is made under par. (am).

SECTION 1684. 48.57 (3m) (i) of the statutes is created to read:

48.57 **(3m)** (i) The department shall promulgate rules to implement this subsection. Those rules shall include all of the following:

2. Rules governing the provision of kinship care payments for the care and maintenance of a child after the child attains 18 years of age.

SECTION 1685. 48.57 (3n) (a) 1. of the statutes is renumbered 48.57 (3n) (a) 1. (intro.) and amended to read:

48.57 **(3n)** (a) 1. (intro.) "Child" means a person under 18 years of age~~;~~. "Child" also includes a person 18 years of age or over, ~~but~~ if any of the following applies:

a. The person is under 19 years of age, ~~who~~ is a full-time student in good academic standing at a secondary school or its vocational or technical equivalent, and ~~who~~ is reasonably expected to complete his or her program of study and be granted a high school or high school equivalency diploma~~; or a person 18 years of age or over, but~~.

b. The person is under 21 years of age, ~~who~~ is a full-time student in good academic standing at a secondary school or its vocational or technical equivalent ~~if~~, an individualized education program under s. 115.787 is in effect for the person, and the person is placed in the home of the long-term kinship care relative 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) (b) or 938.355 (4) (am) after the person attains 18 years of age or under a voluntary transition-to-independent-living agreement under s. 48.366 (3) or 938.366 (3).

SECTION 1686. 48.57 (3n) (b) 1. of the statutes is amended to read:

48.57 **(3n)** (b) 1. The county department or, in a county having a population of 500,000 or more, the department shall refer to the attorney responsible for support enforcement under s. 59.53 (6) (a) the name of the parent or parents of a child for whom a payment is made under par. (am). This subdivision does not apply to a child 18 years of age or over for whom a payment is made under par. (am).

SECTION 1687. 48.57 (3n) (i) of the statutes is created to read:

48.57 **(3n)** (i) The department shall promulgate rules to implement this subsection. Those rules shall include rules governing the provision of long-term kinship care payments for the care and maintenance of a child after the child attains 18 years of age.

SECTION 1688. 48.599 (1) of the statutes is renumbered 48.599 (1r).

SECTION 1689. 48.599 (1g) of the statutes is created to read:

48.599 **(1g)** "Child" means a person under 18 years of age. For purposes of the authority to provide care and maintenance for a child placed in a residential care center for children and youth operated by a child welfare agency and of counting the number of children for whom a child welfare agency may provide such care and maintenance, "child" also includes a person 18 years of age or over, but under 21 years of age, who is placed in a residential care center for children and youth operated by a child welfare agency under an order under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates after the person attains 18 years of age, under a voluntary transition-to-independent-living agreement under s. 48.366 (3) or 938.366 (3), or under the placement and care responsibility of another state under 42 USC 675 (8) (B) (iv).

SECTION 1690. 48.619 (intro.) of the statutes is renumbered 48.619 and amended to read:

48.619Definition. In this subchapter, "child" means a person under 18 years of age. For purposes of the authority to provide care and maintenance for a child and of counting the number of children for whom a foster home or group home may provide care and maintenance, "child" also includes a person 18 years of age or over, but under 21 years of age, who resides in the foster home or group home~~, if any of the following applies:~~ under an order under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates after the person attains 18 years of age, under a voluntary transition-to-independent-living agreement under s. 48.366 (3) or 938.366 (3), or under the placement and care responsibility of another state under 42 USC 675 (8) (B) (iv).

SECTION 1691. 48.619 (1) of the statutes is repealed.

SECTION 1692. 48.619 (2) of the statutes is repealed.

SECTION 1693. 48.623 (1m) of the statutes is created to read:

48.623 **(1m)** DURATION OF ELIGIBILITY. Subsidized guardianship payments under sub. (1) or (6) may be continued after the child attains 18 years of age if any of the following applies:

(a) The child is under 19 years of age, is a full-time student at a secondary school or its vocational or technical equivalent, and is reasonably expected to complete the program before reaching 19 years of age.

(b) The child is under 21 years of age, is a full-time student at a secondary school or its vocational or technical equivalent, has a mental or physical disability that warrants the continuation of those payments as determined by the county department or, in a county having a population of 750,000 or more, the department, is not eligible for social security disability insurance under 42 USC 401 to 433 or supplemental security income under 42 USC 1381 to 1385 based on disability, and otherwise lacks adequate resources to continue in secondary school or its vocational or technical equivalent.

(c) The child is under 21 years of age, is a full-time student at a secondary school or its vocational or technical equivalent, an individualized education program under s. 115.787 is in effect for the child, and the subsidized guardianship agreement for the child became effective on or after the date on which the child attained 16 years of age.

SECTION 1694. 48.623 (7) (d) of the statutes is created to read:

48.623 **(7)** (d) Rules governing the provision of subsidized guardianship payments for the care of a child after the child attains 18 years of age.

SECTION 1695. 48.685 (6) (a) of the statutes is amended to read:

48.685 **(6)** (a) ~~The~~ Except as provided in this paragraph, 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, and 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. The department shall require any person who applies for issuance, but not continuation, of a license to operate a child care center

under s. 48.65, a school board shall require any person who proposes to contract, but not renew a contract, with the school board under s. 120.13 (14), and the department in a county having a population of 750,000 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, but not renewal of that certification, under s. 48.651 to complete a background information form that is provided by the department.

SECTION 1696. 48.685 (6) (am) of the statutes is amended to read:

48.685 **(6)** (am) Except as provided in this paragraph, every 4 years an entity shall require all of its caregivers and all nonclient residents of the entity or of a caregiver specified in sub. (1) (ag) 1. am. of the entity to complete a background information form that is provided to the entity by the department. ~~Every year a~~ 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 is exempt from the 4-year requirement, but shall require ~~all of its caregivers and~~ any new caregiver or nonclient ~~residents~~ resident to complete a background information form that is provided to the child care center or child care provider by the department.

SECTION 1697. 48.975 (3m) of the statutes is renumbered 48.975 (3m) (intro.) and amended to read:

48.975 **(3m)** DURATION. (intro.) The adoption assistance may be continued after the adoptee ~~reaches the age of 18 if that adoptee is a full-time high school student.~~ attains 18 years of age if any of the following applies:

SECTION 1698. 48.975 (3m) (a), (b) and (c) of the statutes are created to read:

48.975 **(3m)** (a) The adoptee is under 19 years of age, is a full-time student at a secondary school or its vocational or technical equivalent, and is reasonably expected to complete the program before reaching 19 years of age.

(b) The adoptee is under 21 years of age, is a full-time student at a secondary school or its vocational or technical equivalent, has a mental or physical disability that warrants the continuation of adoption assistance as determined by the department, is not eligible for social security disability insurance under 42 USC 401 to 433 or supplemental security income under 42 USC 1381 to 1385 based on disability, and otherwise lacks adequate resources to continue in secondary school or its vocational or technical equivalent.

(c) The adoptee is under 21 years of age, is a full-time student at a secondary school or its vocational or technical equivalent, an individualized education

program
under s. 115.787 is in effect for the adoptee, and the adoption assistance agreement

for the adoptee became effective on or after the date on which the adoptee attained 16 years of age.

SECTION 1699. 48.975 (5) (f) of the statutes is created to read:

48.975 **(5)** (f) Rules governing the provision of adoption assistance for the care of a child after the child attains 18 years of age.

SECTION 1700. 48.981 (1) (b) of the statutes is amended to read:

48.981 **(1)** (b) "Community placement" means probation; extended supervision; parole; aftercare; conditional transfer into the community under s. 51.35 (1); conditional transfer or discharge under s. 51.37 (9); placement in a Type 2 residential care center for children and youth or a Type 2 juvenile correctional facility authorized under s. 938.539 (5); conditional release under s. 971.17; supervised release under s. 980.06 or 980.08; participation in the community residential confinement program under s. 301.046, the intensive sanctions program under s. 301.048, ~~the corrective sanctions program~~ community supervision under s. 938.533, the intensive supervision program under s. 938.534, or the serious juvenile offender program under s. 938.538; or any other placement of an adult or juvenile offender in the community under the custody or supervision of the department of corrections, the department of health services, a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 or any other person under contract with the department of corrections, the department of health services or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 to exercise custody or supervision over the offender.

SECTION 1701. 48.985 of the statutes is repealed.

SECTION 1702. 49.11 (1) of the statutes is renumbered 49.11 (1e).

SECTION 1703. 49.11 (1c) of the statutes is created to read:

49.11 **(1c)** "Community-based juvenile delinquency-related services" means juvenile delinquency-related services provided under ch. 938 other than services provided for a juvenile who is being held in a juvenile detention facility or who is under the supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n) (a), or 938.357 (4).

SECTION 1704. 49.11 (1c) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

49.11 **(1c)** "Community-based juvenile delinquency-related services" means juvenile delinquency-related services provided under ch. 938 other than services provided for a juvenile who is being held in a juvenile detention facility or who is

under the supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n) ~~(a)~~, or 938.357 (4).

SECTION 1705. 49.138 (5) of the statutes is created to read:

49.138 **(5)** (a) The department shall recover from an individual receiving emergency assistance under this section an overpayment of the emergency assistance if the overpayment resulted from a misrepresentation by the individual applying for the assistance with respect to any fact having an effect on the individual's eligibility for, or the amount of, the assistance granted.

(b) If an overpayment of emergency assistance provided under this section resulted from an error made by a Wisconsin Works agency, the department shall recover the overpayment from the Wisconsin Works agency and may do so by offsetting the amount from amounts otherwise due the agency under a contract under s. 49.143.

(c) The department may recover overpayments of emergency assistance under par. (a) or (b) in the manners provided in ss. 49.195 (3m) and 49.85. Nothing in this paragraph or par. (b) precludes the department from recovering emergency assistance overpayments through any other legal means.

SECTION 1706. 49.141 (1) (intro.) of the statutes is amended to read:

49.141 **(1)**DEFINITIONS. (intro.) As used in ss. 49.141 to 49.161 and 49.26:

SECTION 1707. 49.143 (2) (a) (intro.) of the statutes is amended to read:

49.143 **(2)** (a) (intro.) Establish ~~a~~ at least one community steering committee within 60 days after the date on which the contract is ~~awarded~~ signed. A Wisconsin Works agency must establish as many committees as necessary to allow the representation required under subd. 1m. on each committee without exceeding the maximum number of members under subd. 1m. All of the following apply to a community steering committee created under this paragraph:

1m. The Wisconsin ~~works~~ Works agency shall ~~recommend the members of the committee to the chief executive officer of each county served by the Wisconsin works agency. The chief executive officer of each county shall~~ appoint the members of the committee~~. The number of members that each chief executive officer appoints to the committee shall be in proportion to the population of that officer's county relative to the population of each other county served by the Wisconsin works agency, except that the chief executive officer of a county that is not a Wisconsin works agency shall appoint the director of the county department under s. 46.215, 46.22 or 46.23, or his or her designee, and one other representative of the county department under s. 46.215, 46.22 or 46.23. The committee shall consist of at least 12 members, but not more than 15 members.~~ within the following parameters:

2m. The members of the committee shall appoint a chairperson who shall be a person who represents business interests.

4m. The committee shall do all of the following:

SECTION 1708. 49.143 (2) (a) 1. of the statutes is renumbered 49.143 (2) (a) 4m. a.

SECTION 1709. 49.143 (2) (a) 1m. a. of the statutes is created to read:

49.143 **(2)** (a) 1m. a. The total number of members on the committee may not exceed 20.

SECTION 1710. 49.143 (2) (a) 1m. b. of the statutes is created to read:

49.143 **(2)** (a) 1m. b. Each county that the Wisconsin Works agency serves must be represented on a committee by a member who is a representative of a county department responsible for economic development, of a city department responsible for economic development for a city that is in that county, or of the business community in that county. The Wisconsin Works agency shall appoint at least one representative of business interests as a member of the committee.

SECTION 1711. 49.143 (2) (a) 2. of the statutes is renumbered 49.143 (2) (a) 4m. b. and amended to read:

49.143 **(2)** (a) 4m. b. Identify and encourage employers to provide permanent jobs for persons who are eligible for ~~trial employment match program jobs or community service jobs~~ Wisconsin Works.

SECTION 1712. 49.143 (2) (a) 3. of the statutes is renumbered 49.143 (2) (a) 4m. c. and amended to read:

49.143 **(2)** (a) 4m. c. Create, and encourage others to create, subsidized jobs for persons who are eligible for ~~trial employment match program jobs or community service jobs~~ Wisconsin Works.

SECTION 1713. 49.143 (2) (a) 4. of the statutes is renumbered 49.143 (2) (a) 4m. d. and amended to read:

49.143 **(2)** (a) 4m. d. Create, and encourage others to create, ~~on-the-job training sites~~ work experience opportunities, including supported work experience, for persons who are eligible for ~~trial employment match program jobs or community service jobs~~ Wisconsin Works.

SECTION 1714. 49.143 (2) (a) 5. and 6. of the statutes are consolidated, renumbered 49.143 (2) (a) 3m. and amended to read:

49.143 **(2)** (a) 3m. ~~Foster~~ The committee may foster and guide the entrepreneurial efforts of participants who are eligible for ~~trial employment match program jobs or community service jobs. 6. Provide~~ Wisconsin Works and provide mentors, both from its membership and from recruitment of members of the community, to provide job-related guidance, including assistance in resolving job-related issues and the provision of job leads or references, to persons who are

eligible for ~~trial employment match program jobs or community service jobs~~ Wisconsin Works.

SECTION 1715. 49.143 (2) (a) 7. of the statutes is renumbered 49.143 (2) (a) 4m. e. and amended to read:

49.143 **(2)** (a) 4m. e. Coordinate with ~~the council on workforce investment~~ local workforce development boards established under 29 USC ~~2821~~ 2832 to ensure compatibility of purpose and no duplication of effort.

SECTION 1716. 49.143 (2) (a) 8. of the statutes is repealed.

SECTION 1717. 49.143 (2) (a) 10. of the statutes is repealed.

SECTION 1718. 49.145 (2) (n) 1. (intro.) of the statutes is amended to read:

49.145 **(2)** (n) 1. (intro.) Except as provided in subd. 4., beginning on the date on which the individual has attained the age of 18, the total number of months in which the individual or any adult member of the individual's Wisconsin ~~works~~ Works

---

group has participated in, or has received benefits under, any of the following or any combination of the following does not exceed ~~60~~ 48 months, whether or not consecutive:

SECTION 1719. 49.145 (2) (n) 1. a. of the statutes is amended to read:

49.145 **(2)** (n) 1. a. The job opportunities and basic skills program under s. 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job opportunities and basic skills program counts toward the ~~60-month~~ 48-month limit.

SECTION 1720. 49.145 (2) (n) 3. of the statutes is amended to read:

49.145 **(2)** (n) 3. A Wisconsin ~~works~~ Works agency may extend the time limit under this paragraph only if the Wisconsin ~~works~~ Works agency determines, in accordance with rules promulgated by the department, that ~~unusual circumstances exist that warrant an extension of the participation period~~ the individual is experiencing hardship or that the individual's family includes an individual who has been battered or subjected to extreme cruelty.

SECTION 1721. 49.147 (3) (ac) (intro.) of the statutes is amended to read:

49.147 **(3)** (ac) *Employer subsidies and reimbursements.* (intro.) The Wisconsin Works agency shall pay to an employer that employs a participant under this subsection a wage subsidy in an amount that is negotiated between the Wisconsin Works agency and the employer but that is not ~~less~~ more than the state or federal minimum wage that applies to the participant. The wage subsidy shall be paid for each hour that the participant actually works, up to a maximum of 40 hours per week. The employer shall pay the participant any difference between the wage subsidy amount and the participant's wage and must pay the participant at least minimum wage. In addition to paying the wage subsidy, the Wisconsin Works

agency may, as negotiated between the Wisconsin Works agency and the employer, reimburse the employer for all or a portion of other costs that are attributable to the employment of the participant, including any of the following:

SECTION 1722. 49.147 (4) (at) of the statutes is amended to read:

49.147 **(4)** (at) *Motivational training.* A Wisconsin ~~works~~ Works agency may require a participant, during the first 2 weeks of participation under this subsection, to participate in an assessment and motivational training program ~~identified by the community steering committee under s. 49.143 (2) (a) 10~~. The Wisconsin ~~works~~ Works agency may require not more than 40 hours of participation per week under this paragraph in lieu of the participation requirement under par. (as).

SECTION 1723. 49.147 (5) (bt) of the statutes is amended to read:

49.147 **(5)** (bt) *Motivational training.* A Wisconsin ~~works~~ Works agency may require a participant, during the first 2 weeks of participation under this subsection, to participate in an assessment and motivational training program ~~identified by the community steering committee under s. 49.143 (2) (a) 10~~. The Wisconsin ~~works~~ Works agency may require not more than 40 hours of participation per week under this paragraph in lieu of the participation requirement under par. (bs).

SECTION 1724. 49.151 (1) (intro.) of the statutes is renumbered 49.151 (1m) (intro.).

SECTION 1725. 49.151 (1) (a) of the statutes is repealed.

SECTION 1726. 49.151 (1) (b) of the statutes is renumbered 49.151 (1m) (a) (intro.) and amended to read:

49.151 **(1m)** (a) (intro.) 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~~ do any of the following:

1. Appear for an interview with a prospective employer ~~or, if the participant is in a Wisconsin Works transitional placement, the participant fails to appear~~.

2. Appear for an assigned work activity, ~~including an activity under s. 49.147 (5) (b) 1. a. to d., without good cause, as determined~~ as defined in 42 USC 607 (d), or for an activity assigned by the Wisconsin Works agency.

SECTION 1727. 49.151 (1) (c) of the statutes is renumbered 49.151 (1m) (b) and amended to read:

49.151 **(1m)** (b) The participant, or an individual who is in the participant's Wisconsin ~~works~~ Works group and who is subject to the work requirement under s. 49.15 (2), voluntarily leaves appropriate employment or training without good cause, as determined by the Wisconsin ~~works~~ Works agency.

SECTION 1728. 49.151 (1) (d) of the statutes is renumbered 49.151 (1m) (d) and amended to read:

49.151 **(1m)** (d) The participant, or an individual who is in the participant's Wisconsin ~~works~~ Works group and who is subject to the work requirement under s. 49.15 (2), ~~loses~~ is discharged from appropriate employment ~~as a result of being discharged~~ or training for cause.

SECTION 1729. 49.151 (1) (e) of the statutes is renumbered 49.151 (1m) (f) and amended to read:

49.151 **(1m)** (f) The participant, or an individual who is in the participant's Wisconsin ~~works~~ Works group and who is subject to the work requirement under s. 49.15 (2), demonstrates through other behavior or action, as specified by the department by rule, that he or she refuses to participate in a Wisconsin ~~works~~ Works employment position.

SECTION 1730. 49.151 (1c) of the statutes is created to read:

49.151 **(1c)** DEFINITIONS. In this section:

(a) "Employer" means a subsidized or unsubsidized employer or a work experience provider.

(b) "Employment" means subsidized or unsubsidized employment or an assigned work experience activity.

SECTION 1731. 49.151 (1m) (c) of the statutes is created to read:

49.151 **(1m)** (c) 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), voluntarily leaves a work experience site without good cause, as determined by the Wisconsin Works agency.

SECTION 1732. 49.151 (1m) (e) of the statutes is created to read:

49.151 **(1m)** (e) 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), is discharged from a work experience site for cause.

SECTION 1733. 49.1515 (1) of the statutes is amended to read:

49.1515 **(1)** GUIDELINES BY RULE. The department shall by rule specify guidelines for determining when a participant, or individual in the participant's Wisconsin Works group, who engages in a behavior specified in s. 49.151 ~~(1)~~ (1m) (a), (b), (c), (d), ~~or~~ (e), or (f) is demonstrating a refusal to participate.

SECTION 1734. 49.153 of the statutes is repealed.

SECTION 1735. 49.155 (1m) (intro.) of the statutes is amended to read:

49.155 **(1m)** ELIGIBILITY. (intro.) Except as provided in s. 49.155 (3g), the department shall determine, contract with a county department or agency to determine, or contract with a county department or agency to share determination of the eligibility of individuals residing in a particular geographic region or who are members of a particular Indian tribal unit for child care subsidies under this section. Under this section, an individual may receive a subsidy for child care for a child who has not attained the age of 13 or, if the child is disabled, who has not attained the age of 19, if the individual meets all of the following conditions:

SECTION 1736. 49.155 (3) (intro.) of the statutes is amended to read:

49.155 **(3)** CHILD CARE LOCAL ADMINISTRATION. (intro.) Except as provided in sub. (3g), ~~the~~ a county department or agency with which the department contracts under sub. (1m) to determine eligibility in a particular geographic region or for a particular Indian tribal unit shall administer child care assistance in that geographic region or for that tribal unit. For the administration of child care assistance under this section, the department may require the county department or agency to do all of the following:

SECTION 1737. 49.155 (3m) (am) of the statutes is created to read:

49.155 **(3m)** (am) If the department contracts with a county department or agency under sub. (1m), the department shall allocate funds for the eligibility determination function under the contract. When allocating these funds, the department may consider trends in applications, a county department's or agency's past eligibility determination expenditures, the respective portions of the eligibility determination function to be performed by the department and the county department or agency, and any other factor determined by the department.

SECTION 1738. 49.155 (3m) (b) 1. of the statutes is amended to read:

49.155 **(3m)** (b) 1. Subject to subds. 2. and 3., the department shall, to the extent practicable, allocate funds to a contract entered into under sub. (1m) for the administration of the program under sub. (3) in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all ~~statewide subsidy authorizations and eligibility redeterminations under sub. (3) (c)~~ funding allocated under par. (am) for eligibility determination functions during the contract period or, if the department elects, in the same proportion as the geographic region's or Indian tribal unit's proportionate share of all children for whom a subsidy was provided under this section in the most recent 12-month period for which applicable statistics are available before the start of the contract period.

SECTION 1739. 49.159 (1) (a) (intro.) of the statutes is amended to read:

49.159 **(1)** (a) (intro.) An individual who would be eligible under s. 49.145 except that the individual is the noncustodial parent of a dependent child is eligible for services and benefits under par. (b) if the individual is subject to a child support order, the individual satisfies all of the requirements related to substance abuse screening, testing, and treatment under s. 49.162 that apply to the individual, and any of the following applies to the custodial parent of the dependent child:

SECTION 1740. 49.162 of the statutes is created to read:

49.162Substance abuse screening and testing for certain work experience programs.(1) In this section:

(a) "Administering agency" means the department or an agency with which the department contracts to administer a program.

(b) "Controlled substance" has the meaning given in s. 961.01 (4).

(c) "Program" means any of the following:

1. Services and benefits under s. 49.159 (1) (b).

2. The Transform Milwaukee Jobs program or the Transitional Jobs program under s. 49.163.

3. A work experience and job training program under s. 49.36.

---

(2) In order to participate in a program, an individual shall complete a controlled substance abuse screening questionnaire. If, on the basis of answers to the questionnaire, the administrating agency determines that there is a reasonable suspicion that an individual who is otherwise eligible for a program is abusing a controlled substance, the administrating agency shall require the individual to undergo a test for the use of a controlled substance. If the individual refuses to submit to a test, the individual is not eligible to participate in a program until the individual complies with the requirement to undergo a test for the use of a controlled substance.

(3) If an individual who undergoes a test under sub. (2) tests negative for the use of a controlled substance, or tests positive for the use of a controlled substance but presents evidence satisfactory to the administering agency that the individual possesses a valid prescription for each controlled substance for which the individual tests positive, the individual will have satisfactorily completed the substance abuse testing requirements under this section.

(4) (a) If an individual who undergoes a test under sub. (2) tests positive for the use of a controlled substance without presenting evidence of a valid prescription as described in sub. (3), the administrating agency shall require the individual to participate in substance abuse treatment to remain eligible to participate in a program. If the individual refuses to participate in substance abuse treatment, the individual is not eligible to participate in a program until the individual complies with the requirement to participate in substance abuse treatment.

(b) During the time that an individual is receiving substance abuse treatment

under par. (a), the administrating agency shall require the individual to undergo random testing for the use of a controlled substance. For the individual to remain

eligible for a program, the individual must cooperate with the testing and the results of the tests must be negative or, if any results are positive, the individual must present evidence of a valid prescription as described in sub. (3). If the results of any test during treatment are positive for the use of a controlled substance and the individual does not present evidence of a valid prescription for the controlled substance, the individual shall have the opportunity to begin the treatment again one time, as determined by the administering agency. If the individual begins the substance abuse treatment again, he or she shall remain eligible for a program as long as the results of all tests for the use of a controlled substance during the subsequent treatment are negative for the use of a controlled substance or, if any results are positive, the individual presents evidence of a valid prescription for the controlled substance.

(c) If an individual receiving treatment under par. (b) completes treatment and, at the conclusion of the treatment, tests negative for the use of a controlled substance or presents evidence of a valid prescription for any controlled substance for which the individual tests positive, the individual will have satisfactorily completed the substance abuse testing requirements under this section.

(5) The department shall manage the costs and reinvest the savings under this section, and shall work with the administering agency, if different from the department, to manage the costs and reinvest the savings.

SECTION 1741. 49.163 (2) (a) of the statutes is amended to read:

49.163 **(2)** (a) The department shall establish a Transform Milwaukee Jobs program in Milwaukee County and, if funding is available, may establish a Transitional Jobs program outside of Milwaukee County. To the extent of available funds, the department shall conduct the Transitional Jobs program, if established,

in one or more geographic areas in the state that are not in Milwaukee County. In selecting the geographic area or areas in which to conduct the Transitional Jobs program, the department shall give priority to those areas with relatively high rates of unemployment and childhood poverty and to other areas with special needs that the department determines should be given priority.

SECTION 1742. 49.163 (2) (am) 7. of the statutes is created to read:

49.163 **(2)** (am) 7. Satisfy all of the requirements related to substance abuse screening, testing, and treatment under s. 49.162 that apply to the individual.

SECTION 1743. 49.163 (3) (a) 3. a. of the statutes is amended to read:

49.163 **(3)** (a) 3. a. A wage subsidy that is equal to ~~the~~ an amount ~~of wages that~~

negotiated between the department and the employer or contractor ~~pays to the individual~~, that is paid for ~~hours~~ each hour the individual actually worked, not to exceed 40 hours per week ~~at~~, and that is not more than the federal or state minimum wage that applies to the individual.

SECTION 1744. 49.163 (3) (a) 4. of the statutes is amended to read:

49.163 **(3)** (a) 4. An employer, or, subject to the approval of the department, a contractor under sub. (4), that employs an individual participating in the program may pay the individual an amount that exceeds any wage subsidy paid to the employer or contractor by the department under subd. 3. a., except that the employer or contractor must pay the individual at least minimum wage.

SECTION 1745. 49.175 (1) (intro.) of the statutes is amended to read:

49.175 **(1)**ALLOCATION OF FUNDS. (intro.) Except as provided in ~~sub.~~ subs. (2) and (3), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k), (kx), (L), (mc), (md), (me), and (s) and (3) (kp), the department shall allocate the following amounts for the following purposes:

SECTION 1746. 49.175 (1) (a) of the statutes is amended to read:

49.175 **(1)** (a) *Wisconsin Works benefits.* For Wisconsin Works benefits, ~~$82,014,000~~ $89,796,000 in fiscal year ~~2013-14~~ 2015-16 and ~~$72,696,000~~ $88,796,000 in fiscal year ~~2014-15~~ 2016-17.

SECTION 1747. 49.175 (1) (b) of the statutes is amended to read:

49.175 **(1)** (b) *Wisconsin Works agency contracts; job access loans.* For contracts with Wisconsin Works agencies under s. 49.143 and for job access loans under s. 49.147 (6), ~~$57,586,500 in fiscal year 2013-14 and $58,336,500~~ $58,336,500 in each fiscal year ~~2014-15~~.

SECTION 1748. 49.175 (1) (g) of the statutes is amended to read:

49.175 **(1)** (g) *State administration of public assistance programs and overpayment collections.* For state administration of public assistance programs and the collection of public assistance overpayments, ~~$12,697,100~~ $14,834,100 in fiscal year ~~2013-14~~ 2015-16 and ~~$12,812,700~~ $14,967,700 in fiscal year ~~2014-15~~ 2016-17.

SECTION 1749. 49.175 (1) (i) of the statutes is amended to read:

49.175 **(1)** (i) *Emergency assistance.* For emergency assistance under s. 49.138 and for transfer to the department of administration for low-income energy or weatherization assistance programs, ~~$7,500,000~~ $8,500,000 in fiscal year 2015-16 and $8,400,000 in ~~each~~ fiscal year 2016-17.

SECTION 1750. 49.175 (1) (k) of the statutes is amended to read:

49.175 **(1)** (k) *Transform Milwaukee and Transitional Jobs programs.* For contract costs under the Transform Milwaukee Jobs program and the Transitional Jobs program under s. 49.163, ~~$3,750,000~~ $6,000,000 in fiscal year ~~2013-14~~ 2015-16 and ~~$5,000,000~~ $7,000,000 in fiscal year ~~2014-15~~ 2016-17.

SECTION 1751. 49.175 (1) (n) of the statutes is created to read:

49.175 **(1)** (n) *Fostering futures: connections count.* For funding community connectors to interact with vulnerable families with young children and to connect families with formal and informal community support, $360,300 in fiscal year 2016-17.

SECTION 1752. 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, ~~$271,400,200~~ $267,945,900 in fiscal year ~~2013-14~~ 2015-16 and ~~$274,734,000~~ $286,777,400 in fiscal year ~~2014-15~~ 2016-17.

SECTION 1753. 49.175 (1) (q) of the statutes is amended to read:

49.175 **(1)** (q) *Child care state administration and licensing activities.* For state administration of child care programs under s. 49.155 and for child care licensing activities, ~~$29,719,000~~ $34,244,600 in fiscal year ~~2013-14~~ 2015-16 and ~~$31,799,500~~ $33,248,300 in fiscal year ~~2014-15~~ 2016-17.

SECTION 1754. 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), ~~$13,095,800~~ $15,492,700 in each fiscal year.

SECTION 1755. 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, ~~$33,688,000~~ $31,338,200 in each fiscal year.

SECTION 1756. 49.175 (1) (s) of the statutes is amended to read:

49.175 **(1)** (s) *Kinship care and long-term kinship care assistance.* For kinship care and long-term kinship care payments under s. 48.57 (3m) (am) and (3n) (am), for assessments to determine eligibility for those payments, and for agreements under s. 48.57 (3t) with the governing bodies of Indian tribes for the administration of the kinship care and long-term kinship care programs within the boundaries of the reservations of those tribes, ~~$20,335,200~~ $21,222,700 in fiscal year ~~2013-14~~ 2015-16 and ~~$20,774,400~~ $21,435,000 in fiscal year ~~2014-15~~ 2016-17.

SECTION 1757. 49.175 (1) (t) of the statutes is amended to read:

49.175 **(1)** (t) *Safety and out-of-home placement services.* For services provided to ensure the safety of children who the department or a county determines may remain at home if appropriate services are provided, and for services provided to families with children placed in out-of-home care, ~~$7,711,100~~ $3,647,200 in ~~each~~ fiscal year 2015-16 and $5,392,700 in fiscal year 2016-17.

SECTION 1758. 49.175 (1) (u) of the statutes is amended to read:

49.175 **(1)** (u) *Prevention services.* For services to prevent child abuse or neglect

in counties having a population of 500,000 or more, ~~$1,489,600~~ $1,389,600 in each fiscal year.

SECTION 1759. 49.175 (1) (z) of the statutes is amended to read:

49.175 **(1)** (z) *Grants to the Boys and Girls Clubs of America.* For grants to the Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that improve social, academic, and employment skills of youth who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq., focusing on study habits, intensive tutoring in math and English, and exposure to career options and role models, ~~$1,250,000 in fiscal year 2013-14 and $1,100,000~~ $1,100,000 in each fiscal year ~~2014-15~~. Grants provided under this paragraph may not be used by the grant recipient to replace funding for programs that are being funded, when the grant proceeds are received, with moneys other than those from the appropriations specified in sub. (1) (intro.). ~~The total amount of the grants for fiscal year 2013-14 includes $25,000 for the greater Wisconsin Rapids Area Boys and Girls Club to fund the Cranberry Science, Technology, Engineering, and Mathematics program and, if the program provides $125,000 in matching funds, $125,000 for the Green Bay Boys and Girls Clubs for the BE GREAT: Graduate program, to be used only for activities for which federal Temporary Assistance for Needy Families block grant moneys may be used.~~

SECTION 1760. 49.175 (3) of the statutes is created to read:

49.175 **(3)** LIMIT ON CERTAIN FUNDS. Moneys from the appropriation account under s. 20.437 (3) (kp) for the allocations specified in sub. (1) shall be limited to $4,730,300 and may be expended only for obligations incurred between October 1, 2015, and September 30, 2016.

SECTION 1761. 49.195 (title) of the statutes is amended to read:

49.195 (title) **Recovery of aid to families with dependent children ~~and~~, Wisconsin ~~works~~ Works benefits, and overpayments of emergency assistance.**

SECTION 1762. 49.195 (3) of the statutes is amended to read:

49.195 **(3)** A county, tribal governing body, Wisconsin ~~works~~ Works agency, or the department shall determine whether an overpayment has been made under s. ~~49.19~~ 49.138, 49.148, 49.155 ~~or~~, 49.157, or 49.19 and, if so, the amount of the overpayment. The county, tribal governing body, Wisconsin ~~works~~ Works agency, or department shall provide notice of the overpayment to the liable person. The department shall give that person an opportunity for a review following the procedure specified under s. 49.152, if the person received the overpayment under s. 49.141 to 49.161, and for a hearing under ch. 227. Notwithstanding s. 49.96, the

department shall promptly recover all overpayments made under s. ~~49.19~~ 49.138, 49.148, 49.155 ~~or~~, 49.157, or 49.19 that have not already been received under s. 49.138 (5), 49.161, or 49.19 (17) or received as a setoff under s. 71.93 and shall promulgate rules establishing policies and procedures to administer this subsection. The rules shall include notification procedures similar to those established for child support collections.

SECTION 1763. 49.26 (1) (gm) 1. d. of the statutes is created to read:

49.26 **(1)** (gm) 1. d. A child whose Wisconsin Works group includes a participant under s. 49.147 (3), (4), or (5) who has been unable to participate in activities required under s. 49.147 (3), (4), or (5) due to the child's school-related problems.

SECTION 1764. 49.275 of the statutes is amended to read:

49.275Cooperation with federal government. The department may cooperate with the federal government in carrying out federal acts concerning public assistance under this subchapter ~~and~~, child welfare under ch. 48, and community-based juvenile delinquency-related services under ch. 938 and in other matters of mutual concern ~~under this subchapter~~ pertaining to public welfare ~~and under ch. 48 pertaining to~~, child welfare, and juvenile delinquency under this subchapter and chs. 48 and 938.

SECTION 1765. 49.32 (1) (a) of the statutes is amended to read:

49.32 **(1)** (a) Except as provided in s. 49.345 (14) (b) and (c), the department shall establish a uniform system of fees for services ~~provided or purchased~~ under this subchapter and ch. 48, and community-based juvenile delinquency-related services under ch. 938, purchased or provided by the department~~,~~ or by a county department under s. 46.215, 46.22, or 46.23, except as provided in s. 49.22 (6) and except when, as determined by the department, a fee is administratively unfeasible or would significantly prevent accomplishing the purpose of the service. A county department under s. 46.215, 46.22, or 46.23 shall apply the fees that it collects under this program to cover the cost of those services. The department shall report to the joint committee on finance no later than March 1 of each year on the number of children placed for adoption by the department during the previous year and the costs to the state for services relating to such adoptions.

SECTION 1766. 49.32 (1) (b) of the statutes is amended to read:

49.32 **(1)** (b) Except as provided in s. 49.345 (14) (b) and (c), any person receiving services purchased or provided ~~or purchased~~ under par. (a) or the spouse of the person and, in the case of a minor, the parents of the person, and, in the case

of a foreign child described in s. 48.839 (1) who became dependent on public funds for his or her primary support before an order granting his or her adoption, the resident of this state appointed guardian of the child by a foreign court who brought the child into this state for the purpose of adoption, shall be liable for the services in the amount of the fee established under par. (a).

SECTION 1767. 49.32 (2) (b) of the statutes is amended to read:

49.32 **(2)** (b) The department may make social services payments and payments for community-based juvenile delinquency-related services directly to recipients, vendors, or providers in accordance with law and rules of the department on behalf of the counties ~~which~~ that have contracts to have ~~such~~ those payments made on their behalf.

SECTION 1768. 49.325 (1) (a) of the statutes is amended to read:

49.325 **(1)** (a) Each county department under s. 46.215, 46.22, or 46.23 shall submit its final budget for services purchased or directly provided ~~or purchased~~ under this subchapter or ch. 48 and for community-based juvenile delinquency-related services purchased or directly provided under ch. 938 to the department by December 31 annually.

SECTION 1769. 49.325 (2) of the statutes is amended to read:

49.325 **(2)** ASSESSMENT OF NEEDS. Before developing and submitting a proposed budget for services purchased or directly provided ~~or purchased~~ under this subchapter or ch. 48 and for community-based juvenile delinquency-related services purchased or directly provided under ch. 938 to the county executive or county administrator or the county board, the county departments listed in sub. (1) shall assess needs and inventory resources and services, using an open public participation process.

SECTION 1770. 49.325 (2g) (a) of the statutes is amended to read:

49.325 **(2g)** (a) The department shall annually submit to the county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department a proposed written contract containing the allocation of funds for services purchased or directly provided ~~or purchased~~ under this subchapter or ch. 48, for community-based juvenile delinquency-related services purchased or directly provided under ch. 938, and for such administrative requirements as necessary. The contract as approved may contain conditions of participation consistent with federal and state law. The contract may also include provisions necessary to ensure uniform cost accounting of services. Any changes to the proposed contract shall be mutually agreed upon. The county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department shall approve the contract before January 1 of the year in which it takes effect unless the department grants an extension. The county board of supervisors in a county with

a single-county department or the county boards of supervisors in counties with a multicounty department may designate an agent to approve addenda to any contract after the contract has been approved.

SECTION 1771. 49.325 (2g) (b) of the statutes is amended to read:

49.325 **(2g)** (b) The department may not approve contracts for amounts in excess of available revenues. The county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department may appropriate funds for community-based juvenile delinquency-related services. Actual expenditure of county funds shall be reported in compliance with procedures developed by the department.

SECTION 1772. 49.325 (2g) (c) of the statutes is amended to read:

49.325 **(2g)** (c) The joint committee on finance may require the department to submit contracts between county departments under ss. 46.215, 46.22, and 46.23 and providers of services under this subchapter or ch. 48 or of community-based juvenile delinquency-related services under ch. 938 to the committee for review and approval.

SECTION 1773. 49.325 (2r) (a) 1. of the statutes is amended to read:

49.325 **(2r)** (a) 1. For services under this subchapter or ch. 48 or community-based juvenile delinquency-related services under ch. 938 that duplicate or are inconsistent with services being purchased or provided ~~or purchased~~ by the department or other county departments receiving grants-in-aid or reimbursement from the department.

SECTION 1774. 49.325 (2r) (a) 2. of the statutes is amended to read:

49.325 **(2r)** (a) 2. Inconsistent with state or federal statutes, rules, or regulations, in which case the department may also arrange for the provision of services under this subchapter or ch. 48 or community-based juvenile delinquency-related services under ch. 938 by an alternate agency. The department may not arrange for the provision of those services by an alternate agency unless the joint committee on finance or a review body designated by the committee reviews and approves the department's determination.

SECTION 1775. 49.34 (1) of the statutes is amended to read:

49.34 **(1)** All services under this subchapter and ch. 48 and all community-based juvenile delinquency-related services under ch. 938 purchased by the department or by a county department under s. 46.215, 46.22, or 46.23 shall be authorized and contracted for under the standards established under this section. The department may require the county departments to submit the contracts to the department for review and approval. For purchases of $10,000 or less the requirement for a written contract may be waived by the department. No contract is required for care provided by foster homes that are required to be licensed under s. 48.62. When the department directly contracts for services, ~~it~~ the department

shall follow the procedures in this section in addition to meeting purchasing requirements established in s. 16.75.

SECTION 1776. 49.34 (2) of the statutes is amended to read:

49.34 **(2)** All services purchased under this subchapter and ch. 48 and all community-based juvenile delinquency-related services purchased under ch. 938 shall meet standards established by the department and other requirements specified by the purchaser in the contract. Based on these standards the department shall establish standards for cost accounting and management information systems that shall monitor the utilization of the services, and document the specific services in meeting the service plan for the client and the objective of the service.

SECTION 1777. 49.34 (3) (f) of the statutes is repealed.

SECTION 1778. 49.345 (1) of the statutes is amended to read:

49.345 **(1)** Liability and the collection and enforcement of such liability for the care, maintenance, services, and supplies specified in this section are governed exclusively by this section, except in cases of child support ordered by a court under s. 48.355 (2) (b) 4., 48.357 (5m) (a), ~~or~~ 48.363 (2), 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) (a), or 938.363 (2) or ch. 767.

SECTION 1779. 49.345 (2) of the statutes is amended to read:

49.345 **(2)** Except as provided in sub. (14) (b) and (c), any person, including ~~but not limited to~~ a person placed under s. 48.345 (3) ~~or~~ , 48.357 (1) or (2m), 938.183, 938.34 (3) or (4d), or 938.357 (1), (2m), (4), or (5) (e), receiving care, maintenance, services, and supplies provided by any institution in this state, in which the state is chargeable with all or part of the person's care, maintenance, services, and supplies, and the person's property and estate, including the homestead, and the spouse of the person, and the spouse's property and estate, including the homestead, and, in the case of a minor child, the parents of the person, and their property and estates, including their homestead, and, in the case of a foreign child described in s. 48.839 (1) who became dependent on public funds for his or her primary support before an order granting his or her adoption, the resident of this state appointed guardian of the child by a foreign court who brought the child into this state for the purpose of adoption, and his or her property and estate, including his or her homestead, shall be liable for the cost of the care, maintenance, services, and supplies in accordance with the fee schedule established by the department under s. 49.32 (1). If a spouse, widow, or minor, or an incapacitated person may be lawfully dependent upon the property for his or her support, the court shall release all or such part of the property and estate from the charges that may be necessary to provide for the person. The department shall make every reasonable effort to notify the liable persons as soon as possible after the beginning of the maintenance, but the notice or the receipt ~~thereof~~ of the notice is not a condition of liability.

SECTION 1780. 49.345 (8) (g) of the statutes is amended to read:

49.345 **(8)** (g) Pay quarterly from the appropriation under s. 20.437 (1) (gg) the collection moneys due county departments under ss. 46.215, 46.22, and 46.23. Payments shall be made as soon after the close of each quarter as is practicable.

SECTION 1781. 49.345 (14) (b) of the statutes is amended to read:

49.345 **(14)** (b) Except as provided in par. (c), and subject to par. (cm), liability of a parent specified in sub. (2) or s. 49.32 (1) for the care and maintenance of the parent's minor child who has been placed by a court order under s. 48.355 ~~or~~, 48.357, 938.183, 938.355, or 938.357 in a residential, nonmedical facility such as a group home, foster home, subsidized guardianship home, or residential care center for children and youth shall be determined by the court by using the percentage standard established by the department under s. 49.22 (9) and by applying the percentage standard in the manner established by the department under par. (g).

SECTION 1782. 49.345 (14) (e) 1. of the statutes is amended to read:

49.345 **(14)** (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or 48.363 (2) for support determined under this subsection constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108, and other money due or to be due in the future to the county department under s. 46.22 or 46.23 in the county where the order was entered or to the department, depending upon the placement of the child as specified by rules promulgated under subd. 5. The assignment shall be for an amount sufficient to ensure payment under the order.

SECTION 1783. 49.345 (14) (e) 1. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

49.345 **(14)** (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), ~~or~~ 48.363 (2), 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) (a), or 938.363 (2) for support determined under this subsection constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108, and other money due or to be due in the future to the county department under s. 46.215, 46.22, or 46.23 in the county where the order was entered or to the department, depending upon the placement of the child as specified by rules promulgated under subd. 5. The assignment shall be for an amount sufficient to ensure payment under the order.

SECTION 1784. 49.345 (14) (g) of the statutes is amended to read:

49.345 **(14)** (g) For purposes of determining child support under par. (b), the department shall promulgate rules related to the application of the standard established by the department under s. 49.22 (9) to a child support obligation for

the
care and maintenance of a child who is placed by a court order under s. 48.355 ~~or~~, 48.357, 938.183, 938.355, or 938.357 in a residential, nonmedical facility. The rules shall take into account the needs of any person, including dependent children other than the child, whom either parent is legally obligated to support.

SECTION 1785. 49.345 (16) of the statutes is amended to read:

49.345 **(16)** The department shall delegate to county departments under ss.
46.215, 46.22, and 46.23 or the local providers of care and services meeting the

---

standards established by the department under s. 49.34 the responsibilities vested in the department under this section for collection of fees for services other than those provided at state facilities, if the county departments or providers meet the conditions that the department determines are appropriate. The department may delegate to county departments under ss. 46.215, 46.22, and 46.23 the responsibilities vested in the department under this section for collection of fees for services provided at the state facilities if the necessary conditions are met.

SECTION 1786. 49.35 (1) (a) of the statutes is amended to read:

49.35 **(1)** (a) The department shall supervise the administration of programs
under this subchapter and ch. 48 and of community-based juvenile delinquency-related programs under ch. 938. The department shall submit to the federal authorities state plans for the administration of programs under this subchapter and ch. 48 and of community-based juvenile delinquency-related programs under ch. 938 in such form and containing such information as the federal
authorities require, and shall comply with all requirements prescribed to ensure their correctness.

SECTION 1787. 49.35 (1) (b) of the statutes is amended to read:

49.35 **(1)** (b) All records of the department and all county records relating to
programs under this subchapter and ch. 48, community-based juvenile delinquency-related programs under ch. 938, and aid under s. 49.18, 1971 stats., s. 49.20, 1971 stats., and s. 49.61, 1971 stats., as affected by chapter 90, laws of 1973, shall be open to inspection at all reasonable hours by authorized representatives of the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county records relating to the administration of the services and public assistance specified

---

in this paragraph shall be open to inspection at all reasonable hours by authorized representatives of the department.

SECTION 1788. 49.35 (2) of the statutes is amended to read:

49.35 **(2)** The county administration of all laws relating to programs under this
subchapter and ch. 48 and to community-based juvenile delinquency-related programs under ch. 938 shall be vested in the officers and agencies designated in

the
statutes.

SECTION 1789. 49.36 (3) (a) of the statutes is amended to read:

49.36 **(3)** (a) Except as provided in par. (f) and subject to sub. (3m), a person
ordered to register under s. 767.55 (2) (am) shall participate in a work experience program if services are available.

SECTION 1790. 49.36 (3m) of the statutes is created to read:

49.36 **(3m)** A person is not eligible to participate in a program under this section unless the person satisfies all of the requirements related to substance abuse
screening, testing, and treatment under s. 49.162 that apply to the individual.

SECTION 1791. 49.43 (9m) of the statutes is created to read:

49.43 **(9m)** "Primary care shortage area" means an area that is in a primary
care health professional shortage area as determined by the federal department of health and human services under 42 CFR part 5, appendix A, excluding a state or federal prison.

SECTION 1792. 49.45 (6m) (br) 1. of the statutes is amended to read:

49.45 **(6m)** (br) 1. Notwithstanding s. ~~20.410 (3) (cd),~~ 20.435 ~~or~~ (7) (b) or 20.437
(1) (cj) or (2) (dz), the department shall reduce allocations of funds to counties in the
amount of the disallowance from the appropriation account under s. 20.435 (7) (b), or the department shall direct the department of children and families to reduce

---

allocations of funds to counties or Wisconsin Works agencies in the amount of the disallowance from the appropriation account under s. 20.437 (1) (cj) or (2) (dz) ~~or direct the department of corrections to reduce allocations of funds to counties in the amount of the disallowance from the appropriation account under s. 20.410 (3) (cd)~~, in accordance with s. 16.544 to the extent applicable.

SECTION 1793. 49.45 (6v) of the statutes, as affected by 2015 Wisconsin Act ....
(this act), is repealed.

SECTION 1794. 49.45 (6v) (c) of the statutes is amended to read:

49.45 **(6v)** (c) If the report specified in par. (b) indicates that utilization of beds
by recipients of medical assistance in facilities is less than estimates for that utilization reflected in the intentions of the joint committee on finance, legislature and governor, as expressed by them in the budget determinations, the department shall include a proposal to transfer moneys from the appropriation under s. 20.435 (4) (b) to the appropriation under s. 20.435 ~~(7)~~ (4) (bd) for the purpose of increasing funding for the community options program under s. 46.27. The amount proposed for transfer may not reduce the balance in the appropriation account under s. 20.435
(4) (b) below an amount necessary to ensure that that appropriation account will end

the current fiscal year or the current fiscal biennium with a positive balance. The secretary shall transfer the amount identified under the proposal.

SECTION 1795. 49.45 (8r) of the statutes is amended to read:

49.45 **(8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. The rate of payment for obstetric and gynecological care provided in primary care shortage areas~~, as defined in s. 36.60 (1) (em),~~ 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 1796. 49.45 (23) (c) of the statutes is repealed.

SECTION 1797. 49.45 (23) (g) of the statutes is created to read:

49.45 **(23)** (g) 1. The department shall submit to the secretary of the federal department of health and human services an amendment to the waiver requested under par. (a) that authorizes the department to do all of the following with respect to the childless adults demonstration project under this subsection:

a. Impose monthly premiums as determined by the department.

b. Impose higher premiums for enrollees who engage in behaviors that increase their health risks, as determined by the department.

c. Require a health risk assessment for all enrollees.

d. Limit an enrollee's eligibility under the demonstration project to no more than 48 months. The department shall specify the eligibility formula in the waiver amendment.

e. Require, as a condition of eligibility, that an applicant or enrollee submit to a drug screening assessment and, if indicated, a drug test, as specified by the department in the waiver amendment.

2. If the secretary of the federal department of health and human services approves the amendment to the waiver under par. (a), in whole or in part, the department shall implement the changes to the demonstration project under this subsection specified in subd. 1. a. to e. that are approved by the secretary, consistent with the approval.

SECTION 1798. 49.45 (24k) of the statutes is created to read:

49.45 **(24k)** DENTAL REIMBURSEMENT PILOT PROJECT. (a) Subject to approval of the federal department of health and human services under par. (b), the department, as a pilot project, shall distribute moneys in each fiscal year to increase the reimbursement rate under Medical Assistance for pediatric dental care and adult

emergency dental services, as defined by the department, that are provided in Brown, Polk, and Racine counties.

(b) The department shall request any waiver from and submit any amendments to the state Medical Assistance plan to the federal department of health and human services necessary for the reimbursement rate increase pilot project under par. (a). If any necessary waiver request or state plan amendment request is approved, the department shall implement par. (a) beginning on the effective date of the waiver or plan amendment.

SECTION 1799. 49.45 (30x) of the statutes is created to read:

49.45 **(30x)** LICENSED MIDWIFE SERVICES. (a) *Provider reimbursement.* Beginning January 1, 2016, services under s. 49.46 (2) (b) 12t. provided to an individual are reimbursable under the Medical Assistance program if an amendment to the state medical assistance plan approved by the federal department of health and human services permits reimbursement under s. 49.46 (2) (b) 12t.

(b) *Plan amendment.* The department shall submit to the federal department of health and human services an amendment to the state medical assistance plan to permit the application of par. (a). The department may not pay reimbursement under par. (a) unless the amendment to the state plan allowing reimbursement under s. 49.46 (2) (b) 12t. is approved and in effect.

SECTION 1800. 49.45 (39) (bm) of the statutes is created to read:

49.45 **(39)** (bm) *Excess state share.* Any portion of the state share under this subsection in excess of $42,200,000 in fiscal year 2015-16 and in excess of $41,700,000 in fiscal year 2016-17 and each fiscal year thereafter shall be deposited in the Medical Assistance trust fund.

SECTION 1801. 49.45 (39m) of the statutes is created to read:

49.45 **(39m)** STATE PLAN AMENDMENT FOR PHARMACIST REIMBURSEMENT. The department shall submit to the federal department of health and human services an amendment to the state Medical Assistance plan to permit Medical Assistance reimbursement to pharmacists who meet the training requirements specified by the department to administer vaccines, as determined by the department, to a person 6 to 18 years of age. The department shall provide Medical Assistance reimbursement under this subsection if the federal department of health and human services approves the amendment to the state Medical Assistance plan. A pharmacist or pharmacy shall enroll in the federal Vaccines for Children Program under 42 USC 1396s to be eligible for Medical Assistance reimbursement under this subsection.

SECTION 1802. 49.45 (41) (b) of the statutes is amended to read:

49.45 **(41)** (b) If a county elects to become certified as a provider of mental health crisis intervention services, the county may provide mental health crisis intervention services under this subsection in the county to medical assistance recipients through the medical assistance program. A county that elects to provide

the services shall pay the amount of the allowable charges for the services under the medical assistance program that is not provided by the federal government. ~~From the appropriation account under s. 20.435 (5) (bL), the~~ The department shall reimburse the county under this subsection only for the amount of the allowable charges for those services under the medical assistance program that is provided by the federal government.

SECTION 1803. 49.452 of the statutes is created to read:

49.452Counting promissory notes as assets for certain Medical Assistance programs.(1) In this section, "promissory note" means a written, unconditional agreement, given in return for goods, money loaned, or services rendered, under which one party promises to pay another party a specified sum of money at a specified time or on demand.

(2) If an individual's assets are counted when determining or redetermining the individual's financial eligibility for Medical Assistance, the department shall include a promissory note as a countable asset if all of the following apply:

(a) The individual applying for or receiving benefits under Medical Assistance or his or her spouse provided the goods, money loaned, or services rendered for the promissory note.

(b) The promissory note was entered into or purchased on or after the effective date of this paragraph .... [LRB inserts date].

(c) The promissory note is negotiable, assignable, and enforceable and does not contain any terms making it unmarketable.

(3) A promissory note is presumed to be negotiable and its asset value is the outstanding principal balance at the time the individual applies for Medical Assistance or at the time the individual's eligibility for Medical Assistance is redetermined, unless the individual shows by credible evidence from a knowledgeable source that the note is nonnegotiable or has a different current market value, which will then be considered the asset value.

SECTION 1804. 49.453 (4c) (am) of the statutes is created to read:

49.453 **(4c)** (am) Notwithstanding par. (a), for purposes of sub. (2), the purchase of or entering into a promissory note by an individual or his or her spouse on or after the effective date of this paragraph .... [LRB inserts date], is a transfer of assets for less than fair market value unless all of the following apply:

1. The promissory note satisfies the requirements under par. (a) 1. to 3.

2. The promissory note is negotiable, assignable, and enforceable and does not contain any terms making it unmarketable.

SECTION 1805. 49.453 (4c) (b) of the statutes is renumbered 49.453 (4c) (b) 1. and amended to read:

49.453 **(4c)** (b) 1. The value of a promissory note~~,~~ purchased before the effective date of this subdivision .... [LRB inserts date], a loan, or a mortgage that does not satisfy the requirements under par. (a) 1. to 3. is the outstanding balance due on the date that the individual applies for medical assistance for nursing facility services or other long-term care services described in sub. (2).

SECTION 1806. 49.453 (4c) (b) 2. of the statutes is created to read:

49.453 **(4c)** (b) 2. The value of a promissory note purchased or entered into on or after the effective date of this subdivision .... [LRB inserts date], that does not satisfy the requirements under par. (am) 1. and 2. is the outstanding balance due on the date that the individual applies for Medical Assistance for nursing facility services or other long-term care services described in sub. (2) or on the date that the individual's eligibility for Medical Assistance for nursing facility services or other long-term care services described in sub. (2) is redetermined.

SECTION 1807. 49.46 (2) (b) 12t. of the statutes is created to read:

49.46 **(2)** (b) 12t. Subject to the limitations under s. 49.45 (30x), licensed midwife services provided by a certified professional midwife licensed under s. 440.982.

SECTION 1808. 49.46 (2) (b) 14m. of the statutes is created to read:

49.46 **(2)** (b) 14m. Subject to par. (bt), substance abuse treatment services provided by a medically monitored treatment service or a transitional residential treatment service.

SECTION 1809. 49.46 (2) (bt) of the statutes is created to read:

49.46 **(2)** (bt) 1. For the purposes of par. (b) 14m., a "medically monitored treatment service" is a 24-hour, community-based service providing observation, monitoring, and treatment by a multidisciplinary team under supervision of a physician, with a minimum of 12 hours of counseling provided per week for each patient.

2. For the purposes of par. (b) 14m., a "transitional residential treatment service" is a clinically supervised, peer-supported, therapeutic environment with clinical involvement providing substance abuse treatment in the form of counseling for 3 to 11 hours provided per week for each patient.

3. If approval by the federal department of health and human services of a state plan amendment or waiver request is necessary for federal reimbursement of the services under par. (b) 14m., the department is not required to pay for services described in par. (b) 14m. if the department does not receive the necessary approval.

SECTION 1810. 49.471 (8) (d) 1. a. of the statutes is amended to read:

49.471 **(8)** (d) 1. a. A pregnant woman, except as provided in ~~pars.~~ par. (cr) 1.
c. ~~and (fm) 4~~.

SECTION 1811. 49.471 (8) (f) of the statutes is repealed.

SECTION 1812. 49.471 (8) (fm) of the statutes is repealed.

SECTION 1813. 49.471 (8) (g) of the statutes is repealed.

SECTION 1814. 49.472 (5) of the statutes is amended to read:

49.472 **(5)** COMMUNITY OPTIONS PARTICIPANTS. From the appropriation under s. 20.435 ~~(7)~~ (4) (bd), the department may pay all or a portion of the monthly premium calculated under sub. (4) (a) for an individual who is a participant in the community options program under s. 46.27 (11).

SECTION 1815. 49.475 (1) (e) 2. of the statutes is amended to read:

49.475 **(1)** (e) 2. An enrollee of the family care program, as defined in s. 46.2805 (4m).

SECTION 1816. 49.496 (1) (bk) 2. of the statutes is repealed.

SECTION 1817. 49.682 (title) of the statutes is amended to read:

49.682 (title) **Recovery from estates; disease aids and funeral expenses.**

SECTION 1818. 49.682 (1) (a) of the statutes is amended to read:

49.682 **(1)** (a) "Client" means a person who receives or received aid under s. 49.68, 49.683, or 49.685 or a person on whose behalf funeral, burial, or cemetery expenses aid was provided under s. 49.785.

SECTION 1819. 49.682 (1) (d) of the statutes is amended to read:

49.682 **(1)** (d) "Nonclient surviving spouse" means any person who was married to a client while the client was receiving or when the client received services or aid for which the cost may be recovered under sub. (2) (a) or (am) and who survived the client.

SECTION 1820. 49.682 (2) (am) of the statutes is created to read:

49.682 **(2)** (am) The department shall file a claim against the estate of a client, and against the estate of a nonclient surviving spouse, for the amount of aid under s. 49.785 paid to or on behalf of the client.

SECTION 1821. 49.682 (2) (bm) 1. of the statutes is amended to read:

49.682 **(2)** (bm) 1. Property that is subject to the department's claim under par. (a) or (am) in the estate of a client or in the estate of a nonclient surviving spouse is all property of a decedent that is included in the estate.

SECTION 1822. 49.682 (2) (bm) 2. of the statutes is amended to read:

49.682 **(2)** (bm) 2. There is a presumption, consistent with s. 766.31, which may be rebutted, that all property in the estate of the nonclient surviving spouse was marital property held with the client and that 100 percent of the property in the estate of the nonclient surviving spouse is subject to the department's claim under par. (a) or (am).

SECTION 1823. 49.682 (2) (c) (intro.) of the statutes is amended to read:

49.682 **(2)** (c) (intro.) The court shall reduce the amount of a claim under par. (a) or (am) by up to the amount specified in s. 861.33 (2) if necessary to allow the decedent's heirs or the beneficiaries of the decedent's will to retain the following personal property:

SECTION 1824. 49.682 (3) of the statutes is amended to read:

49.682 **(3)** The department shall administer the program under this section and may contract with an entity to administer all or a portion of the program, including gathering and providing the department with information needed to recover payment of aid provided under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785. All funds received under this subsection, net of any amount claimed under s. 49.849 (5), shall be remitted for deposit in the general fund.

SECTION 1825. 49.682 (4) (a) of the statutes is amended to read:

49.682 **(4)** (a) The department may recover amounts under this section for the provision of aid provided under s. 49.68, 49.683, or 49.685 paid on and after September 1, 1995, and for the provision of aid provided under s. 49.785 paid on or after the effective date of this paragraph .... [LRB inserts date].

SECTION 1826. 49.682 (4) (b) of the statutes is amended to read:

49.682 **(4)** (b) The department may file a claim under sub. (2) (a) only with respect to a client who dies after September 1, 1995. The department may file a claim under sub. (2) (am) only with respect to a client who dies after the effective date of this paragraph .... [LRB inserts date].

SECTION 1827. 49.682 (5) of the statutes is amended to read:

49.682 **(5)** The department shall promulgate rules establishing standards for determining whether the application of this section with respect to a claim under sub. (1) (a) would work an undue hardship in individual cases. If the department determines that the application of this section with respect to a claim under sub. (1) (a) would work an undue hardship in a particular case, the department shall waive application of this section in that case.

SECTION 1828. 49.688 (2) (a) 6. of the statutes is created to read:

49.688 **(2)** (a) 6. The person applies for and, if eligible, enrolls in Medicare under Part D of Title XVIII of the federal Social Security Act, 42 USC 1395w-101 to 1395w-153, if the secretary of the federal department of health and human services approves the condition on eligibility under this subdivision.

SECTION 1829. 49.688 (2) (b) of the statutes is amended to read:

49.688 **(2)** (b) A person to whom par. (a) 1. to 3. ~~and~~, 5., and 6. applies, but whose annual household income, as determined by the department, exceeds 240% of the federal poverty line for a family the size of the persons' eligible family, is eligible to purchase a prescription drug at the amounts specified in sub. (5) (a) 4. only during the remaining amount of any 12-month period in which the person has first paid the annual deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at the retail price and has then paid the annual deductible specified in sub. (3) (b) 2. b.

SECTION 1830. 49.78 (5) of the statutes is amended to read:

49.78 **(5)** PERSONNEL EXAMINATIONS. Statewide examinations to ascertain qualifications of applicants in any county department administering aid to families with dependent children shall be given by the ~~administrator of the division~~ director of the bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration. The ~~office of state employment relations~~ department of administration shall be reimbursed for actual expenditures incurred in the performance of its functions under this section from the appropriations available to the department of children and families for administrative expenditures.

SECTION 1831. 49.785 (1m) (d) of the statutes is created to read:

49.785 **(1m)** (d) If the recipient, or the recipient's spouse or another person, owns a life insurance policy insuring the recipient's life and the face value of the policy is more than $3,000, any amount that the department would be obligated to pay under sub. (1) shall be reduced by one dollar for every dollar by which the face value of the policy exceeds $3,000.

SECTION 1832. 49.785 (2) of the statutes is created to read:

49.785 **(2)** The department shall pursue recovery of any amounts paid under sub. (1) from the estate of the recipient and from the estate of any surviving spouse of the recipient as provided in s. 49.682.

SECTION 1833. 49.79 (9) (d) of the statutes is created to read:

49.79 **(9)** (d) 1. The department shall request from the secretary of the federal department of agriculture a waiver to permit the department to screen and, if indicated, test, as specified by the department in the waiver request, participants in an employment and training program under this subsection for illegal use of a controlled substance without presenting evidence of a valid prescription.

2. If a waiver under subd. 1. is granted and in effect, the department shall screen and, if indicated, test, in a manner approved in the waiver granted by the secretary of the federal department of agriculture, participants in an employment

and training program under this subsection for illegal use of a controlled substance without presenting evidence of a valid prescription.

SECTION 1834. 49.849 (1) (c) of the statutes is amended to read:

49.849 **(1)** (c) "Nonrecipient surviving spouse" means any person who was married to a recipient while the recipient was receiving or when the recipient received public assistance and who survived the recipient.

SECTION 1835. 49.849 (1) (e) of the statutes is amended to read:

49.849 **(1)** (e) "Public assistance" means any services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785.

SECTION 1836. 49.849 (2) (a) (intro.) of the statutes is amended to read:

49.849 **(2)** (a) (intro.) Subject to par. (b), the department may collect from the property of a decedent by affidavit under sub. (3) (b) or by lien under sub. (4) (a) an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), the long-term community support services under s. 46.27 that is recoverable under s.

46.27 (7g) (c) 1., or the aid under s. 49.68, 49.683, ~~or~~, 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), and that was paid on behalf of the decedent or the decedent's spouse, if all of the following conditions are satisfied:

SECTION 1837. 49.849 (2) (a) 1. of the statutes is amended to read:

49.849 **(2)** (a) 1. The decedent died after September 30, 1991, or for the recovery of aid under s. 49.785 the decedent died after the effective date of this subdivision .... [LRB inserts date].

SECTION 1838. 49.849 (2) (a) 2. of the statutes is amended to read:

49.849 **(2)** (a) 2. The decedent is not survived by a spouse, a child who is under age 21, or a child who is disabled, as defined in s. 49.468 (1) (a) 1. This subdivision does not apply for the recovery of aid under s. 49.785.

SECTION 1839. 49.849 (3) (b) of the statutes is amended to read:

49.849 **(3)** (b) A person who possesses or receives property of a decedent shall transmit the property to the department, if the conditions in sub. (2) (a) 1. and, if applicable, sub. (2) (a) 2. are satisfied, upon receipt of an affidavit by a person designated by the secretary of health services to administer this section showing that the department paid on behalf of the decedent or the decedent's spouse recoverable benefits specified in sub. (2) (a). Upon transmittal, the person is released from any obligation to other creditors or heirs of the decedent.

SECTION 1840. 49.849 (3) (c) 5. of the statutes is amended to read:

49.849 **(3)** (c) 5. That the person may request from the department a hardship waiver, if the person co-owned the property with the decedent or is a beneficiary of the property. This subdivision does not apply for the recovery of aid under s. 49.785.

SECTION 1841. 49.849 (3) (c) 6. of the statutes is amended to read:

49.849 **(3)** (c) 6. How to request a hardship waiver under subd. 5. This subdivision does not apply for the recovery of aid under s. 49.785.

SECTION 1842. 49.849 (4) (b) (intro.) of the statutes is amended to read:

49.849 **(4)** (b) (intro.) ~~The~~ Except as provided in par. (bm), the department may enforce a lien under par. (a) by foreclosure in the same manner as a mortgage on real property, unless any of the following is alive:

SECTION 1843. 49.849 (4) (bm) of the statutes is created to read:

49.849 **(4)** (bm) The department may enforce a lien under par. (a) for the recovery of aid under s. 49.785 by foreclosure in the same manner as a mortgage on real property regardless of whether the decedent's spouse or any child of the decedent is alive.

SECTION 1844. 49.849 (6) (b) of the statutes is amended to read:

49.849 **(6)** (b) From the appropriation under s. 20.435 ~~(7)~~ (4) (im), with respect to funds collected by the department under sub. (2) related to long-term community support services funded under s. 46.27 (7) paid on behalf of the decedent or the decedent's spouse, the department shall pay claims under sub. (5) and shall spend the remainder of the funds recovered under this section for long-term community support services funded under s. 46.27 (7).

SECTION 1845. 49.849 (7) of the statutes is amended to read:

49.849 **(7)**RULES FOR HARDSHIP WAIVER. The department shall promulgate rules establishing standards to determine whether the application of this section would work an undue hardship in individual cases. If the department determines that the application of this section would work an undue hardship in a particular case, the department shall waive the application of this section in that case. This subsection does not apply with respect to the recovery of aid under s. 49.785.

SECTION 1846. 49.85 (1) of the statutes is amended to read:

49.85 **(1)**DEPARTMENT NOTIFICATION REQUIREMENT. If a county department under s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American Indian tribe or band determines that the department of health services may recover an amount under s. 49.497, 49.793, or 49.847, or that the department of children and families may recover an amount under s. 49.138 (5), 49.161, or 49.195 (3) or collect an amount under s. 49.147 (6) (cm), the county department or governing body shall notify the affected department of the determination. If a Wisconsin Works agency determines that the department of children and families may recover an amount under s. 49.138 (5), 49.161, or 49.195 (3), or collect an amount under s. 49.147 (6) (cm),

the Wisconsin Works agency shall notify the department of children and families of the determination.

SECTION 1847. 49.85 (2) (b) of the statutes is amended to read:

49.85 **(2)** (b) At least annually, the department of children and families shall certify to the department of revenue the amounts that, based on the notifications received under sub. (1) and on other information received by the department of children and families, the department of children and families has determined that it may recover under ss. 49.138 (5), 49.161, and 49.195 (3) and collect under s. 49.147 (6) (cm), except that the department of children and families may not certify an amount under this subsection unless it has met the notice requirements under sub. (3) and unless its determination has either not been appealed or is no longer under appeal.

SECTION 1848. 49.85 (3) (b) 1. of the statutes is amended to read:

49.85 **(3)** (b) 1. Inform the person that the department of children and families intends to certify to the department of revenue an amount that the department of children and families has determined to be due under s. 49.138 (5), 49.161, or 49.195 (3) or to be delinquent under a repayment agreement for a loan under s. 49.147 (6), for setoff from any state tax refund that may be due the person.

SECTION 1849. 49.854 (5) (c) of the statutes is renumbered 49.854 (5) (c) 1. and amended to read:

49.854 **(5)** (c) 1. Notwithstanding par. (b), if a lien under par. (b) is in favor of another state, the notice sent by the department to the financial institution may consist of the request from the other state to enforce the lien, a certification by the department that any necessary due process requirements were met in the other state, a request that the financial institution honor the request from the other state by sending the amount specified in the request directly to the other state, and the address to which the financial institution shall send the funds.

3. Notice and hearing requirements under pars. (d) and (f) do not apply to a lien in favor of another state.

SECTION 1850. 49.854 (5) (c) 2. of the statutes is created to read:

49.854 **(5)** (c) 2. If a financial institution receives directly from another state, or a child support agency in another state, a notice of levy or request to enforce a lien in favor of that other state, along with a certification by the other state that any necessary due process requirements were met in the other state, the financial institution shall honor the notice of levy or request from the other state by sending the amount specified in the notice of levy or request, up to the amount contained in the account or accounts minus any financial institution fee under par. (e) and levy fee under sub. (11) (a), directly to the other state at the address to which the

financial
institution is directed to send the funds in the notice or request.

SECTION 1851. 49.854 (5) (e) of the statutes is amended to read:

49.854 **(5)** (e) *Financial institution fees.* A financial institution may continue to collect fees, under the terms of the account agreement, on accounts frozen or levied against under this subsection. In addition to the levy fee authorized under sub. (11) (a), a financial institution may collect any early withdrawal penalty incurred under the terms of an account as a result of the levy. Financial institution fees authorized under this paragraph may be charged to the account immediately prior to the remittance of the amount to the department or the other state and may be charged even if the amounts in the obligor's accounts are insufficient to pay the total amount of support owed and the department's levy costs under sub. (11) (b).

SECTION 1852. 49.855 (1) of the statutes is renumbered 49.855 (1) (a) and amended to read:

49.855 **(1)** (a) If a person obligated to pay child support, family support, maintenance, or the receiving and disbursing fee under s. 767.57 (1e) (a) is delinquent in making any of those payments~~,~~ or owes an outstanding amount that has been ordered by the court for past support, medical expenses, or birth expenses, ~~upon application under s. 59.53 (5)~~ for cases in which the payee is receiving services under s. 49.22 or the state is a real party in interest under s. 767.205 (2), the department of children and families shall certify the delinquent payment or outstanding amount to the department of revenue ~~and, at~~.

(b) At least annually, the department of children and families shall certify to the department of revenue delinquent payments of the receiving and disbursing fee under s. 767.57 (1e) (a) not certified under par. (a) and shall provide to the department of revenue any certifications of delinquencies or outstanding amounts that it receives from another state because the obligor resides in this state.

SECTION 1853. 49.857 (1) (d) 4. of the statutes is amended to read:

49.857 **(1)** (d) 4. A certification, license, training permit, registration, approval or certificate issued under s. 49.45 (2) (a) 11., ~~252.23 (2), 252.24 (2),~~ 254.176 (1) or (3) (a), 254.178 (2) (a), 254.20 (2), (3) or (4), 254.47 (1), 254.64 (1) (a) or (b), 254.71 (2), ~~255.08 (2),~~ or 256.15 (5) (a) or (b), (6g) (a), or (8) (a).

SECTION 1854. 49.857 (1) (d) 4. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

49.857 **(1)** (d) 4. A certification, license, training permit, registration, approval or certificate issued under s. 49.45 (2) (a) 11., 97.33, 97.605 (1) (a) or (b), 97.67 (1),

254.176 (1) or (3) (a), 254.178 (2) (a), 254.20 (2), (3) or (4), ~~254.47 (1), 254.64 (1) (a) or (b), 254.71 (2),~~ or 256.15 (5) (a) or (b), (6g) (a), or (8) (a).

SECTION 1855. 49.857 (1) (d) 8. of the statutes is amended to read:

49.857 **(1)** (d) 8. A license issued under s. ~~102.17 (1) (e),~~ 104.07 or 105.05.

SECTION 1856. 49.857 (1) (d) 20. of the statutes is amended to read:

49.857 **(1)** (d) 20. A license issued under s. 102.17 (1) (c), 628.04, 628.92 (1), 632.69 (2), or 633.14 or a temporary license issued under s. 628.09.

SECTION 1857. 50.01 (1g) (i) of the statutes is created to read:

50.01 **(1g)** (i) A facility licensed as a foster home, group home, or residential care center for children and youth that provides care and maintenance for persons specified in s. 48.599 (1g) or 48.619.

SECTION 1858. 50.034 (5m) of the statutes is amended to read:

50.034 **(5m)** PROVISION OF INFORMATION REQUIRED. Subject to sub. (5p), when a residential care apartment complex first provides written material regarding the residential care apartment complex to a prospective resident, the residential care apartment complex shall also provide the prospective resident information specified by the department concerning the services of a resource center or other entity under

---

s. 46.283, the family care benefit under s. 46.286, and the availability of a functional screening and a financial and cost-sharing screening to determine the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

SECTION 1859. 50.034 (5n) (intro.) of the statutes is amended to read:

50.034 **(5n)** REQUIRED REFERRAL. (intro.) Subject to sub. (5p), when a residential care apartment complex first provides written material regarding the residential care apartment complex to a prospective resident who is at least 65 years of age or has developmental disability or a physical disability and whose disability or condition is expected to last at least 90 days, the residential care apartment complex shall refer the prospective resident to a resource center or other entity under s. 46.283, unless any of the following applies:

SECTION 1860. 50.034 (5n) (a) of the statutes is amended to read:

50.034 **(5n)** (a) For a person for whom a screening for functional eligibility under s. 46.286 (1) (a) has been performed within the previous 6 months, the referral under this subsection need not include performance of an additional functional screening under s. 46.283 ~~(4) (g)~~ (3) (o).

SECTION 1861. 50.034 (5n) (d) of the statutes is amended to read:

50.034 **(5n)** (d) For a person who seeks admission or is about to be admitted on a private pay basis and who waives the requirement for a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), the referral under this subsection may not

include performance of a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), unless the person is expected to become eligible for medical assistance within 6 months.

SECTION 1862. 50.034 (5p) of the statutes is amended to read:

50.034 **(5p)** APPLICABILITY. Subsections (5m) and (5n) apply only if the secretary has certified under s. 46.281 (3) that a resource center or other entity is available for the residential care apartment complex and for specified groups of eligible individuals that include those persons seeking admission to or the residents of the residential care apartment complex.

SECTION 1863. 50.034 (6) of the statutes is amended to read:

50.034 **(6)** FUNDING. Funding for supportive, personal or nursing services that a person who resides in a residential care apartment complex receives, other than private or 3rd-party funding, may be provided only under s. 46.27 (11) (c) 7. or 46.277 (5) (e), except if the provider of the services is a certified medical assistance provider under s. 49.45 or if the funding is provided ~~as a family care benefit~~ under ~~ss.~~ the family care program as defined in s. 46.2805 ~~to 46.2895~~ (4m).

SECTION 1864. 50.035 (4m) of the statutes is amended to read:

50.035 **(4m)** PROVISION OF INFORMATION REQUIRED. Subject to sub. (4p), when a community-based residential facility first provides written material regarding the community-based residential facility to a prospective resident, the community-based residential facility shall also provide the prospective resident information specified by the department concerning the services of a resource center or other entity under s. 46.283, the family care benefit under s. 46.286, and the availability of a functional screening and a financial and cost-sharing screening to determine the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

SECTION 1865. 50.035 (4n) (intro.) of the statutes is amended to read:

50.035 **(4n)** REQUIRED REFERRAL. (intro.) When a community-based residential facility first provides written information regarding the community-based residential facility to a prospective resident who is at least 65 years of age or has developmental disability or a physical disability and whose disability or condition is expected to last at least 90 days, the community-based residential facility shall refer the individual to a resource center or other entity under s. 46.283 or, if the secretary has not certified under s. 46.281 (3) that a resource center or other entity is

available in the area of the community-based residential facility to serve individuals in an eligibility group to which the prospective resident belongs, to the county department that administers a program under ss. 46.27 or 46.277, unless any of the following applies:

SECTION 1866. 50.035 (4n) (a) of the statutes is amended to read:

50.035 **(4n)** (a) For a person for whom a screening for functional eligibility under s. 46.286 (1) (a) has been performed within the previous 6 months, the referral under this subsection need not include performance of an additional functional screening under s. 46.283 ~~(4) (g)~~ (3) (o).

SECTION 1867. 50.035 (4n) (d) of the statutes is amended to read:

50.035 **(4n)** (d) For a person who seeks admission or is about to be admitted on a private pay basis and who waives the requirement for a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), the referral under this subsection may not include performance of a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), unless the person is expected to become eligible for medical assistance within 6 months.

SECTION 1868. 50.035 (4p) of the statutes is amended to read:

50.035 **(4p)** APPLICABILITY. Subsection (4m) applies only if the secretary has certified under s. 46.281 (3) that a resource center or other entity is available for the community-based residential facility and for specified groups of eligible individuals that include those persons seeking admission to or the residents of the community-based residential facility.

SECTION 1869. 50.04 (2g) (a) of the statutes is amended to read:

50.04 **(2g)** (a) Subject to sub. (2i), a nursing home shall, within the time period after inquiry by a prospective resident that is prescribed by the department by rule, inform the prospective resident of the services of a resource center or other entity under s. 46.283, the family care benefit under s. 46.286, and the availability of a functional screening and a financial and cost-sharing screening to determine the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

SECTION 1870. 50.04 (2h) (a) (intro.) of the statutes is amended to read:

50.04 **(2h)** (a) (intro.) Subject to sub. (2i), a nursing home shall, within the time period prescribed by the department by rule, refer to a resource center or other entity under s. 46.283 a person who is seeking admission, who is at least 65 years of age or has developmental disability or physical disability and whose disability or

condition
is expected to last at least 90 days, unless any of the following applies:

SECTION 1871. 50.04 (2h) (a) 1. of the statutes is amended to read:

50.04 **(2h)** (a) 1. For a person for whom a screening for functional eligibility under s. 46.286 (1) (a) has been performed within the previous 6 months, the referral under this paragraph need not include performance of an additional functional screening under s. 46.283 ~~(4) (g)~~ (3) (o).

SECTION 1872. 50.04 (2h) (a) 4. of the statutes is amended to read:

50.04 **(2h)** (a) 4. For a person who seeks admission or is about to be admitted on a private pay basis and who waives the requirement for a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), the referral under this subsection may not include performance of a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), unless the person is expected to become eligible for medical assistance within 6 months.

SECTION 1873. 50.04 (2i) of the statutes is amended to read:

50.04 **(2i)**APPLICABILITY. Subsections (2g) and (2h) apply only if the secretary has certified under s. 46.281 (3) that a resource center or other entity is available for the nursing home and for specified groups of eligible individuals that include those persons seeking admission to or the residents of the nursing home.

SECTION 1874. 50.04 (2m) (b) of the statutes is amended to read:

50.04 **(2m)** (b) Paragraph (a) does not apply to those residents for whom the secretary has certified under s. 46.281 (3) that a resource center or other entity is available.

SECTION 1875. 50.06 (7) of the statutes is amended to read:

50.06 **(7)** An individual who consents to an admission under this section may request that an assessment be conducted for the incapacitated individual under the long-term support community options program under s. 46.27 (6) or, if the secretary has certified under s. 46.281 (3) that a resource center or other entity is available for the individual, a functional screening and a financial and cost-sharing screening to determine eligibility for the family care benefit under s. 46.286 (1). If admission is sought on behalf of the incapacitated individual or if the incapacitated individual is about to be admitted on a private pay basis, the individual who consents to the admission may waive the requirement for a financial and cost-sharing screening under s. 46.283 ~~(4) (g)~~ (3) (o), unless the incapacitated individual is expected to become eligible for medical assistance within 6 months.

SECTION 1876. 50.38 (10) of the statutes is amended to read:

50.38 **(10)** In each state fiscal year, the secretary of administration shall transfer from the critical access hospital assessment fund to the Medical Assistance trust fund an amount equal to the amount collected under sub. (2) (b) minus the state share of the amount required to be expended under s. 49.45 (3) (e) 12.~~, minus the amounts appropriated under s. 20.285 (1) (qc) and (qj),~~ and minus any refunds paid to critical access hospitals from the critical access hospital assessment fund under sub. (6m) (a) in that fiscal year.

SECTION 1877. 50.49 (6m) (b) of the statutes is amended to read:

50.49 **(6m)** (b) A program specified in s. 46.2805 ~~(1) (a)~~ (9m).

SECTION 1878. 50.49 (6m) (c) of the statutes is amended to read:

50.49 **(6m)** (c) A demonstration program specified in s. 46.2805 ~~(1) (b)~~ (4k).

SECTION 1879. 50.92 (3m) of the statutes is created to read:

50.92 **(3m)** The department may conduct plan reviews of all capital construction and remodeling of structures that are owned or leased for operation of a hospice. The department shall promulgate rules that establish a fee schedule for its services in conducting the plan reviews under this subsection.

SECTION 1880. 51.06 (8) (b) 6. of the statutes is amended to read:

51.06 **(8)** (b) 6. The extent of Medical Assistance provided to relocated or diverted individuals that is in addition to Medical Assistance provided to the individuals under s. 46.27 (11), 46.275, 46.277, or 46.278, ~~as a~~ under the family care ~~benefit under ss.~~ program as defined in s. 46.2805 ~~to 46.2895~~ (4m), or under any other home-based or community-based program for which the department has received a waiver under 42 USC 1396n (c).

SECTION 1881. 51.15 (2) of the statutes is amended to read:

51.15 **(2)** FACILITIES FOR DETENTION. The law enforcement officer or other person authorized to take a child into custody under ch. 48 or to take a juvenile into custody under ch. 938 shall transport the individual, or cause him or her to be transported, for detention, if the county department of community programs in the county in which the individual was taken into custody approves the need for detention, and for evaluation, diagnosis, and treatment if permitted under sub. (8). The county department may approve the detention only if a physician who has completed a residency in psychiatry, a psychologist licensed under ch. 455, or a mental health professional has performed a crisis assessment on the individual and agrees with the need for detention and the county department reasonably believes the individual will not voluntarily consent to evaluation, diagnosis, and treatment necessary to stabilize the individual and remove the substantial probability of physical harm, impairment, or injury to himself, herself, or others. Detention may only be in a treatment facility approved by the department or the county department, if the facility agrees to detain the individual, or a state treatment facility.

SECTION 1882. 51.15 (4) of the statutes is repealed.

SECTION 1883. 51.15 (4m) of the statutes is repealed.

SECTION 1884. 51.15 (5) of the statutes is amended to read:

51.15 **(5)** DETENTION PROCEDURE~~; OTHER COUNTIES~~. ~~In counties having a population of less than 750,000, the~~ The law enforcement officer or other person authorized to take a child into custody under ch. 48 or to take a juvenile into custody under ch. 938 shall sign a statement of emergency detention that shall provide detailed specific information concerning the recent overt act, attempt, or threat to act or omission on which the belief under sub. (1) is based and the names of persons observing or reporting the recent overt act, attempt, or threat to act or omission. The law enforcement officer or other person is not required to designate in the statement whether the subject individual is mentally ill, developmentally disabled, or drug dependent, but shall allege that he or she has cause to believe that the individual evidences one or more of these conditions. The statement of emergency detention shall be filed by the officer or other person with the detention facility at the time of admission, and with the court immediately thereafter. The filing of the statement has the same effect as a petition for commitment under s. 51.20. When, upon the advice of the treatment staff, the director of a facility specified in sub. (2) determines that the grounds for detention no longer exist, he or she shall discharge the individual detained under this section. Unless a hearing is held under s. 51.20 (7) or 55.135, the subject individual may not be detained by the law enforcement officer or other person and the facility for more than a total of 72 hours after the individual is taken into custody for the purposes of emergency detention, exclusive of Saturdays, Sundays, and legal holidays.

SECTION 1885. 51.15 (7) of the statutes is amended to read:

51.15 **(7)** INTERCOUNTY AGREEMENTS. Counties may enter into contracts whereby one county agrees to conduct commitment hearings for individuals who are detained in that county but who are taken into custody under this section in another county. Such contracts shall include provisions for reimbursement to the county of detention for all reasonable direct and auxiliary costs of commitment proceedings conducted under this section and s. 51.20 by the county of detention concerning individuals taken into custody in the other county and shall include provisions to cover the cost of any voluntary or involuntary services provided under this chapter to the subject individual as a result of proceedings or conditional suspension of proceedings resulting from the notification of detention. Where there is such a contract binding the county where the individual is taken into custody and the county where the individual is detained, the statements of detention specified in ~~subs. (4) and~~ sub. (5) ~~and the notification specified in sub. (4)~~ shall be filed with the court having probate jurisdiction in the county of detention, unless the subject

individual requests that the proceedings be held in the county in which the individual is taken into custody.

SECTION 1886. 51.15 (12) of the statutes is amended to read:

51.15 **(12)**PENALTY. Whoever signs a statement under sub. ~~(4),~~ (5) or (10) knowing the information contained therein to be false is guilty of a Class H felony.

SECTION 1887. 51.20 (4) (c) of the statutes is amended to read:

51.20 **(4)** (c) Paragraph (b) does not apply to a petition originating under s. 51.15 ~~(4),~~ (5)~~,~~ or (10).

SECTION 1888. 51.22 (3) of the statutes is amended to read:

51.22 **(3)** Whenever an admission is made through the department, the department shall determine the need for inpatient care of the individual to be admitted. Unless a state-operated facility is used, the department may only authorize care in an inpatient facility which is operated by or under a purchase of service contract with a county department under s. 51.42 or 51.437 or an inpatient facility which is under a contractual agreement with the department. Except in the case of state treatment facilities, the department shall reimburse the facility for the actual cost of all authorized care and services from the appropriation under s. 20.435 ~~(7)~~ (5) (da). For collections made under the authority of s. 46.10 (16), moneys shall be credited or remitted to the department no later than 60 days after the month in which collections are made. Such collections are also subject to s. 46.036 or special

---

agreement. Collections made by the department under ss. 46.03 (18) and 46.10 shall be deposited in the general fund.

SECTION 1889. 51.35 (2) of the statutes is amended to read:

51.35 **(2)**TRANSFER OF CERTAIN DEVELOPMENTALLY DISABLED PATIENTS. The department may authorize a transfer of a patient from a center for the developmentally disabled to a state treatment facility if the patient is mentally ill and exhibits conduct which constitutes a danger as described in s. 51.20 (1) (a) 2. to himself or herself or to others in the treatment facility where he or she is present. The department shall file a statement of emergency detention with the committing court within 24 hours after receiving the person for emergency detention. The statement shall conform to the requirements specified in s. 51.15 ~~(4)~~ (5).

SECTION 1890. 51.35 (3) (e) of the statutes is amended to read:

51.35 **(3)** (e) The department of corrections may authorize emergency transfer of an individual from a juvenile correctional facility or a secured residential care center for children and youth to a state treatment facility if there is cause to believe that the individual has a mental illness, drug dependency, or developmental disability and exhibits conduct that constitutes a danger as described under s. 51.20 (1) (a) 2. a., b., c., or d. to the individual or to others, has a mental illness, is dangerous, and satisfies the standard under s. 51.20 (1) (a) 2. e., or is an alcoholic and is dangerous as provided in s. 51.45 (13) (a) 1. and 2. The custodian of the sending juvenile correctional facility or secured residential care center for children and youth

shall execute a statement of emergency detention or petition for emergency commitment for the individual and deliver it to the receiving state treatment facility. The department of health services shall file the statement or petition with the court within 24 hours after the subject individual is received for detention or commitment.

The statement or petition shall conform to s. 51.15 ~~(4) or~~ (5) or 51.45 (12) (b). After an emergency transfer is made, the director of the receiving facility may file a petition for continued commitment under s. 51.20 (1) or 51.45 (13) or may return the individual to the juvenile correctional facility or secured residential care center for children and youth from which the transfer was made. As an alternative to this procedure, the procedure provided in s. 51.15 or 51.45 (12) may be used, except that no individual may be released without the approval of the court that directed confinement in the juvenile correctional facility or secured residential care center for children and youth.

SECTION 1891. 51.37 (5) (b) of the statutes is amended to read:

51.37 **(5)** (b) The department of corrections may authorize an emergency transfer of an individual from a prison, jail or other criminal detention facility to a state treatment facility if there is cause to believe that the individual is mentally ill, drug dependent or developmentally disabled and exhibits conduct which constitutes a danger as described in s. 51.20 (1) (a) 2. a., b., c. or d. of physical harm to himself or herself or to others, or is mentally ill and satisfies the standard under s. 51.20 (1) (a) 2. e. or is an alcoholic and is dangerous as provided in s. 51.45 (13) (a) 1. and 2. The correctional custodian of the sending institution shall execute a statement of emergency detention or petition for emergency commitment for the individual and deliver it to the receiving state treatment facility. The department of health services shall file the statement or petition with the court within 24 hours after receiving the subject individual for detention. The statement or petition shall conform to s. 51.15 ~~(4) or~~ (5) or 51.45 (12) (b). After an emergency transfer is made, the director of the receiving facility may file a petition for continued commitment under s. 51.20 (1) or 51.45 (13) or may return the individual to the institution from which the transfer was made. As an alternative to this procedure, the emergency detention procedure in s. 51.15 or 51.45 (12) may be used, except that no prisoner may be released without the approval of the court which directed confinement in the institution.

SECTION 1892. 51.42 (1) (b) of the statutes is amended to read:

51.42 **(1)** (b) *County liability.* The county board of supervisors except in Milwaukee County, has the primary responsibility for the well-being, treatment and care of the mentally ill, developmentally disabled, alcoholic and other drug dependent citizens residing within its county and for ensuring that those individuals in need of such emergency services found within its county receive immediate emergency services. In Milwaukee County, the Milwaukee County mental health board has the primary responsibility for the well-being, treatment and care of the mentally ill, alcoholic, and other drug dependent citizens residing within Milwaukee County and for ensuring that those individuals in need of such emergency services found within Milwaukee County receive immediate emergency services. The county board of supervisors of Milwaukee County has the primary responsibility for the well-being, treatment, and care of the developmentally disabled citizens residing within Milwaukee County, except where the responsibility is delegated explicitly under this section to the Milwaukee County mental health board, and for ensuring that developmentally disabled individuals in need of such emergency services found within Milwaukee County receive immediate emergency services. This primary responsibility is limited to the programs, services and resources that the county board of supervisors, or, as applicable, the Milwaukee County mental health board, is reasonably able to provide within the limits of available state and federal funds and of county funds required to be appropriated to match state funds. County liability for care and services purchased through or provided by a county department

---

of community programs established under this section shall be based upon the client's county of residence except for emergency services for which liability shall be placed with the county in which the individual is found. For the purpose of establishing county liability, "emergency services" includes those services provided under the authority of s. 55.05 (4), 2003 stats., or s. 55.06 (11) (a), 2003 stats., or s. 51.15, 51.45 (11) (a) or (b) or (12), 55.13, or 55.135 for not more than 72 hours. Nothing in this paragraph prevents recovery of liability under s. 46.10 or any other statute creating liability upon the individual receiving a service or any other designated responsible party, or prevents reimbursement by the department of health services for the actual cost of all care and services from the appropriation under s. 20.435 ~~(7)~~ (5) (da), as provided in s. 51.22 (3).

SECTION 1893. 51.42 (3) (ar) 17. of the statutes is amended to read:

51.42 **(3)** (ar) 17. If authorized under s. 46.283 (1) (a) ~~1.~~, apply to the department of health services to operate a resource center under s. 46.283 and, if the department contracts with the county under s. 46.283 (2), operate the resource center.

SECTION 1894. 51.42 (3) (ar) 18. of the statutes is amended to read:

51.42 **(3)** (ar) 18. If authorized under s. 46.284 (1) (a) ~~1.~~, apply to the department of health services to operate a care management organization under s. 46.284 and, if the department contracts with the county under s. 46.284 (2), operate the care management organization and, if appropriate, place funds in a risk reserve.

SECTION 1895. 51.42 (3) (e) of the statutes is amended to read:

51.42 **(3)** (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), any subunit of a county department of community programs or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of community programs or tribal agency, with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, or with any person providing services to the client under a purchase of services contract with the county department of community programs or tribal agency or with a resource center or other contracted entity under s. 46.283 (2), care management organization, or long-term care district, if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of community programs or tribal agency to coordinate the delivery of services to the client. Any agency releasing information under this paragraph shall document that a request was received and what information was provided.

SECTION 1896. 51.42 (3) (e) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

51.42 **(3)** (e) *Exchange of information.* Notwithstanding ss. ~~46.2895 (9),~~ 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), any subunit of a county department of community programs or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of community programs or tribal agency, with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ or with any person providing services to the client under a purchase of services contract with the county department of community programs or tribal agency or with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or care management organization, ~~or long-term care district,~~ if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of community programs or tribal agency to coordinate the delivery of services to the client. Any agency releasing information under this paragraph shall document that a request was received and what information was provided.

SECTION 1897. 51.42 (5) (a) 13. of the statutes is repealed.

SECTION 1898. 51.42 (6m) (o) of the statutes is repealed.

SECTION 1899. 51.421 (3) (e) of the statutes is repealed.

SECTION 1900. 51.423 (3) of the statutes is repealed.

SECTION 1901. 51.437 (4m) (n) of the statutes is amended to read:

51.437 **(4m)** (n) If authorized under s. 46.283 (1) (a) ~~1.~~, apply to the department of health services to operate a resource center under s. 46.283 and, if the department contracts with the county under s. 46.283 (2), operate the resource center.

SECTION 1902. 51.437 (4m) (p) of the statutes is amended to read:

51.437 **(4m)** (p) If authorized under s. 46.284 (1) (a) ~~1.~~, apply to the department of health services to operate a care management organization under s. 46.284 and, if the department contracts with the county under s. 46.284 (2), operate the care management organization and, if appropriate, place funds in a risk reserve.

SECTION 1903. 51.437 (4r) (b) of the statutes is amended to read:

51.437 **(4r)** (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), any subunit of a county department of developmental disabilities services or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of developmental disabilities services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, or with any person providing services to the client under a purchase of services contract with the county department of developmental disabilities services or tribal agency or with a resource center or other contracted entity under s. 46.283 (2), a care management organization, or a long-term care district, if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of developmental disabilities services or tribal agency to coordinate the delivery of services to the client. Any agency releasing information under this paragraph shall document that a request was received and what information was provided.

SECTION 1904. 51.437 (4r) (b) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

51.437 **(4r)** (b) Notwithstanding ss. ~~46.2895 (9),~~ 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c), and 938.78 (2) (a), any subunit of a county department of developmental disabilities services or tribal agency acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of developmental disabilities services or tribal agency, with a resource center or other contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ or with any person providing services to the client under a purchase of services contract with the county department of developmental disabilities services or tribal agency or with a resource center or

other
contracted entity under s. 46.283 (2)~~,~~ or a care management organization, ~~or a long-term care district,~~ if necessary to enable an employee or service provider to perform his or her duties, or to enable the county department of developmental

disabilities services or tribal agency to coordinate the delivery of services to the client. Any agency releasing information under this paragraph shall document that a request was received and what information was provided.

SECTION 1905. 54.15 (8) (a) 3. of the statutes is amended to read:

54.15 **(8)** (a) 3. Any license, certificate, permit, or registration of the proposed guardian that is required under chs. 89, 202, or 440 to 480 or by the laws of another state for the practice of a profession or occupation has been suspended or revoked.

SECTION 1906. 55.043 (4) (b) 5. of the statutes is amended to read:

55.043 **(4)** (b) 5. Refer the case to the department of ~~safety and professional services~~ financial institutions and professional standards if the financial exploitation, neglect, self-neglect, or abuse involves an individual who is required to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s. 440.01 (2) (a), under chs. 440 to 460.

SECTION 1907. 55.043 (4) (b) 5g. of the statutes is repealed.

SECTION 1908. 59.25 (3) (gm) of the statutes is created to read:

59.25 **(3)** (gm) Deposit all moneys received under s. 973.0455 (2) into a crime prevention fund and, on order of the crime board under s. 59.54 (28) (d), make grant payments as the crime board directs.

SECTION 1909. 59.26 (8) (a) of the statutes is amended to read:

59.26 **(8)** (a) In any county with a population of less than 500,000, the board, by ordinance, may fix the number of deputy sheriffs to be appointed in that county at not less than that number required by sub. (1) (a) and (b) and may set the salary of those deputies. Subject to sub. (10), the board may provide by ordinance that deputy sheriff positions be filled by appointment by the sheriff from a list of all persons with the 3 highest scores for each position based on a competitive

examination. Such competitive examinations may be by a county civil service commission or by the ~~division~~ bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration at the option of the board and it shall so provide by ordinance. The ~~division~~ bureau of merit recruitment and selection ~~in the office of state employment relations~~ shall, upon request of the board, conduct such examination according to the methods used in examinations for the state civil service and shall certify an eligible list of the names of all persons with

the 3 highest scores on that examination for each position to the sheriff of that county who shall, subject to sub. (10), make an appointment from that list to fill the position within 10 days after he or she receives the eligible list. The county for which such examination is conducted shall pay the cost of that examination. If a civil service commission is decided upon for the selection of deputy sheriffs, then ss. 63.01 to 63.17 shall apply so far as consistent with this subsection, except ss. 63.03, 63.04 and 63.15 and except the provision governing minimum compensation of the commissioners. The ordinance or an amending ordinance may provide for employee grievance procedures and disciplinary actions, for hours of work, for tours of duty according to seniority and for other administrative regulations. Any board provision consistent with this paragraph and existing on July 25, 1951, is validated. If the sheriff fills a deputy sheriff position by promotion, the sheriff shall, subject to sub. (10), make the appointment to the position from a list of 3 deputy sheriffs who receive the highest scores in a competitive examination. Such competitive examinations may be by a county civil service commission or by the ~~division~~ bureau of merit recruitment and selection ~~in the office of state employment relations~~ at the option of the board and it shall so provide by ordinance.

SECTION 1910. 59.40 (2) (n) of the statutes is amended to read:

59.40 **(2)** (n) Pay monthly to the treasurer the amounts required by s. 302.46 (1) for the jail assessment surcharge and the amounts required by s. 973.0455 (2). The payments shall be made by the 15th day of the month following receipt thereof.

SECTION 1911. 59.40 (4) of the statutes is amended to read:

59.40 **(4)** CLERK OF CIRCUIT COURT; DEBT COLLECTOR CONTRACT. If authorized by the board under s. 59.52 (28) (a), the clerk of circuit court may contract with a debt collector, as defined in s. 427.103 (3), for the collection of unpaid fines and forfeitures. Any contract entered into shall provide that the debt collector shall be paid from the proceeds recovered by the debt collector. The net proceeds received by the clerk of circuit court after the payment to the debt collector shall be considered the amount of fines and forfeitures collected for purposes of distribution to the state and county under sub. (2) (m).

SECTION 1912. 59.48 of the statutes is amended to read:

59.48 County and regional assessment unit assessor. The county executive elected under s. 59.17 or the county administrator elected or appointed under s. 59.18 shall appoint a county assessor as prescribed in and subject to the limitations of s. ~~70.99, approve the hiring of the assessor's staff as prescribed in that section and otherwise comply with that section~~ 70.991. In counties with neither a county executive nor a county administrator the appointment of the county assessor shall be the duty of the chairperson of the board subject to the approval of the

board
and subject to the limitations of s. ~~70.99. The hiring of the assessor's staff shall be the duty of the county assessor subject to the limitations of s. 70.99~~ 70.991. In the case of a regional assessment unit, the appointments under this section shall be made by the county executive, the county administrator, or by the board chairperson
with the approval of the board, consistent with this section, of the most populous

---

county in the regional assessment unit, unless specified otherwise in the ordinance adopted under s. 70.991 (2) to form the unit.

SECTION 1913. 59.52 (28) of the statutes is renumbered 59.52 (28) (a).

SECTION 1914. 59.52 (28) (b) of the statutes is created to read:

59.52 **(28)** (b) The board may enter into a written agreement under s. 71.93 (8)
(b) to have the department of revenue collect any amount owed to the county.

SECTION 1915. 59.54 (28) of the statutes is created to read:

59.54 **(28)** CRIME PREVENTION FUNDING BOARD. (a) In this subsection:

1. "Chief elected official" means the mayor of a city or, if the city is organized
under subch. I of ch. 64, the president of the council of that city, the village president
of a village, or the town board chairperson of a town.

2. "Crime board" means the crime prevention funding board that is created under this subsection.

3. "Municipality" means a city, village, or town.

(b) There is created in each county, in which the treasurer receives moneys and
deposits them as described in s. 59.25 (3) (gm), a crime board. The funds in such an account may be distributed upon the direction of the crime board under par. (d). The
crime board shall meet, and its members may receive no compensation, other than reimbursement for actual and reasonable expenses incurred in the performance of their duties. Members shall serve for the terms that are determined by the crime board.

(c) A county crime board shall consist of the following members:

1. The presiding judge of the circuit court, or his or her designee

2. The district attorney, or his or her designee.

3. The sheriff, or his or her designee.

---

4. One of the following county officials, or his or her designee:

a. The county executive.

b. If the county does not have a county executive, the county administrator.

c. The chairperson of the county board of supervisors, or his or her designee,
if the county does not have a county executive or a county administrator.

5. The chief elected official of the largest municipality in the county, as determined by population, or his or her designee.

6. A person chosen by a majority vote of the sheriff and all of the chiefs of police departments that are located wholly or partly within the county.

7. A person chosen by the county's public defender's office.

(d) 1. The crime board may solicit applications for grants in a format determined by the crime board, and may vote to direct the treasurer to distribute grants to applicants from moneys in the crime prevention fund under s. 59.25 (3) (gm). The crime board may direct the treasurer to distribute grants to any of the following entities, in amounts determined by the crime board:

a. One or more private nonprofit organizations within the county that has as its primary purpose preventing crime, providing a funding source for crime prevention programs, encouraging the public to report crime, or assisting law enforcement agencies in the apprehension of criminal offenders.

b. A law enforcement agency within the county that has a crime prevention fund, if the contribution is credited to the crime prevention fund and is used for crime prevention purposes.

2. Not less than 50 percent of the payments made under subd. 1. shall be made to one or more organizations described in subd. 1. a.

(e) Annually, the crime board shall submit a report on its activities to the clerk of court for the county that distributed the funds, to the county board, and to the legislative bodies of each municipality that is located wholly or partly within the county. The report shall contain at least all of the following information for the year to which the report relates:

1. The name and address of each entity that received a grant, including contact information for the leadership of the entity.

2. A full accounting of all funds disbursed by the treasurer at the direction of the crime board, including the amount of the funds disbursed, the dates of disbursal, and the purposes for which the grant was made.

(f) Annually, each recipient of a grant awarded under this subsection shall submit a report on its activities to all of the entities specified in par. (e). The report shall contain at least all of the following information for the year to which the report relates:

1. The name and address of the entity.

2. The name and address, and title, of each member of the governing body of the entity.

3. The purposes for which the grant money was spent.

4. A detailed accounting of all receipts and expenditures of the entity that relate to the grant money.

5. The balance of any funds remaining.

SECTION 1916. 59.56 (3) (a) of the statutes is amended to read:

59.56 **(3)** (a) *Creation.* ~~A~~ Subject to approval of the Board of Regents of the University of Wisconsin System Authority, a board may establish and maintain an educational program in cooperation with the University of Wisconsin System Authority, referred to in this subsection as "University Extension Program".

SECTION 1917. 59.56 (3) (c) 2. of the statutes is amended to read:

59.56 **(3)** (c) 2. The committee on agriculture and extension education may enter into joint employment agreements with the university extension or with other counties and the university extension if the county funds that are committed in the agreements have been appropriated by the board. Persons so employed under cooperative agreements and approved by the board of regents shall be considered employees of both the county and the University of Wisconsin System Authority.

SECTION 1918. 59.56 (3) (f) 1. (intro.) of the statutes is amended to read:

59.56 **(3)** (f) 1. (intro.) ~~A~~ Subject to approval of the Board of Regents of the University of Wisconsin System Authority, a university extension program is authorized, under the direction and supervision of the county committee on agriculture and extension education, cooperating with the university extension of the University of Wisconsin System Authority, and within the limits of funds provided by the board and cooperating state and federal agencies, to make available the necessary facilities and conduct programs in the following areas:

SECTION 1919. 59.56 (3) (g) of the statutes is amended to read:

59.56 **(3)** (g) *Department of government.* For the purposes of s. 59.22 (2) (d) the university extension program shall be a department of county government and the committee on agriculture and extension education shall be the committee which is delegated the authority to direct and supervise the department. ~~In~~ Subject to approval of the Board of Regents of the University of Wisconsin System Authority, and in cooperation with the university extension of the University of Wisconsin System Authority, the committee on agriculture and extension education shall have the responsibility to formulate and execute the university extension program. The university extension shall annually report to the board its activities and accomplishments.

SECTION 1920. 59.56 (4) of the statutes is amended to read:

59.56 **(4)** UNIVERSITY COLLEGE CAMPUSES. The board may appropriate money for the construction, remodeling, expansion, acquisition or equipping of land, buildings and facilities for a University of Wisconsin System college campus, as defined in s. 36.05 (6m), if the operation of it has been approved by the board of regents.

SECTION 1921. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and private credit development corporations, and do all things necessary to provide for the continued improvement of the industrial climate of the county.

SECTION 1922. 59.57 (1) (b) of the statutes is amended to read:

59.57 **(1)** (b) If a county with a population of ~~500,000~~ 750,000 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. ~~16.287~~ 203.07 (1) (f), and that principally serves minority group members.

SECTION 1923. 59.693 (8) of the statutes is amended to read:

59.693 **(8)**APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance that is enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance that is enacted under this section is not applicable to activities conducted by an agency, as defined under s. 227.01 (1) but also including the office of district attorney and the University of Wisconsin System Authority, which is subject to the state plan promulgated or a memorandum of understanding entered into under s. 281.33 (2).

SECTION 1924. 60.05 (4) of the statutes is amended to read:

60.05 **(4)**COURT ORDER. If, after the hearing under sub. (3), the court finds that the area of the proposed town meets the requirements of sub. (1), the court shall enter an order establishing a new town under the name proposed in the petition and shall designate the location of the first town meeting of the new town. The clerk of court shall immediately file certified copies of the order with the secretary of ~~state~~ administration and the county clerk.

SECTION 1925. 60.065 of the statutes is amended to read:

60.065Change of town name. The name of a town shall be changed if a petition designating the new name is signed and filed with the town clerk under the procedures in s. 9.20 (1), certified by the town clerk under the procedure in s. 9.20 (3), approved by the electors in an election held under the procedures in s. 9.20 (4) and the result of the election is published in the town's official paper, or posted in the town, and the new name is filed ~~in the office of~~ with the secretary of ~~state~~ administration.

SECTION 1926. 60.10 (1) (b) 3. of the statutes is repealed.

SECTION 1927. 60.10 (2) (j) of the statutes is repealed.

SECTION 1928. 60.23 (4) (c) of the statutes is amended to read:

60.23 **(4)** (c) Coordinate its activities with the county planning commission, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and private credit development organizations.

SECTION 1929. 60.30 (1) (a) 3. of the statutes is repealed.

SECTION 1930. 60.30 (2) (a) of the statutes is renumbered 60.30 (2) and amended to read:

60.30 **(2)** Only an elector of the town may hold a town office, other than ~~an assessor appointed under s. 60.307 or~~ a town clerk, town treasurer , or combined town clerk and town treasurer, appointed under sub. (1e).

SECTION 1931. 60.30 (2) (b) of the statutes is repealed.

SECTION 1932. 60.30 (2) (c) of the statutes is repealed.

SECTION 1933. 60.30 (2) (d) of the statutes is repealed.

SECTION 1934. 60.30 (4) (b) of the statutes is amended to read:

60.30 **(4)** (b) The regular term of elected town officers~~, other than the town assessor,~~ commences on the 3rd Tuesday of April in the year of their election. ~~The regular term of an elected assessor commences on June 1 in the year of the assessor's election.~~

SECTION 1935. 60.305 (2) of the statutes is repealed.

SECTION 1936. 60.307 of the statutes is repealed.

SECTION 1937. 60.61 (5) (c) of the statutes is amended to read:

60.61 **(5)** (c) Immediately after the record of nonconforming uses is filed with the town clerk, the clerk shall furnish the town assessor the record of nonconforming uses within the town. After the assessment for the following year and each succeeding assessment, the town assessor shall file a written report, certified by the board of review, with the town clerk listing all nonconforming uses which have been discontinued since the prior assessment. The town clerk shall record discontinued nonconforming uses as soon as reported by the assessor. In this paragraph, "town assessor" includes the ~~county~~ assessor assessing the town under s. ~~70.99~~ 70.991.

SECTION 1938. 60.627 (7) of the statutes is amended to read:

60.627 **(7)** APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance enacted under this section is not applicable to activities conducted by an agency, as defined under

s. 227.01 (1) but also including the office of district attorney and the University of Wisconsin System Authority, which is subject to the state plan promulgated or a memorandum of understanding entered into under s. 281.33 (2).

SECTION 1939. 60.85 (5) (h) of the statutes is amended to read:

60.85 **(5)** (h) The ~~town~~ assessor shall identify upon the assessment roll returned and examined under s. 70.45 those parcels of property which are within each existing tax incremental district, specifying the name of each district. A similar notation shall appear on the tax roll made by the town clerk under s. 70.65.

SECTION 1940. 61.187 (2) (d) of the statutes is amended to read:

61.187 **(2)** (d) If, in accordance with par. (a), the results of the election under sub. (1) provide for dissolution, the village clerk shall, within 10 days after the election, record the petition and determination of the village board of canvassers in the office of the register of deeds of the county or counties in which the village is located and file with the secretary of ~~state~~ administration certified copies of the petition and the determination of inspectors of election. The village clerk shall also record in the office of the register of deeds a certificate by the village clerk showing the date on which the dissolution takes effect and file with the secretary of ~~state~~ administration 4 copies of the certificate. These documents shall be recorded and indexed by the register of deeds. The index shall include the volume or reel number and the page or image number of the original documents. The secretary of ~~state~~ administration shall forward 2 copies of the certificate to the department of transportation and one to the department of revenue.

SECTION 1941. 61.189 (2) of the statutes is amended to read:

61.189 **(2)** The election shall be noticed and conducted and the result canvassed and certified as in the case of regular village elections and the village clerk shall immediately file with the secretary of ~~state~~ administration 4 copies of a certification certifying the fact of holding such election and the result thereof and a description of the legal boundaries of such village or proposed city and 4 certified copies of a plat thereof; and thereupon a certificate of incorporation shall be issued to such city by the secretary of ~~state~~ administration. Two copies of the certification and plat shall be forwarded by the secretary of ~~state~~ administration to the department of transportation and one copy to the department of revenue. Thereafter such city shall in all things be governed by the general city charter law. All debts, obligations and liabilities existing against such village at the time of such change shall continue and become like debts, obligations and liabilities against such city, and such city may carry out and complete all proceedings then pending for the issue of bonds for improvements therein.

SECTION 1942. 61.19 of the statutes is amended to read:

61.19Annual elections; appointments. At the annual spring election in each village in odd-numbered years, except as otherwise provided herein, there shall be chosen: A president, a clerk, a treasurer, ~~an assessor if election of the assessor is provided~~ and a constable. In villages in counties having a population of 500,000 or more, the officers named shall be elected for a term of 2 years on the first Tuesday of April of each even-numbered year. Any other officers shall be appointed annually by the village board at their first meeting after the first Tuesday in April unless the board otherwise provides. No person not a resident elector in such village shall be elected to any office therein. The village clerk may appoint a deputy clerk for whom the clerk shall be responsible, and who shall take and file the oath of office, and in case of the absence, sickness or other disability of the clerk, may perform the clerk's duties and receive the same compensation unless the village board appoints a person to act as such clerk. ~~No assessor shall be elected or appointed if the village has come within the jurisdiction of a county assessor under s. 70.99.~~

SECTION 1943. 61.27 of the statutes is repealed.

SECTION 1944. 61.354 (7) of the statutes is amended to read:

61.354 **(7)**APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance enacted under this section is not applicable to activities conducted by an agency, as defined under s. 227.01 (1) but also including the office of district attorney and the University of Wisconsin System Authority, which is subject to the state plan promulgated or a memorandum of understanding entered into under s. 281.33 (2).

SECTION 1945. 62.02 of the statutes is amended to read:

62.02Repeal of special charters. All special charters for cities of the 2nd, 3rd and 4th classes are hereby repealed and such cities are hereby incorporated under this subchapter. The city clerk shall forthwith certify the boundaries of such city to the secretary of ~~state~~ administration, who shall file the same and issue to such city a certificate of incorporation as of the date when this subchapter became effective, and record the same.

SECTION 1946. 62.075 (5) of the statutes is amended to read:

62.075 **(5)**NOTICE OF ENTRY OF JUDGMENT; UPON WHOM SERVED. A certified copy of every such order shall be filed with the town and city clerk and with the county clerk and 4 copies with the secretary of ~~state~~ administration. The secretary of ~~state~~ administration shall forward 2 copies to the department of transportation and one copy to the department of revenue.

SECTION 1947. 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~~ an assessor under s. ~~70.99~~ 70.991, 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 where it is not applicable, chief of the fire department except in a city 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 1948. 62.234 (7) of the statutes is amended to read:

62.234 **(7)** APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance enacted under this section is not applicable to activities conducted by an agency, as defined under s. 227.01 (1) but also including the office of district attorney and the University of Wisconsin System Authority, which is subject to the state plan promulgated or a memorandum of understanding entered into under s. 281.33 (2).

SECTION 1949. 62.26 (7) of the statutes is amended to read:

62.26 **(7)** CHANGE OF CITY NAME. The name of any city of the fourth class shall be changed if a majority of the electors shall address a written petition therefor to the council designating the new name, and the council shall by a two-thirds vote of all the members adopt an ordinance changing to such new name. The change shall be in effect upon publication of the ordinance in the official paper, and the filing of a copy thereof ~~in the office of~~ with the secretary of ~~state~~ administration.

SECTION 1950. 66.0137 (4m) (title) of the statutes is amended to read:

66.0137 **(4m)** (title) JOINT SELF-INSURED PLANS AND STOP LOSS INSURANCE.

SECTION 1951. 66.0137 (4m) (bm) of the statutes is created to read:

66.0137 **(4m)** (bm) A technical college district and one or more other technical college districts, that together have at least 100 employees, may jointly do any of the following:

1. Provide health care benefits to their officers and employees on a self-insured basis.

2. Procure stop loss insurance.

3. Self-insure stop loss risk.

SECTION 1952. 66.0137 (4m) (c) of the statutes is amended to read:

66.0137 **(4m)** (c) Any plan under par. (b) or (bm) 1. shall comply with the provisions listed in sub. (4).

SECTION 1953. 66.0203 (7) (a) of the statutes is amended to read:

66.0203 **(7)** (a) No action to contest the validity of an incorporation on any grounds, whether procedural or jurisdictional, may be commenced after 60 days from the date of issuance of the certificate of incorporation by the secretary of ~~state~~ administration.

SECTION 1954. 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~~ administration and supply the secretary of ~~state~~ administration 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~~ administration shall forward 2 copies to the department of transportation and one copy each to the department of administration and the department of revenue. The secretary of ~~state~~ administration shall issue a certificate of incorporation and record the certificate.

SECTION 1955. 66.0213 (4) (a) of the statutes is amended to read:

66.0213 **(4)** (a) Within 10 days after incorporation of the village or city, the county clerk of the county in which the petition was filed shall fix a time for the first election, and where appropriate designate the polling place or places, and name 3 inspectors of election for each place. The time for the election shall be fixed no less than 40 nor more than 50 days after the date of the certificate of incorporation issued by the secretary of ~~state~~ administration, irrespective of any other provision in the statutes. Nomination papers shall conform to ch. 8 to the extent applicable. Nomination papers shall be signed by not less than 5% nor more than 10% of the total votes cast at the referendum election, and be filed no later than 15 days before the time fixed for the election. Ten days' previous notice of the election shall be given by the county clerk by publication in the newspapers selected under s. 66.0211 (2) and by posting notices in 3 public places in the village or city, but failure to give notice does not invalidate the election.

SECTION 1956. 66.0213 (6) of the statutes is amended to read:

66.0213 **(6)** REORGANIZATION OF CITY AS VILLAGE. If the population of any city falls below 1,000 as determined by the United States census, the council may upon filing of a petition conforming to the requirements of s. 8.40 containing the signatures of

at least 15% of the electors submit at any general or city election the question whether the city shall reorganize as a village. If three-fifths of the votes cast on the question are for reorganization the mayor and council shall record the return in the office of the register of deeds, file a certified copy with the clerk of the circuit court, and immediately call an election, to be conducted as are village elections, for the

election of village officers. Upon the qualification of the officers, the board of trustees shall declare the city reorganized as a village, and the reorganization is effective. The clerk shall certify a copy of the declaration to the secretary of ~~state~~ administration who shall file the declaration and endorse a memorandum of the declaration on the record of the certificate of incorporation of the city. Rights and liabilities of the city continue in favor of or against the village. Ordinances, so far as within the power of the village, remain in force until changed.

SECTION 1957. 66.0215 (5) of the statutes is amended to read:

66.0215 **(5)** CERTIFICATE OF INCORPORATION. If a majority of the votes are cast in favor of a city the clerk shall certify the fact to the secretary of ~~state~~ administration, together with the result of the census, if any, and 4 copies of a description of the legal boundaries of the town and 4 copies of a plat of the town. The secretary of ~~state~~ administration shall then issue a certificate of incorporation, and record the certificate in a book kept for that purpose. Two copies of the description and plat shall be forwarded by the secretary of ~~state~~ administration to the department of transportation and one copy to the department of revenue.

SECTION 1958. 66.0216 (5) of the statutes is amended to read:

66.0216 **(5)** CERTIFICATE OF INCORPORATION. If a majority of the votes are cast in favor of a city or village, the town clerk shall certify that fact to the secretary of ~~state~~ administration together with 4 copies of a description of the legal boundaries of the town, and 4 copies of a plat of the town. The town clerk shall also send the secretary of ~~state~~ administration an incorporation fee of $1,000. Upon receipt of the town clerk's certification, the incorporation fee, and other required documents, the secretary of ~~state~~ administration shall issue a certificate of incorporation and record the certificate in a book kept for that purpose. The secretary of ~~state~~ administration shall provide 2 copies of the description and plat to the department of transportation and one copy to the department of revenue. The town clerk shall also transmit a copy of the certification and the resolution under sub. (1) to the county clerk.

SECTION 1959. 66.0216 (6) of the statutes is amended to read:

66.0216 **(6)** ACTION. No action to contest the validity of an incorporation under this section on any grounds, whether procedural or jurisdictional, may be commenced after 60 days from the date of issuance of the certificate of incorporation

by the secretary of ~~state~~ administration. In any such action, the burden of proof as to all issues is upon the person bringing the action to show that the incorporation is not valid. An action contesting an incorporation shall be given preference in the circuit court.

SECTION 1960. 66.0217 (9) (a) of the statutes is amended to read:

66.0217 **(9)** (a) The clerk of a city or village which has annexed territory shall file immediately with the secretary of ~~state~~ administration a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The city or village shall also file with the county clerk or board of election commissioners the report required by s. 5.15 (4) (bg). The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district. Failure to file, record or send does not invalidate the annexation and the duty to file, record or send is a continuing one. The ordinance that is filed, recorded or sent shall describe the annexed territory and the associated population. The information filed with the secretary of ~~state~~ administration shall be utilized in making recommendations for adjustments to entitlements under the federal revenue sharing program and distribution of funds under ch. 79. The clerk shall certify

---

annually to the secretary of ~~state~~ administration and record with the register of deeds a legal description of the total boundaries of the municipality as those boundaries existed on December 1, unless there has been no change in the 12 months preceding.

SECTION 1961. 66.0217 (9) (b) of the statutes is amended to read:

66.0217 **(9)** (b) Within 10 days of receipt of the ordinance, certificate and plat, the secretary of ~~state~~ administration shall forward 2 copies of the ordinance, certificate and plat to the department of transportation, one copy to the department of administration, one copy to the department of revenue, one copy to the department of public instruction, one copy to the department, one copy to the department of natural resources, one copy to the department of agriculture, trade and consumer protection and 2 copies to the clerk of the municipality from which the territory was annexed.

SECTION 1962. 66.0219 (7) of the statutes is amended to read:

66.0219 **(7)**APPEAL. An appeal from the order of the circuit court is limited to contested issues determined by the circuit court. An appeal shall not stay the conduct of the referendum election, if one is ordered, but the statement of the election results and the copies of the certificate and plat may not be filed with the secretary of ~~state~~ administration until the appeal has been determined.

SECTION 1963. 66.0221 (1) of the statutes is amended to read:

66.0221 **(1)** Upon its own motion and subject to sub. (3) and ss. 66.0301 (6) (d) and 66.0307 (7), a city or village, by a two-thirds vote of the entire membership of its governing body, may enact an ordinance annexing territory which comprises a portion of a town or towns and which was completely surrounded by territory of the city or village on December 2, 1973. The ordinance shall include all surrounded town

areas except those that are exempt by mutual agreement of all of the governing bodies involved. The annexation ordinance shall contain a legal description of the territory and the name of the town or towns from which the territory is detached. Upon enactment of the ordinance, the city or village clerk immediately shall file 6 certified copies of the ordinance ~~in the office of~~ with the secretary of ~~state~~ administration, together with 6 copies of a scale map. The city or village shall also file with the county clerk or board of election commissioners the report required by s. 5.15 (4) (bg). The secretary of ~~state~~ administration shall forward 2 copies of the ordinance and scale map to the department of transportation, one copy to the department of natural resources, one copy to the department of revenue and one copy to the department of administration. This subsection does not apply if the town island was created only by the annexation of a railroad right-of-way or drainage ditch. This subsection does not apply to land owned by a town government which has existing town government buildings located on the land. No town island may be annexed under this subsection if the island consists of over 65 acres or contains over 100 residents. Section 66.0217 (11) applies to annexations under this subsection. Except as provided in sub. (2), after December 2, 1973, no city or village may, by annexation, create a town area which is completely surrounded by the city or village.

SECTION 1964. 66.0223 (1) of the statutes is amended to read:

66.0223 **(1)** In addition to other methods provided by law and subject to sub. (2) and ss. 66.0301 (6) (d) and 66.0307 (7), territory owned by and lying near but not necessarily contiguous to a village or city may be annexed to a village or city by ordinance enacted by the board of trustees of the village or the common council of the city, provided that in the case of noncontiguous territory the use of the territory by the city or village is not contrary to any town or county zoning regulation. The

ordinance shall contain the exact description of the territory annexed and the names of the towns from which detached, and attaches the territory to the village or city upon the filing of 7 certified copies of the ordinance ~~in the office of~~ with the secretary of ~~state~~ administration, together with 7 copies of a plat showing the boundaries of the territory attached. The city or village shall also file with the county clerk or

board of election commissioners the report required by s. 5.15 (4) (bg). Two copies of the ordinance and plat shall be forwarded by the secretary of ~~state~~ administration to the department of transportation, one copy to the department of administration, one copy to the department of natural resources, one copy to the department of revenue and one copy to the department of public instruction. Within 10 days of filing the certified copies, a copy of the ordinance and plat shall be mailed or delivered to the clerk of the county in which the annexed territory is located. Sections 66.0203 (8) (c) and 66.0217 (11) apply to annexations under this section.

SECTION 1965. 66.0227 (5) of the statutes is amended to read:

66.0227 **(5)** The ordinance, certificate and plat shall be filed and recorded in the same manner as annexations under s. 66.0217 (9) (a). The requirements for the secretary of ~~state~~ administration are the same as in s. 66.0217 (9) (b).

SECTION 1966. 66.0231 of the statutes is amended to read:

66.0231Notice of certain litigation affecting municipal status or boundaries. If a proceeding under ss. 61.187, 61.189, 61.74, 62.075, 66.0201 to 66.0213, 66.0215, 66.0216, 66.0217, 66.0221, 66.0223, 66.0227, 66.0301 (6), or 66.0307 or other sections relating to an incorporation, annexation, consolidation, dissolution or detachment of territory of a city or village is contested by instigation of legal proceedings, the clerk of the city or village involved in the proceedings shall file with the secretary of ~~state~~ administration 4 copies of a notice of the commencement of the action. The clerk shall file with the secretary of ~~state~~ administration 4 copies of any judgments rendered or appeals taken in such cases. The notices or copies of judgments that are required under this section may also be filed by an officer or attorney of any party of interest. If any judgment has the effect of changing the municipal boundaries, the city or village clerk shall also file with the county clerk or board of election commissioners the report required by s. 5.15 (4) (bg). The secretary of ~~state~~ administration shall forward to the department of transportation 2 copies and to the department of revenue and the department of administration one copy each of any notice of action or judgment filed with the secretary of ~~state~~ administration under this section.

SECTION 1967. 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, local sports and entertainment district created under subch. VI of ch. 229, 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 1968. 66.0301 (1) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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, local sports and entertainment district created under subch. VI of ch. 229, ~~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 1969. 66.0301 (6) (e) of the statutes is amended to read:

66.0301 **(6)** (e) A boundary change included in an agreement under this subsection shall be accomplished by the enactment of an ordinance by the governing body designated to do so in the agreement. The filing and recording requirements under s. 66.0217 (9) (a), as they apply to cities and villages under s. 66.0217 (9) (a),

apply to municipalities under this subsection. The requirements for the secretary of ~~state~~ administration under s. 66.0217 (9) (b), as they apply under that section, apply to the secretary of ~~state~~ administration when he or she receives an ordinance that is filed under this subsection.

SECTION 1970. 66.0307 (10) of the statutes is amended to read:

66.0307 **(10)** BOUNDARY CHANGE ORDINANCE; FILING AND RECORDING REQUIREMENTS. A boundary change under a cooperative plan shall be accomplished by the enactment of an ordinance by the governing body designated to do so in the plan. The filing and recording requirements under s. 66.0217 (9) (a), as they apply to cities and villages under s. 66.0217 (9) (a), apply to municipalities under this subsection. The requirements for the secretary of ~~state~~ administration are the same as those required in s. 66.0217 (9) (b).

SECTION 1971. 66.0316 (6) (intro.) of the statutes is amended to read:

66.0316 **(6)**TRAINING AND ASSISTANCE. (intro.) The board of regents of the University of Wisconsin System Authority shall direct the extension to assist councils created under this section in performing their duties under subs. (4) and (5).

The board of regents shall ensure that council members are trained in how to do all of the following:

SECTION 1972. 66.0410 (2) (a) of the statutes is amended to read:

66.0410 **(2)** (a) A political subdivision may not enact an ordinance or adopt a resolution that prohibits, and the Board of Regents of the University of Wisconsin System Authority may not ~~promulgate a rule or adopt a resolution prohibiting~~ prohibit, the resale of any ticket for an amount that is equal to or less than the ticket's face value.

SECTION 1973. 66.0410 (2) (b) of the statutes is amended to read:

66.0410 **(2)** (b) If a political subdivision or the Board of Regents of the University of Wisconsin System has in effect on April 22, 2004 an ordinance, ~~rule, or~~ resolution, or prohibition that is inconsistent with par. (a), the ordinance, ~~rule, or~~ resolution, or prohibition does not apply and may not be enforced.

SECTION 1974. 66.0417 (1) of the statutes is amended to read:

66.0417 **(1)** An employee or agent of a local health department designated by ~~the department of health services under s. 254.69 (2) or~~ the department of agriculture, trade and consumer protection under s. 97.41 or 97.615 (2) may enter, at reasonable hours, any premises for which the local health department issues a ~~permit~~ license under s. 97.41 or ~~254.69 (2)~~ 97.615 (2) to inspect the premises, secure samples or specimens, examine and copy relevant documents and records , or obtain photographic or other evidence needed to enforce ~~subch. VII of ch. 254,~~ ch. 97 ~~or s. 254.47~~, relating to those premises. If samples of food are taken, the local health department shall pay or offer to pay the market value of those samples. The local health department~~, department of health services~~ or department of agriculture, trade and consumer protection shall examine the samples and specimens secured and shall conduct other inspections and examinations needed to determine whether there is a violation of ~~subch. VII of ch. 254,~~ ch. 97 ~~or s. 254.47~~, rules adopted by the ~~departments~~ department under those statutes, ordinances adopted by the village, city or county or regulations adopted by the local board of health under s. 97.41 (7) or ~~254.69~~ 97.615.

SECTION 1975. 66.0417 (2) of the statutes is amended to read:

66.0417 **(2)** (a) Whenever, as a result of an examination, a village, city or county has reasonable cause to believe that any examined food constitutes, or that any construction, sanitary condition, operation or method of operation of the premises or

equipment used on the premises creates an immediate danger to health, the administrator of the village, city or county agency responsible for the village's, city's or county's agent functions under s. 97.41 or ~~254.69 (2)~~ 97.615 (2) may issue a temporary order and cause it to be delivered to the ~~permittee~~ licensee, or to the owner or custodian of the food, or to both. The order may prohibit the sale or movement of the food for any purpose, prohibit the continued operation or method of operation of specific equipment, require the premises to cease any other operation or method of operation which creates the immediate danger to health, or set forth any combination of these requirements. The administrator may order the cessation of all operations authorized by the ~~permit~~ license only if a more limited order does not remove the immediate danger to health. Except as provided in par. (c), no temporary order is effective for longer than 14 days from the time of its delivery, but a temporary order may be reissued for one additional 14-day period, if necessary to complete the analysis or examination of samples, specimens or other evidence.

(b) No food described in a temporary order issued and delivered under par. (a) may be sold or moved and no operation or method of operation prohibited by the temporary order may be resumed without the approval of the village, city or county, until the order has terminated or the time period specified in par. (a) has run out, whichever occurs first. If the village, city or county, upon completed analysis and examination, determines that the food, construction, sanitary condition, operation or method of operation of the premises or equipment does not constitute an immediate danger to health, the ~~permittee~~ licensee, owner, or custodian of the food or premises shall be promptly notified in writing and the temporary order shall terminate upon his or her receipt of the written notice.

(c) If the analysis or examination shows that the food, construction, sanitary condition, operation or method of operation of the premises or equipment constitutes an immediate danger to health, the ~~permittee~~ licensee, owner, or custodian shall be notified within the effective period of the temporary order issued under par. (a). Upon receipt of the notice, the temporary order remains in effect until a final decision is issued under sub. (3), and no food described in the temporary order may be sold or moved and no operation or method of operation prohibited by the order may be resumed without the approval of the village, city or county.

SECTION 1976. 66.0417 (3) of the statutes is amended to read:

66.0417 **(3)** A notice issued under sub. (2) (c) shall be accompanied by notice of a hearing as provided in s. 68.11 (1). The village, city or county shall hold a hearing no later than 15 days after the service of the notice, unless both parties agree to a later date. Notwithstanding s. 68.12, a final decision shall be issued under s. 68.12

within 10 days of the hearing. The decision may order the destruction of food, the diversion of food to uses which do not pose a danger to health, the modification of food so that it does not create a danger to health, changes to or replacement of equipment or construction, other changes in or cessations of any operation or method of operation of the equipment or premises, or any combination of these actions necessary to remove the danger to health. The decision may order the cessation of all operations authorized by the ~~permit~~ license only if a more limited order will not remove the immediate danger to health.

SECTION 1977. 66.0417 (4) of the statutes is amended to read:

66.0417 **(4)** A proceeding under this section, or the issuance of a ~~permit~~ license for the premises after notification of procedures under this section, does not constitute a waiver by the village, city or county of its authority to rely on a violation

---

of ch. 97~~, s. 254.47 or subch. VII of ch. 254~~ or any rule adopted under those statutes as the basis for any subsequent suspension or revocation of the ~~permit~~ license or any other enforcement action arising out of the violation.

SECTION 1978. 66.0435 (9) of the statutes is amended to read:

66.0435 **(9)** MUNICIPALITIES; MONTHLY MUNICIPAL PERMIT FEES ON RECREATIONAL MOBILE HOMES AND RECREATIONAL VEHICLES. A licensing authority may assess monthly municipal permit fees at the rates under this section on recreational mobile homes and recreational vehicles, as defined in s. 340.01 (48r), except recreational mobile homes and recreational vehicles that are located in campgrounds licensed under s. ~~254.47~~ 97.67, recreational mobile homes that constitute improvements to real property under s. 70.043 (1), and recreational mobile homes or recreational vehicles that are located on land where the principal residence of the owner of the recreational mobile home or recreational vehicle is located, regardless of whether the recreational mobile home or recreational vehicle is occupied during all or part of any calendar year.

SECTION 1979. 66.0436 (1) of the statutes is amended to read:

66.0436 **(1)** In this section, "restaurant" has the meaning given in s. ~~254.61 (5)~~ 97.01 (14g).

SECTION 1980. 66.0436 (2) of the statutes is amended to read:

66.0436 **(2)** No city, village, town, or county may enact an ordinance requiring a restaurant, a person who holds a ~~permit~~ license for a restaurant, or a person who conducts, maintains, manages, or operates a restaurant to satisfy a requirement related to the issuance or possession of a certificate of food protection practices that is not found under s. ~~254.71~~ 97.33.

SECTION 1981. 66.0506 (1) of the statutes is amended to read:

66.0506 **(1)** In this section, "local governmental unit" means any city, village, town, county, metropolitan sewerage district, long-term care district, local cultural arts district under subch. V of ch. 229, the University of Wisconsin System Authority, or any other political subdivision of the state, or instrumentality of one or more political subdivisions of the state.

SECTION 1982. 66.0506 (1) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

66.0506 **(1)** In this section, "local governmental unit" means any city, village, town, county, metropolitan sewerage district, ~~long-term care district,~~ local cultural arts district under subch. V of ch. 229, the University of Wisconsin System Authority, or any other political subdivision of the state, or instrumentality of one or more political subdivisions of the state.

SECTION 1983. 66.0509 (2) (b) of the statutes is amended to read:

66.0509 **(2)** (b) Any town not having a civil service system ~~and having exercised the option of placing assessors under civil service under s. 60.307 (3)~~ may establish a civil service system for assessors under sub. (1), unless the town has come within the jurisdiction of ~~a county~~ an assessor under s. ~~70.99~~ 70.991.

SECTION 1984. 66.0509 (3) of the statutes is amended to read:

66.0509 **(3)** When any town has established a system of civil service, the ordinance establishing the system may not be repealed for a period of 6 years after its enactment, and after the 6-year period it may be repealed only by proceedings under s. 9.20 by referendum vote. This subsection does not apply if a town comes, before the expiration of the 6 years, within the jurisdiction of ~~a county~~ an assessor under s. ~~70.99~~ 70.991.

SECTION 1985. 66.0601 (1) (b) of the statutes is amended to read:

66.0601 **(1)** (b) *Payments for abortions restricted.* No city, village, town, ~~long-term care district under s. 46.2895~~ or agency or subdivision of a city, village or town may authorize funds for or pay to a physician or surgeon or a hospital, clinic or other medical facility for the performance of an abortion except those permitted under and which are performed in accordance with s. 20.927.

SECTION 1986. 66.0601 (1) (c) of the statutes is amended to read:

66.0601 **(1)** (c) *Payments for abortion-related activity restricted.* No city, village, town, ~~long-term care district under s. 46.2895~~ or agency or subdivision of a city, village or town may authorize payment of funds for a grant, subsidy or other funding involving a pregnancy program, project or service if s. 20.9275 (2) applies to the pregnancy program, project or service.

SECTION 1987. 66.0603 (1g) (a) of the statutes is renumbered 66.0603 (1g) (a) (intro.) and amended to read:

66.0603 **(1g)** (a) (intro.) In this section, "governing board" has the meaning given under s. 34.01 (1) but does not include ~~a local cultural arts district board created under subch. V of ch. 229.~~ any of the following:

SECTION 1988. 66.0603 (1g) (a) 1. of the statutes is created to read:

66.0603 **(1g)** (a) 1. A local cultural arts district board created under subch. V of ch. 229.

SECTION 1989. 66.0603 (1g) (a) 2. of the statutes is created to read:

66.0603 **(1g)** (a) 2. A local sports and entertainment district board created under subch. VI of ch. 229.

SECTION 1990. 66.0603 (1m) (a) 3v. of the statutes is created to read:

66.0603 **(1m)** (a) 3v. Bonds issued by the University of Wisconsin System Authority.

SECTION 1991. 66.0705 (1) (a) of the statutes is amended to read:

66.0705 **(1)** (a) The property of this state, except that held for highway right-of-way purposes or acquired and held for purposes under s. 85.08 or 85.09, and the property of every county, city, village, town, school district, sewerage district or commission, sanitary or water district or commission, or any public board or commission within this state, and of every corporation, company, or individual operating any railroad, telegraph, telecommunications, electric light, or power system, or doing any of the business mentioned in ch. 76, and of every other corporation or company is in all respects subject to all special assessments for local improvements.

SECTION 1992. 66.0913 (1) (a) of the statutes is amended to read:

66.0913 **(1)** (a) A county or city, or both jointly, may construct, purchase, acquire, develop, improve, operate or maintain a county or city building, or both jointly, for a courthouse, safety building, city hall, hospital, armory, library, auditorium and music hall, municipal parking lots or other parking facilities, or municipal center or any combination of the foregoing, or a University of Wisconsin college campus, as defined in s. 36.05 (6m), if the operation of the college campus has been approved by the board of regents of the University of Wisconsin System Authority.

SECTION 1993. 66.1015 (2) (intro.) of the statutes is amended to read:

66.1015 **(2)** (intro.) This section does not prohibit a city, village, town, county, or housing authority or the Forward Wisconsin ~~Housing and Economic~~ Development Authority from doing any of the following:

SECTION 1994. 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. ~~238.11~~ 235.11 (1), to the ~~Wisconsin Economic Development~~

~~Corporation~~ Forward Wisconsin Development Authority and to any collective bargaining agent in this state with whom the person has a collective bargaining agreement.

SECTION 1995. 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. ~~238.11~~ 235.11 (5), and the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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 1996. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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. ~~238.11~~ 235.11 (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.

SECTION 1997. 66.1103 (4s) (a) 1. of the statutes is amended to read:

66.1103 **(4s)** (a) 1. ~~"Corporation"~~ "Authority" means the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 1998. 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 ~~corporation~~ authority, 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 1999. 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 ~~corporation~~ authority 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 ~~corporation~~ authority under par. (d).

SECTION 2000. 66.1103 (4s) (d) of the statutes is amended to read:

66.1103 **(4s)** (d) The ~~corporation~~ authority shall administer this subsection and shall prescribe forms for certification and reports under par. (b).

SECTION 2001. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority within 20 days following publication of notice. Prior to the closing of the bond issue, the ~~corporation~~ authority may require additional information from the eligible participant or the municipality or county. After the closing of the bond issue, the ~~corporation~~ authority shall be notified of the closing date, any substantive changes made to documents previously filed with the ~~corporation~~ authority, and the principal amount of the financing.

SECTION 2002. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 2003. 66.1107 (2) (a) of the statutes is amended to read:

66.1107 **(2)** (a) Holding of a public hearing by the planning commission or by the local governing body at which interested parties are afforded a reasonable opportunity to express their views on the proposed designation and boundaries of a reinvestment neighborhood or area. Notice of the hearing shall be published as a class 2 notice, under ch. 985. Before publication, a copy of the notice shall be sent by 1st class mail to the Forward Wisconsin ~~Housing and Economic~~ Development Authority, and a copy shall be posted in each school building and in at least 3 other places of public assembly within the reinvestment neighborhood or area proposed to be designated.

SECTION 2004. 66.1201 (16) (a) of the statutes is amended to read:

66.1201 **(16)** (a) In this subsection, "government" includes the Forward Wisconsin ~~Housing and Economic~~ Development Authority.

SECTION 2005. 66.1205 (3) of the statutes is amended to read:

66.1205 **(3)** Subsection (1) (a) and (c) does not apply in the case of housing projects to the financing of which the Forward Wisconsin ~~Housing and Economic~~ Development Authority is a party, as to which ch. ~~234~~ 235 shall be controlling.

SECTION 2006. 66.1213 (7) (b) of the statutes is amended to read:

66.1213 **(7)** (b) As set down by the Forward Wisconsin ~~Housing and Economic~~ Development Authority in accordance with ch. ~~234~~ 235 in the case of housing projects to the financing of which it is a party.

SECTION 2007. 66.1309 (1) (b) 1. of the statutes is amended to read:

66.1309 **(1)** (b) 1. The ~~division of banking~~ department of financial institutions and professional standards as conservator, liquidator, or rehabilitator of any person, partnership, or corporation, and persons, partnerships, and corporations organized under or subject to the provisions of the banking law.

SECTION 2008. 66.1317 (2) (a) 4. of the statutes is amended to read:

66.1317 **(2)** (a) 4. The ~~division of banking~~ department of financial institutions and professional standards as conservator, liquidator, or rehabilitator of any person, partnership, or corporation, and persons, partnerships, or corporations organized under or subject to chs. 600 to 646.

SECTION 2009. 67.03 (7) of the statutes is renumbered 67.03 (7) (a).

SECTION 2010. 67.03 (7) (b) of the statutes is created to read:

67.03 **(7)** (b) For the purposes of indebtedness, a school district that does not operate one or more grades as a result of entering into a whole grade sharing agreement under s. 118.50 is considered to be operating those grades.

SECTION 2011. 67.12 (12) (a) of the statutes is amended to read:

67.12 **(12)** (a) Any municipality may issue promissory notes as evidence of indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not limited to paying any general and current municipal expense, and refunding any municipal obligations, including interest on them. Each note, plus interest if any, shall be repaid within 10 years after the original date of the note, except that notes issued under this section for purposes of ss. 119.498, 145.245 (12m) , 2013 stats., 281.58, 281.59, 281.60, 281.61, and 292.72, issued to raise funds to pay a portion of the capital costs of a metropolitan sewerage district, or issued by a 1st class city or a county having a population of 500,000 or more, to pay unfunded prior service liability with respect to an employee retirement system, shall be repaid within 20 years after the original date of the note.

SECTION 2012. 67.12 (12) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

67.12 **(12)** (a) Any municipality may issue promissory notes as evidence of indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not limited to paying any general and current municipal expense, and refunding any municipal obligations, including interest on them. Each note, plus interest if any, shall be repaid within 10 years after the original date of the note, except that notes issued under this section for purposes of ss. 119.498, 145.245 (12m), 2013 stats., 281.58, 281.59, 281.60, 281.61, and 292.72, issued to raise funds to pay a portion of the capital costs of a metropolitan sewerage district, or issued by a 1st class city or a county having a population of ~~500,000~~ 750,000 or more, to pay unfunded prior service liability with respect to an employee retirement system, shall be repaid within 20 years after the original date of the note.

SECTION 2013. 69.30 (1) (bd) of the statutes is repealed.

SECTION 2014. 69.30 (2) of the statutes is amended to read:

69.30 **(2)** A financial institution, state agency, county department, Wisconsin works agency, or service office ~~or long-term care district~~ or an employee of a financial institution, state agency, county department, Wisconsin works agency, or service office ~~or long-term care district~~ is not subject to s. 69.24 (1) (a) for copying a certified copy of a vital record for use by the financial institution, state agency, county department, Wisconsin works agency, or service office ~~or long-term care district~~, including use under s. 45.04 (5), if the copy is marked "FOR ADMINISTRATIVE USE".

SECTION 2015. 70.05 (1) of the statutes is amended to read:

70.05 **(1)** The assessment of general property for taxation in all the towns, cities, and villages of this state shall be made according to this chapter unless otherwise specifically provided. ~~There shall be elected at the spring election one assessor for each taxation district not subject to assessment by a county assessor under s. 70.99 if election of the assessor is provided. Commencing with the 1977 elections and appointments made on and after January 1, 1977, no person may assume the office of town, village, city or county assessor unless certified by the department of revenue under s. 73.09 as qualified to perform the functions of the office of assessor. If a person who has not been so certified is elected to the office, the office shall be vacant and the appointing authority shall fill the vacancy from a list of persons so certified by the department of revenue.~~

SECTION 2016. 70.05 (2) of the statutes is amended to read:

70.05 **(2)** The governing body of any ~~town,~~ city ~~or village not subject to assessment by a county assessor under s. 70.99~~ that may conduct its own assessments under s. 70.991 (3) may provide for the selection of one or more assistant assessors to assist the assessor in the discharge of the assessor's duties.

SECTION 2017. 70.05 (4) of the statutes is amended to read:

70.05 **(4)** All assessment personnel~~, including personnel of a county assessor system under s. 70.99, appointed under this section on or after January 1, 1977,~~ shall have passed an examination and have been certified by the department of revenue as qualified for performing the functions of the office.

SECTION 2018. 70.05 (4m) of the statutes is amended to read:

70.05 **(4m)** ~~A taxation district~~ An assessor may not enter upon a person's real property for purposes of conducting an assessment under this chapter more than once in each year, except that an assessor may enter upon a person's real property for purposes of conducting an assessment under this chapter more often if the property owner consents. A property owner may deny entry to an assessor if the owner has given prior notice to the assessor that the assessor may not enter the property without the property owner's permission. Each ~~taxation district~~ county

and
regional assessment unit assessor shall create and maintain a database identifying all such property owners in the ~~taxation district~~ county or region and each assessor for a city that conducts its own assessments under s. 70.991 (3) shall create and maintain a database identifying all such property owners in the city.

SECTION 2019. 70.05 (5) (b) of the statutes is repealed.

SECTION 2020. 70.05 (5) (ba) of the statutes is created to read:

70.05 **(5)** (ba) In 2017 and in each year thereafter, each city that conducts assessments under s. 70.991 (3) and each county, and regional assessment unit shall
assess the property within its boundaries at full value. Before an assessor conducts an assessment under this paragraph, the city, county, or regional assessment unit shall publish a notice on its Internet site, as prescribed by rule by the department of revenue.

SECTION 2021. 70.05 (5) (bb) of the statutes is created to read:

70.05 **(5)** (bb) In 2017 and in each year thereafter, each city that conducts assessments under s. 70.991 (3) and each county, and regional assessment unit shall
submit the full market value of the property within the boundaries of the city, county,
or regional assessment unit to the department of revenue no later than the 2nd Monday in June in an electronic format, as determined by the department.

SECTION 2022. 70.05 (5) (c) of the statutes is amended to read:

70.05 **(5)** (c) Annually ~~beginning in 1992~~, the department of revenue shall ~~determine the ratio of the assessed value to the full value of all taxable general property and of each major class of property of each taxation district and publish its~~
~~findings in the report required under s. 73.06 (5)~~ audit and correct the values submitted to the department under par. (bb). The department shall finalize and publish the final values no later than September 15, 2017, for values submitted under par. (bb) in 2017 and no later than August 1 for values submitted under par. (bb) in subsequent years.

SECTION 2023. 70.05 (5) (d) of the statutes is repealed.

SECTION 2024. 70.05 (5) (f) of the statutes is repealed.

SECTION 2025. 70.05 (5) (g) of the statutes is repealed.

SECTION 2026. 70.05 (5) (h) of the statutes is created to read:

70.05 **(5)** (h) 1. With regard to the actions of a city that conducts assessments
under s. 70.991 (3), if the secretary of revenue determines substantial noncompliance
with assessing property at full value under par. (ba), the city becomes subject to assessment by the county or regional assessment unit where the city is located, as provided under s. 70.991 (3) (a), beginning with the assessment in the year following
the year in which the substantial noncompliance occurred.

---

2. With regard to the actions of a county or regional assessment unit, if the secretary of revenue determines substantial noncompliance with assessing property at full value under par. (ba), the department of revenue shall assist the county or regional assessment unit with the assessment in the year following the year in which the substantial noncompliance occurred. If in any year, beginning in 2017 and ending in 2022, the department provides assistance to a county or regional assessment unit under this subdivision, the county or regional assessment unit shall pay to the department an amount equal to 50 percent of the costs to the department to provide the assistance. If in any year beginning after 2022 the department provides assistance to a county or regional assessment unit under this subdivision, the county or regional assessment unit shall pay to the department an amount equal to 100 percent of the costs to the department to provide the assistance. If a county or regional assessment unit fails to remit payment for assistance under this subdivision, the department of revenue shall notify the department of transportation and the department of transportation shall reduce the road aid under s. 86.30 (9) (b) for the county or the counties participating in the regional assessment unit in an amount equal to the amount the county or regional assessment unit owes the department of revenue under this subdivision and remit that amount to the department or revenue.

3. The secretary of revenue may require the county or regional assessment unit to replace the assessment administrator for the county or regional assessment unit if the incumbent assessment administrator demonstrates fraud, deceit, negligence, incompetence, or misconduct or is subject to s. 73.09 (4) (b).

SECTION 2027. 70.055 of the statutes is repealed.

SECTION 2028. 70.06 (1) of the statutes is amended to read:

70.06 **(1)** In cities of the 1st class the assessment of property for taxation shall be under the direction of the city commissioner of assessments, who shall perform such duties in relation thereto as are prescribed by the common council, and the assessment rolls of the city shall be made as the council directs, except where such city of the 1st class is under the jurisdiction of ~~a county~~ an assessor under s. ~~70.99~~ 70.991. Manufacturing property subject to s. 70.995 shall be assessed according to that section.

SECTION 2029. 70.06 (5) of the statutes is amended to read:

70.06 **(5)** This section shall not apply to a city of the 1st class after it has come under a county ~~assessor~~ or regional assessment unit system under s. 70.991.

SECTION 2030. 70.075 of the statutes is repealed.

SECTION 2031. 70.08 of the statutes is repealed.

SECTION 2032. 70.10 of the statutes is amended to read:

70.10Assessment, when made, exemption. The assessor shall assess all real and personal property as of the close of January 1 of each year. Except in cities of the 1st class and 2nd class ~~cities that have a board of assessors under s. 70.075~~, the assessment shall be finally completed before the first Monday in April. All real property conveyed by condemnation or in any other manner to the state, any county, city, village or town by gift, purchase, tax deed or power of eminent domain before January 2 in such year shall not be included in the assessment. Assessment of manufacturing property subject to s. 70.995 shall be made according to that section.

SECTION 2033. 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, ~~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 2034. 70.11 (4b) (b) of the statutes is amended to read:

70.11 **(4b)** (b) It is financed by the Housing and Economic Development Authority under s. 234.03 (13), 2013 stats.

SECTION 2035. 70.11 (4b) (c) of the statutes is amended to read:

70.11 **(4b)** (c) The ~~Housing and Economic~~ Forward Wisconsin Development Authority holds a first-lien mortgage security interest on it.

SECTION 2036. 70.11 (38c) of the statutes is created to read:

70.11 **(38c)**UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. Notwithstanding the provisions of s. 70.11 (intro.) that relate to leased property, all property owned by the University of Wisconsin System Authority and all property leased to the University of Wisconsin System Authority that is owned by the state, provided that use of the property is primarily related to the purposes of the authority.

SECTION 2037. 70.11 (38r) of the statutes is amended to read:

70.11 **(38r)** ~~ECONOMIC DEVELOPMENT CORPORATION~~ FORWARD AUTHORITY. All property owned by the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, provided that use of the property is primarily related to the purposes of the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 2038. 70.114 (1) (a) of the statutes is renumbered 70.114 (1) (am).

SECTION 2039. 70.114 (1) (ag) of the statutes is created to read:

70.114 **(1)** (ag) "Board" means the board of commissioners of public lands.

SECTION 2040. 70.114 (1) (b) 2. of the statutes is amended to read:

70.114 **(1)** (b) 2. For land purchased on or after July 1, 2011, "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~~ department or board purchased the land, or enrolled in the forest cropland program under subch. I of ch. 77 or the managed forest land program under subch. VI of ch. 77 at the time of purchase, "estimated value," for the year during which the land is purchased, means the lesser of the purchase price or an amount that would result in a payment under sub. (4) that is equal to $10 per acre. "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 2041. 70.114 (1) (c) of the statutes is amended to read:

70.114 **(1)** (c) "Land" means state forests, as defined in s. 28.02 (1), that are acquired after December 31, 1991, state parks that are acquired after December 31, 1991, under s. 27.01 and other areas that are acquired after December 31, 1991, under s. 23.09 (2) (d), 23.091, 23.27, 23.29, 23.293, 23.31, 24.61 (2) (a) 10., or 29.749 (1).

SECTION 2042. 70.114 (1) (d) of the statutes is amended to read:

70.114 **(1)** (d) "Purchase price" means the amount paid by the department or the board for a fee simple interest in real property. "Purchase price" does not

include
administrative costs incurred by the department or the board to acquire the land, such as legal fees, appraisal costs or recording fees. If real estate is transferred to the department or the board by gift or is sold to the department or the board for an amount that is less than the estimated fair market value of the property as shown on the property tax bill prepared for the prior year under s. 74.09, "purchase price" means an amount equal to the estimated fair market value of the property as shown
on that tax bill. If the real estate is exempt from taxation at the time that it is transferred or sold to the department or the board and if the property was not sold at an arm's-length sale, "purchase price" means the fair market value of the real estate at the time that the department or the board takes title to it.

SECTION 2043. 70.114 (3) of the statutes is amended to read:

70.114 **(3)**ASCERTAINING RATE. Each year, the department or the board shall ascertain the aggregate net general property tax rate for taxation districts to which aids are paid under this section by the department or the board.

SECTION 2044. 70.114 (4) (a) of the statutes is amended to read:

70.114 **(4)** (a) Except as provided under par. (c), on or before January 31, the
department or the board shall pay to each treasurer of a taxation district, with respect to each parcel of land acquired by the department or the board within the taxation district on or before January 1 of the preceding year, an amount determined
by multiplying each parcel's estimated value equated to the average level of assessment in the taxation district by the aggregate net general property tax rate that would apply to the parcel of land if it were taxable, as shown on property tax bills
prepared for that year under s. 74.09.

SECTION 2045. 70.114 (4) (c) of the statutes is amended to read:

70.114 **(4)** (c) The department or the board shall withhold from the payment
amount determined under par. (a) the state's proportionate share of the tax that would be levied on the parcel if it were taxable and shall deposit that amount into the conservation fund.

SECTION 2046. 70.119 (1) of the statutes is amended to read:

70.119 **(1)** The state, the University of Wisconsin System Authority, and the
University of Wisconsin Hospitals and Clinics Authority shall make reasonable payments at established rates for water, sewer and electrical services and all other services directly provided by a municipality to state facilities, facilities of the University of Wisconsin System Authority described in s. 70.11 (38c), and facilities of the University of Wisconsin Hospitals and Clinics Authority described in s. 70.11 (38), including garbage and trash disposal and collection, which are financed in

whole or in part by special charges or fees. Such payments for services provided to state facilities shall be made from the appropriations to state agencies for the

operation of the facilities. Each state agency making such payments shall annually report the payments to the department.

SECTION 2047. 70.119 (3) (d) of the statutes is amended to read:

70.119 **(3)** (d) "Municipal services" means police and fire protection, garbage and trash disposal and collection not paid for under sub. (1) and, subject to approval by the committee, any other direct general government service provided by municipalities to state facilities, facilities of the University of Wisconsin System Authority described in s. 70.11 (38c), and facilities of the University of Wisconsin Hospitals and Clinics Authority described in s. 70.11 (38).

SECTION 2048. 70.119 (3) (e) of the statutes is amended to read:

70.119 **(3)** (e) "State facilities" means all property owned and operated by the state for the purpose of carrying out usual state functions, including the branch campuses of the university of Wisconsin system but not including land held for highway right-of-way purposes or acquired and held for purposes under s. 85.08 or 85.09.

SECTION 2049. 70.119 (3) (e) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

70.119 **(3)** (e) "State facilities" means all property owned and operated by the state for the purpose of carrying out usual state functions, ~~including the branch campuses of the university of Wisconsin system~~ but not including land held for highway right-of-way purposes or acquired and held for purposes under s. 85.08 or 85.09.

SECTION 2050. 70.119 (4) of the statutes is amended to read:

70.119 **(4)** The department shall be responsible for negotiating with municipalities on payments for municipal services and may delegate certain responsibilities of negotiation to other state agencies, to the University of Wisconsin System Authority, or to the University of Wisconsin Hospitals and Clinics Authority. Prior to negotiating with municipalities the department shall submit guidelines for negotiation to the committee for approval.

SECTION 2051. 70.119 (5) of the statutes is amended to read:

70.119 **(5)** Upon approval of guidelines by the committee, the department shall proceed with negotiations. In no case may a municipality withhold services to the state, to the University of Wisconsin System Authority, or to the University of Wisconsin Hospitals and Clinics Authority during negotiations.

SECTION 2052. 70.119 (6) of the statutes is amended to read:

70.119 **(6)** No later than November 15 annually, the department shall report to the cochairpersons of the committee the results of its negotiations and the total payments proposed to be made in the subsequent calendar year. In computing the

proposed payments to a municipality, the department shall base its calculations on the values of state facilities, facilities of the University of Wisconsin System Authority described in s. 70.11 (38c), and facilities of the University of Wisconsin Hospitals and Clinics Authority described in s. 70.11 (38), as determined by the department for January 1 of the year preceding the year of the report, and the values of improvements to property in the municipality as determined under s. 70.57 (1) for January 1 of the year preceding the year of the report, and shall also base its calculations on revenues and expenditures of the municipality as reported under s. 73.10 (2) for the year preceding the year of the report.

SECTION 2053. 70.119 (7) (a) of the statutes is amended to read:

70.119 **(7)** (a) The department shall make payment from the appropriation under s. 20.835 (5) (a) for municipal services provided by municipalities to state facilities. If the appropriation under s. 20.835 (5) (a) is insufficient to pay the full amount under sub. (6) in any one year, the department shall prorate payments among the municipalities entitled thereto. The University of Wisconsin Hospitals and Clinics Authority shall make payment for municipal services provided by municipalities to facilities of the authority described in s. 70.11 (38). The University of Wisconsin System Authority shall make payment for municipal services provided by municipalities to facilities of the authority described in s. 70.11 (38c).

SECTION 2054. 70.119 (7) (b) of the statutes is amended to read:

70.119 **(7)** (b) The department shall determine the proportionate cost of payments for municipal services provided by a municipality for each program financed from revenues other than general purpose revenues ~~and revenues derived from academic student fees levied by the board of regents of the University of Wisconsin System~~, and for each appropriation made from such revenues which finances the cost of such a program.

SECTION 2055. 70.119 (7) (c) of the statutes is amended to read:

70.119 **(7)** (c) The department shall assess to the appropriate program revenue and program revenue-service accounts and segregated funds the costs of providing payments for municipal services for the administration of programs financed from program revenues or segregated revenues~~, except program revenues derived from academic student fees levied by the board of regents of the University of Wisconsin System~~. If payments are prorated under par. (a) in any year, the department shall assess costs under this paragraph as affected by the proration. The department shall transfer to the general fund an amount equal to the assessments in each year from the appropriate program revenue, program revenue-service and segregated revenue appropriations.

SECTION 2056. 70.365 of the statutes is amended to read:

70.365Notice of changed assessment. When the assessor assesses any taxable real property, or any improvements taxed as personal property under s.

77.84
(1), and arrives at a different total than the assessment of it for the previous year, the assessor shall notify the person assessed if the address of the person is known to the assessor, otherwise the occupant of the property. If the assessor determines that land assessed under s. 70.32 (2r) for the previous year is no longer eligible to be
assessed under s. 70.32 (2r), and the current classification under s. 70.32 (2) (a) is not
undeveloped, agricultural forest, productive forest land, or other, the assessor shall notify the person assessed if the assessor knows the person's address, or otherwise the occupant of the property, that the person assessed may be subject to a conversion
charge under s. 74.485. Any notice issued under this section shall be in writing and shall be sent by ordinary mail at least 15 days before the meeting of the board of review ~~or before the meeting of the board of assessors in 1st class cities and in 2nd class cities that have a board of assessors under s. 70.075, except that, in any year in which the taxation district conducts a revaluation under s. 70.05, the notice shall be sent at least 30 days before the meeting of the board of review or board of assessors~~. The notice shall contain the amount of the changed assessment and the time, date, and place of the meeting of the local board of review ~~or of the board of assessors~~. However, if the assessment roll is not complete, the notice shall be sent by ordinary mail at least 15 days prior to the date to which the board of review ~~or board of assessors~~ has adjourned~~, except that, in any year in which the taxation district conducts a revaluation under s. 70.05, the notice shall be sent at least 30 days~~

~~prior to the date to which the board of review or board of assessors has adjourned~~.
The assessor shall attach to the assessment roll a statement that the notices required
by this section have been mailed and failure to receive the notice shall not affect the
validity of the changed assessment, the resulting changed tax, the procedures of the
board of review ~~or of the board of assessors~~ or the enforcement of delinquent taxes by statutory means. After the person assessed or the occupant of the property receives notice under this section, if the assessor changes the assessment as a result
of the examination of the rolls as provided in s. 70.45 and the person assessed waives,
in writing and on a form prescribed or approved by the department of revenue, the person's right to the notice of the changed assessment under this section, no additional notice is required under this section. The secretary of revenue shall prescribe the form of the notice required under this section. The form shall include information notifying the taxpayer of the procedures to be used to object to the assessment. The form shall also indicate whether the person assessed may be subject to a conversion charge under s. 74.485.

SECTION 2057. 70.44 (1) of the statutes is amended to read:

70.44 **(1)** Real or personal property omitted <u>in whole or in part</u> from assessment
in any of the 2 next previous years, unless previously reassessed for the same year

or years, shall be entered once additionally for each previous year of such omission, designating each such additional entry as omitted for the year of omission and affixing a just valuation to each entry for a former year as the same should then have been assessed according to the assessor's best judgment, and taxes shall be apportioned, using the net tax rate as provided in s. 70.43, and collected on the tax roll for such entry. This section ~~shall~~ only applies to property that can be identified as property discrete from the property formerly assessed, and does not apply to manufacturing property assessed by the department of revenue under s. 70.995.

SECTION 2058. 70.45 of the statutes is amended to read:

70.45Return and examination of rolls. When the assessment rolls have been completed ~~in cities of the 1st class~~, they shall be delivered to the commissioner of assessments in 1st class cities that conduct assessments under s. 70.991 (3), in all other cities to the city clerk, in villages to the village clerk and in towns to the town clerk. At least 15 days before the first day on which the assessment rolls are open for examination, these officials shall have published a class 1 notice if applicable, or posted notice, under ch. 985, in anticipation of the roll delivery as provided in s. 70.50, that on certain days, therein named, the assessment rolls will be open for examination by the taxable inhabitants, which notice may assign a day or days for each ward, where there are separate assessment rolls for wards, for the inspection of rolls. The assessor, the assessment administrator, or the assessment administrator's designee shall be present for at least 2 hours while the assessment roll is open for inspection. Instructional material under s. 73.03 (54) shall be available at the meeting. On examination the commissioner of assessments, assessment administrator, or assessor ~~or assessors~~, as appropriate, may make changes that are necessary to perfect the assessment roll or rolls, and after the corrections are made the roll or rolls shall be submitted by the commissioner of assessments or clerk of the municipality to the appropriate board of review created under s. 70.46.

SECTION 2059. 70.46 (1) of the statutes is amended to read:

70.46 **(1)**~~Except as provided in sub. (1m) and s. 70.99~~ For 1st and 2nd class cities conducting assessments under s. 70.991 (3), the ~~supervisors and clerk of each town, the~~ mayor, clerk and such other officers, other than assessors, as the common council of each city by ordinance determines~~, the president, clerk and such other officers, other than the assessor, as the board of trustees of each village by ordinance determines,~~ shall constitute a board of review for the ~~town,~~ city ~~or village~~. In cities of the 1st class the board of review shall by ordinance in lieu of the foregoing consist of 5 to 9 residents of the city, none of whom may occupy any public office or be publicly employed. The members shall be appointed by the mayor of the city with the approval of the common council and shall hold office as members of the board for staggered 5-year terms. ~~Subject to sub. (1m), in all other towns,~~ In 2nd class cities ~~and villages~~ the board of review may by ordinance , in lieu of the foregoing

provisions
regarding 1st class cities, consist of any number of ~~town,~~ city ~~or village~~ residents and
may include public officers and public employees. The ordinance shall specify the manner of appointment. The ~~town board,~~ common council ~~or village board~~ shall fix, by ordinance, the salaries of the members of the board of review. ~~No board of review member may serve on a county board of review to review any assessment made by a county assessor unless appointed as provided in s. 70.99 (10).~~

SECTION 2060. 70.46 (1m) of the statutes is repealed.

SECTION 2061. 70.46 (2) of the statutes is amended to read:

70.46 **(2)** The ~~town,~~ city ~~or village~~ clerk serving on ~~such~~ the board of review created under sub. (1), and in cities of the first class the commissioner of assessments serving on ~~such~~ the board of review created under sub. (1) or any person on the commissioner's staff designated by the commissioner, shall be the board of review clerk ~~thereof~~ and keep an accurate record of all its proceedings.

SECTION 2062. 70.46 (3) of the statutes is amended to read:

70.46 **(3)** The members of ~~such~~ the board of review created under sub. (1), except members who are full time employees or officers of the ~~town, village or~~ city, shall receive ~~such~~ the compensation ~~as shall be fixed~~ established by ~~resolution or~~ ordinance ~~of the town board, village board or common council~~.

SECTION 2063. 70.46 (3d) of the statutes is created to read:

70.46 **(3d)** Except as provided in sub. (3e), the county board shall, by ordinance, create a county board of review consisting of 6 to 10 county residents. No more than 2 members of the county board of review may reside in the same municipality. The members shall hold office for staggered 5-year terms, as established in the ordinance creating the board. No member of the county board of review may, while serving on the board hold a local public office, as defined in s. 19.42 (7w), or a state public office, as defined in s. 19.42 (13). No member of the county board of review may, while serving on the board, be employed by a local governmental unit, as defined in s. 19.42 (7u), or by a department, as defined in s. 19.42 (5). No member of the county board of review may reside in a city conducting assessments under s. 70.991 (3). The county board chairman shall appoint the members of the county board of review with the approval of the majority of the county board members, except that, if the county has a county executive, the county executive shall appoint the members of the county board of review with the approval of the county board members. The board shall establish, by ordinance, the compensation of the county board of review members.

SECTION 2064. 70.46 (3e) of the statutes is created to read:

70.46 **(3e)** Counties participating in a regional assessment unit shall create a regional board of review consisting of 7 to 11 members. At least one resident of

each county of a regional assessment unit shall be members of the regional board of review. No more than 2 members of the regional board of review may reside in the same municipality. The members shall hold office for staggered 5-year terms, as established by the counties creating the board. No member of the regional board of review may, while serving on the board hold a local public office, as defined in s. 19.42 (7w), or a state public office, as defined in s. 19.42 (13). No member of the regional board of review may, while serving on the board, be employed by a local governmental unit, as defined in s. 19.42 (7u), or by a department, as defined in s. 19.42 (5). No member of the regional board of review may reside in a city conducting assessments under s. 70.991 (3). Each county board chairman shall appoint the members of the regional board of review from his or her county with the approval of the majority of the county board members, except that, if the county has a county executive, the county executive shall appoint the members of the regional board of review for his or her county with the approval of the county board members. The regional assessment unit shall establish the compensation of the regional board of review members.

SECTION 2065. 70.46 (4) of the statutes is amended to read:

70.46 **(4)** No board of review created under this section may ~~be constituted~~ convene unless ~~it includes at least one voting member who, within 2 years of the board's first meeting, has~~ all board of review members have attended a training session under s. 73.03 (55) ~~and unless that member is the municipality's chief executive officer or that officer's designee. The~~ at least once in the year prior to the board's first meeting. For municipalities conducting their own assessments under s. 70.991 (3), the municipal clerk shall provide an affidavit to the department of revenue stating whether the requirement under this subsection has been fulfilled for all individuals serving on the municipal board of review. For county and regional board of review, the county clerk shall provide an affidavit to the department of revenue stating whether the requirement under this subsection as been fulfilled for all individuals from the county who are serving on the county or regional board of review.

SECTION 2066. 70.47 (1) of the statutes is renumbered 70.47 (1) (a) and amended to read:

70.47 **(1)** (a) ~~The~~ A board of review created under s. 70.46 shall meet annually at any time during the 30-day period beginning on the 2nd Monday of ~~May. In towns and villages the board shall meet at the town or village hall or some place designated by the town or village board. If there is no such hall, it shall meet at the clerk's office, or in towns at the place where the last annual town meeting was held~~ April. In

cities
that conduct assessments under s. 70.991, the board shall meet at the council chamber or some place designated by the council ~~and~~ or, in cities of the 1st class, in some place designated by the commissioner of assessments ~~of such cities.~~ Subject to par. (b), a county or regional board of review shall meet at the place designated by
the assessment administrator. A majority shall constitute a quorum except that 2 members may hold any hearing of the evidence required to be held by such board under subs. (8) and (10), if the requirements of sub. (9) are met.

SECTION 2067. 70.47 (1) (b) of the statutes is created to read:

70.47 **(1)** (b) 1. A county board of review shall annually meet to examine the
assessment rolls at least twice and hold the meetings in 2 different municipalities within the county.

2. A regional board of review shall annually meet to examine the assessment
roll at least once in each county that is participating in the regional assessment unit
and at an additional time in a municipality that is different from the other municipalities where the board is meeting for that year.

SECTION 2068. 70.47 (2) of the statutes is amended to read:

70.47 **(2)**NOTICE. At least 15 days before the first session of the board of review,
or at least ~~30~~ 15 days before the first session of the board of review in any year in which ~~the taxation district conducts a revaluation~~ an assessment is conducted under
s. 70.05, the clerk of the board shall publish a class 1 notice, place a notice in at least
3 public places and place a notice on the door of the ~~town hall, of the village hall, of the council chambers or of the city hall~~ place where the board is meeting of the time and place of the first meeting ~~of the board~~ under sub. (3) and of the requirements under sub. (7) (aa) and (ac) to (af). The assessment administrator shall notify the department of revenue of the date and time. A taxpayer who shows that the clerk failed to publish the notice under this subsection may file a claim under s. 74.37.

SECTION 2069. 70.47 (3) (a) (intro.) of the statutes is amended to read:

70.47 **(3)** (a) (intro.) At its first meeting, and at subsequent meetings required
under sub. (1) (b), the board of review:

SECTION 2070. 70.47 (3) (ag) of the statutes is amended to read:

70.47 **(3)** (ag) ~~The~~ In cities that conduct assessments under s. 70.991 (3), the
assessor shall be present at the first meeting of the board of review. The assessment
administrator shall be present at all county or regional board of review meetings required under sub. (1) (b).

SECTION 2071. 70.47 (3) (ar) of the statutes is repealed.

SECTION 2072. 70.47 (3) (b) of the statutes is repealed.

SECTION 2073. 70.47 (5) of the statutes is amended to read:

70.47 **(5)** RECORDS. The board of review clerk shall keep a record in the minute book of all proceedings of the board.

SECTION 2074. 70.47 (6m) (a) (intro.) of the statutes is amended to read:

70.47 **(6m)** (a) (intro.) A municipality~~, except a 1st class city or a 2nd class city,~~ that conducts assessments under s. 70.991 (3), a county, or a regional assessment unit shall remove, for the hearing on an objection, a member of the board of review for the municipality, county, or region if any of the following conditions ~~applies~~ apply:

SECTION 2075. 70.47 (6m) (a) 1. of the statutes is amended to read:

70.47 **(6m)** (a) 1. A person who is objecting to a valuation, at the time that the person provides written or oral notice of an intent to file an objection and at least 48 hours before the ~~first~~ scheduled session of the board of review or at least 48 hours before the objection is heard if the objection is allowed under sub. (3) (a), requests the removal, except that no more than one member of the board of review may be removed under this subdivision.

SECTION 2076. 70.47 (6m) (b) of the statutes is amended to read:

70.47 **(6m)** (b) A member of a board of review who would violate s. 19.59 by hearing an objection shall recuse himself or herself from that hearing. The ~~municipal~~ board of review clerk shall provide to the department of revenue an affidavit declaring whether the requirement under this paragraph is fulfilled.

SECTION 2077. 70.47 (6r) of the statutes is amended to read:

70.47 **(6r)** COMMENTS. Any person may provide to the ~~municipal~~ board of review clerk written comments about valuations, assessment practices, and the performance of an assessor. The board of review clerk shall provide all of those comments to the appropriate municipal, county, or regional officer.

SECTION 2078. 70.47 (7) (bb) of the statutes is repealed.

SECTION 2079. 70.47 (7) (c) of the statutes is repealed.

SECTION 2080. 70.47 (7) (d) of the statutes is created to read:

70.47 **(7)** (d) A taxpayer may file a written objection with the appropriate city, county, or regional board of review under this section alleging that the assessment of one or more items or parcels of property within the boundaries of the city, county, or regional assessment unit is radically out of proportion to the general level of assessment of all other property within the boundaries of the city, county, or regional assessment unit, if the value of such property, as specified in the assessment roll and open to inspection under this section, does not exceed $1,000,000.

SECTION 2081. 70.47 (8) (d) of the statutes is amended to read:

70.47 **(8)** (d) It may and upon request of ~~either~~ the assessor ~~or the objector~~ shall compel the attendance of witnesses ~~for hearing~~, except objectors who may testify by telephone, and the production of all books, inventories, appraisals, documents and other data which may throw light upon the value of property~~, and, with regard to an objection that is subject to sub. (7) (c) or (16) (c), may, on a showing of good cause, compel the attendance of witnesses for depositions~~.

SECTION 2082. 70.47 (8) (j) of the statutes is repealed.

SECTION 2083. 70.47 (10) (c) of the statutes is amended to read:

70.47 **(10)** (c) Subpoena such witnesses, except objectors who may testify by telephone, as it deems necessary to testify concerning the value of such property and~~,~~ ~~except in the case of an assessment made by a county assessor pursuant to s. 70.99,~~ the expense incurred shall be a charge against the ~~district~~ entity conducting the assessment pursuant to s. 70.991.

SECTION 2084. 70.47 (12) of the statutes is amended to read:

70.47 **(12)**NOTICE OF DECISION. Prior to final adjournment, the board of review shall provide the objector, or the appropriate party under sub. (10), notice by personal delivery or by mail, return receipt required, of the amount of the assessment as finalized by the board and an explanation of appeal rights and procedures under sub. (13) and ss. ~~70.85,~~ 74.35 and 74.37. Upon delivering or mailing the notice under this subsection, the clerk of the board of review shall prepare an affidavit specifying the date when that notice was delivered or mailed.

SECTION 2085. 70.47 (13) of the statutes is amended to read:

70.47 **(13)**REVIEW.~~Except as provided in this subsection and in ss. 70.85 and 74.37,~~ an appeal from the determination of the board of review shall be by an action for certiorari commenced within 90 days after the taxpayer receives the notice under sub. (12). The action shall be given preference. If the court on the appeal finds any error in the proceedings of the board which renders the assessment or the proceedings void, ~~or if the court determines that the board lacked good cause to deny a request for a deposition subpoena,~~ it shall remand the assessment to the board for further proceedings in accordance with the court's determination and retain jurisdiction of the matter until the board has determined an assessment in accordance with the court's order. For this purpose, if final adjournment of the board occurs prior to the court's decision on the appeal, the court may order the governing body of the assessing authority to reconvene the board. ~~If the appellant challenges the value determination that the board made at a proceeding under sub. (7) (c), the~~

~~court shall presume that the board's valuation is correct, except that the presumption may be rebutted by a sufficient showing by the appellant that the valuation is incorrect. If the presumption is rebutted, the court shall determine the assessment without deference to the board of review and based on the record before the board of review, except that the court may consider evidence that was not available at the time of the hearing before the board, that the board refused to consider, or that the court otherwise determines should be considered in order to determine the correct assessment. In the event that an objection to the previous year's assessment has not been resolved, the parties may agree that the assessment for the previous year shall also apply for the current year and shall be included in the court's review of the prior year's assessment without an additional hearing by the board.~~

SECTION 2086. 70.47 (16) (a) of the statutes is amended to read:

70.47 **(16)** (a) In 1st class cities that conduct assessments under s. 70.991 (3), all objections to the amount or valuation of real or personal property shall be first made in writing and filed with the commissioner of assessments on or before the 3rd Monday in May. No person may, in any action or proceeding, question the amount or valuation of real or personal property in the assessment rolls of the city unless objections have been so filed. The board may not waive the requirement that objections be in writing. Persons who own land and improvements to that land may object to the aggregate valuation of that land and improvements to that land, but no person who owns land and improvements to that land may object only to the valuation of that land or only to the valuation of improvements to that land. If the objections have been investigated by a committee of the board of assessors under s. 70.07 (6), the board of review may adopt the recommendation of the committee unless the objector requests or the board orders a hearing. At least 2 days' notice of the time fixed for the hearing shall be given to the objector or attorney and to the city attorney of the city. The provisions of the statutes relating to boards of review not inconsistent with this subsection apply to proceedings before the boards of review of 1st class cities, except that the board need not adjourn until the assessment roll is completed by the commissioner of assessments, as required in s. 70.07 (6), but may immediately hold hearings on objections filed with the commissioner of assessments, and the changes, corrections and determinations made by the board acting within its powers shall be prima facie correct. Appeal from the determination shall be by an action ~~under sub. (13)~~ for certiorari commenced within 90 days after the taxpayer receives

the notice under sub. (12). The action shall be given preference. ~~If the court on the appeal finds any error in the proceedings of the board that renders the assessment or the proceedings void or, with regard to an objection that is subject to par. (c), if the court determines that the board lacked good cause to deny a request for a deposition subpoena, it shall remand the assessment to the board for further proceedings in accordance with the court's determination and retain jurisdiction of the matter until the board has determined an assessment in accordance with the court's order. If the appellant challenges the value determination that the board made at a proceeding under sub. (16) (c), the court shall presume that the board's valuation is correct, except that the presumption may be rebutted by a sufficient showing by the appellant that the valuation is incorrect. If the presumption is rebutted, the court shall determine the assessment without deference to the board of review and based on the record before the board of review, except that the court may consider evidence that was not available at the time of the hearing before the board or that the board refused to consider, or that the court otherwise determines should be considered in order to determine the correct assessment. In the event that an objection to the previous year's assessment has not been resolved, the parties may agree that the assessment for the previous year shall also apply for the current year and shall be included in the court's review of the prior year's assessment without an additional hearing by the board.~~

SECTION 2087. 70.47 (16) (c) of the statutes is repealed.

SECTION 2088. 70.49 (4) of the statutes is amended to read:

70.49 **(4)** In this section "assessor" means an assessor or any person appointed or designated under s. ~~70.055 or~~ 70.75.

SECTION 2089. 70.50 of the statutes is amended to read:

70.50Delivery of roll. ~~Except in counties that have a county assessment system under s. 70.99 and in cities of the 1st class and in 2nd class cities that have a board of assessors under s. 70.075 the~~ The assessor shall, on or before the first Monday in ~~May~~ April, deliver the completed assessment roll and all the sworn statements and valuations of personal property to the clerk of the town, city or village, who shall file and preserve them in the clerk's office. ~~On or before the first Monday in April, a county assessor under s. 70.99 shall deliver the completed assessment roll and all sworn statements and valuations of personal property to the clerks of the towns, cities and villages in the county, who shall file and preserve them in the clerk's office.~~

SECTION 2090. 70.501 of the statutes is amended to read:

70.501Fraudulent valuations by assessor. Any assessor, or person appointed or designated under s. ~~70.055 or~~ 70.75, who intentionally fixes the value of any property assessed by that person at less or more than the true value thereof prescribed by law for the valuation of the same, or intentionally omits from assessment any property liable to taxation in the assessment district, or otherwise

intentionally violates or fails to perform any duty imposed upon that person by law relating to the assessment of property for taxation, shall forfeit to the state not less than $50 nor more than $250.

SECTION 2091. 70.503 of the statutes is amended to read:

70.503Civil liability of assessor or member of board of review. If any assessor, or person appointed or designated under s. ~~70.055 or~~ 70.75, or any member of the board of review of any assessment district is guilty of any violation or omission of duty as specified in ss. 70.501 and 70.502, such persons shall be liable in damages to any person who may sustain loss or injury thereby, to the amount of such loss or injury; and any person sustaining such loss or injury shall be entitled to all the remedies given by law in actions for damages for tortious or wrongful acts. This section does not apply to the department of revenue or its employees when appointed or designated under s. ~~70.055 or~~ 70.75.

SECTION 2092. 70.51 (1) of the statutes is amended to read:

70.51 **(1)** The board of review in all 1st class cities conducting assessments under s. 70.991 (3), after they have examined, corrected and completed the assessment roll of said city and not later than the first Monday in November, shall deliver the same to the commissioner of assessments, who shall thereupon reexamine and perfect the same and make out therefrom a complete tax roll in the manner and form provided by law. All laws applicable to any such city relating to the making of such tax rolls shall apply to the making of the tax roll by said commissioner of assessments, except that the work of making said rolls shall be performed by the assessors and such other employees in the commissioner of assessments' office as the commissioner of assessments shall designate. After the completion of said tax roll in the manner provided by law, the commissioner of assessments shall deliver the tax roll to the city treasurer of such city on the 3rd Monday of December in each year.

SECTION 2093. 70.51 (2) of the statutes is amended to read:

70.51 **(2)** The county clerk of any county having a population of 500,000 or more and containing a city of the 1st class that conducts assessments under s. 70.991 (3) shall deliver the county clerk's certificates of apportionment of taxes to the commissioner of assessments instead of the city clerk of such city.

SECTION 2094. 70.57 (1) (a) of the statutes is amended to read:

70.57 **(1)** (a) The department of revenue before August ~~15~~ 1 of each year shall complete the valuation of the property of each county and taxation district of the state. From all the sources of information accessible to it the department shall determine and assess by class the value of all property subject to general property taxation in each county and taxation district. If the department is satisfied that the

assessment by a county or regional assessment unit assessor under s. ~~70.99~~ 70.991 is at full value, it may adopt that value as the state's full value.

SECTION 2095. 70.58 (1) of the statutes is amended to read:

70.58 **(1)** Except as provided in sub. (2), there is levied an annual tax of two-tenths of one mill for each dollar of the assessed valuation of the property of the state as determined by the department of revenue under s. 70.57, for the purpose of acquiring, preserving and developing the forests of the state and for the purpose of forest crop law and county forest law administration and aid payments, ~~for grants to forestry cooperatives under s. 36.56,~~ and for the acquisition, purchase and development of forests described under s. 25.29 (7) (a) and (b), the proceeds of the tax to be paid into the conservation fund. The tax shall not be levied in any year in which general funds are appropriated for the purposes specified in this section, equal to or in excess of the amount which the tax would produce.

SECTION 2096. 70.75 (1) (a) 1. of the statutes is amended to read:

70.75 **(1)** (a) 1. The owners of taxable property in any taxation district, other than an assessment district within the corporate limits of any 1st class city, whose property has an aggregate assessed valuation of not less than 5% of the assessed valuation of all of the property in the district according to the assessment sought to be corrected, may submit to the department of revenue a written petition concerning the assessed valuation of their property. Subject to ~~subd. 2. and~~ sub. (1m), if the department finds that the assessment of property in the taxation district is not in substantial compliance with the law and that the interest of the public will be promoted by a reassessment, the department may order a reassessment of all or of any part of the taxable property in the district to be made by one or more persons appointed for that purpose by the department.

SECTION 2097. 70.75 (1) (a) 2. of the statutes is repealed.

SECTION 2098. 70.75 (1) (b) of the statutes is amended to read:

70.75 **(1)** (b) All assessment personnel appointed under this section in 1974 and thereafter shall have passed an examination and have been certified by the department of revenue as qualified for performing the functions of the office to which appointed. ~~Any person appointed under par. (a) or sub. (3) shall be certified as an expert appraisor as provided in s. 70.055 (1).~~

SECTION 2099. 70.75 (3) of the statutes is amended to read:

70.75 **(3)**SPECIAL SUPERVISION INSTEAD OF REASSESSMENT. Whenever the department determines, after the hearing provided for in sub. (1) ~~or in the determination under s. 70.05 (5) (d)~~, that the assessment complained of was not made in substantial compliance with law but that the interests of all the taxpayers of such district will best be promoted by special supervision of succeeding assessments to the

end that the assessment of such district shall thereafter be lawfully made, it may proceed as follows: It may designate one or more employees of the department or appoint one or more other qualified persons to assist the local assessor in making the assessments to be thereafter made in such district. Any person so appointed may

give all or such part of that person's time to such supervision as, in the judgment of the department, is necessary to complete such assessment in substantial compliance with the law, and in performing such task shall have all the powers given by law to any person designated to make a reassessment ~~and together with the assessor shall constitute an assessment board as defined in s. 70.055~~.

SECTION 2100. 70.85 of the statutes is repealed.

SECTION 2101. 70.855 (3) of the statutes is amended to read:

70.855 **(3)** ASSESSOR DUTY. The assessor ~~of the municipality~~ where the property is located shall use the department's valuation of the property under sub. (2) for determining the property's value on the assessment roll, adjusted, to the best of the assessor's ability, to reflect the assessment ratio of other property located in the municipality.

SECTION 2102. 70.99 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 2103. 70.99 (3) (a) of the statutes is amended to read:

70.99 **(3)** (a) The ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration shall recommend a reasonable salary range for the county assessor for each county based upon pay for comparable work or qualifications in that county. If, by contractual agreement under s. 66.0301, 2 or more counties join to employ one county assessor with the approval of the secretary of revenue, the ~~office~~ division of ~~state employment relations~~ personnel management shall recommend a reasonable salary range for the county assessor under the agreement. The department of revenue shall assist the county in establishing the budget for the county assessor's offices, including the number of personnel and their qualifications, based on the anticipated workload.

SECTION 2104. 70.991 of the statutes is created to read:

70.991 County and regional assessment. (1) Beginning with the property tax assessments as of January 1, 2017, each county shall assess all parcels of real and personal property located within its boundaries, except for parcels assessed under sub. (2) or (3) or under s. 70.855 or 70.995.

(2) (a) Two or more counties may form a regional assessment unit if every county in the regional assessment unit is contiguous with at least one other county in the unit. A regional assessment unit shall perform all the assessment activities that a county performs under sub. (1).

(b) A county may enact an ordinance to form a regional assessment unit. The ordinance shall specify the composition and operating standards of the regional assessment unit, including all of the following:

1. The procedure for hiring and removing the regional assessment administrator.

2. Timelines and assessment standards consistent with the timelines and standards published by the department of revenue, including a standardized contract for assessors who the regional assessment unit hires pursuant to a contract.

3. The procedures for allowing a county to join the regional assessment unit and for terminating a county's participation in the regional assessment unit.

4. The number of county residents who will serve on the regional board of review.

5. The compensation for regional board of review members.

6. Other requirements to ensure the proper administration of the regional assessment unit's assessments and operations, as determined by the secretary of revenue.

---

(3) (a) A 1st or 2nd class city that is assessing the property within its boundaries as of January 1, 2015, may continue to assess that property, except that the city shall become subject to assessment by the county or regional assessment unit in which the city is located if during any subsequent year the city fails to employ at least 75 percent of the staff it employed in 2015 who are directly involved with assessing property, not including clerical positions, or the city fails to assess all property at full value. The assessor shall assess property classified as agricultural under s. 70.32 (2) (a) 4., undeveloped under s. 70.32 (2) (a) 5., or agricultural forest under s. 70.32 (2) (a) 5m, consistent with standards established in this chapter. If a city becomes subject to county or regional assessment unit assessments under this paragraph, the county or regional assessment unit shall conduct all subsequent assessments.

(b) A 1st or 2nd class city that elects to conduct its own assessments, consistent with par. (a), shall, no later than September 15, 2015, notify the board of the county in which the city is located of its election to conduct assessments independently of the county or regional assessment unit.

(c) Beginning with the property tax assessments as of January 1, 2017, if a 1st or 2nd class city conducting its own assessments under par. (a) elects to have the county or regional assessment unit assess the property within the city's boundaries, the city shall notify the board of the county or counties in which the city is located no later than the first Monday in February of the year prior to the year in which the county or regional assessment unit shall conduct assessments. If a city elects to

have
the county or regional assessment unit conduct its assessments, the county or regional assessment unit shall conduct all subsequent assessments.

---

(4) (a)Each county or regional assessment unit shall employ an assessment administrator. No individual may serve as an assessment administrator under this subsection unless he or she satisfies the standards established by the department of
revenue. An assessment administrator employed under this subsection shall maintain his or her assessment certification in the manner determined by the department of revenue. For purposes of this subsection, the assessment administrator is an employee of the county or, in the case of a regional assessment unit, an employee of the most populous county in the regional assessment unit, unless otherwise specified in the ordinance adopted under sub. (2) to form the unit.

(b) The assessment administrator employed under par. (a) may employ a staff
of individuals who work pursuant to a contract or who are individuals employed by the county or any county in the regional assessment unit. No assessment administrator and no member of the administrator's staff, regardless of whether they are county employees or working pursuant to a contract, may serve as a member
of a county or regional board of review.

(c) The assessment administrator shall develop standards and procedures for
the county or regional assessment unit employees consistent with guidance and standards published by the department of revenue, including the maximum number
of parcels an assessor may assess in a year and the standards and procedures for the
sales verification process. Each county or regional assessment administrator shall participate in continuing education as determined by the department.

(5) (a) For purposes of this section, the assessment administrator is the chief
officer responsible for determining the property values in the county or region and shall meet the standards determined by the department of revenue.

(b) The assessment administrator shall submit the full values of all parcels assessed under sub. (1) for the county or regional assessment unit to the department
of revenue annually by the 2nd Monday in June.

(c) The department of revenue shall audit and correct the values reported under par. (b).

(d) The department of revenue shall then publish the values determined under
par. (c) as the full values no later than August 1 of each year, beginning in 2017. The
full values shall be considered the equalized values under this chapter.

(6) (a) The assessment administrator for a county or regional assessment unit shall determine the costs of operating the county or regional assessment unit office and report the amount to the financial administrator of the county or of each county of the county regional assessment unit.

(b) The county or the counties of the regional assessment unit shall charge each municipality for which the county or regional assessment unit performs assessments a proportionate share of the cost to administer the assessments. The amount that a county may charge a municipality under this paragraph may not exceed an amount equal to 95 percent of the amount the municipality paid to conduct its own assessments in 2015, increased by the municipality's valuation factor, as defined in s. 66.0602 (1) (d) for all years after 2015. If a county charges a municipality under this paragraph, the municipality shall pay the charge by the deadline established by the county or regional assessment unit.

SECTION 2105. 70.995 (8) (f) of the statutes is amended to read:

70.995 **(8)** (f) No manufacturing property assessment may be reviewed in a proceeding under s. 70.75 ~~or 70.85~~, but such assessment may be reviewed in reassessment proceedings under s. 70.75 (1).

SECTION 2106. 70.995 (11) of the statutes is amended to read:

70.995 **(11)**~~If any county appoints a county assessor under s. 70.99~~ With regard to county and regional assessment unit assessors, the department of revenue shall ~~nevertheless~~ assess the property described in subs. (1) and (2) and shall continue to assess such property when required by this section, and the notice to the municipal assessor required by sub. (6) shall, in such case be made directly to the county or regional assessment unit assessor.

SECTION 2107. 71.01 (6) (a) of the statutes is repealed.

SECTION 2108. 71.01 (6) (g) of the statutes is amended to read:

71.01 **(6)** (g) 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, 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 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 P.L. 113-168, 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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168. 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 P.L. 113-168, 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, and P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2109. 71.01 (6) (h) of the statutes is amended to read:

71.01 **(6)** (h) For taxable years that begin after December 31, 2010, and before January 1, 2013, 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 amended by section 902 of P.L. 112-240 and
by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168. 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, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2110. 71.01 (6) (i) of the statutes is amended to read:

71.01 **(6)** (i) For taxable years that begin after December 31, 2012, and before January 1, 2014, 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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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 amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and 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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106-573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111-148, sections 1403 and 1407 of P.L. 111-152, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141 do not apply for taxable years beginning before January 1, 2013. 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, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2111. 71.01 (6) (j) of the statutes is created to read:

71.01 **(6)** (j) 1. For taxable years beginning after December 31, 2013, for individuals 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, 2013, except as provided in subds. 2. and 3. and subject to subd. 4.

2. For purposes of this paragraph, "Internal Revenue Code" does not include the following provisions of federal public laws for taxable years beginning after December 31, 2013: section 13113 of P.L 103-66; sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422 of P.L 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; sections 15303 and 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L. 111-312; section 1106 of P.L. 112-95; and sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240.

3. For purposes of this paragraph, "Internal Revenue Code" does not include amendments to the federal Internal Revenue Code enacted after December 31, 2013, except that "Internal Revenue Code" includes the provisions of the following federal public laws:

a. P.L. 113-97.

b. P.L. 113-159.

c. P.L. 113-168.

4. For purposes of this paragraph, the provisions of federal public laws that directly or indirectly affect the Internal Revenue Code, as defined in this paragraph, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2112. 71.05 (1) (c) 1. of the statutes is amended to read:

71.05 **(1)** (c) 1. The Wisconsin Housing and Economic Development Authority under s. 234.65, 2013 stats., if the bonds are used to fund an economic development loan to finance construction, renovation, or development of property that would be exempt under s. 70.11 (36).

SECTION 2113. 71.05 (1) (c) 1m. of the statutes is amended to read:

71.05 **(1)** (c) 1m. The Wisconsin Housing and Economic Development Authority under s. 234.08, 2013 stats., or s. 234.61, 2013 stats., on or after January 1, 2004, or the Forward Wisconsin Development Authority under s. 235.609 or 235.61, if the

bonds or notes are issued to fund multifamily affordable housing projects or elderly housing projects.

SECTION 2114. 71.05 (1) (c) 6m. of the statutes is created to read:

71.05 **(1)** (c) 6m. The state under s. 16.527 (3) (d) to assist a local sports and entertainment district created under subch. VI of ch. 229.

SECTION 2115. 71.05 (1) (c) 6p. of the statutes is created to read:

71.05 **(1)** (c) 6p. A local unit under one of the provisions specified in s. 229.863 (3) to assist a local sports and entertainment district created under subch. VI of ch. 229.

SECTION 2116. 71.05 (1) (c) 10. a. of the statutes is amended to read:

71.05 **(1)** (c) 10. a. The bonds or notes are used to fund multifamily affordable housing projects or elderly housing projects in this state, and the Forward Wisconsin ~~Housing and Economic~~ Development Authority has the authority to issue its bonds or notes for the project being funded.

SECTION 2117. 71.05 (1) (c) 12. of the statutes is amended to read:

71.05 **(1)** (c) 12. The Forward 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), 2013 stats., or s. 235.75 (4).

SECTION 2118. 71.05 (6) (a) 15. of the statutes is amended to read:

71.05 **(6)** (a) 15. Except as provided under s. 71.07 (3p) (c) 5., 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), (3y), (4k), (4n), (5e), (5f), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), 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 2119. 71.05 (6) (b) 11. of the statutes is repealed.

SECTION 2120. 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses and mandatory student fees for a student who is the claimant or who is the claimant's child and the claimant's dependent who is claimed under section 151 (c) of the Internal Revenue Code, to attend any university, college, technical college or a school ~~approved~~ authorized under s. ~~38.50~~ 440.52, that is located in Wisconsin or to attend a public vocational school or public institution of higher education in Minnesota under the Minnesota-Wisconsin reciprocity agreement under s. 39.47, calculated as follows:

SECTION 2121. 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses and mandatory student fees for a student who is the claimant or who is the claimant's child and the claimant's dependent who is claimed under section 151 (c) of the Internal Revenue Code, to attend any university, college, technical college or a school approved under s. 38.50, that is located in Wisconsin or to attend a public vocational school or public institution of higher education in Minnesota under ~~the~~ a Minnesota-Wisconsin reciprocity agreement under s. ~~39.47~~ 36.27 (7), calculated as follows:

SECTION 2122. 71.05 (6) (b) 28. a. of the statutes is amended to read:

71.05 **(6)** (b) 28. a. Subject to subd. 28. am., an amount equal to one of the following per student for each year to which the claim relates: for taxable years beginning before January 1, 2009, not more than twice the average amount charged by the board of regents of the University of Wisconsin System Authority at 4-year institutions for resident undergraduate academic fees for the most recent fall semester, as determined by the board of regents by September 1 of that semester; for taxable years beginning after December 31, 2008, and subject to subd. 28. am., $6,000.

SECTION 2123. 71.05 (6) (b) 28. am. of the statutes is amended to read:

71.05 **(6)** (b) 28. am. Notwithstanding subd. 28. a., for taxable years beginning after December 31, 2008, the department of revenue and the Board of Regents of the University of Wisconsin System Authority shall continue making the calculation described under subd. 28. a. Notwithstanding subd. 28. a., once this calculation exceeds $6,000, the deduction for tuition expenses and mandatory student fees, as described in subd. 28. (intro.), shall be based on an amount equal to not more than twice the average amount charged by the Board of Regents of the University of Wisconsin System Authority at 4-year institutions for resident undergraduate academic fees for the most recent fall semester, as determined by the Board of Regents by September 1 of that semester, per student for each year to which the claim relates, and the deduction that may be claimed under this subd. 28. am. first applies to taxable years beginning on the January 1 after the calculation of the Board of Regents, that must occur by September 1, exceeds $6,000.

SECTION 2124. 71.05 (6) (b) 47. b. of the statutes is amended to read:

71.05 **(6)** (b) 47. b. With respect to partners and members of limited liability companies, for taxable years beginning after December 31, 2010, and before January 1, 2014, for 2 consecutive taxable years beginning with the taxable year in which

the partnership's or limited liability company's business locates to this state from another state or another country and begins doing business in this state, as defined in s. 71.22 (1r), and subject to the limitations provided under subd. 47. d., dm., and e., the partner's or member's distributive share of 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), (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), multiplied by the apportionment fraction determined in s. 71.04 (4) and subject to s. 71.04 (7) or by separate accounting. No amounts subtracted under this subd. 47. b. may be included in the modification under par. (b) 9. or 9m.

SECTION 2125. 71.07 (2dd) of the statutes is repealed.

SECTION 2126. 71.07 (2de) of the statutes is repealed.

SECTION 2127. 71.07 (2di) of the statutes is repealed.

SECTION 2128. 71.07 (2dj) of the statutes is repealed.

SECTION 2129. 71.07 (2dL) of the statutes is repealed.

SECTION 2130. 71.07 (2dm) (a) 1. of the statutes is amended to read:

71.07 **(2dm)** (a) 1. "Certified" means entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 235.395 (5), 235.398 (5), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (5), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2131. 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. 235.395 (1) (e) and (f) or 235.398 or s. 238.395 (1) (e) and (f), 2013 stats., or s. 238.398, 2013 stats., or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

SECTION 2132. 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 or the Forward Wisconsin Development Authority 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 2133. 71.07 (2dm) (f) 1. of the statutes is amended to read:

71.07 **(2dm)** (f) 1. A copy of the verification that the claimant may claim tax benefits under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., or is certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3) , 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2134. 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 or the Forward Wisconsin Development Authority verifying the purchase price of the investment and verifying that the investment fulfills the requirements under par. (b).

SECTION 2135. 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. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s.

560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income.

SECTION 2136. 71.07 (2dm) (j) of the statutes is amended to read:

71.07 **(2dm)** (j) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., 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. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2137. 71.07 (2dm) (k) of the statutes is amended to read:

71.07 **(2dm)** (k) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2138. 71.07 (2dr) of the statutes is repealed.

SECTION 2139. 71.07 (2ds) of the statutes is repealed.

SECTION 2140. 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. 235.30 or s. 238.30, 2013 stats., or s. 560.70, 2009 stats., a development opportunity zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats., an enterprise development zone under s. 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009 stats., an agricultural development zone under s. 235.398 or s. 238.398, 2013 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

SECTION 2141. 71.07 (2dx) (a) 3. of the statutes is amended to read:

71.07 **(2dx)** (a) 3. "Environmental remediation" means removal or containment of environmental pollution, as defined in s. 299.01 (4), and restoration

of soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in a brownfield if that removal, containment or restoration fulfills the requirement under sub. (2de) (a) 1., 2013 stats., and investigation unless the investigation determines that remediation is required and that remediation is not undertaken.

SECTION 2142. 71.07 (2dx) (a) 4. of the statutes is amended to read:

71.07 **(2dx)** (a) 4. "Full-time job" has the meaning given in s. ~~238.30~~ 235.30 (2m).

SECTION 2143. 71.07 (2dx) (a) 5. of the statutes is amended to read:

71.07 **(2dx)** (a) 5. "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under sub. (2dj) (am) 3., 2013 stats, by a designated local agency, as defined in sub. (2dj) (am) 2., 2013 stats.

SECTION 2144. 71.07 (2dx) (b) (intro.), 2., 3., 4. and 5. of the statutes are 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. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., for any taxable year for which the person is entitled under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3). 235.397 (4), 235.398 (3), or 235.3995 or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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:

2. The amount determined by multiplying the amount determined under s. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., 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) for those jobs.

3. The amount determined by multiplying the amount determined under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., 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) for those jobs.

4. The amount determined by multiplying the amount determined under s. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785 (1) (bm), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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. 235.397 or s. 238.397, 2013 stats., 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) for those jobs.

5. The amount determined by multiplying the amount determined under s. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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) for those jobs.

SECTION 2145. 71.07 (2dx) (be) of the statutes is amended to read:

71.07 **(2dx)** (be) *Offset.* A claimant in a development zone under s. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., 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 2146. 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. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., 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 2147. 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. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013

---

stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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. 235.395 (3) or s. 238.395 (3), 2013 stats., 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 2148. 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. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (4), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2149. 71.07 (2dx) (e) of the statutes is renumbered 71.07 (2dx) (e) 1.
and amended to read:

71.07 **(2dx)** (e) 1. 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. ~~Subsection (2dj) (e), as it applies to the credit under sub. (2dj), 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 department of commerce's verification of their expenses.

SECTION 2150. 71.07 (2dx) (e) 2. of the statutes is created to read:

71.07 **(2dx)** (e) 2. The credit under this subsection may not be claimed by partnerships, limited liability companies and tax-option corporations 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 shall provide that information to each of its shareholders, partners or members. That credit may be claimed by partners, members of limited liability companies and shareholders of tax-option corporations in proportion to their ownership interests.

SECTION 2151. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2152. 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. 235.301 to 235.306 or ss. 238.301 to 238.306 , 2013 stats., or ss. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before January 1, 2016, 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. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2153. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 235.303 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

SECTION 2154. 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. 235.303 or s. 238.303, 2013 stats., 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 2155. 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. 235.305 or s. 238.305, 2013 stats., or s. 560.705, 2009 stats., or if a claimant becomes ineligible

for tax benefits under s. 235.302 or s. 238.302, 2013 stats., 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 2156. 71.07 (2dy) (d) 4. of the statutes is created to read:

71.07 **(2dy)** (d) 4. Credits claimed under this subsection for taxable years beginning after December 31, 2008, and before January 1, 2016, may be carried forward for taxable years beginning after December 31, 2015.

SECTION 2157. 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 235.23 and s. 238.23, 2013 stats., and s. 560.96, 2009 stats., a business that is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., 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. 235.23 (3) (c) or s. 238.23 (3) (c), 2013 stats., or s. 560.96 (3) (c), 2009 stats.:

SECTION 2158. 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~~ Forward Wisconsin Development Authority of all claims under this subsection.

SECTION 2159. 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. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.

SECTION 2160. 71.07 (3g) (f) 1. of the statutes is amended to read:

71.07 **(3g)** (f) 1. A copy of the verification that the claimant's business is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats., and that the business has entered into an agreement under s. 235.23 (3) (d) or s. 238.23 (3) (d), 2013 stats., or s. 560.96 (3) (d), 2009 stats.

SECTION 2161. 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 or the Forward Wisconsin Development Authority 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 2162. 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. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009 stats.

SECTION 2163. 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~~ 235.16 (1) (b) who satisfies the wage requirements under s. ~~238.16~~ 235.16 (3) (a) or (b).

SECTION 2164. 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. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 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 ss. 71.02 and 71.08 any of the following:

SECTION 2165. 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 Forward Wisconsin Development Authority under s. 235.16 or the Wisconsin Economic Development Corporation under s. 238.16, 2013 stats., or the department of commerce under s. 560.2055, 2009 stats.

SECTION 2166. 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. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats., to undertake the training activities described under s. 235.16 (3) (c) or s. 238.16 (3) (c), 2013 stats., or s. 560.2055 (3) (c), 2009 stats.

SECTION 2167. 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. 235.16 (2) or s. 238.16 (2) , 2013 stats., or s. 560.2055 (2), 2009 stats.

SECTION 2168. 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), 2013 stats., or s. 560.205 (3) (d), 2009 stats.

SECTION 2169. 71.07 (3q) (d) 3. of the statutes is created to read:

71.07 **(3q)** (d) 3. Credits claimed under this subsection for taxable years beginning after December 31, 2008, and before January 1, 2016, may be carried forward for taxable years beginning after December 31, 2015.

SECTION 2170. 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. 235.399 (5) or s. 238.399 (5), 2013 stats., or s. 560.799 (5), 2009 stats., and who files a claim under this subsection.

SECTION 2171. 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. 235.399 (1) (am) or s. 238.399 (1) (am), 2013 stats., or s. 560.799 (1) (am), 2009 stats.

SECTION 2172. 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. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats**.**

SECTION 2173. 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 under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats**.**

SECTION 2174. 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 under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2175. 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. 235.399 or s. 238.399, 2013 stats., 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 2176. 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 under s. 235.399 or s. 238.399 , 2013 stats., or s. 560.799, 2009 stats., not to exceed 7 percent.

SECTION 2177. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 or s. 238.399, 2013 stats., 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 2178. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 or s. 238.399, 2013 stats., 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 the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage 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 2179. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 (5m) or s. 238.399 (5m), 2013 stats., or s. 560.799 (5m), 2009 stats.

SECTION 2180. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399

---

(5) (e) or s. 238.399 (5) (e), 2013 stats., 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 2181. 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. 235.399 (5) or (5m) or s. 238.399 (5) or (5m), 2013 stats., or s. 560.799 (5) or (5m), 2009 stats.

SECTION 2182. 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 or the Forward Wisconsin Development Authority.

SECTION 2183. 71.07 (3y) of the statutes is created to read:

71.07 **(3y)** BUSINESS DEVELOPMENT CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means a person certified to receive tax benefits under s. 235.308.

2. "Eligible position" has the meaning given in s. 235.308 (1) (a).

(b) *Filing claims.* Subject to the limitations provided in this subsection and s. 235.308, for taxable years beginning after December 31, 2015, a claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08 all of the following:

1. The amount of wages that the claimant paid to an employee in an eligible position in the taxable year, not to exceed 10 percent of such wages, as determined by the Forward Wisconsin Development Authority under s. 235.308.

---

2. The amount of wages that the claimant paid to an employee in an eligible position in the taxable year, not to exceed 5 percent of such wages, if the employee

is employed in an eligible position at the claimant's business in an economically distressed area, as determined by the Forward Wisconsin Development Authority.

3. The amount of training costs that the claimant incurred under s. 235.305 (4) (a) 3., not to exceed 50 percent of such costs, as determined by the Forward Wisconsin Development Authority.

4. The amount of the personal property investment, not to exceed 3 percent of such investment, and the amount of the real property investment, not to exceed 5 percent of such investment, in a capital investment project that satisfies s. 235.308 (4) (a) 4., as determined by the Forward Wisconsin Development Authority.

(c) *Limitations.* 1. 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 payment of amounts 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.

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. 235.308.

(d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection.

---

2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise due under ss. 71.02 and 71.08, the amount of the claim not used to offset the tax due shall be certified by the department of revenue to the department of administration for payment by check, share draft, or other draft drawn from the appropriation account under s. 20.835 (2) (bg).

SECTION 2184. 71.07 (4k) (b) 1. of the statutes is amended to read:

71.07 **(4k)** (b) 1. Subject to the limitations provided in this subsection, and except as provided in subds. 2. and 3., for taxable years beginning after December 31, 2012, an individual, a partner of a partnership, a shareholder of a tax-option corporation, or a member of a limited liability company may claim a credit against the tax imposed under s. 71.02 or 71.08, as allocated under par. (d), an amount equal to 5 percent of the amount obtained by subtracting from the individual's, partnership's, tax-option corporation's, or limited liability company's qualified research expenses, as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses" includes only expenses incurred by the individual, partnership, tax-option corporation, or the limited liability company, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (c), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (2dj) and~~ sub. (2dx), the entity's base amount, as defined in section 41 (c) of the Internal Revenue Code, except
that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under ss. 71.04 (7) (b) 1. and 2., (df), (dh), (dj), and

(dk). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this subdivision.

SECTION 2185. 71.07 (4k) (b) 2. of the statutes is amended to read:

71.07 **(4k)** (b) 2. For taxable years beginning after December 31, 2012, an individual, a partner of a partnership, a shareholder of a tax-option corporation, or a member of a limited liability company may claim a credit against the tax imposed under s. 71.02, as allocated under par. (d), an amount equal to 10 percent of the amount obtained by subtracting from the individual's, partnership's, tax-option corporation's, or limited liability company's qualified research expenses, as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses"
includes only expenses incurred by the individual, partnership, tax-option corporation, or limited liability company for research related to designing internal combustion engines for vehicles, including expenses related to designing vehicles that are powered by such engines and improving production processes for such engines and vehicles, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (c), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (2dj) and~~ sub. (2dx), the entity's base amount, as defined in section 41 (c) of the Internal Revenue Code, except that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under ss. 71.04 (7) (b) 1. and 2., (df), (dh), (dj), and (dk). Section 41 (h) of the Internal Revenue
Code does not apply to the credit under this subdivision.

SECTION 2186. 71.07 (4k) (b) 3. of the statutes is amended to read:

71.07 **(4k)** (b) 3. For taxable years beginning after December 31, 2012, an individual, a partner of a partnership, a shareholder of a tax-option corporation, or a member of a limited liability company may claim a credit against the tax imposed under s. 71.02, as allocated under par. (d), an amount equal to 10 percent of the amount obtained by subtracting from the individual's, partnership's, tax-option corporation's, or limited liability company's qualified research expenses, as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses"
includes only expenses incurred by the individual, partnership, tax-option

corporation, or limited liability company for research related to the design and manufacturing of energy efficient lighting systems, building automation and control systems, or automotive batteries for use in hybrid-electric vehicles, that reduce the demand for natural gas or electricity or improve the efficiency of its use, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (c), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (2dj) and~~ sub. (2dx), the entity's base amount, as defined in section 41 (c) of the Internal Revenue Code, except that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under ss. 71.04 (7) (b) 1. and 2., (df), (dh), (dj), and (dk). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this subdivision.

SECTION 2187. 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. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

SECTION 2188. 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. 235.15 or s. 238.15, 2013 stats., 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. 235.15 or s. 238.15 (1), 2013 stats., or s. 560.205 (1), 2009 stats.

SECTION 2189. 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~~ Forward Wisconsin Development Authority 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 2190. 71.07 (5b) (d) 3. of the statutes is amended to read:

71.07 **(5b)** (d) 3. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for

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 2191. 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 2192. 71.07 (5d) (a) 1. (intro.) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 under s. 235.15 or s. 238.15, 2013 stats., or s. 560.205, 2009 stats., that is made by any of the following:

SECTION 2193. 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~~ Forward Wisconsin Development Authority, a natural person, or fiduciary.

SECTION 2194. 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. 235.15 (1) or s. 238.15 (1), 2013 stats., or s. 560.205 (1), 2009 stats.

SECTION 2195. 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. 235.15 or s. 238.15, 2013 stats., 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 2196. 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, or the Forward Wisconsin Development Authority, an amount equal to 12.5 percent of the claimant's bona fide angel investment made directly in a qualified new business venture.

SECTION 2197. 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, or the Forward Wisconsin Development Authority, an

amount equal to 25 percent of the claimant's bona fide angel investment made directly in a qualified new business venture.

SECTION 2198. 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. 235.15 (1) or s. 238.15 (1), 2013 stats., or s. 560.205 (1), 2009 stats.

SECTION 2199. 71.07 (5d) (d) 1. of the statutes is amended to read:

71.07 **(5d)** (d) 1. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for 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 2200. 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~~ financial institutions and professional standards designates by rule as a diesel replacement renewable fuel.

SECTION 2201. 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~~ financial institutions and professional standards designates by rule as a gasoline replacement renewable fuel.

SECTION 2202. 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~~ financial institutions and professional standards 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 2203. 71.07 (5n) (a) 1. a. of the statutes is amended to read:

71.07 **(5n)** (a) 1. a. "Agriculture property factor" means a fraction, the numerator of which is the average value of the claimant's real property and improvements assessed under s. 70.32 (2) (a) 4. to 7., owned or rented and used in this state by the claimant during the taxable year to produce, grow, or extract

qualified production property, and the denominator of which is the average value of all of the claimant's real property and improvements owned or rented during the

taxable year and used by the claimant to produce, grow, or extract qualified production property.

SECTION 2204. 71.07 (5n) (a) 3. of the statutes is amended to read:

71.07 **(5n)** (a) 3. "Direct costs" includes all of the claimant's ordinary and necessary expenses paid or incurred during the taxable year in carrying on the trade or business that are deductible as business expenses under ~~section 162 of~~ the Internal Revenue Code and identified as direct costs in the claimant's managerial or cost accounting records.

SECTION 2205. 71.07 (5n) (a) 4. of the statutes is amended to read:

71.07 **(5n)** (a) 4. "Indirect costs" includes all of the claimant's ordinary and necessary expenses paid or incurred during the taxable year in carrying on the trade or business that are deductible as business expenses under ~~section 162 of~~ the Internal Revenue Code, other than cost of goods sold and direct costs, and identified as indirect costs in the claimant's managerial or cost accounting records.

SECTION 2206. 71.07 (5n) (a) 5. d. of the statutes is created to read:

71.07 **(5n)** (a) 5. d. For purposes of subd. 5. a., a claimant who the department approves to be classified as a manufacturer for purposes of s. 70.995, but who is not eligible to be listed on the department's manufacturing roll until January 1 of the following year, may claim the credit in the year in which the manufacturing classification is approved.

SECTION 2207. 71.07 (5r) (a) 2. of the statutes is amended to read:

71.07 **(5r)** (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.52 (1) (c).

SECTION 2208. 71.07 (5r) (a) 6. b. of the statutes is amended to read:

71.07 **(5r)** (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the delivery of education occurs in this state.

SECTION 2209. 71.07 (9m) (a) 3. of the statutes is amended to read:

71.07 **(9m)** (a) 3. ~~For~~ Except as provided in par. (k), for taxable years beginning after December 31, 2013, and before January 1, 2015, any person may claim as a credit against taxes otherwise due under s. 71.02 or 71.08, up to the amount of those taxes, an amount equal to 20 percent of the costs of qualified rehabilitation expenditures, as defined in section 47 (c) (2) of the Internal Revenue Code, for qualified rehabilitated buildings, as defined in section 47 (c) (1) of the Internal Revenue Code, on property located in this state, if the cost of the person's qualified rehabilitation expenditures is at least $50,000 and the rehabilitated property is

placed in service after December 31, 2013, and before January 1, 2015, and regardless of whether the rehabilitated property is used for multiple or revenue-producing purposes. No credit may be claimed under this subdivision for property listed as a contributing building in the state register of historic places or in the national register of historic places and no credit may be claimed under this subdivision for nonhistoric, nonresidential property converted into housing if the property has been previously used for housing.

SECTION 2210. 71.07 (9m) (c) (intro.) of the statutes is amended to read:

71.07 **(9m)** (c) (intro.) No person may claim the credit under par. (a) 2m. unless the claimant includes with the claimant's return a copy of the claimant's certification under s. ~~238.17~~ 235.17. For certification purposes under s. ~~238.17~~ 235.17, the claimant shall provide to the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority all of the following:

SECTION 2211. 71.07 (9m) (i) of the statutes is created to read:

71.07 **(9m)** (i) 1. a. Except as provided in subd. 1. b., if the activity for which a person claims a credit under this subsection creates fewer full-time jobs than projected under s. 235.17 (3) (a), as reported to the department under s. 235.17 (4), the person who claimed the credit shall repay to the department any amount of the credit claimed, as determined by the department, in proportion to the number of full-time jobs created compared to the number of full-time jobs projected.

b. For purposes of subd. 1. a., the person who initially sells or transfers a credit under par. (h) is responsible for repaying the credit.

2. If a person who claims a credit under this subsection and a credit under section 47 of the Internal Revenue Code for the same qualified rehabilitation expenditures is required to repay the full amount of the credit claimed under section 47 of the Internal Revenue Code, the person shall repay to the department the amount of the credit claimed under this subsection.

SECTION 2212. 71.07 (9m) (k) of the statutes is created to read:

71.07 **(9m)** (k) A person who has incurred qualified rehabilitation expenditures under par. (a) 3. before January 1, 2015, may claim the credit under par. (a) 3. for taxable years beginning after December 31, 2014, even if the property is not placed in service until after December 31, 2014.

SECTION 2213. 71.08 (1) (intro.) of the statutes is amended to read:

71.08 **(1)** IMPOSITION. (intro.) If the tax imposed on a natural person, married couple filing jointly, trust, or estate under s. 71.02, not considering the credits under ss. 71.07 (1), ~~(2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds),~~ (2dx), (2dy), (3m), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t), (3w), (3y), (4k), (5b), (5d), (5e), (5f), (5h), (5i), (5j), (5n), (6), (6e), (8r), (9e), (9m), and (9r), 71.28 ~~(1dd), (1de), (1di), (1dj), (1dL), (1ds),~~ (1dx),

(1dy), (2m), (3), (3n), (3t), and (3w), 71.47 ~~(1dd), (1de), (1di), (1dj), (1dL), (1ds),~~ (1dx),

(1dy), (2m), (3), (3n), (3t), and (3w), 71.57 to 71.61, and 71.613 and subch. VIII and payments to other states under s. 71.07 (7), is less than the tax under this section, there is imposed on that natural person, married couple filing jointly, trust or estate,

instead of the tax under s. 71.02, an alternative minimum tax computed as follows:

SECTION 2214. 71.10 (4) (gd) of the statutes is repealed.

SECTION 2215. 71.10 (4) (ge) of the statutes is repealed.

SECTION 2216. 71.10 (4) (gg) of the statutes is repealed.

SECTION 2217. 71.10 (4) (gm) of the statutes is repealed.

SECTION 2218. 71.10 (4) (gn) of the statutes is repealed.

SECTION 2219. 71.10 (4) (gr) of the statutes is repealed.

SECTION 2220. 71.10 (4) (gs) of the statutes is repealed.

SECTION 2221. 71.10 (4) (gt) of the statutes is repealed.

SECTION 2222. 71.10 (4) (i) of the statutes is amended to read:

71.10 **(4)** (i) The total of claim of right credit under s. 71.07 (1), farmland preservation credit under ss. 71.57 to 71.61, farmland preservation credit, 2010 and beyond under s. 71.613, homestead credit under subch. VIII, farmland tax relief credit under s. 71.07 (3m), dairy manufacturing facility investment credit under s. 71.07 (3p), jobs tax credit under s. 71.07 (3q), meat processing facility investment credit under s. 71.07 (3r), woody biomass harvesting and processing credit under s. 71.07 (3rm), food processing plant and food warehouse investment credit under s. 71.07 (3rn), business development credit under s. 71.07 (3y), film production services credit under s. 71.07 (5f), film production company investment credit under s. 71.07 (5h), veterans and surviving spouses property tax credit under s. 71.07 (6e), enterprise zone jobs credit under s. 71.07 (3w), beginning farmer and farm asset

owner tax credit under s. 71.07 (8r), earned income tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09, and taxes withheld under subch. X.

SECTION 2223. 71.10 (5f) (h) (intro.) of the statutes is amended to read:

71.10 **(5f)** (h) *Certification of amounts.* (intro.) Annually, on or before September 15, the secretary of revenue shall certify to the Board of Regents of the University of Wisconsin System Authority, the Medical College of Wisconsin, Inc., the department of administration, and the state treasurer:

SECTION 2224. 71.10 (5f) (i) of the statutes is amended to read:

71.10 **(5f)** (i) *Appropriations.* From the moneys received from designations for the 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) (k)~~ paid to the University of Wisconsin

System Authority for cancer research conducted by the University of Wisconsin Carbone Cancer Center.

SECTION 2225. 71.10 (5h) (h) (intro.) of the statutes is amended to read:

71.10 **(5h)** (h) *Certification of amounts.* (intro.) Annually, on or before September 15, the secretary of revenue shall certify to the Board of Regents of the University of Wisconsin System Authority, the Medical College of Wisconsin, Inc., the department of administration, and the state treasurer all of the following:

SECTION 2226. 71.10 (5h) (i) of the statutes is amended to read:

71.10 **(5h)** (i) *Appropriations.* 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 account under s. 20.250 (2) (h) and an amount equal to 50 percent shall be ~~credited to the appropriation account under s. 20.285 (1) (k)~~ paid to the University of Wisconsin System Authority for the use specified under s. 255.054 (1).

SECTION 2227. 71.21 (4) (a) of the statutes is amended to read:

71.21 **(4)** (a) The amount of the 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), (3y), (4k), (4n), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), and (8r) and passed through to partners shall be added to the partnership's income.

SECTION 2228. 71.22 (4) (a) of the statutes is repealed.

SECTION 2229. 71.22 (4) (g) of the statutes is amended to read:

71.22 **(4)** (g) 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, 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 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 P.L. 113-168, 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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168. 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 P.L. 113-168, 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, and P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2230. 71.22 (4) (h) of the statutes is amended to read:

71.22 **(4)** (h) 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, and before January 1, 2013, 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 amended by section 902 of P.L. 112-240 and by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168. 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, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2231. 71.22 (4) (i) of the statutes is amended to read:

71.22 **(4)** (i) 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, 2012, and before January 1, 2014, 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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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 amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, and as

indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and 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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106-573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111-148, sections 1403 and 1407 of P.L. 111-152, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141 do not apply for taxable years beginning before January 1, 2013. 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, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, and changes

that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2232. 71.22 (4) (j) of the statutes is created to read:

71.22 **(4)** (j) 1. For taxable years beginning after December 31, 2013, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2013, except as provided in subds. 2. and 3. and subject to subd. 4., and except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2).

2. For purposes of this paragraph, "Internal Revenue Code" does not include the following provisions of federal public laws for taxable years beginning after December 31, 2013: section 13113 of P.L 103-66; sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422 of P.L 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; sections 15303 and 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L. 111-312; section 1106 of P.L. 112-95; and sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240.

3. For purposes of this paragraph, "Internal Revenue Code" does not include amendments to the federal Internal Revenue Code enacted after December 31, 2013, except that "Internal Revenue Code" includes the provisions of the following federal public laws:

a. P.L. 113-97.

b. P.L. 113-159.

c. P.L. 113-168.

4. For purposes of this paragraph, the provisions of federal public laws that directly or indirectly affect the Internal Revenue Code, as defined in this paragraph, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2233. 71.22 (4m) (a) of the statutes is repealed.

SECTION 2234. 71.22 (4m) (g) of the statutes is amended to read:

71.22 **(4m)** (g) 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, 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 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 P.L. 113-168, 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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168. 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 P.L. 113-168, 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, and P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2235. 71.22 (4m) (h) of the statutes is amended to read:

71.22 **(4m)** (h) For taxable years that begin after December 31, 2010, and before January 1, 2013, "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 amended by section 902 of P.L. 112-240 and
by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168. 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, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2236. 71.22 (4m) (i) of the statutes is amended to read:

71.22 **(4m)** (i) For taxable years that begin after December 31, 2012, and before January 1, 2014, "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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021,
9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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 amended
by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L.
113-168, 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. 106-573, 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, 9004,

9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and 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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106-573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111-148, sections 1403 and 1407 of P.L. 111-152, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141 do not apply for taxable years beginning before January 1, 2013. 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, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, and changes that indirectly affect the provisions applicable to this

subchapter made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2237. 71.22 (4m) (j) of the statutes is created to read:

71.22 **(4m)** (j) 1. For taxable years beginning after December 31, 2013, "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, 2013, except as provided in subds. 2. and 3. and subject to subd. 4.

2. For purposes of this paragraph, "Internal Revenue Code" does not include the following provisions of federal public laws for taxable years beginning after December 31, 2013: section 13113 of P.L 103-66; sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422 of P.L 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; sections 15303 and 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240 sections 753, 754, and 760 of P.L. 111-312; section 1106 of P.L. 112-95; and sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240.

3. For purposes of this paragraph, "Internal Revenue Code" does not include amendments to the federal Internal Revenue Code enacted after December 31, 2013, except that "Internal Revenue Code" includes the provisions of the following federal public laws:

a. P.L. 113-97.

b. P.L. 113-159.

c. P.L. 113-168.

---

4. For purposes of this paragraph, the provisions of federal public laws that directly or indirectly affect the Internal Revenue Code, as defined in this paragraph, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2238. 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, ~~long-term care districts under s. 46.2895~~ or other political units of this state.

SECTION 2239. 71.26 (1) (be) of the statutes is amended to read:

71.26 **(1)** (be) *Certain authorities.* Income of the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, of the Fox River Navigational System Authority, of the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and of the Wisconsin Aerospace Authority.

SECTION 2240. 71.26 (1) (bm) of the statutes is amended to read:

71.26 **(1)** (bm) *Certain local districts.* Income of a local exposition district created under subch. II of ch. 229, a local professional baseball park district created under subch. III of ch. 229, a local professional football stadium district created under subch. IV of ch. 229, ~~or~~ a local cultural arts district created under subch. V of ch. 229, or a local sports and entertainment district created under subch. VI of ch. 229.

SECTION 2241. 71.26 (1) (d) of the statutes is amended to read:

71.26 **(1)** (d) *Bank in liquidation.* Income of any bank placed in the hands of the ~~division of banking~~ department of financial institutions and professional standards for liquidation under s. 220.08, if the tax levied, assessed or collected under this chapter on account of such bank diminishes the assets thereof so that full payment of all depositors cannot be made. Whenever the ~~division of banking~~ department of financial institutions and professional standards certifies to the department of revenue that the tax or any part thereof levied and assessed under this chapter against any such bank will so diminish the assets thereof that full payment of all depositors cannot be made, the department of revenue shall cancel and abate such tax or part thereof, together with any penalty thereon. This paragraph shall apply to unpaid taxes which were levied and assessed subsequent to the time the bank was taken over by the ~~division of banking~~ department of financial institutions and professional standards.

SECTION 2242. 71.26 (1m) (e) of the statutes is amended to read:

71.26 **(1m)** (e) Those issued under s. 234.65, 2013 stats., to fund an economic development loan to finance construction, renovation or development of property that would be exempt under s. 70.11 (36).

SECTION 2243. 71.26 (1m) (em) of the statutes is amended to read:

71.26 **(1m)** (em) Those issued under s. 234.08, 2013 stats., or s. 234.61, 2013 stats., on or after January 1, 2004, or the Forward Wisconsin Development Authority under s. 235.609 or 235.61, if the obligations are issued to fund multifamily affordable housing projects or elderly housing projects.

SECTION 2244. 71.26 (1m) (k) 1. of the statutes is amended to read:

71.26 **(1m)** (k) 1. The bonds or notes are used to fund multifamily affordable housing projects or elderly housing projects in this state, and the Forward Wisconsin ~~Housing and Economic~~ Development Authority has the authority to issue its bonds or notes for the project being funded.

SECTION 2245. 71.26 (1m) (m) of the statutes is amended to read:

71.26 **(1m)** (m) Those issued by the Forward Wisconsin ~~Housing and Economic~~ Development Authority to provide loans to a public affairs network under s. 235.75 (4) or s. 234.75 (4), 2013 stats.

SECTION 2246. 71.26 (1m) (n) of the statutes is created to read:

71.26 **(1m)** (n) 1. Those issued by the state under s. 16.527 (3) (d) to assist a local sports and entertainment district created under subch. VI of ch. 229.

2. Those issued under one of the provisions specified in s. 229.863 (3) by a local unit, as defined in s. 229.858 (4), to assist a local sports and entertainment district created under subch. VI of ch. 229.

SECTION 2247. 71.26 (2) (a) 1. of the statutes is repealed.

SECTION 2248. 71.26 (2) (a) 4. of the statutes 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), (5r), (5rm), (6n), (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 2249. 71.26 (2) (b) 1. of the statutes is repealed.

SECTION 2250. 71.26 (2) (b) 7. of the statutes is amended to read:

71.26 **(2)** (b) 7. 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, 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 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 P.L. 113-168, 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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168, "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, 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 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 P.L. 113-168, 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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168, 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, 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 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 P.L. 113-168, 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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168, 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 P.L. 113-168, 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, and P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2251. 71.26 (2) (b) 8. of the statutes is amended to read:

71.26 **(2)** (b) 8. For taxable years that begin after December 31, 2010, and before January 1, 2013, 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 amended by section 902 of P.L. 112-240 and by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L.
112-240, and P.L. 113-168, "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 amended by section 902 of P.L. 112-240 and by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168, 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 amended by section 902 of P.L. 112-240 and by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168, 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, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made

by section 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2252. 71.26 (2) (b) 9. of the statutes is amended to read:

71.26 **(2)** (b) 9. For taxable years that begin after December 31, 2012, and before January 1, 2014, 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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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 amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and 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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L.

112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, "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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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 amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 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 amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and 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, P.L. 111-325, section 1858 of P.L.

112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106-573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111-148, and sections 1403 and 1407 of P.L. 111-152, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141 do not apply for taxable years beginning before January 1, 2013. 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, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, and changes that indirectly affect the

provisions
applicable to this subchapter made by section 1858 of P.L. 112-10, section 1108 of P.L.
112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, and
changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2253. 71.26 (2) (b) 10. of the statutes is created to read:

71.26 **(2)** (b) 10. a. For taxable years beginning after December 31, 2013, 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, "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.

b. For purposes of subd. 10. a., "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2013, except as provided in subds. 10. c. and 10. d. and subject to subd. 10. e.

c. For purposes of subd. 10. a., "Internal Revenue Code" does not include the
following provisions of federal public laws for taxable years beginning after December 31, 2013: section 13113 of P.L 103-66; sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422 of P.L 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; sections 15303 and 15351 of P.L. 110-246; section 302 of division A, section 401 of division B,
and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L. 111-312; section 1106 of P.L. 112-95; and sections 104, 318, 322,
323, 324, 326, 327, and 411 of P.L. 112-240.

d. For purposes of subd. 10. a., "Internal Revenue Code" does not include amendments to the federal Internal Revenue Code enacted after December 31, 2013,
except that "Internal Revenue Code" includes the provisions of P.L. 113-97, P.L. 113-159, and P.L. 113-168.

---

e. For purposes of subd. 10. a., the provisions of federal public laws that directly or indirectly affect the Internal Revenue Code, as defined in this subdivision, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2254. 71.26 (3) (n) of the statutes is amended to read:

71.26 **(3)** (n) Sections 381, 382 and 383 (relating to carry-overs in certain corporate acquisitions) are modified so that they apply to losses under sub. (4) and credits under s. 71.28 ~~(1di), (1dL),~~ (1dm), (1dx), (3), (4), (4m), and (5) instead of to federal credits and federal net operating losses.

SECTION 2255. 71.28 (1) (a) of the statutes is amended to read:

71.28 **(1)** (a) Any corporation which contributes an amount to the community development finance authority under s. 233.03, 1985 stats., or to the housing and economic development authority under s. 234.03 (32), 2013 stats., or to the Forward Wisconsin Development Authority on behalf of the community development finance company under s. 235.95 and, in the same year, purchases common stock or partnership interests of the community development finance company issued under s. 233.05 (2), 1985 stats., or s. 234.95 (2), 2013 stats., or 235.95 in an amount no greater than the contribution to the authority may credit against taxes otherwise due an amount equal to 75% of the purchase price of the stock or partnership interests. The credit received under this paragraph may not exceed 75% of the contribution ~~to the community development finance authority~~.

SECTION 2256. 71.28 (1dd) of the statutes is repealed.

SECTION 2257. 71.28 (1de) of the statutes is repealed.

SECTION 2258. 71.28 (1di) of the statutes is repealed.

SECTION 2259. 71.28 (1dj) of the statutes is repealed.

SECTION 2260. 71.28 (1dL) of the statutes is repealed.

SECTION 2261. 71.28 (1dm) (a) 1. of the statutes is amended to read:

71.28 **(1dm)** (a) 1. "Certified" means entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2262. 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. 235.395 (1) (e) and (f) or 235.398 or s. 238.395 (1) (e) and (f), 2013 stats., or s. 238.398, 2013 stats., or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

SECTION 2263. 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 or the Forward Wisconsin Development Authority 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 2264. 71.28 (1dm) (f) 1. of the statutes is amended to read:

71.28 **(1dm)** (f) 1. A copy of the verification that the claimant may claim tax benefits under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., or is certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2265. 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 or the Forward Wisconsin Development Authority verifying the purchase price of the investment and verifying that the investment fulfills the requirements under par. (b).

SECTION 2266. 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. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income.

SECTION 2267. 71.28 (1dm) (j) of the statutes is amended to read:

71.28 **(1dm)** (j) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., 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. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2268. 71.28 (1dm) (k) of the statutes is amended to read:

71.28 **(1dm)** (k) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2269. 71.28 (1dr) of the statutes is repealed.

SECTION 2270. 71.28 (1ds) of the statutes is repealed.

SECTION 2271. 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. 235.30 or s. 238.30, 2013 stats., or s. 560.70, 2009 stats., a development opportunity zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats., an enterprise development zone under s. 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009 stats., an agricultural development zone under s. 235.398 or s. 238.398, 2013 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

SECTION 2272. 71.28 (1dx) (a) 3. of the statutes is amended to read:

71.28 **(1dx)** (a) 3. "Environmental remediation" means removal or containment of environmental pollution, as defined in s. 299.01 (4), and restoration of soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in a brownfield if that removal, containment or restoration fulfills the requirement under sub. (1de) (a) 1., 2013 stats., and investigation unless the

investigation determines that remediation is required and that remediation is not undertaken.

SECTION 2273. 71.28 (1dx) (a) 4. of the statutes is amended to read:

71.28 **(1dx)** (a) 4. "Full-time job" has the meaning given in s. ~~238.30~~ 235.30 (2m).

SECTION 2274. 71.28 (1dx) (a) 5. of the statutes is amended to read:

71.28 **(1dx)** (a) 5. "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area,
a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or
in a trial employment match program job, as defined in s. 49.141 (1) (n), a person who
is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under sub. (1dj) (am) 3., 2013 stats., by a designated local agency, as defined
in sub. (1dj) (am) 2., 2013 stats.

SECTION 2275. 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. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009
stats., for any taxable year for which the person is entitled under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified
under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2276. 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. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., 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) for those jobs.

SECTION 2277. 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. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., 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) for those jobs.

SECTION 2278. 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. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785 (1) (bm), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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. 235.397 or s. 238.397, 2013 stats., 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) for those jobs.

SECTION 2279. 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. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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) for those jobs.

SECTION 2280. 71.28 (1dx) (be) of the statutes is amended to read:

71.28 **(1dx)** (be) *Offset.* A claimant in a development zone under s. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., 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 2281. 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. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., 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 2282. 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. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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. 235.395 (3) or s. 238.395 (3), 2013 stats., 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 2283. 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. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2284. 71.28 (1dx) (e) of the statutes is renumbered 71.28 (1dx) (e) 1. and amended to read:

71.28 **(1dx)** (e) 1. Subsection (4) (e) to (h), as it applies to the credit under sub. (4), applies to the credit under this subsection. ~~Subsection (1dj) (e), as it applies to the credit under sub. (1dj), 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 department of commerce's verification of their expenses.

SECTION 2285. 71.28 (1dx) (e) 2. of the statutes is created to read:

71.28 **(1dx)** (e) 2. The credit under this subsection may not be claimed by partnerships, limited liability companies and tax-option corporations 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 shall provide that information to each of its shareholders, partners or members. That credit may be claimed by partners, members of limited liability companies and
shareholders of tax-option corporations in proportion to their ownership interests.

SECTION 2286. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2287. 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. 235.301 to 235.306 or ss. 238.301 to 238.306 , 2013 stats., or ~~s.~~ ss. 560.701 to

---

560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before
January 1, 2016, 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. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2288. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 235.303 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

SECTION 2289. 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. 235.303 or s. 238.303, 2013 stats., 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 2290. 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. 235.305 or s.
238.305, 2013 stats., or s. 560.705, 2009 stats., or if a claimant becomes ineligible for
tax benefits under s. 235.302 or s. 238.302, 2013 stats., 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 2291. 71.28 (1dy) (d) 4. of the statutes is created to read:

71.28 **(1dy)** (d) 4. Credits claimed under this subsection for taxable years beginning after December 31, 2008, and before January 1, 2016, may be carried forward for taxable years beginning after December 31, 2015.

SECTION 2292. 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 235.23 and s. 238.23, 2013 stats., and s. 560.96, 2009 stats., a business that is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., 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. 235.23 (3) (c) or s. 238.23 (3) (c), 2013 stats., or s. 560.96 (3) (c), 2009 stats.:

SECTION 2293. 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~~ Forward Wisconsin
Development Authority of all claims under this subsection.

SECTION 2294. 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. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.

SECTION 2295. 71.28 (3g) (f) 1. of the statutes is amended to read:

71.28 **(3g)** (f) 1. A copy of the verification that the claimant's business is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats., and that the business has entered into an agreement under s. 235.23 (3) (d) or s. 238.23 (3) (d), 2013 stats., or s. 560.96 (3) (d), 2009 stats.

SECTION 2296. 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 or the Forward Wisconsin Development

Authority 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 2297. 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. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009 stats.

SECTION 2298. 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. 235.16 (1) (b) or s. 238.16 (1) (b), 2013 stats., who satisfies the wage requirements under s. 235.16 (3) (a) or (b) or s. 238.16 (3) (a) or (b), 2013 stats.

SECTION 2299. 71.28 (3q) (b) of the statutes is amended to read:

71.28 **(3q)** (b) *Filing claims.* Subject to the limitations provided in this subsection and s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 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 any of the following:

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 under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats.

2. The amount of the costs incurred by the claimant in the taxable year, as determined under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats., to undertake the training activities described under s. 235.16 (3) (c) or s. 238.16 (3) (c), 2013 stats., or s. 560.2055 (3) (c), 2009 stats.

SECTION 2300. 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. 235.16 (2) or s. 238.16 (2) , 2013 stats., or s. 560.2055 (2), 2009 stats.

SECTION 2301. 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 235.15 (3) (d) or s. 238.15 (3) (d), 2013 stats., or s. 560.205 (3) (d), 2009 stats.

SECTION 2302. 71.28 (3q) (d) 3. of the statutes is created to read:

71.28 **(3q)** (d) 3. Credits claimed under this subsection for taxable years beginning after December 31, 2008, and before January 1, 2016, may be carried forward for taxable years beginning after December 31, 2015.

SECTION 2303. 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. 235.399 (5) or s. 238.399 (5), 2013 stats., or s. 560.799 (5), 2009 stats., and who files a claim under this subsection.

SECTION 2304. 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. 235.399 (1) (am) or s. 238.399 (1) (am), 2013 stats., or s. 560.799 (1) (am), 2009 stats.

SECTION 2305. 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. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2306. 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 under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2307. 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 under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2308. 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. 235.399 or s. 238.399, 2013 stats., 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 2309. 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 under s. 235.399 or s. 238.399 , 2013 stats., or s. 560.799, 2009 stats., not to exceed 7 percent.

SECTION 2310. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 or s. 238.399, 2013 stats., 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 2311. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 or s. 238.399, 2013 stats., 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 the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage 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 2312. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 (5m) or s. 238.399 (5m) , 2013 stats., or s. 560.799 (5m), 2009 stats.

SECTION 2313. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 (5) (e) or s. 238.399 (5) (e), 2013 stats., 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 2314. 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. 235.399 (5) or (5m) or s. 238.399 (5) or (5m), 2013 stats., or s. 560.799 (5) or (5m), 2009 stats.

SECTION 2315. 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 or the Forward Wisconsin Development Authority.

SECTION 2316. 71.28 (3y) of the statutes is created to read:

71.28 **(3y)** BUSINESS DEVELOPMENT CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means a person certified to receive tax benefits under s. 235.308.

2. "Eligible position" has the meaning given in s. 235.308 (1) (a).

(b) *Filing claims.* Subject to the limitations provided in this subsection and s. 235.308, for taxable years beginning after December 31, 2015, a claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08 all of the following:

1. The amount of wages that the claimant paid to an employee in an eligible position in the taxable year, not to exceed 10 percent of such wages, as determined by the Forward Wisconsin Development Authority under s. 235.308.

2. The amount of wages that the claimant paid to an employee in an eligible position in the taxable year, not to exceed 5 percent of such wages, if the employee is employed in an eligible position at the claimant's business in an economically distressed area, as determined by the Forward Wisconsin Development Authority.

3. The amount of training costs that the claimant incurred under s. 235.308 (4) (a) 3., not to exceed 50 percent of such costs, as determined by the Forward Wisconsin Development Authority.

4. The amount of the personal property investment, not to exceed 3 percent of such investment, and the amount of the real property investment, not to exceed 5

percent of such investment, in a capital investment project that satisfies s. 235.308 (4) (a) 4., as determined by the Forward Wisconsin Development Authority.

(c) *Limitations.* 1. 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 payment of amounts 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.

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. 235.308.

(d) *Administration.* 1. Subsection (4) (e), (g), and (h), as it applies to the credit under sub. (4), applies to the credit under this subsection.

2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise due under s. 71.23, the amount of the claim not used to offset the tax due shall be certified by the department of revenue to the department of administration for payment by check, share draft, or other draft drawn from the appropriation account under s. 20.835 (2) (bg).

SECTION 2317. 71.28 (4) (ad) 1. of the statutes is amended to read:

71.28 **(4)** (ad) 1. Except as provided in subds. 2. and 3., 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" includes only expenses incurred by the claimant, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (af), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (1dj) and~~ sub. (1dx), the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, 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). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph.

SECTION 2318. 71.28 (4) (ad) 2. of the statutes is amended to read:

71.28 **(4)** (ad) 2. For taxable years beginning after June 30, 2007, any corporation may credit against taxes otherwise due under this chapter an amount

equal to 10 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" includes only expenses incurred by the claimant for research related to designing internal combustion engines for vehicles,

including expenses related to designing vehicles that are powered by such engines and improving production processes for such engines and vehicles, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (af), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (1dj) and~~ sub. (1dx), the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, 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). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph.

SECTION 2319. 71.28 (4) (ad) 3. of the statutes is amended to read:

71.28 **(4)** (ad) 3. For taxable years beginning after June 30, 2007, any corporation may credit against taxes otherwise due under this chapter an amount equal to 10 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" includes only expenses incurred by the claimant for research related to the design and manufacturing of energy efficient lighting systems, building automation and control systems, or automotive batteries for use in hybrid-electric vehicles, that reduce the demand for natural gas or electricity or improve the efficiency of its use, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (af),

and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (1dj) and~~ sub. (1dx), the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, 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). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph.

SECTION 2320. 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. III of ch. 235 or subch. II of ch. 238, 2013 stats., 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~~ does 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. 235.365 (3) or s. 238.365 (3) , 2013 stats., or s. 560.765 (3), 2009 stats., or 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. 235.365 (3) or s. 238.365 (3), 2013 stats., 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. 235.365 (3) or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009 stats., and a statement from the department of commerce or the Wisconsin Economic Development Corporation or Forward Wisconsin Development Authority 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 2321. 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. 235.365 or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009 stats., applies to a corporation that conducts economic activity in a development opportunity zone under s. 235.395 (1) or s. 238.395 (1), 2013 stats., or s. 560.795 (1), 2009 stats., and that is entitled to tax benefits under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., subject to the limits under s. 235.395 (2) or s. 238.395 (2), 2013 stats., 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. 235.395 (2) (a) or s. 238.395 (2) (a), 2013 stats., 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 2322. 71.28 (4m) (a) of the statutes is amended to read:

71.28 **(4m)** (a) *Definition.* In this subsection, "qualified research expenses" means qualified research expenses as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses" includes only expenses incurred by the claimant for research conducted in this state for the taxable year and except that "qualified research expenses" ~~do~~ does not include compensation used in computing the ~~credits~~ credit under ~~subs. (1dj) and~~ sub. (1dx).

SECTION 2323. 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. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

SECTION 2324. 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. 235.15 or s. 238.15, 2013 stats., 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. 235.15 (1) or s. 238.15 (1), 2013 stats., or s. 560.205 (1), 2009 stats.

SECTION 2325. 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~~ Forward Wisconsin Development Authority 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 2326. 71.28 (5b) (d) 3. of the statutes is amended to read:

71.28 **(5b)** (d) 3. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for 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 2327. 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~~

financial institutions and professional standards designates by rule as a diesel replacement renewable fuel.

SECTION 2328. 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~~ financial institutions and professional standards designates by rule as a gasoline replacement renewable fuel.

SECTION 2329. 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~~ financial institutions and professional standards 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 2330. 71.28 (5n) (a) 1. a. of the statutes is amended to read:

71.28 **(5n)** (a) 1. a. "Agriculture property factor" means a fraction, the numerator of which is the average value of the claimant's real property and improvements assessed under s. 70.32 (2) (a) 4. to 7., owned or rented and used in this state by the claimant during the taxable year to produce, grow, or extract qualified production property, and the denominator of which is the average value of all of the claimant's real property and improvements owned or rented during the taxable year and used by the claimant to produce, grow, or extract qualified production property.

SECTION 2331. 71.28 (5n) (a) 3. of the statutes is amended to read:

71.28 **(5n)** (a) 3. "Direct costs" includes all of the claimant's ordinary and necessary expenses paid or incurred during the taxable year in carrying on the trade or business that are deductible as business expenses under ~~section 162 of~~ the Internal Revenue Code and identified as direct costs in the claimant's managerial or cost accounting records.

SECTION 2332. 71.28 (5n) (a) 4. of the statutes is amended to read:

71.28 **(5n)** (a) 4. "Indirect costs" includes all of the claimant's ordinary and necessary expenses paid or incurred during the taxable year in carrying on the trade or business that are deductible as business expenses under ~~section 162 of~~ the Internal Revenue Code, other than cost of goods sold and direct costs, and identified as indirect costs in the claimant's managerial or cost accounting records.

SECTION 2333. 71.28 (5n) (a) 5. d. of the statutes is created to read:

71.28 **(5n)** (a) 5. d. For purposes of subd. 5. a., a claimant who the department approves to be classified as a manufacturer for purposes of s. 70.995, but who is not eligible to be listed on the department's manufacturing roll until January 1 of the following year, may claim the credit in the year in which the manufacturing classification is approved.

SECTION 2334. 71.28 (5r) (a) 2. of the statutes is amended to read:

71.28 **(5r)** (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.52 (1) (c).

SECTION 2335. 71.28 (5r) (a) 6. b. of the statutes is amended to read:

71.28 **(5r)** (a) 6. b. A school ~~approved~~ authorized under ~~s. 38.50~~ 440.52, if the delivery of education occurs in this state.

SECTION 2336. 71.28 (6) (a) 3. of the statutes is amended to read:

71.28 **(6)** (a) 3. ~~For~~ Except as provided in par. (k), for taxable years beginning after December 31, 2013, and before January 1, 2015, any person may claim as a credit against taxes otherwise due under s. 71.23, up to the amount of those taxes, an amount equal to 20 percent of the costs of qualified rehabilitation expenditures, as defined in section 47 (c) (2) of the Internal Revenue Code, for qualified rehabilitated buildings, as defined in section 47 (c) (1) of the Internal Revenue Code, on property located in this state, if the cost of the person's qualified rehabilitation expenditures is at least $50,000 and the rehabilitated property is placed in service after December 31, 2013, and before January 1, 2015, and regardless of whether the rehabilitated property is used for multiple or revenue-producing purposes. No credit may be claimed under this subdivision for property listed as a contributing building in the state register of historic places or in the national register of historic places and no credit may be claimed under this subdivision for nonhistoric, nonresidential property converted into housing if the property has been previously used for housing.

SECTION 2337. 71.28 (6) (c) (intro.) of the statutes is amended to read:

71.28 **(6)** (c) (intro.) No person may claim the credit under par. (a) 2m. unless the claimant includes with the claimant's return a copy of the claimant's certification under s. ~~238.17~~ 235.17. For certification purposes under s. ~~238.17~~ 235.17, the claimant shall provide to the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority all of the following:

SECTION 2338. 71.28 (6) (i) of the statutes is created to read:

71.28 **(6)** (i) 1. a. Except as provided in subd. 1. b., if the activity for which a person claims a credit under this subsection creates fewer full-time jobs than projected under s. 235.17 (3) (a), as reported to the department under s. 235.17 (4), the person who claimed the credit shall repay to the department any amount of the

credit claimed, as determined by the department, in proportion to the number of full-time jobs created compared to the number of full-time jobs projected.

b. For purposes of subd. 1. a., the person who initially sells or transfers a credit under par. (h) is responsible for repaying the credit.

2. If a person who claims a credit under this subsection and a credit under section 47 of the Internal Revenue Code for the same qualified rehabilitation expenditures is required to repay the full amount of the credit claimed under section 47 of the Internal Revenue Code, the person shall repay to the department the amount of the credit claimed under this subsection.

SECTION 2339. 71.28 (6) (k) of the statutes is created to read:

71.28 **(6)** (k) A person who has incurred qualified rehabilitation expenditures under par. (a) 3. before January 1, 2015, may claim the credit under par. (a) 3. for taxable years beginning after December 31, 2014, even if the property is not placed in service until after December 31, 2014.

SECTION 2340. 71.30 (3) (eb) of the statutes is repealed.

SECTION 2341. 71.30 (3) (ec) of the statutes is repealed.

SECTION 2342. 71.30 (3) (eg) of the statutes is repealed.

SECTION 2343. 71.30 (3) (eh) of the statutes is repealed.

SECTION 2344. 71.30 (3) (ej) of the statutes is repealed.

SECTION 2345. 71.30 (3) (ek) of the statutes is repealed.

SECTION 2346. 71.30 (3) (f) of the statutes is amended to read:

71.30 **(3)** (f) The total of farmland preservation credit under subch. IX, farmland tax relief credit under s. 71.28 (2m), dairy manufacturing facility investment credit under s. 71.28 (3p), jobs credit under s. 71.28 (3q), meat processing facility investment credit under s. 71.28 (3r), woody biomass harvesting and processing credit under s. 71.28 (3rm), food processing plant and food warehouse investment credit under s. 71.28 (3rn), enterprise zone jobs credit under s. 71.28 (3w), business development credit under s. 71.28 (3y), film production services credit under s. 71.28 (5f), film production company investment credit under s. 71.28 (5h), beginning farmer and farm asset owner tax credit under s. 71.28 (8r), and estimated tax payments under s. 71.29.

SECTION 2347. 71.34 (1g) (a) of the statutes is repealed.

SECTION 2348. 71.34 (1g) (g) of the statutes is amended to read:

71.34 **(1g)** (g) "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, 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 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 P.L. 113-168, 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, P.L. 110-245,
excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168, 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 P.L. 113-168, 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, and P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2349. 71.34 (1g) (h) of the statutes is amended to read:

71.34 **(1g)** (h) "Internal Revenue Code" for tax-option corporations, for taxable
years that begin after December 31, 2010, and before January 1, 2013, 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 amended by section 902 of P.L. 112-240 and
by P.L. 113-168, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168, 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, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2350. 71.34 (1g) (i) of the statutes is amended to read:

71.34 **(1g)** (i) "Internal Revenue Code" for tax-option corporations, for taxable years that begin after December 31, 2012, and before January 1, 2014, 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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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, P.L. 111-312, and as amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and

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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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 P.L. 106-573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111-148, sections 1403 and 1407 of P.L. 111-152, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141 do not apply for taxable years beginning before January 1, 2013. 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, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2351. 71.34 (1g) (j) of the statutes is created to read:

71.34 **(1g)** (j) 1. For taxable years beginning after December 31, 2013, for tax option corporations, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2013, except as provided in subds. 2., 3., and 5. and subject to subd. 4.

2. For purposes of this paragraph, "Internal Revenue Code" does not include the following provisions of federal public laws for taxable years beginning after December 31, 2013: section 13113 of P.L 103-66; sections 1, 3, 4, and 5 of P.L.

106-519; sections 101, 102, and 422 of P.L 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.

110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; sections 15303 and 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240' sections 753, 754, and 760 of P.L. 111-312; section 1106 of P.L. 112-95; and sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240.

3. For purposes of this paragraph, "Internal Revenue Code" does not include amendments to the federal Internal Revenue Code enacted after December 31, 2013, except that "Internal Revenue Code" includes the provisions of the following federal public laws:

a. P.L. 113-97.

b. P.L. 113-159.

c. P.L. 113-168.

4. For purposes of this paragraph, the provisions of federal public laws that directly or indirectly affect the Internal Revenue Code, as defined in this paragraph, apply for Wisconsin purposes at the same time as for federal purposes.

5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code (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 of the Internal Revenue Code.

SECTION 2352. 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), (3y), (4), (5), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), and (8r) and passed through to shareholders.

SECTION 2353. 71.36 (1m) (b) 2. of the statutes is amended to read:

71.36 **(1m)** (b) 2. Interest on obligations issued under s. 66.0304 by a commission if the bonds or notes are used to fund multifamily affordable housing projects or elderly housing projects in this state, and the Forward Wisconsin ~~Housing and Economic~~ Development Authority has the authority to issue its bonds or notes for the project being funded, or if the bonds or notes are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition of information technology hardware or software, in this state, and the Wisconsin Health and Educational Facilities Authority has the authority to issue its bonds or notes for the project being funded, or if the bonds or notes are issued to fund a redevelopment project in this state or a housing project in this state, and the authority exists for bonds or notes to be

issued
by an entity described under s. 66.1201, 66.1333, or 66.1335.

SECTION 2354. 71.36 (1m) (b) 5. of the statutes is amended to read:

71.36 **(1m)** (b) 5. Interest on obligations issued under s. 234.65, 2013 stats., to fund an economic development loan to finance construction, renovation or development of property that would be exempt under s. 70.11 (36).

SECTION 2355. 71.36 (1m) (b) 7. of the statutes is created to read:

71.36 **(1m)** (b) 7. Interest on obligations issued under s. 16.527 (3) (d).

SECTION 2356. 71.36 (1m) (b) 8. of the statutes is created to read:

71.36 **(1m)** (b) 8. Interest on obligations issued by a local unit under one of the provisions specified in s. 229.863 (3) to assist a local sports and entertainment district created under subch. VI of ch. 229.

SECTION 2357. 71.42 (2) (a) of the statutes is repealed.

SECTION 2358. 71.42 (2) (g) of the statutes is amended to read:

71.42 **(2)** (g) 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, 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 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 P.L. 113-168.

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, P.L. 110-245, excluding sections 110, 113, and 301 of P.L. 110-245, 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, and P.L. 113-168, 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 P.L. 113-168, 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, and P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2359. 71.42 (2) (h) of the statutes is amended to read:

71.42 **(2)** (h) For taxable years that begin after December 31, 2010, and before January 1, 2013, "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 amended by section 902 of P.L. 112-240 and by P.L. 113-168, 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, P.L. 111-325, ~~and~~ section 902 of P.L. 112-240, and P.L. 113-168, 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, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112-240 and by P.L. 113-168, and changes

---

that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2360. 71.42 (2) (i) of the statutes is amended to read:

71.42 **(2)** (i) For taxable years that begin after December 31, 2012, and before January 1, 2014, "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, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, P.L. 111-152, except sections 1403 and 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 amended by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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. 106-573, 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, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111-148, sections 1403 and 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, P.L. 111-325, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, sections 40211, 40241, 40242, and 100121 of P.L. 112-141, ~~and~~ sections 101 and 902 of P.L. 112-240, and P.L. 113-168, 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 P.L. 106-573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111-148, sections 1403 and 1407 of P.L. 111-152, section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141 do not apply for taxable years beginning before January 1, 2013. 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, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112-10, section 1108 of P.L. 112-95, and sections 40211, 40241, 40242, and 100121 of P.L. 112-141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112-240 and by P.L. 113-168, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2361. 71.42 (2) (j) of the statutes is created to read:

71.42 **(2)** (j) 1. For taxable years beginning after December 31, 2013, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2013, except as provided in subds. 2. to 4. and subject to subd. 5.

2. For purposes of this paragraph, "Internal Revenue Code" does not include the following provisions of federal public laws for taxable years beginning after December 31, 2013: section 13113 of P.L 103-66; sections 1, 3, 4, and 5 of P.L. 106-519; sections 101, 102, and 422 of P.L 108-357; sections 1310 and 1351 of P.L. 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L. 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; sections 15303 and 15351 of P.L. 110-246; section 302 of division A, section 401 of division B,

and sections 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251, 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L. 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L. 111-312; section 1106 of P.L. 112-95; and sections 104, 318, 322, 323, 324, 326, 327, and 411 of P.L. 112-240.

3. For purposes of this paragraph, "Internal Revenue Code" does not include amendments to the federal Internal Revenue Code enacted after December 31, 2013, except that "Internal Revenue Code" includes the provisions of the following federal public laws:

a. P.L. 113-97.

b. P.L. 113-159.

c. P.L. 113-168.

4. For purposes of this paragraph, "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code.

5. For purposes of this paragraph, the provisions of federal public laws that directly or indirectly affect the Internal Revenue Code, as defined in this paragraph, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 2362. 71.45 (1t) (e) of the statutes is amended to read:

71.45 **(1t)** (e) Those issued under s. 234.65, 2013 stats., to fund an economic development loan to finance construction, renovation or development of property that would be exempt under s. 70.11 (36).

SECTION 2363. 71.45 (1t) (em) of the statutes is amended to read:

71.45 **(1t)** (em) Those issued under s. 234.08 , 2013 stats., or s. 234.61, 2013 stats., on or after January 1, 2004, or the Forward Wisconsin Development Authority under s. 235.609 or 235.61, if the obligations are issued to fund multifamily affordable housing projects or elderly housing projects.

SECTION 2364. 71.45 (1t) (k) 1. of the statutes is amended to read:

71.45 **(1t)** (k) 1. The bonds or notes are used to fund multifamily affordable housing projects or elderly housing projects in this state, and the Forward Wisconsin ~~Housing and Economic~~ Development Authority has the authority to issue its bonds or notes for the project being funded.

SECTION 2365. 71.45 (1t) (m) of the statutes is amended to read:

71.45 **(1t)** (m) Those issued by the Forward Wisconsin ~~Housing and Economic~~ Development Authority to provide loans to a public affairs network under s. 234.75 (4), 2013 stats., or s. 235.75 (4).

SECTION 2366. 71.45 (1t) (n) of the statutes is created to read:

71.45 **(1t)** (n) 1. Those issued by the state under s. 16.527 (3) (d) to assist a local sports and entertainment district created under subch. VI of ch. 229.

2. Those issued under one of the provisions specified in s. 229.863 (3) by a local unit, as defined in s. 229.858 (4), to assist a local sports and entertainment district created under subch. VI of ch. 229.

SECTION 2367. 71.45 (2) (a) 10. of the statutes 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)~~ (1dm) to (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3w), (3y), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), (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 2368. 71.45 (2) (a) 11. of the statutes is repealed.

SECTION 2369. 71.47 (1) (a) of the statutes is amended to read:

71.47 **(1)** (a) Any corporation which contributes an amount to the community development finance authority under s. 233.03, 1985 stats., or to the housing and economic development authority under s. 234.03 (32), 2013 stats., or to the Forward Wisconsin Development Authority on behalf of the community development finance company under s. 235.95 and in the same year purchases common stock or partnership interests of the community development finance company issued under s. 233.05 (2), 1985 stats., or s. 234.95 (2), 2013 stats., or s. 235.95 (2) in an amount no greater than the contribution to the authority, may credit against taxes otherwise due an amount equal to 75% of the purchase price of the stock or partnership interests. The credit received under this paragraph may not exceed 75% of the contribution ~~to the community development finance authority~~.

SECTION 2370. 71.47 (1dd) of the statutes is repealed.

SECTION 2371. 71.47 (1de) of the statutes is repealed.

SECTION 2372. 71.47 (1di) of the statutes is repealed.

SECTION 2373. 71.47 (1dj) of the statutes is repealed.

SECTION 2374. 71.47 (1dL) of the statutes is repealed.

SECTION 2375. 71.47 (1dm) (a) 1. of the statutes is amended to read:

71.47 **(1dm)** (a) 1. "Certified" means entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013

stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2376. 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. 235.395 (1) (e) and (f) or 235.398 or s. 238.395 (1) (e) and (f), 2013 stats., or s. 238.398, 2013 stats. or s. 560.795 (1) (e) and (f), 2009 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

SECTION 2377. 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 or the Forward Wisconsin Development Authority 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 2378. 71.47 (1dm) (f) 1. of the statutes is amended to read:

71.47 **(1dm)** (f) 1. A copy of the verification that the claimant may claim tax benefits under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., or is certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

SECTION 2379. 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 or the Forward Wisconsin Development Authority verifying the purchase price of the investment and verifying that the investment fulfills the requirements under par. (b).

SECTION 2380. 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. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., or s. 560.795 (1) (e), 2009 stats., may offset the credit against the amount of the tax attributable to their income.

SECTION 2381. 71.47 (1dm) (j) of the statutes is amended to read:

71.47 **(1dm)** (j) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., 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. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2382. 71.47 (1dm) (k) of the statutes is amended to read:

71.47 **(1dm)** (k) If a person who is entitled under s. 235.395 (3) (a) 4. or s. 238.395 (3) (a) 4., 2013 stats., or s. 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 235.395 (5), 235.398 (3), or 235.3995 (4) or s. 238.395 (5), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2383. 71.47 (1dr) of the statutes is repealed.

SECTION 2384. 71.47 (1ds) of the statutes is repealed.

SECTION 2385. 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. 235.30 or s. 238.30, 2013 stats., or s. 560.70, 2009 stats., a development opportunity

zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats., or an enterprise development zone under s. 235.397 or s. 238.397, 2013 stats., or s. 560.797, 2009 stats., an agricultural development zone under s. 235.398 or s. 238.398, 2013 stats., or s. 560.798, 2009 stats., or an airport development zone under s. 235.3995 or s. 238.3995, 2013 stats., or s. 560.7995, 2009 stats.

SECTION 2386. 71.47 (1dx) (a) 3. of the statutes is amended to read:

71.47 **(1dx)** (a) 3. "Environmental remediation" means removal or containment of environmental pollution, as defined in s. 299.01 (4), and restoration of soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in a brownfield if that removal, containment or restoration fulfills the requirement under sub. (1de) (a) 1., 2013 stats., and investigation unless the investigation determines that remediation is required and that remediation is not undertaken.

SECTION 2387. 71.47 (1dx) (a) 4. of the statutes is amended to read:

71.47 **(1dx)** (a) 4. "Full-time job" has the meaning given in s. ~~238.30~~ 235.30 (2m).

SECTION 2388. 71.47 (1dx) (a) 5. of the statutes is amended to read:

71.47 **(1dx)** (a) 5. "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under sub. (1dj) (am) 3., 2013 stats., by a designated local agency, as defined in sub. (1dj) (am) 2., 2013 stats.

SECTION 2389. 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. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., for any taxable year for which the person is entitled under s. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013

stats., 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 2390. 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. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., 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) for those jobs.

SECTION 2391. 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. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., 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) for those jobs.

SECTION 2392. 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. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785 (1) (bm), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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. 235.397 or s. 238.397, 2013 stats., 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) for those jobs.

SECTION 2393. 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. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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) for those jobs.

SECTION 2394. 71.47 (1dx) (be) of the statutes is amended to read:

71.47 **(1dx)** (be) *Offset.* A claimant in a development zone under s. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., 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 2395. 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. 235.395 (1) (e) or s. 238.395 (1) (e), 2013 stats., 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 2396. 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. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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. 235.395 (3) or s. 238.395 (3), 2013 stats., 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 2397. 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. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397 (4), 235.398 (3), or 235.3995 (4) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., s. 238.398 (3), 2013 stats., or s. 238.3995 (4), 2013 stats., 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 2398. 71.47 (1dx) (e) of the statutes is renumbered 71.47 (1dx) (e) 1. and amended to read:

71.47 **(1dx)** (e) 1. 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. ~~Subsection (1dj) (e), as it applies to the credit under sub. (1dj), 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 department of commerce's verification of their expenses.

SECTION 2399. 71.47 (1dx) (e) 2. of the statutes is created to read:

71.47 **(1dx)** (e) 2. The credit under this subsection may not be claimed by partnerships, limited liability companies and tax-option corporations 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 shall provide that information to each of its shareholders, partners or members. That credit may be claimed by partners, members of limited liability companies and shareholders of tax-option corporations in proportion to their ownership interests.

SECTION 2400. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2401. 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. 235.301 to 235.306 or ss. 238.301 to 238.306 , 2013 stats., or s. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before January 1, 2016, 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. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2402. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 235.303 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

SECTION 2403. 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. 235.303 or s. 238.303, 2013 stats., 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 2404. 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. 235.305 or s. 238.305, 2013 stats., or s. 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s. 235.302 or s. 238.302, 2013 stats., 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 2405. 71.47 (1dy) (d) 4. of the statutes is created to read:

71.47 **(1dy)** (d) 4. Credits claimed under this subsection for taxable years beginning after December 31, 2008, and before January 1, 2016, may be carried forward for taxable years beginning after December 31, 2015.

SECTION 2406. 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 235.23 and s. 238.23, 2013 stats., and s. 560.96, 2009 stats., a business that is certified under s. 235.23 (3) or s. 238.23 (3), 2013 stats., 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. 235.23 (3) (c) or s. 238.23 (3) (c), 2013 stats., or s. 560.96 (3) (c), 2009 stats.:

SECTION 2407. 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~~ Forward Wisconsin Development Authority of all claims under this subsection.

SECTION 2408. 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. 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats.

SECTION 2409. 71.47 (3g) (f) 1. of the statutes is amended to read:

71.47 **(3g)** (f) 1. A copy of the verification that the claimant's business is certified under 235.23 (3) or s. 238.23 (3), 2013 stats., or s. 560.96 (3), 2009 stats., and that the business has entered into an agreement under s. 235.23 (3) (d) or s. 238.23 (3) (d), 2013 stats., or s. 560.96 (3) (d), 2009 stats.

SECTION 2410. 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 or the Forward Wisconsin Development

---

Authority 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 2411. 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. 235.16 (2) or s. 238.16 (2), 2013 stats., or s. 560.2055 (2), 2009 stats.

SECTION 2412. 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. 235.16 (1) (b) or s. 238.16 (1) (b), 2013 stats., who satisfies the wage requirements under s. 235.16 (3) (a) or (b) or s. 238.16 (3) (a) or (b), 2013 stats.

SECTION 2413. 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. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 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 any of the following:

SECTION 2414. 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 under s. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009 stats.

SECTION 2415. 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. 235.16 or s. 238.16, 2013 stats., or s. 560.2055, 2009

---

stats., to undertake the training activities described under s. 235.16 (3) (c) or s. 238.16 (3) (c), 2013 stats., or s. 560.2055 (3) (c), 2009 stats.

SECTION 2416. 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. 235.16 (2) or s. 238.16 (2) , 2013 stats., or s. 560.2055 (2), 2009 stats.

SECTION 2417. 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. 235.15 (3) (d) or s. 238.15 (3) (d), 2013 stats., or s. 560.205 (3) (d), 2009 stats.

SECTION 2418. 71.47 (3q) (d) 3. of the statutes is created to read:

71.47 **(3q)** (d) 3. Credits claimed under this subsection for taxable years beginning after December 31, 2008, before January 1, 2016, may be carried forward for taxable years beginning after December 31, 2015.

SECTION 2419. 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. 235.399 (5) or s. 238.399 (5), 2013 stats., or s. 560.799 (5), 2009 stats., and who files a claim under this subsection.

SECTION 2420. 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. 235.399 (1) (am) or s. 238.399 (1) (am), 2013 stats., or s. 560.799 (1) (am), 2009 stats.

SECTION 2421. 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. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2422. 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 under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2423. 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 under s. 235.399 or s. 238.399, 2013 stats., or s. 560.799, 2009 stats.

SECTION 2424. 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. 235.399 or s. 238.399, 2013 stats., 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 2425. 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 under s. 235.399 or s. 238.399 , 2013 stats., or s. 560.799, 2009 stats., not to exceed 7 percent.

SECTION 2426. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 or s. 238.399 , 2013 stats., 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 2427. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 or s. 238.399, 2013 stats., 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 the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage 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 2428. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 (5m) or s. 238.399 (5m) , 2013 stats., or s. 560.799 (5m), 2009 stats.

SECTION 2429. 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. 235.399 or s. 238.399, 2013 stats., 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 under s. 235.399 (5) (e) or s. 238.399 (5) (e), 2013 stats., 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 2430. 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. 235.399 (5) or (5m) or s. 238.399 (5) or (5m), 2013 stats., or s. 560.799 (5) or (5m), 2009 stats.

SECTION 2431. 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 or the Forward Wisconsin Development Authority.

SECTION 2432. 71.47 (3y) of the statutes is created to read:

71.47 **(3y)** BUSINESS DEVELOPMENT CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means a person certified to receive tax benefits under s. 235.308.

2. "Eligible position" has the meaning given in s. 235.308 (1) (a).

(b) *Filing claims.* Subject to the limitations provided in this subsection and s. 235.308, for taxable years beginning after December 31, 2015, a claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08 all of the following:

1. The amount of wages that the claimant paid to an employee in an eligible

position in the taxable year, not to exceed 10 percent of such wages, as determined by the Forward Wisconsin Development Authority under s. 235.308.

2. The amount of wages that the claimant paid to an employee in an eligible position in the taxable year, not to exceed 5 percent of such wages, if the employee is employed in an eligible position at the claimant's business in an economically distressed area, as determined by the Forward Wisconsin Development Authority.

3. The amount of training costs that the claimant incurred under s. 235.308 (4) (a) 3., not to exceed 50 percent of such costs, as determined by the Forward Wisconsin Development Authority.

4. The amount of the personal property investment, not to exceed 3 percent of such investment, and the amount of the real property investment, not to exceed 5 percent of such investment, in a capital investment project that satisfies s. 235.308 (4) (a) 4., as determined by the Forward Wisconsin Development Authority.

(c) *Limitations.* 1. 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 payment of amounts 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.

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. 235.308.

(d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection.

2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise due under s. 71.43, the amount of the claim not used to offset the tax due shall be certified by the department of revenue to the department of administration for payment by check, share draft, or other draft drawn from the appropriation account under s. 20.835 (2) (bg).

SECTION 2433. 71.47 (4) (ad) 1. of the statutes is amended to read:

71.47 **(4)** (ad) 1. Except as provided in subds. 2. and 3., 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" includes only expenses incurred by the claimant, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (af), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (1dj) and~~ sub. (1dx), the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, 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). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph.

SECTION 2434. 71.47 (4) (ad) 2. of the statutes is amended to read:

71.47 **(4)** (ad) 2. For taxable years beginning after June 30, 2007, any corporation may credit against taxes otherwise due under this chapter an amount equal to 10 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" includes only expenses incurred by the claimant for research related to designing internal combustion engines for vehicles, including expenses related to designing vehicles that are powered by such engines and improving production processes for such engines and vehicles, incurred for research conducted in this state for the taxable year, 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, except as provided in par. (af), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (1dj) and~~ sub. (1dx), the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, 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). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph.

SECTION 2435. 71.47 (4) (ad) 3. of the statutes is amended to read:

71.47 **(4)** (ad) 3. For taxable years beginning after June 30, 2007, any corporation may credit against taxes otherwise due under this chapter an amount equal to 10 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" includes only expenses incurred by the claimant for research related to the design and manufacturing of energy efficient lighting systems, building automation and control systems, or automotive batteries for use in hybrid-electric vehicles, that reduce the demand for natural gas or electricity or improve the efficiency of its use, incurred for research conducted in this

state for the taxable year, 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, except as provided in par. (af), and except that "qualified research expenses" does not include compensation used in computing the credit under ~~subs. (1dj) and~~ sub. (1dx), the corporation's base amount, as defined in section 41 (c) of the Internal Revenue Code, 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). Section 41 (h) of the Internal Revenue Code does not apply to the credit under this paragraph.

SECTION 2436. 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. III of ch. 235 or subch. II of ch. 238, 2013 stats., 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~~ does 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. 235.365 (3) or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009 stats., or 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. 235.365 (3) or s. 238.365 (3) , 2013 stats., 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. 235.365 (3) or s. 238.365 (3), 2013 stats., or s. 560.765 (3), 2009 stats., and a statement from the department of commerce or the Wisconsin Economic Development Corporation or the Forward Wisconsin Development Authority 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 2437. 71.47 (4m) (a) of the statutes is amended to read:

71.47 **(4m)** (a) *Definition.* In this subsection, "qualified research expenses" means qualified research expenses as defined in section 41 of the Internal Revenue Code, except that "qualified research expenses" includes only expenses incurred by the claimant for research conducted in this state for the taxable year and except that "qualified research expenses" ~~do~~ does not include compensation used in computing the ~~credits~~ credit under ~~subs. (1dj) and~~ sub. (1dx).

SECTION 2438. 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. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

SECTION 2439. 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. 235.15 or s. 238.15, 2013 stats., 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. 235.15 (1) or s. 238.15 (1), 2013 stats., or s. 560.205 (1), 2009 stats.

SECTION 2440. 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~~ Forward Wisconsin Development Authority 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 2441. 71.47 (5b) (d) 3. of the statutes is amended to read:

71.47 **(5b)** (d) 3. Except as provided under s. ~~238.15~~ 235.15 (3) (d) (intro.), for 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 2442. 71.47 (5r) (a) 2. of the statutes is amended to read:

71.47 **(5r)** (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.52 (1) (c).

SECTION 2443. 71.47 (5r) (a) 6. b. of the statutes is amended to read:

71.47 **(5r)** (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the delivery of education occurs in this state.

SECTION 2444. 71.47 (6) (a) 3. of the statutes is amended to read:

71.47 **(6)** (a) 3. ~~For~~ Except as provided in par. (k), for taxable years beginning after December 31, 2013, and before January 1, 2015, any person may claim as a credit against taxes otherwise due under s. 71.43, up to the amount of those taxes, an amount equal to 20 percent of the costs of qualified rehabilitation expenditures, as defined in section 47 (c) (2) of the Internal Revenue Code, for qualified rehabilitated buildings, as defined in section 47 (c) (1) of the Internal Revenue Code, on property located in this state, if the cost of the person's qualified rehabilitation expenditures is at least $50,000 and the rehabilitated property is placed in service after December 31, 2013, and before January 1, 2015, and regardless of whether the rehabilitated property is used for multiple or revenue-providing purposes. No credit may be claimed under this subdivision for property listed as a contributing building in the state register of historic places or in the national register of historic places and no credit may be claimed under this subdivision for nonhistoric, nonresidential property converted into housing if the property has been previously used for housing.

SECTION 2445. 71.47 (6) (c) (intro.) of the statutes is amended to read:

71.47 **(6)** (c) (intro.) No person may claim the credit under par. (a) 2m. unless the claimant includes with the claimant's return a copy of the claimant's certification under s. ~~238.17~~ 235.17. For certification purposes under s. ~~238.17~~ 235.17, the claimant shall provide to the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority all of the following:

SECTION 2446. 71.47 (6) (i) of the statutes is created to read:

71.47 **(6)** (i) 1. a. Except as provided in subd. 1. b., if the activity for which a person claims a credit under this subsection creates fewer full-time jobs than projected under s. 235.17 (3) (a), as reported to the department under s. 235.17 (4), the person who claimed the credit shall repay to the department any amount of the credit claimed, as determined by the department, in proportion to the number of full-time jobs created compared to the number of full-time jobs projected.

b. For purposes of subd. 1. a., the person who initially sells or transfer a credit under par. (h) is responsible for repaying the credit.

2. If a person who claims a credit under this subsection and a credit under section 47 of the Internal Revenue Code for the same qualified rehabilitation expenditures is required to repay the full amount of the credit claimed under section 47 of the Internal Revenue Code, the person shall repay to the department the amount of the credit claimed under this subsection.

SECTION 2447. 71.47 (6) (k) of the statutes is created to read:

71.47 **(6)** (k) A person who has incurred qualified rehabilitation expenditures under par. (a) 3. before January 1, 2015, may claim the credit under par. (a) 3. for taxable years beginning after December 31, 2014, even if the property is not placed in service until after December 31, 2014.

SECTION 2448. 71.49 (1) (eb) of the statutes is repealed.

SECTION 2449. 71.49 (1) (ec) of the statutes is repealed.

SECTION 2450. 71.49 (1) (eg) of the statutes is repealed.

SECTION 2451. 71.49 (1) (eh) of the statutes is repealed.

SECTION 2452. 71.49 (1) (ej) of the statutes is repealed.

SECTION 2453. 71.49 (1) (ek) of the statutes is repealed.

SECTION 2454. 71.49 (1) (f) of the statutes is amended to read:

71.49 **(1)** (f) The total of farmland preservation credit under subch. IX, farmland tax relief credit under s. 71.47 (2m), dairy manufacturing facility investment credit under s. 71.47 (3p), jobs credit under s. 71.47 (3q), meat processing facility investment credit under s. 71.47 (3r), woody biomass harvesting and

---

processing credit under s. 71.47 (3rm), food processing plant and food warehouse investment credit under s. 71.47 (3rn), enterprise zone jobs credit under s. 71.47 (3w), business development credit under s. 71.47 (3y), film production services credit under s. 71.47 (5f), film production company investment credit under s. 71.47 (5h), beginning farmer and farm asset owner tax credit under s. 71.47 (8r), and estimated tax payments under s. 71.48.

SECTION 2455. 71.75 (9) of the statutes is amended to read:

71.75 **(9)** All refunds, overpayments, or refundable credits under this chapter are subject to attachment under ss. 49.855, 71.93 and 71.935, and no taxpayer has any right to, or interest in, any refund, overpayment, or refundable credit under this chapter until setoff under ss. 49.855, 71.93, and 71.935 has been completed.

SECTION 2456. 71.78 (4) (m) of the statutes is amended to read:

71.78 **(4)** (m) The chief executive officer of the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority and employees of the ~~corporation~~ authority to the extent necessary to administer the development zone program under subch. ~~II~~ III of ch. ~~238~~ 235.

SECTION 2457. 71.80 (3) of the statutes is amended to read:

71.80 **(3)** CREDITING OF OVERPAYMENTS ON INDIVIDUAL OR SEPARATE RETURNS. In

the case of any overpayment, refundable credit, or refund on an individual or separate return, the department, within the applicable period of limitations, may credit the amount of overpayment, refundable credit, or refund, including any interest allowed, against any liability in respect to any tax collected by the department, a debt under s. 71.93 or 71.935 or a certification under s. 49.855 on the part of the person who made the overpayment or received the refundable credit or the refund and shall refund any balance to the person. No person has any right to,

or interest in, any overpayment, refundable credit, or refund, including any interest allowed, under this chapter until setoff under ss. 49.855, 71.93, and 71.935 has been completed. The department shall presume that the overpayment, refundable credit or refund is nonmarital property of the filer. Within 2 years after the crediting, the spouse or former spouse of the person filing the return may file a claim for a refund of amounts credited by the department if the spouse or former spouse shows by clear and convincing evidence that all or part of the state tax overpayment, refundable credit or refund was nonmarital property of the nonobligated spouse.

SECTION 2458. 71.80 (3m) (intro.) of the statutes is amended to read:

71.80 **(3m)** CREDITING OF OVERPAYMENTS ON JOINT RETURNS. (intro.) For married persons, unless within 20 days after the date of the notice under par. (c) the nonobligated spouse shows by clear and convincing evidence that the overpayment, refundable credit or refund is the nonmarital property of the nonobligated spouse, notwithstanding s. 766.55 (2) (d), the department may credit overpayments, refundable credits and refunds, including any interest allowed, resulting from joint returns under this chapter as follows, except that no person has any right to, or interest in, any overpayment, refundable credit, or refund, including any interest allowed, under this chapter until setoff under ss. 49.855, 71.93, and 71.935 has been completed:

SECTION 2459. 71.91 (5) (c) of the statutes is renumbered 71.91 (5) (c) 1. and amended to read:

71.91 **(5)** (c) 1. A like warrant may be issued to any agent of the department authorized to collect income or franchise taxes, and in the execution ~~thereof~~ of the warrant and collection of ~~said~~ the taxes ~~such~~ the agent shall have the powers of a sheriff, but shall not be entitled to collect from the taxpayer any fee or charge for the

execution of ~~such~~ the warrant in excess of actual expenses paid in the performance of his or her duty. When a warrant is issued to ~~such~~ the agent he or she may ~~proceed upon the same~~ act as provided in subd. 2. or may execute the warrant in any county

of the state designated in the warrant, in the same manner as provided in this subchapter with respect to sheriffs of such counties.

SECTION 2460. 71.91 (5) (c) 2. of the statutes is created to read:

71.91 **(5)** (c) 2. In executing a warrant as described in subd. 1., the agent may conduct, or may engage a 3rd-party entity to conduct, an execution sale of personal property in any county of the state and may sell, or may engage a 3rd-party entity to sell, the personal property in any manner the department believes will bring the highest net bid or price, including Internet-based auctions or sales. The cost of conducting each auction or sale shall be reimbursed to the department out of the proceeds of the auction or sale.

SECTION 2461. 71.93 (1) (a) 4. of the statutes is amended to read:

71.93 **(1)** (a) 4. An amount that the department of children and families may recover under s. 49.138 (5), 49.161, or 49.195 (3) or collect under s. 49.147 (6) (cm), if the department of children and families has certified the amount under s. 49.85.

SECTION 2462. 71.93 (3) (c) of the statutes is created to read:

71.93 **(3)** (c) No person has any right to, or interest in, any overpayment, refundable credit, or refund, including any interest allowed, under this chapter until setoff under this section and ss. 49.855 and 71.935 has been completed.

SECTION 2463. 71.93 (8) (b) 1. of the statutes is amended to read:

71.93 **(8)** (b) 1. Except as provided in subd. 2., a state agency and the department of revenue shall enter into a written agreement to have the department collect any amount owed to the state agency that is more than 90 days past due, unless negotiations between the agency and debtor are actively ongoing, the debt is the subject of legal action or administrative proceedings, or the agency determines that the debtor is adhering to an acceptable payment arrangement. At least 30 days before the department pursues the collection of any debt referred by a state agency, either the department or the agency shall provide the debtor with a written notice that the debt will be referred to the department for collection. The department may collect amounts owed, pursuant to the written agreement, from the debtor in addition to offsetting the amounts as provided under sub. (3). The department shall charge each debtor whose debt is subject to collection under this paragraph ~~an amount for administrative expenses~~ a collection fee and that amount shall be credited to the appropriation under s. 20.566 (1) (h).

SECTION 2464. 71.935 (6) of the statutes is created to read:

71.935 **(6)** No person has any right to, or interest in, any overpayment, refundable credit, or refund, including any interest allowed, under this chapter until setoff under this section and ss. 49.855 and 71.93 has been completed.

SECTION 2465. 73.03 (2a) of the statutes is amended to read:

73.03 **(2a)** To prepare and publish, in electronic form and on the Internet, assessment manuals. The manual shall discuss and illustrate accepted assessment methods, techniques and practices with a view to more nearly uniform and more

consistent assessments of property at the local level. The manual shall be amended by the department from time to time to reflect advances in the science of assessment, court decisions concerning assessment practices, costs, and statistical and other information considered valuable to local assessors by the department. The manual shall incorporate standards for the assessment of all types of renewable energy resource systems used in this state as soon as such systems are used in sufficient

---

numbers and sufficient data exists to allow the formulation of valid guidelines. The manual shall incorporate standards, which the department of revenue and the state historical society of Wisconsin shall develop, for the assessment of nonhistoric property in historic districts and for the assessment of historic property, including but not limited to property that is being preserved or restored; property that is subject to a protective easement, covenant or other restriction for historic preservation purposes; property that is listed in the national register of historic places in Wisconsin or in this state's register of historic places and property that is designated as a historic landmark and is subject to restrictions imposed by a municipality or by a landmarks commission. The manual shall incorporate general guidelines about ways to determine whether property is taxable in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in specific situations. The manual shall state that assessors are required to comply with s. 70.32 (1g) and shall suggest procedures for doing so. The manual or a supplement to it shall specify per acre value guidelines for each municipality for various categories of agricultural land based on the income that could be generated from its estimated rental for agricultural use, as defined by rule, and capitalization rates established by rule. The manual shall include guidelines for classifying land as agricultural land, as defined in s. 70.32 (2) (c) 1g., and guidelines for distinguishing between land and improvements to land. ~~The manual shall specify the evidence to be exchanged under s. 70.47 (7) (c) and (16) (c).~~ The cost of the development, preparation, and Internet publication of the manual and of revisions and amendments to it shall be paid from the appropriation under s. 20.566 (2) (bm).

SECTION 2466. 73.03 (28) of the statutes is amended to read:

73.03 **(28)** To enter into contracts to collect delinquent Wisconsin taxes. The department shall allocate a portion of the amounts collected under ch. 78, except the amounts collected under s. 78.01, through those contracts to the appropriation under s. 20.566 (1) (hm) to pay contract and court costs. The department shall allocate the remainder of those collections to the transportation fund under s. 25.40. The department shall allocate a portion of the amount collected under chs. 71, 72, 77 and 139 through those contracts to the appropriation under s. 20.566 (1) (hm) to pay

contract and court costs. The department shall allocate the remainder of those collections to the general fund.

SECTION 2467. 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. 235.385 or s. 238.385, 2013 stats., 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. 235.368, 235.395 (2) (b), or 235.397 (5) (b) or s. 238.368, 2013 stats., 238.395 (2) (b), 2013 stats., or 238.397 (5) (b), 2013 stats., or s. 560.768, 2009 stats., s. 560.795 (2) (b), 2009 stats., or s. 560.797 (5) (b), 2009 stats.

SECTION 2468. 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. 235.23 or s. 238.23, 2013 stats., 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. 235.23 (2) or s. 238.23 (2), 2013 stats., or s. 560.96 (2), 2009 stats.

SECTION 2469. 73.03 (49) (e) 4. of the statutes is amended to read:

73.03 **(49)** (e) 4. An agricultural economist employed by the University of Wisconsin System Authority.

SECTION 2470. 73.03 (63) of the statutes is amended to read:

73.03 **(63)** Notwithstanding the amount limitations specified under s. 560.205 (3) (d), 2009 stats., or s. 238.15 (3) (d), 2013 stats., or s. 235.15 (3) (d), in consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority shall submit to the department of revenue its recommendations for the carry forward of credit amounts as provided under this subsection.

SECTION 2471. 73.0301 (1) (d) 3. of the statutes is amended to read:

73.0301 **(1)** (d) 3. A license, certificate of approval, provisional license, conditional license, certification, certification card, registration, permit, training permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7) (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~ 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

SECTION 2472. 73.0301 (1) (d) 3. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

73.0301 **(1)** (d) 3. A license, certificate of approval, provisional license, conditional license, certification, certification card, registration, permit, training permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7) (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), 254.176, 254.20 (3), 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or 343.305 (6) (a) or a ~~permit~~ license for operation of a campground specified in s. ~~254.47 (1)~~ 97.67 (1).

SECTION 2473. 73.0301 (1) (d) 3m. of the statutes is amended to read:

73.0301 **(1)** (d) 3m. A license or certificate issued by the department of workforce development under s. ~~102.17 (1) (e),~~ 103.275 (2) (b), 103.34 (3) (c), 103.91 (1), 103.92 (3), 104.07 (1) or (2), or 105.13 (1).

SECTION 2474. 73.0301 (1) (d) 6. of the statutes is amended to read:

73.0301 **(1)** (d) 6. A license or certificate of registration issued by the department of financial institutions~~, or a division of it,~~ and professional standards under ss. 138.09, 138.12, 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93, or under subch. IV of ch. 551.

SECTION 2475. 73.0301 (1) (d) 12. of the statutes is amended to read:

73.0301 **(1)** (d) 12. A license issued under s. 102.17 (1) (c), 628.04, 628.92 (1), 632.69 (2), or 633.14, a registration under s. 628.92 (2), or a temporary license issued under s. 628.09.

SECTION 2476. 73.0301 (1) (e) of the statutes is amended to read:

73.0301 **(1)** (e) "Licensing department" means the department of administration; the department of agriculture, trade and consumer protection; the board of commissioners of public lands; the department of children and families; the government accountability board; the department of financial institutions and professional standards; the department of health services; the department of natural resources; the department of public instruction; ~~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 2477. 73.06 (1) of the statutes is amended to read:

73.06 **(1)** The department of revenue, through its supervisors of equalization, shall have complete supervision and direction of the work of the local assessors. It shall annually, or more often if deemed necessary at a time which in its judgment is best calculated to obtain the ends sought, call a meeting of all local assessors for conference and instruction relative to their duties in the valuation and assessment of property. The department of revenue may also call a similar meeting of local

clerks
and other officials for conference and instruction relative to their duties in the valuation and assessment of property. ~~Each official upon notice by mail from the supervisor shall attend the meeting, and shall receive travel expenses from his or her residence to the meeting site and return and the compensation and mileage that the board establishes, but not less than $5 per day and 6 cents per mile; except that in counties having a population of 500,000 or more, no compensation, travel expense or mileage shall be allowed. This compensation shall be paid out of the treasury of the county in which the local official resides upon the certificate of the supervisor of equalization showing attendance and travel, as certificates of witnesses and jurors are paid.~~

SECTION 2478. 73.06 (8) of the statutes is amended to read:

73.06 **(8)** For purposes of this section "local assessor" includes the county and regional assessment unit assessors under s. ~~70.99~~ 70.991.

SECTION 2479. 73.08 of the statutes is repealed.

SECTION 2480. 73.09 (1) of the statutes is amended to read:

73.09 **(1)**LOCAL ASSESSMENT PERSONNEL. The department of revenue shall establish by rule the level of certification under sub. (3), the continuing education requirements under sub. (4), examinations under sub. (5), and the requirements for and responsibilities associated with temporary certification under sub. (6) for all assessors and assessment personnel of each local unit of government and for county and regional assessor systems under s. ~~70.99~~ 70.991.

SECTION 2481. 73.09 (2) of the statutes is amended to read:

73.09 **(2)**DEPARTMENT OF REVENUE ASSESSMENT PERSONNEL. The requirements established for local assessment personnel under sub. (1) shall also apply to department of revenue assessment personnel ~~commencing on January 1, 1981~~. The ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration with the assistance of the department of revenue shall determine the position classifications for which certification shall apply within the department of revenue. The first level of certification shall be obtained within ~~100 days of the employee's appointment~~ a timeframe consistent with the department of revenue's employment practices. The department of revenue in consultation with the ~~office~~ division of ~~state employment relations~~ personnel management shall establish requirements for obtaining higher levels of assessor certification.

SECTION 2482. 73.09 (4) (a) of the statutes is amended to read:

73.09 **(4)** (a) ~~All certifications issued prior to January 1, 1981, are valid for 10 years from the date of issuance. All certifications issued on or after January 1, 1981, but before August 15, 1991, expire on the 6th June 1 following the date of issuance.~~ All certifications ~~issued on or after August 15, 1991,~~ expire 5 years after the date

on
which they are issued.

SECTION 2483. 73.09 (4) (b) of the statutes is amended to read:

73.09 **(4)** (b) Persons may be recertified by ~~passing an examination as provided in sub. (5) or by attendance for~~ attending at least 4 of the previous 5 ~~years at~~ annual meetings called by the department of revenue under s. 73.06 (1) and by meeting continuing education requirements determined by the department of revenue. The department of revenue may revoke a person's certification if the person fails to attend more than one annual meeting or fails to meet the continuing education requirements in any recertification cycle. The department may reinstate a certification revoked under this paragraph after a revocation period of no less than one year has expired, if the person whose certification was revoked requests reinstatement, attends the next annual meeting under s. 73.06 (1) following the date on which the department revoked the certification, and passes an examination under sub. (5).

SECTION 2484. 73.09 (5) of the statutes is amended to read:

73.09 **(5)** EXAMINATIONS. As provided in subs. (1) and (2), the department of revenue, assisted by the ~~division~~ bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration, shall prepare and administer examinations for each level of certification. Persons applying for an examination under this subsection shall submit a $20 examination fee with their application. Certification shall be granted to each person who passes the examination for that level.

SECTION 2485. 73.09 (7) (a) of the statutes is amended to read:

73.09 **(7)** (a) The secretary of revenue or a designee may revoke or suspend the certification of any assessor, assessment personnel, or expert appraiser for the practice of any fraud or deceit in obtaining certification, or any negligence, incompetence, or misconduct, including making a fraudulent change in the assessment roll after it is opened for examination under s. 70.47 (3). The secretary of revenue or a designee may require any assessor, assessment personnel, or expert appraiser to take corrective action in order to avoid the revocation or suspension of that person's certification for the activities described under this paragraph.

SECTION 2486. 74.09 (3) (de) of the statutes is created to read:

74.09 **(3)** (de) Indicate all of the following:

1. The amount of the debt service from bonds issued by each taxing jurisdiction and the taxpayer's proportionate share of that amount.

2. The the amount of any fees or charges assessed by each taxing jurisdiction that is collected in the tax levy and the taxpayer's proportionate share of that amount.

3. The amount of the taxes levied for the maintenance and operation of each county, city, village, town, school district, and technical college district where the property is located.

4. The amount of the taxes levied to pay for all of the following:

a. The redemption charges on any bonded indebtedness or other long-term obligation incurred by each taxing jurisdiction where the property is located.

b. Additional amounts levied pursuant to a referendum to exceed a tax levy limitation of a taxing jurisdiction where the property is located.

c. The maintenance and operation of any taxing jurisdiction where the property is located, other than the jurisdictions described in subd. 3.

SECTION 2487. 74.315 (1) of the statutes is renumbered 74.315 (1) (a) and amended to read:

74.315 **(1)** (a) ~~No~~ Except as provided in par. (b), no later than October 1 of each year, the taxation district clerk shall submit to the department of revenue, on a form prescribed by the department, a listing of all the omitted taxes under s. 70.44 to be included on the taxation district's next tax roll, if the total of all such taxes exceeds $5,000.

SECTION 2488. 74.315 (1) (b) of the statutes is created to read:

74.315 **(1)** (b) In 2016, the taxation district clerk shall submit the information described under par. (a) no later than November 1.

SECTION 2489. 74.37 (4) (c) of the statutes is amended to read:

74.37 **(4)** (c) No claim or action for an excessive assessment may be brought or maintained under this section if the assessment of the property for the same year is contested under s. 70.47 ~~(7) (c),~~ (13)~~, or (16) (c) or 70.85~~. No assessment may be contested under s. 70.47 ~~(7) (c),~~ (13)~~, or (16) (c) or 70.85~~ if a claim is brought and maintained under this section based on the same assessment.

SECTION 2490. 74.37 (4) (d) of the statutes is repealed.

SECTION 2491. 74.37 (6) of the statutes is repealed.

SECTION 2492. 75.106 (1) (a) of the statutes is amended to read:

75.106 **(1)** (a) "Brownfield" has the meaning given in s. ~~238.13~~ 235.13 (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 2493. 76.636 (1) (b) 1. of the statutes is amended to read:

76.636 **(1)** (b) 1. A development zone under s. 235.30 or s. 238.30, 2013 stats.,
or s. 560.70, 2009 stats.

SECTION 2494. 76.636 (1) (b) 2. of the statutes is amended to read:

76.636 **(1)** (b) 2. A development opportunity zone under s. 235.395 or s. 238.395, 2013 stats., or s. 560.795, 2009 stats.

SECTION 2495. 76.636 (1) (b) 3. of the statutes is amended to read:

76.636 **(1)** (b) 3. An enterprise development zone under s. 235.397 or s. 238.397,
2013 stats., or s. 560.797, 2009 stats.

SECTION 2496. 76.636 (1) (b) 4. of the statutes is amended to read:

76.636 **(1)** (b) 4. An agricultural development zone under s. 235.398 or s. 238.398, 2013 stats., or s. 560.798, 2009 stats.

SECTION 2497. 76.636 (1) (c) of the statutes is amended to read:

76.636 **(1)** (c) "Environmental remediation" means removal or containment of
environmental pollution, as defined in s. 299.01 (4), and restoration of soil or groundwater that is affected by environmental pollution, as defined in s. 299.01 (4), in a brownfield if that removal, containment, or restoration fulfills the requirement under s. 71.47 (1de) (a) 1., 2013 stats., unless an investigation of the property determines that remediation is required and that remediation is not undertaken.

SECTION 2498. 76.636 (1) (d) of the statutes is amended to read:

76.636 **(1)** (d) "Full-time job" has the meaning given in s. ~~238.30~~ 235.30 (2m).

SECTION 2499. 76.636 (1) (e) (intro.) of the statutes is amended to read:

76.636 **(1)** (e) (intro.) "Member of a targeted group" means any of the following,
if the person has been certified in the manner under s. 71.47 (1dj) (am) 3., 2013 stats.,
by a designated local agency, as defined in s. 71.47 (1dj) (am) 2., 2013 stats.:

SECTION 2500. 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. 235.385 or s. 238.385, 2013 stats., or s. 560.785, 2009 stats., for any taxable year for which an insurer is entitled under s. 235.395 or s. 238.395, 2013 stats., or s.

560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397
(4), or 235.398 (3) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., or s. 238.398
(3), 2013 stats., 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 2501. 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. 235.385 (1) (b) or s. 238.385 (1) (b), 2013 stats., 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) for those jobs.

SECTION 2502. 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. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., 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) for those jobs.

SECTION 2503. 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. 235.385 (1) (bm) or s. 238.385 (1) (bm), 2013 stats., or s. 560.785 (1) (bm), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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. 235.397 or s. 238.397, 2013 stats., 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) for those jobs.

SECTION 2504. 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. 235.385 (1) (c) or s. 238.385 (1) (c), 2013 stats., or s. 560.785 (1) (c), 2009 stats., by the number of full-time jobs retained, as provided ~~in the rules~~ under s. 235.385 or s. 238.385, 2013 stats., 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) for those jobs.

SECTION 2505. 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. 235.365 (3), 235.397 (4), or 235.398 (3) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., or s. 238.398 (3), 2013 stats., 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. 235.395 (3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., that person may not do any of the following:

SECTION 2506. 76.636 (5) of the statutes is amended to read:

76.636 **(5)**CARRY-OVER PRECLUDED. If a person who is entitled under s. 235.395

(3) or s. 238.395 (3), 2013 stats., or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 235.365 (3), 235.397 (4), or 235.398 (3) or s. 238.365 (3), 2013 stats., s. 238.397 (4), 2013 stats., or s. 238.398 (3), 2013 stats., 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 2507. 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 or the Forward Wisconsin Development Authority.

SECTION 2508. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and authorized to claim tax benefits under s. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2509. 76.637 (2) of the statutes is amended to read:

76.637 **(2)**FILING CLAIMS. Subject to the limitations under this section, ss. 235.301 to 235.306, ss. 238.301 to 238.306, 2013 stats., and ss. 560.701 to 560.706, 2009 stats., for taxable years beginning after December 31, 2008, and before January 1, 2016, 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. 235.303 or s. 238.303, 2013 stats., or s. 560.703, 2009 stats.

SECTION 2510. 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. 235.301 (2) or s. 238.301 (2), 2013 stats., or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice of eligibility to receive tax benefits under s. 235.303 (3) or s. 238.303 (3), 2013 stats., or s. 560.703 (3), 2009 stats.

SECTION 2511. 76.637 (4) of the statutes is amended to read:

76.637 **(4)**ADMINISTRATION. If an insurer's certification is revoked under s. 235.305 or s. 238.305, 2013 stats., or s. 560.705, 2009 stats., or if an insurer

becomes
ineligible for tax benefits under s. 235.302 or s. 238.302, 2013 stats., 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 2512. 76.637 (5) of the statutes is created to read:

76.637 **(5)** SUNSET. No credit may be claimed under this section for taxable years beginning after December 31, 2015, except that credits certified by the Forward Wisconsin Development Authority before January 1, 2016, may be claimed
for taxable years beginning after December 31, 2015.

SECTION 2513. 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. 235.15 (2) or s. 238.15 (2), 2013 stats., or s. 560.205 (2), 2009 stats.

SECTION 2514. 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. 235.15 or s. 238.15, 2013 stats., 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. 235.15 or s. 238.15, 2013 stats., or s. 560.205 (1), 2009 stats.

SECTION 2515. 76.80 (3) of the statutes is amended to read:

76.80 **(3)** "Telecommunications services" means the transmission of voice, video, facsimile or data messages, including telegraph messages, except that "telecommunications services" does not include video service, as defined in s. 66.0420
(2) (y), radio, one-way radio paging or transmitting messages incidental to transient
occupancy in hotels, as defined in s. ~~254.61 (3)~~ 97.01 (7).

SECTION 2516. 77.51 (13) (intro.) of the statutes is amended to read:

77.51 **(13)** (intro.) ~~"Retailer"~~ Except as provided in sub. (13b), "retailer" includes:

SECTION 2517. 77.51 (13b) of the statutes is created to read:

77.51 **(13b)** (a) In this subsection:

1. "Affiliate" means a person that directly or indirectly, through one or more
intermediaries, controls or is controlled by, or is under common control with,

another person. For purposes of this subdivision, a person controls another person if that person holds at least 50 percent ownership interest in the other person.

2. "Distribution facility" means an establishment where tangible personal property is stored and processed for delivery to customers and where no retail sales of the property are made.

---

3. "Third-party seller" means a person who owns tangible personal property or items under s. 77.52 (1) (b), who enters into a contract with a person described in par. (b) for the sale of the tangible personal property or items and who is not an affiliate of the person described in par. (b).

(b) Except as provided in par. (c), "retailer" does not include a person, or the person's affiliates, making sales of tangible personal property or items under s. 77.52 (1) (b), if all of the following apply:

1. The person or any of the person's affiliates operates a distribution facility.

2. The person or any of the person's affiliates sells the tangible personal property or items under s. 77.52 (1) (b), on behalf of a 3rd-party seller.

3. The 3rd-party seller owns the tangible personal property or items under s. 77.52 (1) (b), and is disclosed to the customer as the seller.

4. Neither the person nor any affiliate of the person makes any sales for which the customer takes possession of the tangible personal property or items under s. 77.52 (1) (b), at a location operated by the person or any of the person's affiliates.

(c) Paragraph (b) does not apply to sales at auction; sales of tangible personal property or items under s. 77.52 (1) (b), owned or previously owned by the person operating the distribution facility or by any of the person's affiliates; or the sales of any of the following that are registered or titled, or required to be registered or titled, under the laws of this state, or of the United States:

1. Motor vehicles.

2. Aircraft.

3. Snowmobiles.

4. Recreational vehicles, as defined in s. 340.01 (48r).

5. Trailers.

---

6. Semitrailers.

7. All-terrain vehicles.

8. Utility terrain vehicles.

9. Boats.

SECTION 2518. 77.51 (13g) (intro.) of the statutes is amended to read:

77.51 **(13g)** (intro.) Except as provided in sub. (13h), "retailer engaged in business in this state", for purposes of the use tax, ~~means~~ includes any of the following:

SECTION 2519. 77.51 (13g) (a) of the statutes is amended to read:

77.51 **(13g)** (a) Any retailer owning any real property in this state ~~or~~.

(ab) Any retailer leasing or renting out any tangible personal property, or items or property under s. 77.52 (1) (b) or (c), ~~located in~~ if the lease or rental is sourced to this state ~~or~~ under s. 77.522.

(ac) Any retailer maintaining, occupying, or using, permanently or temporarily, directly or indirectly, or through a subsidiary, ~~or~~ an agent, ~~by whatever name called~~ or some other person, an office, place of distribution, sales or sample room or place, warehouse or storage place, or other place of business in this state.

SECTION 2520. 77.51 (13g) (b) of the statutes is amended to read:

77.51 **(13g)** (b) Any retailer having any representative, including a manufacturer's representative, agent, salesperson, canvasser, or solicitor operating in this state under ~~the~~ authority of the retailer or its subsidiary for the purpose of selling, delivering, or the taking ~~of~~ orders for any tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or (d), or ~~taxable~~ services or for the purpose of performing any of the other activities described in this subsection.

SECTION 2521. 77.51 (13g) (e) of the statutes is created to read:

77.51 **(13g)** (e) Any person servicing, repairing, or installing equipment or other tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or (d) in this state.

SECTION 2522. 77.51 (13g) (f) of the statutes is created to read:

77.51 **(13g)** (f) Any person delivering tangible personal property or items under s. 77.52 (1) (b) into this state in a vehicle operated by the person that sells the property or items that are delivered.

SECTION 2523. 77.51 (13g) (g) of the statutes is created to read:

77.51 **(13g)** (g) Any person performing construction activities in this state.

SECTION 2524. 77.54 (9a) (a) of the statutes is amended to read:

77.54 **(9a)** (a) This state or any agency thereof, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Wisconsin Aerospace Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and the Fox River Navigational System Authority.

SECTION 2525. 77.59 (5) of the statutes is amended to read:

77.59 **(5)** The department may offset the amount of any refund for a period, together with interest on the refund, against deficiencies for another period, and against penalties and interest on the deficiencies, or against any amount of whatever kind, due and owing on the books of the department from the person who is entitled

to the refund. If the refund is to be paid to a buyer, the department may also set off amounts in the manner in which it sets off income tax and franchise tax refunds under s. 71.93 and may set off amounts for child support or maintenance or both in the manner in which it sets off income taxes under ss. 49.855 and 71.93 (3), (6) and

(7). No person has any right to, or interest in, any refund under this chapter until setoff under ss. 49.855, 71.93, and 71.935 has been completed.

SECTION 2526. 77.665 of the statutes is created to read:

77.665Educational programs.(1) In fiscal year 2017-18, $753,533,000 of the taxes collected under this subchapter shall be used to pay the amounts under s. 20.285 (1) (a).

(2) In fiscal year 2018-19, and in each fiscal year thereafter, the amount of the taxes collected under this subchapter that is used to pay the amounts under s. 20.285 (1) (a) is the amount used in the previous fiscal year, adjusted annually on July 1 to reflect any changes 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-month period ending on the preceding December 31.

SECTION 2527. 77.86 (1) (b) of the statutes is renumbered 77.86 (1) (b) 1. and amended to read:

77.86 **(1)** (b) 1. Except as provided under sub. (6), an owner who intends to cut merchantable timber on managed forest land shall, at least 30 days before the cutting is to take place, on a form provided by the department, file a notice of intent to cut and, except as provided under subd. 2., request approval of the proposed cutting from the department.

SECTION 2528. 77.86 (1) (b) 2. of the statutes is created to read:

77.86 **(1)** (b) 2. An owner who is required under the terms of an approved management plan to cut merchantable timber on managed forest land is not required to obtain approval of the cutting of that timber before the cutting takes place if a cooperating forester authorized under s. 28.05 to assist the state in the harvesting and sale of timber provided the required notice of intent to cut to the department under subd. 1.

SECTION 2529. 77.86 (3) of the statutes is amended to read:

77.86 **(3)**TIME LIMIT. All cutting specified in the notice under sub. (1) (b) shall be commenced within one year after the date the proposed cutting is approved or, if approval is not required under sub. (1) (b) 2., within one year after the date on which the notice under sub. (1) (b) 1. is filed. The owner shall report to the department the date on which the cutting is commenced.

SECTION 2530. 77.86 (4) of the statutes is amended to read:

77.86 **(4)** REPORTING. Within 30 days after completion of any cutting ~~approved~~ under this section, the owner shall report to the department, on a form provided by the department, a description of the species of wood, kind of product and the quantity of each species cut as shown by the scale or measurement made on the ground as cut, skidded, loaded or delivered, or by tree scale certified by a forester acceptable to the department if the wood is sold by tree measurement.

SECTION 2531. 77.895 (1) (d) of the statutes is amended to read:

77.895 **(1)** (d) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 2532. 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~~ 235.13 (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 2533. 79.10 (7m) (a) 1. of the statutes is renumbered 79.10 (7m) (a) 1. (intro.) and amended to read:

79.10 **(7m)** (a) 1. (intro.) Except as provided in par. (cm), the amount determined under sub. (4) shall be distributed by the department of administration to the counties on the 4th Monday in July~~.~~, except as follows:

SECTION 2534. 79.10 (7m) (a) 1. a. of the statutes is created to read:

79.10 (7m) (a) 1. a. In the 2016-17 fiscal year, the department of administration shall distribute $853,000,000 on the 4th Monday in July, 2016, related to the 2015 property tax levies, and $105,600,000 on the 4th Monday in June, 2017, related to the 2016 property tax levies.

SECTION 2535. 79.10 (7m) (a) 1. b. of the statutes is created to read:

79.10 (7m) (a) 1. b. In the 2017-18 fiscal year, and in each fiscal year thereafter, the department of administration shall distribute $747,400,000 on the 4th Monday in July, related to property taxes levied in the prior calendar year, and $105,600,000

on the following 4th Monday in June, related to property taxes levied in the most recent calendar year.

SECTION 2536. 79.10 (7m) (a) 2. of the statutes is amended to read:

79.10 **(7m)** (a) 2. Except as provided in par. (cm), the county treasurer shall settle for the amounts distributed under this paragraph ~~on the 4th Monday in July~~ with each municipality and taxing jurisdiction in the county not later than August 20. Failure to settle timely under this subdivision subjects the county treasurer to the penalties under s. 74.31.

SECTION 2537. 79.10 (7m) (cm) 1. b. of the statutes is amended to read:

79.10 **(7m)** (cm) 1. b. The treasurer of the municipality shall settle for the amounts distributed under pars. (a) 1. and (c) 1. ~~on the 4th Monday in July~~ with the appropriate county treasurer not later than August 15. Failure to settle timely under this subdivision subjects the treasurer of the municipality to the penalties under s. 74.31. On or before August 20, the county treasurer shall settle with each taxing jurisdiction, including towns, villages, and cities, except 1st class cities, in the county.

SECTION 2538. 79.10 (7m) (cm) 2. b. of the statutes is amended to read:

79.10 **(7m)** (cm) 2. b. The treasurer of the municipality shall settle for the amounts distributed under pars. (a) 1. and (c) 1. ~~on the 4th Monday in July~~ with the appropriate county treasurer not later than August 15. Failure to settle timely under this subdivision subjects the treasurer of the municipality to the penalties under s. 74.31. On or before August 20, the county treasurer shall settle with each taxing jurisdiction, including towns, villages, and cities, except 1st class cities, in the county.

SECTION 2539. 79.14 of the statutes is amended to read:

79.14School levy tax credit. The appropriation under s. 20.835 (3) (b), for the payments under s. 79.10 (4), is $319,305,000 in 1994, 1995, and 1996; $469,305,000 beginning in 1997 and ending in 2006; $593,050,000 in 2007; $672,400,000 in 2008; $747,400,000 in 2009; $732,550,000 in 2010, 2011, and 2012; ~~and~~ $747,400,000 in 2013, 2014, and 2015; $958,600,000 in fiscal year 2016-17; and $853,000,000 in fiscal year 2017-18 and in each fiscal year thereafter.

SECTION 2540. 84.01 (6m) (b) (intro.) of the statutes is amended to read:

84.01 **(6m)** (b) (intro.) The department, in consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, shall do all of the following for each economic development program administered by the department:

SECTION 2541. 84.01 (11m) (a) of the statutes is amended to read:

84.01 **(11m)** (a) The department shall coordinate any economic development assistance with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 2542. 84.01 (11m) (b) of the statutes is 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. ~~238.07~~ 235.016 (2). The department shall collaborate with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority to make readily accessible to the public on an Internet-based system the information required under this subsection.

SECTION 2543. 84.01 (13) of the statutes is renumbered 84.01 (13) (b) and amended to read:

84.01 **(13)** (b) The department may engage such engineering, consulting, surveying, or other specialized services as it deems advisable. Any engagement of services under this subsection is exempt from ss. 16.70 to 16.75, 16.755 to 16.82, and 16.85 to 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to such engagement.

Any engagement involving an expenditure of $3,000 or more shall be by formal contract approved by the governor. The department shall conduct a uniform cost-benefit analysis~~, as defined in s. 16.70 (3g),~~ of each proposed engagement under this subsection that involves an estimated expenditure of more than $300,000 in accordance with standards prescribed by rule of the department. The department shall review periodically, and before any renewal, the continued appropriateness of contracting pursuant to each engagement under this subsection that involves an estimated expenditure of more than $300,000.

SECTION 2544. 84.01 (13) (a) of the statutes is created to read:

84.01 **(13)** (a) In this subsection, "cost-benefit analysis" means 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.

SECTION 2545. 84.01 (35) of the statutes is repealed.

SECTION 2546. 84.01 (36) (d) of the statutes is renumbered 84.01 (36) (d) 1. and amended to read:

84.01 **(36)** (d) 1. ~~All~~ Except as provided in subd. 2., all fees received under this subsection shall be deposited in the general fund and credited to the appropriation account under s. 20.395 (3) (eg).

SECTION 2547. 84.01 (36) (d) 2. of the statutes is created to read:

84.01 **(36)** (d) 2. All fees received under this subsection from sponsorship agreements under which the department displays information associated with the sponsor at a passenger railroad station shall be deposited in the transportation fund.

SECTION 2548. 84.013 (3) (ai) of the statutes is repealed.

SECTION 2549. 84.013 (3) (kg) of the statutes is repealed.

SECTION 2550. 84.013 (3) (rm) of the statutes is repealed.

SECTION 2551. 84.013 (3) (tr) of the statutes is repealed.

SECTION 2552. 84.0145 (1) (a) of the statutes is renumbered 84.0145 (1) (ap).

SECTION 2553. 84.0145 (1) (ah) of the statutes is created to read:

84.0145 **(1)** (ah) "I 94 east-west project" means the reconstruction of the I 94 freeway in Milwaukee County from 70th Street to 16th Street, including all interchanges.

SECTION 2554. 84.0145 (2) of the statutes is amended to read:

84.0145 **(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), (ar), (av), (ax), and (ct) and (4) (jq) and 20.866 (2) (uup) and (uur).

SECTION 2555. 84.0145 (3) (b) 3. of the statutes is created to read:

84.0145 **(3)** (b) 3. The I 94 east-west project.

SECTION 2556. 84.06 (1) (a) of the statutes is renumbered 84.06 (1) (am).

SECTION 2557. 84.06 (1) (ag) of the statutes is created to read:

84.06 **(1)** (ag) "Construction manager" means a person in the business of providing construction services that is also qualified to supervise, manage, or otherwise participate in the engineering, design, or construction work for an improvement project.

SECTION 2558. 84.06 (1) (aj) of the statutes is created to read:

84.06 **(1)** (aj) "Construction manager-general contractor contract" means a contract for an improvement project awarded under sub. (2m).

SECTION 2559. 84.06 (2) (a) of the statutes is amended to read:

84.06 **(2)** (a) All such highway improvements shall be executed by contract based on bids unless the department finds that another method as provided in sub. (2m), (3), or (4) would be more feasible and advantageous. Bids shall be advertised for in the manner determined by the department. Except as provided in s. 84.075, the contract shall be awarded to the lowest competent and responsible bidder as determined by the department. If the bid of the lowest competent bidder is determined by the department to be in excess of the estimated reasonable value of the work or not in the public interest, all bids may be rejected. The department shall, so far as reasonable, follow uniform methods of advertising for bids and may prescribe and require uniform forms of bids and contracts. Except as provided in par.

(b), the secretary shall enter into the contract on behalf of the state. Every such contract is exempted from ss. 16.70 to 16.75, 16.755 to 16.82, 16.87 and 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to the contract. Any such contract involving an expenditure of $1,000 or more shall not be valid until approved by the governor. The secretary may require the attorney general to examine any contract and any bond submitted in connection with the contract and report on its sufficiency of form and execution. The bond required by s. 779.14 (1m) is exempt from approval by the governor and shall be subject to approval by the secretary. This subsection also applies to contracts with private contractors based on bids for maintenance under s. 84.07.

SECTION 2560. 84.06 (2m) of the statutes is created to read:

84.06 **(2m)** CONSTRUCTION MANAGER-GENERAL CONTRACTOR PROCESS. (a) Prior to July 1, 2019, if the department finds that it would be more feasible and advantageous, the department may award a 2-phase construction manager-general contractor contract to a construction manager for preconstruction and construction services for an improvement project.

(b) The department may award a construction manager-general contractor contract to a construction manager based on qualifications, experience, best value, or any other combination of factors the department considers appropriate.

(c) Before the project design is 90 percent complete, the construction manager shall provide to the department a proposal for the construction manager to construct the project which does all of the following:

1. Includes a guaranteed maximum price.

2. Certifies that at least 30 percent of the work for the construction phase shall be performed by the construction manager.

(d) The department shall obtain an independent cost estimate for the construction of the project.

(e) For the construction phase, the department may do any of the following:

1. Enter into a construction contract with the construction manager pursuant to a proposal under par. (c).

2. Award the construction contract in accordance with sub. (2).

(f) The department may utilize a construction manager-general contractor contract for no more than 3 highway improvement projects.

SECTION 2561. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 2562. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 2563. 84.076 (1) (c) of the statutes is amended to read:

84.076 **(1)** (c) "Minority business" has the meaning given under s. ~~16.287~~ 203.07 (1) (e) 1.

SECTION 2564. 84.076 (1) (d) of the statutes is amended to read:

84.076 **(1)** (d) "Minority group member" has the meaning given under s. ~~16.287~~ 203.07 (1) (f).

SECTION 2565. 84.185 (2) (b) 5. of the statutes is amended to read:

84.185 **(2)** (b) 5. Whether the political subdivision will contribute, from funds not provided by this state, not less than ~~50%~~ 20 percent of the cost of the improvement.

SECTION 2566. 84.185 (3) (a) 1. of the statutes is amended to read:

84.185 **(3)** (a) 1. ~~50%~~ Eighty percent of the anticipated cost of the improvement.

SECTION 2567. 84.185 (3) (b) 3. a. of the statutes is amended to read:

84.185 **(3)** (b) 3. a. The grant ceiling determined under par. (a) is based on ~~50%~~ 80 percent of the anticipated cost of the improvement and would result in a grant exceeding $1 million.

SECTION 2568. 84.185 (6m) of the statutes is amended to read:

84.185 **(6m)**ADMINISTRATION. From the appropriations under s. 20.395 (2) (iq), (iv) and (ix), upon the approval of the secretary under sub. (2), the department may make improvements to or provide other assistance for the improvement of a transportation facility under sub. (1) (d) 1. to 3. or provide other assistance for the improvement of a transportation facility under sub. (1) (d) 4. or 5. The department may make loans from the appropriations under s. 20.395 (2) (iq) and (iw) for the improvement of a transportation facility. The state share of costs for the improvement of a transportation facility, including any loans made under this subsection for the improvement of the transportation facility, may not exceed ~~50%~~ 80 percent of the cost of the improvement.

SECTION 2569. 84.27 of the statutes is amended to read:

84.27Institution roads. The department may administer a program to improve highways forming convenient connections between the University of Wisconsin System Authority and state charitable or penal institutions, and the state trunk highway system, or to construct roadways under or over state trunk highways that pass through the grounds thereof, or to construct and maintain all drives and roadways on such grounds or the grounds of the state capitol. Within the limitations and for the purposes of this section, work may be performed by or under the supervision or authority of the department, upon the request for such work filed by

the board of regents of the University of Wisconsin System Authority or the state boards, commissions, departments or officers, respectively, as to such work in connection with the institution controlled by them. The cost of any work under this section shall be the responsibility of the board of regents of the University of Wisconsin System Authority or the state boards, commissions, departments or officers involved.

SECTION 2570. 84.59 (1) of the statutes is amended to read:

84.59 **(1)** Transportation facilities under s. 84.01 (28) ~~and~~, major highway projects as defined under s. 84.013 (1) (a) for the purposes under ss. 84.06 and 84.09, and southeast Wisconsin freeway megaprojects enumerated under s. 84.0145 (3) (b) may be funded with the proceeds of revenue obligations issued subject to and in accordance with subch. II of ch. 18.

SECTION 2571. 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), 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 ~~and~~, one-half of revenues collected under s. 78.01, and revenues 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 2572. 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

~~$3,768,059,300~~ $4,779,086,300, 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, and southeast Wisconsin freeway megaprojects enumerated under s. 84.0145 (3) (b). 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 2573. 85.0205 (1m) of the statutes is created to read:

85.0205 **(1m)** The department may not expend state moneys on elements of a highway improvement project that the department determines are primarily related to the aesthetic preferences of communities adjacent to the project, generally known as community sensitive solutions.

SECTION 2574. 85.066 of the statutes is created to read:

85.066Transit safety oversight program.(1)DEFINITION. In this section, "fixed guideway transit system" means a public transportation system being designed, engineered, constructed, or operated that is intended to operate upon a fixed guideway, including a railway, and that is not subject to regulation by the federal railroad administration.

(2)PROGRAM AND FUNDING. The department shall develop and administer a transit safety oversight program. Under the program, the department may oversee, enforce, investigate, and audit all safety aspects of fixed guideway transit systems.

SECTION 2575. 85.09 (2) (a) of the statutes is amended to read:

85.09 **(2)** (a) The department of transportation shall have the first right to acquire, for present or future transportational or recreational purposes, any property used in operating a railroad or railway, including land and rails, ties, switches, trestles, bridges, and the like located on that property, that has been abandoned. The department of transportation may, in connection with abandoned rail property, assign this right to a state agency, the board of regents of the University of Wisconsin System Authority, any county or municipality, or any transit commission. Acquisition by the department of transportation may be by gift, purchase, or condemnation in accordance with the procedure under s. 32.05. In addition to its property management authority under s. 85.15, the department of transportation may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), lease and collect rents and fees for any use of rail property pending discharge of the

department's duty to convey property that is not necessary for a public purpose. No person owning abandoned rail property, including any person to whom ownership reverts upon abandonment, may convey or dispose of any abandoned rail property without first obtaining a written release from the department of transportation indicating that the first right of acquisition under this subsection will not be exercised or assigned. No railroad or railway may convey any rail property prior to abandonment if the rail property is part of a rail line shown on the railroad's system map as in the process of abandonment, expected to be abandoned, or under study for possible abandonment unless the conveyance or disposal is for the purpose of providing continued rail service under another company or agency. Any conveyance made without obtaining such release is void. The first right of acquisition of the department of transportation under this subsection does not apply to any rail property declared by the department to be abandoned before January 1, 1977. The

---

department of transportation may acquire any abandoned rail property under this section regardless of the date of its abandonment.

SECTION 2576. 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 administration~~ public service commission.

SECTION 2577. 85.22 (title) of the statutes is amended to read:

85.22 (title) ~~**Capital assistance program for specialized**~~ **Specialized transportation program.**

SECTION 2578. 85.22 (1) of the statutes is amended to read:

85.22 **(1)**PURPOSE. The purpose of this section is to promote the general public health and welfare by providing ~~capital~~ assistance to eligible applicants providing transportation services to ~~elderly~~ seniors and ~~disabled persons~~ individuals with disabilities.

SECTION 2579. 85.22 (2) (ag) of the statutes is renumbered 85.22 (2) (bm) and amended to read:

85.22 **(2)** (bm) "~~Disabled person~~ Individual with a disability" means any individual who, because of any temporary or permanent physical or mental condition or institutional residence is unable without special facilities or special planning or design to use available transportation facilities and services as effectively as persons who are not so affected.

SECTION 2580. 85.22 (2) (am) (intro.) of the statutes is renumbered 85.22 (2) (am) and amended to read:

85.22 **(2)** (am) "Eligible applicant" means any applicant that meets eligibility requirements for federal assistance under 49 USC 5310 ~~(a) and is one of the following:~~.

SECTION 2581. 85.22 (2) (am) 1. of the statutes is repealed.

SECTION 2582. 85.22 (2) (am) 2. of the statutes is repealed.

SECTION 2583. 85.22 (2) (b) of the statutes is repealed.

SECTION 2584. 85.22 (2) (d) of the statutes is created to read:

85.22 **(2)** (d) "Senior" means any individual age 65 or older.

SECTION 2585. 85.22 (3) (a) of the statutes is amended to read:

85.22 **(3)** (a) To receive and review ~~annually~~ applications for aid under this section and to prescribe the form, nature, and extent of information which shall be contained in applications. Each applicant shall indicate whether the transportation services it provides or proposes to provide conflict with any transportation services being assisted under s. 85.21.

SECTION 2586. 85.22 (3) (c) of the statutes is amended to read:

85.22 **(3)** (c) To make and execute agreements with eligible applicants to provide for the undertaking of transportation services to ~~elderly~~ seniors or ~~disabled persons~~ individuals with disabilities.

SECTION 2587. 85.22 (3) (g) of the statutes is amended to read:

85.22 **(3)** (g) To establish an ~~annual~~ application cycle for the program.

SECTION 2588. 85.22 (3) (h) of the statutes is amended to read:

85.22 **(3)** (h) To establish, by rule, standards for the coordination of transportation services to ~~elderly~~ seniors and ~~disabled persons for purposes of s. 85.22 (2) (am) 2. b~~ individuals with disabilities. These standards may require certification by a local public body that any application for aid under this section shall be consistent with the recommendations of a local coordinating committee on transportation that has membership which is, in the department's judgment, sufficient to provide for adequate coordination of services available in the applicable area.

SECTION 2589. 85.22 (4) (a) (intro.) of the statutes is renumbered 85.22 (4) and amended to read:

85.22 **(4)** Commencing with the highest ranked application and to the extent that state and federal moneys are available, the department shall offer to each eligible applicant an amount of ~~state~~ aid such that the sum of federal and state aid received by an applicant does not exceed ~~any of the following:~~ the funding limitations defined in 49 USC 5310.

SECTION 2590. 85.22 (4) (a) 1. of the statutes is repealed.

SECTION 2591. 85.22 (4) (a) 2. of the statutes is repealed.

SECTION 2592. 85.22 (4) (b) of the statutes is repealed.

SECTION 2593. 85.25 (2) (a) of the statutes is amended to read:

85.25 **(2)** (a) "Business development organization" means the Forward Wisconsin ~~Housing and Economic~~ Development Authority created under s. ~~234.02~~ 235.011 or any private organization that prepares business and loan plans for and provides other financial, management, and technical assistance to disadvantaged businesses.

SECTION 2594. 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. ~~16.287~~ 203.07 (1) (h).

SECTION 2595. 85.53 of the statutes is renumbered 51.49, and 51.49 (3), as renumbered, is amended to read:

51.49 **(3)**~~Grants under this section shall be paid from the appropriation under s. 20.395 (5) (jr).~~ The amount of a grant under this section may not exceed 80% of the amount expended by an eligible applicant for services related to the program.

SECTION 2596. 87.305 (1) (intro.) of the statutes is amended to read:

87.305 **(1)**DEPARTMENT APPROVAL. (intro.) Notwithstanding s. 87.30 or any rule promulgated, order issued or ordinance adopted under that section, the department shall authorize the connection of a sanitary sewer line from the sewerage treatment plant in the city of Prairie du Chien and connection of the public water system of the city of Prairie du Chien to the railroad depot and the Dousman hotel on St. Feriole island and shall authorize historic use of the Dousman hotel as a hotel, as defined under s. ~~254.61 (3)~~ 97.01 (7), if all of the following conditions are met:

SECTION 2597. 89.02 (3d) of the statutes is created to read:

89.02 **(3d)** "Department" means the department of agriculture, trade and consumer protection.

SECTION 2598. 89.063 of the statutes is created to read:

89.063Fees. The department shall determine by rule the fees for each initial license, certification, and permit issued under ss. 89.06 and 89.072, and, if applicable, for renewal of the license, certification, or permit, including late fees, based on the department's administrative and enforcement costs under this chapter.

SECTION 2599. 89.085 of the statutes is created to read:

89.085Unauthorized practice.(1) The department may conduct investigations, hold hearings, and make findings as to whether a person has engaged in a practice or used a title without a credential required under this chapter.

(2) If, after holding a public hearing, the department determines that a person has engaged in a practice or used a title without a required credential, the

---

department may issue a special order enjoining the person from continuing the practice or use of the title.

(3) In lieu of holding a public hearing, if the department has reason to believe that a person has engaged in a practice or used a title without a required credential, the department may petition the circuit court for a temporary restraining order or an injunction as provided in ch. 813.

(4) (a) Any person who violates a special order issued under sub. (2) may be required to forfeit not more than $10,000 for each offense. Each day of continued violation constitutes a separate offense. The attorney general or any district attorney may commence an action in the name of the state to recover a forfeiture under this paragraph.

(b) Any person who violates a temporary restraining order or an injunction issued by a court upon a petition under sub. (3) may be fined not less than $25 nor more than $5,000 or imprisoned for not more than one year in the county jail or both.

SECTION 2600. 91.04 (intro.) of the statutes is amended to read:

91.04Department to report. (intro.) At least once every 2 years, beginning not later than December 31, 2011, the department shall submit a farmland preservation report to the ~~board~~ secretary of agriculture, trade and consumer protection and provide copies of the report to the department of revenue and the department of administration. The department shall prepare the report in cooperation with the department of revenue and shall include all of the following in the report:

SECTION 2601. 92.025 (4) of the statutes is amended to read:

92.025 **(4)**INTERIM GOAL; STATE-RUN FARMS. The soil erosion rate on individual cropland fields of farms owned or leased by the University of Wisconsin System Authority or any ~~other~~ department or agency of state government does not exceed the tolerable soil erosion level on or after July 1, 1990.

SECTION 2602. 92.04 (2) (g) of the statutes is amended to read:

92.04 **(2)** (g) *Advise the University of Wisconsin System Authority*. The board shall advise the University of Wisconsin System Authority annually on needed research and educational programs relating to soil and water conservation.

SECTION 2603. 92.05 (3) (d) of the statutes is amended to read:

92.05 **(3)** (d) *Advise University of Wisconsin System Authority*. The department shall advise the University of Wisconsin System Authority annually on developing research and educational programs relating to soil and water conservation.

SECTION 2604. 92.07 (5) of the statutes is amended to read:

92.07 **(5)**EDUCATIONAL AND OTHER PROGRAMS. Each land conservation committee may encourage research and educational, informational and public service programs, advise the University of Wisconsin System Authority on educational needs and assist the University of Wisconsin System Authority and the

department in implementing educational programs under ss. ~~36.25 (7),~~ 59.56 (3) and 92.05.

SECTION 2605. 93.02 of the statutes is amended to read:

93.02Staff. The secretary shall appoint all staff necessary for the carrying out of the duties of the department, all of whom shall be under the classified service except the deputy secretary, the assistant deputy secretary, and, subject to s. 230.08 (4) (a), the administrators of divisions. ~~Each such deputy secretary, assistant deputy secretary, or administrator shall be appointed by the secretary with the approval of the board.~~

SECTION 2606. 93.06 (14) of the statutes is created to read:

93.06 **(14)**COOPERATION AND COLLABORATIVE AGREEMENTS. Promote cooperation and formal collaborative agreements among any of the following with regard to enforcement of the laws and regulations administered by the department, planning, priority setting, information and data sharing, reporting, resource allocation, funding, service delivery, and jurisdiction:

(a) This state.

(b) Local health departments.

(c) Federally recognized American Indian tribes or bands located in this state.

(d) The federal Indian health service.

SECTION 2607. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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 2608. 93.07 (5) of the statutes is amended to read:

93.07 **(5)**ADVICE TO UNIVERSITY OF WISCONSIN ~~SYSTEM~~ SYSTEM AUTHORITY. To give advice to the state superintendent of public instruction as to the courses in

agricultural economics to be given in the University of Wisconsin System Authority.

SECTION 2609. 93.07 (18) (b) (intro.) of the statutes is amended to read:

93.07 **(18)** (b) (intro.) In consultation with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, to do all of the following for each economic development program administered by the department of agriculture, trade and consumer protection:

SECTION 2610. 93.07 (20) (a) of the statutes is amended to read:

93.07 **(20)** (a) The department shall coordinate any economic development assistance with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority.

SECTION 2611. 93.07 (20) (b) of the statutes is 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. ~~238.07~~ 235.016 (2). The department shall collaborate with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority to make readily accessible to the public on an Internet-based system the information required under this subsection.

SECTION 2612. 93.07 (24) (e) of the statutes is created to read:

93.07 **(24)** (e) To enforce the laws for the sanitary care of campgrounds and camping resorts, recreational and educational camps, public swimming pools, hotels,

---

tourist rooming houses, vending machine commissaries, vending machines, and other persons or entities subject to regulation by the department.

SECTION 2613. 93.135 (1) (a) of the statutes is renumbered 93.135 (1) (ag).

SECTION 2614. 93.135 (1) (ab) of the statutes is created to read:

93.135 **(1)** (ab) A license, certification, or permit under ch. 89.

SECTION 2615. 93.135 (1) (km) of the statutes is amended to read:

93.135 **(1)** (km) A license under s. 97.21 ~~(2) or~~ (3).

SECTION 2616. 93.135 (1) (ng) of the statutes is created to read:

93.135 **(1)** (ng) A certificate under s. 97.33.

SECTION 2617. 93.135 (1) (nt) of the statutes is created to read:

93.135 **(1)** (nt) A license under s. 97.605 (1) or 97.67 (1) or (2m).

SECTION 2618. 93.20 (1) of the statutes is amended to read:

93.20 **(1)**DEFINITION. In this section, "action" means an action that is commenced in court by, or on behalf of, the department of agriculture, trade and consumer protection to enforce chs. 88, 89, 91 to 100, or 126.

SECTION 2619. 93.22 (1) of the statutes is amended to read:

93.22 **(1)** In cases arising under chs. 88, 89, and 93 to 100, the department may be represented by its attorney.

SECTION 2620. 93.22 (2) of the statutes is amended to read:

93.22 **(2)** The department may, with the approval of the governor, appoint special counsel to prosecute or assist in the prosecution of any case arising under chs. 88, 89, and 93 to 100. The cost of such special counsel shall be charged to the appropriation for the department.

SECTION 2621. 93.22 (3) of the statutes is amended to read:

93.22 **(3)** In any criminal or civil action under chs. 88, 89, and 93 to 100, any exception, exemption, proviso, excuse, or qualification contained in any of said chapters, or in any order, standard, or regulation thereunder, may be proved by the defendant, but need not be specified or negatived in the information or complaint, and, if so specified or negatived, no proof in relation to the matters so specified or negatived, shall be required of the plaintiff.

SECTION 2622. 93.33 (4s) (c) of the statutes is amended to read:

93.33 **(4s)** (c) Each of the individuals specified in s. 15.137 (2) (a) 8. and the chancellor of the University of Wisconsin-Extension, jointly or individually, shall annually prepare a review of agricultural education programs in the University of Wisconsin System, with input from or review by the University of Wisconsin System ~~administration~~ Authority.

SECTION 2623. 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 chief executive officer of the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, 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 2624. 93.33 (5) (intro.) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 chief executive officer of the Forward Wisconsin Development Authority, the president of the University of Wisconsin System Authority, 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 2625. 93.42 (5) of the statutes is amended to read:

93.42 **(5)** Cooperating with the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority in promoting the state's products through the state's foreign trade offices.

SECTION 2626. 93.46 (1m) (a) 2. of the statutes is amended to read:

93.46 **(1m)** (a) 2. Coordinating the aquaculture activities of the department with the aquaculture activities of the department of natural resources and the University of Wisconsin System Authority.

SECTION 2627. 93.46 (1m) (a) 3. of the statutes is amended to read:

93.46 **(1m)** (a) 3. Conducting meetings on a quarterly basis between representatives of the department, the department of natural resources and the University of Wisconsin System Authority to exchange information regarding the progress of their efforts to promote commercial aquaculture in this state.

SECTION 2628. 93.46 (1m) (c) of the statutes is amended to read:

93.46 **(1m)** (c) The University of Wisconsin System ~~shall~~ Authority may, in cooperation with the commercial aquaculture industry, conduct applied and on-site research, outreach activities and on-site demonstrations relating to commercial aquaculture in this state.

SECTION 2629. 93.59 of the statutes is created to read:

93.59Producer led watershed protection grants.(1) The department shall make grants for nonpoint source pollution abatement activities conducted with the assistance of producer led groups that comply with sub. (2). The department shall make a grant directly to the producer led group, except that, if the group is not a legal entity, the department may only make the grant to a legal entity on behalf of the group.

(2) The department may provide a grant under sub. (1) if all of the following apply:

(a) The producer led group includes at least 5 agricultural producers each of whom operates an eligible farm, as defined in s. 91.86 (1), in one watershed. The

group may include additional agricultural producers who are not required to be operators of eligible farms.

(b) The group is formed through a memorandum of understanding with the collaborating entity under par. (c).

(c) The group collaborates with at least one of the following:

1. The department.

2. The department of natural resources.

3. A county land conservation committee.

4. The University of Wisconsin-Extension or the Discovery Farms program of the University of Wisconsin-Extension.

5. A nonprofit conservation organization.

(d) The group assists agricultural producers in the watershed under par. (a) to voluntarily conduct nonpoint source water pollution abatement activities.

(3) A producer led group that receives, or on whose behalf a legal entity receives, a grant under this section shall annually file a report with the department describing the activities conducted with the grant and the impact of those activities on water quality in the watershed under sub. (2) (a).

(4) The department may promulgate rules that do all of the following:

(a) Define "legal entity" for the purposes of this section.

(b) Specify the application process for a grant under this section.

(c) Specify activities that may be conducted using a grant under this section.

SECTION 2630. 94.64 (4) (a) 2. of the statutes is repealed.

SECTION 2631. 94.64 (4) (a) 3. of the statutes is repealed.

SECTION 2632. 94.64 (4) (c) 2. of the statutes is repealed.

SECTION 2633. 94.64 (4) (c) 3. of the statutes is repealed.

SECTION 2634. 94.64 (8m) of the statutes is repealed.

SECTION 2635. 94.65 (6) (a) 3. of the statutes is repealed.

SECTION 2636. 94.67 (33m) of the statutes is amended to read:

94.67 **(33m)** "Veterinarian" means an individual who is licensed as a veterinarian under ch. ~~453~~ 89.

SECTION 2637. 94.67 (33t) of the statutes is amended to read:

94.67 **(33t)** "Veterinary technician" means an individual who is certified as a veterinary technician under ch. ~~453~~ 89.

SECTION 2638. 95.21 (1) (e) of the statutes is amended to read:

95.21 **(1)** (e) "Veterinarian" has the meaning designated under s. ~~453.02~~ 89.02 (7).

SECTION 2639. 95.21 (1) (em) of the statutes is amended to read:

95.21 **(1)** (em) "Veterinary technician" has the meaning designated under s. ~~453.02~~ 89.02 (12).

SECTION 2640. 95.21 (2) (a) of the statutes is amended to read:

95.21 **(2)** (a) *Requirement for vaccination.* Except as provided in s. 174.054 or sub. (9) (d), the owner of a dog shall have the dog vaccinated against rabies by a veterinarian or, if a veterinarian is physically present at the location the vaccine is administered, by a veterinary technician, pursuant to s. ~~453.05~~ 89.05 (2) (d), at no later than 5 months of age and revaccinated within one year after the initial vaccination. If the owner obtains the dog or brings the dog into this state after the dog has reached 5 months of age, the owner shall have the dog vaccinated against rabies within 30 days after the dog is obtained or brought into the state unless the dog has been vaccinated as evidenced by a current certificate of rabies vaccination from this state or another state. The owner of a dog shall have the dog revaccinated against rabies by a veterinarian or, if a veterinarian is physically present at the location the vaccine is administered, by a veterinary technician, pursuant to s. ~~453.05~~ 89.05 (2) (d), before the date that the immunization expires as stated on the certificate of vaccination or, if no date is specified, within 3 years after the previous vaccination.

SECTION 2641. Chapter 97 (title) of the statutes is amended to read:

CHAPTER 97

FOOD ~~REGULATION~~, LODGING, AND RECREATION

SECTION 2642. Subchapter I (title) of chapter 97 [precedes 97.01] of the statutes is created to read:

CHAPTER 97

SUBCHAPTER I

DEFINITIONS

SECTION 2643. 97.01 (1) of the statutes is renumbered 97.01 (1r).

SECTION 2644. Subchapter II (title) of chapter 97 [precedes 97.02] of the statutes is created to read:

CHAPTER 97

SUBCHAPTER II

FOOD SAFETY AND REGULATION

SECTION 2645. 97.12 (1) of the statutes is amended to read:

97.12 **(1)** For the purpose of enforcing this chapter, the department and its agents may, at reasonable hours, enter and inspect any premises for which a license is required under this chapter or any farm, factory, warehouse, building, room, establishment or place at or in which foods are manufactured, processed, packed, packaged, stored or held for sale, and may enter any vehicle, including a vehicle used to transport or hold foods in commerce. The department and its agents may also secure samples or specimens, including samples or specimens of food and any

product or substance that may affect food, examine and copy relevant documents and records, and obtain photographic and other evidence needed to enforce this chapter or a rule promulgated under this chapter. The department shall examine any samples secured and shall conduct other inspections and examinations needed to determine whether there is a violation of this chapter. The department shall pay or offer to pay the market value of samples taken.

SECTION 2646. 97.12 (5) of the statutes is created to read:

97.12 **(5)** Any person who fails to comply with an order issued under this chapter may be required to forfeit $50 for each day of noncompliance.

SECTION 2647. 97.18 (5m) of the statutes is repealed.

SECTION 2648. 97.20 (2) (e) 2. of the statutes is amended to read:

97.20 **(2)** (e) 2. The retail preparation and processing of meals for sale directly to consumers or through vending machines, if the preparation and processing is covered under a ~~restaurant permit or other permit~~ license issued under s. ~~254.64~~ 97.605.

SECTION 2649. 97.21 (2) (a) of the statutes is repealed.

SECTION 2650. 97.21 (2) (b) (title) of the statutes is repealed.

SECTION 2651. 97.21 (2) (b) of the statutes is renumbered 97.21 (2) and amended to read:

97.21 **(2)** BULK MILK TANKER; ~~LICENSE;~~ GRADE A PERMIT. No person may operate a bulk milk tanker to transport milk or fluid milk products in bulk for sale or distribution as grade A milk or grade A milk products without a valid grade A bulk milk tanker permit issued annually by the department or an equivalent regulatory agency in another state for that bulk milk tanker. A grade A bulk milk tanker permit is not transferable between persons or bulk milk tankers. ~~A permit may be issued in the form of an endorsement on a bulk milk tanker license under par. (a).~~ An application for a permit shall be made on a form provided by the department~~, and may be included with a license application under par. (a). The~~. An applicant shall include with an application for a permit proof that the bulk milk tanker has passed an inspection conducted within the preceding year by the department or an individual certified by the department to conduct bulk milk tanker inspections. Except as provided in sub. (4), the department may not charge a fee for a grade A bulk milk tanker permit issued under this paragraph.

SECTION 2652. 97.21 (4) (a) of the statutes is amended to read:

97.21 **(4)** (a) *License fee.* An applicant for a ~~bulk milk tanker or~~ milk distributor license shall pay the license fee specified under sub. (4m).

SECTION 2653. 97.21 (4) (b) of the statutes is amended to read:

97.21 **(4)** (b) *Reinspection fee.* If the department reinspects a bulk milk tanker or the vehicle or facilities of a milk distributor because the department finds a violation of this chapter or rules promulgated under this chapter, the department

shall charge the bulk milk tanker operator or milk distributor the reinspection fee specified under sub. (4m). The reinspection fee is payable when the reinspection is completed, and is due upon written demand from the department. The department may issue a demand for payment when it issues a ~~license~~ permit renewal application to the bulk milk tanker operator or a license renewal application to the milk distributor.

SECTION 2654. 97.21 (4) (c) of the statutes is amended to read:

97.21 **(4)** (c) *Surcharge for operating without a license.* An applicant for a ~~bulk milk tanker operator or~~ milk distributor license shall pay a license fee surcharge of $100 or twice the amount of the annual license fee specified under sub. (4m), whichever is less, if the department determines that, within one year prior to submitting the license application, the applicant operated without a license ~~or grade A permit~~ in violation of this section. Payment of this license fee surcharge does not relieve the applicant of any other civil or criminal liability ~~which~~ that results from a violation of sub. ~~(2) or~~ (3), but does not constitute evidence of any violation of law.

SECTION 2655. 97.21 (4m) (intro.) of the statutes is renumbered 97.21 (4m) and amended to read:

97.21 **(4m)** FEE AMOUNTS. ~~Unless otherwise established by~~ The department ~~rule,~~ shall establish the fees required under sub. (4) (a) and (b) ~~are:~~ by rule.

SECTION 2656. 97.21 (4m) (a) of the statutes is repealed.

SECTION 2657. 97.21 (4m) (b) of the statutes is repealed.

SECTION 2658. 97.21 (5) of the statutes is amended to read:

97.21 **(5)** LICENSING AND PERMITTING CONTINGENT ON PAYMENT OF FEES. The department may not issue or renew a grade A bulk milk tanker permit or milk distributor license unless the permit or license applicant pays all fees ~~which~~ that are due and payable by the applicant under sub. (4), as set forth in a statement from the department. The department shall refund a fee paid under protest if the department determines that the fee was not due and payable as a condition of permitting or licensing under this section.

SECTION 2659. 97.25 (3) of the statutes is amended to read:

97.25 **(3)** RULES. The department shall promulgate rules authorizing the operator of a dairy plant licensed under s. 97.20~~,~~ or a retail food establishment licensed under s. 97.30 ~~or a restaurant with a permit under s. 254.64~~ who complies with the rules to place upon the label of a dairy product the statement "Farmer-certified rBGH free." or an equivalent statement that is not false or

misleading. The statement shall be based upon affidavits from milk producers stating that the milk producers do not use synthetic bovine growth hormone for the production of milk.

SECTION 2660. 97.27 (1) (b) 3. of the statutes is amended to read:

97.27 **(1)** (b) 3. A retail food establishment~~, restaurant~~ or other retail facility at which food is stored on a temporary basis incidental to retail preparation or sale.

SECTION 2661. 97.29 (1) (c) of the statutes is amended to read:

97.29 **(1)** (c) "Bottling establishment" means any place where drinking water, soda water beverage or alcohol beverage is manufactured or bottled for sale. "Bottling establishment" does not include a retail establishment engaged in the preparation and sale of beverages under a license issued under s. 125.26 or 125.51 or a ~~restaurant permit~~ license issued under s. 97.30 for a restaurant or other ~~permit~~ license issued under s. ~~254.64~~ 97.605.

SECTION 2662. 97.29 (1) (g) 3. of the statutes is amended to read:

97.29 **(1)** (g) 3. The retail preparation and processing of meals for sale directly to consumers or through vending machines if the preparation and processing is covered under a ~~restaurant permit or other permit~~ license issued under s. ~~254.64~~ 97.605.

SECTION 2663. 97.29 (1) (h) of the statutes is amended to read:

97.29 **(1)** (h) "Food processing plant" means any place where food processing is conducted. "Food processing plant" does not include any establishment subject to the requirements of s. 97.30 ~~or any restaurant~~ or ~~other~~ an establishment holding a ~~permit~~ license under s. ~~254.64~~ 97.605, to the extent that the activities of that establishment are covered by s. 97.30 or the ~~permit~~ license under s. ~~254.64~~ 97.605.

SECTION 2664. 97.30 (1) (c) of the statutes is amended to read:

97.30 **(1)** (c) "Retail food establishment" means a permanent or mobile food processing facility where food processing is conducted primarily for direct retail sale to consumers at the facility, a mobile facility from which potentially hazardous food is sold to consumers at retail or a permanent facility from which food is sold to consumers at retail, whether or not that facility sells potentially hazardous food or is engaged in food processing. "Retail food establishment" ~~does not include~~ includes a restaurant or ~~other establishment~~ temporary restaurant, but does not include an establishment holding a ~~permit~~ license under s. ~~254.64~~ 97.605, to the extent that the activities of the establishment are covered by that ~~permit~~ license.

SECTION 2665. 97.30 (2) (b) 1. c. of the statutes is amended to read:

97.30 **(2)** (b) 1. c. A retail food establishment which is exempted from licensing by the department by rule. If ~~a restaurant or other~~ an establishment for which a ~~permit~~ license has been issued under s. ~~254.64~~ 97.605 is incidentally engaged in

operating a retail food establishment at the same location, the department may exempt by rule the ~~restaurant or~~ establishment from licensing under this section. ~~Rules under this subd. 1. c. shall conform to a memorandum of understanding between the department and the department of health services, under which the department of health services agrees to inspect the retail food establishment operations on behalf of the department.~~

SECTION 2666. 97.30 (2) (c) of the statutes is created to read:

97.30 **(2)** (c) *Pre-licensing inspection.* The department or an agent city or county may not issue a license for a new retail food establishment until it inspects the new retail food establishment for compliance with this section and rules promulgated under this section. A licensed retail food establishment is not considered a new retail food establishment under this paragraph solely because of a change in ownership, or solely because of alterations in the retail food establishment.

SECTION 2667. 97.30 (3m) (intro.) of the statutes is amended to read:

97.30 **(3m)** FEE AMOUNTS. (intro.) The department shall specify by rule the amount of the fees under sub. (3) for a restaurant. Unless otherwise required by department rule, the fees required under sub. (3) for a retail food establishment other than a restaurant are:

SECTION 2668. 97.30 (3m) (a) (intro.) of the statutes is amended to read:

97.30 **(3m)** (a) (intro.) For a retail food establishment , other than a restaurant, that has annual food sales of $25,000 or more but less than $1,000,000 and that processes potentially hazardous food, the following amounts:

SECTION 2669. 97.30 (3m) (b) (intro.) of the statutes is amended to read:

97.30 **(3m)** (b) (intro.) For a retail food establishment , other than a restaurant, that has annual food sales of $1,000,000 or more and that processes potentially hazardous food, the following amounts:

SECTION 2670. 97.30 (3m) (c) (intro.) of the statutes is amended to read:

97.30 **(3m)** (c) (intro.) For a retail food establishment , other than a restaurant, that has annual food sales of $25,000 or more and that is engaged in food processing, but that does not process potentially hazardous food, the following amounts:

SECTION 2671. 97.30 (3m) (cm) of the statutes is amended to read:

97.30 **(3m)** (cm) For a retail food establishment, other than a restaurant, that has annual food sales of less than $25,000 and that is engaged in food processing, an annual license fee of $40 and a reinspection fee of $40.

SECTION 2672. 97.30 (3m) (d) of the statutes is amended to read:

97.30 **(3m)** (d) For a retail food establishment , other than a restaurant, that is not engaged in food processing, an annual license fee of $20 and a reinspection

fee
of $50.

SECTION 2673. 97.41 (1m) of the statutes is amended to read:

97.41 **(1m)** In the administration of this chapter, the department may enter into a written agreement with a local health department, if the jurisdictional area of the local health department has a population greater than 5,000, which designates the local health department as the agent of the department of agriculture, trade and consumer protection for issuing licenses to and making investigations or inspections of retail food establishments, as defined in s. 97.30 (1) (c). When the designation is made, no license other than the license issued by the local health department under this section may be required by the department of agriculture, trade and consumer protection or the local health department for the same operations. The department of agriculture, trade and consumer protection shall ~~coordinate~~ oversee the designation of agents under this section ~~with the department of health services~~ to ensure that, to the extent feasible, the same local health department is granted agent status under this section and under s. ~~254.69 (2)~~ 97.615 (2). Except as otherwise provided by the department of agriculture, trade and consumer protection, a local health department granted agent status shall regulate all types of establishments for which this subsection permits the department of agriculture, trade and consumer protection to delegate regulatory authority.

SECTION 2674. 97.41 (4) (a) of the statutes is amended to read:

97.41 **(4)** (a) Except as provided in par. (b), a local health department granted agent status under this section shall establish and collect the license fee for retail food establishments, as defined in s. 97.30 (1) (c). The local health department may

---

establish separate fees for ~~preinspections~~ pre-licensing inspections of new establishments, for ~~preinspections~~ pre-licensing inspections of existing establishments for which a person intends to be the new operator or for the issuance of duplicate licenses. No fee may exceed the local health department's reasonable costs of issuing licenses to, making investigations and inspections of, and providing education, training and technical assistance to the establishments, plus the state fee established under sub. (5). A local health department which is granted agent status under this section or under s. ~~254.69,~~ 97.615 may issue a single license and establish and collect a single fee which authorizes the operation on the same premises of more than one type of establishment with respect to which it is granted agent status under this section or under s. ~~254.69 (2)~~ 97.615 (2).

SECTION 2675. 97.42 (3) (em) of the statutes is amended to read:

97.42 **(3)** (em) *Slaughter of farm-raised deer.* The requirements of pars. (a) and (b) do not apply to the slaughter of a farm-raised deer if its meat food products are not sold ~~by a person holding a restaurant permit under s. 254.64 or~~ by an operator of a retail food establishment, as defined under s. 97.30 (1) (c). The operator of an establishment in which farm-raised deer, their carcasses or their meat food products are examined and inspected under this subsection shall pay the department for the cost of the department's examination and inspection.

SECTION 2676. Subchapter III (title) of chapter 97 [precedes 97.603] of the statutes is created to read:

CHAPTER 97

SUBCHAPTER III

LODGING AND VENDING MACHINES

SECTION 2677. Subchapter IV (title) of chapter 97 [precedes 97.67] of the statutes is created to read:

CHAPTER 97

SUBCHAPTER IV

RECREATIONAL SANITATION

SECTION 2678. Subchapter V (title) of chapter 97 [precedes 97.70] of the statutes is created to read:

CHAPTER 97

SUBCHAPTER V

GENERAL PROVISIONS

SECTION 2679. 97.70 of the statutes is created to read:

97.70Authority of department of safety and professional services. Nothing in this chapter affects the authority of the department of safety and professional services relative to places of employment, elevators, boilers, fire escapes, fire protection, or the construction of public buildings.

SECTION 2680. 97.703 of the statutes is created to read:

97.703Joint employment. The department and the department of safety and professional services may employ experts, inspectors, or other assistants jointly.

SECTION 2681. 100.207 (6) (em) 2. of the statutes is amended to read:

100.207 **(6)** (em) 2. The department shall submit the recommendations under subd. 1., if any, to the legislature as part of the report required under s. 227.19 (2) ~~and to the board of agriculture, trade and consumer protection~~.

SECTION 2682. 100.36 of the statutes is amended to read:

100.36Frauds; substitute for butter; advertisement. No person may use the word "butter" in any way in connection or association with the sale or exposure

---

for sale or advertisement of any substance designed to be used as a substitute for butter. No person may use terms such as "cream", "creamery" or "dairy", or the name or representation of any breed of dairy cattle, or any combination of such words and representation, or any other words or symbols or combinations thereof commonly used in the sale of butter unless at least 40% of the substitute is butterfat. If the term "butter" is used in connection with the name of any such product, it shall be qualified so as to distinguish it from butter as defined in s. 97.01 ~~(1)~~ (1r).

SECTION 2683. 100.45 (1) (dm) of the statutes is amended to read:

100.45 **(1)** (dm) "State agency" means any office, department, 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 which is entitled to expend moneys appropriated by law, including the legislature and the courts, ~~the Wisconsin Housing and Economic Development Authority,~~ the Bradley Center Sports and Entertainment Corporation, the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Wisconsin Health and Educational Facilities Authority, the Wisconsin Aerospace Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and the Fox River Navigational System Authority.

SECTION 2684. 100.67 of the statutes is created to read:

100.67Private trade, business, technical, and other schools.(1) DEFINITIONS. In this section, unless the context clearly requires otherwise:

(b) "Course" has the meaning given in s. 440.52 (1) (b).

(c) "Course of instruction" has the meaning given in s. 440.52 (1) (c).

(d) "Person" has the meaning given in s. 440.52 (1) (d).

(e) "School" has the meaning given in s. 440.52 (1) (e).

---

(2)RESPONSIBILITIES. The department shall protect the general public by investigating complaints and potential violations related to this section and s. 440.52.

(3)RULE-MAKING POWER. The department may promulgate rules and establish standards necessary to administer this section.

SECTION 2685. 101.01 (4) of the statutes is amended to read:

101.01 **(4)** "Employer" means any person, firm, corporation, state, county, town, city, village, school district, sewer district, drainage district, ~~long-term care district~~ and other public or quasi-public corporations as well as any agent, manager, representative or other person having control or custody of any employment, place of employment or of any employee.

SECTION 2686. 101.02 (20) (b) of the statutes is amended to read:

101.02 **(20)** (b) Except as provided in par. (e), the department ~~of safety and professional services~~ may not issue or renew a license unless each applicant who is an individual provides the department ~~of safety and professional services~~ with his

or her social security number and each applicant that is not an individual provides the department ~~of safety and professional services~~ with its federal employer identification number. The department ~~of 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 and to the department of workforce development for the sole purpose of requesting certifications under s. 108.227.

SECTION 2687. 101.02 (20) (c) of the statutes is amended to read:

101.02 **(20)** (c) The department ~~of 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 or if the department of workforce development certifies under s. 108.227 that the applicant or licensee is liable for delinquent unemployment insurance contributions.

SECTION 2688. 101.02 (20) (d) of the statutes is amended to read:

101.02 **(20)** (d) The department ~~of 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 or if the department of workforce development certifies under s. 108.227 that the licensee is liable for delinquent unemployment insurance contributions.

SECTION 2689. 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 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 2690. 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 safety and professional services~~ may not issue or renew a license unless the applicant provides the department ~~of safety and professional services~~ with his or her social security number.

The department ~~of safety and professional services~~ may not disclose the social security number except that the department ~~of 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 2691. 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 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 2692. 101.05 (2) of the statutes is amended to read:

101.05 **(2)** A bed and breakfast establishment, as defined under s. ~~254.61 (1)~~ 97.01 (1g), is not subject to building codes adopted by the department under this subchapter.

SECTION 2693. 101.12 (1) (intro.) of the statutes is amended to read:

101.12 **(1)** (intro.) Except for plans that are reviewed by the department of health services under ss. 50.02 (2) (b) ~~and~~, 50.025, 50.36 (2), or 50.92 (3m), the department shall require the submission of essential drawings, calculations and specifications for public buildings, public structures and places of employment including the following components:

SECTION 2694. 101.123 (1) (bn) 1. of the statutes is amended to read:

101.123 **(1)** (bn) 1. A bed and breakfast establishment, as defined in s. ~~254.61 (1)~~ 97.01 (1g).

SECTION 2695. 101.123 (1) (bn) 2. of the statutes is amended to read:

101.123 **(1)** (bn) 2. A hotel, as defined in s. ~~254.61 (3)~~ 97.01 (7).

SECTION 2696. 101.123 (1) (bn) 3. of the statutes is amended to read:

101.123 **(1)** (bn) 3. A tourist rooming house, as defined in s. ~~254.61 (6)~~ 97.01 (15k).

SECTION 2697. 101.123 (1) (f) of the statutes is amended to read:

101.123 **(1)** (f) "Restaurant" ~~means an establishment as defined~~ has the meaning given in s. ~~254.61 (5)~~ 97.01 (14g).

SECTION 2698. 101.123 (2) (d) 4. of the statutes is amended to read:

101.123 **(2)** (d) 4. A location that is 25 feet or less from a residence hall or dormitory that ~~is owned or operated by~~ the state leases to the Board of Regents of the University of Wisconsin System Authority.

SECTION 2699. 101.128 (1) (c) of the statutes is amended to read:

101.128 **(1)** (c) "Hotel" has the meaning given in s. ~~254.61 (3)~~ 97.01 (7).

SECTION 2700. 101.128 (1) (e) of the statutes is amended to read:

101.128 **(1)** (e) "Restaurant" has the meaning given in s. ~~254.61 (5)~~ 97.01 (14g).

SECTION 2701. 101.14 (4) (b) 3. a. of the statutes is amended to read:

101.14 **(4)** (b) 3. a. Every residence hall and dormitory over 60 feet in height, the initial construction of which was begun before April 26, 2000, that ~~is owned or operated by~~ the state leases to the board of regents of the University of Wisconsin

System Authority to contain an automatic fire sprinkler system on each floor by January 1, 2006.

SECTION 2702. 101.14 (4) (b) 3. b. of the statutes is amended to read:

101.14 **(4)** (b) 3. b. Every residence hall and dormitory, the initial construction of which is begun on or after April 26, 2000, that ~~is owned or operated by~~ the state leases to the board of regents of the University of Wisconsin System Authority to have an automatic fire sprinkler system installed on each floor at the time the residence hall or dormitory is constructed.

SECTION 2703. 101.14 (4) (b) 3. c. of the statutes is amended to read:

101.14 **(4)** (b) 3. c. Every residence hall and dormitory over 60 feet in height, the initial construction of which was begun before January 7, 2006, that is owned or operated by an institution of higher education, other than a residence hall or dormitory that ~~is owned or operated by~~ the state leases to the Board of Regents of the University of Wisconsin System Authority, to contain an automatic fire sprinkler system on each floor by January 1, 2014.

SECTION 2704. 101.14 (4) (b) 3. d. of the statutes is amended to read:

101.14 **(4)** (b) 3. d. Every residence hall and dormitory, the initial construction of which is begun on or after January 7, 2006, that is owned or operated by an institution of higher education, other than a residence hall or dormitory that ~~is owned or operated by~~ the state leases to the Board of Regents of the University of Wisconsin System Authority, to have an automatic fire sprinkler system installed on each floor at the time the residence hall or dormitory is constructed.

SECTION 2705. 101.149 (1) (ag) of the statutes is amended to read:

101.149 **(1)** (ag) "Bed and breakfast establishment" has the meaning given in s. ~~254.61 (1)~~ 97.01 (1g).

SECTION 2706. 101.149 (1) (cm) of the statutes is amended to read:

101.149 **(1)** (cm) "Tourist rooming house" has the meaning given in s. ~~254.61 (6)~~ 97.01 (15k).

SECTION 2707. 101.149 (5) (c) of the statutes is amended to read:

101.149 **(5)** (c) All of the fuel-burning appliances in the residential building have sealed combustion units that are inspected as provided in the rules promulgated by the department under sub. (6) (b) or in the rules promulgated by the department ~~of health services~~ under s. ~~254.74~~ 97.625 (1) (am).

SECTION 2708. 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 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 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 2709. 101.149 (8) (a) of the statutes is amended to read:

101.149 **(8)** (a) If the department ~~of 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 2710. 101.149 (8) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

101.149 **(8)** (a) If the department or the department of ~~health services~~ agriculture, trade and consumer protection determines after an inspection of a building under this section or s. ~~254.74~~ 97.625 (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 2711. 101.31 of the statutes is repealed.

SECTION 2712. 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. ~~20.165 (2)~~ 20.142 (4) (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 2713. 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. ~~20.165 (2)~~ 20.142 (4) (La).

SECTION 2714. 101.63 (1) (intro.) of the statutes is amended to read:

101.63 **(1)** (intro.) Adopt rules which establish standards for the construction and inspection of one- and 2-family dwellings and components thereof. Where feasible, the standards used shall be those nationally recognized and shall apply to the dwelling and to its electrical, heating, ventilating, air conditioning and other systems, including plumbing, as defined in s. 145.01 (10). No set of rules may be adopted which has not taken into account the conservation of energy in construction and maintenance of dwellings and the costs of specific code provisions to home buyers in relationship to the benefits derived from the provisions. Rules promulgated under this subsection do not apply to a bed and breakfast establishment, as defined under s. ~~254.61 (1)~~ 97.01 (1g), except that the rules apply to all of the following:

SECTION 2715. 101.647 (1) (am) of the statutes is amended to read:

101.647 **(1)** (am) Notwithstanding s. 101.61 (1), "dwelling" does not include a tourist rooming house, as defined in s. ~~254.61 (6)~~ 97.01 (15k).

SECTION 2716. 101.654 (1m) (e) of the statutes is amended to read:

101.654 **(1m)** (e) ~~The continuing education approved by the department under par. (b) 1. shall include courses offered by private organizations with whom the department contracts under s. 101.657.~~ The department may approve continuing education courses that are offered by other states.

SECTION 2717. 101.657 of the statutes is repealed.

SECTION 2718. 101.66 (1m) (bn) of the statutes is amended to read:

101.66 **(1m)** (bn) A person may not provide a written certification under par. (b) unless the person has been issued a certificate of accomplishment evidencing certification or recertification under ~~the~~ a lumber grading training program ~~under s. 36.25 (48)~~ specified by the department and the person has received the certificate within the 5 years before providing the written certification. The person shall attach to the written certification a copy of his or her certificate of accomplishment.

SECTION 2719. 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 safety and professional services~~ in the administration of this section.

SECTION 2720. 101.935 (2) (e) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

101.935 **(2)** (e) Section ~~254.69 (2)~~ 97.615 (2), as it applies to an agent for the department of ~~health services~~ agriculture, trade and consumer protection in the administration of s. ~~254.47~~ 97.67, applies to an agent for the department in the administration of this section.

SECTION 2721. 101.951 (7) (a) of the statutes is amended to read:

101.951 **(7)** (a) The department ~~of 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 2722. 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 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 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 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 2723. 101.951 (7) (c) of the statutes is amended to read:

101.951 **(7)** (c) The department ~~of 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 2724. 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 safety and professional services~~ that are in effect at the time of the manufacture of the manufactured home.

SECTION 2725. 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. ~~20.165 (2)~~ 20.142 (4) (j).

SECTION 2726. 101.977 (2) (bn) of the statutes is amended to read:

101.977 **(2)** (bn) A person may not provide a written certification under par. (b) unless the person has been issued a certificate of accomplishment evidencing certification or recertification under ~~the~~ a lumber grading training program ~~under s. 36.25 (48)~~ specified by the department and the person has received the certificate within the 5 years before providing the written certification. The person shall attach to the written certification a copy of his or her certificate of accomplishment.

SECTION 2727. 102.01 (2) (a) of the statutes is renumbered 102.01 (2) (af).

SECTION 2728. 102.01 (2) (ad) of the statutes is created to read:

102.01 **(2)** (ad) "Administrator" means the administrator of the division of hearings and appeals in the department of administration.

SECTION 2729. 102.01 (2) (ag) of the statutes is amended to read:

102.01 **(2)** (ag) "Commissioner" means ~~a member of the commission~~ the commissioner of insurance.

SECTION 2730. 102.01 (2) (ap) of the statutes is repealed.

SECTION 2731. 102.01 (2) (ar) of the statutes is created to read:

102.01 **(2)** (ar) "Division" means the division of hearings and appeals in the department of administration.

SECTION 2732. 102.01 (2) (bm) of the statutes is amended to read:

102.01 **(2)** (bm) "General order" means ~~such order as~~ an order that applies generally throughout the state to all persons, employments, places of employment, or public buildings, or to all persons, employments ~~or~~, places of employment, or public buildings of a class under the jurisdiction of the ~~department~~ office. All other orders of the ~~department~~ office shall be considered special orders.

SECTION 2733. 102.01 (2) (d) of the statutes is amended to read:

102.01 **(2)** (d) "Municipality" includes a county, city, town, village, school district, sewer district, drainage district ~~and long-term care district~~ and other public or quasi-public corporations.

SECTION 2734. 102.01 (2) (dg) of the statutes is created to read:

102.01 **(2)** (dg) "Office" means the office of the commissioner.

SECTION 2735. 102.01 (2) (dm) of the statutes is amended to read:

102.01 **(2)** (dm) "Order" means any decision, rule, regulation, direction, requirement, or standard of the ~~department~~ office, or any other determination arrived at or decision made by the ~~department~~ office.

SECTION 2736. 102.01 (2) (em) of the statutes is repealed.

SECTION 2737. 102.04 (1) (a) of the statutes is amended to read:

102.04 **(1)** (a) The state, each county, city, town, village, school district, sewer district, drainage district, ~~long-term care district~~ and other public or quasi-public corporations therein.

SECTION 2738. 102.05 (1) of the statutes is amended to read:

102.05 **(1)** An employer who has had no employee at any time within a continuous period of 2 years shall be ~~deemed~~ considered to have effected withdrawal, which shall be effective on the last day of ~~such~~ that period. An employer who has not usually employed 3 employees and who has not paid wages of at least $500 for employment in this state in every calendar quarter in a calendar year may file a withdrawal notice with the ~~department~~ office, which withdrawal shall take effect 30 days after the date of ~~such~~ that filing or at such later date as is specified in the notice. If an employer who is subject to this chapter only because the employer elected to become subject to this chapter under sub. (2) cancels or terminates his or her contract for the insurance of compensation under this chapter, that employer is ~~deemed~~

---

considered to have effected withdrawal, which shall be effective on the day after the contract is canceled or terminated.

SECTION 2739. 102.05 (3) of the statutes is amended to read:

102.05 **(3)**~~Any~~ If a person engaged in farming who has become subject to this chapter has not employed 6 or more employees, as defined in s. 102.07 (5), on 20 or more days during the current or previous calendar year, the person may withdraw by filing with the ~~department~~ office a notice of withdrawal, ~~if the person has not employed 6 or more employees as defined by s. 102.07 (5) on 20 or more days during the current or previous calendar year. Such~~ which withdrawal shall ~~be effective~~ take effect 30 days after the date of receipt of the notice by the ~~department,~~ office or at such later date as is specified in the notice. ~~Such~~ A person who withdraws under this subsection may again become subject to this chapter as provided ~~by~~ in s. 102.04 (1) (c) and (e).

SECTION 2740. 102.06 of the statutes is amended to read:

102.06Joint liability of employer and contractor. An employer shall be liable for compensation to an employee of a contractor or subcontractor under the employer who is not subject to this chapter~~,~~ or who has not complied with the conditions of s. 102.28 (2) in any case ~~where such~~ in which the employer would have been liable for compensation if ~~such~~ the employee had been working directly for the employer, including ~~also~~ work in the erection, alteration, repair, or demolition of improvements or of fixtures upon premises of ~~such~~ the employer ~~which~~ that are used

or to be used in the operations of ~~such~~ the employer. The contractor or subcontractor, if subject to this chapter, shall also be liable for ~~such~~ that compensation, but the employee shall not recover compensation for the same injury from more than one party. ~~The~~ An employer who becomes liable for and who pays ~~such~~ that compensation

---

may recover the ~~same~~ amount of compensation paid from ~~such~~ that contractor~~,~~ or subcontractor, or from any other employer for whom the employee was working at the time of the injury, if ~~such~~ that contractor, subcontractor, or other employer was an employer, as defined in s. 102.04. This section does not apply to injuries occurring on or after the first day of the first July beginning after the day ~~that~~ on which the ~~secretary~~ commissioner files the certificate under s. 102.80 (3) (a), except that if the ~~secretary~~ commissioner files the certificate under s. 102.80 (3) (ag) this section does apply to claims for compensation filed on or after the date specified in that certificate.

SECTION 2741. 102.07 (1) (a) of the statutes is amended to read:

102.07 **(1)** (a) Every person, including all officials~~,~~ in the service of the state~~,~~ or of any municipality ~~therein~~ in this state, whether elected or under any appointment~~,~~ or contract of hire, express or implied, and whether a resident of this state or employed or injured within or without the state. The state ~~and~~ or any municipality may require a bond from a contractor to protect the state or municipality against compensation to employees of ~~such~~ the contractor or employees of a subcontractor under the contractor. This paragraph does not apply beginning on the first day of the first July beginning after the day ~~that~~ on which the ~~secretary~~ commissioner files the certificate under s. 102.80 (3) (a), except that if the ~~secretary~~ commissioner files the certificate under s. 102.80 (3) (ag) this paragraph does apply to claims for compensation filed on or after the date specified in that certificate.

SECTION 2742. 102.07 (1) (b) of the statutes is amended to read:

102.07 **(1)** (b) Every person, including all officials~~,~~ in the service of the state~~,~~ or of any municipality ~~therein~~ in this state, whether elected or under any appointment~~,~~ or contract of hire, express or implied, and whether a resident of this state or employed or injured within or without the state. This paragraph first applies

---

on the first day of the first July beginning after the day ~~that~~ on which the ~~secretary~~ commissioner files the certificate under s. 102.80 (3) (a), except that if the ~~secretary~~ commissioner files the certificate under s. 102.80 (3) (ag) this paragraph does apply to claims for compensation filed on or after the date specified in that certificate.

SECTION 2743. 102.07 (7) (b) of the statutes is amended to read:

102.07 **(7)** (b) The ~~department~~ office may issue an order under s. 102.31 (1) (b) permitting the county within which a volunteer fire company or fire department organized under ch. 213, a legally organized rescue squad, an ambulance service

provider, as defined in s. 256.01 (3), or a legally organized diving team is organized to assume full liability for the compensation provided under this chapter of all volunteer members of that company, department, squad, provider or team.

SECTION 2744. 102.07 (8) (c) of the statutes is amended to read:

102.07 **(8)** (c) The ~~department~~ office may not admit in evidence any state or federal ~~laws, regulations, documents~~ law, regulation, or document granting operating authority, or ~~licenses~~ license when determining whether an independent contractor meets the conditions specified in par. (b) 1. or 3.

SECTION 2745. 102.07 (11) of the statutes is amended to read:

102.07 **(11)** The ~~department~~ office may by rule prescribe classes of volunteer workers who may, at the election of the person for whom the service is being performed, be ~~deemed~~ considered to be employees for ~~the~~ purposes of this chapter. Election shall be by endorsement upon ~~the~~ that person's worker's compensation insurance policy with written notice to the ~~department~~ office. In the case of an employer that is exempt from insuring liability, election shall be by written notice to the ~~department~~ office. The ~~department~~ office shall by rule prescribe the means and

---

manner in which notice of election by the employer is to be provided to the volunteer workers.

SECTION 2746. 102.07 (12m) of the statutes is renumbered 102.07 (12m) (b) and amended to read:

102.07 **(12m)** (b) A student of a public school, ~~as described in s. 115.01 (1), or~~ a private school, ~~as defined in s. 115.001 (3r),~~ or an institution of higher education, while he or she is engaged in performing services as part of a school work training, work experience, or work study program, and who is not on the payroll of an employer that is providing the work training or work experience or who is not otherwise receiving compensation on which a worker's compensation carrier could assess premiums on that employer, is an employee of a school district ~~or~~, private school, or institution of higher education that elects under s. 102.077 to name the student as its employee.

SECTION 2747. 102.07 (12m) (a) of the statutes is created to read:

102.07 **(12m)** (a) In this subsection:

1. "Institution of higher education" means an institution within the University of Wisconsin System, a technical college, a tribally controlled college controlled by an Indian tribe that has elected under s. 102.05 (2) to become subject to this chapter, a school approved under s. 38.50, or a private, nonprofit institution of higher education located in this state.

2. "Private school" has the meaning given in s. 115.001 (3r).

3. "Public school" means a school described in s. 115.01 (1).

SECTION 2748. 102.076 (2) of the statutes is amended to read:

102.076 **(2)** If a corporation has not more than 10 stockholders, not more than 2 officers, and no other employees and is not otherwise required under this chapter to have a policy of worker's compensation insurance, an officer of that corporation who elects not to be subject to this chapter shall file a notice of that election with the ~~department~~ office on a form approved by the ~~department~~ office. The election is effective until the officer rescinds ~~it~~ the election by notifying the ~~department~~ office in writing.

SECTION 2749. 102.077 (1) of the statutes is amended to read:

102.077 **(1)** A school district ~~or a~~, private school, ~~as defined in s. 115.001 (3r),~~ or institution of higher education may elect to name as its employee for purposes of this chapter a student described in s. 102.07 (12m) (b) by an endorsement on its policy of worker's compensation insurance or, if the school district ~~or~~, private school, or institution of higher education is exempt from the duty to insure under s. 102.28 (2) (a), by filing a declaration with the department in the manner provided in s. 102.31 (2) (a) naming the student as an employee of the school district ~~or~~, private school, or institution of higher education for purposes of this chapter. A declaration under this subsection shall list the name of the student to be covered under this chapter, the name and address of the employer that is providing the work training or work experience for that student, and the title, if any, of the work training, work experience, or work study program in which the student is participating.

SECTION 2750. 102.077 (1) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.077 **(1)** A school district, private school, or institution of higher education may elect to name as its employee for purposes of this chapter a student described in s. 102.07 (12m) (b) by an endorsement on its policy of worker's compensation insurance or, if the school district, private school, or institution of higher education is exempt from the duty to insure under s. 102.28 (2) (a), by filing a declaration with the ~~department~~ office in the manner provided in s. 102.31 (2) (a) naming the student as an employee of the school district, private school, or institution of higher education for purposes of this chapter. A declaration under this subsection shall list the name of the student to be covered under this chapter, the name and address of the employer that is providing the work training or work experience for that student, and the title,

if any, of the work training, work experience, or work study program in which the student is participating.

SECTION 2751. 102.077 (2) of the statutes is amended to read:

102.077 **(2)** A school district ~~or~~, private school, or institution of higher education may revoke a declaration under sub. (1) by providing written notice to the department in the manner provided in s. 102.31 (2) (a), the student, and the employer who is providing the work training or work experience for that student. A revocation under this subsection is effective 30 days after the department receives notice of that revocation.

SECTION 2752. 102.077 (2) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.077 **(2)** A school district, private school, or institution of higher education may revoke a declaration under sub. (1) by providing written notice to the ~~department~~ office in the manner provided in s. 102.31 (2) (a), the student, and the employer who is providing the work training or work experience for that student. A revocation under this subsection is effective 30 days after the ~~department~~ office receives notice of that revocation.

SECTION 2753. 102.08 of the statutes is amended to read:

102.08Administration for state employees. The department of administration has responsibility for the timely delivery of benefits payable under this chapter to employees of the state and their dependents and other functions of the state as an employer under this chapter. The department of administration may delegate ~~this authority~~ that responsibility to employing departments and agencies and require such reports as it ~~deems~~ considers necessary to accomplish this purpose.

The department of administration or its delegated authorities shall file with the ~~department of workforce development~~ office the reports that are required of all employers. The ~~department of workforce development~~ office shall monitor the delivery of benefits payable under this chapter to state employees and their dependents and shall consult with and advise the department of administration in the manner and at the times necessary to ensure prompt and proper delivery of those benefits.

SECTION 2754. 102.11 (1) (am) 1. of the statutes is amended to read:

102.11 **(1)** (am) 1. The employee is a member of a class of employees that does the same type of work at the same location and, in the case of an employee in the service of the state, is employed in the same office, department, independent agency, authority, institution, association, society, or other body in state government or, if the

~~department~~ office determines appropriate, in the same subunit of an office, department, independent agency, authority, institution, association, society, or other body in state government.

SECTION 2755. 102.12 of the statutes is amended to read:

102.12Notice of injury, exception, laches. No claim for compensation may be maintained unless, within 30 days after the occurrence of the injury or within 30 days after the employee knew or ought to have known the nature of his or her disability and its relation to the employment, actual notice was received by the employer or by an officer, manager, or designated representative of an employer. If no representative has been designated by posters placed in one or more conspicuous places where notices to employees are customarily posted, then notice received by any superior is sufficient. Absence of notice does not bar recovery if it is found that the employer was not misled ~~thereby~~ by that absence. Regardless of whether notice was received, if no payment of compensation, other than medical treatment or burial expense, is made~~, and~~ and if no application is filed with the ~~department~~ office within 2 years ~~from~~ after the date of the injury or death~~, or from~~ or the date the employee or his or her dependent knew or ought to have known the nature of the disability and its relation to the employment, the right to compensation ~~therefor~~ for the injury or death is barred, except that the right to compensation is not barred if the employer knew or should have known, within the 2-year period, that the employee had sustained the injury on which the claim is based. Issuance of notice of a hearing on the ~~department's~~ division's own motion has the same effect for the purposes of this section as the filing of an application. This section does not affect any claim barred under s. 102.17 (4).

SECTION 2756. 102.125 of the statutes is amended to read:

102.125Fraudulent claims reporting and investigation. If an insurer or self-insured employer has evidence that a claim is false or fraudulent in violation of s. 943.395 and if the insurer or self-insured employer is satisfied that reporting the claim to the ~~department~~ office will not impede its ability to defend the claim, the insurer or self-insured employer shall report the claim to the ~~department~~ office. The ~~department~~ office may require an insurer or self-insured employer to investigate an allegedly false or fraudulent claim and may provide the insurer or self-insured employer with any records of the ~~department~~ office relating to that claim. An insurer or self-insured employer that investigates a claim under this section shall report on the results of that investigation to the ~~department~~ office. If based on the investigation the ~~department~~ office has a reasonable basis to believe that a violation

of s. 943.395 has occurred, the ~~department~~ office shall refer the results of the investigation to the district attorney of the county in which the alleged violation occurred for prosecution.

SECTION 2757. 102.13 (1) (c) of the statutes is amended to read:

102.13 **(1)** (c) So long as the employee, after a written request of the employer or insurer ~~which~~ that complies with par. (b), refuses to submit to or in any way obstructs the examination, the employee's right to begin or maintain any proceeding for the collection of compensation is suspended, except as provided in sub. (4). If the employee refuses to submit to the examination after direction by the ~~department~~ division or an examiner, or in any way obstructs the examination, the employee's right to the weekly indemnity ~~which~~ that accrues and becomes payable during the period of that refusal or obstruction, is barred, except as provided in sub. (4).

SECTION 2758. 102.13 (1) (d) 2. of the statutes is amended to read:

102.13 **(1)** (d) 2. Any physician, chiropractor, psychologist, dentist, physician assistant, advanced practice nurse prescriber, or podiatrist who attended a worker's compensation claimant for any condition or complaint reasonably related to the condition for which the claimant claims compensation may be required to testify before the ~~department~~ division when the ~~department~~ division so directs.

SECTION 2759. 102.13 (1) (d) 3. of the statutes is amended to read:

102.13 **(1)** (d) 3. Notwithstanding any statutory provisions except par. (e), any physician, chiropractor, psychologist, dentist, physician assistant, advanced practice nurse prescriber, or podiatrist attending a worker's compensation claimant for any condition or complaint reasonably related to the condition for which the claimant claims compensation may furnish to the employee, employer, worker's compensation insurer, ~~or the department~~ the office, or the division information and reports relative to a compensation claim.

SECTION 2760. 102.13 (1) (f) of the statutes is amended to read:

102.13 **(1)** (f) If an employee claims compensation under s. 102.81 (1), the ~~department~~ office may require the employee to submit to physical or vocational examinations under this subsection.

SECTION 2761. 102.13 (2) (a) of the statutes is amended to read:

102.13 **(2)** (a) An employee who reports an injury alleged to be work-related or who files an application for hearing waives any physician-patient, psychologist-patient or chiropractor-patient privilege with respect to any condition or complaint reasonably related to the condition for which the employee claims compensation. Notwithstanding ss. 51.30 and 146.82 and any other law, any physician, chiropractor, psychologist, dentist, podiatrist, physician assistant, advanced practice nurse prescriber, hospital, or health care provider shall, within a reasonable time after written request by the employee, employer, worker's compensation insurer, ~~or department~~ office, or division, or its representative, provide

that person with any information or written material reasonably related to any injury for which the employee claims compensation.

SECTION 2762. 102.13 (2) (c) of the statutes is amended to read:

102.13 **(2)** (c) Except as provided in this paragraph, if an injured employee has a period of temporary disability that exceeds 3 weeks or a permanent disability, if the injured employee has undergone surgery to treat his or her injury, other than surgery to correct a hernia, or if the injured employee sustained an eye injury requiring medical treatment on 3 or more occasions off the employer's premises, the

---

~~department~~ office may by rule require the insurer or self-insured employer to submit to the ~~department~~ office a final report of the employee's treating practitioner. The ~~department~~ office may not require an insurer or self-insured employer to submit to the ~~department~~ office a final report of an employee's treating practitioner when the insurer or self-insured employer denies the employee's claim for compensation and the employee does not contest that denial. A treating practitioner may charge a reasonable fee for the completion of the final report, but may not require prepayment of that fee. An insurer or self-insured employer that disputes the reasonableness of a fee charged for the completion of a treatment practitioner's final report may submit that dispute to the ~~department~~ office for resolution under s. 102.16 (2).

SECTION 2763. 102.13 (3) of the statutes is amended to read:

102.13 **(3)** If 2 or more physicians, chiropractors, psychologists, dentists or podiatrists disagree as to the extent of an injured employee's temporary disability, the end of an employee's healing period, an employee's ability to return to work at suitable available employment, or the necessity for further treatment or for a particular type of treatment, the ~~department~~ division may appoint another physician, chiropractor, psychologist, dentist or podiatrist to examine the employee and render an opinion as soon as possible. The ~~department~~ division shall promptly notify the parties of this appointment. If the employee has not returned to work, payment for temporary disability shall continue until the ~~department~~ division receives the opinion. The employer or its insurance carrier or both shall pay for the examination and opinion. The employer or insurance carrier or both shall receive appropriate credit for any overpayment to the employee determined by the ~~department~~ division after receipt of the opinion.

SECTION 2764. 102.13 (4) of the statutes is amended to read:

102.13 **(4)** The ~~rights of employees~~ right of an employee to begin or maintain proceedings for the collection of compensation and to receive weekly indemnities ~~which~~ that accrue and become payable shall not be suspended or barred under sub. (1) when ~~an~~ the employee refuses to submit to a physical examination, upon the request of the employer or worker's compensation insurer or at the direction of the ~~department~~ division or an examiner, ~~which~~ that would require the employee to travel

a distance of 100 miles or more from his or her place of residence, unless the employee has claimed compensation for treatment from a practitioner whose office is located 100 miles or more from the employee's place of residence or the ~~department~~ division or examiner determines that any other circumstances warrant the examination. If the employee has claimed compensation for treatment from a practitioner whose office is located 100 miles or more from the employee's place of residence, the employer or insurer may request, or the ~~department~~ division or an examiner may direct, the employee to submit to a physical examination in the area where the employee's treatment practitioner is located.

SECTION 2765. 102.13 (5) of the statutes is amended to read:

102.13 **(5)** The ~~department~~ division may refuse to receive testimony as to conditions determined from an autopsy if it appears that the party offering the testimony had procured the autopsy and had failed to make reasonable effort to notify at least one party in adverse interest or the ~~department~~ division at least 12 hours before the autopsy of the time and place ~~it~~ at which the autopsy would be performed, or that the autopsy was performed by or at the direction of the coroner or medical examiner or at the direction of the district attorney for purposes not authorized ~~by~~ under ch. 979. The ~~department~~ division may withhold findings until an autopsy is held in accordance with its directions.

SECTION 2766. 102.14 (title) of the statutes is amended to read:

102.14 (title) **Jurisdiction of ~~department~~ office; advisory committee.**

SECTION 2767. 102.14 (1) of the statutes is amended to read:

102.14 **(1)**~~This~~ Except as otherwise provided, this chapter shall be administered by the ~~department~~ office.

SECTION 2768. 102.14 (2) of the statutes is amended to read:

102.14 **(2)** The council on worker's compensation shall advise the ~~department~~ office in carrying out the purposes of this chapter~~. Such council~~, shall submit its recommendations with respect to amendments to this chapter to each regular session of the legislature, and shall report its views upon any pending bill relating to this chapter to the proper legislative committee. At the request of the chairpersons of the senate and assembly committees on labor, the ~~department~~ office shall schedule a meeting of the council with the members of the senate and assembly committees on labor to review and discuss matters of legislative concern arising under this chapter.

SECTION 2769. 102.15 (1) of the statutes is amended to read:

102.15 **(1)** Subject to this chapter, the ~~department~~ division may adopt its own rules of procedure and may change the same from time to time.

SECTION 2770. 102.15 (2) of the statutes is amended to read:

102.15 **(2)** The ~~department~~ division may provide by rule the conditions under

which transcripts or electronic recordings of testimony and proceedings shall be furnished.

SECTION 2771. 102.15 (3) of the statutes is amended to read:

102.15 **(3)** All testimony at any hearing held under this chapter shall be ~~taken down by a stenographic reporter, except that in case of an emergency, as determined~~ by recorded by electronic means. That testimony need not be transcribed, unless the examiner conducting the hearing~~, testimony may be recorded by a recording machine~~ orders otherwise. The division shall furnish a copy of an electronic recording made under this subsection or a transcript ordered under this subsection to the parties upon payment of any fee required by the division by rule.

SECTION 2772. 102.16 (1) of the statutes is amended to read:

102.16 **(1)** Any controversy concerning compensation or a violation of sub. (3), including ~~controversies~~ a controversy in which the state may be a party, shall be submitted to the ~~department~~ division in the manner and with the effect provided in this chapter. ~~Every compromise of any claim for compensation may be reviewed and set aside, modified or confirmed by the department within~~ Within one year ~~from~~ after the date ~~the~~ on which a compromise of any claim for compensation is filed with the ~~department, or from~~ division or the date on which an award has been entered~~, based thereon, or the department may take that action~~ based on a compromise, the division, on its own motion or upon application made within ~~one year~~ that period, may review and set aside, modify, or confirm the compromise. Unless the word "compromise" appears in a stipulation of settlement, the settlement shall not be ~~deemed~~ considered a compromise, and further claim is not barred except as provided in s. 102.17 (4) regardless of whether an award is made. The employer, insurer, or dependent under s. 102.51 (5) shall have equal rights with the employee to have ~~review of~~ a compromise or any other stipulation of settlement reviewed under this subsection. Upon petition filed with the ~~department~~ division, the ~~department~~ division may set aside the award or otherwise determine the rights of the parties.

SECTION 2773. 102.16 (1m) (a) of the statutes is amended to read:

102.16 **(1m)** (a) If an insurer or self-insured employer concedes by compromise under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured employer is liable under this chapter for any health services provided to an injured employee by a health service provider, but disputes the reasonableness of the fee charged by the health service provider, the ~~department~~ division may include in its order confirming the compromise or stipulation a determination made by the office under sub. (2) as to the reasonableness of the fee or ~~the department~~, if such a determination has not yet been made, the division may notify, or direct the insurer

or self-insured employer to notify, the health service provider under sub. (2) (b) that the reasonableness of the fee is in dispute. ~~The department shall deny payment of a health service fee that the department determines under this paragraph to be unreasonable. A health service provider and an insurer or self-insured employer that are parties to a fee dispute under this paragraph are bound by the department's determination under this paragraph on the reasonableness of the disputed fee, unless that determination is set aside, reversed, or modified by the department under sub. (2) (f) or is set aside on judicial review as provided in sub. (2) (f).~~

SECTION 2774. 102.16 (1m) (b) of the statutes is amended to read:

102.16 **(1m)** (b) If an insurer or self-insured employer concedes by compromise under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured employer is liable under this chapter for any treatment provided to an injured employee by a health service provider, but disputes the necessity of the treatment, the ~~department~~ division may include in its order confirming the compromise or stipulation a determination made by the office under sub. (2m) as to the necessity of the treatment or ~~the department~~, if such a determination has not yet been made, the division may notify, or direct the insurer or self-insured employer to notify, the health service provider under sub. (2m) (b) that the necessity of the treatment is in dispute. ~~Before determining under this paragraph the necessity of treatment provided to an injured employee, the department may, but is not required to, obtain the opinion of an expert selected by the department who is qualified as provided in sub. (2m) (c). The standards promulgated under sub. (2m) (g) shall be applied by an expert and by the department in rendering an opinion as to, and in determining, necessity of treatment under this paragraph. In cases in which no standards promulgated under sub. (2m) (g) apply, the department shall find the facts regarding necessity of treatment. The department shall deny payment for any treatment that the department determines under this paragraph to be unnecessary. A health service provider and an insurer or self-insured employer that are parties to a dispute under this paragraph over the necessity of treatment are bound by the department's determination under this paragraph on the necessity of the disputed treatment, unless that determination is set aside, reversed, or modified by the department under sub. (2m) (c) or is set aside on judicial review as provided in sub. (2m) (c).~~

SECTION 2775. 102.16 (1m) (c) of the statutes is amended to read:

102.16 **(1m)** (c) If an insurer or self-insured employer concedes by compromise under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured employer is liable under this chapter for the cost of a prescription drug dispensed under s. 102.425 (2) for outpatient use by an injured employee, but disputes the reasonableness of the amount charged for the prescription drug, the ~~department~~ division may include in its order confirming the compromise or stipulation a

determination made by the office under s. 102.425 (4m) as to the reasonableness of the prescription drug charge or ~~the department~~, if such a determination has not yet been made, the division may notify, or direct the insurer or self-insured employer to

notify, the pharmacist or practitioner dispensing the prescription drug under s. 102.425 (4m) (b) that the reasonableness of the prescription drug charge is in dispute. ~~The department shall deny payment of a prescription drug charge that the department determines under this paragraph to be unreasonable. A pharmacist or practitioner and an insurer or self-insured employer that are parties to a dispute under this paragraph over the reasonableness of a prescription drug charge are bound by the department's determination under this paragraph on the reasonableness of the disputed prescription drug charge, unless that determination is set aside, reversed, or modified by the department under s. 102.425 (4m) (e) or is set aside on judicial review as provided in s. 102.425 (4m) (e).~~

SECTION 2776. 102.16 (2) (a) of the statutes is amended to read:

102.16 **(2)** (a) Except as provided in this paragraph, the ~~department~~ office has jurisdiction ~~under this subsection, sub. (1m) (a), and s. 102.17~~ to resolve a dispute between a health service provider and an insurer or self-insured employer over the reasonableness of a fee charged by the health service provider for health services provided to an injured employee who claims benefits under this chapter. A health service provider may not submit a fee dispute to the ~~department~~ office under this subsection before all treatment by the health service provider of the employee's injury has ended if the amount in controversy, whether based on a single charge or a combination of charges for one or more days of service, is less than $25. After all treatment by a health service provider of an employee's injury has ended, the health service provider may submit any fee dispute to the ~~department~~ office, regardless of the amount in controversy. The ~~department~~ office shall deny payment of a health service fee that the ~~department~~ office determines under this subsection to be unreasonable.

SECTION 2777. 102.16 (2) (am) of the statutes is amended to read:

102.16 **(2)** (am) A health service provider and an insurer or self-insured employer that are parties to a fee dispute under this subsection are bound by the ~~department's~~ office's determination under this subsection on the reasonableness of the disputed fee, unless that determination is set aside on judicial review as provided in par. (f).

SECTION 2778. 102.16 (2) (b) of the statutes is amended to read:

102.16 **(2)** (b) An insurer or self-insured employer that disputes the reasonableness of a fee charged by a health service provider or the ~~department~~ office under sub. (1m) (a) or s. 102.18 (1) (bg) 1. shall provide reasonable written notice to the health service provider that the fee is being disputed. After receiving reasonable written notice under this paragraph or under sub. (1m) (a) or s. 102.18 (1) (bg) 1. that

a health service fee is being disputed, a health service provider may not collect the disputed fee from, or bring an action for collection of the disputed fee against, the employee who received the services for which the fee was charged.

SECTION 2779. 102.16 (2) (c) of the statutes is amended to read:

102.16 **(2)** (c) After a fee dispute is submitted to the ~~department~~ office, the insurer or self-insured employer that is a party to the dispute shall provide to the ~~department~~ office information on that fee and information on fees charged by other health service providers for comparable services. The insurer or self-insured employer shall obtain the information on comparable fees from a database that is certified by the ~~department~~ office under par. (h). Except as provided in par. (e) 1., if the insurer or self-insured employer does not provide the information required under this paragraph, the ~~department~~ office shall determine that the disputed fee is reasonable and order that it be paid. If the insurer or self-insured employer

---

provides the information required under this paragraph, the ~~department~~ office shall use that information to determine the reasonableness of the disputed fee.

SECTION 2780. 102.16 (2) (d) of the statutes is amended to read:

102.16 **(2)** (d) The ~~department~~ office shall analyze the information provided to the ~~department~~ office under par. (c) according to the criteria provided in this paragraph to determine the reasonableness of the disputed fee. Except as provided in 2011 Wisconsin Act 183, section 30 (2) (b), the ~~department~~ office shall determine that a disputed fee is reasonable and order that the disputed fee be paid if that fee is at or below the mean fee for the health service procedure for which the disputed fee was charged, plus 1.2 standard deviations from that mean, as shown by data from a database that is certified by the ~~department~~ office under par. (h). Except as provided in 2011 Wisconsin Act 183, section 30 (2) (b), the ~~department~~ office shall determine that a disputed fee is unreasonable and order that a reasonable fee be paid if the disputed fee is above the mean fee for the health service procedure for which the disputed fee was charged, plus 1.2 standard deviations from that mean, as shown by data from a database that is certified by the ~~department~~ office under par. (h), unless the health service provider proves to the satisfaction of the ~~department~~ office that a higher fee is justified because the service provided in the disputed case was more difficult or more complicated to provide than in the usual case.

SECTION 2781. 102.16 (2) (e) 1. of the statutes is amended to read:

102.16 **(2)** (e) 1. Subject to subd. 2., if an insurer or self-insured employer that disputes the reasonableness of a fee charged by a health service provider cannot provide information on fees charged by other health service providers for comparable services because the database to which the insurer or self-insured employer subscribes is not able to provide accurate information for the health service

---

procedure at issue, the ~~department~~ office may use any other information that the ~~department~~ office considers to be reliable and relevant to the disputed fee to determine the reasonableness of the disputed fee.

SECTION 2782. 102.16 (2) (e) 2. of the statutes is amended to read:

102.16 **(2)** (e) 2. Notwithstanding subd. 1., the ~~department~~ office may use only a hospital radiology database that has been certified by the ~~department~~ office under par. (h) to determine the reasonableness of a hospital fee for radiology services.

SECTION 2783. 102.16 (2) (f) of the statutes is amended to read:

102.16 **(2)** (f) Within 30 days after a determination under this subsection, the ~~department~~ office may set aside, reverse, or modify the determination for any reason that the ~~department~~ office considers sufficient. Within 60 days after a determination under this subsection, the ~~department~~ office may set aside, reverse, or modify the determination on grounds of mistake. A health service provider, insurer, or self-insured employer that is aggrieved by a determination of the ~~department~~ office under this subsection may seek judicial review of that determination in the same manner that compensation claims are reviewed under s. 102.23.

SECTION 2784. 102.16 (2) (h) of the statutes is amended to read:

102.16 **(2)** (h) The ~~department~~ office shall promulgate rules establishing procedures and requirements for the fee dispute resolution process under this subsection, including rules specifying the standards that health service fee databases must meet for certification under this paragraph. Using those standards, the ~~department~~ office shall certify databases of the health service fees that various health service providers charge. In certifying databases under this paragraph, the ~~department~~ office shall certify at least one database of hospital fees for radiology services, including diagnostic and interventional radiology, diagnostic ultrasound, and nuclear medicine.

SECTION 2785. 102.16 (2m) (a) of the statutes is amended to read:

102.16 **(2m)** (a) Except as provided in this paragraph, the ~~department~~ office has jurisdiction ~~under this subsection, sub. (1m) (b), and s. 102.17~~ to resolve a dispute between a health service provider and an insurer or self-insured employer over the necessity of treatment provided for an injured employee who claims benefits under this chapter. A health service provider may not submit a dispute over necessity of treatment to the ~~department~~ office under this subsection before all treatment by the health service provider of the employee's injury has ended if the amount in controversy, whether based on a single charge or a combination of charges for one or more days of service, is less than $25. After all treatment by a health service provider of an employee's injury has ended, the health service provider may submit any

dispute over necessity of treatment to the ~~department~~ office, regardless of the amount in controversy. The ~~department~~ office shall deny payment for any treatment that the ~~department~~ office determines under this subsection to be unnecessary.

SECTION 2786. 102.16 (2m) (am) of the statutes is amended to read:

102.16 **(2m)** (am) A health service provider and an insurer or self-insured employer that are parties to a dispute under this subsection over the necessity of treatment are bound by the ~~department's~~ office's determination under this subsection on the necessity of the disputed treatment, unless that determination is set aside on judicial review as provided in par. (e).

SECTION 2787. 102.16 (2m) (b) of the statutes is amended to read:

102.16 **(2m)** (b) An insurer or self-insured employer that disputes the necessity of treatment provided by a health service provider or the ~~department~~ division under sub. (1m) (b) or s. 102.18 (1) (bg) 2. shall provide reasonable written notice to the health service provider that the necessity of that treatment is being disputed. After receiving reasonable written notice under this paragraph or under sub. (1m) (b) or s. 102.18 (1) (bg) 2. that the necessity of treatment is being disputed, a health service provider may not collect a fee for that disputed treatment from, or bring an action for collection of the fee for that disputed treatment against, the employee who received the treatment.

SECTION 2788. 102.16 (2m) (c) of the statutes is amended to read:

102.16 **(2m)** (c) Before determining under this subsection the necessity of treatment provided for an injured employee who claims benefits under this chapter, the ~~department~~ office shall obtain a written opinion on the necessity of the treatment in dispute from an expert selected by the ~~department~~ office. To qualify as an expert, a person must be licensed to practice the same health care profession as the individual health service provider whose treatment is under review and must either be performing services for an impartial health care services review organization or be a member of an independent panel of experts established by the ~~department~~ office under par. (f). The standards promulgated under par. (g) shall be applied by an expert and by the ~~department~~ office in rendering an opinion as to, and in determining, necessity of treatment under this paragraph. In cases in which no standards promulgated under sub. (2m) (g) apply, the ~~department~~ office shall find the facts regarding necessity of treatment. The ~~department~~ office shall adopt the written opinion of the expert as the ~~department's~~ office's determination on the issues covered in the written opinion, unless the health service provider or the insurer or self-insured employer present clear and convincing written evidence that the expert's opinion is in error.

SECTION 2789. 102.16 (2m) (d) of the statutes is amended to read:

102.16 **(2m)** (d) The ~~department~~ office may charge a party to a dispute over the necessity of treatment provided for an injured employee who claims benefits under this chapter for the full cost of obtaining the written opinion of the expert under par. (c). The ~~department~~ office shall charge the insurer or self-insured employer for the full cost of obtaining the written opinion of the expert for the first dispute that a particular individual health service provider is involved in, unless the ~~department~~ office determines that the individual health service provider's position in the dispute is frivolous or based on fraudulent representations. In a subsequent dispute involving the same individual health service provider, the ~~department~~ office shall charge the losing party to the dispute for the full cost of obtaining the written opinion of the expert.

SECTION 2790. 102.16 (2m) (e) of the statutes is amended to read:

102.16 **(2m)** (e) Within 30 days after a determination under this subsection, the ~~department~~ office may set aside, reverse, or modify the determination for any reason that the ~~department~~ office considers sufficient. Within 60 days after a determination under this subsection, the ~~department~~ office may set aside, reverse, or modify the determination on grounds of mistake. A health service provider, insurer, or self-insured employer that is aggrieved by a determination of the ~~department~~ office under this subsection may seek judicial review of that determination in the same manner that compensation claims are reviewed under s. 102.23.

SECTION 2791. 102.16 (2m) (f) of the statutes is amended to read:

102.16 **(2m)** (f) The ~~department~~ office may contract with an impartial health care services review organization to provide the expert opinions required under par. (c), or establish a panel of experts to provide those opinions, or both. If the ~~department~~ office establishes a panel of experts to provide the expert opinions required under par. (c), the ~~department~~ office may pay the members of that panel a reasonable fee, plus actual and necessary expenses, for their services.

SECTION 2792. 102.16 (2m) (g) of the statutes is amended to read:

102.16 **(2m)** (g) The ~~department~~ office shall promulgate rules establishing procedures and requirements for the necessity of treatment dispute resolution process under this subsection, including rules setting the fees under par. (f) and rules establishing standards for determining the necessity of treatment provided to an injured employee. Before the ~~department~~ office may amend the rules establishing those standards, the ~~department~~ office shall establish an advisory committee under s. 227.13 composed of health care providers providing treatment under s. 102.42 to advise the ~~department~~ office and the council on worker's compensation on amending those rules.

SECTION 2793. 102.16 (4) of the statutes is amended to read:

102.16 **(4)** The ~~department~~ division has jurisdiction to pass on any question arising out of sub. (3) and has jurisdiction to order the employer to reimburse an employee or other person for any sum deducted from wages or paid by him or her in violation of that subsection. In addition to the penalty provided in s. 102.85 (1), any employer violating sub. (3) shall be liable to an injured employee for the reasonable value of the necessary services rendered to that employee ~~pursuant to~~ under any arrangement made in violation of sub. (3) without regard to that employee's actual disbursements for ~~the same~~ those services.

SECTION 2794. 102.17 (1) (a) 1. of the statutes is amended to read:

102.17 **(1)** (a) 1. Upon the filing with the ~~department~~ division by any party in interest of any application in writing stating the general nature of any claim as to

---

which any dispute or controversy may have arisen, the ~~department~~ division shall electronically deliver or mail a copy of the application to all other parties in interest, and the insurance carrier shall be considered a party in interest. The ~~department~~ division may bring in additional parties by service of a copy of the application.

SECTION 2795. 102.17 (1) (a) 2. of the statutes is amended to read:

102.17 **(1)** (a) 2. Subject to subd. 3., the ~~department~~ division shall cause notice of hearing on the application to be given to each interested party~~.~~, by service of that notice on the interested party personally, by electronically delivering a copy of that notice to the interested party, or by mailing a copy of that notice to the interested party's last-known address at least 10 days before the hearing. If a party in interest is located without this state, and has no post-office address within this state, the copy of the application and copies of all notices shall be filed with the department of financial institutions and professional standards and shall also be sent by registered or certified mail to the last-known post-office address of the party. Such filing and mailing shall constitute sufficient service, with the same effect as if served upon a party located within this state.

SECTION 2796. 102.17 (1) (a) 3. of the statutes is amended to read:

102.17 **(1)** (a) 3. If a party in interest claims that the employer or insurer has acted with malice or bad faith, as described in s. 102.18 (1) (b) or (bp), that party shall provide written notice stating with reasonable specificity the basis for the claim to the employer, the insurer, the office, and the ~~department~~ division before the ~~department~~ division schedules a hearing on the claim of malice or bad faith.

SECTION 2797. 102.17 (1) (a) 4. of the statutes is amended to read:

102.17 **(1)** (a) 4. The hearing may be adjourned in the discretion of the ~~department~~ division, and hearings may be held at such places as the ~~department~~

---

division designates, within or without the state. The ~~department~~ division may also arrange to have hearings held by the commission, officer, or tribunal having authority to hear cases arising under the worker's compensation law of any other state, of the District of Columbia, or of any territory of the United States, with the testimony and proceedings at any such hearing to be reported to the ~~department~~ division and to be made part of the record in the case. Any evidence so taken shall be subject to rebuttal upon final hearing before the ~~department~~ division.

SECTION 2798. 102.17 (1) (b) of the statutes is amended to read:

102.17 **(1)** (b) In any dispute or controversy pending before the ~~department~~ division, the ~~department~~ division may direct the parties to appear before an examiner for a conference to consider the clarification of issues, the joining of additional parties, the necessity or desirability of amendments to the pleadings, the obtaining of admissions of fact or of documents, records, reports, and bills ~~which~~ that may avoid unnecessary proof, and such other matters as may aid in disposition of the dispute or controversy. After ~~this~~ that conference the ~~department~~ division may issue an order requiring disclosure or exchange of any information or written material ~~which it~~ that the division considers material to the timely and orderly disposition of the dispute or controversy. If a party fails to disclose or exchange that information within the time stated in the order, the ~~department~~ division may issue an order dismissing the claim without prejudice or excluding evidence or testimony relating to the information or written material. The ~~department~~ division shall provide each party with a copy of any order issued under this paragraph.

SECTION 2799. 102.17 (1) (c) of the statutes is renumbered 102.17 (1) (c) 1. and amended to read:

102.17 **(1)** (c) 1. Any party shall have the right to be present at any hearing, in person or by attorney or any other agent, and to present such testimony as may be pertinent to the controversy before the ~~department~~ division. No person, firm, or corporation, other than an attorney at law who is licensed to practice law in the state, may appear on behalf of any party in interest before the ~~department~~ division or any member or employee of the ~~department~~ division assigned to conduct any hearing, investigation, or inquiry relative to a claim for compensation or benefits under this chapter, unless the person is 18 years of age or older, does not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, is otherwise qualified, and has obtained from the ~~department~~ office a license with authorization to appear in matters or proceedings before the ~~department~~ division. Except as provided under pars. (cm), (cr), and (ct), the license shall be issued by the ~~department~~ office under rules promulgated by the ~~department~~ office. The ~~department~~ office shall maintain in its office a current list of persons to whom licenses have been issued.

2. Any license issued under subd. 1. may be suspended or revoked by the ~~department~~ office for fraud or serious misconduct on the part of an agent, ~~any license~~

may be denied, suspended, nonrenewed, or otherwise withheld by the ~~department~~ office for failure to pay court-ordered payments as provided in par. (cm) on the part of an agent, and ~~any license~~ may be denied or revoked if the department of revenue certifies under s. 73.0301 that the applicant or licensee is liable for delinquent taxes or if the department of workforce development determines under ~~par. (ct)~~ s. 108.227 that the applicant or licensee is liable for delinquent unemployment insurance contributions. Before suspending or revoking the license of the agent on the grounds of fraud or misconduct, the ~~department~~ office shall give notice in writing to the agent of the charges of fraud or misconduct and shall give the agent full opportunity to be heard in relation to those charges. In denying, suspending, restricting, refusing to renew, or otherwise withholding a license for failure to pay court-ordered payments as provided in par. (cm), the ~~department~~ office shall follow the procedure provided in a memorandum of understanding entered into under s. 49.857. ~~The license and certificate of authority shall, unless~~

3. Unless otherwise suspended or revoked, a license issued under subd. 1. shall be in force from the date of issuance until the June 30 following the date of issuance and may be renewed by the ~~department~~ office from time to time, but each renewed license shall expire on the June 30 following the issuance of the renewed license.

SECTION 2800. 102.17 (1) (cg) 1. of the statutes is amended to read:

102.17 **(1)** (cg) 1. Except as provided in subd. 2m., the ~~department~~ office shall require each applicant for a license under par. (c) who is an individual to provide the ~~department~~ office with the applicant's social security number, and shall require each applicant for a license under par. (c) who is not an individual to provide the ~~department~~ office with the applicant's federal employer identification number, when initially applying for or applying to renew the license.

SECTION 2801. 102.17 (1) (cg) 2. of the statutes is amended to read:

102.17 **(1)** (cg) 2. If an applicant who is an individual fails to provide the applicant's social security number to the ~~department~~ office or if an applicant who is not an individual fails to provide the applicant's federal employer identification number to the ~~department~~ office, the ~~department~~ office may not issue or renew a license under par. (c) to or for the applicant unless the applicant is an individual who does not have a social security number and the applicant submits a statement made or subscribed under oath or affirmation as required under subd. 2m.

SECTION 2802. 102.17 (1) (cg) 2m. of the statutes is amended to read:

102.17 **(1)** (cg) 2m. If an applicant who is an individual does not have a social security number, the applicant shall submit a statement made or subscribed under oath or affirmation to the ~~department~~ office that the applicant does not have a social security number. The form of the statement shall be prescribed by the ~~department~~ office. A license issued in reliance upon a false statement submitted under this subdivision is invalid.

SECTION 2803. 102.17 (1) (cg) 3. of the statutes is amended to read:

102.17 **(1)** (cg) 3. The ~~department of workforce development~~ office may not disclose any information received under subd. 1. to any person except to the department of revenue for the sole purpose of requesting certifications under s. 73.0301, the department of workforce development for the sole purpose of requesting certifications under s. 108.227, or the department of children and families for purposes of administering s. 49.22.

SECTION 2804. 102.17 (1) (cm) of the statutes is amended to read:

102.17 **(1)** (cm) The ~~department of workforce development~~ office shall deny, suspend, restrict, refuse to renew, or otherwise withhold a license under par. (c) for failure of the applicant or agent to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses, or other expenses related to the support of a child or former spouse or for failure of the applicant or agent 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 paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. Notwithstanding par. (c), an action taken under this paragraph is subject to review only as provided in the memorandum of understanding entered into under s. 49.857 and not as provided in ch. 227.

SECTION 2805. 102.17 (1) (cr) of the statutes is amended to read:

102.17 **(1)** (cr) The ~~department~~ office shall deny an application for the issuance or renewal of a license under par. (c), or revoke such a license already issued, if the department of revenue certifies under s. 73.0301 that the applicant or licensee is liable for delinquent taxes. Notwithstanding par. (c), an action taken under this paragraph is subject to review only as provided under s. 73.0301 (5) and not as provided in ch. 227.

SECTION 2806. 102.17 (1) (ct) of the statutes is repealed and recreated to read:

102.17 **(1)** (ct) The office shall deny an application for the issuance or renewal of a license under par. (c), or revoke such a license already issued, if the department of workforce development certifies under s. 108.227 that the applicant or licensee is liable for delinquent unemployment insurance contributions. Notwithstanding par. (c), an action taken under this paragraph is subject to review only as provided

under s. 108.227 (5) and not as provided in ch. 227.

SECTION 2807. 102.17 (1) (d) 1. of the statutes is amended to read:

102.17 **(1)** (d) 1. The contents of certified medical and surgical reports by physicians, podiatrists, surgeons, dentists, psychologists, physician assistants, advanced practice nurse prescribers, and chiropractors licensed in and practicing in this state, and of certified reports by experts concerning loss of earning capacity under s. 102.44 (2) and (3), presented by a party for compensation constitute prima facie evidence as to the matter contained in those reports, subject to any rules and limitations the ~~department~~ division prescribes. Certified reports of physicians, podiatrists, surgeons, dentists, psychologists, physician assistants, advanced practice nurse prescribers, and chiropractors, wherever licensed and practicing, who have examined or treated the claimant, and of experts, if the practitioner or expert consents to being subjected to cross-examination, also constitute prima facie evidence as to the matter contained in those reports. Certified reports of physicians, podiatrists, surgeons, psychologists, and chiropractors are admissible as evidence of the diagnosis, necessity of the treatment, and cause and extent of the disability. Certified reports by doctors of dentistry, physician assistants, and advanced practice nurse prescribers are admissible as evidence of the diagnosis and necessity of treatment but not of the cause and extent of disability. Any physician, podiatrist, surgeon, dentist, psychologist, chiropractor, physician assistant, advanced practice nurse prescriber, or expert who knowingly makes a false statement of fact or opinion in ~~such~~ a certified report may be fined or imprisoned, or both, under s. 943.395.

SECTION 2808. 102.17 (1) (d) 2. of the statutes is amended to read:

102.17 **(1)** (d) 2. The record of a hospital or sanatorium in this state that is satisfactory to the ~~department~~ division, established by certificate, affidavit, or testimony of the supervising officer of the hospital or sanitorium, any other person having charge of the record, or a physician, podiatrist, surgeon, dentist, psychologist, physician assistant, advanced practice nurse prescriber, or chiropractor to be the record of the patient in question, and made in the regular course of examination or treatment of the patient, constitutes prima facie evidence as to the matter contained in the record, to the extent that the record is otherwise competent and relevant.

SECTION 2809. 102.17 (1) (d) 3. of the statutes is amended to read:

102.17 **(1)** (d) 3. The ~~department~~ division may, by rule, establish the qualifications of and the form used for certified reports submitted by experts who provide information concerning loss of earning capacity under s. 102.44 (2) and (3). The ~~department~~ division may not admit into evidence a certified report of a practitioner or other expert or a record of a hospital or sanatorium that was not filed with the ~~department~~ division and all parties in interest at least 15 days before the

date of the hearing, unless the ~~department~~ division is satisfied that there is good cause for the failure to file the report.

SECTION 2810. 102.17 (1) (d) 4. of the statutes is amended to read:

102.17 **(1)** (d) 4. A report or record described in subd. 1., 2., or 3. that is admitted or received into evidence by the ~~department~~ division constitutes substantial evidence under s. 102.23 (6) as to the matter contained in the report or record.

SECTION 2811. 102.17 (1) (e) of the statutes is amended to read:

102.17 **(1)** (e) The ~~department~~ division may, with or without notice to any party, cause testimony to be taken, an inspection of the premises where the injury occurred to be made, or the time books and payrolls of the employer to be examined by any examiner, and may direct any employee claiming compensation to be examined by a physician, chiropractor, psychologist, dentist, or podiatrist. The testimony so taken, and the results of any such inspection or examination, shall be reported to the ~~department~~ division for its consideration upon final hearing. All ex parte testimony taken by the ~~department~~ division shall be reduced to writing, and any party shall have opportunity to rebut that testimony on final hearing.

SECTION 2812. 102.17 (1) (f) of the statutes is amended to read:

102.17 **(1)** (f) Sections 804.05 and 804.07 shall not apply to proceedings under this chapter, except as to a witness who is any of the following:

1. ~~Who is beyond~~ Beyond reach of the subpoena of the ~~department; or~~ division.

2. ~~Who is about~~ About to go out of the state, not intending to return in time for the ~~hearing; or~~ hearing.

---

3. ~~Who is so~~ So sick, infirm, or aged as to make it probable that the witness will not be able to attend the ~~hearing; or~~ hearing.

4. ~~Who is a~~ A member of the legislature, if any committee of the ~~same or~~ legislature or of the house of which the witness is a member~~,~~ is in session~~, provided~~ and the witness waives his or her privilege.

SECTION 2813. 102.17 (1) (g) of the statutes is amended to read:

102.17 **(1)** (g) Whenever the testimony presented at any hearing indicates a dispute or creates a doubt as to the extent or cause of disability or death, the ~~department~~ division may direct that the injured employee be examined, that an autopsy be performed, or that an opinion be obtained without examination or autopsy, by or from an impartial, competent physician, chiropractor, dentist, psychologist or podiatrist designated by the ~~department~~ division who is not under contract with or regularly employed by a compensation insurance carrier or self-insured employer. The expense of the examination, autopsy, or opinion shall be paid by the employer or, if the employee claims compensation under s. 102.81, from the uninsured employers fund. The report of the examination, autopsy, or opinion shall be transmitted in writing to the ~~department~~ division and a copy of the report

shall be furnished by the ~~department~~ division to each party, who shall have an opportunity to rebut ~~such~~ the report on further hearing.

SECTION 2814. 102.17 (1) (h) of the statutes is amended to read:

102.17 **(1)** (h) The contents of certified reports of investigation~~,~~ made by industrial safety specialists who are employed, contracted, or otherwise secured by the ~~department~~ division and who are available for cross-examination, if served upon the parties 15 days prior to hearing, shall constitute prima facie evidence as to matter contained in those reports. A report described in this paragraph that is admitted or received into evidence by the ~~department~~ division constitutes substantial evidence under s. 102.23 (6) as to the matter contained in the report.

SECTION 2815. 102.17 (2) of the statutes is amended to read:

102.17 **(2)** If the ~~department shall have~~ division has reason to believe that the payment of compensation has not been made, ~~it~~ the division may on its own motion give notice to the parties, in the manner provided for the service of an application, of a time and place when a hearing will be held for the purpose of determining the facts. ~~Such~~ The notice shall contain a statement of the matter to be considered. ~~Thereafter all other~~ All provisions of this chapter governing proceedings on an application shall ~~attach~~ apply, insofar as ~~the same may be~~ applicable, to a proceeding under this subsection. When the ~~department~~ division schedules a hearing on its own motion, the ~~department~~ division does not become a party in interest and is not required to appear at the hearing.

SECTION 2816. 102.17 (2m) of the statutes is amended to read:

102.17 **(2m)**~~Any~~ The division or any party, including the ~~department~~ office, may require any person to produce books, papers, and records at the hearing by personal service of a subpoena upon the person along with a tender of witness fees as provided in ss. 814.67 and 885.06. Except as provided in sub. (2s), the subpoena shall be on a form provided by the ~~department~~ division and shall give the name and address of the party requesting the subpoena.

SECTION 2817. 102.17 (2s) of the statutes is amended to read:

102.17 **(2s)** A party's attorney of record may issue a subpoena to compel the attendance of a witness or the production of evidence. A subpoena issued by an attorney must be in substantially the same form as provided in s. 805.07 (4) and must be served in the manner provided in s. 805.07 (5). The attorney shall, at the time of issuance, send a copy of the subpoena to the ~~appeal tribunal~~ hearing examiner or other representative of the ~~department~~ division responsible for conducting the proceeding.

SECTION 2818. 102.17 (7) (b) of the statutes is amended to read:

102.17 **(7)** (b) Except as provided in par. (c), the ~~department~~ division shall exclude from evidence testimony or certified reports from expert witnesses under par. (a) offered by the party that raises the issue of loss of earning capacity if that party failed to notify the ~~department~~ division and the other parties of interest, at least 60 days before the date of the hearing, of the party's intent to provide the testimony or reports and of the names of the expert witnesses involved. Except as provided in par. (c), the ~~department~~ division shall exclude from evidence testimony or certified reports from expert witnesses under par. (a) offered by a party of interest in response to the party that raises the issue of loss of earning capacity if the responding party failed to notify the ~~department~~ division and the other parties of interest, at least 45 days before the date of the hearing, of the party's intent to provide the testimony or reports and of the names of the expert witnesses involved.

SECTION 2819. 102.17 (7) (c) of the statutes is amended to read:

102.17 **(7)** (c) Notwithstanding the notice deadlines provided in par. (b), the ~~department~~ division may receive in evidence testimony or certified reports from expert witnesses under par. (a) when the applicable notice deadline under par. (b) is not met if good cause is shown for the delay in providing the notice required under par. (b) and if no party is prejudiced by the delay.

SECTION 2820. 102.17 (8) of the statutes is amended to read:

102.17 **(8)** Unless otherwise agreed to by all parties, an injured employee shall file with the ~~department~~ division and serve on all parties at least 15 days before the date of the hearing an itemized statement of all medical expenses and incidental compensation under s. 102.42 claimed by the injured employee. The itemized statement shall include, if applicable, information relating to any travel expenses incurred by the injured employee in obtaining treatment including the injured employee's destination, number of trips, round trip mileage, and meal and lodging expenses. The ~~department~~ division may not admit into evidence any information relating to medical expenses and incidental compensation under s. 102.42 claimed by an injured employee if the injured employee failed to file with the ~~department~~ division and serve on all parties at least 15 days before the date of the hearing an itemized statement of the medical expenses and incidental compensation under s. 102.42 claimed by the injured employee, unless the ~~department~~ division is satisfied that there is good cause for the failure to file and serve the itemized statement.

SECTION 2821. 102.175 (2) of the statutes is amended to read:

102.175 **(2)** If after a hearing or a prehearing conference the ~~department~~ division determines that an injured employee is entitled to compensation but that there remains in dispute only the issue of which of 2 or more parties is liable for that compensation, the ~~department~~ division may order one or more parties to pay compensation in an amount, time, and manner as determined by the ~~department~~ division. If the ~~department~~ division later determines that another party is liable for compensation, the ~~department~~ division shall order that other party to reimburse

any
party that was ordered to pay compensation under this subsection.

SECTION 2822. 102.18 (1) (b) of the statutes is amended to read:

102.18 **(1)** (b) Within 90 days after the final hearing and close of the record, the ~~department~~ division shall make and file its findings upon the ultimate facts involved in the controversy, and its order, which shall state ~~its~~ the division's determination as to the rights of the parties. Pending the final determination of any controversy before it, the ~~department may in its discretion~~ division, after any hearing, may, in its discretion, make interlocutory findings, orders, and awards, which may be enforced in the same manner as final awards. The ~~department~~ division may include in any interlocutory or final award or order an order directing the employer or insurer to pay for any future treatment that may be necessary to cure and relieve the employee from the effects of the injury. If the ~~department~~ division finds that the employer or insurer has not paid any amount that the employer or insurer was directed to pay in any interlocutory order or award and that the nonpayment was not in good faith, the ~~department~~ division may include in its final award a penalty not exceeding ~~25%~~ 25 percent of each amount that was not paid as directed. When there is a finding that the employee is in fact suffering from an occupational disease caused by the employment of the employer against whom the application is filed, a final award dismissing the application upon the ground that the applicant has suffered no disability from the disease shall not bar any claim the employee may ~~thereafter~~ have for disability sustained after the date of the award.

SECTION 2823. 102.18 (1) (bg) 1. of the statutes is amended to read:

102.18 **(1)** (bg) 1. If the ~~department~~ division finds under par. (b) that an insurer or self-insured employer is liable under this chapter for any health services provided to an injured employee by a health service provider, but that the reasonableness of the fee charged by the health service provider is in dispute, the ~~department~~ division may include in its order under par. (b) a determination made by the office under s. 102.16 (2) as to the reasonableness of the fee or ~~the department~~, if such a determination has not yet been made, the division may notify, or direct the insurer or self-insured employer to notify, the health service provider under s. 102.16 (2) (b) that the reasonableness of the fee is in dispute. ~~The department shall deny payment of a health service fee that the department determines under this subdivision to be unreasonable. An insurer or self-insured employer and a health service provider~~

~~that are parties to a fee dispute under this subdivision are bound by the department's determination under this subdivision on the reasonableness of the disputed fee, unless that determination is set aside, reversed, or modified by the department under sub. (3) or by the commission under sub. (3) or (4) or is set aside on judicial review under s. 102.23.~~

SECTION 2824. 102.18 (1) (bg) 2. of the statutes is amended to read:

102.18 **(1)** (bg) 2. If the ~~department~~ division finds under par. (b) that an employer or insurance carrier is liable under this chapter for any treatment provided to an injured employee by a health service provider, but that the necessity of the treatment is in dispute, the ~~department~~ division may include in its order under par. (b) a determination made by the office under s. 102.16 (2m) as to the necessity of the treatment or ~~the department~~, if such a determination has not yet been made, the division may notify, or direct the employer or insurance carrier to notify, the health service provider under s. 102.16 (2m) (b) that the necessity of the treatment is in dispute. ~~Before determining under this subdivision the necessity of treatment provided to an injured employee, the department may, but is not required to, obtain the opinion of an expert selected by the department who is qualified as provided in s. 102.16 (2m) (c). The standards promulgated under s. 102.16 (2m) (g) shall be applied by an expert in rendering an opinion as to, and in determining, necessity of treatment under this subdivision. In cases in which no standards promulgated under s. 102.16 (2m) (g) apply, the department shall find the facts regarding necessity of treatment. The department shall deny payment for any treatment that the department determines under this subdivision to be unnecessary. An insurer or self-insured employer and a health service provider that are parties to a dispute under this subdivision over the necessity of treatment are bound by the department's determination under this subdivision on the necessity of the disputed treatment, unless that determination is set aside, reversed, or modified by the department division under sub. (3) or by the commission under sub. (3) or (4) or is set aside on judicial review under s. 102.23.~~

SECTION 2825. 102.18 (1) (bg) 3. of the statutes is amended to read:

102.18 **(1)** (bg) 3. If the ~~department~~ division finds under par. (b) that an insurer or self-insured employer is liable under this chapter for the cost of a prescription drug dispensed under s. 102.425 (2) for outpatient use by an injured employee, but that the reasonableness of the amount charged for that prescription drug is in dispute, the ~~department~~ division may include in its order under par. (b) a determination made by the office under s. 102.425 (4m) as to the reasonableness of the prescription drug charge or ~~the department~~, if such a determination has not yet been made, the division may notify, or direct the insurer or self-insured employer to notify, the pharmacist or practitioner dispensing the prescription drug under s. 102.425 (4m) (b) that the reasonableness of the prescription drug charge is in dispute. ~~The department shall deny payment of a prescription drug charge that the department determines under this subdivision to be unreasonable. An insurer or~~

~~self-insured employer and a pharmacist or practitioner that are parties to a dispute under this subdivision over the reasonableness of a prescription drug charge are bound by the department's determination under par. (b) on the reasonableness of the disputed prescription drug charge, unless that determination is set aside, reversed, or modified by the department under sub. (3) or by the commission under sub. (3) or (4) or is set aside on judicial review under s. 102.23.~~

SECTION 2826. 102.18 (1) (bp) of the statutes is amended to read:

102.18 **(1)** (bp) If the ~~department~~ division determines that the employer or insurance carrier suspended, terminated, or failed to make payments or failed to report an injury as a result of malice or bad faith, the ~~department~~ division may include a penalty in an award to an employee for each event or occurrence of malice or bad faith. ~~This~~ That penalty is the exclusive remedy against an employer or insurance carrier for malice or bad faith. If ~~this~~ the penalty is imposed for an event or occurrence of malice or bad faith that causes a payment that is due an injured employee to be delayed in violation of s. 102.22 (1) or overdue in violation of s. 628.46 (1), the ~~department~~ division may not also order an increased payment under s. 102.22 (1) or the payment of interest under s. 628.46 (1). The ~~department~~ division may award an amount that ~~it~~ the division considers just, not to exceed the lesser of 200 percent of total compensation due or $30,000 for each event or occurrence of malice or bad faith. The ~~department~~ division may assess the penalty against the employer, the insurance carrier, or both. Neither the employer nor the insurance carrier is liable to reimburse the other for the penalty amount. The ~~department~~ division may, by rule, define actions ~~which~~ that demonstrate malice or bad faith.

SECTION 2827. 102.18 (1) (bw) of the statutes is amended to read:

102.18 **(1)** (bw) If an insurer, a self-insured employer, or, if applicable, the uninsured employers fund pays compensation to an employee in excess of its liability and another insurer is liable for all or part of the excess payment, the ~~department~~ division may order the insurer ~~or self-insured employer~~ that is liable for that excess payment to reimburse the insurer or self-insured employer that made the excess payment or, if applicable, the uninsured employers fund.

SECTION 2828. 102.18 (1) (c) of the statutes is amended to read:

102.18 **(1)** (c) If 2 or more examiners have conducted a formal hearing on a claim and are unable to agree on the order or award to be issued, the decision shall be the decision of the majority. If the examiners are equally divided on the decision, the ~~department~~ division may appoint an additional examiner who shall review the record and consult with the other examiners concerning their ~~personal~~ impressions of the credibility of the evidence. Findings of fact and an order or award may then be issued by a majority of the examiners.

SECTION 2829. 102.18 (1) (e) of the statutes is amended to read:

102.18 **(1)** (e) Except as provided in s. 102.21, if the ~~department~~ division orders a party to pay an award of compensation, the party shall pay the award no later than 21 days after the date on which the order is electronically delivered to the party or mailed to the last-known address of the party, unless the party files a petition for review under sub. (3). This paragraph applies to all awards of compensation ordered by the ~~department~~ division, whether the award results from a hearing, the default of a party, or a compromise or stipulation confirmed by the ~~department~~ division.

SECTION 2830. 102.18 (2) of the statutes is amended to read:

102.18 **(2)** The ~~department~~ division shall have and maintain on its staff such examiners as are necessary to hear and decide disputed claims and to assist in the effective ~~administration of~~ adjudication of disputes under this chapter. ~~These~~ Those examiners shall be attorneys and may be designated as administrative law judges. ~~These~~ Those examiners may make findings and orders~~,~~ and may approve, review, set aside, modify, or confirm stipulations of settlement or compromises of claims for compensation.

SECTION 2831. 102.18 (3) of the statutes is amended to read:

102.18 **(3)** A party in interest may petition the commission for review of an examiner's decision awarding or denying compensation if the ~~department~~ division or commission receives the petition within 21 days after the ~~department~~ division electronically delivered a copy of the examiner's findings and order to the parties in interest or mailed a copy of the examiner's findings and order to the ~~party's~~ last-known address addresses of the parties in interest. The commission shall dismiss a petition ~~which~~ that is not timely filed unless the petitioner shows probable good cause that the reason for failure to timely file was beyond the petitioner's control. If no petition is filed within 21 days ~~from~~ after the date ~~that~~ on which a copy of the findings or order of the examiner is electronically delivered to the parties in interest or mailed to the last-known ~~address~~ addresses of the parties in interest, the findings or order shall be considered final unless set aside, reversed , or modified by the examiner within that time. If the findings or order are set aside by the examiner, the status shall be the same as prior to the setting aside of the findings or order ~~set aside~~. If the findings or order are reversed or modified by the examiner, the time for filing a petition commences ~~with~~ on the date ~~that~~ on which notice of reversal or modification is electronically delivered to the parties in interest or mailed to the last-known ~~address~~ addresses of the parties in interest. The commission shall either affirm, reverse, set aside, or modify the findings or order, in whole or in part, or direct

the taking of additional evidence. ~~This~~ The commission's action shall be based on a review of the evidence submitted.

SECTION 2832. 102.18 (4) (b) of the statutes is amended to read:

102.18 **(4)** (b) Within 28 days after a decision of the commission is electronically delivered to each party in interest or mailed to the last-known address of each party in interest, the commission may, on its own motion, set aside the decision for further consideration.

SECTION 2833. 102.18 (4) (c) 3. of the statutes is amended to read:

102.18 **(4)** (c) 3. Remand the case to the ~~department~~ division for further proceedings.

SECTION 2834. 102.18 (4) (d) of the statutes is amended to read:

102.18 **(4)** (d) While a petition for review by the commission is pending or after entry of an order or award by the commission, but before commencement of an action for judicial review or expiration of the period in which to commence an action for judicial review, the commission shall remand any compromise presented to it to the ~~department~~ division for consideration and approval or rejection ~~pursuant to~~ under s. 102.16 (1). Presentation of a compromise does not affect the period in which to commence an action for judicial review.

SECTION 2835. 102.18 (5) of the statutes is amended to read:

102.18 **(5)** If it ~~shall appear to the department~~ appears to the division that a mistake may have been made as to cause of injury in the findings, order, or award upon an alleged injury based on accident, when in fact the employee was suffering from an occupational disease, within 3 years after the date of the findings, order, or award the ~~department~~ division may, upon its own motion, with or without hearing, ~~within 3 years from the date of such findings, order or award,~~ set aside ~~such~~ the findings, order or award, or the ~~department~~ division may take ~~such~~ that action upon application made within ~~such~~ those 3 years. ~~Thereafter, and after~~ After an opportunity for hearing, the ~~department~~ division may, if in fact the employee is

---

suffering from disease arising out of the employment, make new findings, and a new order or award, or ~~it~~ the division may reinstate the previous findings, order, or award.

SECTION 2836. 102.18 (6) of the statutes is amended to read:

102.18 **(6)** In case of disease arising out of ~~the~~ employment, the ~~department~~ division may from time to time review its findings, order, or award, and make new findings, or a new order or award, based on the facts regarding disability or otherwise

as ~~they~~ those facts may ~~then~~ appear at the time of the review. This subsection shall not affect the application of the limitation in s. 102.17 (4).

SECTION 2837. 102.19 of the statutes is amended to read:

102.19Alien dependents; payments through consular officers. ~~In case~~ If a deceased employee~~,~~ for whose injury or death compensation is payable~~,~~ leaves surviving alien dependents residing outside of the United States, the duly accredited consular officer of the country of which ~~such~~ those dependents are citizens or ~~such~~ that officer's designated representative residing within the state shall, except as otherwise determined by the ~~department~~ office, be the sole representative of the deceased employee and dependents in all matters pertaining to their claims for compensation. The receipt ~~by such officer or agent~~ of compensation funds and the distribution ~~thereof~~ of those funds by a consular officer or representative shall be made only upon order of the ~~department~~ office, and payment to ~~such~~ the officer or ~~agent pursuant to any such~~ representative under that order shall be a full discharge of the benefits or compensation~~. Such~~ due the deceased employee and his or her dependents. If required by the office, a consular officer or ~~such officer's~~ representative shall furnish~~, if required by the department,~~ a bond to be approved by ~~it~~ the office, conditioned upon the proper application of all moneys received by ~~such person~~ the consular officer or representative. Before ~~such~~ that bond is

---

discharged, ~~such~~ the consular officer or representative shall file with the ~~department~~ ~~a~~ office an itemized and verified account ~~of the items~~ of his or her ~~receipts and disbursements~~ receipt and disbursement of ~~such~~ that compensation. ~~Such~~ The consular officer or representative shall make interim reports to the ~~department~~ office as ~~it~~ the office may require.

SECTION 2838. 102.195 of the statutes is amended to read:

102.195Employees confined in institutions; payment of benefits. ~~In case~~ If an employee is adjudged ~~insane~~ mentally ill or incompetent~~,~~ or convicted of a felony~~,~~ and is confined in a public institution and has wholly dependent upon the employee for support a person~~,~~ whose dependency is determined as if the employee were deceased, compensation payable during the period of the employee's confinement may be paid to the employee and the employee's dependents~~,~~ in such manner, for such time, and in such amount as the ~~department~~ office by order provides.

SECTION 2839. 102.21 of the statutes is amended to read:

102.21Payment of awards by municipalities. Whenever an award is made ~~by the department~~ under this chapter or s. 66.191, 1981 stats., against any municipality, the person in whose favor ~~it~~ the award is made shall file a certified copy ~~thereof~~ of the award with the municipal clerk. ~~Within 20 days thereafter, unless~~ Unless an appeal is taken, ~~such~~ within 20 days after that filing, the municipal clerk shall draw an order on the municipal treasurer for the payment of the award. If upon

appeal ~~such~~ the award is affirmed in whole or in part ~~the~~, the municipal clerk shall draw an order for payment ~~shall be drawn~~ of the award within 10 days after a certified copy of ~~such~~ the judgment affirming the award is filed with ~~the proper~~ that clerk. If the award or judgment provides for more than one payment ~~is provided for in the award or judgment, orders shall be drawn~~, the municipal clerk shall draw orders for payment as the payments become due. No statute relating to the filing of claims against, ~~and~~ or the auditing, allowing, and payment of claims by ~~municipalities shall apply~~, a municipality applies to the payment of an award or judgment under this section.

SECTION 2840. 102.22 (1) of the statutes is amended to read:

102.22 **(1)** If the employer or his or her insurer inexcusably delays in making the first payment that is due an injured employee for more than 30 days after the ~~day~~ date on which the employee leaves work as a result of an injury and if the amount due is $500 or more, the payments as to which the delay is found shall be increased by ~~10%~~ 10 percent. If the employer or his or her insurer inexcusably delays in making the first payment that is due an injured employee for more than 14 days after the ~~day~~ date on which the employee leaves work as a result of an injury, the payments as to which the delay is found may be increased by ~~10%~~ 10 percent. If the employer or his or her insurer inexcusably delays for any length of time in making any other payment that is due an injured employee, the payments as to which the delay is found may be increased by ~~10%. Where~~ 10 percent. If the delay is chargeable to the employer and not to the insurer, s. 102.62 ~~shall apply~~ applies and the relative liability of the parties shall be fixed and discharged as ~~therein~~ provided in that section. The ~~department~~ division may also order the employer or insurance carrier to reimburse the employee for any finance charges, collection charges, or interest ~~which~~ that the employee paid as a result of the inexcusable delay by the employer or insurance carrier.

SECTION 2841. 102.22 (2) of the statutes is amended to read:

102.22 **(2)** If ~~the sum ordered by the department~~ any sum that the division orders to be paid is not paid when due, that sum shall bear interest at the rate of ~~10%~~ 10 percent per year. The state is liable for ~~such~~ interest on awards issued against it under this chapter. The ~~department~~ division has jurisdiction to issue an award for payment of ~~such~~ interest under this subsection at any time within one year ~~of~~ after the date of its order~~,~~ or ~~upon appeal~~ , if the order is appealed, within one year after final court determination. ~~Such interest~~ Interest awarded under this subsection becomes due from the date the examiner's order becomes final or from the date of a decision by the ~~labor and industry review~~ commission, whichever is later.

SECTION 2842. 102.23 (1) (a) of the statutes is amended to read:

102.23 **(1)** (a) The findings of fact made by the commission acting within its powers shall, in the absence of fraud, be conclusive. The order or award granting or denying compensation, either interlocutory or final, whether judgment has been rendered on ~~it~~ the order or award or not, is subject to review only as provided in this section and not under ch. 227 or s. 801.02. Within 30 days after the date of an order or award made by the commission either originally or after the filing of a petition for review with the ~~department~~ division under s. 102.18 any party aggrieved ~~thereby~~ by the order or award may by serving a complaint as provided in par. (b) and filing the summons and complaint with the clerk of the circuit court commence, in circuit court, an action against the commission for the review of the order or award, in which action the adverse party shall also be made a defendant. If the circuit court is satisfied that a party in interest has been prejudiced because of an exceptional delay in the receipt of a copy of any finding or order, ~~it~~ the circuit court may extend the time in which an action may be commenced by an additional 30 days. The proceedings shall be in the circuit court of the county where the plaintiff resides, except that if the plaintiff is a state agency, the proceedings shall be in the circuit court of the county where the defendant resides. The proceedings may be brought in any circuit court if all parties stipulate and that court agrees.

SECTION 2843. 102.23 (1) (b) of the statutes is amended to read:

102.23 **(1)** (b) In ~~such~~ an action for review of an order or award a complaint shall be served with an authenticated copy of the summons. The complaint need not be verified, but shall state the grounds upon which a review is sought. Service upon a ~~commissioner or~~ member of the commission or an agent authorized by the commission to accept service constitutes complete service on all parties, but there shall be left with the person so served as many copies of the summons and complaint as there are defendants, and the commission shall electronically deliver or mail one copy to each other defendant.

SECTION 2844. 102.23 (2) of the statutes is amended to read:

102.23 **(2)** Upon the trial of ~~any such~~ an action for review of an order or award the court shall disregard any irregularity or error of the commission or the ~~department~~ division unless it is made to affirmatively appear that the plaintiff was damaged ~~thereby~~ by that irregularity or error.

SECTION 2845. 102.23 (3) of the statutes is amended to read:

102.23 **(3)** The record in any case shall be transmitted to the ~~department~~ division within 5 days after expiration of the time for appeal from the order or judgment of the court, unless an appeal ~~shall be~~ is taken from ~~such~~ that order or judgment.

SECTION 2846. 102.23 (5) of the statutes is amended to read:

102.23 **(5)** When an action for review involves only the question of liability as between the employer and one or more insurance companies or as between several insurance companies, a party that has been ordered by the ~~department~~ division, the commission, or a court to pay compensation is not relieved from paying compensation as ordered.

SECTION 2847. 102.24 (2) of the statutes is amended to read:

102.24 **(2)** After the commencement of an action to review any order or award of the commission, the parties may have the record remanded by the court for such time and under such condition as ~~they~~ the parties may provide, for the purpose of having the ~~department~~ division act upon the question of approving or disapproving any settlement or compromise that the parties may desire to have so approved. If approved, the action shall be at an end and judgment may be entered upon the approval as upon an award. If not approved, the division shall immediately return the record ~~shall forthwith be returned~~ to the circuit court and the action shall proceed as if no remand had been made.

SECTION 2848. 102.25 (1) of the statutes is amended to read:

102.25 **(1)** Any party aggrieved by a judgment entered upon the review of any order or award may appeal ~~therefrom~~ the judgment within the ~~time~~ period specified in s. 808.04 (1). A trial court ~~shall~~ may not require the commission or any party to the action to execute, serve, or file an undertaking under s. 808.07 or to serve, or secure approval of, a transcript of the notes of the stenographic reporter or the tape of the recording machine. The state is a party aggrieved under this subsection if a judgment is entered upon the review confirming any order or award against ~~it~~ the state. At any time before the case is set down for hearing in the court of appeals or the supreme court, the parties may have the record remanded by the court to the ~~department~~ division in the same manner and for the same purposes as provided for remanding from the circuit court to the ~~department~~ division under s. 102.24 (2).

SECTION 2849. 102.26 (2) of the statutes is amended to read:

102.26 **(2)** Unless previously authorized by the ~~department~~ division, no fee may be charged or received for the enforcement or collection of any claim for compensation~~,~~ nor may any contract for that enforcement or collection be enforceable

when that fee, inclusive of all taxable attorney fees paid or agreed to be paid for that enforcement or collection, exceeds 20 percent of the amount at which ~~that~~ the claim is compromised or of the amount awarded, adjudged, or collected, except that in cases of admitted liability in which there is no dispute as to the amount of compensation due and in which no hearing or appeal is necessary, the fee charged may not exceed 10 percent, but not to exceed $250, of the amount at which ~~that~~ the claim is compromised or of the amount awarded, adjudged, or collected. The limitation as to fees shall apply to the combined charges of attorneys, solicitors, representatives, and adjusters who knowingly combine their efforts toward the enforcement or collection of any compensation claim.

SECTION 2850. 102.26 (3) (b) 1. of the statutes is amended to read:

102.26 **(3)** (b) 1. ~~The department may~~ Subject to sub. (2), upon application of any interested party ~~and subject to sub. (2)~~, the division may fix the fee of the claimant's attorney or representative and provide in the award for that fee to be paid directly to the attorney or representative.

SECTION 2851. 102.26 (3) (b) 3. of the statutes is amended to read:

102.26 **(3)** (b) 3. The claimant may request the insurer or self-insured employer to pay any compensation that is due the claimant by depositing the payment directly into an account maintained by the claimant at a financial institution. If the insurer or self-insured employer agrees to the request, the insurer or self-insured employer may deposit the payment by direct deposit, electronic funds transfer, or any other money transfer technique approved by the ~~department~~ division. The claimant may revoke a request under this subdivision at any time by providing appropriate written notice to the insurer or self-insured employer.

SECTION 2852. 102.26 (4) of the statutes is amended to read:

102.26 **(4)**~~The charging or receiving of~~ Any attorney or other person who charges or receives any fee in violation of this section ~~shall be unlawful, and the attorney or other person guilty thereof shall~~ may be required to forfeit double the amount retained by the attorney or other person, ~~the same to~~ which forfeiture shall be collected by the state in an action in debt~~,~~ upon complaint of the ~~department~~ division. Out of the sum recovered the court shall direct payment to the injured party of the amount of the overcharge.

SECTION 2853. 102.27 (2) (b) of the statutes is amended to read:

102.27 **(2)** (b) If a governmental unit provides public assistance under ch. 49 to pay medical costs or living expenses related to a claim under this chapter and if the governmental unit has given the parties to the claim written notice stating that the governmental unit provided the assistance and the cost of that assistance, the employer or insurance carrier owing compensation shall reimburse that

governmental unit ~~any compensation awarded or paid if the governmental unit has given the parties to the claim written notice stating that it provided the assistance and the cost of the assistance provided. Reimbursement shall equal the lesser of either~~ for the amount of assistance the governmental unit provided or two-thirds of the amount of the award or payment remaining after deduction of attorney fees and any other fees or costs chargeable under ch. 102, whichever is less. The ~~department~~ office shall comply with this paragraph when making payments under s. 102.81.

SECTION 2854. 102.28 (2) (a) of the statutes is amended to read:

102.28 **(2)** (a) *Duty to insure payment for compensation.* Unless exempted by the ~~department~~ office under par. (b) or sub. (3), every employer, as described in s. 102.04 (1), shall insure payment for ~~that~~ compensation in an insurer authorized to do business in this state. A joint venture may elect to be an employer under this chapter and obtain insurance for payment of compensation. If a joint venture that is subject to this chapter only because the joint venture elected to be an employer under this chapter is dissolved and cancels or terminates its contract for the insurance of compensation under this chapter, that joint venture is ~~deemed~~ considered to have effected withdrawal, which shall be effective on the day after the contract is canceled or terminated.

SECTION 2855. 102.28 (2) (b) of the statutes is amended to read:

102.28 **(2)** (b) *Exemption from duty to insure.* The ~~department~~ office may grant a written order of exemption to an employer who shows its financial ability to pay the amount of compensation, agrees to report faithfully all compensable injuries, and agrees to comply with this chapter and the rules of the ~~department~~ office. The ~~department~~ office may condition the granting of an exemption upon the employer's furnishing of satisfactory security to guarantee payment of all claims ~~under~~ for compensation. The ~~department~~ office may require that bonds or other personal guarantees be enforceable against sureties in the same manner as an award may be enforced. The ~~department~~ office may from time to time require proof of financial ability of the employer to pay compensation. Any exemption shall be void if the application for it contains a financial statement ~~which~~ that is false in any material respect. An employer who files an application containing a false financial statement remains subject to par. (a). The ~~department~~ office may promulgate rules establishing an amount to be charged to an initial applicant for exemption under this paragraph and an annual amount to be charged to employers that have been exempted under this paragraph.

SECTION 2856. 102.28 (2) (c) of the statutes is amended to read:

102.28 **(2)** (c) *Revocation of exemption.*~~The department, after~~ After seeking the advice of the self-insurers council, the office may revoke an exemption granted to

an employer under par. (b), upon giving the employer 10 days' written notice, if the ~~department~~ office finds that the employer's financial condition is inadequate to pay its employees' claims for compensation, that the employer has received an excessive number of claims for compensation, or that the employer has failed to discharge faithfully its obligations according to the agreement contained in the application for exemption. ~~The employer may, within~~ Within 10 days after receipt of the notice of revocation, the employer may request in writing a review of the revocation by the ~~secretary~~ commissioner or the ~~secretary's~~ commissioner's designee and the ~~secretary~~ commissioner or ~~the secretary's~~ designee shall review the revocation within 30 days after receipt of the request for review. If the employer is aggrieved by the determination of the ~~secretary~~ commissioner or the ~~secretary's~~ commissioner's designee, the employer may, within 10 days after receipt of notice of that determination, request a hearing under s. 102.17. If the ~~secretary~~ commissioner or the ~~secretary's~~ commissioner's designee determines that the employer's exemption should be revoked, the employer shall obtain insurance coverage as required under par. (a) immediately upon receipt of notice of that determination and, notwithstanding the pendency of proceedings under ss. 102.17 to 102.25, shall keep that coverage in force until another exemption under par. (b) is granted.

SECTION 2857. 102.28 (2) (d) of the statutes is amended to read:

102.28 **(2)** (d) *Effect of insuring with unauthorized insurer.* An employer who ~~procures~~ after procuring an exemption under par. (b) ~~and thereafter~~ enters into any agreement for excess insurance coverage with an insurer not authorized to do business in this state shall report that agreement to the ~~department~~ office immediately. The placing of ~~such~~ that coverage shall not by itself be grounds for revocation of the exemption.

SECTION 2858. 102.28 (3) (a) (intro.) of the statutes is amended to read:

102.28 **(3)** (a) (intro.) An employer may file with the ~~department~~ office an application for exemption from the duty to pay compensation under this chapter with respect to any employee who signs the waiver described in subd. 1. and the affidavit described in subd. 2. if an authorized representative of the religious sect to which the employee belongs signs the affidavit specified in subd. 3. and the agreement described in subd. 4. An application for exemption under this paragraph shall include all of the following:

SECTION 2859. 102.28 (3) (b) (intro.) of the statutes is amended to read:

102.28 **(3)** (b) (intro.) The ~~department~~ office shall approve an application under par. (a) if the ~~department~~ office determines that all of the following conditions are satisfied:

SECTION 2860. 102.28 (3) (b) 3. of the statutes is amended to read:

102.28 **(3)** (b) 3. The religious sect to which the employee belongs has a long-established history of providing its members who become dependent on the religious sect as a result of work-related injuries, and the dependents of those members, with a standard of living and medical treatment that are reasonable

when
compared to the general standard of living and medical treatment for members of the
religious sect. In determining whether the religious sect has a long-standing history

of providing the financial and medical assistance described in this subdivision, the ~~department~~ office shall presume that a 25-year history of providing that financial and medical assistance is long-standing for purposes of this subdivision.

SECTION 2861. 102.28 (3) (c) of the statutes is amended to read:

102.28 **(3)** (c) An employee who has signed a waiver under par. (a) 1. and an
affidavit under par. (a) 2., who sustains an injury that, but for that waiver, the employer would be liable for under s. 102.03, who at the time of the injury was a member of a religious sect whose authorized representative has filed an affidavit under par. (a) 3. and an agreement under par. (a) 4., and who as a result of the injury
becomes dependent on the religious sect for financial and medical assistance, or the employee's dependent, may request a hearing under s. 102.17 (1) to determine if the
religious sect has provided the employee and his or her dependents with a standard of living and medical treatment that are reasonable when compared to the general standard of living and medical treatment for members of the religious sect. If, after hearing, the ~~department~~ division determines that the religious sect has not provided
that standard of living or medical treatment, or both, the ~~department~~ division may order the religious sect to provide alternative benefits to that employee or his or her
dependent, or both, in an amount that is reasonable under the circumstances, but not in excess of the benefits that the employee or dependent could have received under this chapter but for the waiver under par. (a) 1.

SECTION 2862. 102.28 (3) (d) of the statutes is amended to read:

102.28 **(3)** (d) The ~~department~~ office shall provide a form for the application for
exemption of an employer under par. (a) (intro.), the waiver and affidavit of an employee under par. (a) 1. and 2., the affidavit of a religious sect under par. (a) 3., and
the agreement of a religious sect under par. (a) 4. A properly completed form is prima

facie evidence of satisfaction of the conditions under par. (b) as to the matter contained in the form.

SECTION 2863. 102.28 (4) (a) of the statutes is amended to read:

102.28 **(4)** (a) When the ~~department~~ office discovers an uninsured employer,
the ~~department~~ office may order the employer to cease operations until the employer
complies with sub. (2).

SECTION 2864. 102.28 (4) (b) of the statutes is amended to read:

102.28 **(4)** (b) If the ~~department~~ office believes that an employer may be an uninsured employer, the ~~department~~ office shall notify the employer of the alleged violation of sub. (2) and the possibility of closure under this subsection. The employer may request and shall receive a hearing under s. 102.17 on the matter if the employer applies for a hearing within 10 days after the notice of the alleged violation is served.

SECTION 2865. 102.28 (4) (c) of the statutes is amended to read:

102.28 **(4)** (c) After a hearing under par. (b), or without a hearing if one is not requested, the ~~department~~ division may issue an order to an employer to cease operations on a finding that the employer is an uninsured employer. If no hearing is requested, the office may issue such an order.

SECTION 2866. 102.28 (4) (d) of the statutes is amended to read:

102.28 **(4)** (d) The department of justice may bring an action in any court of competent jurisdiction for an injunction or other remedy to enforce ~~the department's~~ an order to cease operations under par. (c).

SECTION 2867. 102.28 (6) of the statutes is amended to read:

102.28 **(6)** REPORTS BY EMPLOYER. ~~Every employer shall upon~~ Upon request of the ~~department~~ office, an employer shall report to ~~it~~ the office the number of employees ~~and~~ employed by the employer, the nature of their work ~~and also~~, the

---

name of the insurance company with ~~whom~~ which the employer has insured its liability under this chapter, and the policy number and date of expiration of ~~such~~ the policy insuring that liability. Failure to furnish ~~such~~ a report requested under this subsection within 10 days ~~from the making of a request~~ after the request is sent to the employer by certified mail ~~shall constitute~~ constitutes presumptive evidence that the ~~delinquent~~ employer is ~~violating~~ in violation of sub. (2).

SECTION 2868. 102.28 (7) (a) of the statutes is amended to read:

102.28 **(7)** (a) If an employer who is currently or was formerly exempted ~~by written order of the department~~ under sub. (2) is unable to pay an award, judgment is rendered in accordance with s. 102.20 against that employer, and execution is levied and returned unsatisfied in whole or in part, payments for the employer's liability shall be made from the fund established under sub. (8). If a currently or formerly exempted employer files for bankruptcy and if not less than 60 days after that filing the ~~department~~ office has reason to believe that compensation payments due are not being paid, the ~~department~~ office in its discretion may make payment for the employer's liability from the fund established under sub. (8). The secretary of administration shall proceed to recover ~~such~~ those payments from the employer or the employer's receiver or trustee in bankruptcy~~,~~ and may commence an action or proceeding or file a claim ~~therefor~~ to recover those payments. The attorney general

shall appear on behalf of the secretary of administration in any such action or proceeding. All moneys recovered in any such action or proceeding shall be paid into the fund established under sub. (8).

SECTION 2869. 102.28 (7) (b) of the statutes is amended to read:

102.28 **(7)** (b) ~~Each~~ Upon the issuance of an initial order exempting an employer under sub. (2), the employer exempted ~~by written order of the department~~ under sub. (2) shall pay into the fund established ~~by~~ under sub. (8) a sum equal to ~~that~~ the amount assessed against each of the other ~~such exempt~~ employers ~~upon the issuance of an initial order~~ that are exempt under sub. (2). The order shall provide for a sum that is sufficient to secure estimated payments of the insolvent exempt employer due for the period up to the date of the order and for one year following the date of the order and to pay the estimated cost of insurance carrier or insurance service organization services under par. (c). Payments ordered to be made to the fund shall be paid to the ~~department~~ office within 30 days after the date of the order. If additional moneys are required, further assessments shall be made based on orders of the ~~department~~ office with ~~assessment~~ those assessments to be prorated on the basis of the gross payroll for this state of the exempt employer, as reported to the department of workforce development for the previous calendar year for unemployment insurance purposes under ch. 108. If the exempt employer is not covered under ch. 108, ~~then~~ the ~~department~~ office shall determine the comparable gross payroll for the exempt employer. If payment of any assessment made under this ~~subsection~~ paragraph is not made within 30 days ~~of~~ after the date of the order of the ~~department~~ office, the attorney general may appear on behalf of the state to collect the assessment.

SECTION 2870. 102.28 (7) (c) of the statutes is amended to read:

102.28 **(7)** (c) The ~~department~~ office may retain an insurance carrier or insurance service organization to process, investigate, and pay valid claims. The charge for ~~such service~~ those services shall be paid from the fund as provided under par. (b).

SECTION 2871. 102.28 (8) of the statutes is amended to read:

102.28 **(8)**SELF-INSURED EMPLOYERS LIABILITY FUND. The moneys paid into the state treasury under sub. (7), together with all accrued interest, shall constitute a separate nonlapsible fund designated as the self-insured employers liability fund. Moneys in the fund may be expended only as provided in s. ~~20.445 (1)~~ 20.145 (6) (s) and may not be used for ~~an~~ any other purpose of the state.

SECTION 2872. 102.29 (1) (a) of the statutes is amended to read:

102.29 **(1)** (a) The making of a claim for compensation against an employer or compensation insurer for the injury or death of an employee ~~shall~~ does not affect the right of the employee, the employee's personal representative, or other person

entitled to bring action to make a claim or maintain an action in tort against any other party for ~~such~~ that injury or death, hereinafter referred to as a 3rd party; nor ~~shall~~ does the making of a claim by any such person against a 3rd party for damages by reason of an injury to which ss. 102.03 to 102.66 are applicable, or the adjustment of any such claim, affect the right of the injured employee or the employee's dependents to recover compensation. An employer or compensation insurer that has paid or is obligated to pay a lawful claim under this chapter shall have the same right to make a claim or maintain an action in tort against any other party for ~~such~~ that injury or death. If the ~~department~~ office pays or is obligated to pay a claim under s. 102.66 (1) or 102.81 (1), the ~~department~~ office shall also have the right to make a claim or maintain an action in tort against any other party for the employee's injury or death. However, each party shall give to the other parties reasonable notice ~~and~~, the opportunity to join in the making of such a claim or the instituting of such an action, and the opportunity to be represented by counsel.

SECTION 2873. 102.29 (1) (b) (intro.) of the statutes is amended to read:

102.29 **(1)** (b) (intro.) If a party entitled to notice cannot be found, the ~~department~~ office shall become the agent of that party for the giving of a notice as required in par. (a) and the notice, when given to the ~~department~~ office, shall include an affidavit setting forth the facts, including the steps taken to locate that party. Each party shall have an equal voice in the prosecution of the claim, and any disputes arising shall be passed upon by the court before whom the case is pending, and if no action is pending, then by a court of record or by the ~~department~~ division. If notice is given as provided in par. (a), the liability of the tort-feasor shall be determined as to all parties having a right to make claim and, irrespective of whether ~~or not~~ all parties join in prosecuting the claim, the proceeds of the claim shall be divided as follows:

SECTION 2874. 102.29 (1) (b) 2. of the statutes is amended to read:

102.29 **(1)** (b) 2. Out of the balance remaining after the deduction and payment specified in subd. 1., the employer, the insurance carrier, or, if applicable, the uninsured employers fund or the work injury supplemental benefit fund shall be reimbursed for all payments made by the employer, insurance carrier, or ~~department~~ office, or ~~which~~ that the employer, insurance carrier, or ~~department~~ office may be obligated to make in the future, under this chapter, except that the employer, insurance carrier, or ~~department~~ office shall not be reimbursed for any payments made or to be made under s. 102.18 (1) (bp), 102.22, 102.35 (3), 102.57, or 102.60.

SECTION 2875. 102.29 (1) (c) of the statutes is amended to read:

102.29 **(1)** (c) If both the employee or the employee's personal representative

or other person entitled to bring action, and the employer, compensation insurer, or ~~department~~ office, join in the pressing of said claim and are represented by counsel, the attorney fees allowed as a part of the costs of collection shall be, unless otherwise

agreed upon, divided between the attorneys for those parties as directed by the court or by the ~~department~~ division.

SECTION 2876. 102.29 (1) (d) of the statutes is amended to read:

102.29 **(1)** (d) A settlement of a 3rd-party claim shall be void unless the settlement and the distribution of the proceeds of the settlement are approved by the court before whom the action is pending or, if no action is pending, then by a court of record or by the ~~department~~ division.

SECTION 2877. 102.29 (4) of the statutes is amended to read:

102.29 **(4)** If the employer and the 3rd party are insured by the same insurer, or by ~~the~~ insurers who are under common control, the employer's insurer shall promptly notify the parties in interest and the ~~department~~ office. If the employer has assumed the liability of the 3rd party, ~~it~~ the employer shall give similar notice, in default of which any settlement with an injured employee or beneficiary is void. This subsection does not prevent the employer or compensation insurer from sharing in the proceeds of any 3rd-party claim or action~~, as set forth~~ as provided in sub. (1).

SECTION 2878. 102.29 (8) of the statutes is amended to read:

102.29 **(8)** No student of a public school, ~~as described in s. 115.01 (1), or~~ a private school, ~~as defined in s. 115.001 (3r),~~ or an institution of higher education who is named under s. 102.077 as an employee of the school district, private school, or institution of higher education for purposes of this chapter and who makes a claim for compensation under this chapter may make a claim or maintain an action in tort against the employer that provided the work training or work experience from which the claim arose.

SECTION 2879. 102.30 (7) (a) of the statutes is amended to read:

102.30 **(7)** (a) The ~~department~~ office may order direct reimbursement out of the proceeds payable under this chapter for payments made under a nonindustrial insurance policy covering the same disability and expenses compensable under s. 102.42 when the claimant consents or when it is established that the payments under the nonindustrial insurance policy were improper. No attorney fee is due with respect to that reimbursement.

SECTION 2880. 102.31 (1) (b) of the statutes is amended to read:

102.31 **(1)** (b) Except as provided in par. (c), a contract under par. (a) shall be construed to grant full coverage of all liability of the assured under this chapter unless the ~~department~~ office specifically consents by written order to the issuance of a contract providing divided insurance or partial insurance.

SECTION 2881. 102.31 (2) (a) of the statutes is amended to read:

102.31 **(2)** (a) No party to a contract of insurance may cancel the contract within the contract period or terminate or ~~not renew~~ nonrenew the contract upon the expiration date of the contract until a notice in writing is given to the other party fixing the proposed date of cancellation or declaring that the party intends to terminate or ~~does not intend to renew~~ nonrenew the ~~policy~~ contract upon expiration.

Except as provided in par. (b), when an insurance company ~~does not renew~~ nonrenews a ~~policy~~ contract upon expiration, the nonrenewal is not effective until 60 days after the insurance company has given written notice of the nonrenewal to the insured employer and the ~~department~~ office. Cancellation or termination of a ~~policy~~ contract by an insurance company for any reason other than nonrenewal is not effective until 30 days after the insurance company has given written notice of the cancellation or termination to the insured employer and the ~~department~~ office. Notice to the ~~department~~ office may be given by personal service of the notice upon the ~~department~~ office at its office in Madison or by sending the notice to the ~~department~~ office in a medium approved by the ~~department~~ office. The ~~department~~ office may provide by rule that ~~the~~ a notice of cancellation or termination be given to the Wisconsin compensation rating bureau rather than to the ~~department~~ office in a medium approved by the ~~department~~ office after consultation with the Wisconsin compensation rating bureau. Whenever the Wisconsin compensation rating bureau receives ~~such~~ a notice of cancellation or termination ~~it~~ that bureau shall immediately notify the ~~department~~ office of the notice of cancellation or termination.

SECTION 2882. 102.31 (3) of the statutes is amended to read:

102.31 **(3)** The ~~department~~ office may examine from time to time the books and records of any insurer insuring the liability ~~or~~ for compensation ~~for~~ of an employer in this state~~. The department may require an insurer to designate one mailing address for use by the department and to respond to correspondence from the department within 30 days~~ as provided in s. 601.42. Any insurer that refuses or fails to answer correspondence from the department or to allow the department to examine its books and records as required under s. 601.42 is subject to enforcement proceedings under s. 601.64.

SECTION 2883. 102.31 (4) of the statutes is amended to read:

102.31 **(4)** If any insurer authorized to transact worker's compensation insurance in this state fails to promptly pay claims for compensation for which ~~it~~ the insurer is liable or fails to make reports to the ~~department~~ office required ~~by~~ under s. 102.38, ~~the department may recommend to the commissioner of insurance, with~~

~~detailed reasons, that enforcement proceedings under s. 601.64 be invoked. The commissioner shall furnish a copy of the recommendation to the insurer and shall set a date for a hearing, at which both the insurer and the department shall be afforded an opportunity to present evidence. If after the hearing the commissioner finds that the insurer has failed to carry out its obligations under this chapter,~~ the commissioner ~~shall~~ may institute enforcement proceedings under s. 601.64. ~~If the commissioner does not so find, the commissioner shall dismiss the complaint.~~

SECTION 2884. 102.31 (5) of the statutes is amended to read:

102.31 **(5)** If any employer whom the ~~department~~ office has exempted from ~~carrying~~ the duty to carry compensation insurance arbitrarily or unreasonably refuses employment to or discharges ~~employees~~ an employee because of a nondisabling physical condition, the ~~department~~ office shall revoke the exemption of that employer.

SECTION 2885. 102.31 (6) of the statutes is repealed.

SECTION 2886. 102.31 (7) of the statutes is amended to read:

102.31 **(7)** If the ~~department~~ office by one or more written orders specifically consents to the issuance of one or more contracts covering only the liability incurred on a construction project and if the construction project owner designates the insurance carrier and pays for each such contract, the construction project owner shall reimburse the ~~department~~ office for all costs incurred by the ~~department~~ office in issuing the written orders and in ensuring minimum confusion and maximum safety on the construction project. All moneys received under this subsection shall be deposited in the worker's compensation operations fund and credited to the appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (rb).

SECTION 2887. 102.31 (8) of the statutes is amended to read:

102.31 **(8)** The Wisconsin compensation rating bureau shall provide the ~~department~~ office with any information that the ~~department~~ office may request relating to worker's compensation insurance coverage, including the names of employers insured and any insured employer's address, business status, type and date of coverage, manual premium code, and policy information including policy numbers, cancellations, terminations, endorsements, and reinstatement dates. The ~~department~~ office may enter into contracts with the Wisconsin compensation rating bureau to share the costs of data processing and other services. No information obtained by the ~~department~~ office under this subsection may be made public by the ~~department~~ office except as authorized by the Wisconsin compensation rating bureau.

SECTION 2888. 102.315 (4) of the statutes is amended to read:

102.315 **(4)** MASTER POLICY; APPROVAL REQUIRED. An employee leasing company may insure its liability under sub. (2) by obtaining a master policy that has been approved by the commissioner ~~of insurance~~ as provided in this subsection. The commissioner ~~of insurance~~ may approve the issuance of a master policy if the

insurer proposing to issue the master policy submits a filing to the bureau showing that the insurer has the technological capacity and operation capability to provide to the bureau information, including unit statistical data, information concerning proof of coverage and cancellation, termination, and nonrenewal of coverage, and any other information that the bureau may require, at the client level and in a format required by the bureau and the bureau submits the filing to the commissioner ~~of insurance~~ for approval under s. 626.13. A master policy filing under this subsection shall also establish basic manual rules governing the issuance of an insurance policy covering the leased employees of a divided workforce that are consistent with sub. (6) and the cancellation, termination, and nonrenewal of policies that are consistent with sub. (10). On approval by the commissioner ~~of insurance~~ of a master policy filing, an

---

insurer may issue a master policy to an employee leasing company insuring the liability of the employee leasing company under sub. (2).

SECTION 2889. 102.315 (5) (b) (intro.) of the statutes is amended to read:

102.315 **(5)** (b) (intro.) Within 30 days after the effective date of an employee leasing agreement with a small client that is covered under a master policy under par. (a), the employee leasing company shall report to the ~~department~~ office all of the following information:

SECTION 2890. 102.315 (5) (c) of the statutes is amended to read:

102.315 **(5)** (c) Within 30 days after the effective date of coverage of a small client under a master policy under par. (a), the insurer or, if authorized by the insurer, the employee leasing company shall file proof of that coverage with the ~~department~~ office. Coverage of a small client under a master policy becomes binding when the insurer or employee leasing company files proof of that coverage under this paragraph or provides notice of coverage to the small client, whichever occurs first. Nothing in this paragraph requires an employee leasing company or an employee of an employee leasing company to be licensed as an insurance intermediary under ch. 628.

SECTION 2891. 102.315 (6) (a) of the statutes is amended to read:

102.315 **(6)** (a) If a client notifies the ~~department~~ office as provided under par. (b) of its intent to have a divided workforce, an insurer may issue a worker's compensation insurance policy covering only the leased employees of the client. An insurer that issues a policy covering only the leased employees of a client is not liable under s. 102.03 for any compensation payable under this chapter to an employee of the client who is not a leased employee unless the insurer also issues a policy

covering
that employee. A client that has a divided workforce shall insure its employees who

are not leased employees in the voluntary market and may not insure those employees under the mandatory risk-sharing plan under s. 619.01 unless the leased
employees of the client are covered under that plan.

SECTION 2892. 102.315 (6) (b) (intro.) of the statutes is amended to read:

102.315 **(6)** (b) (intro.) A client that intends to have a divided workforce shall
notify the ~~department~~ office of that intent on a form prescribed by the ~~department~~ office that includes all of the following:

SECTION 2893. 102.315 (6) (b) 1. of the statutes is amended to read:

102.315 **(6)** (b) 1. The names and mailing addresses of the client and the employee leasing company, the effective date of the employee leasing agreement, a description of the employees of the client who are not leased employees, and such other information as the ~~department~~ office may require.

SECTION 2894. 102.315 (6) (b) 3. of the statutes is amended to read:

102.315 **(6)** (b) 3. An agreement by the client to assume full responsibility to
immediately pay all compensation and other payments payable under this chapter as may be required by the ~~department~~ office should a dispute arise between 2 or more
insurers as to liability under this chapter for an injury sustained while a divided workforce plan is in effect, pending final resolution of that dispute. This subdivision does not preclude a client from insuring that responsibility in an insurer authorized
to do business in this state.

SECTION 2895. 102.315 (6) (d) of the statutes is amended to read:

102.315 **(6)** (d) When the ~~department~~ office receives a notification under par.
(b), the ~~department~~ office shall immediately provide a copy of the notification to the bureau.

SECTION 2896. 102.315 (6) (e) 1. of the statutes is amended to read:

102.315 **(6)** (e) 1. If a client intends to terminate a divided workforce plan, the client shall notify the ~~department~~ office of that intent on a form prescribed by the ~~department~~ office. Termination of a divided workforce plan by a client is not effective
until 10 days after notice of the termination is received by the ~~department~~ office.

SECTION 2897. 102.315 (6) (e) 2. of the statutes is amended to read:

102.315 **(6)** (e) 2. If an insurer cancels, terminates, or ~~does not renew~~ nonrenews a worker's compensation insurance policy issued under a divided workforce plan that covers in the voluntary market the employees of a client who are
not leased employees, the divided workforce plan is terminated on the effective date of the cancellation, termination, or nonrenewal of the policy, unless the client

submits evidence under par. (c) that both the leased employees of the client and the employees of the client who are not leased employees are covered under a mandatory risk-sharing plan.

SECTION 2898. 102.315 (6) (e) 3. of the statutes is amended to read:

102.315 **(6)** (e) 3. If an insurer cancels, terminates, or ~~does not renew~~ nonrenews a worker's compensation insurance policy issued under a divided workforce plan that covers under the mandatory risk-sharing plan under s. 619.01 the employees of a client who are not leased employees, the divided workforce plan is terminated on the effective date of the cancellation, termination, or nonrenewal of the policy.

SECTION 2899. 102.315 (9) (a) of the statutes is amended to read:

102.315 **(9)** (a) An insurer that issues a policy under sub. (3), (4), or (5) (a) may charge a premium for coverage under that policy that complies with the applicable classifications, rules, rates, and rating plans filed with and approved by the commissioner ~~of insurance~~ under s. 626.13.

SECTION 2900. 102.315 (10) (a) 2. of the statutes is amended to read:

102.315 **(10)** (a) 2. The insureds under a policy described in subd. 1. may cancel the policy during the policy period if both the employee leasing company and the client agree to the cancellation, the cancellation is confirmed by the employee leasing company promptly providing written confirmation of the cancellation to the client or by the client agreeing to the cancellation in writing, and the insurer provides written notice of the cancellation to the ~~department~~ office as required under s. 102.31 (2) (a).

SECTION 2901. 102.315 (10) (a) 3. of the statutes is amended to read:

102.315 **(10)** (a) 3. Subject to subd. 4., an insurer may cancel, terminate, or nonrenew a policy described in subd. 1. by providing written notice of the cancellation, termination, or nonrenewal to the insured employee leasing company and to the ~~department~~ office as required under s. 102.31 (2) (a) and by providing that notice to the insured client. The insurer is not required to state in the notice to the insured client the facts on which the decision to cancel, terminate, or nonrenew the policy is based. Except as provided in s. 102.31 (2) (b), cancellation or termination of a policy under this subdivision for any reason other than nonrenewal is not effective until 30 days after the insurer has provided written notice of the cancellation or termination to the insured employee leasing company, the insured client, and the ~~department~~ office. Except as provided in s. 102.31 (2) (b), nonrenewal of a policy under this subdivision is not effective until 60 days after the insurer has provided written notice of the cancellation or termination to the insured employee leasing company, the insured client, and the ~~department~~ office.

SECTION 2902. 102.315 (10) (a) 4. of the statutes is amended to read:

102.315 **(10)** (a) 4. If an employee leasing company terminates an employee leasing agreement with a client in its entirety, an insurer may cancel or terminate a policy described in subd. 1. covering that client during the policy period by providing written notice of the cancellation or termination to the insured employee leasing company and the ~~department~~ office as required under s. 102.31 (2) (a) and by providing that notice to the insured client. The insurer shall state in the notice to the insured client that the policy is being cancelled or terminated due to the termination of the employee leasing agreement. Except as provided in s. 102.31 (2) (b), cancellation or termination of a policy under this subdivision is not effective until 30 days after the insurer has provided written notice of the cancellation or termination to the insured employee leasing company, the insured client, and the ~~department~~ office.

SECTION 2903. 102.315 (10) (b) 2. of the statutes is amended to read:

102.315 **(10)** (b) 2. The insureds under a policy described in subd. 1. may cancel the policy during the policy period if both the employee leasing company and the client agree to the cancellation, the cancellation is confirmed by the employee leasing company promptly providing written confirmation of the cancellation to the client or by the client agreeing to the cancellation in writing, and the insurer provides written notice of the cancellation to the ~~department~~ office as required under s. 102.31 (2) (a).

SECTION 2904. 102.315 (10) (b) 3. of the statutes is amended to read:

102.315 **(10)** (b) 3. An insurer may cancel, terminate, or nonrenew a policy described in subd. 1., including cancellation or termination of a policy providing continued coverage under subd. 4., by providing written notice of the cancellation, termination, or nonrenewal to the insured employee leasing company and to the ~~department~~ office as required under s. 102.31 (2) (a) and by providing that notice to the insured client. Except as provided in s. 102.31 (2) (b), cancellation or termination of a policy under this subdivision for any reason other than nonrenewal is not effective until 30 days after the insurer has provided written notice of the cancellation or termination to the insured employee leasing company, the insured client, and the ~~department~~ office. Except as provided in s. 102.31 (2) (b), nonrenewal of a policy under this subdivision is not effective until 60 days after the insurer has provided written notice of the cancellation or termination to the insured employee leasing company, the insured client, and the ~~department~~ office.

SECTION 2905. 102.32 (1m) (intro.) of the statutes is amended to read:

102.32 **(1m)** (intro.) In any case in which compensation payments for an injury have extended or will extend over 6 months or more after the date of the injury or

in
any case in which death benefits are payable, any party in interest may, in the discretion of the ~~department~~ office, be discharged from, or compelled to guarantee, future compensation payments by doing any of the following:

SECTION 2906. 102.32 (1m) (a) of the statutes is amended to read:

102.32 **(1m)** (a) Depositing the present value of the total unpaid compensation upon a 5 percent interest discount basis with a credit union, savings bank, savings and loan association, bank, or trust company designated by the ~~department~~ office.

SECTION 2907. 102.32 (1m) (c) of the statutes is amended to read:

102.32 **(1m)** (c) Making payment in gross upon a 5 percent interest discount basis to be approved by the ~~department~~ office.

SECTION 2908. 102.32 (1m) (d) of the statutes is amended to read:

102.32 **(1m)** (d) In cases in which the time for making payments or the amounts of payments cannot be definitely determined, furnishing a bond~~,~~ or other security~~,~~ satisfactory to the ~~department~~ office for the payment of compensation as may be due or become due. The acceptance of the bond~~,~~ or other security~~,~~ and the form and sufficiency of the bond or other security~~,~~ shall be subject to the approval of the

---

~~department~~ office. If the employer or insurer is unable or fails to immediately procure the bond, ~~then,~~ the employer or insurer, in lieu of procuring the bond, shall deposit ~~shall be made~~ with a credit union, savings bank, savings and loan association, bank, or trust company designated by the ~~department, of~~ office the maximum amount that may reasonably become payable in ~~these~~ those cases, to be determined by the ~~department~~ office at amounts consistent with the extent of the injuries and the law. The bonds and deposits ~~are to~~ may be reduced only to satisfy claims and may be withdrawn only after the claims which they are to guarantee are fully satisfied or liquidated under par. (a), (b), or (c).

SECTION 2909. 102.32 (5) of the statutes is amended to read:

102.32 **(5)** Any insured employer may, ~~within~~ in the discretion of the ~~department~~ office, compel the insurer to discharge, or to guarantee payment of, the employer's liabilities in any case described in sub. (1m) and ~~thereby~~ by that discharge or guarantee release the employer from ~~compensation~~ liability for compensation in that case, ~~but~~ except that if for any reason a bond furnished or deposit made under sub. (1m) (d) does not fully protect the beneficiary of the bond or deposit, the compensation insurer or insured employer, as the case may be, shall still be liable to ~~the~~ that beneficiary ~~of the bond or deposit~~.

SECTION 2910. 102.32 (6) (b) of the statutes is amended to read:

102.32 **(6)** (b) Subject to par. (d), if the employer or the employer's insurer concedes liability for an injury that results in permanent disability and if the extent of the permanent disability can be determined based on a minimum permanent disability rating promulgated by the ~~department~~ office by rule, compensation for permanent disability shall begin within 30 days after the end of the employee's

healing period or the date on which compensation for temporary disability ends due to the employee's return to work, whichever is earlier.

SECTION 2911. 102.32 (6) (d) of the statutes is amended to read:

102.32 **(6)** (d) The ~~department~~ office shall promulgate rules for determining when compensation for permanent disability shall begin in cases in which the employer or the employer's insurer concedes liability, but disputes the extent of permanent disability.

SECTION 2912. 102.32 (6) (e) of the statutes is amended to read:

102.32 **(6)** (e) Payments for permanent disability, including payments based on minimum permanent disability ratings promulgated by the ~~department~~ office by rule, shall continue on a monthly basis and shall accrue and be payable between intermittent periods of temporary disability so long as the employer or insurer knows the nature of the permanent disability.

SECTION 2913. 102.32 (6m) of the statutes is amended to read:

102.32 **(6m)** The ~~department~~ office may direct an advance on a payment of unaccrued compensation for permanent disability or death benefits if the ~~department~~ office determines that the advance payment is in the best interest of the injured employee or the employee's dependents. In directing the advance, the ~~department~~ office shall give the employer or the employer's insurer an interest credit against its liability. The credit shall be computed at 5 percent. An injured employee or dependent may receive no more than 3 advance payments per calendar year.

SECTION 2914. 102.32 (7) of the statutes is amended to read:

102.32 **(7)** No lump sum settlement shall be allowed in any case of permanent total disability upon an estimated life expectancy, except upon consent of all parties,

after hearing and finding by the ~~department~~ division that the interests of the injured employee will be conserved ~~thereby~~ by the lump sum settlement.

SECTION 2915. 102.33 (title) of the statutes is amended to read:

102.33 (title) ~~**Department forms**~~ **Forms and records; public access.**

SECTION 2916. 102.33 (1) of the statutes is amended to read:

102.33 **(1)** The ~~department~~ office and the division shall print and furnish free to any employer or employee any blank forms that ~~the department considers~~ are necessary to facilitate efficient administration of this chapter. The ~~department~~ office and the division shall keep any record books or records that ~~the department considers~~ are necessary for the proper and efficient administration of this chapter.

SECTION 2917. 102.33 (2) (a) of the statutes is amended to read:

102.33 **(2)** (a) Except as provided in pars. (b) and (c), ~~the records of the department, and~~ the records of the commission, the office, and the division related to the administration of this chapter are subject to inspection and copying under s. 19.35 (1).

SECTION 2918. 102.33 (2) (b) (intro.) of the statutes is amended to read:

102.33 **(2)** (b) (intro.) Except as provided in this paragraph and par. (d), a record maintained ~~by the department or~~ by the commission , by the office, or by the division that reveals the identity of an employee who claims worker's compensation benefits, the nature of the employee's claimed injury, the employee's past or present medical condition, the extent of the employee's disability, or the amount, type, or duration of benefits paid to the employee and a record maintained by the ~~department~~ office that reveals any financial information provided to the ~~department~~ office by a self-insured employer or by an applicant for exemption under s. 102.28 (2) (b) are confidential and not open to public inspection or copying under s. 19.35 (1). The ~~department or~~ commission, the office, or the division may deny a request made under s. 19.35 (1) or, subject to s. 102.17 (2m) and (2s), refuse to honor a subpoena issued by an attorney of record in a civil or criminal action or special proceeding to inspect and copy a record that is confidential under this paragraph, unless ~~one~~ any of the following applies:

SECTION 2919. 102.33 (2) (b) 1. of the statutes is amended to read:

102.33 **(2)** (b) 1. The requester is the employee who is the subject of the record or an attorney or authorized agent of that employee. An attorney or authorized agent of an employee who is the subject of a record shall provide a written authorization for inspection and copying from the employee if requested by the ~~department or the~~ commission, the office, or the division.

SECTION 2920. 102.33 (2) (b) 2. of the statutes is amended to read:

102.33 **(2)** (b) 2. The record that is requested contains confidential information concerning a worker's compensation claim and the requester is an insurance carrier or employer that is a party to any worker's compensation claim involving the same employee or an attorney or authorized agent of that insurance carrier or employer, except that the ~~department or the~~ commission, the office, or the division is not required to do a random search of its records and may require the requester to provide the approximate date of the injury and any other relevant information that would assist the ~~department or the~~ commission, the office, or the division in finding the record requested. An attorney or authorized agent of an insurance carrier or employer that is a party to an employee's worker's compensation claim shall

provide a written authorization for inspection and copying from the insurance carrier or employer if requested by the ~~department or the~~ commission, the office, or the division.

SECTION 2921. 102.33 (2) (b) 3. of the statutes is amended to read:

102.33 **(2)** (b) 3. The record that is requested contains financial information provided by a self-insured employer or by an applicant for exemption under s. 102.28 (2) (b) and the requester is the self-insured employer or applicant for exemption or an attorney or authorized agent of the self-insured employer or applicant for exemption. An attorney or authorized agent of the self-insured employer or of the applicant for exemption shall provide a written authorization for inspection and copying from the self-insured employer or applicant for exemption if requested by the ~~department~~ office.

SECTION 2922. 102.33 (2) (b) 4. of the statutes is amended to read:

102.33 **(2)** (b) 4. A court of competent jurisdiction in this state orders the ~~department or the~~ commission, the office, or the division to release the record.

SECTION 2923. 102.33 (2) (c) of the statutes is amended to read:

102.33 **(2)** (c) A record maintained by the ~~department or the~~ commission, the office, or the division that contains employer or insurer information obtained from the Wisconsin compensation rating bureau under s. 102.31 (8) or 626.32 (1) (a) is confidential and not open to public inspection or copying under s. 19.35 (1) unless the Wisconsin compensation rating bureau authorizes public inspection or copying of that information.

SECTION 2924. 102.33 (2) (d) 2. of the statutes is amended to read:

102.33 **(2)** (d) 2. The ~~department or the~~ commission, the office, or the division may release information that is confidential under par. (b) to a government unit, an institution of higher education, or a nonprofit research organization for purposes of research and may release information that is confidential under par. (c) to those persons for that purpose if the Wisconsin compensation rating bureau authorizes that release. A government unit, institution of higher education, or nonprofit research organization may not permit inspection or disclosure of any information released to it under this subdivision that is confidential under par. (b) unless the ~~department or~~ commission, the office, or the division authorizes that inspection or disclosure and may not permit inspection or disclosure of any information released to it under this subdivision that is confidential under par. (c) unless the ~~department or~~ commission, the office, or the division, and the Wisconsin compensation rating bureau, authorize the inspection or disclosure. A government unit, institution of higher education, or nonprofit research organization that obtains any confidential information under this subdivision for purposes of research shall provide the results

of that research free of charge to the person that released or authorized the release of that information.

SECTION 2925. 102.35 (1) of the statutes is amended to read:

102.35 **(1)** Every employer and every insurance company that fails to keep the records or to make the reports required by this chapter or that knowingly falsifies ~~such~~ those records or makes false reports shall pay a work injury supplemental benefit surcharge to the state of not less than $10 nor more than $100 for each offense. The ~~department~~ office may waive or reduce a surcharge imposed under this subsection if the employer or insurance company that violated this subsection requests a waiver or reduction of the surcharge within 45 days after the date on which notice of the surcharge is mailed to the employer or insurance company and shows that the violation was due to mistake or an absence of information. A surcharge imposed under this subsection is due within 30 days after the date on which notice of the surcharge is mailed to the employer or insurance company. Interest shall accrue on amounts that are not paid when due at the rate of 1 percent

---

per month. All surcharges and interest payments received under this subsection shall be deposited in the fund established under s. 102.65.

SECTION 2926. 102.35 (2) of the statutes is amended to read:

102.35 **(2)** Any employer, or duly authorized agent ~~thereof~~ of an employer, who, without reasonable cause, refuses to rehire an employee injured in the course of employment, or who, because of a claim or attempt to claim compensation benefits from ~~such~~ that employer, discriminates or threatens to discriminate against an employee as to the employee's employment, shall ~~forfeit to the state not less than $50 nor more than $500~~ be subject to a forfeiture under s. 601.64 (3) (c) for each offense. No action under this subsection may be commenced except upon request of the ~~department~~ office.

SECTION 2927. 102.35 (3) of the statutes is amended to read:

102.35 **(3)** Any employer who without reasonable cause refuses to rehire an employee who is injured in the course of employment, ~~where~~ when suitable employment is available within the employee's physical and mental limitations, upon order of the ~~department and in addition to other benefits~~ division, has exclusive liability to pay to the employee, in addition to other benefits, the wages lost during the period of ~~such~~ that refusal, not exceeding one year's wages. In determining the availability of suitable employment, the continuance in business of the employer shall be considered and any written rules promulgated by the employer with respect to seniority or the provisions of any collective bargaining agreement with respect to seniority shall govern.

SECTION 2928. 102.37 of the statutes is amended to read:

102.37Employers' records. Every employer of 3 or more persons and every employer who is subject to this chapter shall keep a record of all accidents causing

death or disability of any employee while performing services growing out of and incidental to the employment. ~~This~~ That record shall give the name, address, age, and wages of the deceased or injured employee, the time and causes of the accident, the nature and extent of the injury, and any other information the ~~department~~ office may require by rule or general order. Reports based upon ~~this~~ that record shall be furnished to the ~~department~~ office at such times and in such manner as the ~~department~~ office may require by rule or general order, in a format approved by the ~~department~~ office.

SECTION 2929. 102.38 of the statutes is amended to read:

102.38Records and reports of payments. Every insurance company that transacts the business of compensation insurance, and every employer who is subject to this chapter, but whose liability is not insured, shall keep a record of all payments made under this chapter and of the time and manner of making the payments and shall furnish reports based upon these records and any other information to the ~~department~~ office as the ~~department~~ office may require by rule or general order, in a format approved by the ~~department~~ office.

SECTION 2930. 102.39 of the statutes is amended to read:

102.39Rules and general orders; application of statutes. The provisions of s. 103.005 relating to the adoption, publication, modification, and court review of rules or general orders of the department ~~shall~~ of workforce development apply to all rules promulgated or general orders adopted by the office under this chapter in the same manner as those provisions apply to rules promulgated or general orders adopted by the department of workforce development.

SECTION 2931. 102.40 of the statutes is amended to read:

102.40Reports not evidence in actions. Reports furnished to the ~~department pursuant to~~ office under ss. 102.37 and 102.38 ~~shall not be~~ are not admissible as evidence in any action or proceeding arising out of the death or accident reported.

SECTION 2932. 102.42 (1m) of the statutes is amended to read:

102.42 **(1m)**LIABILITY FOR UNNECESSARY TREATMENT. If an employee who has sustained a compensable injury undertakes in good faith invasive treatment that is generally medically acceptable, but that is unnecessary, the employer shall pay disability indemnity for all disability incurred as a result of that treatment. An employer is not liable for disability indemnity for any disability incurred as a result of any unnecessary treatment undertaken in good faith that is noninvasive or not medically acceptable. This subsection applies to all findings that an employee has sustained a compensable injury, whether the finding results from a hearing, the

default of a party, or a compromise or stipulation confirmed by the ~~department~~ division.

SECTION 2933. 102.42 (6) of the statutes is amended to read:

102.42 **(6)** TREATMENT REJECTED BY EMPLOYEE. Unless the employee ~~shall have~~ has elected Christian Science treatment in lieu of medical, surgical, dental, or hospital treatment, no compensation shall be payable for the death or disability of an employee, if the death ~~be~~ is caused, or insofar as the disability may be aggravated, caused, or continued, by an unreasonable refusal or neglect to submit to or follow any competent and reasonable medical, surgical, or dental treatment or, in the case of tuberculosis, by refusal or neglect to submit to or follow hospital or medical treatment when found by the ~~department~~ division to be necessary. The right to compensation accruing during a period of refusal or neglect to submit to or follow hospital or medical treatment when found by the ~~department~~ division to be necessary in the case of tuberculosis shall be barred, irrespective of whether disability was aggravated, caused, or continued ~~thereby~~ by that refusal or neglect.

SECTION 2934. 102.42 (8) of the statutes is amended to read:

102.42 **(8)** AWARD TO STATE EMPLOYEE. Whenever the division makes an award ~~is made by the department in~~ on behalf of a state employee, the ~~department of workforce development~~ division shall file duplicate copies of the award with the subunit of the the department of administration responsible for risk management. Upon receipt of the copies of the award, the department of administration shall promptly issue a voucher in payment of the award from the proper appropriation under s. 20.865 (1) (fm), (kr), or (ur), and shall transmit one copy of the voucher and the award to the officer, department, or agency by whom the affected employee is employed.

SECTION 2935. 102.42 (9) (a) of the statutes is amended to read:

102.42 **(9)** (a) One of the primary purposes of this chapter is restoration of an injured employee to gainful employment. To this end, the ~~department~~ office shall employ a specialist in physical, medical, and vocational rehabilitation.

SECTION 2936. 102.42 (9) (b) of the statutes is amended to read:

102.42 **(9)** (b) ~~Such~~ The specialist employed under par. (a) shall study the problems of rehabilitation, both physical and vocational and shall refer suitable cases to the ~~department~~ office for vocational evaluation and training. The specialist shall investigate and maintain a directory of such rehabilitation facilities, private and public, as are capable of rendering competent rehabilitation service to seriously injured employees.

SECTION 2937. 102.425 (4m) (a) of the statutes is amended to read:

102.425 **(4m)** (a) The ~~department~~ office has jurisdiction ~~under this subsection and s. 102.16 (1m) (e) and s. 102.17~~ to resolve a dispute between a pharmacist or

practitioner and an employer or insurer over the reasonableness of the amount charged for a prescription drug dispensed under sub. (2) for outpatient use by an injured employee who claims benefits under this chapter.

SECTION 2938. 102.425 (4m) (b) of the statutes is amended to read:

102.425 **(4m)** (b) An employer or insurer that disputes the reasonableness of the amount charged for a prescription drug dispensed under sub. (2) for outpatient use by an injured employee or the ~~department~~ division under sub. (4) (b) or s. 102.16 (1m) (c) or 102.18 (1) (bg) 3. shall provide, within 30 days after receiving a completed bill for the prescription drug, reasonable written notice to the pharmacist or practitioner that the charge is being disputed. After receiving reasonable written notice under this paragraph or under sub. (4) (b) or s. 102.16 (1m) (c) or 102.18 (1) (bg) 1. that a prescription drug charge is being disputed, a pharmacist or practitioner may not collect the disputed charge from, or bring an action for collection of the disputed charge against, the employee who received the prescription drug.

SECTION 2939. 102.425 (4m) (c) of the statutes is amended to read:

102.425 **(4m)** (c) A pharmacist or practitioner that receives notice under par. (b) that the reasonableness of the amount charged for a prescription drug dispensed under sub. (2) for outpatient use by an injured employee is in dispute shall file the dispute with the ~~department~~ office within 6 months after receiving that notice.

SECTION 2940. 102.425 (4m) (d) of the statutes is amended to read:

102.425 **(4m)** (d) The ~~department~~ office shall deny payment of a prescription drug charge that the ~~department~~ office determines under this subsection to be unreasonable. A pharmacist or practitioner and an employer or insurer that are parties to a dispute under this subsection over the reasonableness of a prescription drug charge are bound by the ~~department's~~ office's determination under this subsection on the reasonableness of the disputed charge, unless that determination is set aside on judicial review as provided in par. (e).

SECTION 2941. 102.425 (4m) (e) of the statutes is amended to read:

102.425 **(4m)** (e) Within 30 days after a determination under this subsection, the ~~department~~ office may set aside, reverse, or modify the determination for any reason that the ~~department~~ office considers sufficient. Within 60 days after a determination under this subsection, the ~~department~~ office may set aside, reverse, or modify the determination on grounds of mistake. A pharmacist, practitioner, employer, or insurer that is aggrieved by a determination of the ~~department~~ office under this subsection may seek judicial review of that determination in the same manner that compensation claims are reviewed under s. 102.23.

SECTION 2942. 102.43 (5) (b) of the statutes is amended to read:

102.43 **(5)** (b) Except as provided in s. 102.61 (1g), temporary disability shall also include such period as the employee may be receiving instruction under s.

102.61 (1) or (1m). Temporary disability on account of receiving instruction under s. 102.61 (1) or (1m), and not otherwise resulting from the injury, shall not be in excess of 80 weeks. ~~Such~~ That 80-week limitation does not apply to temporary disability benefits under this section, the cost of tuition, fees, books, travel, or maintenance under s. 102.61 (1), or the cost of private rehabilitation counseling or rehabilitative training under s. 102.61 (1m) if the ~~department~~ office determines that additional training is warranted. The necessity for additional training as authorized by the ~~department~~ office for any employee shall be subject to periodic review and reevaluation.

SECTION 2943. 102.44 (1) (ag) of the statutes is amended to read:

102.44 **(1)** (ag) Notwithstanding any other provision of this chapter, every employee who is receiving compensation under this chapter for permanent total disability or continuous temporary total disability more than 24 months after the date of injury resulting from an injury that occurred prior to January 1, 2001, shall receive supplemental benefits that shall be payable ~~in the first instance~~ by the employer or, subject to par. (c), the employer's insurance carrier, or in the case of benefits payable to an employee under s. 102.66, shall be paid by the department out of the fund created under s. 102.65. Those supplemental benefits shall be paid only for weeks of disability occurring after January 1, 2003, and shall continue during the period of such total disability subsequent to that date.

SECTION 2944. 102.44 (1) (ag) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.44 **(1)** (ag) Notwithstanding any other provision of this chapter, every employee who is receiving compensation under this chapter for permanent total disability or continuous temporary total disability more than 24 months after the date of injury resulting from an injury that occurred prior to January 1, 2001, shall receive supplemental benefits that shall be payable by the employer or~~, subject to par. (c),~~ the employer's insurance carrier, or in the case of benefits payable to an employee under s. 102.66, shall be paid by the ~~department~~ office out of the fund created under s. 102.65. Those supplemental benefits shall be paid only for weeks of disability occurring after January 1, 2003, and shall continue during the period of such total disability subsequent to that date.

SECTION 2945. 102.44 (1) (c) of the statutes is renumbered 102.44 (1) (c) 1. and amended to read:

102.44 **(1)** (c) 1. ~~Subject to any certificate filed under s. 102.65 (4), an employer or~~ An insurance carrier paying the supplemental benefits required under this subsection shall be entitled to reimbursement for each such case from the ~~fund established by s. 102.65~~ worker's compensation operations fund, commencing one

year after the date of the first payment of those benefits and annually thereafter while those payments continue. To receive reimbursement under this paragraph, an ~~employer or~~ insurance carrier must file a claim for that reimbursement with the department by no later than 12 months after the end of the year in which the supplemental benefits were paid and the claim must be approved by the department.

SECTION 2946. 102.44 (1) (c) 1. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.44 **(1)** (c) 1. An insurance carrier paying the supplemental benefits required under this subsection shall be entitled to reimbursement for each such case from the worker's compensation operations fund, commencing one year after the date of the first payment of those benefits and annually thereafter while those payments continue. To receive reimbursement under this paragraph, an insurance carrier must file a claim for that reimbursement with the ~~department~~ office by no later than 12 months after the end of the year in which the supplemental benefits were paid and the claim must be approved by the ~~department~~ office.

SECTION 2947. 102.44 (1) (c) 2. of the statutes is created to read:

102.44 **(1)** (c) 2. After the expiration of the deadline for filing a claim under subd. 1., the department shall determine the total amount of all claims filed by that deadline and shall use that total to determine the amount to be collected under s. 102.75 (1g) from each licensed worker's compensation insurance carrier, deposited in the worker's compensation operations fund, and used to provide reimbursement to insurance carriers paying supplemental benefits under this subsection. Subject to subd. 3., the department shall pay a claim for reimbursement approved by the department by no later than 16 months after the end of the year in which the claim was received by the department.

SECTION 2948. 102.44 (1) (c) 2. of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.44 **(1)** (c) 2. After the expiration of the deadline for filing a claim under subd. 1., the ~~department~~ office shall determine the total amount of all claims filed by that deadline and shall use that total to determine the amount to be collected under s. 102.75 (1g) from each licensed worker's compensation insurance carrier, deposited in the worker's compensation operations fund, and used to provide reimbursement to insurance carriers paying supplemental benefits under this subsection. Subject to subd. 3., the ~~department~~ office shall pay a claim for reimbursement approved by the ~~department~~ office by no later than 16 months after the end of the year in which the claim was received by the ~~department~~ office.

SECTION 2949. 102.44 (1) (c) 3. of the statutes is created to read:

102.44 **(1)** (c) 3. The maximum amount that the department may pay under subd. 2. in a calendar year is $5,000,000. If the amount determined payable under subd. 2. in a calendar year is $5,000,000 or less, the department shall pay that amount. If the amount determined payable under subd. 2. in a calendar year exceeds

$5,000,000, the department shall pay $5,000,000 in the year in which the determination is made and, subject to the maximum amount payable of $5,000,000 per calendar year, shall pay the excess in the next calendar year or in subsequent calendar years until that excess is paid in full. The department shall pay claims for reimbursement under subd. 2. in the chronological order in which those claims are received.

SECTION 2950. 102.44 (1) (c) 3. of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.44 **(1)** (c) 3. The maximum amount that the ~~department~~ office may pay under subd. 2. in a calendar year is $5,000,000. If the amount determined payable under subd. 2. in a calendar year is $5,000,000 or less, the ~~department~~ office shall pay that amount. If the amount determined payable under subd. 2. in a calendar year exceeds $5,000,000, the ~~department~~ office shall pay $5,000,000 in the year in which the determination is made and, subject to the maximum amount payable of $5,000,000 per calendar year, shall pay the excess in the next calendar year or in subsequent calendar years until that excess is paid in full. The ~~department~~ office shall pay claims for reimbursement under subd. 2. in the chronological order in which those claims are received.

SECTION 2951. 102.44 (1) (c) 4. of the statutes is created to read:

102.44 **(1)** (c) 4. This paragraph does not apply to supplemental benefits paid for an injury that occurs on or after January 1, 2016.

SECTION 2952. 102.44 (2) of the statutes is amended to read:

102.44 **(2)** In case of permanent total disability, aggregate indemnity shall be weekly indemnity for the period that the employee may live. Total impairment for industrial use of both eyes, ~~or~~ the loss of both arms at or near the shoulder, ~~or~~ the loss of both legs at or near the hip, or the loss of one arm at the shoulder and one leg at the hip~~,~~ constitutes permanent total disability. This enumeration is not exclusive, but in other cases the ~~department~~ division shall find the facts.

SECTION 2953. 102.44 (5) (d) of the statutes is amended to read:

102.44 **(5)** (d) The employer or insurance carrier making ~~such~~ a reduction under this subsection shall report to the ~~department~~ office the reduction and, as requested by the ~~department~~ office, furnish to the ~~department~~ office satisfactory proof of the basis for the reduction.

SECTION 2954. 102.44 (6) (b) of the statutes is amended to read:

102.44 **(6)** (b) If~~,~~ during the period set forth in s. 102.17 (4) the employment relationship is terminated by the employer at the time of the injury~~,~~ or by the employee because his or her physical or mental limitations prevent his or her continuing in such employment, or if during ~~such~~ that period a wage loss of ~~15%~~ 15 percent or more occurs, the ~~department~~ division may reopen any award and make a redetermination taking into account loss of earning capacity.

SECTION 2955. 102.45 of the statutes is amended to read:

102.45Benefits payable to minors; how paid.~~Compensation and death benefit~~ In the discretion of the office, compensation or death benefits payable to an employee or dependent who was a minor when the ~~employee's or dependent's~~ right of the employee or dependent to compensation or death benefits began to accrue~~,~~ may~~,~~ ~~in the discretion of the department,~~ be ordered paid to a bank, trust company, trustee, parent, or guardian, for the use of ~~such~~ the employee or dependent as may be found best calculated to conserve the ~~employee's or dependent's~~ interests~~. Such~~ of the employee or dependent. The employee or dependent shall be entitled to receive payments, in the aggregate, at a rate that is not less than ~~that~~ the rate applicable to payments of primary compensation for total disability or death benefit as accruing from the ~~employee's or dependent's~~ 18th birthday of the employee or dependent.

SECTION 2956. 102.475 (1) of the statutes is amended to read:

102.475 **(1)**SPECIAL BENEFIT. If the deceased employee is a law enforcement officer, correctional officer, fire fighter, rescue squad member, diving team member, national guard member, or state defense force member on state active duty as described in s. 102.07 (9) or if a deceased person is an employee or volunteer performing emergency management activities under ch. 323 during a state of emergency or a circumstance described in s. 323.12 (2) (c), who sustained an accidental injury while performing services growing out of and incidental to that employment or volunteer activity so that benefits are payable under s. 102.46 or 102.47 (1), the ~~department~~ office shall voucher and pay from the appropriation under s. ~~20.445 (1)~~ 20.145 (6) (aa) a sum equal to ~~75%~~ 75 percent of the primary death benefit as of the date of death, but not less than $50,000 to the persons wholly dependent upon the deceased. For purposes of this subsection, dependency shall be determined under ss. 102.49 and 102.51.

SECTION 2957. 102.475 (6) of the statutes is amended to read:

102.475 **(6)**PROOF. In administering this section the ~~department~~ office may require reasonable proof of birth, marriage, domestic partnership under ch. 770, relationship, or dependency.

SECTION 2958. 102.48 (1) of the statutes is amended to read:

102.48 **(1)** An unestranged surviving parent or parents to whose support the deceased has contributed less than $500 in the 52 weeks next preceding the injury causing death shall receive a death benefit of $6,500. If the parents are not living together, the ~~department~~ office shall divide this sum in such proportion as ~~it deems~~ the office considers to be just, considering their ages and other facts bearing on dependency.

SECTION 2959. 102.48 (2) of the statutes is amended to read:

102.48 **(2)** In all other cases the death benefit shall be such sum as the ~~department shall determine~~ office determines to represent fairly and justly the aid

to support which the dependent might reasonably have anticipated from the deceased employee but for the injury. To establish anticipation of support and dependency, it shall not be essential that the deceased employee made any contribution to support. The aggregate benefits in ~~such~~ that case shall not exceed twice the average annual earnings of the deceased~~;~~ or 4 times the contributions of the deceased to the support of ~~such~~ his or her dependents during the year immediately preceding the deceased employee's death, whichever amount is the greater. In no event shall the aggregate benefits in ~~such~~ that case exceed the amount ~~which~~ that would accrue to a person who is solely and wholly dependent. ~~Where~~ When there is more than one partial dependent the weekly benefit shall be apportioned according to their relative dependency. The term "support" as used in ss. 102.42 to 102.63 shall include contributions to the capital fund of the dependents~~,~~ for their necessary comfort.

SECTION 2960. 102.48 (3) of the statutes is amended to read:

102.48 **(3)** ~~A~~ Except as otherwise provided, a death benefit, other than burial expenses, ~~except as otherwise provided,~~ shall be paid in weekly installments corresponding in amount to two-thirds of the weekly earnings of the employee, until otherwise ordered by the ~~department~~ office.

SECTION 2961. 102.49 (3) of the statutes is amended to read:

102.49 **(3)** If the employee leaves a spouse or domestic partner under ch. 770 wholly dependent and also a child by a former marriage, domestic partnership under ch. 770, or adoption, likewise wholly dependent, aggregate benefits shall be the same in amount as if the child were the child of the surviving spouse or partner, and the entire benefit shall be apportioned to the dependents in the amounts that the ~~department~~ office determines to be just, considering the ages of the dependents and other factors bearing on dependency. The benefit awarded to the surviving spouse or partner shall not exceed 4 times the average annual earnings of the deceased employee.

SECTION 2962. 102.49 (5) (d) of the statutes is amended to read:

102.49 **(5)** (d) The payment into the state treasury shall be made in all such cases regardless of whether the dependents or personal representatives of the deceased employee commence action against a 3rd party under s. 102.29. If the payment is not made within 20 days after the ~~department makes request therefor~~ office requests the payment to be made, any sum payable shall bear interest at the rate of ~~7%~~ 7 percent per year.

SECTION 2963. 102.49 (6) of the statutes is amended to read:

102.49 **(6)** The ~~department~~ office may award the additional benefits payable under this section to the surviving parent of the child, to the child's guardian, or to such other person, bank, or trust company for the child's use as may be found best

calculated to conserve the ~~interest~~ interests of the child. ~~In the case of death of a child~~ If the child dies while benefits are still payable, there shall be paid the reasonable expense for burial, not exceeding $1,500.

SECTION 2964. 102.51 (3) of the statutes is amended to read:

102.51 **(3)** DIVISION AMONG DEPENDENTS. If there is more than one person wholly or partially dependent on a deceased employee, the death benefit shall be divided between ~~such~~ those dependents in such proportion as the ~~department shall determine~~ office determines to be just, considering their ages and other facts bearing on ~~such~~ their dependency.

SECTION 2965. 102.51 (4) of the statutes is amended to read:

102.51 **(4)** DEPENDENCY AS OF THE DATE OF DEATH. Questions as to who is a dependent and the extent of his or her dependency shall be determined as of the date of the death of the employee, and the dependent's right to any death benefit becomes fixed at that time, regardless of any subsequent change in conditions. The death benefit shall be directly recoverable by and payable to the dependents entitled ~~thereto~~ to the death benefit or their legal guardians or trustees. In case of the death of a dependent whose right to a death benefit has ~~thus~~ become fixed, so much of the benefit as is ~~then~~ unpaid is payable to the dependent's personal representatives in gross, unless the ~~department~~ office determines that the unpaid benefit shall be reassigned~~,~~ under sub. (6)~~,~~ and paid to any other dependent who is physically or mentally incapacitated or a minor. ~~A posthumous child is for the purpose~~ For purposes of this subsection, a child of the employee who is born after the death of the employee is considered to be a dependent as of the date of death.

SECTION 2966. 102.51 (6) of the statutes is amended to read:

102.51 **(6)** DIVISION AMONG DEPENDENTS. Benefits accruing to a minor dependent child may be awarded to either parent in the discretion of the ~~department~~ office. Notwithstanding sub. (1), the ~~department~~ office may reassign the death benefit~~, in accordance with their respective needs for the death benefit~~ as between a surviving spouse or a domestic partner under ch. 770 and any children ~~designated~~ specified in sub. (1) and s. 102.49 in accordance with their respective needs for the death benefit.

SECTION 2967. 102.55 (3) of the statutes is amended to read:

102.55 **(3)** For all other injuries to the members of the body or its faculties ~~which~~ that are specified in ~~this~~ the schedule under s. 102.52 resulting in permanent disability, though the member ~~be~~ is not actually severed or the faculty is not totally

lost, compensation shall bear such relation to ~~that~~ the compensation named in ~~this~~ the schedule as ~~disabilities bear~~ the disability bears to the ~~disabilities~~ disability named in ~~this~~ the schedule. Indemnity in ~~such~~ those cases shall be determined by allowing weekly indemnity during the healing period resulting from the injury and the percentage of permanent disability resulting ~~thereafter~~ after the healing period as found by the ~~department~~ division.

SECTION 2968. 102.555 (12) (a) of the statutes is amended to read:

102.555 **(12)** (a) An employer, the office, or the ~~department~~ division is not liable for the expense of any examination or test for hearing loss, any evaluation of such an exam or test, any medical treatment for improving or restoring hearing, or any hearing aid to relieve the effect of hearing loss unless it is determined that compensation for occupational deafness is payable under sub. (3), (4), or (11).

SECTION 2969. 102.56 (1) of the statutes is amended to read:

102.56 **(1)** Subject to sub. (2), if an employee is so permanently disfigured as to occasion potential wage loss due to the disfigurement, the ~~department~~ division may allow such sum as the ~~department~~ division considers just as compensation for the disfigurement, not exceeding the employee's average annual earnings. In determining the potential for wage loss due to the disfigurement and the sum awarded, the ~~department~~ division shall take into account the age, education, training, and previous experience and earnings of the employee, the employee's present occupation and earnings, and likelihood of future suitable occupational change. Consideration for disfigurement allowance is confined to those areas of the body that are exposed in the normal course of employment. The ~~department~~ division shall also take into account the appearance of the disfigurement, its location, and the likelihood of its exposure in occupations for which the employee is suited.

SECTION 2970. 102.56 (2) of the statutes is amended to read:

102.56 **(2)** If an employee who claims compensation under sub. (1) returns to work for the employer who employed the employee at the time of the injury, or is offered employment with that employer, at the same or a higher wage, the ~~department~~ division may not allow that compensation unless the employee suffers an actual wage loss due to the disfigurement.

SECTION 2971. 102.565 (1) of the statutes is amended to read:

102.565 **(1)** When ~~an employee working subject to this chapter~~, as a result of exposure in the course of ~~his or her~~ employment over a period of time to toxic or hazardous substances or conditions, an employee performing work that is subject to this chapter develops any clinically observable abnormality or condition ~~which~~ that, on competent medical opinion, predisposes or renders the ~~employ~~ employee in any manner differentially susceptible to disability to such an extent that it is inadvisable for the employee to continue employment involving ~~such~~ that exposure ~~and the employee,~~ is discharged from or ceases to continue the employment, and suffers

wage
loss by reason of ~~such~~ that discharge from, or ~~such~~ cessation of, employment, the ~~department~~ division may allow such sum as ~~it deems~~ the division considers just as compensation ~~therefor~~ for that wage loss, not exceeding $13,000. ~~In the event~~ If a nondisabling condition may also be caused by toxic or hazardous exposure not related to employment~~,~~ and if the employee has a history of ~~such~~ that exposure, compensation as provided ~~by~~ under this section or any other remedy for loss of earning capacity shall not be allowed ~~nor shall any other remedy for loss of earning capacity. In case of such discharge~~. If the employee is discharged from employment prior to a finding by the ~~department~~ division that it is inadvisable for the employee to continue in ~~such~~ that employment and if it is reasonably probable that continued

exposure would result in disability, the liability of the employer who ~~so~~ discharges the employee is primary, and the liability of the employer's insurer is secondary, under the same procedure and to the same effect as provided by s. 102.62.

SECTION 2972. 102.565 (2) of the statutes is amended to read:

102.565 **(2)** Upon application of any employer or employee the ~~department~~ division may direct any employee of the employer or an employee who, in the course of his or her employment, has been exposed to toxic or hazardous substances or conditions~~,~~ to submit to examination by ~~a physician or~~ one or more physicians ~~to be~~ appointed by the ~~department~~ division to determine whether the employee has developed any abnormality or condition under sub. (1), and the degree ~~thereof~~ of that abnormality or condition. The cost of the medical examination shall be borne by the person making application. The physician conducting the examination shall submit the results of the examination ~~shall be submitted by the physician~~ to the ~~department~~ division, which shall submit copies of the reports to the employer and employee, who shall have an opportunity to rebut the reports ~~provided request therefor~~ if a request to submit a rebuttal is made to the ~~department~~ division within 10 days ~~from the mailing of~~ after the division mails the report to the parties. The ~~department~~ division shall make its findings as to whether ~~or not~~ it is inadvisable for the employee to continue in his or her employment.

SECTION 2973. 102.565 (3) of the statutes is amended to read:

102.565 **(3)** If ~~an employee refuses to submit to the examination~~ after direction by the commission, ~~or any member thereof or the department~~ or any member of the commission, the division, or an examiner ~~thereof,~~ , an employee refuses to submit to an examination or in any way obstructs the ~~same~~ examination, the employee's right to compensation under this section shall be barred.

SECTION 2974. 102.57 of the statutes is amended to read:

102.57Violations of safety provisions, penalty. If injury is caused by the failure of the employer to comply with any statute, rule, or order of the department of safety and professional services, compensation and death benefits provided in this chapter shall be increased ~~15%~~ by 15 percent but the total increase may not exceed $15,000. Failure of an employer reasonably to enforce compliance by employees with any statute, rule, or order of the department of safety and professional services constitutes failure by the employer to comply with that statute, rule, or order.

SECTION 2975. 102.58 of the statutes is amended to read:

102.58Decreased compensation. If injury is caused by the failure of the employee to use safety devices that are provided in accordance with any statute, rule, or order of the department of safety and professional services and that are adequately maintained, and the use of which is reasonably enforced by the employer, if injury results from the employee's failure to obey any reasonable rule adopted and reasonably enforced by the employer for the safety of the employee and of which the employee has notice, or if injury results from the intoxication of the employee by alcohol beverages, as defined in s. 125.02 (1), or use of a controlled substance, as defined in s. 961.01 (4), or a controlled substance analog, as defined in s. 961.01 (4m), the compensation and death benefit provided in this chapter shall be reduced ~~15%~~ by 15 percent but the total reduction may not exceed $15,000.

SECTION 2976. 102.60 (1m) (b) of the statutes is amended to read:

102.60 **(1m)** (b) An amount equal to double the amount recoverable by the injured employee, but not to exceed $15,000, if the injured employee is a minor of permit age and if at the time of the injury the minor is employed, required, suffered, or permitted to work without a permit in any place of employment or at any employment in or for which the department of workforce development, acting under ch. 103, has adopted a written resolution providing that permits shall not be issued.

SECTION 2977. 102.61 (1g) (b) of the statutes is amended to read:

102.61 **(1g)** (b) If an employer offers an employee suitable employment as provided in par. (c), the employer or the employer's insurance carrier is not liable for temporary disability benefits under s. 102.43 (5) (b) or for the cost of tuition, fees, books, travel, and maintenance under sub. (1). Ineligibility for compensation under this paragraph does not preclude an employee from receiving vocational rehabilitation services under 29 USC 701 to 797b if the department of workforce development determines that the employee is eligible to receive those services.

SECTION 2978. 102.61 (1g) (c) of the statutes is amended to read:

102.61 **(1g)** (c) On receiving notice that he or she is eligible to receive vocational rehabilitation services under 29 USC 701 to 797a, an employee shall provide the employer with a written report from a physician, chiropractor, psychologist, or podiatrist stating the employee's permanent work restrictions. Within 60 days after receiving that report, the employer shall provide to the employee in writing an offer of suitable employment, a statement that the employer has no suitable employment for the employee, or a report from a physician, chiropractor, psychologist, or podiatrist showing that the permanent work restrictions provided by the employee's practitioner are in dispute and documentation showing that the difference in work restrictions would materially affect either the employer's ability to provide suitable employment or a vocational rehabilitation counselor's ability to recommend a rehabilitative training program. If the employer and employee cannot resolve the dispute within 30 days after the employee receives the employer's report and documentation, the employer or employee may request a hearing before the

~~department~~ division to determine the employee's work restrictions. Within 30 days after the ~~department~~ division determines the employee's work restrictions, the employer shall provide to the employee in writing an offer of suitable employment or a statement that the employer has no suitable employment for the employee.

SECTION 2979. 102.61 (1m) (a) of the statutes is amended to read:

102.61 **(1m)** (a) If the department of workforce development has determined under sub. (1) that an employee is eligible for vocational rehabilitation services under 29 USC 701 to 797b, but that the department of workforce development cannot provide those services for the employee, the employee may select a private rehabilitation counselor certified by the ~~department~~ office to determine whether the employee can return to suitable employment without rehabilitative training and, if that counselor determines that rehabilitative training is necessary, to develop a rehabilitative training program to restore as nearly as possible the employee to his or her preinjury earning capacity and potential.

SECTION 2980. 102.61 (1m) (c) of the statutes is amended to read:

102.61 **(1m)** (c) The employer or insurance carrier shall pay the reasonable cost of any services provided for an employee by a private rehabilitation counselor under par. (a) and, subject to the conditions and limitations specified in sub. (1r) (a) to (c) and by rule, if the private rehabilitation counselor determines that rehabilitative training is necessary, the reasonable cost of the rehabilitative training program recommended by that counselor, including the cost of tuition, fees, books, maintenance, and travel at the same rate as is provided for state officers and employees under s. 20.916 (8). Notwithstanding that the ~~department~~ office may authorize under s. 102.43 (5) (b) a rehabilitative training program that lasts longer

than 80 weeks, a rehabilitative training program that lasts 80 weeks or less is presumed to be reasonable.

SECTION 2981. 102.61 (1m) (d) of the statutes is amended to read:

102.61 **(1m)** (d) If an employee receives services from a private rehabilitation counselor under par. (a) and later receives similar services from the department of workforce development under sub. (1) without the prior approval of the employer or insurance carrier, the employer or insurance carrier is not liable for temporary disability benefits under s. 102.43 (5) (b) or for tuition, fee, book, travel, and maintenance costs under sub. (1) that exceed what the employer or insurance carrier would have been liable for under the rehabilitative training program developed by the private rehabilitation counselor.

SECTION 2982. 102.61 (1m) (e) of the statutes is amended to read:

102.61 **(1m)** (e) Nothing in this subsection prevents an employer or insurance carrier from providing an employee with the services of a private rehabilitation counselor or with rehabilitative training under sub. (3) before the department of workforce development makes its determination under par. (a).

SECTION 2983. 102.61 (1m) (f) of the statutes is amended to read:

102.61 **(1m)** (f) The ~~department~~ office shall promulgate rules establishing procedures and requirements for the private rehabilitation counseling and rehabilitative training process under this subsection. Those rules shall include rules specifying the procedure and requirements for certification of private rehabilitation counselors.

SECTION 2984. 102.61 (2) of the statutes is amended to read:

102.61 **(2)** The ~~department~~ division, the commission, and the courts shall determine the rights and liabilities of the parties under this section in like manner and with like effect as the ~~department~~ division, the commission, and the courts determine other issues under this chapter. A determination under this subsection may include a determination based on the evidence regarding the cost or scope of the services provided by a private rehabilitation counselor under sub. (1m) (a) or the cost or reasonableness of a rehabilitative training program developed under sub. (1m) (a).

SECTION 2985. 102.62 of the statutes is amended to read:

102.62Primary and secondary liability; unchangeable. In case of liability under s. 102.57 or 102.60, the liability of the employer shall be primary and the liability of the insurance carrier shall be secondary. If proceedings are had before the ~~department~~ division for the recovery of that liability, the ~~department~~ division shall set forth in its award the amount and order of liability as provided in this section. Execution shall not be issued against the insurance carrier to satisfy any judgment covering that liability until execution has first been issued against the

employer and has been returned unsatisfied as to any part of that liability. Any provision in any insurance policy undertaking to guarantee primary liability or to avoid secondary liability for a liability under s. 102.57 or 102.60 is void. If the employer has been adjudged bankrupt or has made an assignment for the benefit of creditors, ~~or~~ if the employer, other than an individual, has gone out of business or has been dissolved, or if the employer is a corporation and its charter has been forfeited or revoked, the insurer shall be liable for the payment of that liability without judgment or execution against the employer, but without altering the primary liability of the employer.

SECTION 2986. 102.63 of the statutes is amended to read:

102.63Refunds by state. Whenever the ~~department shall certify~~ office certifies to the secretary of administration that excess payment has been made under s. 102.59 or under s. 102.49 (5) either because of mistake or otherwise, ~~the secretary of administration shall~~ within 5 days after receipt of ~~such~~ that certificate the secretary of administration shall draw an order against the fund in the state treasury into which ~~such~~ that excess was paid~~,~~ reimbursing ~~such~~ the payor of ~~such~~ the excess payment~~, together with interest actually earned thereon if~~. If the excess payment has been on deposit for at least 6 months, the payor of the excess payment shall also be paid interest actually earned on the excess payment.

SECTION 2987. 102.64 (1) of the statutes is amended to read:

102.64 **(1)** Upon request of the department of administration, a representative of the department of justice shall represent the state in cases involving payment into or out of the state treasury under s. 20.865 (1) (fm), (kr), or (ur) or 102.29. The department of justice, after giving notice to the department of administration, may compromise the amount of those payments but such compromises shall be subject to review by the ~~department of workforce development~~ office. If the spouse or domestic partner under ch. 770 of the deceased employee compromises his or her claim for a primary death benefit, the claim of the children of the employee under s. 102.49 shall be compromised on the same proportional basis, subject to approval by the ~~department~~ office. If the persons entitled to compensation on the basis of total dependency under s. 102.51 (1) compromise their claim, payments under s. 102.49 (5) (a) shall be compromised on the same proportional basis.

SECTION 2988. 102.64 (2) of the statutes is amended to read:

102.64 **(2)** Upon request of the department of administration, the attorney general shall appear on behalf of the state in proceedings upon claims for compensation against the state. Except as provided in s. 102.65 (3), the department of justice shall represent the interests of the state in proceedings under s. 102.44 (1),

102.49, 102.59, 102.60, or 102.66. The department of justice may compromise claims in those proceedings, but the compromises are subject to review by the ~~department of workforce development~~ office. Costs incurred by the department of justice in prosecuting or defending any claim for payment into or out of the work injury supplemental benefit fund under s. 102.65, including expert witness and witness fees but not including attorney fees or attorney travel expenses for services performed under this subsection, shall be paid from the work injury supplemental benefit fund.

SECTION 2989. 102.65 (1) of the statutes is amended to read:

102.65 **(1)** The moneys payable to the state treasury under ss. 102.35 (1), 102.47, 102.49, 102.59, and 102.60, together with all accrued interest on those moneys, and all interest payments received under s. 102.75 (2), shall constitute a separate nonlapsible fund designated as the work injury supplemental benefit fund. Moneys in the fund may be expended only as provided in s. ~~20.445 (1)~~ 20.145 (6) (t) and may not be used for any other purpose of the state.

SECTION 2990. 102.65 (2) of the statutes is amended to read:

102.65 **(2)** For proper administration of the moneys available in the fund the ~~department~~ office shall by order, set aside in the state treasury suitable reserves to carry to maturity the liability for benefits under ss. 102.44, 102.49, 102.59, and 102.66. ~~Such~~ Those moneys shall be invested by the investment board in accordance with s. 25.14 (5).

SECTION 2991. 102.65 (3) of the statutes is amended to read:

102.65 **(3)** The ~~department of workforce development~~ office may retain the department of administration to process, investigate, and pay claims under ss. 102.44 (1), 102.49, 102.59, and 102.66. If retained by the ~~department of workforce development~~ office, the department of administration may compromise a claim processed by that department, but a compromise made by that department is subject to review by the ~~department of workforce development~~ office. The ~~department of workforce development~~ office shall pay for the services retained under this subsection from the appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (t).

SECTION 2992. 102.65 (4) (intro.) of the statutes is amended to read:

102.65 **(4)** (intro.) The secretary shall monitor the cash balance in, and incurred losses to, the work injury supplemental benefit fund using generally accepted actuarial principles. If the secretary determines that the expected ultimate losses to the work injury supplemental benefit fund on known claims exceed 85 percent of the cash balance in that fund, the secretary shall consult with the council on worker's compensation. If the secretary, after consulting with the council on worker's compensation, determines that there is a reasonable likelihood that the cash balance in the work injury supplemental benefit fund may become inadequate to fund all claims under ss. ~~102.44 (1) (c),~~ 102.49, 102.59, and 102.66, the secretary shall file

with the secretary of administration a certificate attesting that the cash balance in that fund is likely to become inadequate to fund all claims under ss. ~~102.44 (1) (c),~~ 102.49, 102.59, and 102.66 and specifying one of the following:

SECTION 2993. 102.65 (4) (intro.) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.65 **(4)** (intro.) The ~~secretary~~ commissioner shall monitor the cash balance in, and incurred losses to, the work injury supplemental benefit fund using generally accepted actuarial principles. If the ~~secretary~~ commissioner determines that the expected ultimate losses to the work injury supplemental benefit fund on known claims exceed 85 percent of the cash balance in that fund, the ~~secretary~~ commissioner

---

shall consult with the council on worker's compensation. If ~~the secretary,~~ after consulting with the council on worker's compensation~~,~~ the commissioner determines that there is a reasonable likelihood that the cash balance in the work injury supplemental benefit fund may become inadequate to fund all claims under ss. 102.49, 102.59, and 102.66, the ~~secretary~~ commissioner shall file with the secretary of administration a certificate attesting that the cash balance in that fund is likely to become inadequate to fund all claims under ss. 102.49, 102.59, and 102.66 and specifying one of the following:

SECTION 2994. 102.65 (4) (a) of the statutes is amended to read:

102.65 **(4)** (a) That payment of those claims will be made as provided in a schedule that the ~~department~~ office shall promulgate by rule.

SECTION 2995. 102.66 (1) of the statutes is amended to read:

102.66 **(1)** Subject to any certificate filed under s. 102.65 (4), if there is an otherwise meritorious claim for occupational disease, or for a traumatic injury described in s. 102.17 (4) in which the date of injury or death or last payment of compensation, other than for treatment or burial expenses, is before April 1, 2006, and if the claim is barred solely by the statute of limitations under s. 102.17 (4), the ~~department~~ office may, in lieu of worker's compensation benefits, direct payment from the work injury supplemental benefit fund under s. 102.65 of such compensation and such medical expenses as would otherwise be due, based on the date of injury, to or on behalf of the injured employee. The benefits shall be supplemental, to the extent of compensation liability, to any disability or medical benefits payable from any group insurance policy whose premium is paid in whole or in part by any employer, or under any federal insurance or benefit program

---

providing disability or medical benefits. Death benefits payable under any such group policy do not limit the benefits payable under this section.

SECTION 2996. 102.75 (1) of the statutes is amended to read:

102.75 **(1)** The ~~department~~ office shall assess upon and collect from each licensed worker's compensation insurance carrier and from each employer exempted

under s. 102.28 (2) by special order or by rule, the proportion of total costs and expenses incurred by the council on worker's compensation for travel and research and by the ~~department~~ office, the division, and the commission in the administration of this chapter for the current fiscal year plus any deficiencies in collections and anticipated costs from the previous fiscal year, that the total indemnity paid or payable under this chapter by each such carrier and exempt employer in worker's compensation cases initially closed during the preceding calendar year, other than for increased, double, or treble compensation bore to the total indemnity paid in cases closed the previous calendar year under this chapter by all carriers and exempt employers other than for increased, double, or treble compensation. The council on worker's compensation, the division, and the commission shall annually certify any costs and expenses for worker's compensation activities to the ~~department~~ office at such time as the ~~secretary~~ commissioner requires.

SECTION 2997. 102.75 (1g) of the statutes is created to read:

102.75 **(1g)** (a) Subject to par. (b), the department shall collect from each licensed worker's compensation carrier the proportion of reimbursement approved by the department under s. 102.44 (1) (c) 1. for supplemental benefits paid in the year before the previous year that the total indemnity paid or payable under this chapter by the carrier in worker's compensation cases initially closed during the preceding calendar year, other than for increased, double, or treble compensation, bore to the total indemnity paid in cases closed the previous calendar year under this chapter by all carriers, other than for increased, double, or treble compensation.

(b) The maximum amount that the department may collect under par. (a) in a calendar year is $5,000,000. If the amount determined collectible under par. (a) in a calendar year is $5,000,000 or less, the department shall collect that amount. If the amount determined collectible under par. (a) in a calendar year exceeds $5,000,000, the department shall collect $5,000,000 in the year in which the determination is made and, subject to the maximum amount collectible of $5,000,000 per calendar year, shall collect the excess in the next calendar year or in subsequent calendar years until that excess is collected in full.

(c) This subsection does not apply to claims for reimbursement under s. 102.44 (1) (c) 1. for supplemental benefits paid for injuries that occur on or after January 1, 2016.

SECTION 2998. 102.75 (1g) (a) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.75 **(1g)** (a) Subject to par. (b), the ~~department~~ office shall collect from each licensed worker's compensation carrier the proportion of reimbursement approved

by the ~~department~~ office under s. 102.44 (1) (c) 1. for supplemental benefits paid in the year before the previous year that the total indemnity paid or payable under this chapter by the carrier in worker's compensation cases initially closed during the preceding calendar year, other than for increased, double, or treble compensation, bore to the total indemnity paid in cases closed the previous calendar year under this chapter by all carriers, other than for increased, double, or treble compensation.

SECTION 2999. 102.75 (1g) (b) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.75 **(1g)** (b) The maximum amount that the ~~department~~ office may collect under par. (a) in a calendar year is $5,000,000. If the amount determined collectible under par. (a) in a calendar year is $5,000,000 or less, the ~~department~~ office shall collect that amount. If the amount determined collectible under par. (a) in a calendar year exceeds $5,000,000, the ~~department~~ office shall collect $5,000,000 in the year in which the determination is made and, subject to the maximum amount collectible of $5,000,000 per calendar year, shall collect the excess in the next calendar year or in subsequent calendar years until that excess is collected in full.

SECTION 3000. 102.75 (1m) of the statutes is amended to read:

102.75 **(1m)** The moneys collected under ~~sub.~~ subs. (1) and (1g) and under ss. 102.28 (2) and 102.31 (7), together with all accrued interest, shall constitute a separate nonlapsible fund designated as the worker's compensation operations fund. Moneys in the fund may be expended only as provided in s. 20.445 (1) (ra), (rb), and (rp) and (2) (ra) and may not be used for any other purpose of the state.

SECTION 3001. 102.75 (1m) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.75 **(1m)** The moneys collected under subs. (1) and (1g) and under ss. 102.28 (2) and 102.31 (7), together with all accrued interest, shall constitute a separate nonlapsible fund designated as the worker's compensation operations fund. Moneys in the fund may be expended only as provided in ~~s. 20.445 (1)~~ ss. 20.145 (6) (ra), (rb), and (rp) and 20.445 (2) (ra) and may not be used for any other purpose of the state.

SECTION 3002. 102.75 (2) of the statutes is amended to read:

102.75 **(2)** The department shall require ~~that payments for costs and expenses for each fiscal year shall be made on such dates as the department prescribes by~~ each licensed worker's compensation insurance carrier and employer exempted under s.

102.28 (2) (b) from the duty to insure under s. 102.28 (2) (a) to make the payments required under sub. (1) for each fiscal year on such dates as the department prescribes. The department shall also require each licensed worker's compensation insurance carrier to make the payments required under sub. (1g) for each fiscal year on those dates. Each such payment shall be a sum equal to a proportionate share of the annual costs and expenses assessed upon each carrier and employer as estimated by the department. Interest shall accrue on amounts not paid within 30 days after the date prescribed by the department under this subsection at the rate of 1 percent per month. All interest payments received under this subsection shall be deposited in the fund established under s. 102.65.

SECTION 3003. 102.75 (2) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

102.75 **(2)** The ~~department~~ office shall require each licensed worker's compensation insurance carrier and employer exempted under s. 102.28 (2) (b) from the duty to insure under s. 102.28 (2) (a) to make the payments required under sub. (1) for each fiscal year on such dates as the ~~department~~ office prescribes. The ~~department~~ office shall also require each licensed worker's compensation insurance carrier to make the payments required under sub. (1g) for each fiscal year on those dates. Each such payment shall be a sum equal to a proportionate share of the annual costs and expenses assessed upon each carrier and employer as estimated by the ~~department~~ office. Interest shall accrue on amounts not paid within 30 days after the date prescribed by the ~~department~~ office under this subsection at the rate of 1 percent per month. All interest payments received under this subsection shall be deposited in the fund established under s. 102.65.

SECTION 3004. 102.75 (4) of the statutes is amended to read:

102.75 **(4)** From the appropriation under s. ~~20.445 (1)~~ 20.145 (6) (ra), the ~~department~~ office shall allocate the amounts that it collects in application fees from employers applying for exemption under s. 102.28 (2) and the annual amount that it collects from employers that have been exempted under s. 102.28 (2) to fund the activities of the ~~department~~ office under s. 102.28 (2) (b) and (c).

SECTION 3005. 102.80 (1) (e) of the statutes is amended to read:

102.80 **(1)** (e) All moneys received by the ~~department~~ office for the uninsured employers fund from any other source.

SECTION 3006. 102.80 (1) (f) of the statutes is created to read:

102.80 **(1)** (f) Amounts transferred to the uninsured employers fund from the appropriation account under s. 20.445 (1) (ra) as provided in s. 102.81 (1) (c).

SECTION 3007. 102.80 (1) (f) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.80 **(1)** (f) Amounts transferred to the uninsured employers fund from the appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (ra) as provided in s. 102.81 (1) (c).

SECTION 3008. 102.80 (1m) of the statutes is amended to read:

102.80 **(1m)** The moneys collected or received under sub. (1), together with all accrued interest, shall constitute a separate nonlapsible fund designated as the uninsured employers fund. Moneys in the fund may be expended only as provided in s. ~~20.445 (1)~~ 20.145 (6) (sm) and may not be used for any other purpose of the state.

SECTION 3009. 102.80 (3) (a) of the statutes is amended to read:

102.80 **(3)** (a) If the cash balance in the uninsured employers fund equals or exceeds $4,000,000, the ~~secretary~~ commissioner shall consult the council on worker's compensation within 45 days after that cash balance equals or exceeds $4,000,000.

~~The secretary may file with the secretary of administration, within~~ Within 15 days after consulting the council on worker's compensation, the commissioner may file with the secretary of administration a certificate attesting that the cash balance in the uninsured employers fund equals or exceeds $4,000,000.

SECTION 3010. 102.80 (3) (ag) of the statutes is amended to read:

102.80 **(3)** (ag) The ~~secretary~~ commissioner shall monitor the cash balance in, and incurred losses to, the uninsured employers fund using generally accepted actuarial principles. If the ~~secretary~~ commissioner determines that the expected ultimate losses to the uninsured employers fund on known claims exceed 85 percent of the cash balance in the uninsured employers fund, the ~~secretary~~ commissioner shall consult with the council on worker's compensation. If ~~the secretary,~~ after consulting with the council on worker's compensation~~,~~ the commissioner determines that there is a reasonable likelihood that the cash balance in the uninsured employers fund may become inadequate to fund all claims under s. 102.81 (1), the ~~secretary~~ commissioner shall file with the secretary of administration a certificate attesting that the cash balance in the uninsured employer's fund is likely to become inadequate to fund all claims under s. 102.81 (1) and specifying a date after which no new claims under s. 102.81 (1) will be paid.

SECTION 3011. 102.80 (3) (am) of the statutes is amended to read:

102.80 **(3)** (am) If the ~~secretary~~ commissioner files the certificate under par. (a), the ~~department may expend the moneys in the uninsured employers fund~~ office may, beginning on the first day of the first July after the ~~secretary~~ commissioner files that

certificate, expend the moneys in the uninsured employers fund to make payments under s. 102.81 (1) to employees of uninsured employers and to obtain reinsurance under s. 102.81 (2).

SECTION 3012. 102.80 (3) (b) of the statutes is amended to read:

102.80 **(3)** (b) If the ~~secretary~~ commissioner does not file the certificate under par. (a), the ~~department~~ office may not expend the moneys in the uninsured employers fund.

SECTION 3013. 102.80 (3) (c) of the statutes is amended to read:

102.80 **(3)** (c) If, after filing the certificate under par. (a), the ~~secretary~~ commissioner files the certificate under par. (ag), the ~~department~~ office may expend the moneys in the uninsured employers fund only to make payments under s. 102.81 (1) to employees of uninsured employers on claims made before the date specified in ~~that~~ the certificate under par. (ag) and to obtain reinsurance under s. 102.81 (2) for the payment of those claims.

SECTION 3014. 102.80 (4) (a) (intro.) of the statutes is amended to read:

102.80 **(4)** (a) (intro.) If an uninsured employer who owes to the ~~department~~ office any amount under s. 102.82 or 102.85 (4) transfers his or her business assets or activities, the transferee is liable for the amounts owed by the uninsured employer under s. 102.82 or 102.85 (4) if the ~~department~~ office determines that all of the following conditions are satisfied:

SECTION 3015. 102.80 (4) (b) of the statutes is amended to read:

102.80 **(4)** (b) The ~~department~~ office may collect from a transferee described in par. (a) an amount owed under s. 102.82 or 102.85 (4) using the procedures specified in ss. 102.83, 102.835, and 102.87 and the preference specified in s. 102.84 in the same manner as the ~~department~~ office may collect from an uninsured employer.

SECTION 3016. 102.81 (1) (a) of the statutes is amended to read:

102.81 **(1)** (a) If an employee of an uninsured employer, other than an employee who is eligible to receive alternative benefits under s. 102.28 (3), suffers an injury for which the uninsured employer is liable under s. 102.03, the ~~department~~ office or the ~~department's~~ office's reinsurer shall pay to or on behalf of the injured employee or to the employee's dependents an amount equal to the compensation owed them by the uninsured employer under this chapter except penalties and interest due under ss. 102.16 (3), 102.18 (1) (b) and (bp), 102.22 (1), 102.35 (3), 102.57, and 102.60.

SECTION 3017. 102.81 (1) (b) of the statutes is amended to read:

102.81 **(1)** (b) The ~~department~~ office shall make the payments required under

par. (a) from the uninsured employers fund, except that if the ~~department~~ office has obtained reinsurance under sub. (2) and is unable to make those payments from the uninsured employers fund, the ~~department's~~ office's reinsurer shall make those payments according to the terms of the contract of reinsurance.

SECTION 3018. 102.81 (1) (c) of the statutes is created to read:

102.81 **(1)** (c) 1. The department shall pay a claim under par. (a) in excess of $1,000,000 from the uninsured employers fund in the first instance. If the claim is not covered by excess or stop-loss reinsurance under sub. (2), the secretary of administration shall transfer from the appropriation account under s. 20.445 (1) (ra) to the uninsured employers fund as provided in subds. 2. and 3. an amount equal to the amount by which payments from the uninsured employers fund on the claim are in excess of $1,000,000.

2. Each calendar year the department shall file with the secretary of administration a certificate setting forth the number of claims in excess of $1,000,000 in the preceding year paid from the uninsured employers fund, the payments made from the uninsured employers fund on each such claim in the preceding year, and the total payments made from the uninsured employers fund on all such claims and, based on that information, the secretary of administration shall determine the amount to be transferred under subd. 1. in that calendar year.

3. The maximum amount that the secretary of administration may transfer under subd. 1. in a calendar year is $500,000. If the amount determined under subd. 2. is $500,000 or less, the secretary of administration shall transfer the amount determined under subd. 2. If the amount determined under subd. 2. exceeds $500,000, the secretary of administration shall transfer $500,000 in the calendar year in which the determination is made and, subject to the maximum transfer amount of $500,000 per calendar year, shall transfer that excess in the next calendar year or in subsequent calendar years until that excess is transferred in full.

SECTION 3019. 102.81 (1) (c) 1. of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.81 **(1)** (c) 1. The ~~department~~ office shall pay a claim under par. (a) in excess of $1,000,000 from the uninsured employers fund in the first instance. If the claim is not covered by excess or stop-loss reinsurance under sub. (2), the secretary of administration shall transfer from the appropriation account under s. ~~20.445 (1)~~ 20.145 (6) (ra) to the uninsured employers fund as provided in subds. 2. and 3. an amount equal to the amount by which payments from the uninsured employers

fund
on the claim are in excess of $1,000,000.

SECTION 3020. 102.81 (1) (c) 2. of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

102.81 **(1)** (c) 2. Each calendar year the ~~department~~ office shall file with the secretary of administration a certificate setting forth the number of claims in excess of $1,000,000 in the preceding year paid from the uninsured employers fund, the payments made from the uninsured employers fund on each such claim in the preceding year, and the total payments made from the uninsured employers fund on all such claims and, based on that information, the secretary of administration shall determine the amount to be transferred under subd. 1. in that calendar year.

SECTION 3021. 102.81 (2) of the statutes is amended to read:

102.81 **(2)** The ~~department~~ office may retain an insurance carrier or insurance service organization to process, investigate, and pay claims under this section and may obtain excess or stop-loss reinsurance with an insurance carrier authorized to do business in this state in an amount that the ~~secretary~~ commissioner determines is necessary for the sound operation of the uninsured employers fund. In cases involving disputed claims, the ~~department~~ office may retain an attorney to represent the interests of the uninsured employers fund and to make appearances on behalf of the uninsured employers fund in proceedings under ss. 102.16 to 102.29. Section 20.930 and all provisions of subch. IV of ch. 16, except s. 16.753, do not apply to an attorney hired under this subsection. The charges for the services retained under this subsection shall be paid from the appropriation under s. ~~20.445 (1)~~ 20.145 (6) (rp). The cost of any reinsurance obtained under this subsection shall be paid from the appropriation under s. ~~20.445 (1)~~ 20.145 (6) (sm).

SECTION 3022. 102.81 (4) (a) of the statutes is amended to read:

102.81 **(4)** (a) If the employee or dependent begins an action to recover compensation from the employee's employer or a 3rd party liable under s. 102.29, provide to the ~~department~~ office a copy of all papers filed by any party in the action.

SECTION 3023. 102.81 (4) (b) (intro.) of the statutes is amended to read:

102.81 **(4)** (b) (intro.) If the employee or dependent receives compensation from the employee's employer or a 3rd party liable under s. 102.29, pay to the ~~department~~ office the lesser of the following:

SECTION 3024. 102.81 (6) (a) of the statutes is amended to read:

102.81 **(6)** (a) Subject to par. (b), an employee, a dependent of an employee, an uninsured employer, a 3rd party who is liable under s. 102.29, or the ~~department~~ office may enter into an agreement to settle liabilities under this chapter.

SECTION 3025. 102.81 (6) (b) of the statutes is amended to read:

102.81 **(6)** (b) A settlement under par. (a) is void without the ~~department's~~ written approval of the office.

SECTION 3026. 102.81 (7) of the statutes is amended to read:

102.81 **(7)** This section first applies to injuries occurring on the first day of the first July beginning after the day that the ~~secretary~~ commissioner files a certificate under s. 102.80 (3) (a), except that if the ~~secretary~~ commissioner files a certificate under s. 102.80 (3) (ag) this section does not apply to claims filed on or after the date specified in that certificate.

SECTION 3027. 102.82 (1) of the statutes is amended to read:

102.82 **(1)** Except as provided in sub. (2) (ar), an uninsured employer shall reimburse the ~~department~~ office for any payment made under s. 102.81 (1) to or on behalf of an employee of the uninsured employer or to an employee's dependents and for any expenses paid by the ~~department~~ office in administering the claim of the employee or dependents, less amounts repaid by the employee or dependents under s. 102.81 (4) (b). The reimbursement owed under this subsection is due within 30 days after the date on which the ~~department~~ office notifies the uninsured employer that the reimbursement is owed. Interest shall accrue on amounts not paid when due at the rate of ~~1%~~ 1 percent per month.

SECTION 3028. 102.82 (2) (a) (intro.) of the statutes is amended to read:

102.82 **(2)** (a) (intro.) Except as provided in pars. (ag), (am), and (ar), all uninsured employers shall pay to the ~~department~~ office the greater of the following:

SECTION 3029. 102.82 (2) (a) 1. of the statutes is amended to read:

102.82 **(2)** (a) 1. Twice the amount determined by the ~~department~~ office to equal what the uninsured employer would have paid during periods of illegal nonpayment for worker's compensation insurance in the preceding 3-year period based on the employer's payroll in the preceding 3 years.

SECTION 3030. 102.82 (2) (ag) (intro.) of the statutes is amended to read:

102.82 **(2)** (ag) (intro.) An uninsured employer who is liable to the ~~department~~ office under par. (a) 2 shall pay to the ~~department~~ office, in lieu of the payment required under par. (a) 2., $100 per day for each day that the employer is uninsured if all of the following apply:

SECTION 3031. 102.82 (2) (am) of the statutes is amended to read:

102.82 **(2)** (am) The ~~department~~ office may waive any payment owed under par.

(a) by an uninsured employer if the ~~department~~ office determines that the uninsured employer is subject to this chapter only because the uninsured employer has elected to become subject to this chapter under s. 102.05 (2) or 102.28 (2).

SECTION 3032. 102.82 (2) (ar) of the statutes is amended to read:

102.82 **(2)** (ar) The ~~department~~ office may waive any payment owed under par. (a) or (ag) or sub. (1) if the ~~department~~ office determines that the sole reason for the uninsured employer's failure to comply with s. 102.28 (2) is that the uninsured employer was a victim of fraud, misrepresentation, or gross negligence by an insurance agent or insurance broker or by a person whom a reasonable person would believe is an insurance agent or insurance broker.

SECTION 3033. 102.82 (2) (c) of the statutes is amended to read:

102.82 **(2)** (c) The department of justice or, if the department of justice consents, the ~~department of workforce development~~ office may bring an action in circuit court to recover payments and interest owed to the ~~department of workforce development~~ office under this section.

SECTION 3034. 102.82 (3) (a) of the statutes is amended to read:

102.82 **(3)** (a) When an employee dies as a result of an injury for which an uninsured employer is liable under s. 102.03, the uninsured employer shall pay $1,000 to the ~~department~~ office.

SECTION 3035. 102.83 (1) (a) 1. of the statutes is amended to read:

102.83 **(1)** (a) 1. If an uninsured employer or any individual who is found personally liable under sub. (8) fails to pay to the ~~department~~ office any amount owed to the ~~department~~ office under s. 102.82 and no proceeding for review is pending, the ~~department~~ office or any authorized representative may issue a warrant directed to the clerk of circuit court for any county of the state.

SECTION 3036. 102.83 (1) (a) 3. of the statutes is amended to read:

102.83 **(1)** (a) 3. A warrant entered under subd. 2. shall be considered in all respects as a final judgment constituting a perfected lien on the right, title, and interest of the uninsured employer or the individual in all of that person's real and personal property located in the county where the warrant is entered. The lien is effective when the ~~department~~ office issues the warrant under subd. 1. and shall continue until the amount owed, including interest, costs, and other fees to the date of payment, is paid.

SECTION 3037. 102.83 (1) (a) 4. of the statutes is amended to read:

102.83 **(1)** (a) 4. After the warrant is entered in the judgment and lien docket, the ~~department~~ office or any authorized representative may file an execution with the clerk of circuit court for filing by the clerk of circuit court with the sheriff of any county where real or personal property of the uninsured employer or the individual

is found, commanding the sheriff to levy upon and sell sufficient real and personal property of the uninsured employer or the individual to pay the amount stated in the warrant in the same manner as upon an execution against property issued upon the judgment of a court of record, and to return the warrant to the ~~department~~ office and pay to it the money collected by virtue of the warrant within 60 days after receipt of the warrant.

SECTION 3038. 102.83 (1) (b) of the statutes is amended to read:

102.83 **(1)** (b) The clerk of circuit court shall accept and enter the warrant in the judgment and lien docket without prepayment of any fee, but the clerk of circuit court shall submit a statement of the proper fee semiannually to the ~~department~~ office covering the periods from January 1 to June 30 and July 1 to December 31 unless a different billing period is agreed to between the clerk and the ~~department~~ office. The fees shall then be paid by the ~~department~~ office, but the fees provided by s. 814.61 (5) for entering the warrants shall be added to the amount of the warrant and collected from the uninsured employer or the individual when satisfaction or release is presented for entry.

SECTION 3039. 102.83 (2) of the statutes is amended to read:

102.83 **(2)** The ~~department~~ office may issue a warrant of like terms, force, and effect to any employee or other agent of the ~~department~~ office, who may file a copy of the warrant with the clerk of circuit court of any county in the state, and thereupon the clerk of circuit court shall enter the warrant in the judgment and lien docket and the warrant shall become a lien in the same manner, and with the same force and effect, as provided in sub. (1). In the execution of the warrant, the employee or other

---

agent shall have all the powers conferred by law upon a sheriff, but may not collect from the uninsured employer or the individual any fee or charge for the execution of the warrant in excess of the actual expenses paid in the performance of his or her duty.

SECTION 3040. 102.83 (3) of the statutes is amended to read:

102.83 **(3)** If a warrant is returned not satisfied in full, the ~~department~~ office shall have the same remedies to enforce the amount due for payments, interest, costs, and other fees as if the ~~department~~ office had recovered judgment against the uninsured employer or the individual and an execution had been returned wholly or partially not satisfied.

SECTION 3041. 102.83 (4) of the statutes is amended to read:

102.83 **(4)** When the payments, interest, costs, and other fees specified in a warrant have been paid to the ~~department~~ office, the ~~department~~ office shall issue

a satisfaction of the warrant and file it with the clerk of circuit court. The clerk of circuit court shall immediately enter the satisfaction of the judgment in the judgment and lien docket. The ~~department~~ office shall send a copy of the satisfaction to the uninsured employer or the individual.

SECTION 3042. 102.83 (5) of the statutes is amended to read:

102.83 **(5)** The ~~department~~ office, if it finds that the interests of the state will not be jeopardized, and upon such conditions as it may exact, may issue a release of any warrant with respect to any real or personal property upon which the warrant is a lien or cloud upon title. The clerk of circuit court shall enter the release upon presentation of the release to the clerk and payment of the fee for filing the release and the release shall be conclusive proof that the lien or cloud upon the title of the property covered by the release is extinguished.

SECTION 3043. 102.83 (6) of the statutes is amended to read:

102.83 **(6)** At any time after the filing of a warrant, the ~~department~~ office may commence and maintain a garnishee action as provided by ch. 812 or may use the remedy of attachment as provided by ch. 811 for actions to enforce a judgment. The place of trial of an action under ch. 811 or 812 may be either in Dane County or the county where the debtor resides and may not be changed from the county in which the action is commenced, except upon consent of the parties.

SECTION 3044. 102.83 (7) of the statutes is amended to read:

102.83 **(7)** If the ~~department~~ office issues an erroneous warrant, the ~~department~~ office shall issue a notice of withdrawal of the warrant to the clerk of circuit court for the county in which the warrant is filed. The clerk shall void the warrant and any liens attached by it.

SECTION 3045. 102.83 (8) of the statutes is amended to read:

102.83 **(8)** Any officer or director of an uninsured employer that is a corporation and any member or manager of an uninsured employer that is a limited liability company may be found individually and jointly and severally liable for the payments, interest, costs and other fees specified in a warrant under this section if after proper proceedings for the collection of those amounts from the corporation or limited liability company, as provided in this section, the corporation or limited liability company is unable to pay those amounts to the ~~department~~ office. The personal liability of the officers and directors of a corporation or of the members and managers of a limited liability company as provided in this subsection is an independent obligation, survives dissolution, reorganization, bankruptcy, receivership, assignment for the benefit of creditors, judicially confirmed extension or

composition, or any analogous situation of the corporation or limited liability company, and shall be set forth in a determination or decision issued under s. 102.82.

SECTION 3046. 102.835 (1) (ad) of the statutes is amended to read:

102.835 **(1)** (ad) "Debtor" means an uninsured employer or an individual found personally liable under s. 102.83 (8) who owes the ~~department~~ office a debt.

SECTION 3047. 102.835 (1) (e) of the statutes is amended to read:

102.835 **(1)** (e) "Payment" means a payment owed to the ~~department~~ office under s. 102.82 and includes interest on that payment.

SECTION 3048. 102.835 (2) of the statutes is amended to read:

102.835 **(2)** POWERS OF LEVY AND DISTRAINT. If any debtor who is liable for any debt fails to pay that debt after the ~~department~~ office has made demand for payment, the ~~department~~ office may collect that debt and the expenses of the levy by levy upon any property belonging to the debtor. If the value of any property that has been levied upon under this section is not sufficient to satisfy the claim of the ~~department~~ office, the ~~department~~ office may levy upon any additional property of the debtor until the debt and expenses of the levy are fully paid.

SECTION 3049. 102.835 (3) of the statutes is amended to read:

102.835 **(3)** DUTIES TO SURRENDER. Any person in possession of or obligated with respect to property or rights to property that is subject to levy and upon which a levy has been made shall, upon demand of the ~~department~~ office, surrender the property or rights or discharge the obligation to the ~~department~~ office, except that part of the property or rights which is, at the time of the demand, subject to any prior attachment or execution under any judicial process.

SECTION 3050. 102.835 (4) (a) of the statutes is amended to read:

102.835 **(4)** (a) Any debtor who fails to surrender any property or rights to property that is subject to levy, upon demand by the ~~department~~ office, is subject to proceedings to enforce the amount of the levy.

SECTION 3051. 102.835 (4) (b) of the statutes is amended to read:

102.835 **(4)** (b) Any 3rd party who fails to surrender any property or rights to property subject to levy, upon demand of the ~~department~~ office, is subject to proceedings to enforce the levy. The 3rd party is not liable to the ~~department~~ office under this paragraph for more than 25% of the debt. The ~~department~~ office shall serve a final demand as provided under sub. (13) on any 3rd party who fails to surrender property. Proceedings may not be initiated by the ~~department~~ office until

5 days after service of the final demand. The ~~department~~ office shall issue a determination under s. 102.82 to the 3rd party for the amount of the liability.

SECTION 3052. 102.835 (4) (c) of the statutes is amended to read:

102.835 **(4)** (c) When a 3rd party surrenders the property or rights to the property on demand of the ~~department~~ office or discharges the obligation to the ~~department~~ office for which the levy is made, the 3rd party is discharged from any obligation or liability to the debtor with respect to the property or rights to the property arising from the surrender or payment to the ~~department~~ office.

SECTION 3053. 102.835 (5) (a) of the statutes is amended to read:

102.835 **(5)** (a) If the ~~department~~ office has levied upon property, any person, other than the debtor who is liable to pay the debt out of which the levy arose, who claims an interest in or lien on that property, and who claims that that property was wrongfully levied upon may bring a civil action against the state in the circuit court for Dane County. That action may be brought whether or not that property has been surrendered to the ~~department~~ office. The court may grant only the relief under par.

(b). No other action to question the validity of or to restrain or enjoin a levy by the ~~department~~ office may be maintained.

SECTION 3054. 102.835 (5) (c) of the statutes is amended to read:

102.835 **(5)** (c) For purposes of an adjudication under this subsection, the determination of the debt upon which the interest or lien of the ~~department~~ office is based is conclusively presumed to be valid.

SECTION 3055. 102.835 (6) of the statutes is amended to read:

102.835 **(6)** DETERMINATION OF EXPENSES. The ~~department~~ office shall determine its costs and expenses to be paid in all cases of levy.

SECTION 3056. 102.835 (7) (a) of the statutes is amended to read:

102.835 **(7)** (a) The ~~department~~ office shall apply all money obtained under this section first against the expenses of the proceedings and then against the liability in respect to which the levy was made and any other liability owed to the ~~department~~ office by the debtor.

SECTION 3057. 102.835 (7) (b) of the statutes is amended to read:

102.835 **(7)** (b) The ~~department~~ office may refund or credit any amount left after the applications under par. (a), upon submission of a claim for a refund or credit and satisfactory proof of the claim, to the person entitled to that amount.

SECTION 3058. 102.835 (8) of the statutes is amended to read:

102.835 **(8)** RELEASE OF LEVY. The ~~department~~ office may release the levy upon all or part of property levied upon to facilitate the collection of the liability or to grant relief from a wrongful levy, but that release does not prevent any later levy.

SECTION 3059. 102.835 (9) of the statutes is amended to read:

102.835 **(9)** WRONGFUL LEVY. If the ~~department~~ office determines that property has been wrongfully levied upon, the ~~department~~ office may return the property at any time, or may return an amount of money equal to the amount of money levied upon.

SECTION 3060. 102.835 (10) of the statutes is amended to read:

102.835 **(10)** PRESERVATION OF REMEDIES. The availability of the remedy under this section does not abridge the right of the ~~department~~ office to pursue other remedies.

SECTION 3061. 102.835 (12) of the statutes is amended to read:

102.835 **(12)** NOTICE BEFORE LEVY. If no proceeding for review permitted by law is pending, the ~~department~~ office shall make a demand to the debtor for payment of the debt ~~which~~ that is subject to levy and give notice that the ~~department~~ office may pursue legal action for collection of the debt against the debtor. The ~~department~~ office shall make the demand for payment and give the notice at least 10 days prior to the levy, personally or by any type of mail service ~~which~~ that requires a signature of acceptance, at the address of the debtor as it appears on the records of the ~~department~~ office. The demand for payment and notice shall include a statement of the amount of the debt, including costs and fees, and the name of the debtor who is liable for the debt. The debtor's failure to accept or receive the notice does not prevent the ~~department~~ office from making the levy. Notice prior to levy is not required for a subsequent levy on any debt of the same debtor within one year after the date of service of the original levy.

SECTION 3062. 102.835 (13) (a) of the statutes is amended to read:

102.835 **(13)** (a) The ~~department~~ office shall serve the levy upon the debtor and 3rd party by personal service or by any type of mail service ~~which~~ that requires a signature of acceptance.

SECTION 3063. 102.835 (13) (c) of the statutes is amended to read:

102.835 **(13)** (c) The ~~department~~ representative of the office who serves the levy shall certify service of process on the notice of levy form and the person served shall acknowledge receipt of the certification by signing and dating it. If service is made by mail, the return receipt is the certificate of service of the levy.

SECTION 3064. 102.835 (14) of the statutes is amended to read:

102.835 **(14)** ANSWER BY 3RD PARTY. Within 20 days after the service of the levy upon a 3rd party, the 3rd party shall file an answer with the ~~department~~ office stating whether the 3rd party is in possession of or obligated with respect to property or rights to property of the debtor, including a description of the property or the rights

to property and the nature and dollar amount of any such obligation. If the 3rd party is an insurance company, the insurance company shall file an answer with the ~~department~~ office within 45 days after the service of the levy.

SECTION 3065. 102.835 (19) of the statutes is amended to read:

102.835 **(19)** HEARING. Any debtor who is subject to a levy proceeding made by the ~~department~~ office may request a hearing under s. 102.17 to review the levy proceeding. The hearing is limited to questions of prior payment of the debt that the ~~department~~ office is proceeding against, and mistaken identity of the debtor. The levy is not stayed pending the hearing in any case in which property is secured through the levy.

SECTION 3066. 102.85 (2) (a) of the statutes is amended to read:

102.85 **(2)** (a) Gives false information about the coverage to his or her employees, the ~~department~~ office, or any other person who contracts with the employer and who requests evidence of worker's compensation coverage in relation to that contract.

SECTION 3067. 102.85 (5) (a) of the statutes is amended to read:

102.85 **(5)** (a) The payment of any judgment under this section may be suspended or deferred for not more than 90 days in the discretion of the court. The court shall suspend a judgment under this section upon the motion of the ~~department~~ office, if the ~~department~~ office is satisfied that the employer's violation of s. 102.16 (3) or 102.28 (2) was beyond the employer's control and that the employer is no longer ~~violates~~ in violation of s. 102.16 (3) or 102.28 (2). ~~In cases where~~ If a deposit has been made, any forfeitures, surcharges, fees, and costs imposed under ch. 814 shall be taken out of the deposit and the balance, if any, returned to the employer.

SECTION 3068. 102.87 (1) of the statutes is renumbered 102.87 (1m).

SECTION 3069. 102.87 (1d) of the statutes is created to read:

102.87 **(1d)** In this section, "deputy" means any person employed by the office who is designated as a deputy, who possesses special, technical, scientific, managerial or personal abilities or qualities in matters within the jurisdiction of the office, and who may be engaged in the performance of duties under the direction of the commissioner, calling for the exercise of those abilities or qualities.

SECTION 3070. 102.87 (2) (intro.) of the statutes is amended to read:

102.87 **(2)** (intro.) A citation under this section shall be signed by a ~~department~~ deputy, or by an officer who has authority to make arrests for the violation, and shall contain substantially the following information:

SECTION 3071. 102.87 (2) (b) of the statutes is amended to read:

102.87 **(2)** (b) The name and office or department of the issuing ~~department~~ deputy or officer.

SECTION 3072. 102.87 (3) of the statutes is amended to read:

102.87 **(3)** A defendant issued a citation under this section may deposit the amount of money that the issuing ~~department~~ deputy or officer directs by mailing or delivering the deposit and a copy of the citation before the court appearance date to the clerk of the circuit court in the county where the violation occurred, to the ~~department~~ office, or to the sheriff's office or police headquarters of the officer who issued the citation. The basic amount of the deposit shall be determined under a deposit schedule established by the judicial conference. The judicial conference shall annually review and revise the schedule. In addition to the basic amount determined by the schedule, the deposit shall include the costs, fees, and surcharges imposed under ch. 814.

SECTION 3073. 102.87 (9) of the statutes is amended to read:

102.87 **(9)** A ~~department~~ deputy or an officer who collects under this section a forfeiture and costs, fees, and surcharges imposed under ch. 814 ~~under this section~~ shall pay the money to the county treasurer within 20 days after its receipt. If the ~~department~~ deputy or officer fails to make timely payment, the county treasurer may collect the payment from the ~~department~~ deputy or officer by an action in the treasurer's name of office and upon the official bond of the ~~department~~ deputy or officer, with interest at the rate of ~~12%~~ 12 percent per year from the time when ~~it~~ the payment should have been ~~paid~~ made.

SECTION 3074. 102.88 (1) of the statutes is amended to read:

102.88 **(1)** When a person is convicted of any violation of this chapter or of any ~~department~~ rule or order of the office, and it is alleged in the indictment, information, or complaint, and proved or admitted on trial or ascertained by the court after conviction that the person was previously subjected to a fine or forfeiture within a period of 5 years under s. 102.85, the person may be fined not more than $2,000 or imprisoned for not more than 90 days or both.

SECTION 3075. 102.89 (1) of the statutes is amended to read:

102.89 **(1)** Whoever is concerned in the commission of a violation of this chapter or of any ~~department~~ rule or order of the office under this chapter for which a forfeiture is imposed is a principal and may be charged with and convicted of the violation although he or she did not directly commit ~~it~~ the violation and although the

person who directly committed ~~it~~ the violation has not been convicted of the violation.

SECTION 3076. 103.001 (6) of the statutes is amended to read:

103.001 **(6)** "Employer" means any person, firm, corporation, state, county, town, city, village, school district, sewer district, drainage district, ~~long-term care district~~ and other public or quasi-public corporations as well as any agent, manager, representative or other person having control or custody of any employment, place of employment or of any employee.

SECTION 3077. 103.49 (1) (f) of the statutes is amended to read:

103.49 **(1)** (f) "State agency" means any 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, including the legislature and the courts. "State agency" also includes the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, the Fox River Navigational System Authority, and the Wisconsin Aerospace Authority.

SECTION 3078. 103.50 (2) of the statutes is amended to read:

103.50 **(2)**PREVAILING WAGE RATES AND HOURS OF LABOR. No person performing the work described in sub. (2m) in the employ of a contractor, subcontractor, agent or other person performing any work on a project under a contract based on bids as provided in s. 84.06 (2), or under a contract under s. 84.06 (2m) (e), to which the state is a party for the construction or improvement of any highway may be permitted to

---

work a greater number of hours per day or per week than the prevailing hours of labor; nor may he or she be paid a lesser rate of wages than the prevailing wage rate in the area in which the work is to be done determined under sub. (3); except that any such person may be permitted or required to work more than such prevailing hours of labor per day and per week if 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 3079. 106.05 (2) (b) (intro.) of the statutes is amended to read:

106.05 **(2)** (b) (intro.) Subject to par. (c) and sub. (3), from the appropriation under s. 20.445 (1) ~~(d)~~ (b), the department ~~shall~~ may provide to an apprentice described in par. (a) 1. or the apprentice's sponsor a completion award equal to 25 percent of the cost of tuition incurred by the apprentice or sponsor or $1,000, whichever is less~~,~~. If the department provides a completion award under this subsection, the department shall pay the award as follows:

SECTION 3080. 106.05 (3) (a) of the statutes is amended to read:

106.05 **(3)** (a) If the amount of funds to be distributed under sub. (2) exceeds

the amount available in the appropriation under s. 20.445 (1) ~~(d)~~ (b) for completion awards under sub. (2), the department may reduce the reimbursement percentage or deny applications for completion awards that would otherwise qualify under sub. (2). In that case, the department shall determine the reimbursement percentage and eligibility on the basis of the dates on which apprentices and sponsors become eligible for completion awards.

SECTION 3081. 106.13 (1) of the statutes is amended to read:

106.13 **(1)** The department ~~shall~~ may provide a youth apprenticeship program ~~that includes~~. If the department provides that program, the program may include the grant ~~programs under subs. (3m) and (4)~~ program under sub. (3m).

SECTION 3082. 106.13 (3m) (a) of the statutes is renumbered 106.13 (3m) (a) (intro.) and amended to read:

106.13 **(3m)** (a) (intro.) In this subsection~~, "local partnership"~~:

1. "Local partnership" means one or more school districts, or any combination of one or more school districts, other public agencies, ~~as defined in sub. (4) (a) 2.,~~ nonprofit organizations, ~~as defined in sub. (4) (a) 1r.,~~ individuals, or other persons, who have agreed to be responsible for implementing and coordinating a local youth apprenticeship program.

SECTION 3083. 106.13 (3m) (b) (intro.) of the statutes is amended to read:

106.13 **(3m)** (b) (intro.) From the appropriation under s. 20.445 (1) ~~(c)~~ (b), the department ~~shall~~ may award grants to applying local partnerships for the implementation and coordination of local youth apprenticeship programs. A local partnership shall include in its grant application the identity of each public agency, nonprofit organization, individual, and other person who is a participant in the local partnership, a plan to accomplish the implementation and coordination activities specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible for receiving, managing, and accounting for the grant moneys received under this paragraph. Subject to par. (c), a local partnership that is awarded a grant under this paragraph may use the grant moneys awarded for any of the following implementation and coordination activities:

SECTION 3084. 106.13 (4) (a) (intro.) of the statutes is repealed.

SECTION 3085. 106.13 (4) (a) 1d. of the statutes is repealed.

SECTION 3086. 106.13 (4) (a) 1r. of the statutes is renumbered 106.13 (3m) (a) 1r.

SECTION 3087. 106.13 (4) (a) 2. of the statutes is renumbered 106.13 (3m) (a) 2.

SECTION 3088. 106.13 (4) (b) of the statutes is repealed.

SECTION 3089. 106.13 (4) (c) of the statutes is repealed.

SECTION 3090. 106.13 (4) (d) of the statutes is repealed.

SECTION 3091. 106.16 (2) of the statutes is amended to read:

106.16 **(2)** Any company that receives a loan or grant from a state agency or an authority under ch. 231 ~~or 234~~ shall notify the department and the local workforce development board established under 29 USC 2832, of any position in the company that is related to the project for which the grant or loan is received to be filled in this state within one year after receipt of the loan or grant. The company shall provide this notice at least 2 weeks prior to advertising the position.

SECTION 3092. 106.16 (3) of the statutes is repealed.

SECTION 3093. 106.27 (1) of the statutes is amended to read:

106.27 **(1)**WORKFORCE TRAINING GRANTS. From the appropriation under s. 20.445 (1) (b), the department shall award grants to public and private organizations for the development and implementation of workforce training programs. An organization that is awarded a grant under this subsection may use the grant for the training of unemployed and underemployed workers and incumbent employees of businesses in this state and for the hiring and training of apprentices in this state. As a condition of receiving a grant under this subsection, the department may require a public or private organization to provide matching funds at a percentage to be determined by the department.

SECTION 3094. 106.27 (2m) of the statutes is amended to read:

106.27 **(2m)**CONSULTATION. The department shall consult with the technical college system board and the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority in implementing this section.

SECTION 3095. 106.27 (3) of the statutes is amended to read:

106.27 **(3)**ANNUAL REPORT. Annually, by December 31, the department shall submit a report to the governor and the cochairpersons of the joint committee on finance providing an account of the department's activities and expenditures under this section during the preceding fiscal year. The report shall include information on the number of unemployed and underemployed workers ~~and~~ , incumbent employees, and apprentices who participate in training programs under sub. (1); the number of unemployed workers who obtain gainful employment, underemployed workers who obtain new employment, ~~and~~ incumbent employees who receive increased compensation, and apprentices who obtain gainful employment or new employment or who receive increased compensation after participating in such a training program; and the wages earned by those workers ~~and~~ , employees, and apprentices both before and after participating in such a training program. The report shall also include information on the extent to which waiting lists for

enrollment in courses and programs provided by technical colleges in high-demand fields are reduced as a result of grants under sub. (1g) (a), on the number of high school pupils who participate in certification programs under sub. (1g) (b), and on the number of persons with disabilities who participate in employment enhancement activities under sub. (1g) (c).

SECTION 3096. 106.273 of the statutes is created to read:

106.273 Career and technical education incentive grants. From the appropriation under s. 20.445 (1) (b), the department may provide grants to school districts for the development of programs that are designed to mitigate workforce shortages in industries and occupations that are experiencing a workforce shortage, as determined by the department, and to assist pupils in graduating with industry-recognized certifications in those industries and occupations.

SECTION 3097. 106.32 (title) of the statutes is renumbered 45.435 (title).

SECTION 3098. 106.32 (1) (intro.) of the statutes is renumbered 45.435 (1) (intro.).

SECTION 3099. 106.32 (1) (a) of the statutes is renumbered 45.435 (1) (a) and amended to read:

45.435 **(1)** (a) "Disabled veteran" means a veteran who is verified by the department ~~of veterans affairs~~ to have a service-connected disability rating of at least 50 percent under 38 USC 1114 or 1134.

SECTION 3100. 106.32 (1) (b) and (c) of the statutes are renumbered 45.435 (1) (b) and (c).

SECTION 3101. 106.32 (1) (d) of the statutes is repealed.

SECTION 3102. 106.32 (2) of the statutes is renumbered 45.435 (2), and 45.435 (2) (a) (intro.), as renumbered, is amended to read:

45.435 **(2)** (a) (intro.) ~~Beginning on July 2, 2013, from~~ From the appropriation account under s. ~~20.445 (1)~~ 20.485 (2) (q), the department shall award a grant in any of the following amounts to any person who hires a disabled veteran to work at a business in this state:

SECTION 3103. 106.32 (3) of the statutes is renumbered 45.435 (3), and 45.435 (3) (b), as renumbered, is amended to read:

45.435 **(3)** (b) The department shall pay a grant under this section only for hiring a disabled veteran who has received unemployment ~~compensation~~ insurance benefits for at least one week prior to being hired by the applicant, who was receiving such benefits at the time that he or she was hired by the applicant, and who was eligible to receive such benefits at the time the benefits were paid.

SECTION 3104. 106.34 of the statutes is created to read:

106.34Reports to technical college system board of high-demand fields.(1) In this section:

(a) "Board" has the meaning given in s. 38.01 (2).

(b) "District" has the meaning given in s. 38.01 (5).

(2) Not later than 30 days after the effective date of this subsection .... [LRB inserts date], and by December 31 of each year thereafter, the department shall do all of the following:

(a) Determine all high-demand fields during that year.

(b) Report to the board the information specified in par. (a).

SECTION 3105. 106.52 (1) (d) 1. of the statutes is amended to read:

106.52 **(1)** (d) 1. A bed and breakfast establishment, as defined in s. ~~254.61 (1)~~ 97.01 (1g).

SECTION 3106. 106.52 (1) (d) 2. of the statutes is amended to read:

106.52 **(1)** (d) 2. A hotel, as defined in s. ~~254.61 (3)~~ 97.01 (7).

SECTION 3107. 106.52 (1) (d) 3. of the statutes is amended to read:

106.52 **(1)** (d) 3. A tourist rooming house, as defined in s. ~~254.61 (6)~~ 97.01 (15k).

SECTION 3108. 107.30 (10) of the statutes is amended to read:

107.30 **(10)** "Mining damage appropriation" means the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (a).

SECTION 3109. 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. ~~20.165 (2)~~ 20.142 (4) (a) from the sum of:

SECTION 3110. 108.02 (24g) of the statutes is created to read:

108.02 **(24g)**SUITABLE WORK. "Suitable work" has the meaning specified by the department by rule under s. 108.14 (27).

SECTION 3111. 108.04 (8) (a) of the statutes is amended to read:

108.04 **(8)** (a) ~~If~~ Except as provided in par. (b), if an employee fails, without good cause, to accept suitable work when offered, the employee is ineligible to receive benefits until the employee earns wages after the week in which the failure occurs equal to at least 6 times the employee's weekly benefit rate under s. 108.05 (1) in employment or other work covered by the unemployment insurance law of any state or the federal government. For purposes of requalification, the employee's weekly benefit rate shall be that rate which would have been paid had the failure not occurred. This paragraph does not preclude an employee from establishing a benefit

year during a period in which the employee is ineligible to receive benefits under this paragraph if the employee qualifies to establish a benefit year under s. 108.06 (2) (a). The department shall charge to the fund's balancing account any benefits otherwise chargeable to the account of an employer that is subject to the contribution requirements under ss. 108.17 and 108.18 whenever an employee of that employer fails, without good cause, to accept suitable work offered by that employer.

SECTION 3112. 108.04 (8) (b) of the statutes is created to read:

108.04 **(8)** (b) There is a rebuttable presumption that an employee has failed, without good cause, to accept suitable work when offered if the employee declines to submit to a test for the presence of controlled substances in a test conducted on the employee as preemployment screening or the employee tests positive for one or more controlled substances in such a test without evidence of a valid prescription, as evidenced by a report submitted to the department by an employing unit in accordance with s. 108.133 (4). If the employee declines to submit to such a test, the employee shall be ineligible for benefits as if the employee had declined to submit to a test under s. 108.133 (3) (a), beginning with the week in which the department receives the report. If the employee tests positive in such a test without evidence of a valid prescription, the employee shall be ineligible for benefits as if the employee had tested positive under s. 108.133 (3) (c), beginning with the week in which the department receives the report, except as provided under s. 108.133 (3) (d). The department shall promulgate rules specifying how a claimant may overcome the presumption in this paragraph. The department shall charge to the fund's balancing account any benefits otherwise chargeable to the account of an employer that is subject to the contribution requirements under ss. 108.17 and 108.18 whenever an employee of that employer fails, without good cause, to accept suitable work offered by that employer.

SECTION 3113. 108.04 (11) (bh) of the statutes is amended to read:

108.04 **(11)** (bh) In addition to ineligibility for benefits resulting from concealment as provided in par. (be), the department shall assess a penalty against the claimant in an amount equal to ~~15~~ 40 percent of the benefit payments erroneously paid to the claimant as a result of one or more acts of concealment described in pars. (a) and (b).

SECTION 3114. 108.10 (4) of the statutes is amended to read:

108.10 **(4)** The department or the employing unit may commence action for the judicial review of a commission decision under this section, provided the department,

or the employing unit, after exhausting the remedies provided under this section, has commenced such action within 30 days after such decision was mailed to the employing unit's last-known address. The scope of judicial review, and the manner thereof insofar as applicable, shall be the same as that provided in s. 108.09 (7). In an action commenced by an employing unit under this section, the department shall be an adverse party ~~under s. 102.23 (1) (a)~~ and shall be named as a party in the complaint commencing the action.

SECTION 3115. 108.133 of the statutes is created to read:

108.133Testing for controlled substances.(1)DEFINITIONS. In this section:

(a) Notwithstanding s. 108.02 (9), "controlled substance" has the meaning given in 21 USC 802.

(b) "Job skills assessment" means an assessment conducted by the department under sub. (2) (d).

(c) "Occupation that regularly conducts drug testing" means an occupation identified in the regulations issued by the federal secretary of labor under 42 USC 503 (l) (1) (A) (ii).

(d) "Screening" means the screening process created by the department under sub. (2) (a) 3.

(e) "Substance abuse treatment program" means the program provided by the department under sub. (2) (c).

(f) "Valid prescription" means a prescription, as defined in s. 450.01 (19), for a controlled substance for which the supply of the controlled substance indicated by the prescription has not run out.

(2)DRUG TESTING PROGRAM. The department shall establish a program to test claimants who apply for regular benefits under this chapter for the presence of controlled substances in accordance with this section and shall, under the program, do all of the following:

(a) Promulgate rules to establish the program. The department shall do all of the following in the rules promulgated under this paragraph:

1. Establish a process to test claimants for the presence of controlled substances. In establishing the process, the department shall adhere to any applicable federal requirements regarding drug testing.

2. Identify the parameters for a substance abuse treatment program for claimants who misuse controlled substances and specify criteria that a claimant must satisfy in order to be considered in full compliance with requirements of the substance abuse treatment program.

3. Create a screening process for determining whether a claimant should be required to submit to a test for the presence of controlled substances.

4. Identify the parameters for a job skills assessment for claimants who misuse controlled substances and specify criteria that a claimant must satisfy in order to be considered in full compliance with the requirements of the job skills assessment.

(am) Promulgate rules identifying occupations for which drug testing is regularly conducted in this state.

(b) When a claimant applies for regular benefits under this chapter, do all of the following:

---

1. Determine whether the claimant is an individual for whom suitable work is only available in an occupation that regularly conducts drug testing.

2. Determine whether the claimant is an individual for whom suitable work is only available in an occupation identified in the rules promulgated under par. (am).

3. If the claimant is determined by the department under subd. 1. to be an individual for whom suitable work is only available in an occupation that regularly conducts drug testing, conduct a screening on the claimant.

4. If the claimant is determined by the department under subd. 2. to be an individual for whom suitable work is only available in an occupation identified in the rules promulgated under par. (am), conduct a screening on the claimant if a screening is not already required under subd. 3.

5. If a screening conducted as required under subd. 3. or 4. indicates that the claimant should be required to submit to a test for the presence of controlled substances, require that the claimant submit to such a test.

(c) Create and provide a substance abuse treatment program in accordance with the rules promulgated under par. (a) 2.

(d) Create and conduct job skills assessments in accordance with the rules promulgated under par. (a) 4.

(3)DRUG TESTING. (a) If a claimant is required under sub. (2) (b) 5. to submit to a test for the presence of controlled substances and the claimant declines to submit to such a test, the claimant is ineligible for benefits under this chapter until 52 weeks after the date of the declining or until the claimant qualifies for benefits in a subsequent benefit year, whichever occurs later.

(b) If a claimant who is required under sub. (2) (b) 5. to submit to a test for the presence of controlled substances submits to the test and does not test positive for

---

any controlled substance or the claimant presents evidence satisfactory to the department that the claimant possesses a valid prescription for each controlled substance for which the claimant tests positive, the claimant may receive benefits

under this chapter if otherwise eligible and may not be required to submit to any further test for the presence of controlled substances until a subsequent benefit year.

(c) If a claimant who is required under sub. (2) (b) 5. to submit to a test for the presence of controlled substances submits to the test and tests positive for one or more controlled substances without presenting evidence satisfactory to the department that the claimant possesses a valid prescription for each controlled substance for which the claimant tested positive, the claimant is ineligible for benefits under this chapter until 52 weeks after the date of the test or until the claimant qualifies for benefits in a subsequent benefit year, whichever occurs later, except as provided in par. (d).

(d) A claimant who tests positive for one or more controlled substances without presenting evidence of a valid prescription as described in par. (c) may maintain his or her eligibility for benefits under this chapter by enrolling in the substance abuse treatment program and undergoing a job skills assessment. Such a claimant remains eligible for benefits under this chapter, if otherwise eligible, for each week the claimant is in full compliance with any requirements of the substance abuse treatment program and job skills assessment, as determined by the department in accordance with the rules promulgated under sub. (2) (a) 2. and 4.

(4)PREEMPLOYMENT DRUG TESTING. (a) An employing unit may, in accordance with the rules promulgated by the department under par. (b), voluntarily submit to the department the results of a test for the presence of controlled substances that was conducted on an individual as preemployment screening or notify the department

---

that an individual declined to submit to such a test as a condition of employment, along with information necessary to identify the individual. Upon receipt of any such results of a test conducted and certified in a manner approved by the department or notification that an individual declined to submit to such a test, the department shall determine whether the individual is a claimant receiving benefits. If the individual is a claimant receiving benefits, the department shall, in accordance with rules promulgated by the department under par. (b), use that information for purposes of determining eligibility for benefits under s. 108.04 (8) (b).

(b) The department shall promulgate rules necessary to implement par. (a).

(5)APPLICATION OF THIS SECTION. (a) Notwithstanding subs. (2) (b) 1., 3., and 5., (c), and (d) and (3), subs. (2) (b) 1., 3., and 5., (c), and (d) and (3) do not apply until the rules required under sub. (2) (a) take effect. The department shall submit to the legislative reference bureau for publication in the Wisconsin administrative register

a notice identifying the date on which subs. (2) (b) 1., 3., and 5., (c), and (d) and (3) will be implemented.

(b) Notwithstanding sub. (2) (b) 2. and 4., sub. (2) (b) 2. and 4. do not apply until the rules required under sub. (2) (am) take effect. The department shall submit to the legislative reference bureau for publication in the Wisconsin administrative register a notice identifying the date on which sub. (2) (b) 2. and 4. will be implemented.

(c) Notwithstanding sub. (4) (a) and s. 108.04 (8) (b), sub. (4) (a) and s. 108.04 (8) (b) do not apply until the rules required under sub. (4) (b) take effect. The department shall submit to the legislative reference bureau for publication in the Wisconsin administrative register a notice identifying the date on which sub. (4) (a) and s. 108.04 (8) (b) will be implemented.

(d) The secretary may waive compliance with any provision under this section and s. 108.04 (8) (b) if the secretary determines that waiver of the provision is necessary to permit continued certification of this chapter for grants to this state under Title III of the federal Social Security Act or for maximum credit allowances to employers under the federal Unemployment Tax Act.

SECTION 3116. 108.14 (8n) (e) of the statutes is amended to read:

108.14 **(8n)** (e) The department shall charge this state's share of any benefits paid under this subsection to the account of each employer by which the employee claiming benefits was employed in the applicable base period, in proportion to the total amount of wages he or she earned from each employer in the base period, except that if s. 108.04 (1) (f), (5), (7) (a), (c), (e), (L), (q), (s), or (t), (7m) or (8) (a) or (b) or 108.07 (3), (3r), or (5) (b) would have applied to employment by such an employer who is subject to the contribution requirements of ss. 108.17 and 108.18, the department shall charge the share of benefits based on employment with that employer to the fund's balancing account, or, if s. 108.04 (1) (f) or (5) or 108.07 (3) would have applied to an employer that is not subject to the contribution requirements of ss. 108.17 and 108.18, the department shall charge the share of benefits based on that employment in accordance with s. 108.07 (5) (a) and (b). The department shall also charge the fund's balancing account with any other state's share of such benefits pending reimbursement by that state.

SECTION 3117. 108.14 (27) of the statutes is created to read:

108.14 **(27)** The department shall promulgate a rule to define what constitutes suitable work for claimants, which shall specify different levels of suitable work based upon the number of weeks that a claimant has received benefits in a given benefit year.

SECTION 3118. 108.141 (3g) (a) 3. (intro.) of the statutes is amended to read:

108.141 **(3g)** (a) 3. (intro.) ~~Work~~ Notwithstanding s. 108.02 (24g), work is suitable within the meaning of subd. 2. if:

SECTION 3119. 108.141 (7) (a) of the statutes is amended to read:

108.141 **(7)** (a) The department shall charge the state's share of each week of extended benefits to each employer's account in proportion to the employer's share of the total wages of the employee receiving the benefits in the employee's base period, except that if the employer is subject to the contribution requirements of ss. 108.17 and 108.18 the department shall charge the share of extended benefits to which s. 108.04 (1) (f), (5), (7) (a), (c), (e), (L), (q), (s), or (t), (7m) or (8) (a) or (b) or 108.07 (3), (3r), or (5) (b) applies to the fund's balancing account.

SECTION 3120. 108.16 (6m) (a) of the statutes is amended to read:

108.16 **(6m)** (a) The benefits thus chargeable under s. 108.04 (1) (f), (5), (5g), (7) (h), (8) (a) or (b), (13) (c) or (d) or (16) (e), 108.07 (3), (3r), (5) (b), (5m), or (6), 108.14 (8n) (e), 108.141, 108.151, or 108.152 or sub. (6) (e) or (7) (a) and (b).

SECTION 3121. 108.227 (1) (e) 3. of the statutes is amended to read:

108.227 **(1)** (e) 3. A license, certificate of approval, provisional license, conditional license, certification, certification card, registration, permit, training permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7) (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~ 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

SECTION 3122. 108.227 (1) (e) 3. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

108.227 **(1)** (e) 3. A license, certificate of approval, provisional license, conditional license, certification, certification card, registration, permit, training permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7) (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), 254.176, 254.20 (3), 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or 343.305 (6) (a) or a ~~permit~~ license for operation of a campground specified in s. ~~254.47 (1)~~ 97.67 (1).

SECTION 3123. 108.227 (1) (e) 6. of the statutes is amended to read:

108.227 **(1)** (e) 6. A license or certificate of registration issued ~~by the department of financial institutions, or a division of it,~~ under ss. 138.09, 138.12, 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93 or under subch. IV of ch. 551.

SECTION 3124. 108.227 (1) (e) 12. of the statutes is amended to read:

108.227 **(1)** (e) 12. A license issued under s. 102.17 (1) (c), 628.04, 628.92 (1), 632.69 (2), or 633.14, a registration under s. 628.92 (2), or a temporary license issued under s. 628.09.

SECTION 3125. 108.227 (1) (f) of the statutes is amended to read:

108.227 **(1)** (f) "Licensing department" means the department of administration; the department of agriculture, trade and consumer protection; the board of commissioners of public lands; the department of children and families; the government accountability board; the department of financial institutions and professional standards; the department of health services; the department of natural resources; the department of public instruction; the department of revenue; ~~the department of safety and professional services;~~ the office of the commissioner of insurance; or the department of transportation.

SECTION 3126. 108.227 (1m) (intro.) of the statutes is amended to read:

108.227 **(1m)** GENERAL PROVISIONS. (intro.) The department shall promulgate rules specifying procedures to be used before taking action under sub. (3) (b) or s. ~~102.17 (1) (ct),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4) with respect to a person whose license or credential is to be denied, not renewed, discontinued, suspended, or revoked, including rules with respect to all of the following:

SECTION 3127. 108.227 (3) (a) 3. of the statutes is amended to read:

108.227 **(3)** (a) 3. Upon the request of any person whose license or certificate has been previously revoked or denied under s. ~~102.17 (1) (ct),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), reinstate the license or certificate if the applicant is not liable for delinquent contributions.

SECTION 3128. 108.227 (5) (a) of the statutes is amended to read:

108.227 **(5)** (a) The department of workforce development shall conduct a hearing requested by a license holder or applicant for a license or license renewal or continuation under sub. (2) (b) 1. b., or as requested under s. ~~102.17 (1) (ct),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), to review a certification or determination of contribution delinquency that is the basis of a denial, suspension, or revocation of a license or certificate in accordance with this section or an action taken under s. ~~102.17 (1) (ct),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4). A hearing under this paragraph is limited to questions of mistaken identity of the license or certificate holder or applicant and of prior payment of the contributions that the department of workforce development certified or determined the license or certificate holder or applicant owes the department. At a hearing under this paragraph, any statement filed by the department of workforce development, the licensing department, or the supreme court, if the supreme court agrees, may be admitted into evidence and is prima facie evidence of the facts that it contains. Notwithstanding ch. 227, a person entitled to a hearing under this paragraph is not entitled to any other notice, hearing, or

review,
except as provided in sub. (6).

SECTION 3129. 108.227 (5) (b) 1. of the statutes is amended to read:

108.227 **(5)** (b) 1. Issue a nondelinquency certificate to a license holder or an applicant for a license or license renewal or continuation if the department determines that the license holder or applicant is not liable for delinquent contributions. For a hearing requested in response to an action taken under s. ~~102.17 (1) (ct),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), the department shall grant a license or certificate or reinstate a license or certificate if the department determines that the applicant for or the holder of the license or certificate is not liable for delinquent contributions, unless there are other grounds for denying the application or revoking the license or certificate.

SECTION 3130. 108.227 (5) (b) 2. of the statutes is amended to read:

108.227 **(5)** (b) 2. Provide notice that the department of workforce development has affirmed its certification of contribution delinquency to a license holder; to an applicant for a license, a license renewal, or a license continuation; and to the licensing department or the supreme court, if the supreme court agrees. For a hearing requested in response to an action taken under s. ~~102.17 (1) (ct),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), the department of workforce development shall provide notice to the license or certificate holder or applicant that the department of workforce development has affirmed its determination of contribution delinquency.

SECTION 3131. 108.24 (1) of the statutes is renumbered 108.24 (1) (a) and amended to read:

108.24 **(1)** (a) Any person who knowingly makes a false statement or representation to obtain any benefit payment under this chapter, either for himself or herself or for any other person, ~~shall be fined not less than $100 nor more than $500 or imprisoned not more than 90 days, or both; and each such false statement or representation constitutes a separate offense. This~~ may be penalized as provided in par. (b). Any penalty imposed under par. (b) is in addition to any penalty imposed under s. 108.04 (11) (bh).

SECTION 3132. 108.24 (1) (b) of the statutes is created to read:

108.24 **(1)** (b) Whoever violates par. (a):

1. If the value of any benefits obtained does not exceed $2,500, is subject to a fine not to exceed $10,000 or imprisonment not to exceed 9 months, or both.

2. If the value of any benefits obtained exceeds $2,500 but does not exceed $5,000, is guilty of a Class I felony.

3. If the value of any benefits obtained exceeds $5,000 but does not exceed $10,000, is guilty of a Class H felony.

4. If the value of any benefits obtained exceeds $10,000, is guilty of a Class G felony.

SECTION 3133. 109.03 (1) (c) of the statutes is amended to read:

109.03 **(1)** (c) ~~Unclassified employees~~ Employees of the University of Wisconsin System Authority.

SECTION 3134. 109.09 (2) (c) 1. a. of the statutes is amended to read:

109.09 **(2)** (c) 1. a. "Commercial lending institution" has the meaning given for "financial institution" in s. ~~234.01~~ 235.40 (5k).

SECTION 3135. 111.335 (1) (cx) of the statutes is amended to read:

111.335 **(1)** (cx) Notwithstanding s. 111.322, it is not employment discrimination because of conviction record to refuse to employ or license, or to bar or terminate from employment or licensure, any individual who has been convicted of any offense under s. ~~38.50~~ 100.67 (13) (c).

SECTION 3136. 111.70 (1) (i) of the statutes is amended to read:

111.70 **(1)** (i) "Municipal employee" means any individual employed by a municipal employer other than an independent contractor~~, ~~; a supervisor~~, or~~; a confidential, managerial or executive employee; or an employee who is employed by the University of Wisconsin System Authority who is academic staff, as defined in s. 36.05 (1), who is faculty, as defined in s. 36.05 (8), or who is employed under s. 36.11 (2) (b).

SECTION 3137. 111.70 (1) (j) of the statutes is amended to read:

111.70 **(1)** (j) "Municipal employer" means any city, county, village, town, metropolitan sewerage district, school district, long-term care district, local cultural arts district created under subch. V of ch. 229, the University of Wisconsin System Authority, or any other political subdivision of the state, or instrumentality of one or more political subdivisions of the state, that engages the services of an employee and includes any person acting on behalf of a municipal employer within the scope of the person's authority, express or implied.

SECTION 3138. 111.70 (1) (j) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

111.70 **(1)** (j) "Municipal employer" means any city, county, village, town, metropolitan sewerage district, school district, ~~long-term care district,~~ local cultural arts district created under subch. V of ch. 229, the University of Wisconsin System

---

Authority, or any other political subdivision of the state, or instrumentality of one or

more political subdivisions of the state, that engages the services of an employee and includes any person acting on behalf of a municipal employer within the scope of the person's authority, express or implied.

SECTION 3139. 111.81 (5) of the statutes is created to read:

111.81 **(5)** "Division" means the division of personnel management in the department of administration.

SECTION 3140. 111.81 (7) (ar) of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 3141. 111.81 (7) (at) of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 3142. 111.81 (7) (b) of the statutes is repealed.

SECTION 3143. 111.81 (7) (f) of the statutes is amended to read:

111.81 **(7)** (f) 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), 2013 stats.

SECTION 3144. 111.81 (7) (f) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 3145. 111.81 (7) (gm) of the statutes is repealed.

SECTION 3146. 111.81 (7) (h) of the statutes is repealed.

SECTION 3147. 111.81 (7) (i) of the statutes is repealed.

SECTION 3148. 111.81 (14) of the statutes is repealed.

SECTION 3149. 111.81 (15m) of the statutes is repealed.

SECTION 3150. 111.81 (17m) of the statutes is repealed.

SECTION 3151. 111.81 (19m) of the statutes is repealed.

SECTION 3152. 111.815 (1) and (2) of the statutes, as affected by 2013 Wisconsin Act 166, are 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~~ division shall negotiate and administer collective bargaining agreements. To coordinate the employer position in the negotiation of agreements, the ~~office~~ division 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 (1r) and (1t), the ~~office~~ division 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~~ division that require legislative action.

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 (1r) (ef), the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2013 stats., is responsible for the employer functions under this subchapter.

(2) The ~~director of the office~~ administrator of the division 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 (1r) and (1t). The ~~director of the office~~ administrator of the division shall establish and maintain, wherever practicable, consistent employment relations policies and practices throughout the state service.

SECTION 3153. 111.815 (1) of the statutes, as affected by 2013 Wisconsin Act 166 and 2015 Wisconsin Act .... (this act), 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 division shall negotiate and administer collective bargaining agreements. To coordinate the employer position in the negotiation of agreements, the division 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 (1r) and (1t), the~~ The division 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 division that require legislative action. ~~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 (1r) (ef), the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2013 stats., is responsible for the employer functions under this subchapter.~~

SECTION 3154. 111.815 (3) of the statutes is amended to read:

111.815 **(3)** With regard to collective bargaining activities involving employees

who are assistant district attorneys, the ~~director of the office~~ administrator of the division shall maintain close liaison with the secretary of administration.

SECTION 3155. 111.825 (1r) of the statutes, as affected by 2011 Wisconsin Act 32 and 2015 Wisconsin Act .... (this act), is repealed.

SECTION 3156. 111.825 (1r) (ef) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.825 **(1r)** (ef) 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), 2013 stats.

SECTION 3157. 111.825 (1t) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 3158. 111.825 (3) of the statutes, as affected by 2013 Wisconsin Act 166, is amended to read:

111.825 **(3)** The commission shall assign employees to the appropriate collective bargaining units set forth in subs. (1)~~, (1r), (1t),~~ and (2).

SECTION 3159. 111.825 (4) of the statutes, as affected by 2013 Wisconsin Act 166, 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)~~, (1r), (1t),~~ or (2) 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 3160. 111.825 (6) (a) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.825 **(6)** (a) The commission shall assign only an employee of the department of administration~~,~~ or the 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~~,~~ or the 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 a collective bargaining unit under sub. (1) (cm)~~,~~

~~(1r)~~
~~(cm), or (1t) (cm), whichever is appropriate~~.

SECTION 3161. 111.825 (7) of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 3162. 111.83 (3) (a) of the statutes is amended to read:

111.83 **(3)** (a) Whenever a question arises concerning the representation of employees in a collective bargaining unit the commission shall determine the representative thereof by taking a secret ballot of the employees and certifying in writing the results thereof to the interested parties and to the ~~director of the office~~ administrator of the division. There shall be included on any ballot for the election of representatives the names of all labor organizations having an interest in representing the employees participating in the election as indicated in petitions filed with the commission. The name of any existing representative shall be included on the ballot without the necessity of filing a petition. 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 ballot shall be so prepared as to permit a vote against representation by anyone named on the ballot. The commission's certification of the results of any election is conclusive as to the findings included therein unless reviewed under s. 111.07 (8).

SECTION 3163. 111.83 (5) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 3164. 111.83 (7) of the statutes, as affected by 2011 Wisconsin Act 32 and 2013 Wisconsin Act 166, is repealed.

SECTION 3165. 111.84 (2) (c) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.84 **(2)** (c) To refuse to bargain collectively on matters set forth in s. 111.91 (1) or (3), whichever is appropriate, 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) ~~(ar) to (f)~~ (c) and (e) 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 3166. 111.85 (5) of the statutes, as affected by 2011 Wisconsin Act 32 and 2013 Wisconsin Act 166, is repealed.

SECTION 3167. 111.86 (2) of the statutes is amended to read:

111.86 **(2)** The ~~office~~ division shall charge a state department or agency the employer's share of the cost related to grievance arbitration under sub. (1) for any arbitration that involves one or more employees of the state department or agency. Each state department or agency so charged shall pay the amount that the ~~office~~ division charges from the appropriation account or accounts used to pay the salary of the grievant. Funds received under this subsection shall be credited to the appropriation account under s. ~~20.545 (1) (km)~~ 20.505 (1) (ks).

SECTION 3168. 111.89 (1) of the statutes is amended to read:

111.89 **(1)** Upon establishing that a strike is in progress, the employer may either seek an injunction or file an unfair labor practice charge with the commission under s. 111.84 (2) (e) or both. It is the responsibility of the ~~office~~ division to decide whether to seek an injunction or file an unfair labor practice charge. The existence of an administrative remedy does not constitute grounds for denial of injunctive relief.

SECTION 3169. 111.91 (4) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.91 **(4)** The ~~director of the office~~ administrator of the division, 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 3170. 111.91 (4) of the statutes, as affected by 2011 Wisconsin Act 32 and 2015 Wisconsin Act .... (this act), is amended to read:

111.91 **(4)** The administrator of the division, 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~~ (c) and (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 3171. 111.915 of the statutes is amended to read:

111.915Labor proposals. The ~~director of the office~~ administrator of the division shall notify and consult with the joint committee on employment relations, in such form and detail as the committee requests, regarding substantial changes in wages, employee benefits, personnel management, and program policy contract provisions to be included in any contract proposal to be offered to any labor organization by the state or to be agreed to by the state before such proposal is actually offered or accepted.

SECTION 3172. 111.92 (1) (a) 1. of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.92 **(1)** (a) 1. Any tentative agreement reached between the ~~office~~ division and any labor organization representing a collective bargaining unit specified in s. 111.825 (1) or (2) (d) or (e) shall, after official ratification by the labor organization, be submitted by the ~~office~~ division to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval.

SECTION 3173. 111.92 (1) (a) 1. and 4. of the statutes, as affected by 2011 Wisconsin Act 32 and 2015 Wisconsin Act .... (this act), are consolidated, renumbered 111.92 (1) and amended to read:

111.92 **(1)** Any tentative agreement reached between the division and any labor organization representing a collective bargaining unit specified in s. 111.825 (1) or (2) (d) or (e) shall, after official ratification by the labor organization, be submitted by the division to the joint committee on employment relations, which shall hold a public hearing before determining its approval or disapproval. ~~4.~~ If the committee approves ~~a~~ the 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 3174. 111.92 (1) (a) 2. of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 3175. 111.92 (1) (a) 3. of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 3176. 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), 2013 stats., acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (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 3177. 111.92 (1) (c) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 3178. 111.93 (3) (a) and (b) of the statutes, as affected by 2011 Wisconsin Act 32, are amended to read:

111.93 **(3)** (a) If a collective bargaining agreement exists between the employer and a labor organization representing employees in a collective bargaining unit under s. 111.825 (1) (g), 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.

(b) If a collective bargaining agreement exists between the employer and a labor organization representing general 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 board of regents of the University of Wisconsin System,~~ related to wages, whether or not the matters contained in those statutes, rules, and policies are set forth in the collective bargaining agreement.

SECTION 3179. 111.935 of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 3180. 112.07 (1) of the statutes is amended to read:

112.07 **(1)** Notwithstanding any other provision of the statutes, any fiduciary, as defined in s. 112.01 (1) (b), who is holding securities in a fiduciary capacity, any bank or trust company holding securities as a custodian or managing agent, and any

bank or trust company holding securities as custodian for a fiduciary may deposit or arrange for the deposit of such securities in a clearing corporation as defined in s. 408.102 (1) (e). When the securities are so deposited, certificates representing securities of the same class of the same issuer may be merged and held in bulk in the name of the nominee of the clearing corporation with any other such securities deposited in that clearing corporation by any person regardless of the ownership of the securities, and certificates of small denomination may be merged into one or more certificates of larger denomination. The records of the fiduciary and the records of the bank or trust company acting as custodian, as managing agent or as custodian for a fiduciary shall at all times show the name of the party for whose account the securities are so deposited. Ownership of, and other interests in, the securities may be transferred by bookkeeping entry on the books of the clearing corporation without physical delivery of certificates representing the securities. A bank or trust company which deposits securities pursuant to this section shall be subject to such rules and regulations as, in the case of state chartered institutions, the ~~division of banking~~ department of financial institutions and professional standards and, in the case of national banking associations, the comptroller of the currency may from time to time issue. A bank or trust company acting as custodian for a fiduciary shall, on demand by the fiduciary, certify in writing to the fiduciary the securities deposited by the bank or trust company in a clearing corporation pursuant to this section for the account of the fiduciary. A fiduciary shall, on demand by any party to a judicial proceeding for the settlement of the fiduciary's account or on demand by the attorney for such a party, certify in writing to the party the securities deposited by the fiduciary in the clearing corporation for its account as such fiduciary.

SECTION 3181. 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 ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority and all 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 3182. 115.001 (1) of the statutes is amended to read:

115.001 **(1)**CHARTER SCHOOL. "Charter school" means a school under contract with a school board under s. 118.40 or with ~~one of the entities~~ an entity under s. 118.40 (2r) (b) 1., or a school established and operated by ~~one of the entities~~ an entity under s. 118.40 (2r) (b) 1. a. to d.

SECTION 3183. 115.28 (7) (gs) of the statutes is created to read:

115.28 **(7)** (gs) 1. Notwithstanding s. 118.19 (3), (4m), (6) to (9), and (12) to (14), grant a teaching license to any individual who satisfies all of the following:

a. Has a bachelor's degree.

b. Demonstrates by passing a competency exam approved by the department that he or she is proficient in the subject or subjects that he or she intends to teach.

c. Has relevant experience, as determined by the department, in the subject or subjects that he or she intends to teach.

2. A license under this paragraph authorizes the individual to teach only the subject or subjects in which he or she demonstrated proficiency and relevant experience in grades 6 to 12. The license is valid for 3 years and is renewable for 3-year periods.

SECTION 3184. 115.28 (7g) (a) (intro.) of the statutes is amended to read:

115.28 **(7g)** (a) (intro.) The department shall, in consultation with the governor's office, the chairpersons of the committees in the assembly and senate whose subject matter is elementary and secondary education and ranking members of those committees, the Board of Regents of the University of Wisconsin System Authority, and the Wisconsin Association of Independent Colleges and Universities, do all of the following:

SECTION 3185. 115.28 (54m) of the statutes is created to read:

115.28 **(54m)**NOTICE OF EDUCATIONAL OPTIONS. Include on the home page of the department's Internet site a link to information about all of the educational options available to children in the state who are at least 3 years old but not yet 18 years old, including public schools, private schools participating in a parental choice program, charter schools, virtual schools, full-time open enrollment, youth options, course options, and options for pupils enrolled in a home-based private educational program.

SECTION 3186. 115.28 (61) of the statutes is created to read:

115.28 **(61)**WHOLE GRADE SHARING FEASIBILITY STUDIES. Approve organizations to conduct feasibility studies under s. 118.50 (2) (c).

SECTION 3187. 115.29 (1) of the statutes is amended to read:

115.29 **(1)**DESIGNATE REPRESENTATIVE. Designate the deputy state superintendent or another employee of the department as the state

superintendent's representative on any body on which the state superintendent is required to serve, except the board of regents of the University of Wisconsin System Authority.

SECTION 3188. 115.29 (8) of the statutes is created to read:

115.29 **(8)**ALTERNATIVE DATA COLLECTION METHOD; LOW-INCOME PUPILS. Use an alternative data collection method established by the department to identify pupils who satisfy the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

SECTION 3189. 115.293 of the statutes is created to read:

115.293Smarter Balanced Assessment Consortium; Common Core State Standards Initiative; prohibition.(1) Beginning on the effective date of this subsection .... [LRB inserts date], the state superintendent shall cease all participation in the Smarter Balanced Assessment Consortium.

(2) The state superintendent may not give effect to any academic standard developed by the Common Core State Standards Initiative and adopted and implemented in this state before the effective date of this subsection .... [LRB inserts date]. The state superintendent may not require any school board to give effect to any such academic standard.

(3) Beginning on the effective date of this subsection .... [LRB inserts date], the state superintendent may not take any action to adopt or implement any academic standard developed by the Common Core State Standards Initiative, and may not direct any school board to adopt or implement any such standard.

SECTION 3190. 115.297 (1) (a) of the statutes is amended to read:

115.297 **(1)** (a) "Agencies" means the department, the board of regents of the University of Wisconsin System Authority, the department of children and families, the department of workforce development, the technical college system board, and the Wisconsin Association of Independent Colleges and Universities.

SECTION 3191. 115.297 (5) (b) of the statutes is amended to read:

115.297 **(5)** (b) Failure of any of the agencies to enter into a written agreement under sub. (3) does not affect the powers and duties conferred upon the other agencies under this section or under s. ~~36.11 (31) or~~ 38.04 (19).

SECTION 3192. 115.343 (2) (b) of the statutes is amended to read:

115.343 **(2)** (b) The child meets the income eligibility standard for a free or reduced-price lunch in the federal school lunch program under 42 USC 1758 (b) (1).

SECTION 3193. 115.367 of the statutes is repealed.

SECTION 3194. 115.385 (1) (a) (intro.) of the statutes is amended to read:

115.385 **(1)** (a) (intro.) Multiple measures to determine a school's performance

or a school district's improvement, including all of the following categorized by English language proficiency, disability, income level, and race or ethnicity:

SECTION 3195. 115.385 (1) (a) 1. of the statutes is amended to read:

115.385 **(1)** (a) 1. Pupil achievement ~~and growth~~ in reading and mathematics.

SECTION 3196. 115.385 (1) (a) 1m. of the statutes is created to read:

115.385 **(1)** (a) 1m. Growth in pupil achievement in reading and mathematics, calculated using a value-added methodology.

SECTION 3197. 115.385 (1) (a) 2. of the statutes is repealed.

SECTION 3198. 115.385 (1) (a) 3. of the statutes is amended to read:

115.385 **(1)** (a) 3. ~~Gaps~~ Gap closure in pupil achievement in reading and mathematics and, when available, rates of graduation~~, categorized by race, English language proficiency, disability, and income level~~.

SECTION 3199. 115.385 (1) (a) 4. of the statutes is created to read:

115.385 **(1)** (a) 4. Rates of attendance or of high school graduation.

SECTION 3200. 115.385 (1) (b) of the statutes is renumbered 115.385 (1) (b) (intro.) and amended to read:

115.385 **(1)** (b) (intro.) An index system to identify a school's level of performance and a school district's level of improvement and to annually ~~place~~ assign to each school ~~into~~ and school district one of ~~5 performance categories.~~ the following grade levels:

SECTION 3201. 115.385 (1) (b) 1. of the statutes is created to read:

115.385 **(1)** (b) 1. "A — Significantly Exceeds Expectations."

SECTION 3202. 115.385 (1) (b) 2. of the statutes is created to read:

115.385 **(1)** (b) 2. "B — Exceeds Expectations."

SECTION 3203. 115.385 (1) (b) 3. of the statutes is created to read:

115.385 **(1)** (b) 3. "C — Meets Expectations."

SECTION 3204. 115.385 (1) (b) 4. of the statutes is created to read:

115.385 **(1)** (b) 4. "D — Meets Few Expectations."

SECTION 3205. 115.385 (1) (b) 5. of the statutes is created to read:

115.385 **(1)** (b) 5. "F — Fails to Meet Expectations."

SECTION 3206. 115.385 (1) (c) of the statutes is created to read:

115.385 **(1)** (c) A qualitative definition for each of the 5 grade levels in par. (b).

SECTION 3207. 115.385 (1m) of the statutes is created to read:

115.385 **(1m)** For purposes of determining a school's performance or a school district's improvement under sub. (1) all of the following apply:

(a) The department may not include the following pupils or pupil assessment scores:

a. A pupil who attended a private school under the program under s. 118.60 or 119.23 in the 8th grade and who transfers to a public school, including a charter school, for the 9th grade.

b. A pupil who was enrolled in a public school, including a charter school, in the 8th grade and who transfers to a private school under the program under s. 118.60 or 119.23 for the 9th grade.

c. A pupil, other than a pupil enrolled in the 9th grade, who was enrolled in the school or school district for less than one year prior to taking the pupil assessment.

(b) 1. Subject to subd. 2., if the department uses pupil assessment scores to determine a school's performance or a school district's improvement, the department

---

shall account for the length of time a pupil was enrolled in the school or school district prior to taking the pupil assessment by weighting pupil assessment scores as follows:

a. For a pupil who was enrolled in the school or school district for at least one year but less than 2 years prior to taking the pupil assessment, multiply by 1.

b. For a pupil who was enrolled in the school or school district for at least 2 years but less than 3 years prior to taking the pupil assessment, multiply by 2.

c. For a pupil who was enrolled in the school or school district for more than 3 years prior to taking the pupil assessment, multiply by 3.

2. The department may not, for purposes of determining a school's performance, account for the length of time a 9th grade pupil was enrolled in the school.

(c) The department shall consider the impact of poverty on pupil achievement and growth by adjusting the importance given to the measures under sub. (1) (a) 1. and 1m. based on the percentage of pupils in the school or school district who are economically disadvantaged. In this paragraph, an economically disadvantaged pupil is a pupil that satisfies either the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1) or other measures of poverty, as determined by the department. Of the total weight the department allocates to the measures under sub. (1) (a) 1. and 1m. for the purpose of determining a school's performance or a school district's improvement, the department shall do as follows:

1. If 5 percent or less of the school or school district membership is comprised of economically disadvantaged pupils, weight the measure under sub. (1) (a) 1. at 90 percent and the measure under sub. (1) (a) 1m. at 10 percent.

---

2. If 65 percent or more of the school or school district membership is comprised of economically disadvantaged pupils, weight the measure under sub. (1) (a) 1. at 10 percent and the measure under sub. (1) (a) 1m. at 90 percent.

3. If the percentage of economically disadvantaged pupils in the school or school district membership is more than 5 percent but less than 65 percent, the department shall determine the weight of the measures under sub. (1) (a) 1. as follows:

a. Divide 80 by 60.

b. Multiply the quotient determined under subd. 3. a. by the percentage of economically disadvantaged pupils in the school or school district membership.

c. Add 3.35 to the result under subd. 3. b.

4. If the percentage of economically disadvantaged pupils in the school or school district membership is more than 5 percent but less than 65 percent, the department shall determine the weight of the measures under sub. (1) (a) 1m. by subtracting the weight given to the measures under sub. (1) (a) 1. as determined under subd. 3. from 100.

SECTION 3208. 115.385 (2) of the statutes is amended to read:

115.385 **(2)** Beginning ~~one year after a charter school established under s. 118.40 (2r) or a private school participating in a parental choice program under s. 118.60 or 119.23 begins using the student information system under s. 115.28 (12) (b), or begins using a system that is interoperable with that system, the~~ with the accountability report published for the 2015-16 school year, the department shall include ~~the school~~ in its annual school accountability report under sub. (1) charter schools established under s. 118.40 (2r) and private schools participating in a parental choice program under s. 118.60 or 119.23. The department shall use the same criteria to measure the performance of all schools included in the annual school accountability report.

SECTION 3209. 115.385 (3) of the statutes is created to read:

115.385 **(3)** On an accountability report published for a private school participating in a program under s. 118.60 or 119.23, the department shall specify the percentage of pupils attending the private school under the program and comply with one of the following:

(a) For a private school that submits achievement data only for those pupils attending the private school under the program, identify the grade derived from data about those pupils as the choice pupil grade.

(b) For a private school that submits achievement data for those pupils attending the private school under s. 118.60 or 119.23 and achievement data for all

other pupils attending the private school, identify the grade derived from data about pupils attending the school under s. 118.60 or 119.23 as the choice pupil grade. The department shall also identify a 2nd grade, derived from data about all pupils attending the private school including pupils attending the private school under s. 118.60 or 119.23, as the private school grade.

SECTION 3210. 115.385 (4) of the statutes is created to read:

115.385 **(4)** Annually, each public school, including a charter school, and each private school participating in a parental choice program under s. 118.60 or 119.23 shall provide a copy of the school's accountability report to the parent or guardian of each pupil enrolled in or attending the school. Each school shall simultaneously provide to the parent or guardian of each pupil enrolled in the school a list of the educational options available to children who reside in the pupil's resident school district, including public schools, private schools participating in a parental choice program, charter schools, virtual schools, full-time open enrollment, youth options, course options, and options for pupils enrolled in a home-based private educational program.

SECTION 3211. 115.385 (5) of the statutes is created to read:

115.385 **(5)** Beginning in the 2017-18 school year and biennially thereafter, the appropriate standing committee of each house of the legislature shall conduct a review of school and school district accountability reports published under this section.

SECTION 3212. 115.42 (2) (c) of the statutes is amended to read:

115.42 **(2)** (c) The amount of each grant under par. (a) shall be $5,000 in any school year in which the recipient is employed in a school in which at least 60 percent of the pupils enrolled ~~are eligible~~ satisfy the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

SECTION 3213. 115.43 (1) of the statutes is amended to read:

115.43 **(1)**DEFINITION. In this section, " economically disadvantaged pupil" means a pupil who ~~is eligible~~ satisfies the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

SECTION 3214. 115.43 (2) (b) of the statutes is amended to read:

115.43 **(2)** (b) From the appropriation under s. 20.255 (3) (fz), award precollege scholarships, on a competitive basis, to economically disadvantaged pupils who enroll in a technical college or in college or university classes or programs designed to improve academic skills that are essential for success in postsecondary school education. The state superintendent shall give preference to economically disadvantaged pupils who are inadequately represented in the technical ~~college~~ colleges and the University of Wisconsin ~~Systems~~ System Authority.

SECTION 3215. 115.436 (2) (b) of the statutes is repealed.

SECTION 3216. 115.437 (2) of the statutes is renumbered 115.437 (2) (intro.) and amended to read:

115.437 **(2)** (intro.) ~~Annually~~ Beginning in the 2015-16 school year, annually on the 4th Monday of March, the department shall pay to each school district an amount ~~equal to the average of the number of pupils enrolled in the school district in the current and 2 preceding school years multiplied by $75 in the 2013-14 school year and by $150 in each school year thereafter.~~ determined as follows:

(3) The department shall make ~~the~~ payments under this section from the appropriation under s. 20.255 (2) (aq).

SECTION 3217. 115.437 (2) (a) of the statutes is created to read:

115.437 **(2)** (a) Divide the amount appropriated under s. 20.255 (2) (aq) for the current fiscal year by the total number of pupils enrolled in all school districts in the current school year.

SECTION 3218. 115.437 (2) (b) of the statutes is created to read:

115.437 **(2)** (b) Multiply the quotient under par. (a) by the number of pupils enrolled in the school district in the current school year.

SECTION 3219. 115.53 (4) of the statutes is amended to read:

115.53 **(4)** Apply to the board of directors of the University of Wisconsin Hospitals and Clinics Authority or the University of Wisconsin System Authority for admission to the University of Wisconsin Hospitals and Clinics or the University of Wisconsin System Authority 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. 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 3220. 115.77 (1) of the statutes is amended to read:

115.77 **(1)** In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) (a) and (b) 2., if a child with a disability is attending a public school in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), "local educational agency" means the school district that the child is attending.

SECTION 3221. 115.777 (1) of the statutes is amended to read:

115.777 **(1)** (a) A physician, nurse, psychologist, social worker or administrator of a social agency who reasonably believes that a child brought to him or her for

services has a disability shall refer the child to the local educational agency. If the local educational agency to whom the referral is made is the school district in which the child resides but the child is attending a public school in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district in which the child resides shall provide the name of the child and related information to the school board of the school district that the child is attending.

(b) A person who is required to be licensed under s. 115.28 (7), who is employed by a local educational agency and who reasonably believes a child has a disability, shall refer the child to the local educational agency. If the local educational agency to whom the referral is made is the school district that the child is attending but the child is a nonresident attending a public school in that school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district that the child is attending shall provide the name of the child and related information to the school board of the child's school district of residence.

(c) Any person other than those specified under par. (a) or (b) who reasonably believes that a child is a child with a disability may refer the child to a local educational agency. If the local educational agency to whom the referral is made is the school district in which the child resides but the child is attending a public school in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district in which the child resides shall provide the name of the child and related information to the school board of the school district that the child is attending.

SECTION 3222. 115.78 (1) of the statutes is amended to read:

115.78 **(1)**DEFINITION. In this section, for a child who is attending a public school in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), "local educational agency" means the school board of the school district that the child is attending.

SECTION 3223. 115.78 (1m) (h) of the statutes is amended to read:

115.78 **(1m)** (h) If the child is attending a public school in a nonresident school district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), at least one person designated by the school board of the child's school district of residence who has knowledge or special expertise about the child.

SECTION 3224. 115.79 (1) (b) of the statutes is amended to read:

115.79 **(1)** (b) An educational placement is provided to implement a child's individualized education program. Except as provided in s. 118.51 (12) (a) and (b) 2., if a child with a disability is attending a public school in a nonresident school

district under s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school

district that the child is attending shall provide an educational placement for the child and shall pay tuition charges instead of the school district in which the child resides if required by the placement.

SECTION 3225. 115.792 (1) (b) of the statutes is amended to read:

115.792 **(1)** (b) The local educational agency shall establish and maintain procedures to ensure that a child's parents are provided prior written notice whenever the local educational agency proposes to initiate or change, or refuses to initiate or change, the identification, evaluation or educational placement of the child, or the provision of a free appropriate public education to the child. In this paragraph, "local educational agency" includes the nonresident school district that a child is attending under s. 118.50, 118.51, or 121.84 (1) (a) or (4).

SECTION 3226. 115.792 (3) (a) of the statutes is amended to read:

115.792 **(3)** (a) In this subsection, "local educational agency" includes the nonresident school district that a child is attending under s. 118.50, 118.51, or 121.84 (1) (a) or (4).

SECTION 3227. 115.80 (8) of the statutes is amended to read:

115.80 **(8)** Except as provided in 20 USC 1415 (k), during the pendency of any proceedings under this section, the local educational agency may not change the educational placement of a child unless the child's parents agree to the change. If the child is applying for initial admission to a public school, the child shall, with the consent of the child's parents, be placed in the public school program until all proceedings under this section have been completed. In this subsection, "local educational agency" includes the nonresident school district that a child is attending under s. 118.50, 118.51, or 121.84 (1) (a) or (4).

SECTION 3228. 115.82 (2) (c) of the statutes is created to read:

115.82 **(2)** (c) If the child is attending a public school in a nonresident school district under s. 118.50, the school district specified to do so in the whole grade sharing agreement shall provide transportation.

SECTION 3229. 115.88 (8) of the statutes is amended to read:

115.88 **(8)** ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in a public special education program located in another state and the state superintendent is satisfied that the program in which the child is enrolled complies with this subchapter, the state superintendent shall certify to the department of administration in favor of the school district in which the child resides or the school district attended by the child under s. 118.50, 118.51 , or 121.84 (1) (a) or (4) a sum equal to the amount expended by the school district during the preceding year for the

additional costs associated with the child's special education program as costs eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

SECTION 3230. 116.01 of the statutes is amended to read:

116.01Purpose. The organization of school districts in Wisconsin is such that the legislature recognizes the ~~need for~~ benefit of a service unit between the school district and the state superintendent. The cooperative educational service agencies are designed to serve educational needs in all areas of Wisconsin by serving as a link both between school districts and between school districts and the state. Cooperative educational service agencies may provide leadership, coordination, and education services to school districts, University of Wisconsin System institutions, and technical colleges. Cooperative educational service agencies may facilitate communication and cooperation among all public, private, and tribal schools, and all public and private agencies and organizations, that provide services to pupils.

SECTION 3231. 116.03 (2) of the statutes is repealed.

SECTION 3232. 116.03 (5) of the statutes is created to read:

116.03 **(5)** Determine each school district's proportional share of the cost of the maintenance and operation of the office of the board of control and agency administrator and to match any federal funds received by the agency for vocational education administration less any amount received under s. 116.08 (1). No cost may be assessed against a school district that has withdrawn under s. 116.065 for expenses incurred while the school district is not in the agency.

SECTION 3233. 116.03 (11) of the statutes is amended to read:

116.03 **(11)** Establish the salaries of the agency administrator and other professional and nonprofessional employees. ~~State reimbursement for the cost of the salary of the agency administrator shall be equal to the actual salary paid or the maximum of the salary range for public instruction supervisors under the state superintendent, whichever is less.~~

SECTION 3234. 116.065 (1) of the statutes is amended to read:

116.065 **(1)** The school board of a school district ~~in cooperative educational service agency no. 1, as designated on April 1, 1985,~~ may adopt a resolution to withdraw from ~~the~~ an agency. The school board shall immediately notify the board of control and the state superintendent ~~of its intention~~ that the school board has adopted a resolution under this subsection.

SECTION 3235. 116.065 (2) of the statutes is amended to read:

116.065 **(2)** A resolution adopted under sub. (1) or (3) prior to January 15 in any school year shall be effective the next succeeding July 1. A resolution adopted under sub. (1) or (3) on or after January 15 in any school year shall be effective on the 2nd succeeding July 1.

SECTION 3236. 116.065 (3) of the statutes is amended to read:

116.065 **(3)** A school district that has withdrawn from ~~the~~ an agency ~~described~~ under sub. (1) may rejoin the agency~~. The procedures under subs. (1) and (2) apply to readmissions~~ by adopting a resolution and immediately notifying the board of control and state superintendent of the resolution to rejoin.

SECTION 3237. 116.07 (4) of the statutes is amended to read:

116.07 **(4)** No such plan is valid if it permits any territory of this state to be outside an agency area, unless the territory is part of a school district that has withdrawn from an agency under s. 116.065.

SECTION 3238. 116.08 (title) of the statutes is amended to read:

116.08 (title) ~~**State**~~ **Loans and local aid.**

SECTION 3239. 116.08 (1) of the statutes is amended to read:

116.08 **(1)** An amount not to exceed $25,000 annually shall be paid to each agency ~~for the maintenance and operation of the office of the board of control and agency administrator and~~ to match any federal funds received by the agency for vocational education administration. ~~No state aid may be paid unless the agency submits by August 1 an annual report which includes a detailed certified statement of its expenses for the prior year to the state superintendent, and such statement reveals that the state aid was expended as provided by this section. In no case may the state aid exceed the actual expenditures for the prior year as certified in such statement.~~

SECTION 3240. 116.08 (3m) of the statutes is renumbered 116.065 (4) and amended to read:

116.065 **(4)** The school board of a school district that has withdrawn from ~~cooperative educational service~~ an agency ~~no. 1 under s. 116.065~~ under this section and is not in any other agency may contract with the department for other programs and services the school district would be receiving if it were in an agency.

SECTION 3241. 116.08 (4m) of the statutes is created to read:

116.08 **(4m)** Beginning in the 2015-16 school year, each school board of a school district in an agency shall pay to the board of control the school district's proportional share of the cost of the maintenance and operation of the office of the board of control and agency administrator and to match any federal funds received by the agency for vocational education administration, as determined by the board of control under s. 116.03 (5).

SECTION 3242. 116.08 (5) of the statutes is repealed.

SECTION 3243. 117.05 (5) (a) of the statutes is amended to read:

117.05 **(5)** (a) *Territory in district.* All territory within this state shall be included in a school district operating elementary school grades and a school district operating high school grades or in a school district operating both elementary and

high school grades, except for territory located in a school district that is not operating certain grades as a result of entering into a whole grade sharing agreement under s. 118.50. No territory may be detached from a school district unless by the same order it is attached to another school district or included in a new school district created by the order. No territory may be detached from a school district that operates high school grades unless by the same order it is attached to or included in another school district that operates high school grades.

SECTION 3244. 117.30 (1) (a) of the statutes is amended to read:

117.30 **(1)** (a) Except as provided under pars. (b) ~~and (c)~~ to (d), if a school district for 2 or more successive years has failed to operate sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend

---

class at the appropriate grade level, the board shall attach the territory of the school district to one or more school districts that do so. Within 60 days of the date on which a school district becomes subject to this section, the state superintendent shall so notify the school district clerk and the clerk of each municipality in which part of the school district lies. Prior to August 30 of the year in which the school district becomes subject to this section, the board shall issue an order of school district reorganization attaching the school district to one or more operating school districts. Orders issued under this section take effect upon being filed as provided in s. 117.17 (2). The school board of each district to which any territory is attached under this section shall levy and collect a special tax against the property in the territory so attached for such amount as is payable for tuition and transportation, at the time of the attachment, by the school district in which the attached territory was located prior thereto, in the proportion that the equalized valuation of the attached territory bears to the total equalized valuation of the school district in which such territory was located prior to such attachment.

SECTION 3245. 117.30 (1) (d) of the statutes is created to read:

117.30 **(1)** (d) Paragraph (a) does not apply if the school district fails to operate one or more grades but provides for their operation by another school district pursuant to a whole grade sharing agreement under s. 118.50.

SECTION 3246. 118.134 (3m) of the statutes is amended to read:

118.134 **(3m)** A pupil attending a public school in a nonresident school district under s. 118.50 or 118.51 may not file a complaint under sub. (1) in which the pupil objects to the use of a race-based nickname, logo, mascot, or team name by the

school
board of the nonresident school district.

SECTION 3247. 118.153 (1) (a) 5. of the statutes is amended to read:

118.153 **(1)** (a) 5. Eighth grade pupils whose score in each subject area on the examination administered under s. 118.30 (1m) (am) 1. or 118.301 (3) was below the basic level, 8th grade pupils who failed the examination administered under s. 118.30 (1m) (am) 2. or 118.301 (3), and 8th grade pupils who failed to be promoted to the 9th grade.

SECTION 3248. 118.30 (1) of the statutes is amended to read:

118.30 **(1)** The state superintendent shall adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in the 4th, 8th, 9th, 10th, and 11th grades. Beginning in the 2015-16 school year, the state superintendent may not adopt or approve assessments developed by the Smarter Balanced Assessment Consortium.

SECTION 3249. 118.30 (1m) (ar) of the statutes is amended to read:

118.30 **(1m)** (ar) Except as provided in sub. (7), beginning in the 2014-15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the spring session of 9th grade. ~~The school board shall administer the examination once in the fall session and once in the spring session.~~

SECTION 3250. 118.30 (1m) (d) of the statutes is created to read:

118.30 **(1m)** (d) If the school board maintains an Internet site for the school district, annually publish information on that Internet site about the examinations administered under this subsection to pupils in the school district.

SECTION 3251. 118.30 (1r) (ar) of the statutes is amended to read:

118.30 **(1r)** (ar) Beginning in the 2014-15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the charter school in spring session of the 9th grade. ~~The charter school shall administer the examination once in the fall session and once in the spring session.~~

SECTION 3252. 118.30 (1r) (d) of the statutes is created to read:

118.30 **(1r)** (d) If the operator of the charter school maintains an Internet site for the school, annually publish information on that Internet site about the examinations administered under this subsection to pupils in the school.

SECTION 3253. 118.30 (1s) (intro.) of the statutes is amended to read:

118.30 **(1s)** (intro.) Annually, the governing body of each private school participating in the program under s. 119.23, other than a private school at which

fewer than 20 pupils are attending the school under the program under s. 119.23, shall do all of the following:

SECTION 3254. 118.30 (1s) (bm) of the statutes is amended to read:

118.30 **(1s)** (bm) Beginning in the 2014-15 school year, in the spring session administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 9th grade in the private school under s. 119.23. ~~The private school shall administer the examination once in the fall session and once in the spring session.~~

SECTION 3255. 118.30 (1s) (e) of the statutes is created to read:

118.30 **(1s)** (e) If the governing body of the private school maintains an Internet site for the school, annually publish information on that Internet site about the examinations administered under this subsection to pupils in the school.

SECTION 3256. 118.30 (1t) (intro.) of the statutes is amended to read:

118.30 **(1t)** (intro.) Annually, the governing body of each private school participating in the program under s. 118.60, other than a private school at which

---

fewer than 20 pupils are attending the school under the program under s. 118.60, shall do all of the following:

SECTION 3257. 118.30 (1t) (bm) of the statutes is amended to read:

118.30 **(1t)** (bm) Beginning in the 2014-15 school year, in the spring session administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 9th grade in the private school under s. 118.60. ~~The private school shall administer the examination once in the fall session and once in the spring session.~~

SECTION 3258. 118.30 (1t) (e) of the statutes is created to read:

118.30 **(1t)** (e) If the governing body of the private school maintains an Internet site for the school, annually publish information on that Internet site about the examinations administered under this subsection to pupils in the school.

SECTION 3259. 118.30 (2) (b) 3. of the statutes is amended to read:

118.30 **(2)** (b) 3. Upon the request of a pupil's parent or guardian, the school board shall excuse the pupil from taking an examination administered under sub. (1m) or s. 118.301 (3).

SECTION 3260. 118.30 (2) (b) 4. of the statutes is amended to read:

118.30 **(2)** (b) 4. Upon the request of a pupil's parent or guardian, the operator of a charter school under s. 118.40 (2r) shall excuse the pupil from taking an examination administered under sub. (1r) or s. 118.301 (3).

SECTION 3261. 118.30 (2) (b) 5. of the statutes is amended to read:

118.30 **(2)** (b) 5. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 119.23 shall excuse the

pupil from taking an examination administered under sub. (1s) (a) to (cm) or s. 118.301 (3).

SECTION 3262. 118.30 (2) (b) 6. of the statutes is amended 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 (cm) or s. 118.301 (3).

SECTION 3263. 118.30 (5m) of the statutes is amended 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) or s. 118.301 (3), 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 3264. 118.30 (6) of the statutes is amended to read:

118.30 **(6)** A school board and an operator of a charter school under s. 118.40 (2r) is not required to administer the 4th and 8th grade examinations adopted or approved by the state superintendent under sub. (1) or authorized under s. 118.301 (3) if the school board or the operator of the charter school administers its own 4th and 8th grade examinations, the school board or operator of the charter school ~~provides the state superintendent with~~ submits the examination results to the University of Wisconsin-Madison Value-Added Research Center to conduct statistical correlations of those examinations with the examinations adopted or approved by the state superintendent under sub. (1), the University of Wisconsin-Madison Value-Added Research Center provides the statistical correlations to the state superintendent, and the federal department of education approves.

SECTION 3265. 118.30 (7) of the statutes is amended to read:

118.30 **(7)** If a school board enters into an agreement with a federally recognized American Indian tribe or band in this state to establish a charter school, that school board shall administer the examinations under sub. (1m) or s. 118.301 (3) regardless of the location of the charter school.

SECTION 3266. 118.301 of the statutes is created to read:

118.301Alternative pupil assessments. (1) In this section, "research center" means the University of Wisconsin-Madison Value-Added Research Center.

(2) (a) Within 30 days after the effective date of this paragraph .... [LRB inserts date], the department shall request from the research center a list of nationally recognized, norm-referenced alternative examinations determined by the research

center to be acceptable for statistical comparison with examinations adopted or approved under s. 118.30 (1). Within 90 days after the effective date of this paragraph .... [LRB inserts date], the research center shall evaluate and approve at least 3 and no more than 5 of the examinations and shall submit the list of approved examinations to the department. The research center shall submit under this paragraph only those examinations that are consistent with the following parameters:

1. The examination aligns sufficiently with content standards established for examinations adopted or approved under s. 118.30 (1).

2. The examination is comprised of a variety of testing methodologies, including multiple choice and short answer, to assess a range of student skills.

3. The examination includes accommodations or alternative assessments for students enrolled in a special education program under subch. V of ch. 115.

4. The examination provider makes available translations for limited-English proficient pupils, as defined in s. 115.955 (7).

5. The examination may be administered in a variety of modes, including with paper and pencil, in an online format, in a fixed form format, and in an adaptive format.

6. The examination has internal consistency reliability coefficients of at least 0.8.

(b) An examination approved under this subsection may be administered only by a school that notifies the department of its intent to administer the examination.

(3) (a) Notwithstanding s. 118.30 (1m), beginning in the 2015-16 school year, a school board is not required to administer an examination adopted or approved by the state superintendent under s. 118.30 (1) in any grade for which an examination is required to be administered under s. 118.30 if the school board administers in that grade an alternative examination approved by the research center under sub. (2). If the school board elects to administer an alternative examination under this paragraph, the school board shall notify the department of its intent to administer the examination and shall publish that fact and information about the examination on the school's Internet site.

(b) Notwithstanding s. 118.30 (1r), beginning in the 2015-16 school year, an operator of a charter school under s. 118.40 (2r) is not required to administer an examination adopted or approved by the state superintendent under s. 118.30 (1) in any grade for which an examination is required to be administered under s. 118.30 if the operator administers in that grade an alternative examination approved by the

research center under sub. (2). If the operator of the charter school elects to administer an alternative examination under this paragraph, the operator shall notify the department of its intent to administer the examination and shall publish that fact and information about the examination on the school's Internet site.

(c) Notwithstanding s. 118.30 (1s), beginning in the 2015-16 school year, the governing body of each private school participating in the program under s. 119.23 that is required to administer an examination under s. 118.30 (1s) is not required to administer an examination adopted or approved by the state superintendent under s. 118.30 (1) in any grade for which an examination is required to be administered under s. 118.30 if the governing body administers in that grade an alternative examination approved by the research center under sub. (2). If the governing body of the private school elects to administer an alternative examination under this paragraph, the governing body shall notify the department of its intent to administer the examination and shall publish that fact and information about the examination on the school's Internet site.

(d) Notwithstanding s. 118.30 (1t), beginning in the 2015-16 school year, the governing body of a private school participating in a program under s. 118.60 that is required to administer an examination under s. 118.30 (1t) is not required to administer an examination adopted or approved by the state superintendent under s. 118.30 (1) in any grade for which an examination is required to be administered under s. 118.30 if the governing body administers in that grade an alternative examination approved by the research center under sub. (2). If the governing body of the private school elects to administer an alternative examination under this paragraph, the governing body shall notify the department of its intent to administer

---

the examination and shall publish that fact and information about the examination on the school's Internet site.

(e) If a school administers an alternative examination in any grade under this subsection, and if the cost of the alternative examination exceeds the cost of the examination adopted or approved by the state superintendent for that grade, the school board, operator, or governing body of the school is responsible for the difference between the cost of the examination adopted or approved by the state superintendent for that grade and the cost of the alternative examination for that grade.

(4) (a) If a school board, an operator of a charter school under s. 118.40 (2r), or the governing body of a private school participating in a program under s. 118.60 or 119.23 administers an alternative examination under sub. (3), the school board, operator, or governing body shall submit the examination results to the research center.

(b) The research center shall review all examination results received under par.

(a) and statistically equate them to the pupil examinations required under s. 118.30.

The research center shall provide the examination data, as statistically equated, to the school board, operator, or governing body and to the department. The department shall use data received under this subsection to determine a school's performance or school district's improvement under s. 115.385.

SECTION 3267. 118.33 (6) (a) 1. of the statutes is amended to read:

118.33 **(6)** (a) 1. Each school board shall adopt a written policy specifying the criteria for promoting a pupil 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 (1m) (a) or (am) or s. 118.301 (3), 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 school board. Except as provided in par. (b) 1. and 3., the criteria apply to pupils enrolled in charter schools located in the school district.

SECTION 3268. 118.33 (6) (b) 1. of the statutes is amended to read:

118.33 **(6)** (b) 1. Each operator of a charter school under s. 118.40 (2r) shall adopt a written policy specifying the criteria for promoting a pupil 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 (1r) (a) or (am) or s. 118.301 (3), 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 operator of the charter school.

SECTION 3269. 118.33 (6) (c) 1. of the statutes is amended to read:

118.33 **(6)** (c) 1. The governing body of each private school participating in the program under s. 119.23 shall adopt a written policy specifying criteria for promoting a pupil who is attending the private school under s. 119.23 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 (1s) (a) or (b) or s. 118.301 (3), 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.

SECTION 3270. 118.33 (6) (cr) 1. of the statutes is amended 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) or s. 118.301 (3), 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.

SECTION 3271. 118.40 (2r) (b) 1. (intro.) of the statutes is amended to read:

118.40 **(2r)** (b) 1. (intro.) ~~All~~ Except as provided in subd. 3., any of the following entities may ~~establish by charter and operate a charter school or, on behalf of their respective entities, may initiate a~~ contract with ~~an individual or group~~ a person to operate a ~~school as a~~ charter school:

SECTION 3272. 118.40 (2r) (b) 1. e. of the statutes is created to read:

118.40 **(2r)** (b) 1. e. Any nonprofit, nonsectarian organization or consortium of such organizations approved by the charter school oversight board under par. (bm).

SECTION 3273. 118.40 (2r) (b) 2. of the statutes is renumbered 118.40 (2r) (b) 2. (intro.) and amended to read:

118.40 **(2r)** (b) 2. (intro.) A charter shall include all of the provisions specified under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter school on the liability of the contracting entity under this paragraph. The contract shall also include all of the following provisions and may include other provisions agreed to by the parties~~. The chancellor of the University of Wisconsin-Milwaukee or of the University of Wisconsin-Parkside may not establish or enter into a contract for the establishment of a charter school under this paragraph without the approval of the board of regents of the University of Wisconsin System.~~:

SECTION 3274. 118.40 (2r) (b) 2. a. to k. of the statutes are created to read:

118.40 **(2r)** (b) 2. a. A requirement that the charter school governing board adhere to specified annual academic and operational performance standards developed in accordance with the performance framework of the entity with which it is contracting.

b. Provisions detailing the corrective measures the charter school governing board will take if the charter school fails to meet performance standards.

c. A provision allowing the governing board of a charter school that is assigned one of the top 2 grade levels in the most recent school report published by the department under s. 115.385 to open one or more additional charter schools. If the charter school governing board opens one or more additional charter schools, the existing contract applies to the new school or schools unless the parties agree to amend the existing contract or enter into a new contract.

d. The methodology that will be used by the charter school governing board to monitor and verify pupil enrollment, credit accrual, and course completion.

e. A requirement that the entity under subd. 1. have direct access to pupil data.

f. A description of the administrative relationship between the parties to the contract.

g. A requirement that the charter school governing board hold parent-teacher conferences at least annually.

---

h. A requirement that if more than one charter school is operated under the contract, the charter school governing board reports to the entity under subd. 1. on each charter school separately.

i. A requirement that the charter school governing board provide the data needed by the entity under subd. 1. for purposes of making the report required under sub. (3m) (a) 6.

j. A requirement that the charter school governing board participate in any training provided by the entity under subd. 1.

k. A description of all fees that the entity under subd. 1. will charge the charter school governing board.

SECTION 3275. 118.40 (2r) (b) 3. of the statutes is repealed and recreated to read:

118.40 **(2r)** (b) 3. If an entity specified in subd. 1. a. to d. was operating a charter school itself immediately prior to the effective date of this subdivision .... [LRB inserts date], it may continue to do so.

SECTION 3276. 118.40 (2r) (bm) of the statutes is repealed and recreated to read:

118.40 **(2r)** (bm) 1. A nonprofit, nonsectarian organization or a consortium of such organizations that wishes to contract with a charter school governing board to operate a charter school shall submit an application to the charter school oversight board. The application shall include all of the following and any other information requested by the board:

a. A strategic plan for contracting with charter school governing boards that submit high-quality proposals for charter schools that meet identified educational needs and promote a diversity of educational choices.

b. A performance framework for use in supervising and evaluating charter schools that addresses pupil academic proficiency, growth in pupil academic achievement, gaps in achievement between groups of pupils, pupil attendance, the readiness of pupils for postsecondary education, the financial proficiency and sustainability of charter schools, and charter school management.

c. An assurance that the organization or consortium will ensure accountability and transparency on the part of those charter school governing boards with which it contracts.

d. A plan, including corrective action strategies, designed to improve a charter school under contract with the organization or consortium, or to close such a charter school, based on contractual performance standards.

e. A description of the types of charter schools the organization or consortium is seeking to establish, and their potential attendance areas.

f. Information on the organization's or consortium's finances and other resources necessary for the charter school oversight board to determine the applicant's ability to perform its functions under this section.

g. A plan for entering into additional contracts in order to replicate successful charter schools.

2. The charter school oversight board shall approve or deny an application within 90 days of receiving the application.

SECTION 3277. 118.40 (2r) (c) of the statutes is repealed and recreated to read:

118.40 **(2r)** (c) 1. An entity under par. (b) 1. may contract for the operation of a charter school located anywhere in this state.

5. a. A school board may prohibit a pupil who resides in the school district from attending a charter school established under this subsection unless the school district's membership, as defined in s. 121.004 (5), is at least 4,000 and a total of at least 2 public schools in the school district were assigned one of the bottom 2 grade levels in the most recent school report published by the department under s. 115.385.

b. A pupil who wishes to attend a charter school established under this subsection and who resides in a school district in which the school board may prohibit pupils from attending a charter school established under this subsection shall

submit an application to the school board. Within 30 days of receiving the application, the school board shall issue a decision allowing or prohibiting the pupil from attending the charter school.

SECTION 3278. 118.40 (2r) (cm) of the statutes is repealed.

SECTION 3279. 118.40 (2r) (d) 2. of the statutes is amended to read:

118.40 **(2r)** (d) 2. Administer the examinations under ~~ss.~~ s. 118.30 (1r) or 118.301 (3) and s. 121.02 (1) (r) to pupils enrolled in charter schools under this subsection.

SECTION 3280. 118.40 (2r) (dm) of the statutes is created to read:

118.40 **(2r)** (dm) The operator of a charter school authorized under this subsection may provide transportation to pupils attending the charter school and may claim transportation aid under s. 121.58 for pupils so transported.

SECTION 3281. 118.40 (2r) (e) 2n. of the statutes is amended to read:

118.40 **(2r)** (e) 2n. In the 2014-15, 2015-16, and 2016-17 school ~~year~~ 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 $8,075 multiplied by the number of pupils attending the charter school.

SECTION 3282. 118.40 (2r) (e) 2p. (intro.) of the statutes is amended to read:

118.40 **(2r)** (e) 2p. (intro.) In the ~~2015-16~~ 2017-18 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 paragraph in the previous school year; the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school year, if positive; and the change in the amount of statewide categorical aid per pupil between the previous school year and the current school year, if positive.

The change in the statewide categorical aid per pupil shall be determined as follows:

SECTION 3283. 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

118.40 **(2r)** (e) 2p. a. Add the amounts appropriated in the current fiscal year under s. 20.255 (2), except s. 20.255 (2) (ac), (bb), (fm), (fr), (fu), (k), and (m); s. 20.285 (1) (r) and (rc); and 20.505 (4) (es); and the amount, as determined by secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated for payments to telecommunication providers under contracts with school districts and cooperative educational service agencies under s. 16.971 (13) and for grants to school district consortia under s. 16.997 (7).

SECTION 3284. 118.40 (2r) (e) 2p. a. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

118.40 **(2r)** (e) 2p. a. Add the amounts appropriated in the current fiscal year under s. 20.255 (2), except s. 20.255 (2) (ac), (bb), (fm), (fr), (fu), (k), and (m); ~~s. 20.285~~

~~(1) (r) and (rc);~~ and 20.505 (4) (es); and the amount, as determined by secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated for payments to telecommunication providers under contracts with school districts and cooperative educational service agencies under s. 16.971 (13) and for grants to school district consortia under s. 16.997 (7).

SECTION 3285. 118.40 (2r) (f) of the statutes is created to read:

118.40 **(2r)** (f) A charter school established under this subsection is a local educational agency under 20 USC 6301 to 6578 and as such is eligible for funding as a local educational agency, and shall comply with all requirements of local educational agencies, under 20 USC 6301 to 6578.

SECTION 3286. 118.40 (2r) (g) of the statutes is created to read:

118.40 **(2r)** (g) If a charter school established by contract with an entity under par. (b) 1. a. to d. is in operation on the effective date of this paragraph .... [LRB inserts date], and the charter school is assigned one of the top 2 grade levels in the most recent school report published by the department under s. 115.385, the person operating the charter school may open one or more additional charter schools notwithstanding the terms of the existing contract. All provisions of the existing contract, other than any provision that conflicts with this paragraph, apply to the new school or schools unless parties agree to amend the existing contract or enter into a new contract.

SECTION 3287. 118.40 (3) (d) of the statutes is renumbered 118.40 (3m) (a) 3. and amended to read:

118.40 **(3m)** (a) 3. ~~A school board or an entity under sub. (2r) (b) shall give~~ Give preference in awarding contracts for the operation of charter schools to those charter schools that serve children at risk, as defined in s. 118.153 (1) (a).

SECTION 3288. 118.40 (3) (e) of the statutes is renumbered 118.40 (3m) (a) 2. and amended to read:

118.40 **(3m)** (a) 2. When ~~establishing or~~ contracting for the establishment of a charter school under this section, ~~a school board or entity specified under sub. (2r)~~

~~(b) shall consider~~ adhere to the principles and standards for quality charter schools established by the National Association of Charter School Authorizers.

SECTION 3289. 118.40 (3) (f) of the statutes is created to read:

118.40 **(3)** (f) A contract with a school board or an entity under sub. (2r) (b) may provide for the establishment of more than one charter school, and a charter school

governing board may enter into more than one contract with a school board or entity under sub. (2r) (b).

SECTION 3290. 118.40 (3) (g) of the statutes is created to read:

118.40 **(3)** (g) 1. Except as provided in subds. 2. and 3. and sub. (4) (ar) 1., a contract with a school board or an entity under sub. (2r) (b) shall require that if the capacity of the charter school is insufficient to accept all pupils who apply, the charter school shall accept pupils at random.

2. A charter school shall give preference in enrollment to pupils who were enrolled in the charter school in the previous school year and to siblings of pupils who are enrolled in the charter school.

3. A charter school may give preference in enrollment to the children of the charter school's founders, governing board members, and full-time employees, but the total number of such children given preference may constitute no more than 10 percent of the charter school's total enrollment.

SECTION 3291. 118.40 (3m) (title) and (a) (intro.) of the statutes are created to read:

118.40 **(3m)** (title) AUTHORIZING ENTITY DUTIES. (a) (intro.) A school board or entity under sub. (2r) (b) shall do all of the following:

SECTION 3292. 118.40 (3m) (a) 1. and 4. to 6. of the statutes are created to read:

118.40 **(3m)** (a) 1. Solicit and evaluate charter school applications.

---

4. Approve only high-quality charter school applications that meet identified educational needs and promote a diversity of educational choices.

5. In accordance with the terms of each charter school contract, monitor the performance and compliance with this section of each charter school with which it contracts.

6. Annually, submit to the state superintendent and to the legislature under s. 13.172 (2) a report that includes all of the following:

a. An identification of each charter school operating under contract with it, each charter school that operated under a contract with it but had its contract nonrenewed or revoked or that closed, and each charter school under contract with it that has not yet begun to operate.

b. The academic and financial performance of each charter school operated under contract with it.

c. The operating costs of the school board or entity under sub. (2r) (b) incurred under subds. 1. to 5., detailed in an audited financial statement prepared in accordance with generally accepted accounting principles.

d. The services the school board or entity under sub. (2r) (b) has provided to the charter schools under contract with it and an itemized accounting of the cost of the services.

SECTION 3293. 118.40 (3m) (b) of the statutes is created to read:

118.40 **(3m)** (b) An organization or consortium approved by the charter school oversight board under sub. (2r) (bm) annually shall submit a report to the charter school oversight board that includes all the information specified in par. (a) 6.

SECTION 3294. 118.40 (4) (title) of the statutes is amended to read:

118.40 **(4)** (title) CHARTER SCHOOL GOVERNING BOARD; DUTIES, POWERS, AND RESTRICTIONS.

SECTION 3295. 118.40 (4) (a) of the statutes is renumbered 118.40 (4) (ar), and 118.40 (4) (ar) (intro.), as renumbered, is amended to read:

118.40 **(4)** (ar) *Duties.* (intro.) A charter school governing board shall do all of the following:

SECTION 3296. 118.40 (4) (ag) of the statutes is created to read:

118.40 **(4)** (ag) *Governing board.* Each charter school shall be governed by a governing board that is a party to the contract with the authorizing entity. No more than a minority of the governing board's members may be employees of the charter school or employees or officers of the school district in which the charter school is located.

SECTION 3297. 118.40 (4) (b) (intro.) of the statutes is amended to read:

118.40 **(4)** (b) *Restrictions.* (intro.) A charter school governing board may not do any of the following:

SECTION 3298. 118.40 (4) (b) 2. of the statutes is amended to read:

118.40 **(4)** (b) 2. Except as provided in ~~par. (c)~~ sub. (3) (h), discriminate in admission or deny participation in any program or activity on the basis of a person's sex, race, religion, national origin, ancestry, pregnancy, marital or parental status, sexual orientation or physical, mental, emotional or learning disability.

SECTION 3299. 118.40 (4) (c) of the statutes is renumbered 118.40 (3) (h) and amended to read:

118.40 **(3)** (h) ~~*Single-sex schools and courses.*~~ A school board ~~may enter into a contract for,~~ and an entity under sub. (2r) may ~~establish or enter into a contract for, the establishment of~~ establish a charter school that enrolls only one sex or that provides one or more courses that enroll only one sex if the school board or entity under sub. (2r) makes available to the opposite sex, under the same policies and

criteria of admission, schools or courses that are comparable to each such school or course.

SECTION 3300. 118.40 (4) (d) of the statutes is created to read:

118.40 **(4)** (d) *Powers.* Subject to the terms of its contract, a charter school governing board has all the powers necessary to carry out the terms of its contract, including all of the following:

1. To receive and disburse funds for school purposes.

2. To secure appropriate insurance.

3. To enter into contracts, including contracts with a University of Wisconsin institution or college campus, technical college district board, or private college or university, for technical or financial assistance, academic support, curriculum review, or other services.

4. To incur debt in reasonable anticipation of the receipt of funds.

5. To pledge, assign, or encumber its assets to be used as collateral for loans or extensions of credit.

6. To solicit and accept gifts or grants for school purposes.

7. To acquire real property for its use.

8. To sue and be sued in its own name.

SECTION 3301. 118.40 (7) (am) 2. of the statutes is amended to read:

118.40 **(7)** (am) 2. A charter school established under sub. (2r) or a private school located in the school district operating under ch. 119 that is converted to a charter school is not an instrumentality of any school district and no school board may employ any personnel for the charter school. If the chancellor of the University of Wisconsin-Parkside contracts for the establishment of a charter school under sub. (2r), the board of regents of the University of Wisconsin System Authority may employ instructional staff for the charter school.

SECTION 3302. 118.43 (1) (b) of the statutes is amended to read:

118.43 **(1)** (b) "Low income" means ~~the measure of low income that is used by the school district under 20 USC 2723~~ pupils who satisfy the income eligibility criteria 42 USC 1758 (b) (1).

SECTION 3303. 118.50 of the statutes is created to read:

118.50Whole grade sharing. (1)AGREEMENT. The school boards of 2 or more school districts may enter into a whole grade sharing agreement that provides for all or a substantial portion of the pupils enrolled in one or more grades in any of the school districts to attend school in one or more of the other school districts for all or a substantial portion of a school day. School boards shall include in a whole grade sharing agreement all of the following:

(a) The term of the agreement and the date by which each school board must notify the other participating school boards of its intent to renew the agreement.

(b) The grade levels in each school district that are subject to the agreement.

(c) The annual amount that the school board of a pupil's resident school district pays to the school board of the school district that the pupil attends under the agreement.

(d) Which school board grants diplomas to pupils who, under the agreement, graduate from high school in a school district other than the pupil's resident school district.

(e) Which school board is responsible for pupil records, as defined in s. 118.125 (1) (d), for pupils, who under the agreement, attend school in a school district other than the pupil's resident school district.

(2)PROCEDURE. (a) A school board may not enter into, extend, or renew a whole grade sharing agreement after February 1 of the school year preceding the school year in which the agreement, extension, or renewal takes effect.

(b) At least 90 days before entering into, extending, or renewing a whole grade sharing agreement, the school board shall adopt a resolution stating its intention to do so. Within 10 days after adoption of the resolution, the school district clerk shall publish notice of the adoption of the resolution as a class 1 notice under ch. 985 in a newspaper published in the school district or post a notice of the adoption of the resolution as provided in s. 10.05.

(c) Within 30 days after publication or posting, a petition signed by at least 20 percent of the electors residing in the school district may be filed with the school board requesting a feasibility study of the agreement. Upon receiving the petition, the school board shall contract with an organization approved by the department to conduct the feasibility study. If a feasibility study is required under this paragraph, the school board may not enter into, extend, or renew a whole grade sharing agreement until it receives the results of the study. The school board shall post the results of the feasibility study on the school district's Internet site.

(d) At least 30 days before entering into, extending, or renewing a whole grade sharing agreement, the school board shall hold a public hearing in the school district at which the proposed agreement is described and at which any school district elector may comment on the proposed agreement. Two or more school boards that will be parties to the agreement may hold a joint public hearing in one of the school districts.

---

(3)TRANSPORTATION. (a) In addition to the requirements under sub. (1), a whole grade sharing agreement shall specify which school board is responsible for transporting pupils to and from the school they are attending under the agreement.

(b) A whole grade sharing agreement may also specify which school board may provide transportation for pupils attending summer classes under the agreement.

(c) If, under a whole grade sharing agreement, a school board provides transportation for fewer than all pupils, there shall be reasonable uniformity in the minimum and maximum distances pupils are transported.

(4)ATTENDANCE AREAS. If a school board enters into a whole grade sharing agreement that designates more than one school district for the attendance of its pupils, the school board shall establish attendance areas within the school district for determining the school districts of attendance of the pupils.

(5)RIGHTS AND PRIVILEGES OF NONRESIDENT PUPILS; PARTICIPATION IN PROGRAMS.

(a) Except as provided in s. 118.134 (3m), a pupil attending a public school in a nonresident school district under this section has all of the rights and privileges of pupils residing in that school district and is subject to the same rules and regulations as pupils residing in that school district.

(b) A pupil attending a public school in a nonresident school district under this section is considered a resident of the nonresident school district for the purposes of participating in programs of a cooperative educational service agency or a county children with disabilities education board.

(6)FULL-TIME ENROLLMENT IN NONRESIDENT DISTRICT. If a whole grade sharing agreement provides for a pupil to attend a grade in a nonresident school district, the pupil may not attend that grade in the nonresident school district under s. 118.51.

---

(7)SCHOOL DISTRICT REORGANIZATION. A whole grade sharing agreement entered into under this section is not an order of school district reorganization under ch. 117.

SECTION 3304. 118.51 (1) (a) of the statutes is renumbered 118.51 (1) (ag).

SECTION 3305. 118.51 (1) (ad) of the statutes is created to read:

118.51 **(1)** (ad) "Charter school" excludes a school under contract with an entity under s. 118.40 (2r) (b).

SECTION 3306. 118.51 (2) of the statutes is amended to read:

118.51 **(2)**APPLICABILITY. ~~A~~ Except as provided in s. 118.50 (6), a pupil may attend a public school, including a charter school, prekindergarten, 4-year-old kindergarten, or early childhood or school-operated child care program, in a nonresident school district under this section, except that a pupil may attend a prekindergarten, 4-year-old kindergarten, or early childhood or school-operated child care program in a nonresident school district only if the pupil's resident school district offers the same type of program that the pupil wishes to attend and the pupil is eligible to attend that program in his or her resident school district.

SECTION 3307. 118.51 (14) (b) of the statutes is amended to read:

118.51 **(14)** (b) *Low-income assistance.* The parent of a pupil who ~~is eligible~~ satisfies the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1) and who will be attending public school in a nonresident school district in the following school year under this section may apply to the department, on the form prepared under sub. (15) (a), for the reimbursement of costs incurred by the parent for the transportation of the pupil to and from the pupil's residence and the school that the pupil will be attending. The department shall determine the reimbursement amount and shall pay the amount from the appropriation under s. 20.255 (2) (cy). The reimbursement amount may not exceed the actual

transportation costs incurred by the parent or 3 times the statewide average per pupil transportation costs, whichever is less. If the appropriation under s. 20.255 (2) (cy) in any one year is insufficient to pay the full amount of approved claims under this paragraph, payments shall be prorated among the parents entitled thereto. By the 2nd Friday following the first Monday in May following receipt of the parent's application under sub. (3) (a), the department shall provide to each parent requesting reimbursement under this paragraph an estimate of the amount of reimbursement that the parent will receive if the pupil attends public school in the nonresident school district in the following school year.

SECTION 3308. 118.51 (16) (a) 1m. of the statutes is created to read:

118.51 **(16)** (a) 1m. For the amount in the 2015-16 and 2016-17 school years, the amount determined under subd. 3. a. for the 2014-15 school year.

SECTION 3309. 118.51 (16) (a) 3. b. of the statutes is amended to read:

118.51 **(16)** (a) 3. b. Beginning with the amount in the ~~2015-16~~ 2017-18 school year, the sum of the amount determined under this subdivision for the previous school year; the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school year, if positive; and the change in the amount of statewide categorical aid per pupil between the previous school year and the current school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

SECTION 3310. 118.52 (11) (b) of the statutes is amended to read:

118.52 **(11)** (b) *Low-income assistance.* The parent of a pupil who is attending a course at an educational institution under this section may apply to the department for reimbursement of the costs incurred by the parent for the transportation of the pupil to and from the pupil's residence or school in which the pupil is enrolled and the educational institution that the pupil is attending for the

course if the pupil and parent are unable to pay the cost of such transportation. The department shall determine the reimbursement amount and shall pay the amount from the appropriation under s. 20.255 (2) (cy). The department shall give

preference
under this paragraph to those pupils who ~~are eligible~~ satisfy the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

SECTION 3311. 118.55 (7g) of the statutes is amended to read:

118.55 **(7g)** TRANSPORTATION. The parent or guardian of a pupil who is attending an institution of higher education or technical college under this section and is taking a course for high school credit may apply to the state superintendent for reimbursement of the cost of transporting the pupil between the high school in which the pupil is enrolled and the institution of higher education or technical college
that the pupil is attending if the pupil and the pupil's parent or guardian are unable
to pay the cost of such transportation. The state superintendent shall determine the
reimbursement amount and shall pay the amount from the appropriation under s. 20.255 (2) (cw). The state superintendent shall give preference under this subsection
to those pupils who ~~are eligible~~ satisfy the income eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

SECTION 3312. 118.57 of the statutes is created to read:

118.57Notice of educational options; review report grade; pupil assessments.(1) Annually, by January 31, each school board shall publish as a class 1 notice, under ch. 985, and post on its Internet site a description of the educational options available to the child, including public schools, private schools participating in a parental choice program, charter schools, virtual schools, full-time
open enrollment, youth options, and course options.

---

(2) The school board shall include in the notice under sub. (1) and in the letter sent under sub. (1) the most recent grade level assigned under s. 115.385 (2) to each
school within the school district boundaries, including charter schools established under s. 118.40 (2r) and private schools participating in a parental choice program under s. 118.60 or 119.23. The letter sent by the school board shall inform parents that the full school and school district accountability report is available on the school
board's Internet site.

SECTION 3313. 118.60 (1) (b) of the statutes is repealed.

SECTION 3314. 118.60 (1) (e) of the statutes is repealed.

SECTION 3315. 118.60 (1) (f) of the statutes is repealed.

SECTION 3316. 118.60 (2) (a) (intro.) of the statutes is amended to read:

118.60 **(2)** (a) (intro.) Subject to pars. (ag) and (ar), any pupil in grades kindergarten to 12 who resides within an eligible school district may attend any private school under this section and, subject to pars. (ag), (ar), ~~(be),~~ (bm), and (bs), any pupil in grades kindergarten to 12 who resides in a school district, other than an eligible school district or a 1st class city school district, may attend any private school under this section if all of the following apply:

SECTION 3317. 118.60 (2) (a) 1. a. of the statutes is amended to read:

118.60 **(2)** (a) 1. a. Except as provided in par. (bm), 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~~ Except as provided in subd. 1. c., the family income of the pupil shall be verified 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.

SECTION 3318. 118.60 (2) (a) 1. c. of the statutes is created to read:

118.60 **(2)** (a) 1. c. The family income of a pupil does not need to be verified under subd. 1. b. for a pupil who resided in a school district other than an eligible school district or a 1st class city school district in a school year, attended a participating private school in a school district other than an eligible school district or a 1st class city school district under the program under this section in that school year, and applies to attend a participating private school in any other school district in the school year immediately following that school year.

SECTION 3319. 118.60 (2) (a) 2m. of the statutes is created to read:

118.60 **(2)** (a) 2m. For a pupil who resides in a school district, other than an eligible school district or a 1st class city school district, that begins participating in the program under this section in the 2015-16 school year or any school year thereafter, the pupil satisfies one or more of the following:

a. The pupil was enrolled in a public school in the school district in which the pupil resides during 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 kindergarten, first grade, or 9th grade in a private school participating in the program under this section.

SECTION 3320. 118.60 (2) (a) 3. a. of the statutes is amended to read:

118.60 **(2)** (a) 3. a. Except as provided in subd. 3. b. and c. and ~~sub. (2)~~ par. (ag) 1., the private school notified the state superintendent of its intent to participate in the program under this section or in the program under s. 119.23, and paid the nonrefundable fee, set by the department as required under s. 119.23 (2) (a) 3., by ~~February 1~~ January 10 of the previous school year. The notice shall specify the number of pupils participating in the program under this section and in the

program under s. 119.23 for which the school has space.

SECTION 3321. 118.60 (2) (a) 6. a. of the statutes is amended to read:

118.60 **(2)** (a) 6. a. Except as provided in subd. 6. c. and d., all of the private school's teachers have a teaching license issued by the department or a bachelor's degree or a degree or educational credential higher than a bachelor's degree, including a masters or doctorate, from an accredited institution of higher education.

SECTION 3322. 118.60 (2) (a) 6. b. of the statutes is amended to read:

118.60 **(2)** (a) 6. b. All of the private school's administrators have at least a bachelor's degree from an accredited institution of higher education or a teaching license or administrator's license issued by the department.

SECTION 3323. 118.60 (2) (be) of the statutes is repealed.

SECTION 3324. 118.60 (3) (a) (intro.) and 1. (intro.) of the statutes are consolidated, renumbered 118.60 (3) (a) (intro.) and amended to read:

118.60 **(3)** (a) (intro.) 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. ~~Subject to pars. (ag) and (ar), a~~ A private school may reject an applicant only if it has reached its maximum general capacity or seating capacity. ~~Except as provided in pars. (ag) and (ar), the~~ The state superintendent shall ensure that the private school determines which pupils to accept on a random basis, except that~~: 1. The~~ the private school may give preference to the following in accepting applications ~~to any of the following~~, in the order of preference listed:

SECTION 3325. 118.60 (3) (a) 1. a. to c. and 2. of the statutes are repealed.

SECTION 3326. 118.60 (3) (a) 1m., 2m., 3., 4. and 5. of the statutes are created to read:

118.60 **(3)** (a) 1m. Pupils who attended the private school under this section during the previous school year.

2m. Siblings of pupils described in subd. 1m.

3. Pupils who attended a different private school under this section or s. 119.23 during the previous school year.

4. Siblings of pupils described under subd. 3.

5. Siblings of those pupils who have been randomly accepted to attend the private school under this section and who did not attend a private school under this section or s. 119.23 during the previous school year.

SECTION 3327. 118.60 (3) (ag) of the statutes is repealed.

SECTION 3328. 118.60 (3) (ar) of the statutes is repealed.

SECTION 3329. 118.60 (3) (c) of the statutes is amended to read:

118.60 **(3)** (c) If a participating private school rejects an applicant who resides in a school district, other than an eligible school district or a 1st class city school district, because the private school has too few available spaces, the applicant may transfer his or her application to a participating private school that has space available. An applicant rejected under this paragraph may, subject to sub. (2) ~~(bc)~~ ~~and~~ (bm), be admitted to a private school participating in the program under this section for the following school year.

SECTION 3330. 118.60 (3) (d) of the statutes is created to read:

118.60 **(3)** (d) By the 3rd Friday in September, a pupil or a pupil's parent or guardian shall notify, using a form provided by the department, the department that the pupil is currently participating in the program under this section. The form provided by the department under this paragraph shall require a pupil or a pupil's parent or guardian to indicate the school year during which the pupil first began participating in the program under this section.

SECTION 3331. 118.60 (4) (a) of the statutes is amended to read:

118.60 **(4)** (a) Annually, on or before October ~~15~~ 1, 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~~ attendance for each day of summer school for the purpose of sub. (4m).

SECTION 3332. 118.60 (4) (bg) 2m. of the statutes is created to read:

118.60 **(4)** (bg) 2m. Except as provided in subd. 4. and subject to subd. 6., in the 2015-16 and 2016-17 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 either of $7,210, if the pupil is enrolled in a grade from kindergarten to 8, or of $7,856, if the pupil is enrolled in a grade from 9 to 12.

SECTION 3333. 118.60 (4) (bg) 3. (intro.) and 118.60 (4) (bg) 3. b. of the statutes are consolidated, renumbered 118.60 (4) (bg) 3. and amended to read:

118.60 **(4)** (bg) 3. ~~In~~ Subject to subd. 6., in the ~~2015-16~~ 2017-18 school year and in each school year thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, except as provided in subd. 5., 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), ~~the lesser of the following: b. Except as provided in subd. 5.,~~ an amount equal to the sum of the maximum amount per pupil the state superintendent paid a private school under this section in the previous school year for the grade in which the pupil is enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if positive; and the change in the amount of statewide categorical aid per pupil between the previous school year and the current school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

SECTION 3334. 118.60 (4) (bg) 3. a. of the statutes is repealed.

SECTION 3335. 118.60 (4) (bg) 5. (intro.) of the statutes is amended to read:

118.60 **(4)** (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private school that enrolls pupils under the program in any grade between kindergarten to 8 and also in any grade between 9 to 12, the state superintendent shall substitute for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to d., with the following modifications:

SECTION 3336. 118.60 (4) (bg) 6. of the statutes is created to read:

118.60 **(4)** (bg) 6. This paragraph applies only to pupils who participated in the program under this section before the 2015-16 school year.

SECTION 3337. 118.60 (4) (bk) of the statutes is created to read:

118.60 **(4)** (bk) 1. In this paragraph, "incoming choice pupil" means a pupil who begins participating in the program under this section in the 2015-16 school year or any school year thereafter who is enrolled in a private school under this section during the school term.

2. For an incoming choice pupil, 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) (ac), the amount determined by the state superintendent as follows:

a. Identify each school district in which an incoming choice pupil resides.

b. For each school district identified under subd. 2. a., calculate that school district's per pupil equalization aid by dividing the total amount of state aid that the school district is eligible to receive under s. 121.08 after making the reduction

under s. 121.08 (4) (a) but before making the reduction under s. 121.08 (4) (c) by the school district's membership that was used to calculate the state aid under s. 121.08.

c. For each school district identified under subd. 2. a., multiply the school district's per pupil equalization aid calculated under subd. 2. b. by the number of incoming choice pupils residing in the school district.

d. Add together all of the amounts determined under subd. 2. c. for school districts identified under subd. 2. a.

e. Divide the amount determined under subd. 2. d. by the total number of incoming choice pupils.

3. By October 15, using the most accurate data available, the state superintendent shall calculate the per pupil amount under subd. 2. for the current school year. Any adjustments to that calculation shall be made by increasing or decreasing the payment to a participating private school made in September of the following school year. If the private school is not participating in the program under this section in September of the following school year, the department shall make any adjustments to the calculation by making a separate payment to the private school or if the adjustment is a decrease, the private school shall refund the department for any overpayment it received under this subsection or sub. (4m).

SECTION 3338. 118.60 (4) (c) of the statutes is renumbered 118.60 (4) (c) 1. and amended to read:

118.60 **(4)** (c) 1. ~~The~~ Subject to subd. 2., 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.

SECTION 3339. 118.60 (4) (c) 2. of the statutes is created to read:

118.60 **(4)** (c) 2. Beginning with payments for the 2016-17 school year, the portion of the September payment that is for a pupil under par. (bk) shall be based on the per pupil payment under par. (bk) in the previous school year. Any adjustment to ensure that a participating private school receives the total amount due under this section for pupil payments under par. (bk) shall be made by increasing or decreasing the amount paid in May of the current school year.

SECTION 3340. 118.60 (4) (d) of the statutes is repealed.

SECTION 3341. 118.60 (4m) (a) (intro.) of the statutes is renumbered 118.60 (4m) (a) 1m. (intro.) and amended to read:

118.60 **(4m)** (a) 1m. (intro.) In addition to the payment under sub. (4), the state superintendent shall, subject to par. (b), pay to each private school participating in the program under this section, on behalf of the parent or guardian of each pupil attending summer school in the private school under this section during a summer and in the manner described in sub. (4) (c), from the appropriation under s. 20.255 (2) (fr), an amount determined as follows:

SECTION 3342. 118.60 (4m) (a) 1. of the statutes is renumbered 118.60 (4m) (a) 1m. a.

SECTION 3343. 118.60 (4m) (a) 2. of the statutes is renumbered 118.60 (4m) (a) 1m. b. and amended to read:

118.60 **(4m)** (a) 1m. b. Multiply the amount under subd. ~~1.~~ 1m. a. by 0.05.

SECTION 3344. 118.60 (4m) (a) 2m. of the statutes is created to read:

118.60 **(4m)** (a) 2m. This paragraph applies only to pupils who participated in the program under this section before the 2015-16 school year.

SECTION 3345. 118.60 (4m) (am) of the statutes is created to read:

118.60 **(4m)** (am) For a pupil who begins participating in the program under this section in the 2015-16 school year or any school year thereafter, in addition to the payment under sub. (4) and subject to par. (b), the state superintendent shall pay to the private school participating in the program under this section that the pupil attends during a summer in the manner described in sub. (4) (c), on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (ac), an amount determined as follows:

1. Determine the amount that would have been paid under sub. (4) (bk) in the immediately preceding school term.

2. Multiply the amount under subd. 1. by 0.05.

SECTION 3346. 118.60 (4m) (b) (intro.) of the statutes is amended to read:

118.60 **(4m)** (b) (intro.) A participating private school may receive a per pupil payment under par. (a) or (am) if all of the following are satisfied:

SECTION 3347. 118.60 (4m) (b) 3. of the statutes is amended to read:

118.60 **(4m)** (b) 3. Each pupil for whom the private school seeks a payment under par. (a) or (am) attends no fewer than 15 days of summer instruction at the private school during that summer.

SECTION 3348. 118.60 (4r) (intro.) of the statutes is renumbered 118.60 (4r) (am) (intro.) and amended to read:

118.60 **(4r)** (am) (intro.) 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 of the school district within which the pupil resides, from the appropriation under s. 20.255 (2) (fv), the amount determined, for each pupil who participated in the program under this section before the 2015-16 school year who had been attending the private school under this section in that school year and who enrolls in the school district within which the pupil resides in that school year, as follows:

SECTION 3349. 118.60 (4r) (a) of the statutes is renumbered 118.60 (4r) (am) 1.

SECTION 3350. 118.60 (4r) (b) of the statutes is renumbered 118.60 (4r) (am) 2. and amended to read:

118.60 **(4r)** (am) 2. Multiply the product under ~~par. (a)~~ subd. 1. by 0.25.

SECTION 3351. 118.60 (4r) (bm) of the statutes is created to read:

118.60 **(4r)** (bm) 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 of the school district within which the pupil resides, from the appropriation under s. 20.255 (2) (ac), the amount determined, for each pupil who participated in the program under this section beginning in the 2015-16 school year or any school year thereafter who had been attending the private school under this section in that school year and who enrolls in the school district within which the pupil resides in that school year, as follows:

1. Multiply the amount determined under sub. (4) (bk) by 0.667.

2. Multiply the product under subd. 1. by 0.25.

SECTION 3352. 118.60 (6m) (b) 1. of the statutes is amended to read:

118.60 **(6m)** (b) 1. The number of pupils attending the private school under this section in the previous school year who began participating in the program under this section in the 2015-16 school year or any school year thereafter and the number of pupils attending the private school under this section in the previous school year who began participating in the program under this section before the 2015-16 school year.

SECTION 3353. 118.60 (6m) (b) 3. (intro.) and d. of the statutes are consolidated, renumbered 118.60 (6m) (b) 3. and amended to read:

118.60 **(6m)** (b) 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: d. To~~ to the extent permitted under 20 USC 1232g and 43 CFR part 99, pupil scores on all standardized tests administered under ~~sub. (7) (c)~~ s. 118.30 (1t).

SECTION 3354. 118.60 (6m) (b) 3. a. to c. of the statutes are repealed.

SECTION 3355. 118.60 (7) (am) 1. of the statutes is amended to read:

118.60 **(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) (bg). 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 audit shall be prepared in accordance with generally accepted accounting principles, as modified by the department. The audit shall include a calculation of the private school's net eligible educational programming costs and a calculation of the balance of the private school's fund for future educational programming costs. 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. If a private school participating in the program under this section also accepts pupils under s. 119.23, the private school may submit one comprehensive financial audit to satisfy the requirements of this subdivision and s. 119.23 (7) (am) 1. The private school shall include in the comprehensive financial audit the information specified under s. 119.23 (7) (am) 1.

SECTION 3356. 118.60 (7) (e) of the statutes is amended to read:

118.60 **(7)** (e) Each private school participating in the program under this section shall administer the examinations required under s. 118.30 (1t) or examinations permitted under s. 118.301 (3) to pupils attending the school under the program. The private school may administer additional standardized tests to such pupils.

SECTION 3357. 118.60 (8) of the statutes is repealed.

SECTION 3358. 118.60 (10) (a) 3. of the statutes is amended to read:

118.60 **(10)** (a) 3. Failed to refund to the state any overpayment made under s. 118.60 (4) ~~(b), 2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) (bg)~~ or (4m) by the date specified by department rule.

SECTION 3359. 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, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 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, 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56, 120.12 (2m), (4m), (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), 120.137, 120.14, 120.21 (3), and 120.25 are applicable to a 1st class city school district and board.

SECTION 3360. 119.23 (1) (ah) of the statutes is repealed.

SECTION 3361. 119.23 (1) (b) of the statutes is repealed.

SECTION 3362. 119.23 (1) (c) of the statutes is repealed.

SECTION 3363. 119.23 (2) (a) 1. a. of the statutes is 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 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~~ Except as provided in subd. 1. d., the family income of the pupil shall be verified as provided in subd. 1. b. A pupil attending a private school under this section whose family income increases, including a pupil who attended a private school under this section in the 2010-11 school year and whose family income has increased, may continue to attend a private school under this section.

SECTION 3364. 119.23 (2) (a) 1. d. of the statutes is created to read:

119.23 **(2)** (a) 1. d. In this subd. 1. d., "eligible school district" has the meaning given in s. 118.60 (1) (am). The family income of a pupil does not need to be verified under subd. 1. b. for a pupil who resided in a school district other than an eligible school district and other than the school district operating under this chapter in a school year, attended a participating private school under the program under s. 118.60 in a school district other than an eligible school district in that school year, and applies to attend a participating private school in the program under this section in the school year immediately following that school year.

SECTION 3365. 119.23 (2) (a) 3. of the statutes is amended to read:

119.23 **(2)** (a) 3. Except as provided in ~~sub. (2)~~ par. (ag) 1., the private school notified the state superintendent of its intent to participate in the program under this section or in the program under s. 118.60, and paid the nonrefundable annual fee set by the department, by ~~February 1~~ January 10 of the previous school year. The notice shall specify the number of pupils participating in the program under this

section and in the program under s. 118.60 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 private schools under sub. (7) (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

SECTION 3366. 119.23 (2) (a) 6. a. of the statutes is amended to read:

119.23 **(2)** (a) 6. a. Except as provided in subd. 6. c., all of the private school's teachers have a teaching license issued by the department or a bachelor's degree or a degree or educational credential higher than a bachelor's degree, including a masters or doctorate, from an accredited institution of higher education.

SECTION 3367. 119.23 (2) (a) 6. b. of the statutes is amended to read:

119.23 **(2)** (a) 6. b. All of the private school's administrators have at least a bachelor's degree from an accredited institution of higher education or a teaching license or administrator's license issued by the department.

SECTION 3368. 119.23 (3) (a) (intro.) of the statutes is amended to read:

119.23 **(3)** (a) (intro.) 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 to the following in accepting applications ~~to any of the following~~, in order of preference listed:

SECTION 3369. 119.23 (3) (a) 1. of the statutes is amended to read:

119.23 **(3)** (a) 1. Pupils who attended the private school under this section during the previous school year ~~prior to the school year for which the application is being made~~.

SECTION 3370. 119.23 (3) (a) 2. of the statutes is amended to read:

119.23 **(3)** (a) 2. Siblings of pupils ~~who attended the private school during the school year prior to the school year for which the application is being made and to siblings of pupils who have been accepted to the private school for the school year for which the application is being made~~ described in subd. 1.

SECTION 3371. 119.23 (3) (a) 3. of the statutes is amended to read:

119.23 **(3)** (a) 3. Pupils who attended ~~another~~ a different private school under

this section or s. 118.60 during the previous school year ~~prior to the school year for which the application is being made~~.

SECTION 3372. 119.23 (3) (a) 4. of the statutes is created to read:

119.23 **(3)** (a) 4. Siblings of pupils described in subd. 3.

SECTION 3373. 119.23 (3) (a) 5. of the statutes is created to read:

119.23 **(3)** (a) 5. Siblings of those pupils who have been randomly accepted to attend the private school under this section and who did not attend a private school under this section or s. 118.60 during the previous school year.

SECTION 3374. 119.23 (4) (a) of the statutes is amended to read:

119.23 **(4)** (a) Annually, on or before October ~~15~~ 1, 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~~ attendance for each day of summer school for the purpose of sub. (4m).

SECTION 3375. 119.23 (4) (bg) 2m. of the statutes is created to read:

119.23 **(4)** (bg) 2m. Except as provided in subd. 4., in the 2015-16 and 2016-17 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 either of $7,210, if the pupil is enrolled in a grade from kindergarten to 8, or of $7,856, if the pupil is enrolled in a grade from 9 to 12.

SECTION 3376. 119.23 (4) (bg) 3. (intro.) and 119.23 (4) (bg) 3. b. of the statutes are consolidated, renumbered 119.23 (4) (bg) 3. and amended to read:

119.23 **(4)** (bg) 3. In the ~~2015-16~~ 2017-18 school year and in each school year thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, except as provided in subd. 5., 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), ~~the lesser of the following: b. Except as provided in subd. 5.,~~ an amount equal to the sum of the maximum amount per pupil the state superintendent paid a private school under this section in the previous school year for the grade in which the pupil is enrolled; the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if positive; and the change in the amount of statewide categorical aid per pupil between the previous school year and the current school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

SECTION 3377. 119.23 (4) (bg) 3. a. of the statutes is repealed.

SECTION 3378. 119.23 (4) (bg) 5. (intro.) of the statutes is amended to read:

119.23 **(4)** (bg) 5. (intro.) If the pupil described in subd. 3. is enrolled in a private school that enrolls pupils under the program in any grade between kindergarten to 8 and also in any grade between 9 to 12, the state superintendent shall substitute for the amount described in subd. 3. ~~b.~~ the amount determined under subd. 4. a. to d., with the following modifications:

SECTION 3379. 119.23 (4) (d) of the statutes is repealed.

SECTION 3380. 119.23 (6m) (b) 3. (intro.) and d. of the statutes are consolidated, renumbered 119.23 (6m) (b) 3. and amended to read:

119.23 **(6m)** (b) 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: d. To~~ to the extent permitted under 20 USC 1232g and 43 CFR part 99, pupil scores on all standardized tests administered under ~~sub. (7) (c)~~ s. 118.30 (1s).

SECTION 3381. 119.23 (6m) (b) 3. a. to c. of the statutes are repealed.

SECTION 3382. 119.23 (7) (am) 1. of the statutes is 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) (bg). 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 audit shall be prepared in accordance with generally accepted accounting principles, as modified by the department. The audit shall include a calculation of the private school's net eligible educational programming costs and a calculation of the balance of the private school's fund for future educational programming costs. 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. If a private school participating in the program under this section also accepts pupils under s. 118.60, the private school may submit one comprehensive financial audit to satisfy the requirements of this subdivision and s. 118.60 (7) (am) 1. The private school shall include in the comprehensive financial audit the information specified under s. 118.60 (7) (am) 1.

SECTION 3383. 119.23 (7) (e) of the statutes is amended to read:

119.23 **(7)** (e) Each private school participating in the program under this section shall administer the examinations required under s. 118.30 (1s) or examinations permitted under s. 118.301 (3) to pupils attending the school under

the program. The private school may administer additional standardized tests to such pupils.

SECTION 3384. 119.23 (8) of the statutes is repealed.

SECTION 3385. 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. ~~16.287~~ 203.07 as managing underwriter of the notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to advise the city regarding any public sale of the notes.

SECTION 3386. 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. ~~16.287~~ 203.07 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. ~~16.287~~ 203.07 to advise the city regarding any public sale of the notes.

SECTION 3387. 119.71 (3) (a) of the statutes is amended to read:

119.71 **(3)** (a) Annually, the board shall spend at least $5,090,000 to expand its half-day 5-year-old kindergarten program to a full-day program, as provided under par. (b), and shall enroll in the expanded program only pupils who meet the income eligibility standards for a free lunch under 42 USC 1758 (b) (1). The board shall select pupils for the expanded program based on the order in which the pupils register for the program.

SECTION 3388. 120.12 (13) of the statutes is created to read:

120.12 **(13)** DECLARATION OF EDUCATIONAL STANDARDS. (a) Annually, prior to the beginning of the school term, notify the parents and guardians of pupils enrolled in the school district of the pupil academic standards, adopted under s. 118.30 (1g) (a) 1., that will be in effect for the school year.

(b) Annually, include as an item on the agenda of the first school board meeting of the school year a notice that clearly identifies the pupil academic standards

---

adopted by the school board under s. 118.30 (1g) (a) 1. that will be in effect for the school year.

SECTION 3389. 120.12 (22) of the statutes is amended to read:

120.12 **(22)** ADVANCED PLACEMENT EXAMINATIONS. Using federal, state, local, or private funds, pay the costs of advanced placement examinations taken by pupils enrolled in the school district who ~~are eligible~~ satisfy the income eligibility criteria for free or reduced-price lunches in the federal school lunch program under 42 USC 1758 (b) (1).

SECTION 3390. 120.13 (14) (a) of the statutes is amended to read:

120.13 **(14)** (a) Establish and provide or contract for the provision of child care programs for children. The school board may receive federal or state funds for this purpose. The school board may charge a fee for all or part of the cost of the service for participation in a child care program established under this subsection. Costs associated with a child care program under this subsection may not be included in shared costs under s. 121.07 (6). Child care programs established under this subsection shall meet the standards for licensed child care centers established by the department of children and families. If a school board proposes to contract for ~~or renew a contract for~~ the provision of a child care program under this subsection or if on July 1, 1996, a school board is a party to a contract for the provision of a child care program under this subsection, the school board shall refer the ~~contractor or~~ proposed contractor to the department of children and families for the criminal history and child abuse record search required under s. 48.685. Each school board shall provide the department of health services with information about each person who is denied a contract for a reason specified in s. 48.685 (4m) (a) 1. to 5.

SECTION 3391. 120.13 (27m) of the statutes is amended to read:

120.13 **(27m)** TRANSPORTATION OF INDIGENT PUPILS. Provide transportation to and from school for indigent pupils who reside in the school district and who are not required to be transported under s. 121.54. In this subsection, "indigent pupils" means pupils who ~~are eligible~~ satisfy the income eligibility criteria for free lunches or reduced-price lunches under 42 USC 1758 (b) (1) or who are members of a Wisconsin works group, as defined in s. 49.141 (1) (s), with a member who is participating in Wisconsin works under s. 49.147 (3) to (5) or any combination thereof, as determined by the school board. If a school board determines to provide transportation under this subsection, there shall be reasonable uniformity in the transportation furnished such pupils whether they attend public or private schools. The cost of transporting pupils under this subsection may not be included in the school district's shared cost under s. 121.07 (6) (a).

SECTION 3392. 121.004 (5) of the statutes is amended to read:

121.004 **(5)** MEMBERSHIP. ~~"Membership"~~ Except as provided in s. 121.07 (2), "membership" for any school district is the sum of pupils enrolled as reported under s. 121.05 (1) or (2), as appropriate, and the summer average daily membership equivalent for those academic summer classes, interim session classes, and

laboratory periods approved for necessary academic purposes under s. 121.14 (1) (a) 1. and 2. and those online classes described in s. 121.14 (1) (a) 3.

SECTION 3393. 121.02 (1) (L) 3. of the statutes is amended to read:

121.02 **(1)** (L) 3. In grades 9 to 12, provide access to an educational program that enables pupils each year to study English, social studies, mathematics, science, vocational education, foreign language, physical education, art and music. In this subdivision, "access" means an opportunity to study through school district course offerings, independent study, cooperative educational service agencies , or

---

cooperative arrangements between school boards or between school boards and postsecondary educational institutions.

SECTION 3394. 121.05 (1) (a) 11. of the statutes is amended to read:

121.05 **(1)** (a) 11. Pupils residing in the school district but attending a public school in another school district under s. 118.50, 118.51, 121.84 (4), or 121.85 (3) (a).

SECTION 3395. 121.07 (2) of the statutes is created to read:

121.07 **(2)**MEMBERSHIP. For purposes of computing the amount of state aid paid under s. 121.08, beginning with state aid paid for the 2016-17 school year, "membership" means the membership, as defined in s. 121.004 (5), of the school district in the previous school year plus the number of pupils residing in the school district who are attending a private school under s. 118.60 in the current school year and did not participate in the program under s. 118.60 before the 2015-16 school year, as reported under s. 118.60 (3) (d).

SECTION 3396. 121.08 (4) (c) of the statutes is created to read:

121.08 **(4)** (c) The amount of state aid that a school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall be reduced by an amount determined as follows:

1. Divide the amount of state aid that the school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac), calculated after the reduction under par. (a) is made, by the school district's membership.

2. Multiply the quotient under subd. 1. by the number of pupils residing in the school district for whom the department is required to make a payment under s. 118.60 (4) (bk).

---

3. Add to the product under subd. 2. the total amount paid in the previous school year under s. 118.60 (4m) (am) for pupils who resided in the school district while attending a private school during the summer of the previous year.

SECTION 3397. 121.105 (4) of the statutes is created to read:

121.105 **(4)** (a) In the school year in which a whole grade sharing agreement under s. 118.50 takes effect and in each of the subsequent 4 school years, the department shall pay additional aid to each school district that is participating in the agreement to ensure that the school district receives no less state aid than the amount of state aid to which the school district was eligible in the school year prior to the school year in which the whole grade sharing agreement took effect. In the 5th school year following the school year in which a whole grade sharing agreement takes effect, the department shall pay additional aid to each school district that is participating in the whole grade sharing agreement in an amount that is equal to 66 percent of the payment that the school district received under this subsection in the prior school year. In the 6th school year following the school year in which the whole grade sharing agreement takes effect, the department shall pay to each school district that is participating in the whole grade sharing agreement an amount that is equal to 33 percent of the payment that the school district received in the 4th school year following the school year in which the whole grade sharing agreement took effect. The department shall pay additional aid under this paragraph from the appropriation under s. 20.255 (2) (ac).

SECTION 3398. 121.136 (2) (a) of the statutes is amended to read:

121.136 **(2)** (a) In the 2009-10 school year and annually thereafter, the department shall pay additional state aid to a school district if at least 50 percent of the district's enrollment on the 3rd Friday of September in the immediately preceding even-numbered year, as rounded to the nearest whole percentage point, ~~was eligible~~ satisfied the income eligibility criteria for a free or reduced-price lunch in the federal school lunch program under 42 USC 1758 (b) (1).

SECTION 3399. 121.53 (3) (c) of the statutes is amended to read:

121.53 **(3)** (c) When the school bus is used as specified in s. 340.01 (56) (am) for the purpose of transporting ~~elderly~~ seniors or ~~disabled persons~~ individuals with disabilities in connection with a transportation assistance program for such persons.

SECTION 3400. 121.58 (1) of the statutes is renumbered 121.58 (1) (a).

SECTION 3401. 121.58 (1) (b) of the statutes is created to read:

121.58 **(1)** (b) Annually, by the time the department prescribes under s. 120.18, an operator of a charter school authorized under s. 118.40 (2r) that provides transportation to and from the charter school shall provide a report to the department that includes the number of pupils for whom transportation is provided and any other information the department requires related to the transportation of those pupils.

SECTION 3402. 121.58 (2) (a) (intro.) of the statutes is amended to read:

121.58 **(2)** (a) (intro.) A school district ~~which~~ that provides transportation to and from a school under ss. 118.50 (3) (a), 121.54 (1) to (3), (5), and (6), and 121.57, ~~and the~~ a nonresident school district that a pupil attends under s. 118.51 or 121.84 (4) which elects to provide transportation under s. 121.54 (10), and an operator of a charter school authorized under s. 118.40 (2r) that provides transportation under s. 118.40 (2r) (dm) shall be paid state aid for such transportation at the following rates:

SECTION 3403. 121.58 (2) (a) 4. of the statutes is amended to read:

121.58 **(2)** (a) 4. For each pupil so transported whose residence is more than 12 miles from the school attended, ~~$220 per school year in the 2012-13 school year~~ ~~and~~ $275 per school year in the 2014-15 school year and $300 per school year thereafter.

SECTION 3404. 121.58 (4) of the statutes is amended to read:

121.58 **(4)**STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident school district that a pupil attends under s. 118.51 or 121.84 (4), the school district clerk shall file with the department a report, containing such information as the department requires, on transportation provided by the school board to and from summer classes. Upon receipt of such report and if the summer classes meet the requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such transportation. A school district which provides such transportation shall be paid state aid for such transportation at the rate of $4 per pupil transported to and from public school whose residence is at least 2 miles and not more than 5 miles by the nearest traveled route from the public school attended, and $6 per pupil transported to and from public school whose residence is more than 5 miles by the nearest traveled route from the public school attended, if the pupil is transported 30 days or more. The state aid shall be reduced proportionately if the pupil is transported less than 30 days.

SECTION 3405. 121.58 (6) (b) of the statutes is amended to read:

121.58 **(6)** (b) If the appropriation under s. 20.255 (2) (cr) in any fiscal year exceeds the amount of approved claims paid in full under this section and s. 121.575, the department shall distribute the balance to those school districts and charter school operators entitled to state aid under this section, with each ~~school district~~ entitled recipient receiving a percentage of the balance equal to its percentage of the total approved claims.

SECTION 3406. 121.58 (7) of the statutes is amended to read:

121.58 **(7)**PAYMENT. Each school district and charter school operator entitled to state aid under this section shall receive its total aid entitlement in January.

SECTION 3407. 121.59 (1) of the statutes is renumbered 121.59 (1) (intro.) and amended to read:

121.59 **(1)** (intro.) In this section~~, "transportation:~~

(b) "Transportation costs" means costs that are eligible for reimbursement under s. 121.58.

SECTION 3408. 121.59 (1) (a) of the statutes is created to read:

121.59 **(1)** (a) "Eligible school district" means a school district the membership of which in the previous school year, when divided by the school district's area in square miles, is 50 or less.

SECTION 3409. 121.59 (2) (intro.) of the statutes is amended to read:

121.59 **(2)** (intro.) Annually the department shall pay to each eligible school district the amount determined as follows:

SECTION 3410. 121.59 (2) (e) of the statutes is amended to read:

121.59 **(2)** (e) Divide the product under par. (d) for the school district by the product under par. (d) for all eligible school districts.

SECTION 3411. 121.77 (3) of the statutes is amended to read:

121.77 **(3)** Subsections (1) (b) and (2) do not apply to a pupil attending a public school in a nonresident school district under s. 118.50, 118.51, or 121.84 (4).

SECTION 3412. 121.85 (3) (a) of the statutes is renumbered 121.85 (3) (a) 1. and amended to read:

121.85 **(3)** (a) 1. ~~The~~ Subject to subd. 2., the school board of the district of residence and the school board of the district of attendance may enter into annual written agreements to permit a pupil to attend a public school outside the school district of residence.

SECTION 3413. 121.85 (3) (a) 2. of the statutes is created to read:

121.85 **(3)** (a) 2. a. Except as provided in subd. 2. b., beginning on the effective date of this subdivision paragraph .... [LRB inserts date], no school board may enter into a written agreement with another school board under subd. 1.

b. A school board may continue to enter into an annual written agreement with another school board under subd. 1. on behalf of a pupil that attended a public school under a written agreement under subd. 1. in the 2014-15 school year.

SECTION 3414. 121.85 (3) (b) of the statutes is renumbered 121.85 (3) (b) 1. and amended to read:

121.85 **(3)** (b) 1. ~~The~~ Except as provided in subd. 2., the school board of ~~the~~ a district may not permit a pupil to attend a public school under this section that is within the district ~~which~~ but that is outside the pupil's attendance area.

SECTION 3415. 121.85 (3) (b) 2. of the statutes is created to read:

121.85 **(3)** (b) 2. The school board of a school district may permit a pupil to attend a public school under this section that is within the pupil's district of residence but that is outside the pupil's attendance area if the pupil attended a public school under this section that is within the pupil's district of residence but that is outside the pupil's attendance area in the 2014-15 school year.

SECTION 3416. 121.85 (4) of the statutes is amended to read:

121.85 **(4)** OTHER PLANS TO REDUCE RACIAL IMBALANCE. (a) Pupil transfers resulting from a plan implemented by the school board to reduce racial imbalance

---

in a school district or attendance area shall be deemed to be transfer agreements under sub. (3) and shall be eligible for state aid under this section if the transfers comply with sub. (2), provided the transfers are of pupils who attended a public school in a school district or attendance area under the plan in the 2014-15 school year.

(b) Any school board that, prior to May 4, 1976, established a plan to reduce racial imbalance in the school district is eligible for state aid under sub. (6) (a) if the state superintendent approves the plan, provided the transfer pupil attended a public school in an attendance area other than the pupil's attendance area under the plan in the 2014-15 school year.

SECTION 3417. 121.85 (5) of the statutes is renumbered 121.85 (5) (a) and amended to read:

121.85 **(5)** (a) ~~Part-time~~ Except as provided in par. (b), part-time transfers for curriculum offerings ~~also may be~~ are not permitted under this section. ~~The department shall establish procedures for aid computations in such cases.~~

SECTION 3418. 121.85 (5) (b) of the statutes is created to read:

121.85 **(5)** (b) A pupil who, in the 2014-15 school year, attended on a part-time basis under this section a public school that is in a school district other than the pupil's district of residence, or that is located in an attendance area other than the pupil's attendance area, for the purpose of receiving curriculum offerings at that school may continue to attend on a part-time basis under this section a public school that is in a school district other than the pupil's district of residence, or that is located in an attendance area other than the pupil's attendance area, for the purpose of receiving curriculum offerings at that school. The department shall establish procedures for aid computations in such cases.

SECTION 3419. 121.85 (6) (h) of the statutes is created to read:

121.85 **(6)** (h) *Sunset.* Beginning on the effective date of this paragraph .... [LRB inserts date], a school district may not receive state aid under this section unless all of the following conditions are satisfied:

1. A pupil is attending a public school in the school district under one of the following:

a. A transfer agreement under sub. (3).

b. A plan that has been deemed a transfer agreement under sub. (4) (a) or approved under sub. (4) (b).

c. A part-time transfer under sub. (5).

2. The attendance of the pupil in the public school pursuant to the transfer agreement, plan, or part-time transfer described in subd. 1. complies with sub. (2).

3. The pupil described in subd. 1. attended a public school in the school district under one of the following in the 2014-15 school year:

a. A transfer agreement under sub. (3).

b. A plan that has been deemed a transfer agreement under sub. (4) (a) or approved under sub. (4) (b).

c. A part-time transfer under sub. (5).

SECTION 3420. 121.87 (1) (b) of the statutes is amended to read:

121.87 **(1)** (b) The number of pupils who transferred to the school district under this subchapter who ~~are eligible~~ satisfy the income eligibility criteria for free or reduced-price lunches under 42 USC 1758 (b) (1).

SECTION 3421. 121.90 (2) (am) 1. of the statutes is amended to read:

121.90 **(2)** (am) 1. Aid under ~~ss.~~ s. 121.08, as if any reduction under s. 121.08 (4) (c) had not occurred, and ss. 121.09, 121.105, and 121.136 and subch. VI, as calculated for the current school year on October 15 under s. 121.15 (4) and including adjustments made under s. 121.15 (4).

SECTION 3422. 125.02 (3r) of the statutes is amended to read:

125.02 **(3r)** "Caterer" means any person holding a ~~restaurant permit~~ license under s. ~~254.64~~ 97.30 for a restaurant who is in the business of preparing food and transporting it for consumption on premises where gatherings, meetings, or events are held, if the sale of food at each gathering, meeting, or event accounts for greater than 50 percent of the gross receipts of all of the food and beverages served at the gathering, meeting, or event.

SECTION 3423. 125.02 (7) of the statutes is amended to read:

125.02 **(7)** "Hotel" means a hotel, as defined in s. ~~254.61 (3)~~ 97.01 (7), that is provided with a restaurant.

SECTION 3424. 125.02 (18) of the statutes is amended to read:

125.02 **(18)** "Restaurant" means a restaurant, as defined in s. ~~254.61 (5)~~ 97.01 (14g).

SECTION 3425. 125.04 (5) (a) 5. of the statutes is amended to read:

125.04 **(5)** (a) 5. Have successfully completed within the 2 years prior to the date of application a responsible beverage server training course at any location that is offered by a technical college district and that conforms to curriculum guidelines specified by the technical college system board or a comparable training course that is approved by the department ~~or the educational approval board~~. This subdivision does not apply to an applicant who held, or who was an agent appointed and approved under sub. (6) of a corporation or limited liability company that held, within the past 2 years, a Class "A", "Class A" or "Class C" license or a Class "B" or "Class B" license or permit or a manager's or operator's license.

SECTION 3426. 125.06 (12) of the statutes is amended to read:

125.06 **(12)** BED AND BREAKFAST ESTABLISHMENTS. The provision by a bed and breakfast establishment, as defined under s. ~~254.61 (1)~~ 97.01 (1g), of not more than 2 complimentary 4-fluid-ounce glasses of wine per day to a person renting a room at the bed and breakfast establishment for consumption on the premises of the bed and breakfast establishment.

SECTION 3427. 125.07 (3) (a) 6. of the statutes is amended to read:

125.07 **(3)** (a) 6. Premises operated under both a Class "B" or "Class B" license or permit and a ~~restaurant permit~~ license under s. 97.30 for a restaurant where the principal business conducted is that of a restaurant. If the premises are operated under both a Class "B" or "Class B" license or permit and a ~~restaurant permit~~ license under s. 97.30 for a restaurant, the principal business conducted is presumed to be the sale of alcohol beverages, but the presumption may be rebutted by competent evidence.

SECTION 3428. 125.07 (3) (a) 6m. of the statutes is amended to read:

125.07 **(3)** (a) 6m. Premises operating under both a "Class C" license and a ~~restaurant permit~~ license under s. 97.30 for a restaurant.

SECTION 3429. 125.17 (6) (a) (intro.) of the statutes is amended to read:

125.17 **(6)** (a) (intro.) Except as provided in par. (b), no municipal governing body may issue an operator's license unless the applicant has successfully completed a responsible beverage server training course at any location that is offered by a technical college district and that conforms to curriculum guidelines specified by the

technical college system board or a comparable training course, which may include computer-based training and testing, that is approved by the department ~~or the educational approval board~~, or unless the applicant fulfills one of the following requirements:

SECTION 3430. 125.29 (6) of the statutes is amended 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~~ license under s. 97.30 for a restaurant 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 3431. 125.295 (2) (a) 3. of the statutes is amended to read:

125.295 **(2)** (a) 3. The applicant operates a restaurant on the premises for which the permit is issued, for which a ~~restaurant permit~~ license is issued under s. ~~254.64~~ 97.30 for a restaurant.

SECTION 3432. 125.295 (2) (b) of the statutes is amended to read:

125.295 **(2)** (b) If an applicant under par. (a) has no current operations, the applicant may certify that the applicant has applied for or will apply for a Class "B" license or ~~restaurant permit~~ license under s. 97.30 for a restaurant or will comply with any other requirement under par. (a), prior to or upon commencing operations authorized under this section. If a Class "B" license or ~~restaurant permit~~ license under s. 97.30 for a restaurant is not subsequently issued to the applicant, or if the applicant otherwise fails to comply with any requirement for eligibility under par. (a), the department may revoke under s. 125.12 (5) the permit issued under this section.

SECTION 3433. 125.68 (5) of the statutes is amended to read:

125.68 **(5)** RESTAURANT SANITATION RULES. No applicant may obtain a "Class B" license or permit or a "Class C" license unless the premises complies with the rules promulgated by the department of ~~health services~~ agriculture, trade and consumer protection governing sanitation in restaurants. However, the department of ~~health services~~ agriculture, trade and consumer protection may not restrict the serving of cheese without charge in individual portions to customers as permitted by s. ~~254.61 (5)~~ 97.01 (14g).

SECTION 3434. 126.56 (2) (b) of the statutes is amended to read:

126.56 **(2)** (b) A restaurant or other retail food establishment that procures processing vegetables solely for retail sale at the restaurant or other retail food establishment.

SECTION 3435. 134.66 (2m) (b) of the statutes is amended to read:

134.66 **(2m)** (b) Paragraph (a) does not apply to an agent, employee, or independent contractor who has received the training described in par. (a) as part of a responsible beverage server training course or a comparable training course, as described in s. 125.04 (5) (a) 5., that was successfully completed by the agent, employee, or independent contractor. The department of health services shall make the training program developed or approved by that department under par. (a) available to the technical college system board, and that board shall include that training program or a comparable training program approved by that department in the curriculum guidelines specified by that board under s. 125.04 (5) (a) 5. The department of health services shall also make the training program developed or approved by that department under par. (a) available to any provider of a comparable training course, as described in s. 125.04 (5) (a) 5., on request, and the department of revenue ~~or the educational approval board~~ may approve a comparable training course under s. 125.04 (5) (a) 5. only if that training course includes the training program developed or approved by the department of health services under par. (a) or a comparable training program approved by that department.

SECTION 3436. 137.20 (6) (b) of the statutes is amended to read:

137.20 **(6)** (b) A governmental unit that has custody of a record is also further subject to the retention requirements for public records of state agencies, and the records of the University of Wisconsin System Authority and the University of Wisconsin Hospitals and Clinics Authority established under ss. 16.61, and 16.611 and the retention requirements for documents of local governmental units established under s. 16.612.

SECTION 3437. 137.20 (7) of the statutes is amended to read:

137.20 **(7)** The public records board may promulgate rules prescribing standards consistent with this subchapter for retention of records by state agencies, the University of Wisconsin System Authority, the University of Wisconsin Hospitals and Clinics Authority and local governmental units.

SECTION 3438. 138.055 (4) (d) of the statutes is amended to read:

138.055 **(4)** (d) The ~~division of banking~~ department of financial institutions and professional standards for all other lenders.

SECTION 3439. 138.056 (1) (a) 4. d. of the statutes is amended to read:

138.056 **(1)** (a) 4. d. The ~~division of banking~~ department of financial institutions and professional standards for all other lenders.

SECTION 3440. 138.09 (1d) of the statutes is amended to read:

138.09 **(1d)** In this section, ~~"division"~~ "department" means the ~~division of banking~~ department of financial institutions and professional standards.

SECTION 3441. 138.12 (1) (a) of the statutes is repealed.

SECTION 3442. 138.12 (1) (am) of the statutes is created to read:

138.12 **(1)** (am) "Department" means the department of financial institutions and professional standards.

SECTION 3443. 138.14 (1) (f) of the statutes is repealed.

SECTION 3444. 138.14 (9r) (f) of the statutes is amended to read:

138.14 **(9r)** (f) The ~~division~~ department shall make copies of the informational materials under par. (a) available, upon request, to licensees and to the public, including making these informational materials available on the department's Internet site ~~of the department of financial institutions~~. The ~~division~~ department may charge licensees a reasonable fee for printed copies of informational materials supplied under this paragraph.

SECTION 3445. 138.16 (1) (a) of the statutes is amended to read:

138.16 **(1)** (a) ~~"Division"~~ Department means the ~~division of banking attached to the~~ department of financial institutions and professional standards.

SECTION 3446. 145.01 (4m) of the statutes is renumbered 145.01 (4m) (intro.) and amended to read:

145.01 **(4m)** FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. (intro.) "Failing private on-site wastewater treatment system" ~~has the meaning specified under s. 145.245 (4).~~ means a private on-site wastewater treatment system that causes or results in any of the following conditions:

SECTION 3447. 145.01 (4m) (a) of the statutes is created to read:

145.01 **(4m)** (a) The discharge of sewage into surface water or groundwater.

SECTION 3448. 145.01 (4m) (b) of the statutes is created to read:

145.01 **(4m)** (b) The introduction of sewage into zones of saturation which adversely affects the operation of a private on-site wastewater treatment system.

SECTION 3449. 145.01 (4m) (c) of the statutes is created to read:

145.01 **(4m)** (c) The discharge of sewage to a drain tile or into zones of bedrock.

SECTION 3450. 145.01 (4m) (d) of the statutes is created to read:

145.01 **(4m)** (d) The discharge of sewage to the surface of the ground.

SECTION 3451. 145.01 (4m) (e) of the statutes is created to read:

145.01 **(4m)** (e) The failure to accept sewage discharges and backup of sewage into the structure served by the private on-site wastewater treatment system.

SECTION 3452. 145.01 (12) of the statutes is amended to read:

145.01 **(12)** PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. "Private on-site wastewater treatment system" means a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. This term also means an alternative sewage system approved by the department of natural resources including a substitute for the

septic
tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure. A private on-site wastewater treatment system may be owned by the property owner or by a special purpose district.

SECTION 3453. 145.02 (title) of the statutes is amended to read:

145.02 (title) **Powers of the department of financial institutions and professional standards and the department of natural resources.**

SECTION 3454. 145.02 (2) of the statutes is amended to read:

145.02 **(2)**~~The~~ Except as provided in sub. (2m), the department shall have general supervision of all such plumbing and shall after public hearing prescribe and

---

publish and enforce reasonable standards therefor which shall be uniform and of statewide concern so far as practicable. Any employee designated by the department
may act for the department in holding such public hearing. To the extent that the historic building code applies to the subject matter of these standards, the standards
do not apply to a qualified historic building if the owner elects to be subject to s. 101.121.

SECTION 3455. 145.02 (2m) of the statutes is created to read:

145.02 **(2m)** The department of natural resources shall have general supervision of private on-site wastewater treatment systems and shall have the powers described under s. 281.48 with respect to those systems. The department shall promulgate rules establishing standards for private on-site wastewater treatment systems.

SECTION 3456. 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. ~~15.407~~ 15.177 (16), shall
advise the department in formulating the rules.

SECTION 3457. 145.045 (1) of the statutes is amended to read:

145.045 **(1)**POWERS AND DUTIES. The department shall by rule establish an
examining program for the certification of soil testers, setting such standards as the
department finds necessary to accomplish the purposes of this chapter. Such standards shall include formal written examinations for all applicants. The department shall charge applicants for the cost of examination and certification.

After July 1, 1974, no person may construct soil bore holes or conduct soil percolation
tests or other similar tests specified by the department of natural resources that

relate to private on-site wastewater treatment systems unless the person holds a valid certificate issued under this section.

SECTION 3458. 145.045 (3) of the statutes is amended to read:

145.045 **(3)** PLUMBERS AND SEPTIC TANK INSTALLERS. A plumber or septic tank installer may also be a soil tester and install any system after approval of the site or project by the department of financial institutions and professional standards, the department of natural resources, or the governmental unit responsible for the regulation of private on-site wastewater treatment systems.

SECTION 3459. 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. ~~15.407~~ 15.177 (17), shall advise the department in formulating the rules.

SECTION 3460. 145.19 (1b) of the statutes is amended to read:

145.19 **(1b)** DEFINITION. In this section, "sanitary permit" means a permit authorizing the installation of a private on-site wastewater treatment system that is issued by the department of natural resources or any governmental unit responsible for the regulation of private on-site wastewater treatment systems.

SECTION 3461. 145.19 (1m) of the statutes is amended to read:

145.19 **(1m)** APPLICATION PROCESS. The department of natural resources shall prescribe the information to be included in an application for a sanitary permit. The applicant shall submit the completed application for a sanitary permit to the governmental unit. The governmental unit shall approve or disapprove the sanitary permit according to the rules promulgated by the department of natural resources under this chapter.

SECTION 3462. 145.19 (2) of the statutes is amended to read:

145.19 **(2)** FEE. No fee for a sanitary permit may be less than the amount determined ~~under~~ by the department of natural resources by rule. The governing body for the governmental unit responsible for the regulation of private on-site wastewater treatment systems may establish a fee for a sanitary permit which is more than the amount determined ~~under~~ by the department of natural resources by rule. A governmental unit may not charge more than one fee for a sanitary permit or the renewal of a sanitary permit in any 12-month period.

SECTION 3463. 145.19 (3) of the statutes is amended to read:

145.19 **(3)** FEES AND RECORDS OF PERMITS FORWARDED TO THE DEPARTMENT OF NATURAL RESOURCES. The governmental unit responsible for the regulation of

private
on-site wastewater treatment systems shall forward to the department of natural resources within 90 days after each valid permit is issued a portion of the fee, as determined ~~under~~ by the department of natural resources by rule. The governmental unit shall also compile a periodic summary of the permits that it has issued. The summary shall contain the information required by the department of natural resources by rule, and shall be submitted by the governmental unit to the department of natural resources at intervals to be determined by the department of natural resources by rule.

SECTION 3464. 145.19 (6) of the statutes is amended to read:

145.19 **(6)** GROUNDWATER FEE. In addition to the fee under sub. (2), the governmental unit responsible for the regulation of private on-site wastewater treatment systems shall collect a groundwater fee of $25 for each sanitary permit. The governmental unit shall forward this fee to the department of natural resources
together with the fee under sub. (3). The moneys collected under this subsection shall be credited to the environmental fund for environmental management.

SECTION 3465. 145.20 (2) (e) of the statutes is amended to read:

145.20 **(2)** (e) File reports and conduct surveys and inspections as required by
the governmental unit responsible for the regulation of private on-site wastewater treatment systems or the department of natural resources.

SECTION 3466. 145.20 (2) (g) of the statutes is amended to read:

145.20 **(2)** (g) Perform other duties regarding private on-site wastewater treatment systems as considered appropriate by the governmental unit responsible for the regulation of private on-site wastewater treatment systems or as required by
the rules of the department of natural resources.

SECTION 3467. 145.20 (3) (title) of the statutes is amended to read:

145.20 **(3)** (title) DEPARTMENT OF NATURAL RESOURCES RESPONSIBILITIES.

SECTION 3468. 145.20 (3) (a) 1. of the statutes is amended to read:

145.20 **(3)** (a) 1. The department of natural resources may specify categories
of private on-site wastewater treatment systems for which approval by the department of natural resources is required prior to issuance of sanitary permits by the governmental unit responsible for the regulation of private on-site wastewater treatment systems.

SECTION 3469. 145.20 (3) (a) 2. of the statutes is amended to read:

145.20 **(3)** (a) 2. The department of natural resources may exempt a governmental unit from any category of private on-site wastewater treatment systems for which ~~departmental~~ approval by the department of natural resources is required prior to sanitary permit issuance under subd. 1., upon a determination, in accordance with rules promulgated by the department of natural resources, that past
performance of the governmental unit on reviews and audits under par. (b) has

been satisfactory and that the governmental unit has the capacity to give the same level of application and plan review as that provided by the department of natural resources. The department of natural resources may revoke an exemption upon a finding that performance of the governmental unit on a review or audit conducted subsequent to the granting of the exemption is unsatisfactory or that the governmental unit is not giving the same level of application and plan review as that provided by the department of natural resources. Findings in a revocation action may be made only after a public hearing upon 30 days' advance notice to the clerk of the governmental unit. The department of natural resources shall submit a report under s.13.172 (2) to the chief clerk of each house of the legislature, at the beginning of each legislative session, describing the exemptions under this subdivision.

SECTION 3470. 145.20 (3) (b) of the statutes is amended to read:

145.20 **(3)** (b) The department of natural resources shall review the private on-site wastewater treatment system program in each governmental unit responsible for the regulation of private on-site wastewater treatment systems to ascertain compliance with sub. (2) and with regulations issued by the department of natural resources. This review shall include a random audit of sanitary permits, including verification by on-site inspection.

SECTION 3471. 145.20 (3) (c) of the statutes is amended to read:

145.20 **(3)** (c) If the governing body for a governmental unit responsible for the regulation of private on-site wastewater treatment systems does not adopt a private on-site wastewater treatment system ordinance meeting the requirements of s. 59.70 (5) or if the governmental unit does not appoint personnel meeting the requirements of sub. (1) or if the governmental unit does not comply with the requirements of sub. (2) or s. 145.19 (3), the department of natural resources may conduct hearings in the county seat upon 30 days' notice to the county clerk. As soon as practicable after the public hearing, the department of natural resources shall issue a written decision regarding compliance with s. 59.70 (5) or 145.19 (3) or sub. (1) or (2). If the department of natural resources determines that there is a violation of these provisions, the governmental unit may not issue a sanitary permit for the installation of a private on-site wastewater treatment system until the violation is corrected.

SECTION 3472. 145.20 (3) (d) of the statutes is amended to read:

145.20 **(3)** (d) The department of natural resources shall conduct training and informational programs for officials of the governmental unit responsible for the regulation of private on-site wastewater treatment systems and employees and persons licensed under this chapter and s. 281.48 and certified as operators of septage servicing vehicles under s. 281.17 (3) to improve the delivery of service under

the private on-site wastewater treatment system program. The department of natural resources shall obtain the assistance of the Wisconsin counties association, and may consult with the department of financial institutions and professional standards, in planning and conducting the training and informational programs.

SECTION 3473. 145.20 (5) (a) of the statutes is amended to read:

145.20 **(5)** (a) The department shall establish a maintenance program to be administered by governmental units responsible for the regulation of private on-site wastewater treatment systems. The department shall determine the private on-site wastewater treatment systems to which the maintenance program applies. At a minimum the maintenance program is applicable to all new or replacement private on-site wastewater treatment systems constructed in a governmental unit after the date on which the governmental unit adopts this program. The department may apply the maintenance program by rule to private on-site wastewater treatment systems constructed in a governmental unit responsible for the regulation of private on-site wastewater treatment systems on or before the date on which the governmental unit adopts the program. ~~The department shall determine the private on-site wastewater treatment systems to which the maintenance program applies in governmental units that do not meet the conditions for eligibility under s. 145.245 (9).~~

SECTION 3474. 145.20 (5) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

145.20 **(5)** (a) The department of natural resources shall establish a maintenance program to be administered by governmental units responsible for the regulation of private on-site wastewater treatment systems. The department of natural resources shall determine the private on-site wastewater treatment systems to which the maintenance program applies. At a minimum the maintenance program is applicable to all new or replacement private on-site wastewater treatment systems constructed in a governmental unit after the date on which the governmental unit adopts this program. The department of natural resources may apply the maintenance program by rule to private on-site wastewater treatment systems constructed in a governmental unit responsible for the regulation of private on-site wastewater treatment systems on or before the date on which the governmental unit adopts the program.

SECTION 3475. 145.20 (5) (am) of the statutes is amended to read:

145.20 **(5)** (am) Each governmental unit responsible for the regulation of private on-site wastewater treatment systems shall adopt and begin the administration of the program established under par. (a) before October 1, 2019. As part of adopting and administering the program, the governmental unit shall conduct and maintain an inventory of all the private on-site wastewater treatment

systems located in the governmental unit and shall complete the initial inventory before October 1, 2017. ~~In order to be eligible for grant funding under s. 145.245, a governmental unit must comply with these deadlines.~~

SECTION 3476. 145.20 (5) (b) of the statutes is amended to read:

145.20 **(5)** (b) The maintenance program shall include a requirement of inspection or pumping of the private on-site wastewater treatment system at least once every 3 years if the private on-site wastewater treatment system does not have a maintenance plan as prescribed by rule by the department of natural resources. Inspections may be conducted by a master plumber, journeyman plumber or restricted plumber licensed under this chapter, a person licensed under s. 281.48 or by an employee of the state or governmental unit designated by the department of natural resources, and the department of natural resources may determine by rule other persons who are qualified to undertake required inspection, maintenance, or repairs. The department of natural resources shall specify the methods to establish the required frequency of inspection, maintenance, and pumping for each type of private on-site wastewater treatment system that does not have a maintenance plan and shall periodically update the methods.

SECTION 3477. 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 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 3478. 145.23 of the statutes is amended to read:

145.23Rules. The department of natural resources may make and enforce rules relating to lot size and lot elevation necessary for proper sanitary conditions in the development and maintenance of subdivisions not served by a public sewer, where provision for such service has not been made. The department of natural resources may consult with the department of financial institutions and professional standards in promulgating rules under this section.

SECTION 3479. 145.24 (1) of the statutes is amended to read:

145.24 **(1)** If an existing private on-site wastewater treatment system either is not located in soil meeting the siting standards or is not constructed in accordance with design standards promulgated under s. 145.02 or 145.13, the owner of the private on-site wastewater treatment system may petition the department of natural resources for a variance to the siting or design standards.

SECTION 3480. 145.24 (2) of the statutes is amended to read:

145.24 **(2)** The department of natural resources shall establish procedures for the review and evaluation of existing private on-site wastewater treatment systems which do not comply with siting or design standards.

SECTION 3481. 145.24 (3) of the statutes is amended to read:

145.24 **(3)** Upon receipt of a petition for a variance, the department of natural resources shall require the owner of the private on-site wastewater treatment system to submit information necessary to evaluate the request for a variance. If the department of natural resources determines that the existing private on-site wastewater treatment system is not a failing private on-site wastewater treatment system, and continued use of the existing private on-site wastewater treatment system will not pose a threat of contamination of waters of the state, then the department of natural resources may issue a variance to allow continued use of the existing private on-site wastewater treatment system. The department of natural resources shall rescind the variance if the existing private on-site wastewater treatment system becomes a failing private on-site wastewater treatment system or contaminates waters of the state.

SECTION 3482. 145.245 of the statutes is repealed.

SECTION 3483. 146.82 (1) of the statutes is amended to read:

146.82 **(1)**CONFIDENTIALITY. All patient health care records shall remain confidential. Patient health care records may be released only to the persons designated in this section or to other persons with the informed consent of the patient or of a person authorized by the patient. This subsection does not prohibit reports made in compliance with s. 253.12 (2), 255.40, or 979.01; records generated or disclosed pursuant to rules promulgated under s. ~~450.19~~ 961.385; testimony authorized under s. 905.04 (4) (h); or releases made for purposes of health care operations, as defined in 45 CFR 164.501, and as authorized under 45 CFR 164, subpart E.

SECTION 3484. 153.60 (intro.) and (1) of the statutes are consolidated, renumbered 153.60 and amended to read:

153.60~~Assessments to fund operations of department~~ Department expenditure estimate. Subject to s. 153.455~~: (1) The~~, 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 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 3485. 157.02 (3) of the statutes is amended to read:

157.02 **(3)** NOTICE TO UNIVERSITY OR SCHOOL. If the corpse is in the Mendota Mental Health Institute district, the University of Wisconsin System Authority shall be notified that it may have the corpse. If the corpse is in the Winnebago Mental Health Institute district, the Medical College of Wisconsin, Inc., or any accredited school of mortuary science at Milwaukee shall be notified that it may have the corpse. The university or school so notified shall immediately inform the superintendent or public officer whether it desires to have the corpse. If it does, the corpse shall be delivered accordingly, properly encased, to the most available facility for transportation to the consignee, the consignee to pay the cost of transportation.

SECTION 3486. 157.061 (2g) of the statutes is amended to read:

157.061 **(2g)** "Cemetery board" means the board created in s. ~~15.405~~ 15.175 (3m).

SECTION 3487. 157.062 (1) of the statutes is amended to read:

157.062 **(1)** ORGANIZATION. Seven or more residents of the same county may form a cemetery association. They shall meet, select a chairperson and secretary, choose a name, fix the annual meeting date, and elect by ballot not less than 3 nor more than 9 trustees whom the chairperson and secretary shall immediately divide by lot into 3 classes, who shall hold their offices for 1, 2, and 3 years, respectively. Within 3 days, the chairperson and secretary shall certify the corporate name, the names, home addresses and business addresses of the organizers and of the trustees, and their classification, and the annual meeting date acknowledged by them, and, except as provided in sub. (9), deliver the certification to the department ~~of financial institutions~~. The association then has the powers of a corporation.

SECTION 3488. 157.062 (2) of the statutes is amended to read:

157.062 **(2)** AMENDMENTS. The association may change its name, the number of trustees or the annual meeting date by resolution at an annual meeting, or special meeting called for such purpose, by a majority vote of the members present, and, except as provided in sub. (9), by delivering to the department ~~of financial institutions~~ a copy of the resolution, with the date of adoption, certified by the president and secretary or corresponding officers.

SECTION 3489. 157.062 (6) (b) of the statutes is amended to read:

157.062 **(6)** (b) If an association that has been dissolved under par. (a), or any group that was never properly organized as a cemetery association, has cemetery grounds and human remains are buried in the cemetery grounds, 5 or more members, or persons interested as determined by order of the circuit judge under par. (c), may publish a class 3 notice, under ch. 985, in the municipality in which the cemetery is located, of the time, place, and object of the meeting, assemble and reorganize by the election of trustees and divide them into classes as provided in sub. (1), the commencement of the terms to be computed from the next annual meeting date. The secretary shall enter the proceedings of the meeting on the records. The association is reorganized upon delivery of a copy of the proceedings to the department ~~of financial institutions~~, except as provided in sub. (9). Upon reorganization, the title to the cemetery grounds, trust funds, and all other property of the association or group vests in the reorganized association, under the control of the trustees. The reorganized association may continue the name of the dissolved association or may adopt a new name.

SECTION 3490. 157.062 (6m) of the statutes is amended to read:

157.062 **(6m)** FORMS. The department ~~of financial institutions~~ may prescribe and furnish forms for providing the information required under subs. (1) to (6).

SECTION 3491. 157.062 (9) of the statutes is amended to read:

157.062 **(9)** EXEMPTIONS FOR CERTAIN CEMETERIES. In lieu of delivering a certification, resolution, or copy of proceedings to the department ~~of financial institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the certification, resolution, or copy of proceedings to the office of the register of deeds of the county in which the cemetery is located.

SECTION 3492. 157.064 (7) of the statutes is amended to read:

157.064 **(7)** Not more than 30 days after a transfer under sub. (6), the transferring association shall notify the department ~~of financial institutions~~ in writing of the transfer, including the name and address of the accepting association or its treasurer. The department ~~of financial institutions~~ may prescribe and furnish forms for providing the information required under this subsection.

SECTION 3493. 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 safety and professional services~~, shall bring action to recover.

SECTION 3494. 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 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 3495. 157.62 (1) (a) (intro.) of the statutes is amended to read:

157.62 **(1)** (a) (intro.) Except as provided in par. (b) and s. 157.625, every cemetery association shall file an annual report with the department ~~of financial institutions~~. The report shall be made on a calendar-year basis unless the department ~~of financial institutions~~, by rule, provides for other reporting periods. The report is due on the 60th day after the last day of the reporting period. The annual report shall include all of the following:

SECTION 3496. 157.62 (1) (c) of the statutes is amended to read:

157.62 **(1)** (c) The department ~~of financial institutions~~ may prescribe and furnish forms for reports required under this subsection. If the department ~~of financial institutions~~ prescribes forms under this paragraph, the department ~~of financial institutions~~ shall mail the forms to cemetery associations required to file under par. (a) no later than 60 days before the reports are due.

SECTION 3497. 157.65 (1) (a) of the statutes is amended to read:

157.65 **(1)** (a) If the department ~~of 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 safety and professional services~~ may investigate.

SECTION 3498. 157.65 (1) (b) of the statutes is amended to read:

157.65 **(1)** (b) If the department ~~of 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 safety and professional services~~ may investigate.

SECTION 3499. 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~~ 15.175 (3m) or the department ~~of safety and professional services~~ to exercise its authority under sub. (1) to aid in the investigation of alleged violations of this subchapter.

SECTION 3500. 160.50 (1m) of the statutes is repealed.

SECTION 3501. 165.055 (3) of the statutes is created to read:

165.055 **(3)** The attorney general may appoint, in the unclassified service, a solicitor general and no more than 3 deputy solicitors general, each of whom shall be an attorney at law licensed to practice in this state. The attorney general may assign assistant attorneys general to assist the solicitor general.

SECTION 3502. 165.25 (6) (a) of the statutes is amended to read:

165.25 **(6)** (a) At the request of the head of any department of state government, the attorney general may appear for and defend any state department, or any state officer, employee, or agent of the department in any civil action or other matter brought before a court or an administrative agency which is brought against the state department, or officer, employee, or agent for or on account of any act growing out of or committed in the lawful course of an officer's, employee's, or agent's duties. Witness fees or other expenses determined by the attorney general to be reasonable and necessary to the defense in the action or proceeding shall be paid as provided for in s. 885.07. ~~The~~ Except when the attorney general appears for or defends the University of Wisconsin System Authority, the attorney general may compromise and settle the action as the attorney general determines to be in the best interest of the state. Members, officers, and employees of the Wisconsin state agencies building corporation and the Wisconsin state public building corporation are covered by this section. Members of the board of governors created under s. 619.04 (3), members of a committee or subcommittee of that board of governors, members of the injured patients and families compensation fund peer review council created under s. 655.275 (2), and persons consulting with that council under s. 655.275 (5) (b) are covered by this section with respect to actions, claims, or other matters arising before, on, or after April 25, 1990. The attorney general may compromise and settle claims asserted before such actions or matters formally are brought or may delegate such authority to the department of administration. This paragraph may not be construed as a consent to sue the state or any department thereof or as a waiver of state sovereign immunity.

SECTION 3503. 165.25 (8r) of the statutes is created to read:

165.25 **(8r)** BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. In subs. (1), (1m), (6), and (6m), treat the Board of Regents of the University of Wisconsin System Authority as a department of state government and any official, employee, or agent of the Board of Regents as a state official, employee, or agent, unless the state and the Board of Regents are adverse parties in an action or proceeding.

SECTION 3504. 165.25 (10m) (intro.) of the statutes is amended to read:

165.25 **(10m)** REPORT ON GRANTS. (intro.) Beginning on January 15, 2015, and annually thereafter, the department of justice shall submit a report to the legislature under s. 13.172 (2), regarding its administration of grant programs under ss. 165.71, 165.95, and 165.955~~, 165.96, 165.986, and 165.987~~. The report shall include, for each grant program, all of the following information:

SECTION 3505. 165.40 (1) (f) of the statutes is amended to read:

165.40 **(1)** (f) "State agency" has the meaning given in s. 16.004 (12) (a), except that it includes the University of Wisconsin System Authority and the University of Wisconsin Hospitals and Clinics Authority.

SECTION 3506. 165.40 (2) (a) 6. of the statutes is created to read:

165.40 **(2)** (a) 6. The University of Wisconsin System Authority.

SECTION 3507. 165.40 (4) (h) of the statutes is amended to read:

165.40 **(4)** (h) That, if the hospital is sold, a right of first refusal is retained to repurchase the assets by a successor nonprofit corporation, by the city, county or state, the University of Wisconsin System Authority, or by the University of Wisconsin Hospitals and Clinics Authority if the hospital is subsequently sold to, acquired by or merged with another entity.

SECTION 3508. 165.71 of the statutes is created to read:

165.71 State justice assistance grants. (1) From the appropriation under s. 20.455 (2) (kz), the department of justice shall provide justice assistance grants to state agencies, local units of government, and private organizations to support the investigation, prosecution, or prevention of crime; to enhance public safety; to facilitate multijurisdictional or interagency information sharing; to support crime victims; and to reduce recidivism or crime.

(2) In consultation with local law enforcement, district attorneys, the secretary of corrections, the director of state courts, and the public defender, the department

of justice shall develop and periodically update a strategic plan for state justice assistance grants under sub. (1).

(3) In providing grants under sub. (1), the department of justice shall give preference to grant-funded programs that have at least one of the following characteristics:

(a) The program has a primarily statewide or regional impact on the investigation, prosecution, or prevention of crime and is consistent with the strategic plan developed under sub. (2).

(b) The program has a primarily local impact on the investigation, prosecution, or prevention of crime; can be measured for effectiveness; and is consistent with the strategic plan developed under sub. (2).

(c) The program supports the investigation, prosecution, or prevention of crimes against children, domestic violence, or sexual assault.

(d) The program is designed to facilitate multijurisdictional or interagency information sharing that will assist in the investigation, prosecution, or prevention of crime.

(e) The program is designed to reduce recidivism or otherwise reduce crime and can be measured for effectiveness.

(4) The department of justice shall develop criteria and procedures to use in selecting recipients of grants under sub. (1) and in administering the grant program.

Notwithstanding s. 227.10, the criteria and procedures do not need to be promulgated as rules under ch. 227. Any recipient that receives a grant under sub. (1) shall comply with state audits and any other criteria specified by the department of justice in awarding the grant.

SECTION 3509. 165.755 (7) of the statutes is amended to read:

165.755 **(7)** All moneys collected from crime laboratories and drug law enforcement surcharges under this section shall be deposited by the secretary of administration and used as specified in ~~s.~~ ss. 20.455 (2) (jb), (kd), and (Lm) and 20.475 (1) (km).

SECTION 3510. 165.80 of the statutes is amended to read:

165.80Cooperation with ~~other state departments~~ the University of Wisconsin System Authority. For the purpose of coordinating the work of the crime laboratories with the research departments located in the University of Wisconsin System Authority, the attorney general and the University of Wisconsin System Authority may agree for the use of university laboratories and university physical facilities and the exchange and utilization of personnel between the crime laboratories and the university.

SECTION 3511. 165.81 (1) of the statutes is amended to read:

165.81 **(1)** Whenever the department is informed by the submitting officer or agency that physical evidence in the possession of the laboratories is no longer

needed the department may, except as provided in sub. (3) or unless otherwise provided by law, destroy the evidence, retain it in the laboratories, return it to the submitting officer or agency, or turn it over to the University of Wisconsin System Authority upon the request of the head of any department of the University of Wisconsin System Authority. If the department returns the evidence to the submitting officer or agency, any action taken by the officer or agency with respect to the evidence shall be in accordance with s. 968.20. Except as provided in sub. (3), whenever the department receives information from which it appears probable that the evidence is no longer needed, the department may give written notice to the submitting agency and the appropriate district attorney, by registered mail, of the intention to dispose of the evidence. If no objection is received within 20 days after the notice was mailed, it may dispose of the evidence.

SECTION 3512. 165.825 of the statutes is amended to read:

165.825Information link. The department of justice shall cooperate with the departments of ~~safety and professional services,~~ health services~~,~~ and financial institutions and professional standards in developing and maintaining a computer linkup to provide access to the information obtained from a criminal history search.

SECTION 3513. 165.96 of the statutes is repealed.

SECTION 3514. 165.986 of the statutes is repealed.

SECTION 3515. 165.987 of the statutes is repealed.

SECTION 3516. 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 safety and professional services~~ of any unmarked cigarettes.

SECTION 3517. 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 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 3518. 169.01 (35) (a) of the statutes is amended to read:

169.01 **(35)** (a) A veterinarian who is licensed in this state to practice veterinary medicine under ch. ~~453~~ 89 and who is certified under rules promulgated by the department of agriculture, trade and consumer protection.

SECTION 3519. 173.05 (1) (b) of the statutes is amended to read:

173.05 **(1)** (b) A person to whom par. (a) applies who is a veterinarian licensed under ch. ~~453~~ 89 is not required to complete a course of training approved by the department if he or she takes an examination given by the department and passes the examination on the first attempt.

SECTION 3520. 173.41 (2) (e) of the statutes is amended to read:

173.41 **(2)** (e) A veterinarian licensed under ch. ~~453~~ 89 practicing in the normal course of veterinary business within the scope of the license is not required to obtain a license under this subsection.

SECTION 3521. 173.41 (12) (a) 4. of the statutes is amended to read:

173.41 **(12)** (a) 4. If persons sell or offer to sell dogs at the temporary dog market for 2 or more consecutive days, employ or contract with a veterinarian licensed under ch. ~~453~~ 89 to conduct an examination of the dogs offered for sale at the temporary dog market on each day on which dogs are offered for sale and to review the information provided under par. (b).

SECTION 3522. 174.13 (2) of the statutes is amended to read:

174.13 **(2)** Any officer or pound which has custody of an unclaimed dog may release the dog to the University of Wisconsin System Authority, the Medical College of Wisconsin, Inc., or to any other educational institution of higher learning chartered under the laws of the state and accredited to the University of Wisconsin System Authority, upon requisition by the institution. The requisition shall be in writing, shall bear the signature of an authorized agent, and shall state that the dog is requisitioned for scientific or educational purposes. If a requisition is made for a greater number of dogs than is available at a given time, the officer or pound may supply those immediately available and may withhold from other disposition all unclaimed dogs coming into the officer's or pound's custody until the requisition is fully discharged, excluding impounded dogs as to which ownership is established within a reasonable period. A dog left by its owner for disposition is not considered an unclaimed dog under this section. If operated by a county, city, village or town, the officer or pound is entitled to the payment of $1 for each dog requisitioned. An institution making a requisition shall provide for the transportation of the dog.

SECTION 3523. 177.30 (2) of the statutes is amended to read:

177.30 **(2)** The administrator, at reasonable times and upon reasonable notice, may examine the records of any person to determine whether the person has complied with this chapter. The administrator may designate the ~~division of banking~~ department of financial institutions and professional standards or other appropriate regulatory authority to examine the records of regulated institutions to determine

if the institutions have complied with this chapter. The administrator may conduct the examination even if the person believes it is not in possession of any property reportable or deliverable under this chapter.

SECTION 3524. 182.028 of the statutes is amended to read:

182.028School corporations. Any corporation formed for the establishment and maintenance of schools, academies, seminaries, colleges or universities or for the cultivation and practice of music shall have power to enact bylaws for the protection of its property, and provide fines as liquidated damages upon its members and patrons for violating the bylaws, and may collect the same in tort actions, and to prescribe and regulate the courses of instruction therein, and to confer such degrees and grant such diplomas as are usually conferred by similar institutions or as shall be appropriate to the courses of instruction prescribed~~, except that no corporation shall operate or advertise a school that is subject to s. 38.50 (10) without complying with the requirements of s. 38.50~~. Any stockholder may transfer his or her stock to the corporation for its use; and if the written transfer so provides the stock shall be perpetually held by the board of directors with all the rights of a stockholder, including the right to vote.

SECTION 3525. 186.098 (12) of the statutes is amended to read:

186.098 **(12)**LOANS TO MEMBERS. A credit union may make loans to members secured by assignment or transfer of stock certificates or other evidence of the borrower's ownership interest in a corporation formed for the cooperative ownership of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a mortgage involving a one-family residence, apply to a proceeding to enforce the lender's rights in security given for a loan under this subsection. The office of credit unions shall promulgate joint rules with the ~~division of banking~~ department of financial institutions and professional standards that establish procedures for enforcing a lender's rights in security given for a loan under this subsection.

SECTION 3526. 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 (1)~~ 20.142 (2) (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 3527. 186.314 (2m) (e) of the statutes is amended to read:

186.314 **(2m)** (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~~ department of financial institutions and professional standards 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.

SECTION 3528. 194.01 (11) of the statutes is amended to read:

194.01 **(11)** "Private motor carrier" means any person ~~except a common or contract motor carrier engaged in the~~ who provides transportation of property or passengers by commercial motor vehicle ~~other than an automobile or trailer used therewith, upon the public highways~~ and is not a contract motor carrier.

SECTION 3529. 196.218 (3) (a) 3. b. of the statutes is amended to read:

196.218 **(3)** (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), (qm), and (r), 20.285 (1) (q), and 20.505 (4) (s)~~, (t), (tm), (tu), and (tw)~~.

SECTION 3530. 196.218 (3) (a) 3. b. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

196.218 **(3)** (a) 3. b. The amounts appropriated under ss. 20.255 (3) (q), (qm), and (r)~~, 20.285 (1) (q),~~ and 20.505 (4) (s).

SECTION 3531. 196.218 (5) (a) 6. of the statutes is repealed.

SECTION 3532. 196.218 (5) (a) 10. of the statutes is created to read:

196.218 **(5)** (a) 10. To make broadband expansion grants under s. 196.504.

SECTION 3533. 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~~ 235.13 (1) (a) or s. 560.13 (1) (a), 2009 stats., are used to the extent practicable.

SECTION 3534. 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. ~~238.13~~ 235.13 (1) (a), or the site of a former or existing large electric generating facility.

SECTION 3535. 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. ~~238.13~~ 235.13 (1) (a), are used to the extent practicable.

SECTION 3536. 196.504 (2) (a) of the statutes is amended to read:

196.504 **(2)** (a) To make broadband expansion grants to eligible applicants for the purpose of constructing broadband infrastructure in underserved areas designated under par. (d). Grants awarded under this section shall be paid from the ~~appropriation~~ appropriations under s. 20.155 (3) ~~(g)~~ (k), (r), and (rm).

SECTION 3537. 196.504 (2) (c) of the statutes is amended to read:

196.504 **(2)** (c) To establish criteria for evaluating applications and awarding grants under this section. The criteria shall prohibit grants that have the effect of subsidizing the expenses of a telecommunication provider or the monthly bills of telecommunications customers. The criteria shall give priority to projects that include matching funds, that involve public-private partnerships, that affect areas with no broadband service providers, that are scalable, or that affect a large geographic area or a large number of underserved individuals or communities.

SECTION 3538. 200.49 (1) (b) of the statutes is amended to read:

200.49 **(1)** (b) "Minority group member" has the meaning given under s. ~~16.287~~ 203.07 (1) (f).

SECTION 3539. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 3540. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 3541. Chapter 203 (title) of the statutes is created to read:

CHAPTER 203

BUSINESS DEVELOPMENT

SECTION 3542. 203.01 of the statutes is created to read:

203.01Definitions. In this chapter:

(1) "Department" means the department of financial institutions and professional standards.

(2) "Secretary" means the secretary of financial institutions and professional standards.

SECTION 3543. 214.01 (1) (f) of the statutes is created to read:

214.01 **(1)** (f) "Department" means the department of financial institutions and professional standards.

SECTION 3544. 214.01 (1) (im) of the statutes is repealed.

SECTION 3545. 214.04 (21) (b) of the statutes is amended to read:

214.04 **(21)** (b) The rules of the ~~division~~ department shall provide that any remote service unit shall be available for use, on a nondiscriminatory basis, by any state or federal savings bank which has its principal place of business in this state, by any other state or federal savings bank obtaining the consent of a state or federal savings bank that has its principal place of business in this state and is using the terminal and by all customers designated by a savings bank using the unit. This paragraph does not authorize a savings bank which has its principal place of business outside this state to conduct business as a savings bank in this state. A remote service unit shall be available for use, on a nondiscriminatory basis, by any credit union, state or national bank or state or federal savings and loan association, whose home office is located in this state, if the credit union, bank or savings and loan association requests to share its use, subject to joint rules established by ~~the division of banking,~~ the office of credit unions and the ~~division~~ department. The ~~division~~ department by order may authorize the installation and operation of a remote service unit in a mobile facility, after notice and hearing upon the proposed service stops of the mobile facility.

SECTION 3546. 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 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 3547. 214.715 (2) of the statutes is amended to read:

214.715 **(2)** Employees of the ~~division~~ department may not be subject to any civil liability or penalty, or to any criminal prosecution, for any error in judgment or discretion made in good faith and upon reasonable grounds in any action taken or omitted under this chapter by the employee in an official capacity.

SECTION 3548. 214.72 (1) (am) of the statutes is repealed.

SECTION 3549. 214.72 (1) (b) of the statutes is amended to read:

214.72 **(1)** (b) "Financial regulator" means the department secretary and deputy secretary, and an administrator having duties related to financial institutions, a supervisor of data processing, legal counsel, and a financial institution examiner employed by the department and includes any member of a financial regulator's immediate family, as defined in s. 19.42 (7).

SECTION 3550. 214.725 (5) of the statutes is amended to read:

214.725 **(5)** Employees of the ~~division~~ department or other designated agents may administer oaths and examine and take and preserve testimony under oath as to anything in the affairs or ownership of the savings bank or the entity examined.

SECTION 3551. 214.78 (3) of the statutes is amended to read:

214.78 **(3)** A person who subpoenaes a witness shall advance the fees and mileage of the witness. 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 review board in the interests of the state shall be paid by the state upon presentation of proper vouchers approved by the chairperson of the review board and charged to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).

SECTION 3552. 215.01 (6) of the statutes is repealed.

SECTION 3553. 215.01 (6f) of the statutes is created to read:

215.01 **(6f)** "Department" means the department of financial institutions and professional standards.

SECTION 3554. 215.02 (4) of the statutes is amended to read:

215.02 **(4)** IMMUNITY. Employees of the ~~division~~ department shall not be subject to any civil liability or penalty, nor to any criminal prosecution, for any error in judgment or discretion made in good faith and upon reasonable grounds in any action taken or omitted under this chapter by the employee in the employee's official capacity.

SECTION 3555. 215.04 (1) (b) of the statutes is amended to read:

215.04 **(1)** (b) Review the acts, orders, and determinations of the ~~division~~ department under this chapter.

SECTION 3556. 215.04 (3) of the statutes is amended to read:

215.04 **(3)** WITNESS FEES. A person who causes a witness to be subpoenaed shall advance the fees and mileage expense of the witness. 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 review board in the interests of the state shall be paid by the state upon presentation of proper vouchers approved by the chairperson of the review board and charged to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).

SECTION 3557. 217.02 (2k) of the statutes is created to read:

217.02 **(2k)** "Department" means the department of financial institutions and professional standards.

SECTION 3558. 217.02 (2m) of the statutes is repealed.

SECTION 3559. 218.02 (1) (d) of the statutes is repealed.

SECTION 3560. 218.02 (1) (dm) of the statutes is created to read:

218.02 **(1)** (dm) "Department" means the department of financial institutions and professional standards.

SECTION 3561. 218.04 (1) (bm) of the statutes is created to read:

218.04 **(1)** (bm) "Department" means the department of financial institutions and professional standards.

SECTION 3562. 218.04 (1) (c) of the statutes is repealed.

SECTION 3563. 218.05 (1) (cm) of the statutes is created to read:

218.05 **(1)** (cm) "Department" means the department of financial institutions and professional standards.

SECTION 3564. 218.05 (1) (d) of the statutes is repealed.

SECTION 3565. 219.09 (1) (h) of the statutes is created to read:

219.09 **(1)** (h) The University of Wisconsin System Authority.

SECTION 3566. 220.01 (1m) of the statutes is repealed.

SECTION 3567. 221.0303 (2) of the statutes is amended to read:

221.0303 **(2)** OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS TERMINALS. A bank may, directly or indirectly, acquire, place, and operate, or participate in the acquisition, placement, and operation of, at locations other than its main or branch offices, customer bank communications terminals, in accordance with rules established by the ~~division~~ department. The rules of the ~~division~~ department shall provide that any such customer bank communications terminal shall be available for use, on a nondiscriminatory basis, by any state or national bank and by all customers designated by a bank using the terminal. This subsection does not authorize a bank which has its principal place of business outside this state to conduct banking business in this state. The customer bank communications terminals also shall be available for use, on a nondiscriminatory basis, by any credit union, savings and loan association, or savings bank, if the credit union, savings and loan association, or savings bank requests to share its use, subject to rules jointly established by the ~~division of banking~~ department and the office of credit unions. The ~~division~~ department by order may authorize the installation and operation of a customer bank communications terminal in a mobile facility, after notice and hearing upon the proposed service stops of the mobile facility.

SECTION 3568. 221.0802 of the statutes is amended to read:

221.0802Banks may be placed in hands of ~~division~~ department. A bank doing business under this chapter may place its affairs and assets under the control of the ~~division~~ department by posting a notice on its front door, as follows: "This bank is in the hands of the ~~Division of Banking of the~~ Department of Financial Institutions and Professional Standards". Immediately upon posting such notice, the bank shall notify the ~~division~~ department of this action. The posting of the notice, or the taking

possession of a bank by the ~~division~~ department, places the bank's assets and property in the possession of the ~~division~~ department, and bars any attachment proceedings. For each day the ~~division~~ department is placed in possession of the bank, and until such time as a special deputy is appointed under s. 220.08 (4), the

bank shall pay to the ~~division~~ department the actual cost of such liquidation proceedings. The ~~division~~ department shall pay the amounts to the state treasurer and the percentage specified in s. ~~20.144 (1)~~ 20.142 (2) (g) shall be credited to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

SECTION 3569. 222.0102 (3) of the statutes is repealed.

SECTION 3570. 224.30 (5) of the statutes is created to read:

224.30 **(5)**ELECTRONIC FILING. (a) In this subsection, "filing" means the submission to the department of any form, instrument, application, report, notice, or other information required or permitted to be submitted to the department for retention in the department's records.

(b) Subject to par. (c), the department may require any filing to be made electronically in a manner prescribed by the department. Subject to par. (c), if the department requires that a filing be made electronically, the department may require that any fee associated with the filing be paid using a suitable method prescribed by the department.

(c) The department may waive any requirement imposed under par. (b) if all of the following apply:

1. The person affected by the requirement makes a written request to the department, in a manner prescribed by the department, that the requirement be waived and clearly states in the request why the requirement causes the person undue hardship.

2. The department determines, in its discretion, that the requirement, if imposed on the person, would cause the person undue hardship.

SECTION 3571. 224.71 (1br) (intro.) of the statutes is amended to read:

224.71 **(1br)** (intro.) "Bona fide nonprofit organization" means an organization that is described in section 501 (c) (3) of the Internal Revenue Code and exempt from federal income tax under section 501 (a) of the Internal Revenue Code, that is certified by the federal department of housing and urban development or the Forward Wisconsin ~~Housing and Economic~~ Development Authority, and that does all of the following:

SECTION 3572. 224.71 (1e) of the statutes is repealed.

SECTION 3573. 224.90 (1) of the statutes is repealed.

SECTION 3574. 227.01 (1) of the statutes is amended to read:

227.01 **(1)** "Agency" means a board, commission, committee, department, or officer in the state government, except the governor, a district attorney or a military

or judicial officer, and in this subchapter, subch. II, and s. 227.40, "agency" includes the Board of Regents of the University of Wisconsin System Authority.

SECTION 3575. 227.01 (13) (kr) of the statutes is repealed.

SECTION 3576. 227.01 (13) (Lg) of the statutes is created to read:

227.01 **(13)** (Lg) Is a policy or procedure adopted by the Board of Regents of the University of Wisconsin System Authority under ch. 36.

SECTION 3577. 227.01 (13) (Lm) of the statutes is repealed.

SECTION 3578. 227.01 (13) (Ln) of the statutes is repealed.

SECTION 3579. 227.01 (13) (Lr) of the statutes is amended to read:

227.01 **(13)** (Lr) Determines what constitutes high-demand fields for purposes of s. 38.28 (2) (be) 1. b. and s. 106.34 (2) (b).

SECTION 3580. 227.01 (13) (sm) of the statutes is created to read:

227.01 **(13)** (sm) Is a standard or statement of policy adopted by the charter school oversight board.

SECTION 3581. 227.01 (13) (zq) of the statutes is amended to read:

227.01 **(13)** (zq) Designates the Kickapoo valley reserve under s. ~~41.41~~ 23.0927 (2).

SECTION 3582. 227.01 (13) (zy) of the statutes is amended to read:

227.01 **(13)** (zy) Relates to any form prescribed by ~~the division of banking in~~ the department of financial institutions and professional standards in connection with the licensing of mortgage bankers or mortgage brokers under s. 224.72 or the licensing of mortgage loan originators under s. 224.725.

SECTION 3583. 227.03 (2) of the statutes is amended to read:

227.03 **(2)** Except as provided in ~~s.~~ ss. 108.105, 949.11, and 949.31, only the provisions of this chapter relating to rules are applicable to matters arising out of s. 66.191, 1981 stats., s. 40.65 (2), 289.33, 303.07 (7) or 303.21 or subch. II of ch. 107 or ch. 102, 108, or 949.

SECTION 3584. 227.03 (4) of the statutes is amended to read:

227.03 **(4)** The provisions of this chapter relating to contested cases do not apply to proceedings involving the revocation of community supervision or aftercare supervision under s. 938.357 (5), the revocation of parole, extended supervision, or probation, the grant of probation, prison discipline, mandatory release under s. 302.11, or any other proceeding involving the care and treatment of a resident or an inmate of a correctional institution.

SECTION 3585. 227.10 (3) (e) of the statutes is amended to read:

227.10 **(3)** (e) Nothing in this subsection prohibits the ~~administrator~~ director of the ~~division~~ bureau of merit recruitment and selection in the ~~office of state~~

~~employment relations~~ department of administration from promulgating rules relating to expanded certification under s. 230.25 (1n).

SECTION 3586. 227.43 (1) (bk) of the statutes is created to read:

227.43 **(1)** (bk) Assign a hearing examiner to preside over any hearing or review under s. 44.40 (3m) or 44.42 (3).

SECTION 3587. 227.43 (1) (bm) of the statutes is created to read:

227.43 **(1)** (bm) Assign a hearing examiner to preside over any hearing or review of a worker's compensation claim or other dispute under ch. 102.

SECTION 3588. 227.43 (2) (am) of the statutes is created to read:

227.43 **(2)** (am) The office of the commissioner of insurance shall notify the division of hearings and appeals of every pending hearing to which the administrator of the division is required to assign a hearing examiner under sub. (1) (bm) after the office of the commissioner of insurance is notified that a hearing on the matter is required.

SECTION 3589. 227.43 (3) (a) of the statutes is amended to read:

227.43 **(3)** (a) The administrator of the division of hearings and appeals may set the fees to be charged for any services rendered to the department of natural resources by a hearing examiner under this section. The fee shall cover the total cost of the services ~~less any costs covered by the appropriation under s. 20.505 (4) (f)~~.

SECTION 3590. 227.43 (3) (b) of the statutes is amended to read:

227.43 **(3)** (b) The administrator of the division of hearings and appeals may set the fees to be charged for any services rendered to the department of transportation by a hearing examiner under this section. The fee shall cover the total cost of the services ~~less any costs covered by the appropriation under s. 20.505 (4) (f)~~.

SECTION 3591. 227.43 (3) (bm) of the statutes is created to read:

227.43 **(3)** (bm) The administrator of the division of hearings and appeals may set the fees to be charged for any services rendered to the office of the commissioner of insurance by a hearing examiner under this section. The fee shall cover the total cost of the services.

SECTION 3592. 227.43 (3) (br) of the statutes is amended to read:

227.43 **(3)** (br) The administrator of the division of hearings and appeals may set the fees to be charged for any services rendered to the department of public instruction by a hearing examiner under this section. The fee shall cover the total cost of the services ~~less any costs covered by the appropriation under s. 20.505 (4) (f)~~.

SECTION 3593. 227.43 (3) (f) of the statutes is created to read:

227.43 **(3)** (f) The administrator of the division of hearings and appeals may set the fees to be charged for any services rendered to the historical society by a hearing examiner under this section. The fee shall cover the total cost of the services less any costs covered by the appropriation under s. 20.505 (4) (f).

SECTION 3594. 227.43 (4) (bm) of the statutes is created to read:

227.43 **(4)** (bm) The office of the commissioner of insurance shall pay all costs of the services of a hearing examiner assigned under sub. (1) (bm), according to the fees set under sub. (3) (bm).

SECTION 3595. 227.43 (4) (f) of the statutes is created to read:

227.43 **(4)** (f) The historical society shall pay all costs of the services of a hearing examiner, including support services, assigned under sub. (1) (bk), according to the fees set under sub. (3) (f).

SECTION 3596. 227.47 (2) of the statutes is amended to read:

227.47 **(2)** Except as otherwise provided in this subsection, a proposed or final decision of the employment relations commission, hearing examiner or arbitrator concerning an appeal of the decision of the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration made under s. 230.09 (2) (a) or (d) shall not be accompanied by findings of fact or conclusions of law. If within 30 days after the commission issues a decision in such an appeal either party files a petition for judicial review of the decision under s. 227.53 and files a written notice with the commission that the party has filed such a petition, the commission shall issue written findings of fact and conclusions of law within 90 days after receipt of the notice. The court shall stay the proceedings pending receipt of the findings and conclusions.

SECTION 3597. 227.52 (3) of the statutes is amended to read:

227.52 **(3)** Those decisions of the ~~division of banking~~ department of financial institutions and professional standards that are subject to review, prior to any judicial review, by the banking review board, and decisions of the ~~division of banking~~ department of financial institutions and professional standards relating to savings banks or savings and loan associations~~, but no other institutions subject to the jurisdiction of the division of banking~~.

SECTION 3598. 227.55 of the statutes is renumbered 227.55 (1) and amended to read:

227.55 **(1)** Within 30 days after service of the petition for review upon the agency, or within such further time as the court ~~may allow~~ allows, the agency in possession of the record for the decision under review shall transmit to the

reviewing court the original or a certified copy of the entire record ~~of the proceedings in which the decision under review was made~~, including all pleadings, notices, testimony, exhibits, findings, decisions, orders, and exceptions, ~~therein; but~~ except that by stipulation of all parties to the review proceedings the record may be shortened by eliminating any portion ~~thereof~~ of the record. Any party, other than the agency that is a party, refusing to stipulate to limit the record may be taxed by the court for the additional costs. ~~The~~ Except as provided in sub. (2), the record may be typewritten or printed. The exhibits may be typewritten, ~~photostated~~ photocopied, or otherwise reproduced, or, upon motion of any party, or by order of the court, the original exhibits shall accompany the record. The court may require or permit subsequent corrections or additions to the record when deemed desirable.

SECTION 3599. 227.55 (2) of the statutes is created to read:

227.55 **(2)** In the case of a record under sub. (1) that is in the possession of the division of hearings and appeals, if any portion of the record is in the form of an audio or video recording, the division may transmit to the reviewing court a copy of that recording in lieu of preparing a transcript, unless the court requests a transcript.

SECTION 3600. 227.59 of the statutes is amended to read:

227.59Certification 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 ~~safety and professional services~~ financial institutions and professional standards under chs. 101, 107, 145, 157, 167, or 440 to 480 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 3601. 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 administration under s. ~~16.283~~ 203.03 (3).

SECTION 3602. 229.46 (1) (b) of the statutes is amended to read:

229.46 **(1)** (b) "Minority group member" has the meaning given in s. ~~16.287~~ 203.07 (1) (f).

SECTION 3603. 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 administration under s. ~~16.283~~ 203.03 (3).

SECTION 3604. 229.70 (1) (am) of the statutes is amended to read:

229.70 **(1)** (am) "Minority business" has the meaning given in s. ~~16.287~~ 203.07 (1) (e).

SECTION 3605. 229.70 (1) (b) of the statutes is amended to read:

229.70 **(1)** (b) "Minority group member" has the meaning given in s. ~~16.287~~ 203.07 (1) (f).

SECTION 3606. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 3607. 229.8273 (1) (b) of the statutes is amended to read:

229.8273 **(1)** (b) "Minority business" has the meaning given in s. ~~16.287~~ 203.07 (1) (e).

SECTION 3608. 229.8273 (1) (c) of the statutes is amended to read:

229.8273 **(1)** (c) "Minority group member" has the meaning given in s. ~~16.287~~ 203.07 (1) (f).

SECTION 3609. 229.842 (2) (b) of the statutes is amended to read:

229.842 **(2)** (b) Three persons appointed by the governor, one of whom shall be selected from a list of 3 to 5 names that is submitted by the Board of Regents of the University of Wisconsin System Authority. Of the remaining 2 appointees under this paragraph, at least one of the appointees shall have a demonstrated interest in cultural arts activities and one of the appointees may be an elective state official. A person appointed under this paragraph may take his or her seat immediately upon appointment and qualification.

SECTION 3610. 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 administration under s. ~~16.283~~ 203.03 (3).

SECTION 3611. 229.845 (1) (am) of the statutes is amended to read:

229.845 **(1)** (am) "Minority business" has the meaning given in s. ~~16.287~~ 203.07 (1) (e).

SECTION 3612. Subchapter VI (title) of chapter 229 [precedes 229.857] of the statutes is created to read:

CHAPTER 229

SUBCHAPTER VI

LOCAL SPORTS AND ENTERTAINMENT DISTRICTS

SECTION 3613. 229.857 of the statutes is created to read:

229.857Legislative declaration.(1) The legislature determines that the provision of assistance by state agencies to a district under this subchapter and any appropriation of funds to a district under this subchapter serve a statewide public purpose by assisting the development of sports and entertainment facilities in the state for providing recreation, by encouraging economic development and tourism, by reducing unemployment, and by bringing needed capital into the state for the benefit and welfare of people throughout the state.

(2) The legislature determines that a district serves a public purpose in political subdivisions in which it is located by providing recreation, by encouraging economic development and tourism, by reducing unemployment, and by bringing needed capital into the district's jurisdiction for the benefit of people in the district's jurisdiction.

SECTION 3614. 229.858 of the statutes is created to read:

229.858Definitions. In this subchapter:

(1) "Basketball arena" means an arena that is an arena that is principally used as the home arena of a professional basketball team, described in s. 229.860, at the time that a district is created.

(2) "District" means a special purpose district created under this subchapter.

(3) "District board" means the governing board of a district.

(4) "Local unit" means a county or city that is described in s. 229.860.

(5) "Sports and entertainment facilities" means property, tangible or intangible, owned in whole or in substantial part, operated, or leased by a district that is principally used for professional basketball, including spectator seating, practice facilities, parking lots and structures, garages, restaurants, concession facilities, entertainment facilities, facilities for the display or sale of memorabilia, transportation facilities, and other functionally related or auxiliary facilities or structures.

SECTION 3615. 229.859 of the statutes is created to read:

229.859Creation and organization.(1) There is created, for each jurisdiction under s. 229.860, a special purpose district that is a local governmental unit, that is a body corporate and politic, that is separate and distinct from, and independent of, the state, and separate and distinct from, and independent of, the local units within its jurisdiction, that has the powers under s. 229.861 and the

name of which includes "Sports and Entertainment District".

(2) (a) A district is governed by its district board. Subject to pars. (g) and (h), the district board shall consist of 9 members appointed by the governor. A person appointed under this paragraph may take his or her seat immediately upon appointment and qualification, subject to confirmation or rejection by the senate. Persons appointed and confirmed under this paragraph shall serve staggered 7-year terms. The governor shall designate one member as chairperson of the district board.

(b) Members of the district board shall be Wisconsin residents and shall have executive and managerial experience. No member may hold elective public office or be a candidate for elective public office.

(c) A member of the district board who is appointed by the governor shall hold his or her position on the board until the member's successor is appointed by the governor and confirmed by the senate.

(d) A majority of the current membership of the district board constitutes a quorum to do business. The district may take action based on the affirmative vote of a majority of those members of the district board who are present at a meeting of the district board.

(e) No member of the district board may receive compensation for performing his or her duties. A member of the district board shall be reimbursed for his or her actual and necessary expenses incurred in the performance of his or her duties.

(f) Upon the appointment and qualification of a majority of the members of a district board, the district board may exercise the powers and duties of a district board under this subchapter.

(g) The county executive of a county described in s. 229.860 which provides funding to construct, equip, or improve sports and entertainment facilities under s. 229.863 shall appoint a member to the district board, subject to confirmation or rejection by a majority of the members-elect of the county board. A person appointed and confirmed under this paragraph shall serve a 7-year term, except that the initial term of the first member appointed under this paragraph shall be 5 years.

(h) The mayor of a city described in s. 229.860 which provides funding to construct, equip, or improve sports and entertainment facilities under s. 229.863 shall appoint a member to the district board, subject to confirmation or rejection by a majority of the members-elect of the common council. A person appointed and confirmed under this paragraph shall serve a 7-year term, except that the initial term of the first member appointed under this paragraph shall be 6 years.

(i) A member appointed under par. (g) or (h) is subject to the requirements under par. (b). Upon appointment and confirmation of such a member, the appointing authority shall certify the member to the secretary of administration.

(3) The district board shall name the district, and the name shall include "Sports and Entertainment District".

SECTION 3616. 229.860 of the statutes is created to read:

229.860Jurisdiction. A district's jurisdiction is any county with a population of more than 500,000 and a 1st class city that is located wholly or predominantly in that county, provided that the city includes the principal site of a basketball arena that is home to a professional basketball team, that is a member of a league of professional basketball teams that have home arenas in at least 10 states, and that is approved by that league for use as a home arena for that basketball team. Once created, the district's jurisdiction remains fixed even if population figures for the county decline below the minimum described in this section.

SECTION 3617. 229.861 of the statutes is created to read:

229.861Powers of a district. A district has all of the powers necessary or convenient to carry out the purposes and provisions of this subchapter, except that it may not issue bonds or levy or impose a tax. In addition to all other powers granted by this subchapter, a district may do all of the following:

(1) Adopt bylaws to govern the district's activities, subject to this subchapter.

(2) Sue and be sued in its own name, plead, and be impleaded.

(3) Maintain an office.

(4) In connection with sports and entertainment facilities:

(a) Acquire, construct, equip, maintain, improve, operate, and manage the sports and entertainment facilities as a revenue-generating enterprise, or engage other persons to do these things.

(b) Acquire; lease, as lessor or lessee; use; transfer; or accept transfers of property, and assume debt payments and outstanding obligations for the property acquired or accepted.

(c) Improve, maintain, and repair property.

(d) Enter into contracts, subject to such standards as may be established by the district board. The district board may award any such contract for any combination or division of work it designates and may consider any factors in awarding a contract, including price, time for completion of work, and qualifications and past performance of a contractor.

(e) Sell or otherwise dispose of unneeded or unwanted property.

(5) Employ personnel, and fix and regulate their compensation; and provide, either directly or subject to an agreement under s. 66.0301 as a participant in a benefit plan of another governmental entity, any employee benefits, including an employee pension plan.

(6) Purchase insurance, establish and administer a plan of self-insurance or,

subject to an agreement with another governmental entity under s. 66.0301, participate in a governmental plan of insurance or self-insurance.

(7) Mortgage, pledge, or otherwise encumber the district's property or funds.

(8) Maintain funds and invest the funds in any investment that the district board considers appropriate.

(9) Promote, advertise, and publicize its sports and entertainment facilities and related activities.

(10) Set standards governing the use of, and the conduct within, its sports and entertainment facilities in order to promote public safety and convenience and to maintain order.

(11) Accept gifts, loans, and other aid.

(12) Adopt and alter an official seal.

SECTION 3618. 229.862 of the statutes is created to read:

229.862Special fund revenues.(1) The district board shall maintain a special fund into which it deposits all funds received under s. 16.527 (3) (d). Moneys in the special fund may be expended only for the construction of sports and entertainment facilities, including the acquisition or lease of property.

(2) The district may not deposit any other moneys into the special fund, except that the district shall credit all earnings on the revenues in the special fund to the special fund.

(3) No money in the special fund may be expended for the purpose of operating or maintaining sports and entertainment facilities or a basketball arena.

SECTION 3619. 229.863 of the statutes is created to read:

229.863Powers granted to local units. (1) In addition to any powers that it may otherwise have, a local unit may do any of the following:

(1) Make grants or loans to a district upon terms that the local unit considers appropriate.

(2) Expend public funds to subsidize a district.

(3) Borrow money under ch. 24 and ss. 66.0621, 67.04, and 67.12 (12) for sports and entertainment facilities or to fund grants, loans, or subsidies to a district.

(4) Lease or transfer property to a district upon terms that the local unit considers appropriate.

SECTION 3620. 229.864 of the statutes is created to read:

229.864Dissolution of a district, lease obligations.(1) A district may not dissolve and wind up its affairs unless obligations issued under s. 16.527 (3) (d) have been retired.

(2) If the district board enters into a lease with a professional basketball team described in s. 229.860 for the use of sports and entertainment facilities, the lease shall include a provision that states that if the team breaks or otherwise fails to fulfill its obligations under the lease, the professional basketball team shall pay the state an amount sufficient to retire the obligations issued under s. 16.527 (3) (d).

SECTION 3621. 229.865 of the statutes is created to read:

229.865Trust funds. All moneys received under this subchapter, whether from the state, from a local unit, or from any other source, are trust funds to be held and applied solely as provided in this subchapter. Any officer with whom, or any bank or trust company with which, those moneys are deposited shall act as trustee of those moneys and shall hold and apply the moneys for the purposes of this subchapter.

SECTION 3622. 229.866 of the statutes is created to read:

229.866Budgets; rates and charges; audit. A district shall adopt a calendar year as its fiscal year for accounting purposes. The district board shall annually prepare a budget for the district. Rates and other charges received by the district shall be used for the general expenses and capital expenditures of the district. A district shall maintain an accounting system in accordance with generally accepted accounting principles and shall have its financial statements audited annually by an independent certified public accountant.

SECTION 3623. 230.02 of the statutes is amended to read:

230.02Liberal construction of statutes. Statutes applicable to the ~~office~~ division and bureau shall be construed liberally in aid of the purposes declared in s. 230.01.

SECTION 3624. 230.03 (3) of the statutes, as affected by 2013 Wisconsin Act 20, 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 under ch. 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 3625. 230.03 (3) of the statutes, as affected by 2015 Wisconsin Act .... (this act), 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 under ch. 36, 231, 232, 233, 235, 237, 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 3626. 230.03 (5) of the statutes is created to read:

230.03 **(5)** "Bureau" means the bureau of merit recruitment and selection in the division.

SECTION 3627. 230.03 (6) of the statutes, as affected by 2011 Wisconsin Act 32, 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 3628. 230.03 (9e) of the statutes is amended to read:

230.03 **(9e)** "Director" means the director of the ~~office~~ bureau.

SECTION 3629. 230.03 (10) of the statutes is amended to read:

230.03 **(10)** "Division" means the division of ~~merit recruitment and selection in the office~~ personnel management in the department of administration.

SECTION 3630. 230.03 (10w) of the statutes is repealed.

SECTION 3631. 230.04 (title) of the statutes is amended to read:

230.04 (title) **Powers and duties of the ~~director~~ administrator.**

SECTION 3632. 230.04 (1) of the statutes is amended to read:

230.04 **(1)** The ~~director~~ administrator is charged with the effective administration of this chapter. All powers and duties, necessary to that end, which are not exclusively vested by statute in the commission, the division of equal rights, the ~~administrator~~ director or appointing authorities, are reserved to the director.

SECTION 3633. 230.04 (1m) of the statutes is amended to read:

230.04 **(1m)** The ~~director~~ administrator may delegate, in writing, any of his or her functions set forth in this chapter to an appointing authority, within prescribed standards if the ~~director~~ administrator finds that the agency has personnel management capabilities to perform such functions effectively and has indicated its approval and willingness to accept such responsibility by written agreement. If the ~~director~~ administrator determines that any agency is not performing such delegated

---

function within prescribed standards, the ~~director~~ administrator shall forthwith withdraw such delegated function. Subject to the approval of the joint committee on finance, the ~~director~~ administrator may order transferred to the ~~office~~ division from the agency to which delegation was made such agency staff and other resources as necessary to perform such functions if increased staff was authorized to that agency as a consequence of such delegation or if the ~~office~~ division reduced staff or shifted staff to new responsibilities as a result of such delegation. Any delegatory action taken under s. 230.09 (2) (a) or (d) or 230.13 (1) by an appointing authority may be appealed to the commission under s. 230.44 (1) (b). The ~~director~~ administrator shall be a party in such an appeal.

SECTION 3634. 230.04 (2) of the statutes is amended to read:

230.04 **(2)** The ~~director~~ administrator may utilize the services of technical or specialized personnel to assist in implementing and maintaining a sound personnel management program. These services may be obtained from persons inside or outside of state service.

SECTION 3635. 230.04 (3) of the statutes is amended to read:

230.04 **(3)** The ~~director~~ administrator may issue enforceable orders on all matters relating to the administration, enforcement and effect of this chapter and the rules prescribed thereunder except on matters relating to the provisions of subch. III or to those provisions of subch. II for which responsibility is specifically charged to the ~~administrator~~ director.

SECTION 3636. 230.04 (4) of the statutes is amended to read:

230.04 **(4)** The ~~director~~ administrator shall establish and maintain a collective bargaining capability under s. 111.815 (2).

SECTION 3637. 230.04 (5) of the statutes is amended to read:

230.04 **(5)** The ~~director~~ administrator shall promulgate rules on all matters relating to the administration of the ~~office~~ division and the performance of the duties assigned to the ~~director~~ administrator, except on matters relating to those provisions of subch. II for which responsibility is specifically charged to the ~~administrator~~ director.

SECTION 3638. 230.04 (8) of the statutes is amended to read:

230.04 **(8)** The ~~director~~ administrator shall establish an employee performance evaluation program under s. 230.37 (1).

SECTION 3639. 230.04 (9) (intro.) of the statutes is amended to read:

230.04 **(9)** (intro.) The ~~director~~ administrator shall do all of the following:

SECTION 3640. 230.04 (9) (f) of the statutes is amended to read:

230.04 **(9)** (f) Establish an affirmative action subunit. The affirmative action subunit shall advise and assist the director, the administrator, and agency heads

on establishing policies and programs to ensure appropriate affirmative action. The subunit shall advise and assist the ~~director~~ administrator in monitoring such programs and shall provide staff to the council on affirmative action.

SECTION 3641. 230.04 (9m) of the statutes is amended to read:

230.04 **(9m)** The ~~director~~ administrator shall conduct periodic reviews and evaluations of the written records of hiring decisions made by appointing authorities under ss. 230.21 (1m), 230.25 (1p) and 230.27 (2k).

SECTION 3642. 230.04 (9r) (b) (intro.) of the statutes is amended to read:

230.04 **(9r)** (b) (intro.) The ~~director~~ administrator shall keep a record of all of the following:

SECTION 3643. 230.04 (10) of the statutes is amended to read:

230.04 **(10)** (a) The ~~director~~ administrator may require all agencies and their officers to comply with the ~~director's~~ administrator's request to furnish current information pertaining to authorized positions, payroll and related items regarding civil service and employment relations functions.

(b) The ~~director~~ administrator shall request from each agency and each agency shall furnish to the ~~director~~ administrator relevant racial, ethnic, gender and disability information on every new employee hired by the agency including limited term, project, seasonal and sessional employees. The ~~director~~ administrator shall maintain the data to permit a periodic review of the agency's affirmative action plan accomplishments.

(c) The ~~director~~ administrator shall request from each agency and each agency shall furnish to the ~~director~~ administrator relevant information regarding the prior military service, if any, of every new employee hired by the agency including limited term, project, seasonal and sessional employees. The ~~director~~ administrator shall maintain the data to permit a periodic review of the progress being made to provide employment opportunities in civil service for veterans and disabled veterans.

SECTION 3644. 230.04 (11) of the statutes is amended to read:

230.04 **(11)** The ~~director~~ administrator may provide by rule for an understudy program to assure continuity in selected positions.

SECTION 3645. 230.04 (12) of the statutes is amended to read:

230.04 **(12)** The ~~director~~ administrator shall keep in the ~~office~~ division an official roster of all permanent classified employees which shall include classification titles, pay and employment status changes and appropriate dates thereof.

SECTION 3646. 230.04 (13) (intro.) of the statutes is amended to read:

230.04 **(13)** (intro.) The ~~director~~ administrator shall do all of the following:

SECTION 3647. 230.04 (14) of the statutes is amended to read:

230.04 **(14)** The ~~director~~ administrator shall establish, by rule, the scope and minimum requirements of a state employee grievance procedure relating to conditions of employment.

SECTION 3648. 230.04 (15) of the statutes is amended to read:

230.04 **(15)** The ~~director~~ administrator shall review and either approve or disapprove each determination by an agency head regarding the classification of a state employee as a protective occupation participant for purposes of the Wisconsin retirement system.

SECTION 3649. 230.04 (16) of the statutes is repealed.

SECTION 3650. 230.04 (17) of the statutes is amended to read:

230.04 **(17)** The ~~director~~ administrator shall resolve any dispute raised by a complaint filed under s. 321.64 (1) (c).

SECTION 3651. 230.04 (18) of the statutes is amended to read:

230.04 **(18)** The ~~director~~ administrator may provide any services and materials to agencies and may charge the agencies for providing the services and materials. The ~~director~~ administrator shall establish a methodology for determining the costs of services and materials charged to state agencies under this subsection. All moneys received from the charges shall be deposited in the appropriation account under s. ~~20.545 (1) (k)~~ 20.505 (1) (kz).

SECTION 3652. 230.046 (5) (c) of the statutes is amended to read:

230.046 **(5)** (c) An agreement has been entered into by the trainee and the appointing authority relative to employment with the state, together with such other terms and conditions as may be necessary under the rules of the ~~director~~ administrator whenever on-the-job trainees are employed; and

---

SECTION 3653. 230.046 (7) of the statutes is amended to read:

230.046 **(7)**ESTABLISH INTERNSHIPS. The ~~director~~ administrator shall establish in the classified service in-service training internships designed to give rigorous training in public service administration for periods not to exceed 3 years under the direct supervision of experienced administrators.

SECTION 3654. 230.046 (8) of the statutes is amended to read:

230.046 **(8)**COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of qualified students of exceptional merit in government career service, the ~~director~~ administrator shall cooperate with the board of regents of the University of Wisconsin System in providing opportunities for recipients of public service scholarship loans to secure employment under the internship plan.

SECTION 3655. 230.046 (8) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

230.046 **(8)** COOPERATE FOR SCHOLARSHIP LOANS. To stimulate the interest of qualified students of exceptional merit in government career service, the administrator shall cooperate with the board of regents of the University of Wisconsin System Authority in providing opportunities for recipients of public service scholarship loans to secure employment under the internship plan.

SECTION 3656. 230.046 (9) of the statutes is amended to read:

230.046 **(9)** TUITION REFUND PROGRAM. The ~~director~~ administrator may establish by rule in the classified service a tuition refund program to supplement departmental training, to encourage employee job-related development and, upon satisfactory completion of training under this program to refund to the employee, an amount not to exceed the cost of tuition and necessary fees.

SECTION 3657. 230.046 (10) (intro.) of the statutes is amended to read:

230.046 **(10)** FUNCTIONS OF THE ~~OFFICE~~ DIVISION. (intro.) The ~~office~~ division may do all of the following:

SECTION 3658. 230.047 (8) of the statutes is amended to read:

230.047 **(8)** ADMINISTRATION. The ~~director~~ administrator shall promulgate rules for the operation and implementation of this section. The rules shall prescribe the duration, terms and conditions of such interchange.

SECTION 3659. 230.05 of the statutes is amended to read:

230.05 Powers and duties of the ~~administrator~~ director. (1) All powers necessary for the effective administration of the duties specified for the ~~administrator~~ director under this subchapter are reserved to the ~~administrator~~ director.

(2) (a) Except as provided under par. (b), the ~~administrator~~ director may delegate, in writing, any of his or her functions set forth in this subchapter to an appointing authority, within prescribed standards if the ~~administrator~~ director finds that the agency has personnel management capabilities to perform such functions effectively and has indicated its approval and willingness to accept such responsibility by written agreement. If the ~~administrator~~ director determines that any agency is not performing such delegated function within prescribed standards, the ~~administrator~~ director shall withdraw such delegated function. The ~~administrator~~ director may order transfer to the ~~division~~ bureau from the agency to which delegation was made such agency staff and other resources as necessary to perform such functions if increased staff was authorized to that agency as a consequence of such delegation or if the ~~division~~ bureau reduced staff or shifted staff to new responsibilities as a result of such delegation subject to the approval of the joint committee on finance. Any delegatory action taken under this subsection by any appointing authority may be appealed to the commission under s. 230.44 (1) (a). The ~~administrator~~ director shall be a party in such appeal.

(b) The ~~administrator~~ director is prohibited from delegating any of his or her final responsibility for the monitoring and oversight of the merit recruitment and selection program under this subchapter.

(3) The ~~administrator~~ director may utilize the services of technical or specialized personnel to assist in implementing and maintaining a sound merit recruitment and selection program. These services may be obtained from persons within or without state service.

(4) The ~~administrator~~ director may issue enforceable orders on all matters relating to the administration, enforcement and effect of the provisions of this subchapter for which responsibility is specifically charged to the ~~administrator~~ director and the rules prescribed thereunder. Any action brought against the appointing authority for failure to comply with the order of the ~~administrator~~ director shall be brought and served within 60 days after the date on which the ~~administrator's~~ director's order was issued. Such orders may be appealed to the commission under s. 230.44 (1) (a).

(5) The ~~administrator~~ director shall promulgate rules for the effective operation of the provisions of this subchapter for which responsibility is specifically charged to the ~~administrator~~ director. Notice of the contents of such rules and any modifications thereof shall be given to appointing authorities affected thereby, and such rules and modifications shall also be printed for public distribution.

(6) The ~~administrator~~ director may seek the prior advice and counsel of agency heads in the formulation of policies and procedures concerning the duties specified for the ~~administrator~~ director under this subchapter.

---

(7) The ~~administrator~~ director shall use techniques and procedures designed to certify eligible applicants to any vacant permanent position within 45 days after the filing of an appropriate request by an appointing authority.

(8) The ~~administrator~~ director may provide any personnel services to nonstate governmental units and may charge the nonstate governmental units for providing the services.

(9) The ~~administrator~~ director may provide any services and materials to agencies and may charge the agencies for providing the services and materials. All moneys received from the charges shall be deposited in the appropriation account under s. ~~20.545 (1) (k)~~ 20.505 (1) (kz).

SECTION 3660. 230.06 (1) (f) of the statutes is amended to read:

230.06 **(1)** (f) Provide the ~~director~~ administrator with the civil service information required under s. 16.004 (7).

SECTION 3661. 230.06 (1) (g) of the statutes is amended to read:

230.06 **(1)** (g) Prepare an affirmative action plan which complies with the standards established by the ~~director~~ administrator under s. 230.04 (9) (a) and which sets goals and outlines steps for incorporating affirmative action and principles supporting affirmative action into the procedures and policies of his or her agency.

SECTION 3662. 230.06 (1) (L) of the statutes is amended to read:

230.06 **(1)** (L) Provide information about the employment of each severely disabled employee for the ~~director's~~ administrator's report under s. 230.04 (9r) within 30 days after the disabled employee is appointed, and at other times at the request of the ~~director~~ administrator.

SECTION 3663. 230.08 (2) (e) 2m. of the statutes is amended to read:

230.08 **(2)** (e) 2m. Children and families — ~~8.~~ 9.

SECTION 3664. 230.08 (2) (e) 4f. of the statutes is repealed.

SECTION 3665. 230.08 (2) (e) 4g. of the statutes is created to read:

230.08 **(2)** (e) 4g. Financial institutions and professional standards - 21.

SECTION 3666. 230.08 (2) (e) 6. of the statutes is amended to read:

230.08 **(2)** (e) 6. Workforce development — ~~9.~~ 8.

SECTION 3667. 230.08 (2) (e) 8j. of the statutes is repealed.

SECTION 3668. 230.08 (2) (e) 9m. of the statutes is amended to read:

230.08 **(2)** (e) 9m. Public service commission — ~~8.~~ 7.

SECTION 3669. 230.08 (2) (e) 11m. of the statutes is repealed.

SECTION 3670. 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 state treasurer, secretary of state, attorney general, and superintendent of public instruction.

SECTION 3671. 230.08 (2) (sb) of the statutes is created to read:

230.08 **(2)** (sb) Solicitor general and deputy solicitor general positions in the department of justice.

SECTION 3672. 230.08 (2) (v) of the statutes is repealed.

SECTION 3673. 230.08 (2) (wh) of the statutes is repealed.

SECTION 3674. 230.08 (2) (xr) of the statutes is created to read:

230.08 **(2)** (xr) The administrator of the division of personnel management and the director of the bureau of merit recruitment and selection in the department of administration.

SECTION 3675. 230.08 (2) (ya) of the statutes is repealed.

SECTION 3676. 230.08 (2) (yb) of the statutes is amended to read:

230.08 **(2)** (yb) The director and the deputy director of, and legal counsel to, the office of business development in the department of ~~administration~~ financial institutions and professional standards.

SECTION 3677. 230.08 (4) (c) of the statutes is amended to read:

230.08 **(4)** (c) Any proposal of a board, department or commission, as defined in par. (a) and s. 15.01 (5), or of the historical society, for a change in the number of positions enumerated in sub. (2) (e), before being submitted to the legislature, shall first be submitted by the board, department or commission or by the historical

society
for a separate review by the secretary of administration and by the ~~director~~ administrator. The secretary of administration's review shall include information on the appropriateness of the proposed change with regard to a board's, department's, commission's or society's current or proposed internal organizational structure under s. 15.02 (4). The ~~director's~~ administrator's review shall include information on whether the existing classified or existing or proposed unclassified division administrator position involved is or would be assigned to pay range 1-18 or above in schedule 1, or a comparable level, of the compensation plan under s. 230.12. The results of these reviews shall be provided by the secretary of administration and by the ~~director~~ administrator to the joint committee on finance and the joint committee on employment relations at the same time that the board's, department's, commission's or society's proposal is presented to either committee.

SECTION 3678. 230.08 (7) of the statutes is amended to read:

230.08 **(7)**EXCEPTIONAL EMPLOYMENT SITUATIONS. The ~~administrator~~ director shall provide, by rule, for exceptional methods and kinds of employment to meet the needs of the service during periods of disaster or national emergency, and for other exceptional employment situations such as to employ the mentally disabled, the physically disabled and the disadvantaged.

SECTION 3679. 230.08 (8) of the statutes is amended to read:

230.08 **(8)**AUDITING OF PAYROLLS. The ~~director~~ administrator shall audit the payrolls of the classified and unclassified service, as necessary, to carry out this subchapter.

SECTION 3680. 230.09 (1) (intro.) of the statutes is amended to read:

230.09 **(1)** (intro.) The ~~director~~ administrator shall ascertain and record the duties, responsibilities and authorities of, and establish grade levels and classifications for, all positions in the classified service. Each classification so established shall include all positions which are comparable with respect to authority, responsibility and nature of work required. Each classification shall be established to include as many positions as are reasonable and practicable. In addition, each class shall:

SECTION 3681. 230.09 (2) (a) of the statutes is amended to read:

230.09 **(2)** (a) After consultation with the appointing authorities, the ~~director~~ administrator shall allocate each position in the classified service to an appropriate class on the basis of its duties, authority, responsibilities or other factors recognized in the job evaluation process. The ~~director~~ administrator may reclassify or reallocate positions on the same basis.

SECTION 3682. 230.09 (2) (am) of the statutes is amended to read:

230.09 **(2)** (am) The ~~director~~ administrator shall maintain and improve the classification plan to meet the needs of the service, using methods and techniques

which may include personnel management surveys, individual position reviews, occupational group classification surveys, or other appropriate methods of position review. Such reviews may be initiated by the ~~director~~ administrator after taking into consideration the recommendations of the appointing authority, or at his or her own discretion. The ~~director~~ administrator shall establish, modify or abolish classifications as the needs of the service require.

SECTION 3683. 230.09 (2) (b) of the statutes is amended to read:

230.09 **(2)** (b) To accommodate and effectuate the continuing changes in the classification plan as a result of the classification survey program and otherwise, the ~~director~~ administrator shall, upon initial establishment of a classification, assign that class to the appropriate pay rate or range, and may, upon subsequent review, reassign classes to different pay rates or ranges. The ~~director~~ administrator shall assign each class to a pay range according to the skill, effort, responsibility and working conditions required for the class, without regard to whether the class is occupied primarily by members of a certain gender or racial group. The ~~director~~ administrator shall give notice to appointing authorities to permit them to make recommendations before final action is taken on any such assignment or reassignment of classes.

SECTION 3684. 230.09 (2) (c) of the statutes is amended to read:

230.09 **(2)** (c) If anticipated changes in program or organization will significantly affect the assignment of duties or responsibilities to positions, the appointing authority shall, whenever practicable, confer with the ~~director~~ administrator within a reasonable time prior to the reorganization or changes in program to formulate methods to fill positions which are newly established or modified to the extent that reclassification of the position is appropriate. In all cases, appointing authorities shall give written notice to the ~~director~~ administrator and employee of changes in the assignment of duties or responsibilities to a position when the changes in assignment may affect the classification of the position.

SECTION 3685. 230.09 (2) (d) of the statutes is amended to read:

230.09 **(2)** (d) If after review of a filled position the ~~director~~ administrator reclassifies or reallocates the position, the ~~director~~ administrator shall determine whether the incumbent shall be regraded or whether the position shall be opened to other applicants.

SECTION 3686. 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~~ administrator 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 is different than that of the previous incumbent, the ~~director~~ administrator shall notify the ~~administrator~~ director and the secretary of administration. The ~~administrator~~ director 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). The ~~administrator~~ director may not proceed with the selection and certification process until the secretary of administration has authorized the position to be filled.

SECTION 3687. 230.09 (3) of the statutes is amended to read:

230.09 **(3)** The ~~director~~ administrator shall establish separate classifications for career executive positions under s. 230.24 and rules governing the salary administration of positions in such classifications.

SECTION 3688. 230.12 (1) (a) 3. of the statutes is amended to read:

230.12 **(1)** (a) 3. Provisions for administration of the compensation plan and salary transactions shall be provided, as determined by the ~~director~~ administrator, in either the rules of the ~~director~~ administrator or the compensation plan.

SECTION 3689. 230.12 (1) (c) 2. of the statutes is amended to read:

230.12 **(1)** (c) 2. The ~~director~~ administrator may establish a plan of extra compensation for work performed during selected hours at an hourly rate or rates subject to approval of the joint committee on employment relations. Eligibility for such extra compensation shall be as provided in the compensation plan.

SECTION 3690. 230.12 (1) (d) of the statutes is amended to read:

230.12 **(1)** (d) *Uniforms and safety equipment.* The ~~director~~ administrator, with approval of the joint committee on employment relations, may establish a schedule of payments to employees for uniforms or protective clothing and equipment required to perform their duties.

SECTION 3691. 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~~ administrator shall submit to the joint committee on employment relations a proposal for any required changes in the compensation plan. 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 3692. 230.12 (3) (ad) of the statutes is amended to read:

230.12 **(3)** (ad) *Timing of proposed changes.* Notwithstanding any other statute, the ~~director~~ administrator may delay timing for announcement or implementation of any recommended changes in the compensation plan under this section until after some or all of the collective bargaining agreements under subch. V of ch. 111 for that biennium are negotiated. Any such action taken under this paragraph is not appealable under s. 230.44.

SECTION 3693. 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~~ administrator 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. Any modification of the ~~director's~~ administrator'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 3694. 230.12 (3) (c) of the statutes is amended to read:

230.12 **(3)** (c) *Interim adjustments.* Subject to pars. (a) and (b), the ~~director~~ administrator may propose amendments to one or more parts of the compensation plan at such times as the needs of the service require.

SECTION 3695. 230.12 (3) (e) (title) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

230.12 **(3)** (e) (title) ~~*University of Wisconsin System employees;*~~ *Wisconsin Technical College System senior executives.*

SECTION 3696. 230.12 (3) (e) 1. of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

230.12 **(3)** (e) 1. The ~~director~~ administrator, 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. 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 University of

Wisconsin System employees. 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 University of Wisconsin System employees. 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 3697. 230.12 (3) (e) 1. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 3698. 230.12 (3) (e) 2. of the statutes is amended to read:

230.12 **(3)** (e) 2. The ~~director~~ administrator, after receiving recommendations from the board of the Technical College System, shall submit to the joint committee on employment relations a proposal for adjusting compensation and employee benefits for employees under s. 20.923 (7). The proposal shall include the salary ranges and adjustments to the salary ranges for the general senior executive salary groups established under s. 20.923 (7). Paragraph (b) and sub. (1) (bf) shall apply to the process for approval of all pay adjustments for such employees. 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 employees under s. 20.923 (7).

SECTION 3699. 230.12 (3) (e) 2. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 230.12 (3) (e).

SECTION 3700. 230.12 (4) of the statutes is amended to read:

230.12 **(4)**COMPENSATION PLAN IMPLEMENTATION PROVISIONS. (a) When an approved compensation plan or an amendment thereto becomes effective, required individual pay adjustments shall be made in accordance with determinations made by the ~~director~~ administrator to implement the approved plan.

(b) The ~~director~~ administrator may, without prior approval of the joint committee on employment relations, determine the circumstances under which it is appropriate for an appointing authority to grant, and authorize an appointing authority to grant, a general wage or parity adjustment, or appropriate portion thereof, previously approved by the committee under this section to employees who did not receive the adjustment on the effective date of the adjustment set forth in the plan. No general wage or parity adjustment may become effective for any employee

prior to the effective date of the individual employee transaction, but the ~~director~~ administrator may authorize an appointing authority to grant a lump sum payment to an employee to reflect any wage or parity adjustment that the employee did not receive during the period between the effective date of the adjustment set forth in the plan and the effective date of the individual employee transaction.

SECTION 3701. 230.12 (5) (c) of the statutes is amended to read:

230.12 **(5)** (c) *Increase limits.* Unless otherwise defined in the pay schedule the total amount for all such within range increases shall not exceed the amount for such increases specified and approved by the joint committee on employment relations in its action on the ~~director's~~ administrator's proposal for such increases.

SECTION 3702. 230.12 (7m) of the statutes is amended to read:

230.12 **(7m)** PAY ADJUSTMENT FILING REQUIREMENTS. Except as provided in the rules of the ~~director~~ administrator and in the compensation plan, pay increases shall be made only on the dates prescribed under sub. (8). Appointing authorities shall at such times each year as specified by the secretary file with the ~~director~~ administrator and with the secretary of administration a list of employees showing their then existing pay rates and their proposed new pay rates.

SECTION 3703. 230.12 (9) of the statutes is amended to read:

230.12 **(9)** HEALTH INSURANCE PREMIUM CREDITS. The ~~director~~ administrator may recommend to the joint committee on employment relations a program, administered by the department of employee trust funds, that provides health insurance premium credits to employees whose compensation is established under this section or s. 20.923 (2) or (3). The health insurance premium credits shall be used for the purchase of health insurance for a retired employee, or the retired employee's surviving insured dependents; for an eligible employee under s. 40.02 (25) (b) 6e., or the eligible employee's surviving insured dependents; for an employee who is laid off, but who is not on a temporary, school year, seasonal, or sessional layoff, and his or her surviving insured dependents; and for the surviving insured dependents of an employee who dies while employed by the state, and shall be based on the employee's years of continuous service, accumulated unused sick leave and any other factor recommended by the director. Credits granted under the program to an employee who is laid off shall be available until the credits are exhausted, the employee is reemployed by the state, or 5 years have elapsed from the date of layoff, whichever occurs first. The approval process for the program is the same as that provided under sub. (3) (b) and the program shall be incorporated into the compensation plan under sub. (1).

SECTION 3704. 230.14 (4) of the statutes is amended to read:

230.14 **(4)** The ~~administrator~~ director may charge an agency a fee to announce any vacancy to be filled in a classified or unclassified position in that agency. Funds received under this subsection shall be credited to the appropriation account under s. ~~20.545 (1) (ka)~~ 20.505 (1) (kn).

SECTION 3705. 230.147 (3) of the statutes is amended to read:

230.147 **(3)** Notwithstanding subs. (1) and (2), the state fair park board shall make every reasonable effort to employ in permanent full-time equivalent positions persons who, at the time determined under sub. (4), receive aid under s. 49.19 or benefits under s. 49.147 (3) to (5). The state fair park board shall consult with the ~~office~~ division to assure that its efforts under this subsection comply with ch. 230.

SECTION 3706. 230.15 (1) of the statutes is amended to read:

230.15 **(1)** Subject to the restriction under s. 230.143, appointments to, and promotions in, the classified service shall be made only according to merit and fitness, which shall be ascertained so far as practicable by competitive examination. The ~~administrator~~ director may waive competitive examination for appointments made under subs. (1m) and (2) and shall waive competitive examination for appointments made under sub. (2m).

SECTION 3707. 230.15 (1m) (b) (intro.) of the statutes is amended to read:

230.15 **(1m)** (b) (intro.) Whenever a position is included in the classified service under par. (a), the ~~director~~ administrator shall determine all of the following:

SECTION 3708. 230.15 (1m) (c) of the statutes is amended to read:

230.15 **(1m)** (c) 1. Whenever a position is included in the classified service under par. (a), the ~~administrator~~ director may waive the requirement for competitive examination under sub. (1) with respect to the position and certify the incumbent employee for appointment to the position in accordance with subd. 2.

2. The ~~administrator~~ director may certify an incumbent employee as eligible for appointment under subd. 1. if the ~~administrator~~ director determines on the basis of sound personnel management practices that the incumbent is qualified for the position included in the classified service.

3. If an employee is appointed after being certified under subd. 2., the ~~administrator~~ director shall determine the employee's probationary status under s. 230.28, except that the employee shall receive credit toward his or her probationary period for the time that the employee had been employed in the position immediately prior to appointment.

SECTION 3709. 230.15 (2) of the statutes is amended to read:

230.15 **(2)** If a vacancy occurs in a position in the classified service when peculiar and exceptional qualifications of a scientific, professional, or educational character are required, and if presented with satisfactory evidence that for

specified
reasons competition in such special cases is impracticable, and that the position can
best be filled by the selection of some designated person of high and recognized attainments in such qualities, the ~~administrator~~ director may waive competition requirements unless the vacancy is to be filled by promotion.

SECTION 3710. 230.15 (2m) of the statutes is amended to read:

230.15 **(2m)** If a vacancy occurs in a position in the classified service and the ~~administrator~~ director is notified by an appointing authority that the position is to be filled by a disabled veteran under s. 230.275, the ~~administrator~~ director shall waive all competition requirements for filling the position.

SECTION 3711. 230.16 (1) (a) of the statutes is amended to read:

230.16 **(1)** (a) The ~~administrator~~ director shall require persons applying for admission to any examination under this subchapter or under the rules of the ~~administrator~~ director to file an application with the ~~division~~ bureau a reasonable time prior to the proposed examination.

SECTION 3712. 230.16 (1) (am) of the statutes is amended to read:

230.16 **(1)** (am) The ~~administrator~~ director may require in connection with the application such supplementary work history, educational transcripts, statements of physicians or others having knowledge of the applicant, as needed for qualification
evaluations.

SECTION 3713. 230.16 (1) (b) of the statutes is amended to read:

230.16 **(1)** (b) The ~~division~~ bureau shall furnish application forms without charge to all persons requesting them.

SECTION 3714. 230.16 (2) of the statutes is amended to read:

230.16 **(2)** Competitive examinations shall be free and open to all applicants
who have fulfilled the preliminary requirements stated in the examination announcement. To assure that all applicants have a fair opportunity to compete, examinations shall be held at such times and places as, in the judgment of the ~~administrator~~ director, most nearly meet the convenience of applicants and needs of
the service.

SECTION 3715. 230.16 (3) of the statutes is amended to read:

230.16 **(3)** The ~~administrator~~ director may appoint boards of examiners of at
least 2 persons for the purpose of conducting oral examinations as a part of the examination procedure for certain positions. All board members shall be well-qualified and impartial. All questions asked and answers made in any examination of applicants shall be recorded and made a part of the records of the applicants.

SECTION 3716. 230.16 (5) of the statutes is amended to read:

230.16 **(5)** In the interest of sound personnel management, consideration of
applicants and service to agencies, the ~~administrator~~ director may set a standard

for
proceeding to subsequent steps in an examination, provided that all applicants are

fairly treated and due notice has been given. The standard may be at or above the passing point set by the ~~administrator~~ director for any portion of the examination. The ~~administrator~~ director shall utilize appropriate scientific techniques and procedures in administering the selection process, in rating the results of examinations and in determining the relative ratings of the competitors.

SECTION 3717. 230.16 (6) of the statutes is amended to read:

230.16 **(6)** If any applicant is unable to complete the examination in the form presented to the applicant due to a disability, the ~~division~~ bureau shall provide a reader, an appropriate place to take the examination or other similar prerequisites to ensure equality of opportunity in the examination.

SECTION 3718. 230.16 (7m) (b) (intro.) of the statutes is amended to read:

230.16 **(7m)** (b) (intro.) The ~~office~~ division shall accept an application after its due date from a veteran if all of the following apply:

SECTION 3719. 230.16 (7m) (c) of the statutes is amended to read:

230.16 **(7m)** (c) Within 30 days after acceptance of an application under par. (b), the ~~office~~ division shall give the applicant an examination.

SECTION 3720. 230.16 (9) of the statutes is amended to read:

230.16 **(9)** The officials in control of state, municipal and county buildings, upon requisition by the ~~administrator~~ director, shall furnish without charge adequate rooms and building services for the administration of examinations.

SECTION 3721. 230.16 (11) of the statutes is amended to read:

230.16 **(11)** Records of examinations, including a transcript or recorded tape of oral examinations, given under this subchapter shall be retained for at least one year. Inspection of such records shall be regulated by rules of the ~~administrator~~ director.

SECTION 3722. 230.17 of the statutes is amended to read:

230.17Applicants and eligibles may be barred; bonds may be required.

(1) The ~~administrator~~ director shall provide by rule, the conditions, not otherwise provided by law, under which an applicant may be refused examination or reexamination, or an eligible refused certification. These conditions shall be based on sufficient reason and shall reflect sound technical personnel management practices and those standards of conduct, deportment and character necessary and demanded to the orderly, efficient and just operation of the state service.

(2) If the ~~administrator~~ director refuses to examine an applicant, or after an examination to certify an eligible, as provided in this section, the ~~administrator~~ director, if requested by the applicant so rejected within 10 days of the date of receipt

of the notice of rejection, shall give the applicant a full and explicit statement of the exact cause of such refusal to examine or to certify. Applicants may appeal to the commission the decision of the ~~administrator~~ director to refuse to examine or certify under s. 230.44 (1) (a). Upon request of an applicant or an eligible for a civil service position who has a disability, the department of health services shall obtain from the ~~administrator~~ director a detailed description of all duties entailed by such position and shall determine and report its findings to the ~~administrator~~ director, as to the ability of the applicant, or eligible, to perform the duties of such position. Such findings shall be conclusive as to the qualifications of any applicant, or eligible, so examined. A notice of rejection shall notify an applicant or eligible of his or her rights under this subsection.

(3) When any position to be filled involves fiduciary responsibility, the appointing authority shall conduct a criminal history background check before offering employment to an applicant for the position. If otherwise permitted by law,

---

the appointing authority may require the appointee to furnish bond or other security, and shall notify the ~~administrator~~ director of the amount and other details thereof. Any surety company authorized to do business in this state shall be a sufficient security on any such bond.

SECTION 3723. 230.18 of the statutes is amended to read:

230.18Discrimination prohibited. No question in any form of application or in any examination may be so framed as to elicit information concerning the partisan political or religious opinions or affiliations of any applicant nor may any inquiry be made concerning such opinions or affiliations and all disclosures thereof shall be discountenanced except that the ~~administrator~~ director may evaluate the competence and impartiality of applicants for positions such as clinical chaplain in a state institutional program. No discriminations may be exercised in the recruitment, application, examination or hiring process against or in favor of any person because of the person's political or religious opinions or affiliations or because of age, sex, disability, race, color, sexual orientation, national origin or ancestry except as otherwise provided.

SECTION 3724. 230.19 (1) of the statutes is amended to read:

230.19 **(1)** The ~~administrator~~ director shall provide employees with reasonable opportunities for career advancement, within a classified service structure designed to achieve and maintain a highly competent work force, with due consideration given to affirmative action.

SECTION 3725. 230.19 (2) of the statutes is amended to read:

230.19 **(2)** If, in the judgment of the ~~administrator~~ director, the group of applicants best able to meet the requirements for vacancies in positions in the classified service are available within the classified service, the vacancies shall be

filled by competition limited to persons in the classified service who are not employed under s. 230.26 or 230.27 and persons with the right of restoration resulting from layoff under s. 230.34 (2), unless it is necessary to go outside the classified service to be consistent with an approved affirmative action plan or program. The ~~administrator~~ director may also limit competition for promotion to the employees of an agency or an employing unit within an agency if the resulting group of applicants would fairly represent the proportion of members of racial and ethnic, gender or disabled groups in the relevant labor pool for the state.

SECTION 3726. 230.21 (1) of the statutes is amended to read:

230.21 **(1)** Subject to s. 230.275, the ~~administrator~~ director may, to meet the needs of the service, establish separate recruitment, examination and certification procedures for filling positions in unskilled labor and service classes.

SECTION 3727. 230.21 (1m) (a) (intro.) of the statutes is amended to read:

230.21 **(1m)** (a) (intro.) If the ~~administrator~~ director uses the method of random certification to determine which applicants for an unskilled labor or service position will receive further consideration for the position, the ~~administrator~~ director shall do all of the following:

SECTION 3728. 230.21 (1m) (b) of the statutes is amended to read:

230.21 **(1m)** (b) If the ~~administrator~~ director uses the method of random certification to determine which applicants for an unskilled labor or service position will receive further consideration for the position and the appointing authority does not select a veteran or a person the hiring of whom would serve affirmative action purposes, the appointing authority shall make and retain a written record of the appointing authority's reasons for selecting the person who was appointed. The appointing authority shall make the written records available to the ~~office~~ division and annually submit a report to the ~~office~~ division summarizing the reasons contained in the written records.

SECTION 3729. 230.21 (2) of the statutes is amended to read:

230.21 **(2)** The ~~administrator~~ director may designate classifications in which applicants are in critically short supply and may develop such recruitment, examination and certification processes as will provide agencies with prompt certification when qualified applicants can be found, provided that due notice has been given and proper competitive standards have been maintained.

SECTION 3730. 230.21 (3) of the statutes is amended to read:

230.21 **(3)** The ~~administrator~~ director shall designate classifications in prison industries in the department of corrections as critical positions requiring expeditious hiring and shall develop such recruitment, examination and certification processes

as will provide the department with prompt certification when qualified applicants can be found, provided that due notice has been given and proper competitive standards have been maintained.

SECTION 3731. 230.213 of the statutes is amended to read:

230.213Affirmative action procedures for corrections positions. The ~~administrator~~ director may, to meet affirmative action objectives, establish such recruitment, examination and certification procedures for positions in the department of corrections as will enable the department of corrections to increase the number of employees of a specified gender or a specified racial or ethnic group in those positions. The ~~administrator~~ director shall design the procedures to obtain a work force in the department of corrections that reflects the relevant labor pool. The ~~administrator~~ director may determine the relevant labor pool from the population of the state or of a particular geographic area of the state, whichever is more appropriate for achieving the affirmative action objective.

SECTION 3732. 230.215 (3) (a) of the statutes is amended to read:

230.215 **(3)** (a) An agency may, with the approval of the ~~director~~ administrator and with the approval of the secretary of administration under s. 16.50, restructure budgeted permanent positions as such positions become vacant or if an employee voluntarily requests a job-sharing or permanent part-time employment opportunity. No employee occupying a full-time permanent position may be involuntarily terminated, demoted, transferred or reassigned in order to restructure that position for permanent part-time employment and no such employee may be required to accept a permanent part-time position as a condition of continued employment.

SECTION 3733. 230.215 (3) (b) of the statutes is amended to read:

230.215 **(3)** (b) If the ~~director~~ administrator, upon review of the report submitted under sub. (4), determines that an agency's past or proposed actions relating to permanent part-time employment opportunities do not adequately reflect the policy under sub. (1) (e), the ~~director~~ administrator may recommend procedures designed to enable the agency to effect such policy.

SECTION 3734. 230.215 (4) of the statutes is amended to read:

230.215 **(4)**REPORTS. Each agency, in complying with s. 15.04 (1) (d), shall include a report on the progress or failure of the plans of such agency in achieving the policies stated under sub. (1) and shall submit a copy of such report to the ~~director~~ administrator.

SECTION 3735. 230.22 of the statutes is amended to read:

230.22Entry professional selection.(1) The ~~director~~ administrator may establish by rule an entry professional class program for use in a wide range of

entry professional positions.

(2) In connection with this program the ~~director~~ administrator may establish separate classifications and corresponding pay provisions to provide agencies an entry professional program, through which they can compete on campuses and in the labor market for the best available applicants.

(3) Subject to s. 230.275, the ~~administrator~~ director may establish separate recruitment, evaluation and certification procedures for certain entry professional positions. Vacancies in entry professional positions may be limited to persons with a degree from an institution of higher education, as defined in s. 108.02 (18), or a degree under an associate degree program, as defined in s. 38.01 (1).

(4) The ~~administrator~~ director may provide for cooperative programs leading to eligibility for permanent appointment in order to enable institutions of higher education and agencies to attract and train the highest caliber of undergraduate or graduate students for government employment.

SECTION 3736. 230.24 (1) of the statutes is amended to read:

230.24 **(1)** The ~~director~~ administrator may by rule develop a career executive program that emphasizes excellence in administrative skills in order to provide agencies with a pool of highly qualified executive candidates, to provide outstanding administrative employees a broad opportunity for career advancement and to provide for the mobility of such employees among the agencies and units of state government for the most advantageous use of their managerial and administrative skills. To accomplish the purpose of this program, the ~~administrator~~ director may provide policies and standards for recruitment, examination, probation, employment register control, certification, transfer, promotion and reemployment, and the director may provide policies and standards for classification and salary administration, separate from procedures established for other employment. The ~~director~~ administrator shall determine the positions which may be filled from career executive employment registers.

SECTION 3737. 230.24 (1m) of the statutes is amended to read:

230.24 **(1m)** The policy established by the ~~administrator~~ director under sub. (1) that deals with probation shall provide the option of extending the probationary period for individuals with disabilities, as defined in s. 111.32 (8), who are employees in a manner consistent with s. 230.28 (1) (bm).

SECTION 3738. 230.25 (1) of the statutes is amended to read:

230.25 **(1)** Appointing authorities shall give written notice to the ~~administrator~~ director of any vacancy to be filled in any position in the classified service. The ~~administrator~~ director shall certify, under this subchapter and the rules of the ~~administrator~~ director, from the register of eligibles appropriate for the kind and

type of employment, the grade and class in which the position is classified, any number of names at the head thereof. In determining the number of names to certify, the ~~administrator~~ director shall use statistical methods and personnel management principles that are designed to maximize the number of certified names that are appropriate for filling the specific position vacancy. Up to 2 persons considered for appointment 3 times and not selected may be removed from the register for each 3 appointments made. Certification under this subsection shall be made before granting any preference under s. 230.16 (7).

SECTION 3739. 230.25 (1g) of the statutes is amended to read:

230.25 **(1g)** For every position to be filled by promotion from a promotional register, the ~~administrator~~ director shall, after certifying names under sub. (1), additionally certify the name of the highest ranked disabled veteran whose disability is at least 70%.

SECTION 3740. 230.25 (1n) (a) (intro.) of the statutes is amended to read:

230.25 **(1n)** (a) (intro.) After certifying names under subs. (1), (1g) and (1m), the ~~administrator~~ director may engage in expanded certification by doing one or more of the following:

SECTION 3741. 230.25 (1n) (b) of the statutes is amended to read:

230.25 **(1n)** (b) The ~~administrator~~ director may certify names under par. (a) 1. or 2. only if an agency requests expanded certification in order to comply with an approved affirmative action plan or program. The ~~administrator~~ director may certify names under par. (a) 3. only if an agency requests expanded certification in order to hire persons with a disability.

SECTION 3742. 230.25 (1p) of the statutes is amended to read:

230.25 **(1p)** If an appointing authority appoints a person certified under this section and the person is not a veteran, the spouse of a veteran or a person the hiring of whom would serve affirmative action purposes, the appointing authority shall make and retain a written record of the appointing authority's reasons for selecting the person who was appointed. The appointing authority shall make the written records available to the ~~office~~ division and annually submit a report to the ~~office~~ division summarizing the reasons contained in the written records. The ~~office~~ division shall annually prepare a report summarizing, for each agency, the reasons contained in the records prepared by appointing authorities under this subsection.

SECTION 3743. 230.25 (2) of the statutes is amended to read:

230.25 **(2)** (a) When certifying names to appointing authorities under this section, the ~~administrator~~ director shall specify whether the certification includes qualifying veterans or persons the hiring of whom would serve affirmative action purposes, without divulging the names of those individuals. The ~~administrator~~

director shall not disclose any applicant's test score, with or without the addition of veterans preference points under s. 230.16 (7), to the appointing authority.

(b) Unless otherwise provided in this subchapter or the rules of the ~~administrator~~ director, appointments shall be made by appointing authorities to all positions in the classified service from among those certified to them in accordance with this section. Appointments shall be made within 60 days after the date of certification unless an exception is made by the ~~administrator~~ director. If an appointing authority does not make an appointment within 60 days after certification, he or she shall immediately report in writing to the ~~administrator~~ director the reasons therefor. If the ~~administrator~~ director determines that the failure to make an appointment is not justified under the merit system, the ~~administrator~~ director shall issue an order directing that an appointment be made.

SECTION 3744. 230.25 (3) (b) of the statutes is amended to read:

230.25 **(3)** (b) The ~~administrator~~ director may allow a register to expire after 3 months, but only after considering the impact of such an action on the policy of this state to provide for equal employment opportunity and to take affirmative action, as specified in s. 230.01 (2).

SECTION 3745. 230.25 (4) of the statutes is amended to read:

230.25 **(4)** (a) The ~~administrator~~ director may establish a new and separate register for a specific position or class only when in the ~~administrator's~~ director's judgment there is no appropriate existing register from which appointments may be made.

(b) The ~~administrator~~ director may establish separate registers for various geographic areas of the state if the needs of the service so require, provided proper publicity has been given of the intent to establish such registers.

SECTION 3746. 230.25 (5) of the statutes is amended to read:

230.25 **(5)** Notwithstanding sub. (2) (a), if an appointing authority elects to appoint a disabled veteran to a vacant position on a noncompetitive basis under s. 230.275 and the appointing authority has requested a certification for the position, the ~~administrator~~ director shall provide the appointing authority the names of all disabled veterans certified for appointment to the position and who satisfy the condition specified in s. 230.275 (1) (a) and the names of all such disabled veterans who are on any other employment register that is identified by the appointing authority.

SECTION 3747. 230.26 (1) of the statutes is amended to read:

230.26 **(1)** The ~~administrator~~ director may provide by rule for selection and appointment for limited term appointments, which are provisional appointments or appointments for less than 1,044 hours per year.

SECTION 3748. 230.26 (1m) of the statutes is amended to read:

230.26 **(1m)** An appointing authority may not appoint a person who is not a

state resident to a limited term appointment unless approved by the ~~administrator~~ director.

SECTION 3749. 230.26 (2) of the statutes is amended to read:

230.26 **(2)** If there are urgent reasons for filling a vacancy in any position in the classified service and the ~~administrator~~ director is unable to certify to the appointing authority, upon requisition by the latter, a list of persons eligible for appointment from an appropriate employment register, the appointing authority may nominate a person to the ~~administrator~~ director for noncompetitive examination. If the nominee is certified by the ~~administrator~~ director as qualified, the nominee may be appointed provisionally to fill the vacancy until an appointment can be made from a register established after announcement of competition for the position, except that no provisional appointment may be continued for more than 45 working days after the date of certification from the register. Successive appointments may not be made under this subsection. This subsection does not apply to a person appointed to a vacant position in the classified service under s. 230.275.

SECTION 3750. 230.26 (5) of the statutes is amended to read:

230.26 **(5)** If the ~~administrator~~ director determines that an agency is not in compliance with the requirements of, or rules related to, sub. (1), (1m) or (2) regarding a particular employee, the ~~administrator~~ director shall direct the appointing authority to terminate the employee.

SECTION 3751. 230.27 (1m) (b) of the statutes is amended to read:

230.27 **(1m)** (b) The ~~administrator~~ director may waive the prohibition under par. (a) if there is a critical need for employees in a specific classification or position or a critical shortage of residents of this state possessing the skills or qualifications required for a position.

SECTION 3752. 230.27 (2) of the statutes is amended to read:

230.27 **(2)** Subject to s. 230.275, the ~~administrator~~ director may provide by rule for the selection and appointment of a person to a project position.

SECTION 3753. 230.27 (2k) of the statutes is amended to read:

230.27 **(2k)** If an appointing authority selects, for a project position, a person who is not a veteran or is not a person the hiring of whom would serve affirmative action purposes, the appointing authority shall make and retain a written record of the appointing authority's reasons for selecting the person who was appointed. The appointing authority shall make the written records available to the ~~office~~ division and annually submit a report to the ~~office~~ division summarizing the reasons contained in the written records. The ~~office~~ division shall annually prepare a report summarizing, for each agency, the information submitted by appointing authorities under this subsection.

SECTION 3754. 230.275 (1) (d) of the statutes is amended to read:

230.275 **(1)** (d) The appointing authority notifies the ~~administrator~~ director in writing that the position is to be filled with a disabled veteran on a noncompetitive basis.

SECTION 3755. 230.28 (1) (a) of the statutes is amended to read:

230.28 **(1)** (a) All original and all promotional appointments to permanent, sessional and seasonal positions, with the exception of those positions designated as supervisor or management under s. 111.81, in the classified service shall be for a probationary period of 6 months, but the ~~administrator~~ director at the request of the appointing authority and in accordance with the rules related thereto may extend any such period for a maximum of 3 additional months. Dismissal may be made at any time during such periods. Upon such dismissal, the appointing authority shall report to the ~~administrator~~ director and to the employee removed, the dismissal and the reason therefor. The ~~administrator~~ director may remove an employee during the employee's probationary period if the ~~administrator~~ director finds, after giving notice

---

and an opportunity to be heard, that such employee was appointed as a result of fraud or error.

SECTION 3756. 230.28 (1) (b) of the statutes is amended to read:

230.28 **(1)** (b) The ~~administrator~~ director may authorize a longer probationary period not to exceed 2 years for any administrative, technical or professional position, in order to provide the appointing authority assurance that the employee has had adequate exposure to the various responsibilities which are a part of the position or classification.

SECTION 3757. 230.28 (1) (bm) (intro.) of the statutes is amended to read:

230.28 **(1)** (bm) (intro.) At the request of an appointing authority and an employee, the ~~administrator~~ director may authorize, at any time before the completion of the probationary period, an extended probationary period of up to one additional year for an individual with a disability, as defined in s. 111.32 (8), who is the employee to allow the employee to do any of the following:

SECTION 3758. 230.28 (1) (c) of the statutes is amended to read:

230.28 **(1)** (c) Upon request by the appointing authority, the ~~administrator~~ director may waive any portion of the lengthened probationary period but in no case before a 6-month probationary period has been served.

SECTION 3759. 230.28 (3) of the statutes is amended to read:

230.28 **(3)** If an employee is removed from a position during the probationary period, and the ~~administrator~~ director determines that the person is suitable for appointment to another position, the person's name may be restored to the list from which it was certified.

SECTION 3760. 230.28 (4) of the statutes is amended to read:

230.28 **(4)** A person reinstated in an employing unit other than one in which the person previously served in permanent status in the class in which the person is being reinstated, an employee who transfers from one employing unit to another, an employee who moves to a different employing unit in conjunction with a voluntary demotion, and a person who had not obtained permanent status in class in a supervisory or management position prior to appointment to another supervisory or management position, may be required by the appointing authority to serve a probationary period. Provisions for the duration of such probationary period shall be provided in the rules of the ~~administrator~~ director.

SECTION 3761. 230.29 of the statutes is amended to read:

230.29Transfers. A transfer may be made from one position to another only if specifically authorized by the ~~administrator~~ director.

SECTION 3762. 230.30 (1) of the statutes is amended to read:

230.30 **(1)** Each agency shall constitute an employing unit for purposes of personnel transactions, except where appropriate functional, organizational or geographic breakdowns exist within the agency and except as provided in sub. (2). These breakdowns may constitute a separate employing unit for one or more types of personnel transactions under an overall employing unit plan if requested by the appointing authority of that agency and approved by the ~~administrator~~ director. If the ~~administrator~~ director determines, after conferring with the appointing authority of the employing agency, that an employing unit is or has become inappropriate to carry out sound personnel management practices due to factors including, but not limited to, the size or isolated location of portions of the employing unit, the ~~administrator~~ director may revise the employing unit structure of the agency to effect the remedy required.

SECTION 3763. 230.31 (1) (b) of the statutes is amended to read:

230.31 **(1)** (b) For a 3-year period from the date of separation, if on layoff status, the person shall be placed, in inverse order of layoff, on an appropriate mandatory restoration register for the unit used for layoff and on a restoration register for the agency from which the person was laid off. Use of such registers shall be subject to the rules of the ~~administrator~~ director.

SECTION 3764. 230.31 (2) of the statutes is amended to read:

230.31 **(2)** The ~~administrator~~ director may also provide for the reinstatement of persons who have served in seasonal and sessional employment and for persons who separate from a position while serving a probationary period.

SECTION 3765. 230.315 (1) (c) of the statutes is amended to read:

230.315 **(1)** (c) The employee has received a military leave of absence under s. 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V

of ch. 111, or under rules promulgated by the ~~office of employment relations~~ division or is eligible for reemployment with the state under s. 321.64 after completion of his or her service in the U.S. armed forces.

SECTION 3766. 230.32 (3) of the statutes is amended to read:

230.32 **(3)** (a) Any classified employee who leaves state service and enters the armed forces of the United States shall, under this section, be granted written military leave of absence by the appointing authority. Notice of such leave from state service and the terms of any such leave shall be given in writing by the appointing authority to the ~~director~~ administrator for purposes of record.

(b) Any classified employee who leaves state service for civilian employment in response to a specific request or order of the federal government or any of its agencies in connection with manpower redistribution and utilization shall, under this section, make written application to the appointing authority for civilian leave of absence presenting such specific request or order of the federal government as supporting evidence. Such civilian leave shall be allowed by the appointing authority and its terms, which shall conform to the rules of the ~~director~~ administrator, shall be in writing. Notice of such leave from state service shall be made in writing by the appointing authority to the ~~director~~ administrator for purposes of record.

(c) All such military or civilian leaves of absence as heretofore may have been granted are validated and shall be deemed to be sufficient and effective hereunder. Such leaves shall be recorded with the ~~director~~ administrator.

SECTION 3767. 230.32 (4) of the statutes is amended to read:

230.32 **(4)** Any person appointed to fill the position of an employee on such military or civilian leave shall be designated as a substitute or replacement employee and upon the return and reemployment of the original employee the substitute employee shall be transferred to a similar position with the same employing agency if one is available, or if not, he or she shall be eligible for reinstatement or have the right of restoration in accordance with this subchapter and the rules of the ~~administrator~~ director. The status of any person who is appointed to fill the place of an employee on military or civilian leave under this section shall be governed by the rules of the ~~administrator~~ director pursuant thereto.

SECTION 3768. 230.32 (5) of the statutes is amended to read:

230.32 **(5)** The restoration of classified former employees of the state shall be governed by this section and by the rules of the ~~administrator~~ director.

SECTION 3769. 230.33 (2) of the statutes is amended to read:

230.33 **(2)** A person appointed to an unclassified position by an appointing authority other than an appointing authority described under sub. (1), to a department other than the one in which the person was a classified employee may be granted a leave of absence without pay at the option of the person's former appointing authority in accordance with the leave of absence provisions in the rules of the ~~director~~ administrator. An employee granted a leave of absence shall have the same restoration rights and reinstatement privileges as under sub. (1m). If not granted a leave of absence, the employee shall be entitled only to the reinstatement privileges under sub. (1m).

SECTION 3770. 230.339 of the statutes is repealed.

SECTION 3771. 230.34 (1) (c) of the statutes is amended to read:

230.34 **(1)** (c) The ~~director~~ administrator shall establish guidelines for uniform application of this authority among the various agencies.

SECTION 3772. 230.34 (2) (b) of the statutes is amended to read:

230.34 **(2)** (b) The ~~administrator~~ director shall promulgate rules governing layoffs and appeals therefrom and alternative procedures in lieu of layoff to include voluntary and involuntary demotion and the exercise of a displacing right to a comparable or lower class, as well as the subsequent employee right of restoration or eligibility for reinstatement.

SECTION 3773. 230.34 (2m) of the statutes is amended to read:

230.34 **(2m)** Employees in positions funded by nonstate funds made available contingent on special employee eligibility requirements such as length of prior unemployment, specific occupational disadvantages or need for remedial work experience, shall be exempt from inclusion with the employees whose positions are in classes considered for layoff under sub. (2). In the case of reduction in force in such

---

nonstate funded positions, layoffs and layoff procedures established pursuant to the rules of the ~~administrator~~ director may be limited to employees whose positions are dependent upon specific funding contingencies.

SECTION 3774. 230.34 (3) of the statutes is amended to read:

230.34 **(3)** The appointing authority shall confer with the ~~administrator~~ director relative to a proposed layoff a reasonable time before the effective date thereof in order to assure compliance with the rules.

SECTION 3775. 230.34 (4) of the statutes is amended to read:

230.34 **(4)** Resignations shall be regulated by the rules of the ~~director~~ administrator.

SECTION 3776. 230.35 (1) (d) of the statutes is amended to read:

230.35 **(1)** (d) Annual leaves of absence shall not be cumulative except under sub. (1p) and except that unused annual leave shall, subject to the rules of the ~~director~~ administrator, be used in the year following the one in which it was earned, but no employee shall lose any unused annual leave because the employee's work

responsibilities prevented the usage of the unused annual leave during the first 6 months of the year following the year in which it was earned.

SECTION 3777. 230.35 (1m) (f) of the statutes is amended to read:

230.35 **(1m)** (f) The continuous service of an employee eligible for annual leave under this subsection shall not be considered interrupted if the employee was on an approved leave of absence to participate in providing specialized disaster relief services or if the employee leaves the service and is reemployed by the state in another position covered under this subsection. Employees appointed to career executive positions under s. 230.24 or positions designated in s. 19.42 (10) (L) or 20.923 (4), (7), (8), or (9) or authorized under s. 230.08 (2) (e) are not subject to the continuous service requirements under sub. (1) (g) if they are reemployed in any of those positions, regardless of the duration of their absence. If the employees are reemployed in a position other than a career executive position or a position designated in s. 19.42 (10) (L) or 20.923 (4), (7), (8), or (9) or authorized under s. 230.08 (2) (e), continuous service shall be established in accordance with rules of the ~~director~~ administrator.

SECTION 3778. 230.35 (1s) of the statutes is amended to read:

230.35 **(1s)** Annual leave of absence with pay for 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), 2013 stats., shall be determined by the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2013 stats., as approved by the chancellor of the University of Wisconsin-Parkside.

SECTION 3779. 230.35 (1s) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 3780. 230.35 (2) of the statutes is amended to read:

230.35 **(2)** Leave of absence with pay owing to sickness and leave of absence without pay, other than annual leave and leave under s. 103.10, shall be regulated by rules of the ~~director~~ administrator, except that unused sick leave shall accumulate from year to year. After July 1, 1973, employees appointed to career executive positions under the program established under s. 230.24 or positions designated in s. 19.42 (10) (L) or 20.923 (4), (7), (8), and (9) or authorized under s. 230.08 (2) (e) shall have any unused sick leave credits restored if they are reemployed in a career executive position or in a position under s. 19.42 (10) (L) or 20.923 (4), (7), (8), and (9) or authorized under s. 230.08 (2) (e), regardless of the duration of their absence.

Restoration of unused sick leave credits if reemployment is to a position other than those specified above shall be in accordance with rules of the ~~director~~ administrator.

SECTION 3781. 230.35 (2r) (b) of the statutes is amended to read:

230.35 **(2r)** (b) The ~~director~~ administrator may establish, by rule, a catastrophic leave program that permits employees to donate certain types and amounts of leave credits to other employees who have been absent from pay status because of a catastrophic need for which there is no paid leave benefits or replacement income available. The ~~director~~ administrator shall determine the types and amounts of leave credits that may be donated.

SECTION 3782. 230.35 (3) (d) of the statutes is amended to read:

230.35 **(3)** (d) Employees of the state are entitled to reasonable paid leaves of absence to compete in promotional examinations and interviews. The ~~director~~ administrator shall promulgate rules governing the lengths of time allowable for such leaves, their frequency and the provisions for their use.

SECTION 3783. 230.35 (3) (e) 2. e. of the statutes is amended to read:

230.35 **(3)** (e) 2. e. The leave of absence conforms with any rules of the ~~director~~ administrator regarding leaves of absence to provide specialized disaster relief services.

SECTION 3784. 230.35 (3) (e) 5. of the statutes is amended to read:

230.35 **(3)** (e) 5. The ~~director~~ administrator may promulgate any rules necessary to implement this paragraph.

SECTION 3785. 230.35 (5) (b) of the statutes is amended to read:

230.35 **(5)** (b) The standard basis of employment shall be divided into 5 work days of 8 hours each except as provided under s. 230.215 (5), and except that when the conditions of employment cannot be satisfied by adhering to this division or when

---

the public would not be inconvenienced, deviations may be permitted upon recommendation of the appointing authority and subsequent approval by the ~~director~~ administrator.

SECTION 3786. 230.36 (1m) (b) 2. (intro.) of the statutes is amended to read:

230.36 **(1m)** (b) 2. (intro.) A conservation warden, conservation patrol boat captain, conservation patrol boat engineer, member of the state patrol, state motor vehicle inspector, ~~University of Wisconsin System police officer,~~ security officer, or security person, other state facilities police officer, special tax agent, excise tax investigator employed by the department of revenue, and special criminal investigation agent employed by the department of justice at all times while:

SECTION 3787. 230.36 (2m) (a) 14. of the statutes is amended to read:

230.36 **(2m)** (a) 14. A ~~University of Wisconsin System police officer or other~~ state facilities police officer and patrol officer.

SECTION 3788. 230.37 (1) of the statutes is amended to read:

230.37 **(1)** In cooperation with appointing authorities the ~~director~~ administrator shall establish an employee performance evaluation program to provide a continuing record of employee development and, when applicable, to

serve as a basis for pertinent personnel actions. Similar evaluations shall be conducted during the probationary period but may not infringe upon the authority of the appointing authority to retain or dismiss employees during the probationary period.

SECTION 3789. 230.40 (6) of the statutes is amended to read:

230.40 **(6)** The ~~administrator~~ director shall administer this section.

SECTION 3790. 230.43 (5) of the statutes is amended to read:

230.43 **(5)** TAXPAYERS' SUITS. The right of any taxpayer to bring any action to restrain the payment of compensation to any person appointed to or holding any office or place of employment in violation of this subchapter shall not be limited or denied by reason of the fact that the office or place of employment has been classified as, or determined to be, not subject to competitive examination; however, any judgment or injunction in any such action shall be prospective only, and shall not affect payments already made or due to such persons by the proper disbursing officers, in accordance with the rules of the ~~director~~ administrator in force at the time of such payments.

SECTION 3791. 230.44 (1) (a) of the statutes is amended to read:

230.44 **(1)** (a) *Decision made or delegated by ~~administrator~~ director*. Appeal of a personnel decision under this subchapter made by the ~~administrator~~ director or by an appointing authority under authority delegated by the ~~administrator~~ director under s. 230.05 (2).

SECTION 3792. 230.44 (1) (b) of the statutes is amended to read:

230.44 **(1)** (b) *Decision made or delegated by ~~director~~ administrator*. Appeal of a personnel decision under s. 230.09 (2) (a) or (d) or 230.13 (1) made by the ~~director~~ administrator or by an appointing authority under authority delegated by the ~~director~~ administrator under s. 230.04 (1m).

SECTION 3793. 230.44 (1) (dm) of the statutes is amended to read:

230.44 **(1)** (dm) *Noncompetitive appointment of certain disabled veterans.* A personnel action under s. 230.275 by an appointing authority that is alleged to be illegal or an abuse of discretion. The ~~administrator~~ director and the ~~office~~ division may not be a party to any such appeal.

SECTION 3794. 230.44 (4) (bm) of the statutes is amended to read:

230.44 **(4)** (bm) Upon request of an employee who files an appeal of the decision of the ~~director~~ administrator made under s. 230.09 (2) (a) or (d), the appeal shall be heard by a commissioner or attorney employed by the commission serving as arbitrator under rules promulgated for this purpose by the commission. In such an arbitration, the arbitrator shall orally render a decision at the conclusion of the

hearing affirming, modifying or rejecting the decision of the ~~director~~ administrator. The decision of the arbitrator is final and is not subject to review by the commission. An arbitrator's decision may not be cited as precedent in any other proceeding before the commission or before any court. The arbitrator shall promptly file his or her decision with the commission. The decision of the arbitrator shall stand as the decision of the commission. The decision of the commission is subject to review under ss. 227.53 to 227.57 only on the ground that the decision was procured by corruption, fraud or undue means or that the arbitrator or the commission exceeded the arbitrator's or the commission's power. The record of a proceeding under this paragraph shall be transcribed as provided in s. 227.44 (8).

SECTION 3795. 230.46 of the statutes is amended to read:

230.46Duties of council on affirmative action. The council on affirmative action ~~in the office~~ shall serve in a direct advisory capacity to the ~~director~~ administrator and as part of that relationship shall evaluate the progress of affirmative action programs throughout the civil service system, seek compliance with state and federal regulations and recommend improvements in the state's affirmative action efforts as an employer. In carrying out its responsibilities, the council may recommend legislation, consult with agency personnel and other interested persons, conduct hearings and take other appropriate action to promote affirmative action. The council shall report at least once per year to the governor and the legislature.

SECTION 3796. 230.48 (2) of the statutes is amended to read:

230.48 **(2)**PERSONNEL, FACILITIES AND EQUIPMENT. The ~~office~~ administrator shall appoint, under the classified service, a secretary and such other employees as are necessary to carry out the duties of the state employees suggestion board, and shall provide such facilities and equipment as that board requires for the proper performance of its work. The state employees suggestion board may request and shall receive from any state department any assistance that it requires.

SECTION 3797. 230.90 (1) (c) of the statutes is amended to read:

230.90 **(1)** (c) "Governmental unit" means any association, authority, board, commission, department, independent agency, institution, office, society or other body in state government created or authorized to be created by the constitution or any law, including the legislature, the office of the governor and the courts. "Governmental unit" does not mean the University of Wisconsin Hospitals and Clinics Authority, the University of Wisconsin System Authority, or any political subdivision of the state or body within one or more political subdivisions which is created by law or by action of one or more political subdivisions.

SECTION 3798. 230.90 (2) of the statutes is amended to read:

230.90 **(2)** An employee may bring an action in circuit court against his or her employer or employer's agent, including this state, if the employer or employer's

agent retaliates, by engaging in a disciplinary action, against the employee because the employee exercised his or her rights under the first amendment to the U.S. constitution or article I, section 3, of the Wisconsin constitution by lawfully disclosing information or because the employer or employer's agent believes the employee so exercised his or her rights. The employee shall bring the action within 2 years after the action allegedly occurred or after the employee learned of the action, whichever occurs last. No employee may bring an action against the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration as an employer's agent.

SECTION 3799. 231.02 (2) of the statutes is amended to read:

231.02 **(2)** The authority shall appoint an executive director and associate executive director who shall not be members of the authority and who shall serve at the pleasure of the authority. They shall receive such compensation as the authority fixes, except that the compensation of the executive director shall not exceed the maximum of the salary range established under s. 20.923 (1) for positions assigned to executive salary group ~~4~~ 6 and the compensation of each other employee of the authority shall not exceed the maximum of the salary range established under s. 20.923 (1) for positions assigned to executive salary group 3. The executive director or associate executive director or other person designated by resolution of the authority shall keep a record of the proceedings of the authority and shall be custodian of all books, documents, and papers filed with the authority, the minute book or journal of the authority, and its official seal. The executive director or associate executive director or other person may cause copies to be made of all minutes and other records and documents of the authority and may give certificates under the official seal of the authority to the effect that such copies are true copies, and all persons dealing with the authority may rely upon such certificates.

SECTION 3800. 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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 3801. 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 administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 3802. 232.05 (3) of the statutes is amended to read:

232.05 **(3)** The corporation may ~~not~~:

(a) Sell, exchange, or otherwise divest itself of the Bradley center to a sports and entertainment district under subch. VI of ch. 229.

(b) Dissolve and wind up its affairs~~, unless the legislature enacts a law ordering dissolution or except as provided in s. 232.07~~ upon the sale, exchange, or other divestiture of the Bradley center.

SECTION 3803. 233.01 (3) of the statutes is amended to read:

233.01 **(3)** "Board of regents" means the board of regents of the University of Wisconsin System Authority.

SECTION 3804. 233.04 (7) (e) of the statutes is amended to read:

233.04 **(7)** (e) Any provision necessary to ensure that the general management and operation of the on-campus facilities are consistent with the mission of the University of Wisconsin System and responsibilities of the University of Wisconsin System Authority specified in ss. 36.01 and ~~36.09~~ 36.11.

SECTION 3805. 233.10 (3) (c) 4. of the statutes is amended to read:

233.10 **(3)** (c) 4. Grant to the carry-over employee military leave, treatment of military leave, jury service leave and voting leave in accordance with s. 230.35 (3) and (4) (e) and, to the extent applicable, rules of the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration governing such leaves for employees in the classified service as of the last day of the

---

employee's employment as a state employee if the employee was entitled to those benefits on that day.

SECTION 3806. 233.10 (3r) (b) 1. of the statutes is amended to read:

233.10 **(3r)** (b) 1. Enter into an employment contract for such period with the carry-over employee. For such period, the contract shall provide the carry-over employee with the same procedural guarantees provided to persons having academic staff appointments under s. 36.15, 2013 stats., on June 29, 1996.

SECTION 3807. 233.10 (3r) (b) 3. of the statutes is amended to read:

233.10 **(3r)** (b) 3. Grant to the carry-over employee, except when he or she is on an unpaid leave of absence, a paid holiday on each of the days specified as a holiday in policies and procedures established by the board of regents under s. 36.15 (2), 2013 stats., as of the last day of the employee's employment as a state employee and any holiday compensatory time off that may be specified in policies and procedures established by the board of regents under s. 36.15 (2), 2013 stats., as of the last day of the employee's employment in the academic staff appointment.

SECTION 3808. 233.10 (3r) (b) 5. of the statutes is amended to read:

233.10 **(3r)** (b) 5. Grant to the carry-over employee military leave, treatment

of military leave, jury service leave and voting leave in accordance with policies and procedures established by the board of regents under s. 36.15 (2), 2013 stats., and, as of the last day of the employee's employment in the academic staff appointment.

SECTION 3809. 233.10 (3r) (b) 6. of the statutes is amended to read:

233.10 **(3r)** (b) 6. Grant to the carry-over employee the same opportunity for any employee training that may be provided under policies and procedures established by the board of regents under s. 36.15 (2), 2013 stats., as of the last day of his or her employment in the academic staff appointment.

SECTION 3810. 233.10 (4) of the statutes is amended to read:

233.10 **(4)** Notwithstanding the requirement that an employee be a state employee, a carry-over employee of the authority who was employed in a position in the classified service immediately prior to beginning employment with the authority shall, from June 29, 1996, to June 30, 1997, have the same transfer rights under s. 230.29 and the rules of the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration governing transfers as a person who holds a position in the classified service.

SECTION 3811. Chapter 234 (title) of the statutes is repealed.

SECTION 3812. Subchapter I (title) of chapter 234 [precedes 234.01] of the statutes is renumbered subchapter IV (title) of chapter 235 [precedes 235.40] and amended to read:

CHAPTER 235

SUBCHAPTER IV

~~GENERAL PROVISIONS;~~ HOUSING ~~AND ECONOMIC DEVELOPMENT~~ PROGRAMS

SECTION 3813. 234.01 (intro.) of the statutes is renumbered 235.40 (intro.) and amended to read:

235.40Definitions. (intro.) In this ~~chapter~~ subchapter:

SECTION 3814. 234.01 (1) of the statutes is repealed.

SECTION 3815. 234.01 (2) of the statutes is repealed.

SECTION 3816. 234.01 (3) of the statutes is repealed.

SECTION 3817. 234.01 (3m) of the statutes is renumbered 235.40 (3m) and amended to read:

235.40 **(3m)** "Collateral" means a 3rd-party note, mortgage, guaranty, insurance policy, bond, letter of credit, security agreement, or other instrument securing the repayment of ~~an economic development loan or~~ a mortgage loan.

SECTION 3818. 234.01 (4) of the statutes is renumbered 235.40 (4).

SECTION 3819. 234.01 (4m) of the statutes is repealed.

SECTION 3820. 234.01 (4n) of the statutes is repealed.

SECTION 3821. 234.01 (5) of the statutes is renumbered 235.40 (5).

SECTION 3822. 234.01 (5k) of the statutes is renumbered 235.40 (5k).

SECTION 3823. 234.01 (5m) of the statutes is renumbered 235.40 (5m) and amended to read:

235.40 **(5m)** "Homeownership mortgage loan" has the meaning given under s. ~~234.59~~ 235.59 (1) (f).

SECTION 3824. 234.01 (6) of the statutes is renumbered 235.40 (6), and 235.40 (6) (a) and (b), as renumbered, are amended to read:

235.40 **(6)** (a) If the corporation receives any loan or advance from the authority under this ~~chapter~~ subchapter, it may enter into an agreement with the authority providing for regulation with respect to rents, profits, dividends , and disposition of property or franchises~~; and~~.

(b) If the corporation receives a loan or advance under this ~~chapter~~ subchapter, the chairperson of the board of the authority, or his or her designee, acting with the prior approval of the ~~majority of the members of the authority~~ board, may, if he or she determines that any such loan or advance is in jeopardy of not being repaid, that the proposed development for which such loan or advance was made is in jeopardy of not being constructed, or that the corporation is not carrying out the intent and purposes of this ~~chapter~~ subchapter, appoint to the board of directors of such corporation a number of new directors, which number shall be sufficient to constitute a majority of ~~such~~ that board of directors, notwithstanding any other provision of such articles of incorporation or of any other provision of law.

SECTION 3825. 234.01 (7) of the statutes is renumbered 235.40 (7).

SECTION 3826. 234.01 (7m) of the statutes is renumbered 235.40 (7m) and amended to read:

235.40 **(7m)** "Housing rehabilitation loan" means a low interest housing rehabilitation loan as defined in s. ~~234.49~~ 235.49 (1) (f) and (fm).

SECTION 3827. 234.01 (8) of the statutes is renumbered 235.40 (8), and 235.40 (8) (a) and (b), as renumbered, are amended to read:

235.40 **(8)** (a) As a condition of acceptance of a loan or advance under this ~~chapter~~ subchapter, the limited-profit entity shall enter into an agreement with the authority providing for limitations of rents, profits, dividends, and disposition of property or franchises~~; and~~.

(b) If the limited-profit entity receives a loan or advance under this ~~chapter~~ subchapter, the chairperson of the board of directors of the authority, or his or her designee, acting with the prior approval of the ~~majority of members of the authority~~ board, may, if he or she determines that any such loan or advance is in jeopardy of not being repaid, that the proposed development for which such loan or advance was made is in jeopardy of not being constructed, or that the limited-profit entity is otherwise not carrying out the intent and purposes of this ~~chapter~~ subchapter, appoint to the board of directors or other comparable controlling body of such

limited-profit entity a number of new directors or persons, which number shall be sufficient to constitute a voting majority of such board or controlling body,

notwithstanding any other provisions of the limited-profit entity's articles of incorporation or other documents of organization, or of any other provisions of law.

SECTION 3828. 234.01 (9) of the statutes is renumbered 235.40 (9), and 235.40 (9) (a) 5., as renumbered, is amended to read:

235.40 **(9)** (a) 5. That if the corporation receives a loan or advance under this ~~chapter~~ subchapter, the chairperson of the board of directors of the authority, or his or her designee, acting with the prior approval of the ~~majority of the members of the authority~~ board, may, on determination that any such loan or advance is in jeopardy of not being repaid, that the proposed development for which such loan or advance was made is in jeopardy of not being constructed, that some part of the net income or net earnings of the corporation is inuring to the benefit of any private person, that the corporation is in some manner controlled or under the direction of or acting in the substantial interest of any private person seeking to derive benefit or gain therefrom or seeking to eliminate or minimize losses in any dealings or transactions therewith, or that the corporation is not carrying out the intent and purposes of this ~~chapter~~ subchapter, appoint to the board of directors of such corporation a number of new directors, which number shall be sufficient to constitute a majority of such board, notwithstanding any other provisions of such articles of incorporation or of any other provisions of law.

SECTION 3829. 234.01 (10) of the statutes is renumbered 235.40 (10) and amended to read:

235.40 **(10)** "Persons and families of low and moderate income" means persons and families who cannot afford to pay the amounts at which private enterprise, without ~~federally-aided~~ federally aided mortgages or loans from the authority, can provide a substantial supply of decent, safe and sanitary housing and who fall within income limitations set by the authority in its ~~rules~~ policies and procedures. In determining such income limitations the authority shall consider the amounts of the total income of such persons available for housing needs, the size of the family, the cost and condition of available housing facilities, standards established for various federal programs, and any other factors determined by the authority to be appropriate in arriving at such limitations. Among low- or moderate-income persons and families, preference shall be given to those displaced by governmental action.

SECTION 3830. 234.02 of the statutes is repealed.

SECTION 3831. 234.03 of the statutes is repealed.

SECTION 3832. 234.032 of the statutes is repealed.

SECTION 3833. 234.034 of the statutes is renumbered 235.401.

SECTION 3834. 234.04 of the statutes is renumbered 235.402, and 235.402 (2), as renumbered, is amended to read:

235.402 **(2)** The authority may make or participate in the making and enter into commitments for the making of long-term mortgage loans to eligible sponsors of housing projects for occupancy by persons and families of low and moderate income, or for the making of homeownership mortgage loans or housing rehabilitation loans or loans for the refinancing of qualified subprime loans under s. ~~234.592~~ 235.592 to persons and families of low and moderate income, an applicant under s. ~~234.59 or 234.592~~ 235.59 to 235.592, or other eligible beneficiaries as defined in s. ~~234.49~~ 235.49. The loans may be made only upon the determination by the authority that they are not otherwise available from private lenders upon reasonably equivalent terms and conditions. The authority may not make a loan to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the authority 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). The authority may employ, for such compensation as it determines, the services of any financial institution in connection with any loan.

SECTION 3835. 234.05 of the statutes is renumbered 235.403.

SECTION 3836. 234.06 of the statutes is renumbered 235.404.

SECTION 3837. 234.07 of the statutes is renumbered 235.405, and 235.405 (1), as renumbered, is amended to read:

235.405 **(1)** Except as provided in sub. (2), a limited-profit entity ~~which~~ that receives loans from the authority may not make distributions, other than from funds contributed to the limited-profit entity by stockholders, partners, members, or holders of beneficial interest in the limited-profit entity, in any one year with respect to a project financed by the authority in excess of 6% of its equity in such project on a cumulative basis. The equity in a project shall consist of the difference between the amount of the mortgage loan and the total project cost. Total project cost shall include construction or rehabilitation costs including job overhead and a builder's and sponsor's profit and risk fee, architectural, engineering, legal , and accounting costs, organizational expenses, land value, interest, and financing charges paid during construction, the cost of landscaping and off-site improvements, whether or

not such costs have been paid in cash or in a form other than cash. With respect to every project the authority shall, pursuant to ~~rules~~ policies and procedures adopted by it, establish the entity's equity at the time of making of the final mortgage advance and, for purposes of this section, that figure shall remain constant during the life of the authority's loan with respect to such project. Upon the dissolution of the limited-profit entity any surplus in excess of the distributions allowed by this section shall be paid to the authority. For this purpose surplus shall not be deemed to include any increase in net worth of any limited-profit entity by reason of a reduction of mortgage indebtedness, by amortization or similar payments or by reason of the sale or disposition of any assets of a limited-profit entity to the extent such surplus can be attributed to any increase in market value of any real or tangible personal property accruing during the period the assets were owned and held by the limited-profit entity.

SECTION 3838. 234.08 (title) of the statutes is renumbered 235.02 (title).

SECTION 3839. 234.08 (1) of the statutes is renumbered 235.02 (1) and amended to read:

235.02 **(1)** The authority may issue its negotiable notes and bonds in such principal amount, as, in the opinion of the authority, is necessary to provide sufficient funds for achieving its corporate purposes~~, including the purchase of certain mortgages and securities and the making of secured loans for low- and moderate-income housing, for the rehabilitation of existing structures and for the construction of facilities appurtenant thereto as provided in this chapter; for the making of secured loans to assist eligible elderly homeowners in paying property taxes and special assessments; for the payment of interest on notes and bonds of the authority during construction; for the establishment of reserves to secure such notes and bonds; for the provision of moneys for the housing development fund in order to make temporary loans to sponsors of housing projects as provided in this chapter; and for all other expenditures of the authority incident to and necessary or convenient to carry out its corporate purposes and powers~~.

SECTION 3840. 234.08 (2) of the statutes is renumbered 235.02 (2).

SECTION 3841. 234.08 (3) of the statutes is renumbered 235.02 (3).

SECTION 3842. 234.08 (4) of the statutes is renumbered 235.02 (4).

SECTION 3843. 234.08 (5) of the statutes is repealed.

SECTION 3844. 234.08 (6) of the statutes is repealed.

SECTION 3845. 234.08 (7) of the statutes is renumbered 235.02 (7).

SECTION 3846. 234.09 of the statutes is renumbered 235.021 and amended to read:

235.021~~Same~~ Notes and bonds; authorization; terms. The authority's notes and bonds shall be authorized by resolution of the members of the ~~authority~~ board; shall bear such date or dates, and shall mature at such time or times, in the case of any note, or any renewal thereof, not exceeding 5 years, from the date of issue of such original note, and in the case of any bond not exceeding 50 years from the date of issue, as the resolution provides. The notes and bonds shall bear interest at such rate or rates, be in such denominations of $1,000 or more, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in such medium of payment, at such place and be subject to such terms of redemption as the resolution provides. The bonds may be issued as serial bonds payable in annual installments or as term bonds or as a combination thereof. The notes and bonds of the authority may be sold by the authority, at public or private sale, at the price determined by the authority.

SECTION 3847. 234.10 of the statutes is renumbered 235.0215, and 235.0215 (title) and (9), as renumbered, are amended to read:

235.0215 (title) **~~Same~~ Notes and bonds; resolution authorizing issuance, contents.**

---

(9) Vesting in a trustee such property, rights, powers, and duties in trust as the authority determines, which may include any or all of the rights, powers, and duties of the trustee appointed by the noteholders or bondholders pursuant to s. ~~234.20~~ 235.0265 and limiting or abrogating the right of the noteholders or bondholders to appoint a trustee under s. ~~234.20~~ 235.0265 or limiting the rights, powers, and duties of such trustee, in which event s. ~~234.20~~ 235.0265 shall not apply.

SECTION 3848. 234.11 of the statutes is renumbered 235.022 and amended to read:

235.022~~Same~~ Notes and bonds; validity and effect of pledge. Any pledge made by the authority shall be valid and binding from the time when the pledge is made; the moneys or property so pledged and thereafter received by the authority shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act; and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the authority, irrespective of whether such parties have notice thereof. Neither the resolution nor any other instrument by which a pledge is created need be recorded.

SECTION 3849. 234.12 of the statutes is renumbered 235.0225 and amended to read:

235.0225~~Same~~ Notes and bonds; personal liability of members of authority. Neither the members of the ~~authority~~ board, nor the members of a committee established by the board, nor any person executing the notes or bonds shall be liable personally on the notes or bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

SECTION 3850. 234.13 of the statutes is renumbered 235.023, and 235.023 (title), as renumbered, is amended to read:

235.023 (title) ~~**Same**~~ **Notes and bonds; purchase for cancellation.**

SECTION 3851. 234.14 of the statutes is renumbered 235.0235, and 235.0235 (title), as renumbered, is amended to read:

235.0235 (title) ~~**Same**~~ **Notes and bonds; liability of state.**

SECTION 3852. 234.15 of the statutes is renumbered 235.024.

SECTION 3853. 234.16 of the statutes is renumbered 235.0245.

SECTION 3854. 234.165 of the statutes is renumbered 235.025, and 235.025 (2) (dm), as renumbered, is amended to read:

235.025 **(2)** (dm) The authority shall allocate a portion of its surplus in a plan prepared under par. (b) to the property tax deferral loan program under ss. ~~234.621 to 234.626~~ 235.621 to 235.626.

SECTION 3855. 234.17 of the statutes is repealed.

SECTION 3856. 234.18 of the statutes is renumbered 235.0255 and amended to read:

235.0255Limit on amount of outstanding bonds and notes. The authority may not issue notes and bonds that are secured by a capital reserve fund to which s. ~~234.15~~ 235.024 (4) applies if, upon issuance, the total aggregate outstanding principal amount of notes and bonds that are secured by a capital reserve fund to which s. ~~234.15~~ 235.024 (4) applies would exceed $600,000,000. This section does not apply to bonds and notes issued to refund outstanding notes and bonds.

SECTION 3857. 234.19 of the statutes is renumbered 235.026.

SECTION 3858. 234.20 of the statutes is renumbered 235.0265.

SECTION 3859. 234.21 of the statutes is renumbered 235.027 and amended to read:

235.027Trustee; additional powers. The trustee, in addition to the powers granted in s. ~~234.20~~ 235.0265 shall have all of the powers necessary or appropriate for the exercise of any functions specifically set forth in this chapter or incident to the general representation of noteholders or bondholders in the enforcement and protection of their rights.

SECTION 3860. 234.22 of the statutes is renumbered 235.0271 and amended to read:

235.0271Venue. The venue of any action or proceeding by the trustee under ss. ~~234.19, 234.20 and 234.21~~ 235.026, 235.0265, and 235.027 shall be in Dane County.

SECTION 3861. 234.23 of the statutes is renumbered 235.0273.

SECTION 3862. 234.24 of the statutes is renumbered 235.0275.

SECTION 3863. 234.25 of the statutes is repealed.

SECTION 3864. 234.255 of the statutes is repealed.

SECTION 3865. 234.26 of the statutes is renumbered 235.0277.

SECTION 3866. 234.265 of the statutes is renumbered 235.0279 and amended to read:

235.0279Records of the authority. All records of the authority or any corporation established by the authority shall be open to the public as provided in s. 19.35 (1), except:

(1) Those records relating to pending grants, ~~economic development~~ loans, economic development projects, or housing projects ~~which~~ that, in the opinion of the authority, must remain confidential to protect the competitive nature of the grant, loan, or project.

---

(2) Records or portions of records consisting of personal or financial information provided by a person seeking a grant ~~or~~, loan ~~under s. 234.63, 2007 stats., or s. 234.04, 234.08, 234.49, 234.59, 234.592, 234.605, 234.61, 234.65, 234.67, 234.83, 234.84, 234.90, 234.905, 234.907, or 234.91, seeking a loan under ss. 234.621 to 234.626, seeking financial assistance under s. 234.66, 2005 stats., seeking mortgage loan refinancing from a lender under s. 234.605, seeking investment of funds under s. 234.03 (18m), or in which the authority has invested funds under s. 234.03 (18m), unless the person consents to disclosure of the information~~, tax credit, or other assistance from the authority.

SECTION 3867. 234.28 of the statutes is renumbered 235.028.

SECTION 3868. 234.29 of the statutes is renumbered 235.0283.

SECTION 3869. 234.30 of the statutes is renumbered 235.0285.

SECTION 3870. 234.31 of the statutes is renumbered 235.0287.

SECTION 3871. 234.32 of the statutes is renumbered 235.0289.

SECTION 3872. 234.35 of the statutes is renumbered 235.0291, and 235.0291 (1), as renumbered, is amended to read:

235.0291 **(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 administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 3873. 234.36 of the statutes is renumbered 235.0293, and 235.0293 (1), as renumbered, is amended to read:

235.0293 **(1)** In this section, "business," "financial adviser," and "investment firm" mean a business, financial adviser, and investment firm certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

SECTION 3874. 234.40 of the statutes is renumbered 235.409, and 235.409 (2), (3) and (4), as renumbered, are amended to read:

235.409 **(2)** Bonds issued under the authority of this section are payable out of revenues or moneys received from the repayment of veterans housing loans and related funds made available in ss. ~~234.42~~ 235.42 and ~~234.43~~ 235.43. All assets and liabilities created through the issuance of bonds to purchase mortgage loans representing veterans housing loans are to be separate from all other assets and liabilities of the authority. No funds of the veterans housing loan program may be commingled with any other funds of the authority.

(3) It is the intent of the legislature that the authority be used to finance the veterans housing program. Nothing in this ~~chapter~~ subchapter shall be construed to supersede the powers vested by subch. III of ch. 45 in the department of veterans affairs for carrying out program responsibilities for which debt has been incurred by the authority.

(4) The limitations established in ss. ~~234.18, 234.50, 234.60, 234.61, and 234.65~~ 235.0255, 235.50, 235.60, and 235.61 are not applicable to bonds issued under the authority of this section. The authority may not have outstanding at any one time bonds for veterans housing loans in an aggregate principal amount exceeding $61,945,000, excluding bonds being issued to refund outstanding bonds.

SECTION 3875. 234.41 of the statutes is renumbered 235.41, and 235.41 (3), as renumbered, is amended to read:

235.41 **(3)** Moneys of the veterans housing loan fund may be invested as provided in ~~s. 234.03 (18)~~ policies and procedures established by the authority. All such investments shall be the exclusive property of the fund. All earnings on or income from such investments shall be credited to the fund, paid over to the department of veterans affairs and deposited in the veterans trust fund after payment or repayment of any deficits arising in the veterans capital reserve fund and after payment of expenses contained in sub. (4).

SECTION 3876. 234.42 of the statutes is renumbered 235.42, and 235.42 (1s) and (4), as renumbered, are amended to read:

235.42 **(1s)** The authority shall establish the veterans capital reserve fund to secure the veterans housing bonds sold pursuant to s. ~~234.40~~ 235.409, and shall pay into the veterans capital reserve fund any moneys appropriated and made available by the state for the purposes of such fund, any proceeds of sale of bonds, to the extent provided in the resolution of the authority authorizing the issuance thereof and any other moneys which are made available to the authority for the purpose of such fund from any other source.

(4) To assure the continued operation and solvency of the authority for the carrying out of the veterans housing loan program of this ~~chapter~~ subchapter, the authority shall accumulate in the veterans capital reserve fund an amount equal to the veterans capital reserve fund requirement. If at any time the veterans capital reserve fund requirement exceeds the amount of the veterans capital reserve fund, the chairperson of the authority shall certify to the secretary of administration, the governor and the joint committee on finance, the amount necessary to restore the veterans capital reserve fund to an amount equal to the veterans capital reserve fund requirement. If such certification is received by the secretary of administration in an even-numbered year prior to the completion of the budget compilation under s. 16.43, the secretary shall include the certified amount in the budget compilation. In any case, the joint committee on finance shall introduce in either house, in bill form, an appropriation of the amount so certified to the veterans capital reserve fund of the

---

authority. Recognizing its moral obligation to do so, the legislature hereby expresses its expectation and aspiration that, if ever called upon to do so, it shall make such appropriation.

SECTION 3877. 234.43 of the statutes is renumbered 235.43, and 235.43 (1), as renumbered, is amended to read:

235.43 **(1)** The authority shall establish the veterans housing bond redemption fund. All mortgages purchased with moneys from the veterans housing loan fund shall be the exclusive property of the bond redemption fund. All moneys received by the authority from the repayment of veterans housing loans shall be deposited into such fund to be used for the repayment of veterans housing bonds issued pursuant to s. ~~234.40~~ 235.409.

SECTION 3878. 234.44 of the statutes is renumbered 235.44 and amended to read:

235.44Validation of certain obligations and proceedings. Notwithstanding any provision of this chapter or any other law, in the absence of fraud, all obligations issued prior to May 4, 1976 purportedly pursuant to ~~this chapter~~ ch. 234, 2013 stats., and all proceedings prior to such time taken

purportedly
pursuant to ~~this chapter~~ ch. 234, 2013 stats., for the authorization and issuance of such obligations or of obligations not yet issued, and the sale, execution, and delivery
of such obligations issued prior to May 4, 1976, are hereby validated, ratified, approved, and confirmed, notwithstanding any lack of power, however patent, other
than constitutional, of the issuing authority or the governing body or officer thereof,
to authorize such obligations, or to sell, execute, or deliver the same, and notwithstanding any defects or irregularities, however patent, other than constitutional, in such proceeding or in such sale, execution, or delivery of such

---

obligations. All such obligations issued prior to May 4, 1976 are binding, legal obligations in accordance with their terms.

SECTION 3879. 234.49 of the statutes is renumbered 235.49, and 235.49 (1)
(intro.) and (2) (a) (intro.), 6. and 8., as renumbered, are amended to read:

235.49 **(1)**DEFINITIONS. (intro.) In ss. ~~234.49~~ 235.49 to ~~234.55~~ 235.55:

(2) (a) (intro.) The authority has the following powers for the purpose of implementing this section, in addition to all other powers granted by this ~~chapter~~ subchapter:

6. To enter into contracts or agreements with authorized lenders and sponsors
providing for the maximum and minimum acceptable rates of interest to be charged for various classifications of housing rehabilitation loans. In no event may the stated
rate of interest on any housing rehabilitation loan under this section exceed the greater of 8% per year or 3% plus the rate necessary to fully repay interest and principal on housing rehabilitation loan program bonds issued pursuant to s. ~~234.50~~
235.50.

8. To adopt procedures and forms necessary to effectuate the rehabilitation program or to facilitate the marketing of bonds issued under s. ~~234.50~~ 235.50.

SECTION 3880. 234.50 of the statutes is renumbered 235.50, and 235.50 (1), (2)
and (4), as renumbered, are amended to read:

235.50 **(1)** The authority may issue its negotiable bonds in such principal amount and of such length of maturity as, in the opinion of the authority, is necessary
to provide sufficient funds for purchasing housing rehabilitation loans or for funding
commitments for loans to lenders for housing rehabilitation loans; for purchasing property tax deferral loans under s. ~~234.49~~ 235.49 (2) (a) 10.; for the establishment of reserves to secure such bonds; and for all other expenditures of the authority

---

incident to or necessary and convenient in connection therewith. The authority may,

whenever it deems refunding expedient, refund any bonds by the issuance of new bonds whether the bonds to be refunded have or have not matured, and issue bonds partly to refund bonds then outstanding and partly for the purpose authorized by this section.

(2) Bonds issued under the authority of this section shall be special obligations of the authority payable solely out of revenues, moneys or other property received in connection with the housing rehabilitation loan program, including, without limitation, repayments of housing rehabilitation loans, federal insurance or guarantee payments, the proceeds of bonds issued under the authority of this section, and the amounts made available under ss. ~~234.54~~ 235.54 and ~~234.55~~ 235.55.

All assets and liabilities created through the issuance of bonds to purchase housing rehabilitation loans shall be separate from all other assets and liabilities of the authority. No funds of the housing rehabilitation loan program may be commingled with any other funds of the authority.

(4) The limitations established in ss. ~~234.18, 234.40, 234.60, 234.61, and 234.65~~ 235.0255, 235.409, 235.60, and 235.61 are not applicable to bonds issued under the authority of this section. The authority may not have outstanding at any one time bonds for housing rehabilitation loans in an aggregate principal amount exceeding $100,000,000, excluding bonds being issued to refund outstanding bonds. The authority shall consult with and coordinate the issuance of bonds with the building commission prior to the issuance of bonds.

SECTION 3881. 234.51 of the statutes is renumbered 235.51, and 235.51 (1), (2) (a) and (3), as renumbered, are amended to read:

235.51 **(1)** There is established under the jurisdiction of the authority a housing rehabilitation loan program administration fund. There shall be paid into such fund the amounts appropriated under s. ~~20.490~~ 20.885 (2) ~~(a)~~ (ad), the amounts provided in s. ~~234.55~~ 235.55, any amounts transferred by the authority to such fund from other funds or sources and any other moneys which may be available to the authority for the purpose of such fund from any other source.

(2) (a) To pay all administrative costs, expenses, and charges, including origination fees and servicing fees, incurred in conducting the housing rehabilitation loan program other than those described in ss. ~~234.53~~ 235.53 (4) and ~~234.55~~ 235.55 (2) (b).

(3) Moneys of the fund may be invested as provided in ~~s. 234.03 (18)~~ policies and procedures established by the authority. All such investments shall be the exclusive property of the fund. All earnings on or income from such investments shall be credited to the fund.

SECTION 3882. 234.52 of the statutes is renumbered 235.52, and 235.52 (1), (2) and (3), as renumbered, are amended to read:

235.52 **(1)** There is established under the jurisdiction of the authority a housing rehabilitation loan program loan-loss reserve fund. There shall be paid into such fund the amounts appropriated under s. ~~20.490~~ 20.885 (2) (q), the amounts provided under s. ~~234.55~~ 235.55, any amounts transferred by the authority to such fund from other funds or sources and any other moneys which may be available to the authority for the purposes of such fund from any other source.

(2) Subject to agreements with bondholders, the authority shall use moneys in the fund solely for transfer to the housing rehabilitation loan program bond redemption fund in amounts equal to losses on housing rehabilitation loans owned by that fund which are not made good by federal insurance or guarantee payments, and solely for the purposes described in s. ~~234.55~~ 235.55 (2) (a). Any balance remaining after payment or due provision for payment of all outstanding bonds issued under the authority of s. ~~234.50~~ 235.50 shall be transferred to the housing rehabilitation loan program administration fund.

(3) Moneys of the fund may be invested as provided in ~~s. 234.03 (18)~~ policies and procedures established by the authority. All such investments shall be the exclusive property of the fund. All earnings on or income from such investments shall be credited to the fund.

SECTION 3883. 234.53 of the statutes is renumbered 235.53, and 235.53 (1), (2) and (3), as renumbered, are amended to read:

235.53 **(1)** The authority shall establish the housing rehabilitation loan fund. All moneys resulting from the sale of bonds issued under the authority of s. ~~234.50~~ 235.50, not including bonds issued to refund outstanding bonds, and unless credited to the housing rehabilitation loan program capital reserve or bond redemption funds, shall be credited to such fund.

(2) The authority shall use moneys in the fund for the purpose of purchasing housing rehabilitation loans or for funding commitments for loans to lenders for housing rehabilitation loans. All disbursements of funds under this section for purchasing such loans shall be made payable to an authorized lender as defined in s. ~~234.49~~ 235.49 (1) (b) or a duly authorized agent thereof.

(3) Moneys of the fund may be invested as provided in ~~s. 234.03 (18)~~ policies and procedures established by the authority. All such investments shall be the

exclusive property of the fund. All earnings on or income from such investments shall be credited to the fund.

SECTION 3884. 234.54 of the statutes is renumbered 235.54, and 235.54 (1r) and (4) (a), as renumbered, are amended to read:

235.54 **(1r)** The authority shall establish the housing rehabilitation loan program capital reserve fund to secure the bonds issued under the authority of s. ~~234.50~~ 235.50, and shall pay into such fund any moneys appropriated and made available by the state for the purposes of such fund, any proceeds of sale of housing rehabilitation bonds to the extent provided in the resolution of the authority authorizing the issuance thereof and any other moneys which are made available to the authority for the purpose of such fund from any other source.

(4) (a) To assure the continued operation and solvency of the authority for the carrying out of the public purposes of this ~~chapter~~ subchapter, the authority shall accumulate in the capital reserve fund an amount equal to the capital reserve fund requirement for such fund.

SECTION 3885. 234.55 of the statutes is renumbered 235.55, and 235.55 (1) and (4), as renumbered, are amended to read:

235.55 **(1)** The authority shall establish the housing rehabilitation loan program bond redemption fund. All housing rehabilitation loans purchased with moneys from the housing rehabilitation loan fund or notes evidencing loans to lenders from such fund for housing rehabilitation loans shall be the exclusive property of such redemption fund. All moneys received from the repayment of such loans, any amounts transferred by the authority to such fund pursuant to s. ~~234.52~~ 235.52 or from other funds or sources, any federal insurance or guarantee payments with respect to such loans, all moneys resulting from the sale of bonds for the purpose of refunding outstanding housing rehabilitation bonds unless credited to the housing rehabilitation loan program capital reserve fund, and any other moneys which may be available to the authority for the purpose of such fund, shall be deposited into such fund to be used for the repayment of housing rehabilitation bonds issued under the authority of s. ~~234.50~~ 235.50.

(4) Moneys of the fund may be invested as provided in ~~s. 234.03 (18)~~ policies and procedures established by the authority. All such investments shall be the exclusive property of the fund. All earnings on or income from such investments shall be credited to the fund.

SECTION 3886. 234.59 of the statutes is renumbered 235.59, and 235.59 (2) (e) and (3) (bc) 3., as renumbered, are amended to read:

235.59 **(2)** (e) May enter into agreements to insure or provide additional security for homeownership mortgage loans or bonds or notes issued under s. ~~234.60~~ 235.60.

(3) (bc) 3. If the authority sets aside at least 20% of the proceeds of a bond or note issuance under s. ~~234.60~~ 235.60 to fund home ownership mortgage loans for eligible properties that are targeted area residences, the authority may apply up to 33% of the proceeds that are set aside for that purpose without regard to the income of the applicant.

SECTION 3887. 234.592 of the statutes is renumbered 235.592, and 235.592 (1) (a), (b) and (c) and (2) (c), as renumbered, are amended to read:

235.592 **(1)** (a) "Authorized lender" has the meaning given in s. ~~234.59~~ 235.59 (1) (a).

(b) "Eligible property" has the meaning given in s. ~~234.59~~ 235.59 (1) (d) 1.

(c) "Principal residence" has the meaning given in. s. ~~234.59~~ 235.59 (1) (j).

(2) (c) May enter into agreements to insure or provide additional security for loans or bonds or notes issued under s. ~~234.60~~ 235.60.

SECTION 3888. 234.60 of the statutes is renumbered 235.60, and 235.60 (1), (2), (5) (c) and (9), as renumbered, are amended to read:

235.60 **(1)** The authority may issue its bonds or notes to fund homeownership mortgage loans or the refinancing of qualified subprime loans under s. ~~234.592~~ 235.592.

(2) The limitations in ss. ~~234.18, 234.40, 234.50, 234.61, and 234.65~~ 235.0255, 235.409, 235.50, and 235.61 do not apply to bonds or notes issued under this section.

(5) (c) The secretary of administration shall determine the date after which no bond or note may be issued under this section for the purpose of financing the acquisition or replacement of an existing mortgage under s. ~~234.592~~ 235.592.

(9) The ~~executive director of the~~ authority shall make every effort to encourage participation in the homeownership mortgage loan program and the qualified subprime loan refinancing program by women and minorities.

SECTION 3889. 234.605 of the statutes is renumbered 235.605, and 235.605 (1) (a) and (2), as renumbered, are amended to read:

235.605 **(1)** (a) "Eligible property" has the meaning given in s. ~~234.59~~ 235.59 (1) (d) 1.

(2) Subject to the approval of all members of the board of directors of the authority, the authority may establish and administer a homeowner eviction and lien protection program to encourage the refinancing of mortgage loans by lenders in order to facilitate the retention of eligible property by persons and families.

SECTION 3890. 234.61 of the statutes is renumbered 235.61, and 235.61 (1), as renumbered, is amended to read:

235.61 **(1)** Upon the authorization of the department of health services, the authority may issue bonds or notes and make loans for the financing of housing projects which are residential facilities as defined in s. 46.28 (1) (d) and the development costs of those housing projects, if the department of health services has approved the residential facilities for financing under s. 46.28 (2). The limitations in ss. ~~234.18, 234.40, 234.50, 234.60, and 234.65~~ 235.0255, 235.409, 235.50, and 235.60 do not apply to bonds or notes issued under this section. The definition of "nonprofit corporation" in s. ~~234.01~~ 235.40 (9) does not apply to this section.

SECTION 3891. 234.621 of the statutes is renumbered 235.621.

SECTION 3892. 234.622 (intro.) of the statutes is renumbered 235.622 (intro.) and amended to read:

235.622Definitions. (intro.) In ss. ~~234.621 to 234.626~~ 235.621 to 235.626:

SECTION 3893. 234.622 (1) of the statutes is renumbered 235.622 (1).

SECTION 3894. 234.622 (2m) of the statutes is repealed.

SECTION 3895. 234.622 (3) of the statutes is renumbered 235.622 (3).

SECTION 3896. 234.622 (3m) of the statutes is renumbered 235.622 (3m).

SECTION 3897. 234.622 (4) of the statutes is renumbered 235.622 (4).

SECTION 3898. 234.622 (5) of the statutes is renumbered 235.622 (5) and amended to read:

235.622 **(5)** "Permitted obligations" means the total amount of outstanding liens and judgments on the qualifying dwelling unit if that amount does not exceed 33% of the value of the unit as determined by the most recent assessment for property tax purposes. For purposes of ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, housing and rehabilitation loans under s. ~~234.49~~ 235.49 and liens arising under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 shall not be considered outstanding liens or judgments in computing the amount of permitted obligations.

SECTION 3899. 234.622 (6) of the statutes is renumbered 235.622 (6) and amended to read:

235.622 **(6)** "Program" means the program under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

SECTION 3900. 234.622 (7) of the statutes is renumbered 235.622 (7) and amended to read:

235.622 **(7)** "Qualifying dwelling unit" means a dwelling unit, not including a

mobile home as defined in s. 101.91 (10), located in this state, habitable as a permanent residence and to which property taxes or special assessments are, or may conveniently be, allocated and up to one acre of land appertaining to it held in the same ownership as the dwelling unit. For purposes of ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, "qualifying dwelling unit" includes a unit in a condominium or in a cooperative or an unincorporated cooperative association or in a multiunit dwelling with 4 or fewer units, but in all of these 3 cases only the portion of taxes or special assessments allocable to the unit lived in by the participant may qualify for loans under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

SECTION 3901. 234.623 of the statutes is renumbered 235.623, and 235.623 (1) and (3), as renumbered, are amended to read:

235.623 **(1)** The participant applies on forms prescribed by the authority for a loan to pay property taxes or special assessments by June 30 of the year in which the taxes or special assessments are payable on a qualifying dwelling unit and, except as provided in s. ~~234.625~~ 235.625 (5), specifies the names of all co-owners.

(3) The participant keeps continuously in effect during the period that a loan is outstanding under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 a fire and extended casualty insurance policy on the qualifying dwelling unit satisfactory to the authority and permits the authority to be named on the policy as a lienholder.

SECTION 3902. 234.624 of the statutes is renumbered 235.624.

SECTION 3903. 234.625 of the statutes is renumbered 235.625, and 235.625 (1), (2), (3), (4) (b) 1. and 6., (5), (9) and (10), as renumbered, are amended to read:

235.625 **(1)** The authority shall enter into agreements with participants and their co-owners to loan funds to pay property taxes and special assessments on their qualifying dwelling units. The maximum loan under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 in any one year is limited to the lesser of $3,525 or the amount obtained by adding the property taxes levied on the qualifying dwelling unit for the year for which the loan is sought, the special assessments levied on the dwelling unit, and the interest and penalties for delinquency attributable to the property taxes or special assessments. Loans shall bear interest at a rate equal to the prime lending rate at the time the rate is set, as reported by the federal reserve board in federal reserve statistical release H. 15, plus 1%. The ~~executive director~~ authority shall set the rate no later than October 15 of each year, and that rate shall apply to loans made in the following year.

(2) The authority shall have all powers ~~under s. 234.03~~ that are necessary or convenient to the operation of a loan program, including, without limitation

because of enumeration, the power to enter into contracts, to pay or be paid for the performance of services, to exercise all rights of a lienholder under subch. I of ch. 779, and to perform other administrative actions that are necessary in the conduct of its duties under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

(3) The authority shall adopt ~~rules~~ policies and ~~establish~~ procedures under which applications for loans under this section may be submitted, reviewed, and approved; under which repayment of the loans are to be obtained; under which disputes and claims concerning the loans are to be settled; and under which records concerning are to be maintained.

(4) (b) 1. Transfer of the qualifying dwelling unit by any means except upon transfer to a co-owner who resides in the unit and who is permitted to assume the participant's account as provided in s. ~~234.624~~ 235.624.

6. The participant ceases to meet the eligibility requirements of s. ~~234.623~~ 235.623, except as provided in sub. (5).

(5) If a participant in the program ceases to meet the eligibility requirements of this section, the authority, rather than demanding repayment under sub. (4) (b), may allow the participant to continue in the program, may allow the participant to continue in the program but be ineligible for additional loans, or may require partial settlement. The authority may also allow co-owners to be added to the loan agreement if~~, in the judgment of the executive director,~~ the authority determines that the addition of co-owners does not significantly increase the authority's exposure to risk under the loan agreement.

(9) Upon the making of the initial loan, a nonconsensual statutory lien in favor of the authority to secure payment of the principal, interest, fees and charges due on all loans, including loans made after the lien is filed, to the participant made under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 shall attach to the qualifying dwelling unit in respect to which the loan is made. The qualifying dwelling unit shall remain subject to the statutory lien until the payment in full of all loans and charges. If the authority funds such loans from the proceeds of notes or bonds under s. ~~234.626~~ 235.626, its right under the lien shall automatically accrue to the benefit of the holders of those notes or bonds, without any action or assignment by the authority.

When a loan becomes due and payable, the statutory lien hereby conferred may be enforced by the authority or the holders of the notes or bonds or their representative, as the case may be, in the same manner as a construction lien under ss. 779.09 to 779.12, except that neither the participant nor any co-owners or their personal representatives, successors or assigns shall be personally liable for any deficiency which may arise from the sale. At the time of disbursing the initial loan to a

participant, the authority shall record with the register of deeds of the county in which the qualifying dwelling unit is located, on a form prescribed by the authority which shall contain a legal description of the qualifying dwelling unit, a notice of the loan made under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 and the existence of the statutory lien arising therefrom. The register of deeds shall record the notice in the land records and index it in the indexes maintained by the register of deeds. The statutory lien created by this section shall have priority over any lien that originates subsequent to the recording of the notice.

(10) If the property taxes or special assessments are paid, using a loan made under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, after the taxes or assessments are due, the participant shall be liable for interest and penalty charges for delinquency under ch. 74. Subject to sub. (1), the principal amount of loans made under this program may include delinquency charges.

SECTION 3904. 234.626 of the statutes is renumbered 235.626, and 235.626 (1), (2), (2m), (4), (6) and (7), as renumbered, are amended to read:

235.626 **(1)** Loans made or authorized to be made under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626 may be funded from the proceeds of notes and bonds issued subject to and in accordance with ss. ~~234.08 to 234.14~~ 235.02 to 235.0235 and from the fund under s. ~~234.165~~ 235.025.

---

(2) The authority may create a system of funds and accounts, separate and distinct from all other funds and accounts of the authority, consisting of moneys received from notes and bonds, all revenues received in the repayment of loans made under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626, except as provided in sub. (2m), and any other revenues dedicated to it by the authority. The authority may pledge moneys and revenues received or to be received by this system of funds and accounts to secure bonds or notes issued for the program. The authority shall have all other powers necessary and convenient to distribute the proceeds of the bonds, notes, and loan repayments in accordance with its powers under this ~~chapter~~ subchapter.

(2m) Revenues received in the repayment of loans made under s. ~~234.165~~ 235.025 shall be paid into the fund under s. ~~234.165~~ 235.025.

(4) The authority may adopt ~~rules~~ policies and procedures that restrict eligibility in addition to the requirements of s. ~~234.623~~ 235.623 or require the provision of additional security if~~, in the executive director's judgment,~~ the authority determines that the rules or security are required for the satisfactory issuance of bonds or notes.

(6) Unless otherwise expressly provided in resolutions authorizing the issuance of bonds or notes or in other agreements with the holders of bonds or notes,

each bond or note issued shall be on a parity with every other bond or note issued for the funding of loans under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

(7) Recognizing its moral obligation to do so, the legislature expresses its expectation and aspiration that, if ever called to do so, it shall make an appropriation to make the authority whole for defaults on loans issued under ss. ~~234.621~~ 235.621 to ~~234.626~~ 235.626.

SECTION 3905. 234.65 of the statutes is repealed.

SECTION 3906. Subchapter II (title) of chapter 234 [precedes 234.67] of the statutes is renumbered subchapter V of chapter 235 [precedes 235.67].

SECTION 3907. 234.67 of the statutes is renumbered 235.67, and 235.67 (1) (e), (2) (intro.) and (3), as renumbered, are amended to read:

235.67 **(1)** (e) "Participating lender" means a bank, credit union, savings bank, savings and loan association or other person, who makes loans for working capital or to finance physical plant needs, equipment or machinery and who has entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

(2) (intro.) A loan made by a participating lender before December 3, 1993, is eligible for guarantee of collection from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

(3)GUARANTEE OF COLLECTION. The authority shall guarantee collection of a percentage, not exceeding 90%, of the principal of any loan eligible for a guarantee under sub. (2). The authority shall establish the percentage of the unpaid principal of an eligible loan that will be guaranteed, using the procedures described in the guarantee agreement under s. ~~234.93~~ 235.93 (2) (a). The authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

SECTION 3908. 234.75 of the statutes is renumbered 235.75, and 235.75 (2) (c) and (5) (a) and (c) (intro.), as renumbered, are amended to read:

235.75 **(2)** (c) The lender is the authority or a financial institution that enters into an agreement under s. ~~234.93~~ 235.93 (2) (a).

(5) (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~~ 235.93 (2) (a).

(c) (intro.) Notwithstanding s. ~~234.51~~ 235.51 (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:

SECTION 3909. 234.83 of the statutes is renumbered 235.83, and 235.83 (1m) (c), (3) (intro.) and (4), as renumbered, are amended to read:

235.83 **(1m)** (c) The lender enters into an agreement under s. ~~234.93~~ 235.93 (2) (a).

(3) ELIGIBLE LOANS. (intro.) A loan is eligible for guarantee of collection from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

(4) GUARANTEE OF REPAYMENT. The authority may guarantee repayment of a portion of the principal of any loan eligible for a guarantee under sub. (1m). That portion may not exceed 80% of the principal of the loan or $750,000, whichever is less. The authority shall establish the portion of the principal of an eligible loan that will be guaranteed, using the procedures described in the agreement under s. ~~234.93~~ 235.93 (2) (a). The authority may establish a single portion for all guaranteed loans that do not exceed $937,500 and a single portion for all guaranteed loans that exceed $937,500 or establish on an individual basis different portions for eligible loans that do not exceed $937,500 and different portions for eligible loans that exceed $937,500.

SECTION 3910. 234.84 (title) of the statutes is renumbered 235.84 (title).

SECTION 3911. 234.84 (1) of the statutes is repealed.

SECTION 3912. 234.84 (2) of the statutes is renumbered 235.84 (2), and 235.84 (2) (c), as renumbered, is amended to read:

235.84 **(2)** (c) The lender is a financial institution that enters into an agreement under s. ~~234.932~~ 235.932 (3) (a).

SECTION 3913. 234.84 (3) of the statutes is renumbered 235.84 (3), and 235.84 (3) (intro.) and (c), as renumbered, are amended to read:

235.84 **(3)** ELIGIBLE LOANS. (intro.) A loan is eligible for guarantee of collection from the Wisconsin job training reserve fund under s. ~~234.932~~ 235.932 if all of the following apply:

(c) The interest rate on the loan, including any origination fees or other charges,
is approved by the ~~corporation~~ authority.

SECTION 3914. 234.84 (4) of the statutes is renumbered 235.84 (4) and amended to read:

235.84 **(4)** GUARANTEE OF COLLECTION. (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 ~~corporation~~ authority 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~~ 235.932 (3) (a). The ~~corporation~~ authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

(b) Except as provided in s. ~~234.932~~ 235.932 (4), the total outstanding guaranteed principal amount of all loans that the authority may guarantee under par. (a) may not exceed $8,000,000.

SECTION 3915. 234.84 (5) (a) of the statutes is repealed.

SECTION 3916. 234.84 (5) (b) of the statutes is renumbered 235.84 (5) and amended to read:

235.84 **(5)** The ~~corporation~~ authority 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 3917. 234.86 of the statutes is renumbered 235.86, and 235.86 (2) (intro.) and (c) and (4) (a) and (b), as renumbered, are amended to read:

235.86 **(2)** GUARANTEE REQUIREMENTS. (intro.) The authority may use money from the Wisconsin drinking water reserve fund under s. ~~234.932~~ 235.932 to guarantee a loan under this section if all of the following apply:

(c) The lender is a financial institution that enters into an agreement under s. ~~234.933~~ 235.933 (3) (a).

(4) (a) Subject to par. (b), the authority may guarantee collection of a percentage, not exceeding 80%, of the principal of any loan eligible for a guarantee under this section. The authority shall establish the percentage of the unpaid principal of an eligible loan that will be guaranteed using the procedures described in the guarantee agreement under s. ~~234.933~~ 235.933 (3) (a). The authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

(b) Except as provided in s. ~~234.933~~ 235.933 (4), the total outstanding principal amount of all guaranteed loans under par. (a) may not exceed $3,000,000.

SECTION 3918. 234.86 (1) (c) of the statutes is amended to read:

234.86 **(1)** (c) "Local governmental unit" has the meaning given in s. 281.61 (1) ~~(a)~~ (am), except that the term does not include a joint local water authority created under s. 66.0823.

SECTION 3919. 234.88 of the statutes is renumbered 235.88, and 235.88 (1) (c), (2) (intro.) and (6), as renumbered, are amended to read:

235.88 **(1)** (c) "Participating lender" means a bank, production credit association, credit union, savings bank, savings and loan association, or other person who makes emergency heating assistance loans and who has entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

(2) ELIGIBLE LOANS. (intro.) An emergency heating assistance loan made by a participating lender is eligible for guarantee of collection under sub. (5) from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

(6) INTEREST REDUCTION. The authority shall pay, from the moneys in the Wisconsin development reserve fund under s. ~~234.93~~ 235.93, to each participating lender an amount equal to 3.5 percent of the principal amount of any guaranteed loan to reduce interest payments on the guaranteed loan paid by an individual.

SECTION 3920. 234.90 of the statutes is renumbered 235.90, and 235.90 (1) (d) and (2) (intro.), as renumbered, are amended to read:

235.90 **(1)** (d) "Participating lender" means a bank, production credit association, credit union, savings bank, savings and loan association or other person who makes agricultural production loans and who has entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

(2) ELIGIBLE LOANS. (intro.) Except as provided in sub. (3j), an agricultural production loan made by a participating lender is eligible for guarantee of collection from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

SECTION 3921. 234.905 of the statutes is renumbered 235.905, and 235.905 (1) (f), (2) (intro.) and (4) (b), as renumbered, are amended to read:

235.905 **(1)** (f) "Participating lender" means a bank, production credit association, credit union, savings bank, savings and loan association or other person who makes agricultural production drought assistance loans and who has entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

(2) ELIGIBLE LOANS. (intro.) An agricultural production drought assistance loan made by a participating lender is eligible for guarantee of collection from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

(4) (b) Except as provided in s. ~~234.93~~ 235.93 (3), the total principal amounts of all agricultural production drought assistance loans which the authority may guarantee under par. (a) may not exceed $30,000,000.

SECTION 3922. 234.907 of the statutes is renumbered 235.907, and 235.907 (1) (e), (2) (intro.) and (3), as renumbered, are amended to read:

235.907 **(1)** (e) "Participating lender" means a bank, credit union, savings bank, savings and loan association or other person, who makes loans for working capital or to finance physical plant needs, equipment or machinery and who has entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a).

(2)ELIGIBLE LOANS. (intro.) A loan made by a participating lender is eligible for guarantee of collection from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

(3)GUARANTEE OF COLLECTION. The authority shall guarantee collection of a percentage, not exceeding 90%, of the principal of any loan eligible for a guarantee under sub. (2). The authority shall establish the percentage of the unpaid principal of an eligible loan that will be guaranteed, using the procedures described in the guarantee agreement under s. ~~234.93~~ 235.93 (2) (a). The authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

SECTION 3923. 234.91 of the statutes is renumbered 235.91, and 235.91 (1) (e) and (2) (intro.), as renumbered, are amended to read:

235.91 **(1)** (e) "Participating lender" means a bank, farm credit service, credit union, savings bank, savings and loan association or other person who makes loans for the acquisition or improvement of agricultural assets and who has entered into an agreement with the authority under s. ~~234.93~~ 235.93 (2) (a). The term does not include a seller under a land contract.

(2)ELIGIBLE LOANS. (intro.) A loan made by a participating lender is eligible for guarantee of collection from the Wisconsin development reserve fund under s. ~~234.93~~ 235.93 if all of the following apply:

SECTION 3924. 234.92 of the statutes is renumbered 235.92.

SECTION 3925. 234.93 of the statutes is renumbered 235.93, and 235.93 (1) (a), (b), (cm) and (d) and (4) (a) 2. and 3. and (b) (intro.), as renumbered, are amended to read:

235.93 **(1)** (a) Moneys appropriated to the authority under s. ~~20.490 (5) (a), (q)~~ 20.885 (2) (qm), (r), and (s) or (3) (ap) or received by the authority for the Wisconsin development reserve fund from any other source.

(b) Any income from investment of money in the Wisconsin development reserve fund by the authority ~~under s. 234.03 (18)~~.

(cm) Any moneys transferred under 1999 Wisconsin Act 9, section 9125 (1), or under s. ~~234.75~~ 235.75 (5) (c), from the housing rehabilitation loan program administration fund.

(d) To be used for guaranteeing loans under s. ~~234.91~~ 235.91, fees collected under s. ~~234.91~~ 235.91 (4).

(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~~ 235.75, 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.

3. To fund guarantees under the program under s. 234.935, 1997 stats., and the program under s. ~~234.75~~ 235.75 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.

(b) (intro.) Annually on August 31, the ~~executive director of the~~ authority shall provide to the secretary of administration and to the joint committee on finance a signed statement that includes all of the following:

SECTION 3926. 234.932 of the statutes is renumbered 235.932, and 235.932 (2) (intro.) and (b), as renumbered, are amended to read:

235.932 **(2)**ESTABLISHMENT OF FUND. (intro.) There is established under the jurisdiction and control of the authority, for the purpose of providing funds for guaranteeing loans under s. ~~234.84~~ 235.84, a Wisconsin job training reserve fund, consisting of all of the following:

(b) Any income from investment of money in the Wisconsin job training reserve fund by the authority ~~under s. 234.03 (18)~~.

SECTION 3927. 234.933 of the statutes is renumbered 235.933, and 235.933 (1), (2) (intro.) and (b), as renumbered, are amended to read:

235.933 **(1)**DEFINITION. In this section, "drinking water loan guarantee program" means the program under s. ~~234.86~~ 235.86.

(2)ESTABLISHMENT OF FUND. (intro.) There is established under the jurisdiction and control of the authority, for the purpose of providing funds for guaranteeing loans under s. ~~234.86~~ 235.86, a Wisconsin drinking water reserve fund, consisting of all of the following:

(b) Any income from investment of money in the Wisconsin drinking water reserve fund by the authority ~~under s. 234.03 (18)~~.

SECTION 3928. Subchapter III (title) of chapter 234 [precedes 234.94] of the statutes is renumbered subchapter VI (title) of chapter 235 [precedes 235.94].

SECTION 3929. 234.94 of the statutes is renumbered 235.94, and 235.94 (2) (b) 5. and (3), as renumbered, are amended to read:

235.94 **(2)** (b) 5. The corporation's purpose is to promote the employment of members of a target group through projects that meet the conditions specified in s. ~~234.96~~ 235.96 (1) (a) to (d).

(3) "Community development finance company" means a corporation or a limited partnership organized for profit under s. ~~234.95~~ 235.95.

SECTION 3930. 234.95 of the statutes is renumbered 235.95, and 235.95 (2), as renumbered, is amended to read:

235.95 **(2)** The community development finance company shall issue stock or partnership interests. The community development finance company shall invest funds it receives from the sale of stock or partnership interests by purchasing capital participation instruments under s. ~~234.96~~ 235.96.

SECTION 3931. 234.96 of the statutes is renumbered 235.96.

SECTION 3932. 234.97 of the statutes is renumbered 235.97, and 235.97 (intro.) and (2), as renumbered, are amended to read:

235.97Sale or purchase of stock or interest. (intro.) Subject to s. ~~234.96~~ 235.96 (1) (h), the authority shall do all of the following:

(2) Use funds received from contributions, gifts, or grants ~~under s. 234.03 (32)~~ to purchase community development finance company stock or partnership interests or make grants or loans to community development corporations.

SECTION 3933. 234.98 of the statutes is renumbered 235.98.

SECTION 3934. Chapter 235 of the statutes is created to read:

CHAPTER 235

FORWARD WISCONSIN DEVELOPMENT AUTHORITY

SUBCHAPTER I

GENERAL PROVISIONS

235.01Definitions. In this chapter:

(1) "Authority" means the Forward Wisconsin Development Authority.

(2) "Board" means the board of directors of the authority.

235.011Creation and organization.(1) There is created a public body corporate and politic, to be known as the "Forward Wisconsin Development Authority." The members of the board shall consist of 12 public members nominated

by the governor, and with the advice and consent of the senate appointed, to serve 4-year terms. All members shall be employed in the private sector.

(2) Seven members of the board constitutes a quorum for the purpose of conducting its business and exercising its powers and for all other purposes. Action may be taken by the board upon a vote of a majority of a quorum. The board shall elect a chairperson.

(3) A vacancy on the board shall be filled in the same manner as the original appointment to the board for the remainder of the unexpired term.

(4) (a) A chief executive officer shall be nominated by the governor, approved by the board, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor.

(b) A chief operating officer shall be nominated by the governor, and with the approval of the board appointed, to serve at the pleasure of the governor.

(c) The board may delegate to the chief executive officer and chief operating officer any powers and duties the board considers proper. The chief executive officer and chief operating officer shall receive such compensation as may be determined by the board.

(d) The governor shall coordinate with the chief executive officer as if the chief executive officer were the secretary of a department in the executive branch of state government who is appointed by the governor.

(5) All powers and duties assigned to the authority 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 authority or a committee established by the board.

235.012Powers of the board. The board shall have all the powers necessary or convenient to carry out the purposes and provisions of this chapter. In addition to all other powers granted the board by law, the board may:

(1) Adopt, amend, and repeal any bylaws, policies, and procedures for the regulation of its affairs and the conduct of its business.

(2) Have a seal and alter the seal at pleasure.

(3) Maintain offices.

(4) Sue and be sued.

(5) Accept gifts, grants, loans, or other contributions from private or public sources.

(6) Establish the authority's annual budget and monitor the fiscal management of the authority.

(7) Make equity investments and execute contracts, securities, mortgages, and other instruments required for the operation of the authority.

(8) Employ any officers, agents, and employees that it may require and determine their qualifications, duties, and compensation.

(9) Issue notes, bonds, and any other obligations.

(10) Make loans and provide grants.

(11) Incur debt.

(12) Procure liability insurance.

(13) Enter into agreements regarding compensation, space, and other administrative matters as are necessary to operate offices in other states and foreign countries. Such agreements shall be subject to the approval of the secretary of administration.

(14) Agree and comply with any conditions attached to federal financial assistance.

(15) Lease real or personal property and to accept federal funds for and participate in such federal housing programs as are enacted on May 4, 1976, or at any future time, except that the authority may not accept without the consent of the governor federal funds under federal housing programs enacted after May 8, 1982, if issuance of the authority's bonds or notes is not required to participate in the programs.

(16) Establish and maintain a corporation organized under ch. 180 or 181.

235.013Duties of the board; mission. The board shall develop and implement economic development programs, and housing programs and projects, to provide business, housing, and other support and expertise and assistance to persons that are investing or creating jobs in Wisconsin, to support new business start-ups, business expansion and growth, and home ownership in Wisconsin, and to provide single and multifamily housing to persons and families of low and moderate income in Wisconsin. The board may also develop and implement any other programs and projects related to economic development or housing in Wisconsin.

SECTION 3935. 235.0279 (3) of the statutes is created to read:

235.0279 **(3)** Records consisting of information on the In Force Network or other similar customer relationship management system maintained by the authority, unless the information was published to the In Force Network or other system by the authority or another economic development organization.

SECTION 3936. Subchapter II (title) of chapter 235 [precedes 235.03] of the statutes is created to read:

CHAPTER 235

SUBCHAPTER II

ECONOMIC DEVELOPMENT

SECTION 3937. 235.03 (3) (ad), (ah), (ap) and (at) of the statutes are created to read:

235.03 **(3)** (ad) That each recipient of a grant or loan under the program of at least $500,000 shall engage an independent certified public accountant to perform

procedures, approved by the authority and consistent with applicable professional standards of the American Institute of Certified Public Accountants, to determine whether the grant or loan funds and any matching cash or in-kind match were expended in accordance with the grant or loan contract.

(ah) That each recipient make available for inspection the documents supporting the attestation submitted under par. (a).

(ap) That the contract with each grant or loan recipient shall include the requirements under pars. (a) to (ah).

(at) The requirements of pars. (a) to (ap) do not apply to a department, as defined in s. 15.01 (5), an independent agency, as defined in s. 15.01 (9), an authority created under subch. II of ch. 114 or under ch. 231, 233, 235, 237, or 279, or the University of Wisconsin System.

SECTION 3938. 235.137 of the statutes is created to read:

235.137Regional revolving loan fund grant program. From the appropriation under s. 20.885 (3) (am), and from moneys transferred by the authority from existing programs, the authority shall establish a regional revolving loan fund grant program. The authority shall establish policies and procedures relating to the program, including all of the following:

(1) Grants shall be awarded to multicounty regions in proportionate amounts based upon the percentage of the state population residing within each region.

(2) Grants shall be awarded only to regional organizations having sufficient private sector involvement, as determined by the authority.

(3) The authority shall approve the structure, regional investment strategy, and administrative guidelines of regional loan funds.

(4) Each regional organization awarded a grant shall, at a time determined by the authority, make a report to the authority containing information required by the authority.

(5) For each regional organization awarded a grant, the authority may annually assess a fee as a percentage of the moneys managed to the extent necessary to reimburse the authority for costs incurred for oversight and management.

SECTION 3939. 235.16 (6) of the statutes is created to read:

235.16 **(6)**SUNSET. The authority may not award any tax benefits under this section after June 30, 2015.

SECTION 3940. 235.17 (1) (b) of the statutes is created to read:

235.17 **(1)** (b) The authority may not certify a person for a tax credit under this subsection if the person is not subject to the taxes imposed under s. 71.02, 71.08, 71.23, or 71.43, except that the authority may certify a nonprofit entity described under section 501 (c) (3) of the Internal Revenue Code for a tax credit under this subsection if the entity intends to sell or otherwise transfer the credit, as provided under s. 71.07 (9m) (h), 71.28 (6) (h), or 71.47 (6) (h).

SECTION 3941. 235.17 (2) of the statutes is created to read:

235.17 **(2)** The authority may certify up to $10,000,000 in tax credits under sub. (1) in any calendar year.

SECTION 3942. 235.17 (3) of the statutes is created to read:

235.17 **(3)** In determining whether to certify a person for a tax credit under sub. (1), the authority shall consider all of the following with respect to the activity for which the tax credit is claimed:

(a) The number of full-time jobs that may be created.

(b) The anticipated benefit to the state of the activity relative to the cost to the state of the tax credit.

(c) The projected impact of the activity on the local economy.

(d) Whether the activity or investments associated with the activity would occur without the tax credit.

(e) The number of tax credits that have been certified under sub. (1) in the same county or municipality in prior years.

SECTION 5. 235.17 (4) of the statutes is created to read:

235.17 **(4)** For 4 years following receipt of a tax credit under sub. (1), the original claimant shall report to the authority the total number of full-time jobs created by the activity for which the credit was claimed. The authority shall report to the department of revenue, at least once each calendar quarter, any claimant whose activity created fewer full-time jobs than projected under sub. (3) (a). The authority shall report to the department of revenue the name, address, and tax identification number of the claimant, and the number of full-time jobs projected and created.

SECTION 3943. 235.17 (5) of the statutes is created to read:

235.17 **(5)** The authority shall adopt policies and procedures for the administration of this section, including all of the following:

(a) Process by which applicants may apply for certification under sub. (1).

(b) Certification of the tax credit, in accordance with sub. (3).

(c) Reporting requirements for certified claimants.

(d) Process and criteria for revocation of certification.

SECTION 3944. 235.30 (7) (e) of the statutes is created to read:

235.30 **(7)** (e) In s. 235.308, "tax benefits" means the business development tax credit under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y).

SECTION 3945. 235.303 (4) of the statutes is created to read:

235.303 **(4)**SUNSET. The corporation may not award any tax benefits under ss. 238.301 to 238.306 after June 30, 2015.

SECTION 3946. 235.308 of the statutes is created to read:

235.308Business development tax credit.(1)DEFINITION. In this section, "eligible position" means a full-time job offered by a person certified under sub. (2).

(2)CERTIFICATION. (a) The authority may certify a person to receive tax benefits under this section if all of the following apply:

1. The person is operating or intends to operate a business in this state.

2. The person applies under this section and enters into a contract with the authority.

(b) The certification of a person under par. (a) may remain in effect for no more than 10 cumulative years.

(3)ELIGIBILITY FOR TAX BENEFITS. A person is eligible to receive tax benefits if, in each year for which the person claims tax benefits under this section, the person increases net employment in this state in the person's business above the net employment in this state in the person's business during the year before the person was certified under sub. (2), as determined by the authority under its policies and procedures.

(4)AWARDS, LIMITS, EXPIRATION. (a) The authority may award all of the following tax benefits to a person certified under sub. (2):

1. An amount equal to up to 10 percent of the amount of wages that the person paid to an employee in an eligible position in the taxable year.

---

2. An amount equal to up to 5 percent of the amount of wages that the person paid to an employee in an eligible position in the taxable year, if the eligible position is offered at the claimant's business in an economically distressed area, as determined by the authority.

3. An amount equal to up to 50 percent of the person's training costs incurred to undertake activities to enhance an employee's general knowledge, employability, and flexibility in the workplace; to develop skills unique to the person's workplace or equipment; or to develop skills that will increase the quality of the person's product.

4. An amount equal to up to 3 percent of the person's personal property investment and 5 percent of the person's real property investment in a capital investment project, if the project involves a total capital investment of at least $1,000,000 or, if less than $1,000,000, the project involves a capital investment that is equal to at least $10,000 per employee employed on the project.

5. An amount, as determined by the authority, equal to a percentage of the amount of wages that the person paid to an employee in an eligible position in the taxable year, if the eligible position was created or retained in connection with the person's location or retention of the person's corporate headquarters in Wisconsin and the job duties associated with the eligible position involve the performance of corporate headquarters functions.

(b) Subject to a reallocation by the authority under s. 235.15 (3) (d), the authority may allocate up to $10,000,000 in tax benefits under this section in any calendar year. Any unused allocation may be carried forward.

(5)DUTIES. (a) The authority shall notify the department of revenue, on at least a quarterly basis, when the authority certifies a person to receive tax benefits.

(b) The authority shall notify the department of revenue within 30 days of revoking a certification made under sub. (2).

(c) The authority may require a person to repay any tax benefits the person claims for a year in which the person failed to maintain an eligible position required by an agreement under sub. (2) (b).

(d) The authority shall determine the maximum amount of the tax credits under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y) that a certified business may claim and shall notify the department of revenue of this amount on at least a quarterly basis.

(e) The authority shall annually verify the information submitted to it by the person claiming tax benefits under ss. 71.07 (3y), 71.28 (3y), and 71.47 (3y).

(f) The authority shall adopt policies and procedures for the implementation and operation of this section.

SECTION 3947. 235.609 of the statutes is created to read:

235.609Bonds for certain mortgages and securities and for the housing development fund. The authority may issue its negotiable notes and bonds to do any of the following:

(1) Purchase certain mortgages and securities and make secured loans for housing for persons and families of low and moderate income, for the rehabilitation of existing structures, and for the construction of facilities appurtenant to existing structures consistent with the provisions and purposes of this chapter.

(2) Make secured loans to assist eligible elderly homeowners in paying property taxes and special assessments.

(3) Provide moneys for the housing development fund in order to make temporary loans to sponsors of housing projects as provided in this subchapter.

SECTION 3948. 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 lake, any navigable stream, or any other body of navigable water or if land in the proposed plat

involves lake or navigable stream shorelands referred to in s. 236.16, the department of natural resources, to prevent pollution of navigable waters~~, or the department of safety and professional services,~~ and to protect the public health and safety, may require assurance of adequate drainage areas for private on-site wastewater treatment 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 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 3949. 237.07 (3) (a) of the statutes is amended to read:

237.07 **(3)** (a) For each fiscal year, the authority shall submit to the department of administration an audited financial statement of the funding received by the authority ~~from the department of natural resources under s. 237.08 (2) and by the authority~~ from contributions and other funding accepted by the authority under s. 237.08 (3).

SECTION 3950. 237.08 (2) of the statutes is repealed.

SECTION 3951. Chapter 238 (title) of the statutes is repealed.

SECTION 3952. Subchapter I (title) of chapter 238 [precedes 238.01] of the statutes is repealed.

SECTION 3953. 238.01 (intro.) and (1) of the statutes are repealed.

SECTION 3954. 238.01 (2) of the statutes is repealed.

SECTION 3955. 238.01 (3) of the statutes is renumbered 235.01 (3).

SECTION 3956. 238.02 of the statutes is repealed.

SECTION 3957. 238.03 (title) of the statutes is renumbered 235.03 (title) and amended to read:

235.03 (title) **Duties of ~~board~~ the authority concerning economic development.**

SECTION 3958. 238.03 (1) of the statutes is repealed.

SECTION 3959. 238.03 (2) of the statutes is renumbered 235.03 (2), and 235.03 (2) (intro.) and (c), as renumbered, are amended to read:

235.03 **(2)** (intro.) For each program developed and implemented by the ~~board~~ authority under this subchapter, the ~~board~~ authority shall do all of the following:

(c) Require that each recipient of a grant or loan under the program submit a report to the ~~corporation~~ authority. Each contract with a recipient of a grant or loan under the program must specify the frequency and format of the report to be submitted to the ~~corporation~~ authority and the performance measures to be

included in the report.

SECTION 3960. 238.03 (3) of the statutes is renumbered 235.03 (3), and 235.03 (3) (intro.), (a) and (b) (intro.), as renumbered, are amended to read:

235.03 **(3)** (intro.) The ~~board~~ authority shall require for each economic development program developed and implemented by the ~~board~~ authority all of the following:

(a) That each recipient of a grant or loan under the program ~~of at least $100,000~~ submit to the ~~corporation~~ authority, within 120 days after the end of the recipient's fiscal year in which any grant or loan funds were expended, ~~a schedule of expenditures of the grant or loan funds, including expenditures of any matching cash or in-kind match~~ or at a different time as provided in policies and procedures approved by the board an attestation, signed by the director or principal officer of the recipient ~~to attest to the accuracy of the schedule of expenditures. The recipient shall engage an independent certified public accountant to perform procedures, approved by the corporation and consistent with applicable professional standards of the American Institute of Certified Public Accountants, to determine whether the grant or loan funds and any matching cash or in-kind match were expended in accordance with the grant or loan contract. The board shall also require the recipient of such a grant or loan to make available for inspection the documents supporting the schedule of expenditures. The board shall include the requirements under this paragraph in the contract with grant or loan recipients~~. The attestation shall verify that the grant or loan funds and any matching cash or in-kind match were expended in accordance with the grant or loan contract.

(b) (intro.) That the ~~board~~ authority, if a recipient of a grant or loan under the program submits false or misleading information to the ~~corporation~~ authority or fails to comply with the terms of a contract entered into with the ~~corporation~~ authority, without providing satisfactory explanation for the noncompliance, do all of the following:

SECTION 3961. 238.04 of the statutes is repealed.

SECTION 3962. 238.045 of the statutes is repealed.

SECTION 3963. 238.046 of the statutes is renumbered 235.014, and 235.014 (1) and (2), as renumbered, are amended to read:

235.014 **(1)** A member of the board or an employee of the ~~corporation~~ authority to whom the board delegates its authority to contract shall notify the ~~corporation's~~

authority's legal counsel or, if the ~~corporation's~~ legal counsel is unavailable, the chief executive officer of the ~~corporation~~ authority if the member or employee has a direct or indirect, private, pecuniary interest in a contract that is being negotiated, bid for, or entered into with the ~~corporation~~ authority. If the ~~corporation's~~ authority's legal counsel or chief executive officer is notified under this section, he or she shall report the name of the individual from whom he or she received the notification and the contract in which the individual has a private, pecuniary interest to the board. A member or employee who notifies the ~~corporation's~~ authority's legal counsel or chief executive officer under this section is not authorized to participate in the member's or employee's capacity as a member of the board or an employee of the ~~corporation~~ authority in the making of the contract or to perform in regard to the contract some official function requiring the exercise of discretion on the member's or employee's part.

(2) An employee of the ~~corporation~~ authority shall notify the ~~corporation's~~ authority's legal counsel or, if the ~~corporation's~~ legal counsel is unavailable, the chief executive officer of the ~~corporation~~ authority if the employee has a controlling interest in an entity that is negotiating, bidding for, or entering into a contract with the ~~corporation~~ authority. If the ~~corporation's~~ authority's legal counsel or chief executive officer is notified under this section, he or she shall report the name of the individual from whom he or she received the notification and the contract at issue to the board. The board shall prohibit the ~~corporation~~ authority from entering into any contract with an entity in which an employee of the ~~corporation~~ authority has a controlling interest.

SECTION 3964. 238.05 of the statutes is repealed.

SECTION 3965. 238.06 of the statutes is renumbered 235.015 and amended to read:

235.015Liability limited. Neither the state nor any political subdivision of the state, nor any officer, employee, or agent of the state or a political subdivision of the state who is acting within the scope of employment or agency, is liable for any debt, obligation, act, or omission of the ~~corporation~~ authority.

SECTION 3966. 238.07 of the statutes is renumbered 235.016, and 235.016 (1), (2) (intro.), (3) and (4), as renumbered, are amended to read:

235.016 **(1)** Annually, by ~~January~~ October 1, the ~~board~~ authority shall submit to the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), a report identifying the economic development and housing

programs and projects that the ~~board~~ authority intends to develop and implement during the current ~~calendar~~ fiscal year.

(2) (intro.) Annually, no later than October l, the ~~board~~ authority shall submit to the joint legislative audit committee and the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), a report for the previous fiscal year on each of the economic development programs of the ~~corporation~~ authority that contains all of the following:

(3) The ~~board~~ authority shall make readily accessible to the public on an Internet-based system the information required under sub. (2).

(4) Annually, beginning in ~~2014~~ 2016, the board shall have an independent audit conducted of the ~~corporation's~~ authority's financial statements for the previous fiscal year and submit the audit report to the joint legislative audit committee and the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2).

SECTION 3967. 238.08 of the statutes is repealed.

SECTION 3968. 238.09 of the statutes is renumbered 235.017, and 235.017 (1), (2) and (3), as renumbered, are amended to read:

235.017 **(1)** When the ~~corporation~~ authority is required to publicly solicit proposals from multiple vendors of goods or services.

(2) How the ~~corporation~~ authority is to evaluate proposals from multiple vendors.

(3) How the ~~corporation~~ authority is to assess any conflict of interest a vendor may have if the vendor sells goods or services to the ~~corporation~~ authority.

SECTION 3969. 238.10 of the statutes is renumbered 235.018, and 235.018 (1) to (4), as renumbered, are amended to read:

235.018 **(1)**ALLOCATION. The ~~corporation~~ authority 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~~ authority.

(2)AMENDMENT TO ALLOCATION. At any time prior to December 31 in any year, the ~~corporation~~ authority may adopt ~~rules~~ policies and procedures 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 ~~corporation~~ authority may establish any procedure for, and place any condition upon, the granting of an allocation under this section which the ~~corporation~~ authority deems to be in the best interest of the state including a requirement that a cash deposit, at a rate established by the ~~corporation~~ authority, be a condition for an allocation.

(4) CERTIFICATION. If the ~~corporation~~ authority receives notice of the issuance of a bond under an allocation under subs. (1) to (3), the ~~corporation~~ authority shall certify that that bond meets the requirements of 26 USC 146.

SECTION 3970. 238.11 of the statutes is renumbered 235.11, and 235.11 (1), (2) and (5), as renumbered, are amended to read:

235.11 **(1)** The ~~corporation~~ authority shall prescribe the notice forms to be used under s. 66.1103 (4m) (a) 1. The ~~corporation~~ authority 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 ~~corporation~~ authority shall prescribe the forms to be used under s. 66.1103 (4m) (b).

(2) If the ~~corporation~~ authority receives a notice under s. 66.1103 (4m) (a), the ~~corporation~~ authority shall estimate, no later than 20 days after receipt of the notice, whether the project 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.

(5) The ~~corporation~~ authority shall issue an estimate made under sub. (2) to the city, village, town, or county which will issue the bonds to finance the project which is the subject of the estimate.

SECTION 3971. 238.12 of the statutes is renumbered 235.12 and amended to read:

235.12 Repayment of grants, loans, and tax benefits. (1) In this section, "tax benefits" means the credits under ss. 71.07 ~~(2dd), (2de), (2di), (2dj), (2dL),~~ (2dm), ~~(2dr), (2ds),~~ (2dx), (3g), and (3t), 71.28 ~~(1dd), (1de), (1di), (1dj), (1dL),~~ (1dm), ~~(1ds),~~ (1dx), (3g), and (3t), 71.47 ~~(1dd), (1de), (1di), (1dj), (1dL),~~ (1dm), ~~(1ds),~~ (1dx), (3g),

and (3t), and 76.636.

(2) The ~~corporation~~ authority may not award a grant or loan under this chapter to a person or certify a person to receive tax benefits unless the ~~corporation~~ authority 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 3972. 238.125 of the statutes is repealed.

SECTION 3973. 238.127 of the statutes is renumbered 235.127, and 235.127 (2) (intro.), (c) (intro.), (e), (h) and (j), as renumbered, are amended to read:

235.127 **(2)** (intro.) The ~~corporation~~ authority 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 ~~corporation~~ authority shall do all of the following:

(c) (intro.) With help from interested individuals and organizations, develop a plan describing the objectives of the state main street program and the methods by which the ~~corporation~~ authority 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 ~~corporation~~ authority shall select program participants representing various geographical regions and populations. A municipality may apply to participate, and the ~~corporation~~ authority may select a municipality for participation, more than one time. In selecting a municipality, however, the ~~corporation~~ authority may give priority to those municipalities that have not previously participated.

(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 ~~corporation~~ authority may charge reasonable fees for the services and information provided under this paragraph.

(j) The ~~corporation~~ authority shall expend at least $250,000 annually on the state main street program.

SECTION 3974. 238.13 of the statutes, as affected by 2015 Wisconsin Act .... (this

act), is renumbered 235.13, and 235.13 (2) (a) (intro.), (3) (intro.) and (f) and (5), as renumbered, are amended to read:

235.13 **(2)** (a) (intro.) The ~~corporation~~ authority may make a grant to a person if all of the following apply:

(3) (intro.) The ~~corporation~~ authority may consider the following criteria in making awards under this section:

(f) Any other factors ~~considered by~~ the ~~corporation to be~~ authority considers relevant to assessing the viability and feasibility of the project.

(5) Before the ~~corporation~~ authority awards a grant under this section, the ~~corporation~~ authority shall consider the recommendations of the department of natural resources.

SECTION 3975. 238.13 (2) (b) 2. of the statutes is repealed.

SECTION 3976. 238.13 (2) (b) 3. of the statutes is created to read:

238.13 **(2)** (b) 3. The recipient of a grant under this section shall contribute to the project an amount that is equal to at least 50 percent of the amount of the grant.

SECTION 3977. 238.13 (5) of the statutes is amended to read:

238.13 **(5)** Before the corporation awards a grant under this section, the corporation shall consider the recommendations of ~~the department of administration and~~ the department of natural resources.

SECTION 3978. 238.133 of the statutes is renumbered 235.133, and 235.133 (2) (title), (a), (b), (c) and (d), (3) (intro.), (4), (5) (intro.) and (c), (6) and (7), as renumbered, are amended to read:

235.133 **(2)** (title) DUTIES OF THE ~~CORPORATION~~ AUTHORITY.

(a) The ~~corporation~~ authority shall administer a program to award brownfield site assessment grants from the appropriation under s. ~~20.192 (1)~~ 20.885 (3) (s) to local governmental units for the purposes of conducting any of the eligible activities under sub. (3).

(b) The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall establish criteria as necessary to administer the program. The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority and shall include any information that the ~~corporation~~ authority finds necessary to calculate the amount of a grant.

(5)GRANT CRITERIA. (intro.) The ~~corporation~~ authority shall consider the following criteria when determining whether to award a grant:

(c) Other criteria that the ~~corporation~~ authority 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. ~~20.192 (1)~~ 20.885 (3) (s) for the fiscal year.

(7)MATCHING FUNDS. The ~~corporation~~ authority 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.

SECTION 3979. 238.135 of the statutes is renumbered 235.135 and amended to read:

235.135Grants to regional economic development organizations. The ~~corporation~~ authority 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~~ authority or the state, whichever is less.

SECTION 3980. 238.15 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 235.15, and 235.15 (1) (intro.) and (m) 1. (intro.) and c., (2) and (3) (a), (b), (d) (intro.), 1. and 2. a. and b., (dm) and (e), as renumbered, are amended to read:

235.15 **(1)**ANGEL INVESTMENT TAX CREDITS. (intro.) The ~~corporation~~ authority shall implement a program to certify businesses for purposes of s. 71.07 (5d). A business desiring certification shall submit an application to the ~~corporation~~ authority 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 ~~corporation~~ authority may certify the business and determine the amount that qualifies for purposes of s. 71.07 (5d). Except as provided in policies and procedures under sub. (3) (dm), the ~~corporation~~ authority may certify or recertify a business for purposes of s. 71.07 (5d) only if the business satisfies all of the following conditions:

(m) 1. (intro.) It agrees that it will not relocate outside of this state during the 3 years after it receives an investment for which a person may claim a tax credit under s. 71.07 (5d) and agrees to pay the ~~corporation~~ authority a penalty, in an amount determined under subd. 2., if the business relocates outside of this state during that 3-year period. For the purposes of this paragraph, except as provided

---

in policies and procedures under sub. (3) (dm), a business relocates outside of this state when the business locates more than 51 percent of any of the following outside of this state:

c. The activities of the business's headquarters, as determined by the ~~corporation~~ authority.

(2) EARLY STAGE SEED INVESTMENT TAX CREDITS. The ~~corporation~~ authority 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 ~~corporation~~ authority. The investment fund manager shall specify in the application the investment amount that the manager wishes to raise and the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation's~~ authority's Internet Web site.

(b) *Notification of department of revenue.* The ~~corporation~~ authority shall notify the department of revenue of every certification issued under subs. (1) and (2) and the date on which any such certification is revoked or expires.

(d) ~~*Rules*~~ *Administration.* (intro.) The ~~corporation~~ authority, in consultation with the department of revenue, shall ~~adopt rules~~ establish policies and procedures to administer this section~~. The rules~~ and 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~~ and 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~~ is $30,000,000 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~~ policies and procedures shall ~~also~~ provide that~~, for calendar years beginning after December 31, 2007,~~ a person who receives a credit under ~~ss.~~ s. 71.07 (5b) ~~and~~ or (5d), 71.28 (5b), 71.47 (5b), or 76.638 must keep the investment in a certified business, or with a certified fund manager, for no less than 3 years, unless the person's investment becomes worthless, as determined by the ~~corporation~~ authority, during the 3-year period or the person has kept the investment for no less than 12 months and a bona fide liquidity event, as determined by the ~~corporation~~ authority, occurs during the 3-year period. The ~~rules~~ policies and procedures shall permit the ~~corporation~~ authority to reallocate credits under this section that are unused in any calendar year to a person eligible for tax benefits, as defined under s. ~~238.16~~ 235.16 (1) (d), if all of the following apply:

1. The ~~corporation~~ authority 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 ~~corporation~~ authority, within 14 working days after the date of the ~~corporation's~~ authority'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 ~~corporation~~ authority that the committee has approved the proposed reallocation.

(dm) The ~~corporation's~~ authority's policies and procedures under this subsection shall permit the ~~corporation~~ authority to waive one or more of the requirements under sub. (1) (a), (b), (h), and (m) 1. based on standards the ~~corporation~~ authority establishes in the policies and procedures. The ~~corporation~~ authority may not waive a requirement under sub. (1) (a), (b), (h), or (m) 1. unless the board approves the standards in the policies and procedures and the waiver complies with those standards.

(e) *Transfer.* A person who is eligible to claim a credit under s. 71.07 (5b), 71.28 (5b), 71.47 (5b) or (5d), 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 was certified to claim the credit after December 31, 2014 and if the person receives prior authorization from the investment fund manager, for a credit under s. 71.07 (5b), 71.28 (5b), 71.47 (5b), or 76.638, and the investment fund manager, or the claimant under s. 71.07 (5d) for the sale or other transfer of a credit under s. 71.07 (5d), notifies the ~~corporation~~ authority 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 ~~corporation~~ authority may charge any person selling or otherwise transferring a credit under this paragraph a fee equal to 5 percent of the credit amount sold or transferred.

SECTION 3981. 238.15 (1) (intro.) of the statutes is amended to read:

238.15 **(1)**ANGEL INVESTMENT TAX CREDITS. (intro.) The 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 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 corporation may certify the business and determine the amount that qualifies for purposes of s. 71.07 (5d). ~~The~~ Except as provided in policies and procedures under sub. (3) (dm), the corporation may certify or recertify a business for purposes of s. 71.07 (5d) only if the business satisfies all of the following conditions:

SECTION 3982. 238.15 (1) (f) 1. b. of the statutes is amended to read:

238.15 **(1)** (f) 1. b. Processing or assembling products, including medical devices, pharmaceuticals, computer software, computer hardware, semiconductors, any other innovative technology products, or other products that are produced using manufacturing methods that are enabled by applying ~~proprietary~~ differentiating technology.

SECTION 3983. 238.15 (1) (f) 1. c. of the statutes is amended to read:

238.15 **(1)** (f) 1. c. Services that are enabled by applying ~~proprietary~~ differentiating technology.

SECTION 3984. 238.15 (1) (f) 2. of the statutes is amended to read:

238.15 **(1)** (f) 2. It is undertaking pre-commercialization activity related to ~~proprietary~~ differentiating technology that includes conducting research, developing a new product or business process, or developing a service that is principally reliant on applying ~~proprietary~~ differentiating technology.

SECTION 3985. 238.15 (1) (f) 3. of the statutes is created to read:

238.15 **(1)** (f) 3. It is a technology-based physician and health care consulting business.

SECTION 3986. 238.15 (1) (f) 4. of the statutes is created to read:

238.15 **(1)** (f) 4. It is a retailer for whom at least 51 percent of its annual sales originate on the Internet.

SECTION 3987. 238.15 (1) (g) of the statutes is amended to read:

238.15 **(1)** (g) It is not primarily engaged in real estate development~~,~~; insurance~~,~~; banking~~,~~; lending~~,~~; lobbying~~,~~ ; political consulting~~,~~; professional services provided by attorneys, accountants, business consultants, physicians, or health care consultants, except technology-based physician or health care consultants; wholesale or retail trade, except retailers for whom at least 51 percent of annual income originates on the Internet; leisure~~,~~ ; hospitality~~,~~; transportation~~,~~; or construction, except construction of power production plants that derive energy from a renewable resource, as defined in s. 196.378 (1) (h).

SECTION 3988. 238.15 (1) (L) of the statutes is amended to read:

238.15 **(1)** (L) For taxable years beginning after December 31, 2010 and before January 1, 2015, it has not received more than $8,000,000 in investments that have qualified for tax credits under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), and 76.638.

SECTION 3989. 238.15 (1) (Lg) of the statutes is created to read:

238.15 **(1)** (Lg) For taxable years beginning after December 31, 2014, it has not received more than $12,000,000 in investments that have qualified for tax credits under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), and 76.638.

SECTION 3990. 238.15 (1) (m) 1. (intro.) of the statutes is amended to read:

238.15 **(1)** (m) 1. (intro.) It agrees that it will not relocate outside of this state during the 3 years after it receives an investment for which a person may claim a tax credit under s. 71.07 (5d) and agrees to pay the corporation a penalty, in an amount determined under subd. 2., if the business relocates outside of this state during that 3-year period. For the purposes of this paragraph, except as provided in policies and procedures under sub. (3) (dm), a business relocates outside of this state when the business locates more than 51 percent of any of the following outside of this state:

SECTION 3991. 238.15 (1) (m) 3. of the statutes is created to read:

238.15 **(1)** (m) 3. Subdivision 1. does not apply to a business that the corporation certified for purposes of s. 71.07 (5d) before April 20, 2012, and that, in reliance on that certification, executed a note or bond that is convertible to an equity interest.

SECTION 3992. 238.15 (3) (dm) of the statutes is created to read:

238.15 **(3)** (dm) The corporation's policies and procedures under this subsection shall permit the corporation to waive one or more of the requirements under sub. (1) (a), (b), (h), and (m) 1. based on standards the corporation establishes in the policies and procedures. The corporation may not waive a requirement under sub. (1) (a), (b), (h), or (m) 1. unless the board approves the standards in the policies and procedures and the waiver complies with those standards.

SECTION 3993. 238.15 (3) (e) of the statutes is amended to read:

238.15 **(3)** (e) *Transfer.* A person who is eligible to claim a credit under s. 71.07 (5b) or (5d), 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 was certified to claim the credit after December 31, 2014 and if the person receives prior authorization from the investment fund manager, for a credit under s. 71.07 (5b), 71.28 (5b), 71.47 (5b), or 76.638, and the investment fund manager ~~then~~, or the claimant under s. 71.07 (5d) for the sale or other transfer of a credit under s. 71.07 (5d), notifies the 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 corporation may charge any person selling or otherwise transferring a credit under this paragraph a fee equal to ~~1~~ 5 percent of the credit amount sold or transferred.

SECTION 3994. 238.16 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 235.16, and 235.16 (1) (c) 2. (intro.), (2) (intro.) and (b), (3) (intro.), (4) (b) 1. (intro.) and 2. and (c) and (5) (title), (a), (b), (c), (d), (e) and (f) (intro.) and 1. (intro.), as renumbered, are amended to read:

235.16 **(1)** (c) 2. (intro.) The ~~corporation~~ authority may grant exceptions to the requirement under subd. 1. that a full-time job means a position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year if all of the following apply:

(2) (intro.) The ~~corporation~~ authority 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 ~~corporation~~ authority.

(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 this state in the person's business above the net employment in this state in the person's business during the year before the person was certified under sub. (2), as determined by the ~~corporation~~ authority under its policies and procedures, and one of the following applies:

(4) (b) 1. (intro.) The ~~corporation~~ authority 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:

2. The ~~corporation~~ authority may award to a person certified under sub. (2) tax benefits in an amount to be determined by the ~~corporation~~ authority for costs incurred by the person to undertake the training activities described in sub. (3) (c).

(c) Subject to a reallocation by the ~~corporation~~ authority pursuant to policies and procedures adopted under s. ~~238.15~~ 235.15 (3) (d), the ~~corporation~~ authority may allocate up to $10,000,000 in tax benefits under this section in any calendar year.

(5) (title) DUTIES OF THE ~~CORPORATION~~ AUTHORITY.

(a) The ~~corporation~~ authority shall notify the department of revenue when the ~~corporation~~ authority certifies a person to receive tax benefits.

(b) The ~~corporation~~ authority shall notify the department of revenue within 30 days of revoking a certification made under sub. (2).

(c) The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall annually verify the information submitted to the ~~corporation~~ authority by the person claiming tax benefits under ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q).

(f) (intro.) The ~~corporation~~ authority shall adopt policies and procedures for the implementation and operation of this section, including policies and procedures relating to the following:

1. (intro.) The definitions of a tier I county or municipality and a tier II county or municipality. The ~~corporation~~ authority may consider all of the following information when establishing the definitions required under this subdivision:

SECTION 3995. 238.16 (4) (c) of the statutes is amended to read:

238.16 **(4)** (c) Subject to a reallocation by the corporation pursuant to ~~rules~~ policies and procedures adopted under s. 238.15 (3) (d), the corporation may allocate up to ~~$5,000,000 in tax benefits under this section in any calendar year, except that beginning on July 1, 2011, the corporation may allocate up to~~ $10,000,000 in tax benefits under this section in any calendar year.

SECTION 3996. 238.16 (6) of the statutes is created to read:

238.16 **(6)** SUNSET. No tax benefits may be awarded under this section after December 31, 2015.

SECTION 3997. 238.17 of the statutes is renumbered 235.17 (1) (a) and amended to read:

235.17 **(1)** (a) For taxable years beginning after December 31, 2013, the ~~corporation~~ authority may certify a person to claim a tax credit under s. 71.07 (9m), 71.28 (6), or 71.47 (6), if the ~~corporation~~ authority determines that the person is conducting an eligible ~~activity under s. 71.07 (9m), 71.28 (6), or 71.47 (6)~~ preservation or rehabilitation project. No person may claim a tax credit under s. 71.07 (9m), 71.28 (6), or 71.47 (6) without first being certified under this ~~section~~ subsection. The ~~corporation~~ authority shall notify the department of revenue no later than January 15 of each year of the amount of the credits certified under this ~~section~~ subsection and the name, address, and tax identification number of each person certified to claim the credit. The ~~corporation~~ authority shall notify the department of revenue of any revoked certification no later than 2 months after the revocation date.

SECTION 3998. 238.23 of the statutes is renumbered 235.23, and 235.23 (1), (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:

235.23 **(1)** In this section, "tax credit" means a credit under s. 71.07 ~~(2di),~~ (2dm), (2dx), or (3g), 71.28 ~~(1di),~~ (1dm), (1dx), or (3g), or 71.47 ~~(1di),~~ (1dm), (1dx), or (3g).

(2) (a) Except as provided in par. (c), the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority first designates the area. Not more than $5,000,000 in tax credits may be claimed in a technology zone, except that the ~~corporation~~ authority may allocate the amount of unallocated airport development

zone tax credits, as provided under s. ~~238.3995~~ 235.3995 (3) (b), to technology zones for which the $5,000,000 maximum allocation is insufficient. The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall consider all of the following:

(c) When the ~~corporation~~ authority certifies a business under this subsection, the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority under par. (d) and sub. (5) (e), may claim a tax credit for up to 5 years.

(d) The ~~corporation~~ authority 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 ~~corporation~~ authority shall notify the department of revenue of all the following:

(b) The ~~corporation~~ authority shall annually verify information submitted to ~~the corporation~~ it 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 ~~corporation~~ authority shall adopt ~~rules~~ policies and procedures for the operation of this section, including ~~rules~~ policies and procedures related to all of the following:

(e) Standards for extending a business's certification, including what measures, in addition to job creation, the ~~corporation~~ authority will use to determine the growth of a specific business and how the ~~corporation~~ authority will establish baselines against which to measure growth.

(g) The exchange of information between the ~~corporation~~ authority and the department of revenue.

SECTION 3999. 238.26 of the statutes is repealed.

SECTION 4000. Subchapter II (title) of chapter 238 [precedes 238.30] of the statutes is renumbered subchapter III (title) of chapter 235 [precedes 235.30].

SECTION 4001. 238.30 of the statutes is renumbered 235.30, and 235.30 (intro.), (2g), (2m) (b) (intro.) and (7) (b) 1. and 2., (c) and (d), as renumbered, are amended to read:

235.30Definitions. (intro.) In this section and ss. ~~238.301 to 238.395~~ 235.301 to 235.395 and ~~238.398~~ 235.398:

(2g) "Eligible activity" means an activity described under s. ~~238.302~~ 235.302.

(2m) (b) (intro.) The ~~corporation~~ authority may grant exceptions to the requirement under par. (a) that a full-time job means a position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year if all of the following apply:

(7) (b) 1. Except as provided in subd. 2., in s. ~~238.395~~ 235.395, "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. ~~238.395~~ 235.395 (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. ~~238.395~~ 235.395 (1) (g), (h), and (i), "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. ~~238.398~~ 235.398, "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. ~~238.301 to 238.306~~ 235.301 to 235.306, "tax benefits" means the economic development tax credit under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and 76.637.

SECTION 4002. 238.301 of the statutes is renumbered 235.301, and 235.301 (1) (intro.) and (e), (2) (a) and (b) and (3) (intro.), (b), (c), (d) and (f), as renumbered, are amended to read:

235.301 **(1)** APPLICATION. (intro.) Any person may apply to the ~~corporation~~ authority on a form prepared by the ~~corporation~~ authority for certification under this section. The application shall include all of the following:

(e) Other information required by the ~~corporation~~ authority or the department of revenue.

(2) (a) The ~~corporation~~ authority may certify a person who submits an application under sub. (1) if, after conducting an investigation, the ~~corporation~~ authority determines that the person is conducting or intends to conduct at least one eligible activity.

(b) The ~~corporation~~ authority 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 ~~corporation~~ authority. 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 ~~corporation~~ authority under s. ~~238.304~~ 235.304 (1).

(c) Whether any of the eligible activities will benefit members of a targeted group, as determined by the ~~corporation~~ authority under s. ~~238.304~~ 235.304 (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. ~~238.303~~ 235.303.

(f) If feasible, a determination of the tax benefits the person will be authorized to claim under s. ~~238.303~~ 235.303 (2) if the person fulfills the terms of the contract.

SECTION 4003. 238.302 of the statutes is renumbered 235.302, and 235.302 (intro.), (1), (2) and (3), as renumbered, are amended to read:

235.302Eligible activities. (intro.) A person who conducts or proposes to conduct any of the following may be certified under s. ~~238.301~~ 235.301 (2):

(1) A project that creates and maintains for a period of time established by the ~~corporation by rule~~ authority full-time jobs in addition to any existing full-time jobs provided by the person.

(2) A project that involves a significant investment of capital, as defined by the ~~corporation by rule~~ authority under s. ~~238.306~~ 235.306 (2) (b), by the person in new equipment, machinery, real property, or depreciable personal property.

(3) A project that involves significant investments in the training or reeducation of employees, as defined by the ~~corporation by rule~~ authority under s. ~~238.306~~ 235.306 (2) (c), by the person for the purpose of improving the productivity or competitiveness of the business of the person.

SECTION 4004. 238.303 of the statutes is renumbered 235.303, and 235.303 (1) (a), (am) and (b), (2) and (3), as renumbered, are amended to read:

235.303 **(1)** (a) Except as provided in pars. (am) and (b), and subject to a reallocation by the ~~corporation pursuant to rules adopted~~ authority under s. ~~238.15~~ 235.15 (3) (d), the total tax benefits available to be allocated by the ~~corporation~~ authority under ss. ~~238.301 to 238.306~~ 235.301 to 235.306 may not exceed the sum of the tax benefits remaining to be allocated under 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 $100,000,000.

(am) The ~~corporation~~ authority may initially allocate only $61,000,000 of the additional $100,000,000 in tax benefits specified in par. (a). Before the ~~corporation~~ authority allocates the remaining $39,000,000 in tax benefits specified in par. (a), the ~~corporation~~ authority shall submit its plan for such allocation, including a report that describes the intended use of the tax benefits, to the joint committee on finance. If the cochairpersons of the committee do not notify the ~~corporation~~ authority within 14 working days after the date of the ~~corporation's~~ authority's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the plan may be implemented and the remaining amount may be allocated as proposed by the ~~corporation~~ authority. If, within 14 working days after the date of the ~~corporation's~~ authority's submittal, the cochairpersons of the committee notify the ~~corporation~~ authority that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented and the remaining amount allocated only upon approval of the committee.

(b) The ~~corporation~~ authority may submit to the joint committee on finance a request in writing to exceed the total tax benefits specified in par. (a). The

---

~~corporation~~ authority 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. ~~238.301 to 238.306~~ 235.301 to 235.306.

(2)AUTHORITY TO CLAIM TAX BENEFITS. The ~~corporation~~ authority may authorize a person certified under s. ~~238.301~~ 235.301 (2) to claim tax benefits only after the person has submitted a report to the ~~corporation~~ authority that documents to the satisfaction of the ~~corporation~~ authority that the person has complied with the terms of the contract under s. ~~238.301~~ 235.301 (3) and the requirements of any applicable ~~rules~~ policies and procedures adopted under s. ~~238.306~~ 235.306 (2).

(3)NOTICE OF ELIGIBILITY. The ~~corporation~~ authority 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 4005. 238.303 (1) (a) of the statutes is amended to read:

238.303 **(1)** (a) Except as provided in pars. (am) and (b), and subject to a reallocation by the corporation ~~pursuant to rules adopted~~ under s. 238.15 (3) (d), the total tax benefits available to be allocated by the corporation under ss. 238.301 to 238.306 may not exceed the sum of the tax benefits remaining to be allocated under 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 $100,000,000.

SECTION 4006. 238.303 (4) of the statutes is created to read:

238.303 **(4)**SUNSET. No tax benefits may be awarded under ss. 238.301 to 238.306 after June 30, 2015.

SECTION 4007. 238.304 of the statutes is renumbered 235.304, and 235.304 (intro.) and (1), as renumbered, are amended to read:

235.304Eligible activities in economically distressed areas and benefiting members of targeted groups. (intro.) The ~~corporation~~ authority may authorize a person certified under s. ~~238.301~~ 235.301 (2) to claim additional tax benefits under s. ~~238.303~~ 235.303 if, after conducting an investigation, the ~~corporation~~ authority determines any of the following:

(1) The person conducts at least one eligible activity in an area designated by the ~~corporation~~ authority as economically distressed. In designating an area as economically distressed under this subsection, the ~~corporation~~ authority shall follow the methodology established ~~by rule~~ under s. ~~238.306~~ 235.306 (2) (e).

SECTION 4008. 238.3045 of the statutes is renumbered 235.3045, and 235.3045 (1) (title), (a), (b) (intro.) and 4. and (c) 1., (2) (a) and (b), (3) and (4) (a) and (b), as renumbered, are amended to read:

235.3045 **(1)** (title) APPLICATION AND ~~CORPORATION~~ APPROVAL. (a) An applicant for certification for tax benefits under s. ~~238.301~~ 235.301 may submit with its application under s. ~~238.301~~ 235.301 (1) an application to the ~~corporation~~ authority on a form prescribed by the ~~corporation~~ authority to transfer those tax benefits to another person under this section. The application shall include the name, address, and tax identification number of the person to whom the applicant intends to

transfer the tax benefits and any other information the ~~corporation~~ authority requires. The ~~corporation~~ authority shall notify the applicant of the ~~corporation's~~ authority's determination concerning the transfer of tax benefits when the ~~corporation~~ authority notifies the applicant of the ~~corporation's~~ authority's certification determination under s. ~~238.301~~ 235.301.

(b) (intro.) The ~~corporation~~ authority may approve the transfer of tax benefits under this section if the ~~corporation~~ authority certifies the applicant under par. (a) for tax benefits under s. ~~238.301~~ 235.301 and finds that the applicant meets at least one of the following conditions:

4. Intends to expand its operations in this state, and that expansion will result in the applicant making a significant capital investment in property located in this state, as determined by the ~~corporation~~ authority.

(c) 1. Subject to subd. 2., a person that receives an approval under par. (b) shall transfer tax benefits in accordance with the terms of the application under par. (a) after the ~~corporation~~ authority authorizes the person to claim tax benefits under s. ~~238.303~~ 235.303 (2) and provides the notice of eligibility under s. ~~238.303~~ 235.303 (3). The notice of eligibility shall contain all relevant information concerning a transfer of tax benefits under this section. The person to whom tax benefits are transferred may carry forward, beginning on the date of the notice of eligibility, any unused amount of the value of those tax benefits as provided under the appropriate provision in ch. 71 or in s. 76.636.

(2) (a) If the ~~corporation~~ authority revokes a person's certification for tax benefits under s. ~~238.305~~ 235.305, and, at the time of revocation, that person has transferred those tax benefits under this section, that person shall be liable for the full value of the tax benefits, and the person to whom the tax benefits were transferred may not claim any tax benefits that were not claimed prior to revocation.

(b) The ~~corporation~~ authority shall notify the department of revenue of a revocation of tax benefits subject to par. (a), including the value of the tax benefits for which the person is liable.

---

(3)ANNUAL REPORT. Annually, the ~~corporation~~ authority shall submit a report to the joint committee on finance that provides a detailed assessment of the progress to date of the program under this section.

(4) (a) Except as provided in par. (b), the ~~corporation~~ authority may not authorize the transfer of tax benefits under this section that total more than $15,000,000, and the ~~corporation~~ authority may not authorize the transfer of tax benefits after 36 months after April 4, 2014.

(b) Upon expiration of the 36-month period under par. (a), the ~~corporation~~ authority may continue to authorize the transfer of tax benefits under this section for up to an additional 36 months, and the ~~corporation~~ authority may authorize the

transfer of up to an additional $15,000,000 in tax benefits, if the ~~corporation~~ authority determines that a continuation of the program under this section will promote significant economic development in this state. Before the ~~corporation~~ authority authorizes the transfer of tax benefits under this paragraph, the chief executive officer of the ~~corporation~~ authority shall notify the joint committee on finance in writing that the ~~corporation~~ authority intends to continue authorizing the transfer of tax benefits under this section. That notice shall state the reasons supporting the ~~corporation's~~ authority's determination that the transfer of additional tax benefits will promote significant economic development in this state. If, within 14 working days after the date of that notice, the cochairpersons of the committee do not notify the ~~corporation~~ authority that the committee has scheduled a meeting to review the ~~corporation's~~ authority's proposed continuation of the program, the ~~corporation~~ authority may proceed to authorize the transfer of additional tax benefits under this section. If, within 14 working days after the date of that notice, the cochairpersons of the committee notify the ~~corporation~~ authority that the committee has scheduled a meeting to review the proposed continuation of the program, the ~~corporation~~ authority may proceed to authorize the transfer of additional tax benefits only upon approval of the committee.

SECTION 4009. 238.305 of the statutes is renumbered 235.305, and 235.305 (intro.), (1) and (2), as renumbered, are amended to read:

235.305Revocation of certification. (intro.) The ~~corporation~~ authority shall revoke the certification of a person who does any of the following:

(1) Supplies false or misleading information to obtain certification under s. ~~238.301~~ 235.301 (2).

(2) Supplies false or misleading information to obtain tax benefits under s. ~~238.303~~ 235.303.

SECTION 4010. 238.306 of the statutes is renumbered 235.306, and 235.306 (intro.), (1) (a) and (b), (2) (intro.), (a), (b), (c), (d), (e) (intro.), (f), (g), (h), (i) and (k) and (3), as renumbered, are amended to read:

235.306Responsibilities of the ~~corporation~~ authority. (intro.) The ~~corporation~~ authority 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. ~~238.301~~ 235.301 (2) and eligible to receive tax benefits under s. ~~238.303~~ 235.303.

(b) Notify and obtain written approval from the chief executive officer of the ~~corporation~~ authority for any certification under sub. (2) (j).

(2)~~RULES~~ POLICIES AND PROCEDURES. (intro.) Establish by ~~rule~~ policies and procedures all of the following:

(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. ~~238.301~~ 235.301 (2) and

the corresponding per employee tax benefit for which a person certified under s. ~~238.301~~ 235.301 (2) may be eligible.

(b) A definition of "significant investment of capital" for purposes of s. ~~238.302~~ 235.302 (2), together with a corresponding schedule of tax benefits for which a person who is certified under s. ~~238.301~~ 235.301 (2) and who conducts a project described in s. ~~238.302~~ 235.302 (2) may be eligible. The ~~corporation~~ authority 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. ~~238.302~~ 235.302 (3), together with a corresponding schedule of tax benefits for which a person who is certified under s. ~~238.301~~ 235.301 (2) and who conducts a project under s. ~~238.302~~ 235.302 (3) may be eligible.

(d) A schedule of tax benefits for which a person who is certified under s. ~~238.301~~ 235.301 (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. ~~238.304~~ 235.304 (1). The methodology under this paragraph shall require the ~~corporation~~ authority 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. ~~238.301~~ 235.301 (2) and who conducts an eligible activity described under s. ~~238.304~~ 235.304 may be eligible.

(g) Reporting requirements, minimum benchmarks, and outcomes expected of a person certified under s. ~~238.301~~ 235.301 (2) before that person may receive tax benefits under s. ~~238.303~~ 235.303.

(h) Policies, criteria, and methodology for allocating a portion of the tax benefits available under s. ~~238.303~~ 235.303 to rural areas.

(i) Policies, criteria, and methodology for allocating a portion of the tax benefits available under s. ~~238.303~~ 235.303 to small businesses.

(k) Procedures for implementing ss. ~~238.301 to 238.306~~ 235.301 to 235.306.

(3)REPORTING. Annually, 6 months after the report has been submitted under s. ~~238.07~~ 235.016 (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. ~~238.301 to 238.306~~ 235.301 to 235.306. The report under this subsection shall update the applicable

information
provided in the report under s. ~~238.07~~ 235.016 (2).

SECTION 4011. 238.31 of the statutes is renumbered 235.31, and 235.31 (1) (intro.), (ac), (am), (b), (d) and (e) (intro.), 4. a. and d., (1m) (intro.) and (h), (2) and (3) (intro.), as renumbered, are amended to read:

235.31 **(1)** (intro.) The ~~corporation~~ authority may designate an area as a development zone if all of the following apply:

(ac) The ~~corporation~~ authority has invited a local governing body to nominate the area under s. ~~238.315~~ 235.315.

(am) A local governing body nominates the area as described in s. ~~238.32~~ 235.32.

(b) The ~~corporation~~ authority has evaluated the local governing body's application as described in s. ~~238.325~~ 235.325.

(d) The area meets the applicable requirements under s. ~~238.335~~ 235.335.

(e) (intro.) The ~~corporation~~ authority determines all of the following:

---

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. ~~238.32~~ 235.32 (2) or (3) was submitted to the ~~corporation~~ authority.

d. In the 36 months immediately preceding the date on which the application under s. ~~238.32~~ 235.32 (2) or (3) was submitted to the ~~corporation~~ authority, 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 ~~corporation~~ authority shall consider all of the following:

(h) Any other factors that the ~~corporation~~ authority considers relevant.

(2) In determining whether an area meets the requirements under sub. (1) (e) or s. ~~238.335~~ 235.335, the ~~corporation~~ authority may rely on any data provided by the local governing body that the ~~corporation~~ authority determines is relevant.

(3) (intro.) The ~~corporation~~ authority shall do all of the following:

SECTION 4012. 238.315 of the statutes is renumbered 235.315 and amended to read:

235.315Invitation to nominate area. If the ~~corporation~~ authority determines that an area has experienced or is about to experience economic distress, the ~~corporation~~ authority may invite local governing bodies in the area to nominate the area as a development zone.

SECTION 4013. 238.32 of the statutes is renumbered 235.32, and 235.32 (1) (intro.), (2) (intro.), (c), (d) and (i), (3) and (5), as renumbered, are amended to read:

235.32 **(1)** (intro.) A local governing body may nominate an area as a development zone, if the ~~corporation~~ authority has invited the governing body to nominate the area under s. ~~238.315~~ 235.315 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 ~~corporation~~ authority in a form prescribed by the ~~corporation~~ authority. The application shall include all of the following:

(c) Evidence that the area meets at least 3 of the criteria under s. ~~238.31~~ 235.31 (1) (e) 4.

(d) Evidence that the area meets the applicable requirements of s. ~~238.335~~ 235.335.

(i) Any other information required by the ~~corporation~~ authority.

(3) Two or more local governing bodies may submit a joint application nominating an area as a development zone, subject to s. ~~238.335~~ 235.335 (2), if each local governing body complies with subs. (1) and (2).

(5) The ~~corporation~~ authority may permit a local governing body to revise an application that the ~~corporation~~ authority determines is inadequate or incomplete.

SECTION 4014. 238.325 of the statutes is renumbered 235.325 and amended to read:

235.325Evaluation by ~~corporation~~ authority. (1) The ~~corporation~~ authority shall evaluate applications received under s. ~~238.32~~ 235.32 (2) and (3).

(2) Subject to s. ~~238.335~~ 235.335 (5), the ~~corporation~~ authority may reduce the size of an area nominated as a development zone, if the ~~corporation~~ authority determines the boundaries as proposed by the local governing body in an application under s. ~~238.32~~ 235.32 (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. ~~238.335~~ 235.335 (1) and (4).

(3) After evaluating an application submitted under s. ~~238.32~~ 235.32 (2) or (3), the ~~corporation~~ authority may approve the application, subject to any reduction in the size of the nominated area under sub. (2). If the ~~corporation~~ authority approves the application, the ~~corporation~~ authority shall designate the area as a development zone, subject to s. ~~238.31~~ 235.31, and notify the local governing body.

SECTION 4015. 238.335 of the statutes is renumbered 235.335, and 235.335 (6) (a) 2. and (c) and (7), as renumbered, are amended to read:

235.335 **(6)** (a) 2. Each area meets at least 3 of the criteria listed in s. ~~238.31~~ 235.31 (1) (e) 4.

(c) If an application is submitted by the governing body of a county under s. ~~238.32~~ 235.32 (2) or (3), up to 4 separate areas may be nominated or designated as one development zone, if par. (a) 1. to 3. applies.

(7) The ~~corporation~~ authority may waive the requirements of this section in a particular case, if the ~~corporation~~ authority determines that application of the requirement is impractical with respect to a particular development zone.

SECTION 4016. 238.34 of the statutes is renumbered 235.34, and 235.34 (1), (2), (3) (intro.) and (a), (4), (5) and (6), as renumbered, are amended to read:

235.34 **(1)** Except as provided under sub. (6), at any time after a development zone is designated by the ~~corporation~~ authority, 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 ~~corporation~~ authority may require the local governing body to submit additional information.

(2) The ~~corporation~~ authority may approve an application for a boundary change if the development zone, as affected by the boundary changes, meets the applicable requirements of s. ~~238.335~~ 235.335 and 3 of the criteria under s. ~~238.31~~ 235.31 (1) (e) 4.

(3) (intro.) If the ~~corporation~~ authority 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. ~~238.345~~ 235.345 (2) (a).

(4) The change in the boundaries or tax benefits limit of a development zone shall be effective on the day the ~~corporation~~ authority 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. ~~238.345~~ 235.345 (1) (a). The ~~corporation~~ authority 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. ~~238.345~~ 235.345 (1) (b).

(6) The ~~corporation~~ authority may not accept any applications under sub. (1) to change the boundaries of a development zone designated under s. ~~238.31~~ 235.31 on or after March 6, 2009.

SECTION 4017. 238.345 of the statutes is renumbered 235.345, and 235.345 (1)

(a) and (b), (2) (a), (am), (b), (c) 1. and 2. and (d) and (3) (intro.), (a) and (b), as renumbered, are amended to read:

235.345 **(1)** (a) The designation of an area as a development zone shall be effective for 240 months, beginning on the day the ~~corporation~~ authority notifies the local governing body under s. ~~238.325~~ 235.325 (3) of the designation.

(b) The local governing body may apply to the ~~corporation~~ authority for one 60-month extension of the designation. The ~~corporation~~ authority shall adopt ~~rules~~ policies and procedures 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 ~~corporation~~ authority under this paragraph on or after March 6, 2009.

(2) (a) When the ~~corporation~~ authority designates a development zone under s. ~~238.31~~ 235.31, 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 ~~corporation~~ authority may increase the established limit for tax benefits for a development zone. The ~~corporation~~ authority may not increase the limit for tax benefits established for any development zone designated under s. ~~238.31~~ 235.31 on or after March 6, 2009.

(b) Annually the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority withdraws its designation of an area as a development zone under sub. (3).

(d) The ~~corporation~~ authority shall immediately notify the local governing body of a change in the expiration date of the development zone under par. (c).

(3) (intro.) The ~~corporation~~ authority may withdraw the designation of an area as a development zone if any of the following applies:

(a) No person is certified as eligible to receive tax benefits under s. ~~238.365~~ 235.365 (3) during the 12-month period beginning on the day the area is designated as a development zone and the ~~corporation~~ authority determines that the local governing body that nominated the zone is not in compliance with s. ~~238.363~~ 235.363.

(b) No person is certified as eligible to receive tax benefits under s. ~~238.365~~ 235.365 (3) during the 24-month period beginning on the day the area is designated a development zone.

SECTION 4018. 238.35 of the statutes is renumbered 235.35, and 235.35 (intro.), (6), (7), (8) and (10), as renumbered, are amended to read:

235.35Additional duties of the ~~corporation~~ authority. (intro.) The ~~corporation~~ authority shall do all of the following:

(6) Notify University of Wisconsin System Authority small business development centers, the Wisconsin housing and development centers, the central administration of all University of Wisconsin System Authority campuses and regional planning commissions about the development zone program and encourage those entities to provide advice to the ~~corporation~~ authority or local governing bodies on ways to improve the development zone program.

(7) Prepare forms for the certification described under s. ~~238.365~~ 235.365 (5).

(8) Annually verify information submitted to the ~~corporation~~ authority 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. ~~238.31~~ 235.31 (3) (c) 1. to provide efficient administration of the development zone program within the development zone.

SECTION 4019. 238.363 of the statutes is renumbered 235.363, and 235.363 (1) (intro.) and (c) and (4), as renumbered, are amended to read:

235.363 **(1)** (intro.) If an area nominated by a local governing body is designated as a development zone under s. ~~238.31~~ 235.31, the local governing body shall do all of the following:

(c) Assist the ~~corporation~~ authority 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. ~~238.31~~ 235.31 (3) (c) 1. shall enter into an agreement with the ~~corporation~~ authority to provide efficient administration of the development zone program within the development zone.

SECTION 4020. 238.365 of the statutes is renumbered 235.365, and 235.365 (intro.), (2), (3) (intro.), (b) and (j) and (5) (g) and (h), as renumbered, are amended to read:

235.365Certification for tax benefits. (intro.) The ~~corporation~~ authority shall do all of the following:

(2) Determine whether a person applying for tax benefits engages or will engage in economic activity that violates s. ~~238.38~~ 235.38 (1).

(3) (intro.) Subject to s. ~~238.38~~ 235.38, 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. ~~238.38~~ 235.38 (1).

(j) Any other criteria established under ~~rules~~ policies and procedures adopted by the ~~corporation~~ authority.

(5) (g) The limit under s. ~~238.368~~ 235.368 on tax benefits the person may claim while an area is designated as a development zone.

(h) Other information required by the ~~corporation~~ authority or the department of revenue.

SECTION 4021. 238.368 of the statutes is renumbered 235.368, and 235.368 (1) (a) and (b) (intro.), 1. and 2., (2) (intro.) and (b) and (3) (a) (intro.) and 1. and (b), as renumbered, are amended to read:

235.368 **(1)** (a) The ~~corporation~~ authority shall establish a limit on the maximum amount of tax benefits a person certified under s. ~~238.365~~ 235.365 (3) may claim while an area is designated as a development zone.

(b) (intro.) When establishing a limit on tax benefits under par. (a), the ~~corporation~~ authority shall do all of the following:

1. Consider all of the criteria described in s. ~~238.365~~ 235.365 (3) (a) to (e).

2. Establish a limit which does not greatly exceed a recommended limit, established under ~~rules~~ policies and procedures adopted by the ~~corporation~~ authority 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. ~~238.365~~ 235.365 (3).

(2) (intro.) The ~~corporation~~ authority may, upon request, increase a limit on tax benefits established under sub. (1) if the ~~corporation~~ authority does all of the following:

(b) Revises the certification required under s. ~~238.365~~ 235.365 (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 ~~corporation~~ authority may reduce a limit established under sub. (1) or (2) if the ~~corporation~~ authority determines that any of the following applies:

1. The limit is not consistent with the criteria listed under s. ~~238.365~~ 235.365 (3) (a) to (e).

(b) The ~~corporation~~ authority 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 4022. 238.37 of the statutes is renumbered 235.37, and 235.37 (1) (intro.) and (b) and (2), as renumbered, are amended to read:

235.37 **(1)** (intro.) The ~~corporation~~ authority shall revoke the certification of a person certified under s. ~~238.365~~ 235.365 (3) if the person does any of the following:

(b) Becomes subject to revocation under s. ~~238.38~~ 235.38 (1).

(2) The ~~corporation~~ authority shall notify the department of revenue within 30 days of revoking a certification under sub. (1).

SECTION 4023. 238.38 of the statutes is renumbered 235.38, and 235.38 (1) (intro.), (1m), (2) (intro.) and (a) and (3) (a) and (b), as renumbered, are amended to read:

235.38 **(1)** (intro.) Except as provided in subs. (2) and (3), no person may be certified under s. ~~238.365~~ 235.365 (3), or a person's certification may be revoked under s. ~~238.37~~ 235.37, 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. ~~238.365~~ 235.365 (3) on or after March 6, 2009.

---

(2) (intro.) Subsection (1) does not apply if, after a hearing, the ~~corporation~~ authority, 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. ~~238.365~~ 235.365 (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. ~~238.365~~ 235.365 (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. ~~238.32~~ 235.32 shall determine whether sub. (2) (a) or (b) applies.

(b) Only the ~~corporation~~ authority 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 4024. 238.385 of the statutes is renumbered 235.385, and 235.385 (1) (intro.) and (bm) and (2) (intro.), (b) and (c), as renumbered, are amended to read:

235.385 **(1)** (intro.) For the development zone program under ss. ~~238.30~~ 235.30 and ~~238.31 to 238.38~~ 235.31 to 235.38, the development opportunity zone program under s. ~~238.395~~ 235.395, and the enterprise development zone program under s. ~~238.397~~ 235.397, the ~~corporation~~ authority shall adopt ~~rules~~ policies and procedures

---

that further define a person's eligibility for tax benefits. The ~~rules~~ policies and procedures shall do at least all of the following:

(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 ~~corporation~~ authority determines that the person made a significant capital investment to retain the full-time job.

(2) (intro.) The ~~corporation~~ authority may ~~by rule~~ specify circumstances under which the ~~corporation~~ authority may grant exceptions to any of the following:

(b) The requirement under ss. ~~238.30~~ 235.30 (2m) and ~~238.397~~ 235.397 (1) (am) that an individual's pay must equal at least 150% of the federal minimum wage.

(c) The requirement under ss. ~~238.30~~ 235.30 (2m) and ~~238.397~~ 235.397 (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 4025. 238.395 of the statutes is renumbered 235.395, and 235.395 (1) (a), (b), (c), (d), (e), (f), (g), (h) and (i), (2) (c), (d) 1. and 2. and (e) 1., 2. and 3., (3) (a) 1., 2., 3. and 4., (b) 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:

235.395 **(1)** (a) An area in the city of Beloit, the legal description of which is provided to the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority by the local governing body of the city of Kenosha.

(i) An area in the city of Beloit, the legal description of which is provided to the ~~corporation~~ authority by the local governing body of the city of Beloit.

(2) (c) Annually, the ~~corporation~~ authority shall estimate the amount of forgone state revenue because of tax benefits claimed by 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 ~~corporation~~ authority determines that the forgone tax revenues under par. (c) will equal or exceed the limit for the development opportunity zone.

2. The ~~corporation~~ authority 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 ~~corporation~~ authority may extend the designation of an area under sub. (1) (g) as a development opportunity zone for an additional 60 months if the ~~corporation~~ authority determines that an extension under this subdivision would support economic development within the city. If the ~~corporation~~ authority 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 ~~corporation~~ authority may extend the designation of an area under sub. (1) (h) as a development opportunity zone for an additional 60 months if the ~~corporation~~ authority determines that an extension under this subdivision would

support economic development within the city. If the ~~corporation~~ authority 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. The ~~corporation~~ authority may extend the designation of an area under sub.
(1) (i) as a development opportunity zone for an additional 60 months if the ~~corporation~~ authority determines that an extension will support economic development within the city. If the ~~corporation~~ authority grants an extension under this subdivision, the limit for tax benefits for the development opportunity zone under sub. (1) (i) is increased by $5,000,000.

(3) (a) 1. Any 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 ~~corporation~~ authority 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 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 ~~corporation~~ authority 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 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 ~~corporation~~ authority 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), (h), or (i) 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 ~~corporation~~ authority shall be entitled to claim tax benefits while the area is designated as a development opportunity zone.

(b) 9. Other information required by the ~~corporation~~ authority or the department of revenue.

(c) The ~~corporation~~ authority shall notify the department of revenue of all persons entitled to claim tax benefits under this subsection.

(d) The ~~corporation~~ authority annually shall verify information submitted to
the ~~corporation~~ authority 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 ~~corporation~~ authority shall revoke the entitlement of a person to claim tax benefits under sub. (3) if the person does any of the following:

(b) The ~~corporation~~ authority shall notify the department of revenue within 30 days after revoking an entitlement under par. (a).

(5) (a) (intro.) The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority.

(b) A person intending to claim tax benefits under this subsection shall submit to the ~~corporation~~ authority an application, in the form required by the ~~corporation~~ authority, containing information required by the ~~corporation~~ authority and by the department of revenue.

(c) The ~~corporation~~ authority shall notify the department of revenue of all persons certified to claim tax benefits under this subsection.

(d) The ~~corporation~~ authority annually shall verify information submitted to the ~~corporation~~ authority under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), 71.47 (1dm) or (1dx), or 76.636.

(e) (intro.) The ~~corporation~~ authority 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 ~~corporation~~ authority.

(f) The ~~corporation~~ authority shall notify the department of revenue within 30 days after revoking an entitlement under par. (e).

SECTION 4026. 238.397 of the statutes is renumbered 235.397, and 235.397 (1) (am), (c) and (d), (2) (a) (intro.) and 4. a. and d., (b) (intro.) and 8., (bg) (intro.), (br) (intro.), (c), (d) and (e), (3) (a), (b) 11. and (c), (4) (a), (c), (d) and (g), (5) (a), (b) and (d) 1. and 2. and (6) (a) (intro.) and (b), as renumbered, are amended to read:

235.397 **(1)** (am) "Full-time job" has the meaning given in s. ~~238.30~~ 235.30 (2m).

(c) "Target population" has the meaning given in s. ~~238.30~~ 235.30 (6).

(d) "Tax benefits" has the meaning given in s. ~~238.30~~ 235.30 (7).

(2) (a) (intro.) Subject to pars. (c), (d), and (e), the ~~corporation~~ authority may designate an area as an enterprise development zone for a project if the ~~corporation~~ authority determines all of the following:

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 ~~corporation~~ authority.

d. In the 36 months immediately preceding the date on which the application under sub. (3) was submitted to the ~~corporation~~ authority, 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 ~~corporation~~ authority shall consider all of the following:

8. Any other factors that the ~~corporation~~ authority considers relevant.

(bg) (intro.) Notwithstanding par. (a) and subject to pars. (c), (d), and (e), the ~~corporation~~ authority may designate an area as an enterprise development zone for a project if the ~~corporation~~ authority determines all of the following:

(br) (intro.) In making a determination under par. (bg), the ~~corporation~~ authority shall consider all of the following:

(c) The ~~corporation~~ authority 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. ~~238.395~~ 235.395, the designation of which is in effect.

(d) The ~~corporation~~ authority may not designate more than 98 enterprise development zones unless the ~~corporation~~ authority obtains the approval of the joint committee on finance to do so. Of the enterprise development zones that the ~~corporation~~ authority designates, at least 10 shall be designated under par. (bg).

(e) The ~~corporation~~ authority 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 ~~corporation~~ authority an application and a project plan.

(b) 11. Any other information required by the ~~corporation~~ authority or the department of revenue.

(c) The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall certify the person as eligible for tax benefits.

(c) When the ~~corporation~~ authority designates an area as an enterprise development zone for a project, the ~~corporation~~ authority 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 ~~corporation~~ authority shall notify the department of revenue of all persons entitled to claim tax benefits under this section, except that the ~~corporation~~ authority shall notify the office of the commissioner of insurance of all persons entitled to claim the credit under s. 76.636.

(g) The ~~corporation~~ authority annually shall verify information submitted to the ~~corporation~~ authority under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or 76.636.

(5) (a) When the ~~corporation~~ authority designates an area as an enterprise development zone under this section, the ~~corporation~~ authority 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 ~~corporation~~ authority designates an area as an enterprise development zone under this section, the ~~corporation~~ authority shall establish a limit, not to exceed $3,000,000, for tax benefits for the enterprise development zone.

(d) 1. Notwithstanding the length of time specified by the ~~corporation~~ authority under par. (a), the designation of an area as an enterprise development zone shall expire 90 days after the day on which the ~~corporation~~ authority determines that the forgone tax revenues under par. (c) will equal or exceed the limit established for the enterprise development zone.

2. The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall notify the department of revenue within 30 days after revoking an entitlement under par. (a).

SECTION 4027. 238.398 of the statutes is renumbered 235.398, and 235.398 (2) (a) and (b), (3) (a) and (b), (4) (a) (intro.) and (b) and (5) (intro.) and (e), as renumbered, are amended to read:

235.398 **(2)** (a) Except as provided under par. (c), the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority first designates the area. Not more than $5,000,000 in tax benefits may be claimed in an agricultural development zone, except that the ~~corporation~~ authority may allocate the amount of unallocated airport development zone tax credits, as provided under s. ~~238.3995~~ 235.3995 (3) (b), to agricultural development zones for which the $5,000,000 maximum allocation is insufficient. The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall consider, among other things, the number of jobs that will be created or retained by the business.

(b) When the ~~corporation~~ authority certifies an agricultural business under this subsection, the ~~corporation~~ authority shall establish a limit on the amount of tax benefits that the business may claim. The ~~corporation~~ authority 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 ~~corporation~~ authority shall notify the department of revenue of all the following:

(b) The ~~corporation~~ authority shall annually verify information submitted to the ~~corporation~~ authority under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), 71.47 (1dm) or (1dx), or 76.636.

(5) (intro.) The ~~corporation~~ authority shall adopt ~~rules~~ policies and procedures for the operation of this section, including ~~rules~~ policies and procedures related to all of the following:

(e) The exchange of information between the ~~corporation~~ authority and the department of revenue.

SECTION 4028. 238.399 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 235.399, and 235.399 (1) (am) 2. (intro.), (3) (a), (b) (intro.), (bm), (c) and (d), (5) (intro.), (b), (c) 1. a. and b. and 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:

235.399 **(1)** (am) 2. (intro.) The ~~corporation~~ authority 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 if all of the following apply:

(3) (a) The ~~corporation~~ authority may designate not more than 30 enterprise zones.

(b) (intro.) In determining whether to designate an area under par. (a), the ~~corporation~~ authority shall consider all of the following:

(bm) The ~~corporation~~ authority 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 ~~corporation~~ authority shall, to the extent possible, give preference to the greatest economic need.

(d) Notwithstanding pars. (b) and (c), the ~~corporation~~ authority shall designate as enterprise zones at least 3 areas comprising political subdivisions whose populations total less than 5,000 and at least 2 areas comprising political subdivisions whose populations total 5,000 or more but less than 30,000. In designating an enterprise zone under this paragraph, the ~~corporation~~ authority may

---

consider indicators of an area's economic need and the effect of designation on other economic development activities.

(5)CERTIFICATION. (intro.) The ~~corporation~~ authority 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 ~~corporation~~ authority.

(c) 1. a. The business enters into an agreement with the ~~corporation~~ authority 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 ~~corporation~~ authority.

2. b. The business enters into an agreement with the ~~corporation~~ authority 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 ~~corporation~~ authority.

(d) 1. The business is a manufacturer with a significant supply chain in the state, as determined by the ~~corporation~~ authority.

(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 ~~corporation~~ authority.

(5m)ADDITIONAL TAX BENEFITS FOR SIGNIFICANT CAPITAL EXPENDITURES. If the ~~corporation~~ authority determines that a business certified under sub. (5) makes a significant capital expenditure in the enterprise zone, the ~~corporation~~ authority may certify the business to receive additional tax benefits in an amount to be determined by the ~~corporation~~ authority, but not exceeding 10 percent of the business' capital expenditures. The ~~corporation~~ authority shall, in a manner determined by the ~~corporation~~ authority, 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 ~~corporation~~ authority shall notify the department of revenue when the ~~corporation~~ authority certifies a business to receive tax benefits.

(b) (intro.) The ~~corporation~~ authority shall revoke a certification under sub. (5) if the business does any of the following:

(c) The ~~corporation~~ authority shall notify the department of revenue within 30 days of a revocation under par. (b).

(d) The ~~corporation~~ authority may require a business to repay any tax benefits the business claims for a year in which the business failed to maintain employment levels or a significant capital investment in property required by an agreement under sub. (5) (c).

(e) The ~~corporation~~ authority 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 ~~corporation~~ authority shall annually verify the information submitted to the ~~corporation~~ authority under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

(g) (intro.) The ~~corporation~~ authority shall adopt policies and procedures specifying all of the following:

1. (intro.) The definitions of a tier I county or municipality and a tier II county or municipality. The ~~corporation~~ authority may consider all of the following information when establishing the definitions required under this subdivision:

SECTION 4029. 238.399 (3) (a) of the statutes is amended to read:

238.399 **(3)** (a) The corporation may designate not more than ~~20~~ 30 enterprise zones.

SECTION 4030. 238.3995 of the statutes is renumbered 235.3995, and 235.3995 (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:

235.3995 **(1)** (b) "Full-time job" has the meaning given in s. ~~238.30~~ 235.30 (2m).

(c) "Target population" has the meaning given in s. ~~238.30~~ 235.30 (6).

(2) (a) (intro.) Subject to pars. (c) and (e), the ~~corporation~~ authority may designate an area as an airport development zone if the ~~corporation~~ authority determines all of the following:

4. That the airport development project is not likely to occur or continue without the ~~corporation~~ authority designation of the area as an airport

development zone.

(b) (intro.) In making a determination under par. (a), the ~~corporation~~ authority shall consider all of the following:

8. Any other factors that the ~~corporation~~ authority considers relevant.

(c) 1. The ~~corporation~~ authority 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. ~~238.31~~ 235.31, as a development opportunity zone under s. ~~238.395~~ 235.395, or as an enterprise development zone under s. ~~238.397~~ 235.397.

2. The ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority designates an area as an airport development zone, the ~~corporation~~ authority shall specify the length of time, not to exceed 84 months, that the designation is effective, subject to par. (d). The ~~corporation~~ authority 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 ~~corporation~~ authority designates an area as an airport development zone, the ~~corporation~~ authority shall establish a limit, not to exceed $3,000,000, for tax benefits applicable to the airport development zone, except that the ~~corporation~~ authority 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. ~~238.23~~ 235.23 (2) (b) and to agricultural development zones under s. ~~238.398~~ 235.398 (2) (b), and except that the

total amount allocated to all technology zones under s. ~~238.23~~ 235.23 (2) (b) and to all agricultural development zones under s. ~~238.398~~ 235.398 (2) (b), may not exceed $6,000,000. The ~~corporation~~ authority may not reallocate amounts as provided under this paragraph on or after January 1, 2010, except that the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority under par. (a), the designation of an area as an airport development zone shall expire 90 days after the day on which the ~~corporation~~ authority determines that the forgone tax revenues estimated under par. (c) will equal or exceed the limit established for the airport development zone.

---

2. The ~~corporation~~ authority 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 ~~corporation~~ authority an application and a business plan. The business plan shall include all of the following:

10. Any other information required by the ~~corporation~~ authority 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 ~~corporation~~ authority 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 ~~corporation~~ authority shall give higher priority to airport development projects located or proposed to be located in areas that have a low median household income, as determined by the ~~corporation~~ authority.

(ar) The ~~corporation~~ authority 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 ~~corporation~~ authority approves a

business plan under par. (a) or (am), the ~~corporation~~ authority shall certify the person as eligible for tax benefits. The ~~corporation~~ authority shall notify the department of revenue within 30 days of certifying a person under this paragraph.

(c) (intro.) The ~~corporation~~ authority 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 ~~corporation~~ authority shall notify the department of revenue within 30 days after revoking a certification under par. (c).

(5) VERIFICATION OF INFORMATION. The ~~corporation~~ authority annually shall verify information submitted to the ~~corporation~~ authority 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 4031. 250.041 (1) (b) of the statutes is repealed.

SECTION 4032. 250.041 (1) (e) of the statutes is amended to read:

250.041 **(1)** (e) A permit under s. 254.47 (1)~~,~~ or 254.64 (1) (a) or (b) ~~or 255.08 (2)~~.

SECTION 4033. 250.041 (1) (e) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is repealed.

SECTION 4034. 250.041 (1) (f) of the statutes is repealed.

SECTION 4035. 250.20 (2) (d) of the statutes is amended to read:

250.20 **(2)** (d) Work closely with all state agencies, including the board of regents of the University of Wisconsin System Authority and the technical college system board, with the University of Wisconsin Hospitals and Clinics Authority, with the private sector and with groups concerned with issues of the health of economically disadvantaged minority group members to develop long-term solutions to health problems of minority group members.

SECTION 4036. 252.02 (4) of the statutes is amended to read:

252.02 **(4)** ~~The~~ Except as provided in ss. 93.07 (24) (e) and 97.59, the department may promulgate and enforce rules or issue orders for guarding against the introduction of any communicable disease into the state, for the control and suppression of communicable diseases, for the quarantine and disinfection of persons, localities and things infected or suspected of being infected by a communicable disease and for the sanitary care of jails, state prisons, mental health institutions, schools, ~~hotels~~ and public buildings and connected premises. Any rule or order may be made applicable to the whole or any specified part of the state, or to any vessel or other conveyance. The department may issue orders for any city, village

or county by service upon the local health officer. Rules that are promulgated and orders that are issued under this subsection supersede conflicting or less stringent local regulations, orders or ordinances.

SECTION 4037. 252.04 (9m) of the statutes is created to read:

252.04 **(9m)** A pharmacist or pharmacy that administers a vaccine under this section to a person 6 to 18 years of age shall update the Wisconsin Immunization Registry established by the department within 24 hours of administering the vaccine.

SECTION 4038. 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. ~~16.287~~ 203.07 (1) (f).

SECTION 4039. 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. ~~16.287~~ 203.07 (1) (f).

SECTION 4040. 252.18 of the statutes is renumbered 97.59 and amended to read:

97.59Handling foods. No person in charge of any public eating place or other establishment where food products to be consumed by others are handled may knowingly employ any person handling food products who has a disease in a form that is communicable by food handling. If required by the local health officer or any officer of the department for the purposes of an investigation, any person who is employed in the handling of foods or is suspected of having a disease in a form that is communicable by food handling shall submit to an examination by the officer or by a physician, physician assistant, or advanced practice nurse prescriber designated by the officer. The expense of the examination, if any, shall be paid by the person examined. Any person knowingly infected with a disease in a form that is communicable by food handling who handles food products to be consumed by others and any persons knowingly employing or permitting such a person to handle food products to be consumed by others shall be punished as provided by s. ~~252.25~~ 97.72.

SECTION 4041. 252.23 of the statutes is renumbered 463.10, and 463.10 (title), (2), (3) and (4) (a), as renumbered, are amended to read:

463.10 (title) **Regulation of tattooists and tattooing establishments.**

(2) DEPARTMENT; DUTY. Except as provided in ~~ss. 250.041 and 252.241~~ 463.14, the department shall provide uniform, statewide licensing and regulation of tattooists and uniform, statewide licensing and regulation of tattoo establishments under this section. The department shall inspect a tattoo establishment once before issuing a license for the tattoo establishment under this section and may make additional inspections that the department determines are necessary.

(3) LICENSE REQUIRED. Except as provided in sub. (5), no person may tattoo or attempt to tattoo another, designate or represent himself or herself as a tattooist or use or assume the title "tattooist" and no tattoo establishment may be operated unless the person and the establishment are licensed by the department under this section or by a local health department that is designated as the department's agent under s. ~~252.245~~ 463.16. Except as provided in s. 463.16, fees for licenses issued under this section shall be as determined under s. 440.03 (9).

(4) (a) Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to sub. (4m), standards and procedures~~, including fee payment to offset the cost of licensing tattooists and tattoo establishments,~~ for the annual issuance of licenses as tattooists or as tattoo establishments to applicants under this section. ~~The department may not promulgate a rule that imposes a fee for a license under sub. (3) on an individual who is eligible for the veterans fee waiver program under s. 45.44.~~

SECTION 4042. 252.24 of the statutes is renumbered 463.12, and 463.12 (2), (3) and (4) (a), as renumbered, are amended to read:

463.12 **(2)** DEPARTMENT; DUTY. Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14, the department shall provide uniform, statewide licensing and regulation of body piercers and uniform, statewide licensing and regulation of body-piercing establishments under this section. The department shall inspect a body-piercing establishment once before issuing a license for the body-piercing establishment under this section and may make additional inspections that the department determines are necessary.

(3) LICENSE REQUIRED. Except as provided in sub. (5), no person may pierce the body of or attempt to pierce the body of another, designate or represent himself or herself as a body piercer or use or assume the title "body piercer" unless the person is licensed by the department under this section or by a local health department that

is designated as the department's agent under s. 463.16. Except as provided in s. 463.16, fees for licenses issued under this section shall be as determined under s. 440.03 (9).

(4) (a) Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to sub. (4m), standards and procedures~~, including fee payment to offset the cost of licensing body piercers and body-piercing establishments,~~ for the annual issuance of licenses as body piercers or as body-piercing establishments to applicants under this section. ~~The department may not promulgate a rule under which the department may charge an individual who is eligible for the veterans fee waiver program under s. 45.44 a fee to obtain a license under sub. (3).~~

SECTION 4043. 252.241 of the statutes is renumbered 463.14, and 463.14 (title), (1), (1m), (3), (4) and (5), as renumbered, are amended to read:

463.14 (title) **Denial, nonrenewal and revocation of license or permit based on delinquent taxes or unemployment insurance contributions. (1)** Except as provided in sub. (1m), the department shall require each applicant to provide the department with the applicant's social security number, if the applicant is an individual, or the applicant's federal employer identification number, if the applicant is not an individual, as a condition of issuing or renewing a license under s. ~~252.23 (2) or (4) (a) or 252.24 (2) or (4) (a)~~ 463.10 or 463.12, or a permit under s. 463.25.

(1m) If an individual who applies for or to renew a license or permit under sub. (1) does not have a social security number, the individual, as a condition of obtaining the license or permit, shall submit a statement made or subscribed under oath or affirmation to the department 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. A license or permit issued or renewed in reliance upon a false statement submitted under this subsection is invalid.

(3) Except as provided in sub. (1m), the department shall deny an application for the issuance or renewal of a license or permit specified in sub. (1) if the applicant does not provide the information specified in sub. (1).

(4) The department shall deny an application for the issuance or renewal of a license or permit specified in sub. (1), or shall revoke the license or permit specified in sub. (1), if the department of revenue certifies under s. 73.0301 that the applicant for or holder of the license or permit is liable for delinquent taxes.

(5) The department shall deny an application for the issuance or renewal of a license or permit specified in sub. (1), or shall revoke the license or permit specified in sub. (1), if the department of workforce development certifies under s. 108.227

that the applicant for or holder of the license or permit is liable for delinquent unemployment insurance contributions.

SECTION 4044. 252.245 of the statutes is renumbered 463.16, and 463.16 (1), (2), (3), (4m), (5), (6), (8) and (9), as renumbered, are amended to read:

463.16 **(1)** In the administration and enforcement of ss. ~~252.23 and 252.24~~ 463.10 and 463.12, the department may enter into a written agreement with a local health department with a jurisdictional area that has a population greater than 5,000, which designates the local health department as the department's agent in issuing licenses to and making investigations or inspections of tattooists and tattoo establishments and body piercers and body-piercing establishments. In a jurisdictional area of a local health department without agent status, the department of ~~health services~~ financial institutions and professional standards may issue licenses, collect license fees established ~~by rule~~ under ~~ss. 252.23 (4) (a) and 252.24 (4) (a)~~ s. 440.03 (9) and make investigations or inspections of tattooists and tattoo establishments and body piercers and body-piercing establishments. If the department of financial institutions and professional standards designates a local health department as its agent, the department of financial institutions and professional standards or local health department may require no license for the same operations other than the license issued by the local health department under this subsection. If the designation is made and the services are furnished, the department of financial institutions and professional standards shall reimburse the local health department furnishing the service at the rate of 80% of the net license fee per license per year issued in the jurisdictional area.

(2) A local health department designated as the department's agent under this section shall meet standards promulgated under ss. ~~252.23~~ 463.10 (4) (a) and ~~252.24~~ 463.12 (4) (a). The department shall annually evaluate the licensing, investigation and inspection program of each local health department granted agent status. If, at any time, a local health department designated as the department's agent fails to meet the standards, the department of ~~health services~~ financial institutions and professional standards may revoke its agent status.

(3) The department shall provide education and training to agents designated under this section to ensure uniformity in the enforcement of s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 and rules promulgated under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12.

(4m) A local health department designated as the department's agent under this section may contract with the department of ~~health services~~ financial institutions and professional standards for the department of ~~health services~~ financial institutions and professional standards to collect fees and issue licenses under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. The department of financial institutions and professional standards shall collect from the local health department the

actual
and reasonable cost of providing the services.

(5) If, under this section, a local health department becomes an agent or its
agent status is discontinued during a licensee's license year, the department of ~~health services~~ financial institutions and professional standards and the local health
department shall divide any license fee paid by the licensee for that license year according to the proportions of the license year occurring before and after the local health department is designated as an agent or the agent status is discontinued. No
additional fee may be required during the license year due to the change in agent status.

(6) A village, city or county may enact ordinances and a local board of health
may adopt regulations regarding the licensees and premises for which the local health department is the designated agent under this section, which are stricter than
s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or rules promulgated by the department of health

---

services under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. No such provision may conflict with
s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or with department rules.

(8) The department shall hold a hearing under ch. 227 if, in lieu of proceeding
under ch. 68, any interested person in the jurisdictional area of a local health department that is designated as the department's agent under this section appeals to the department of ~~health services~~ financial institutions and professional standards alleging that a license fee for a tattooist or tattooist establishment or for a body piercer or body-piercing establishment exceeds the license issuer's reasonable costs of issuing licenses to, making investigations and inspections of, and
providing education, training and technical assistance to the tattooist or tattooist establishment or to the body piercer or body-piercing establishment.

(9) The department shall promulgate rules establishing state fees for its costs
related to setting standards under ss. ~~252.23~~ 463.10 and ~~252.24~~ 463.12 and monitoring and evaluating the activities of, and providing education and training to,
agent local health departments. The department may not promulgate a rule under which a local health department may charge an individual who is eligible for the veterans fee waiver program under s. 45.44 a state fee to obtain a license under s. ~~252.23~~ 463.10 (3) or ~~252.24~~ 463.12 (3). Agent local health departments shall include the state fees in the license fees established under sub. (4), collect the state fees and
reimburse the department for the state fees collected. For tattooists or tattoo establishments and for body piercers or body-piercing establishments, the state fee may not exceed 20% of the license fees established under s. ~~252.23 (4) (a) or 252.24 (4) (a)~~ 440.03 (9).

SECTION 4045. 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 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 4046. 254.11 (13) of the statutes is amended to read:

254.11 **(13)** "Third-party payer" means a disability insurance policy that is required to provide coverage for a blood lead test under s. 632.895 (10) (a); a health maintenance organization or preferred provider plan under ch. 609; a health care coverage plan offered by the state under s. 40.51 (6); a self-insured health plan offered by a city or village under s. 66.0137 (4), a political subdivision or technical college district under s. 66.0137 (4m), a town under s. 60.23 (25), a county under s. 59.52 (11) (c), or a school district under s. 120.13 (2) (b); or a health care plan operated by a cooperative association organized under s. 185.981.

SECTION 4047. 254.115 (1) (c) of the statutes is repealed.

SECTION 4048. 254.115 (1) (d) of the statutes is repealed.

SECTION 4049. 254.19 of the statutes is amended to read:

254.19Asbestos testing fees. Notwithstanding s. ~~36.25 (11) (f)~~ 250.08 (6), the state laboratory of hygiene board shall impose a fee sufficient to pay for any asbestos testing services which it provides.

SECTION 4050. 254.47 (title) of the statutes is renumbered 97.67 (title) and amended to read:

97.67 (title) **Recreational ~~permits~~ licenses and fees.**

SECTION 4051. 254.47 (1) of the statutes is renumbered 97.67 (1) and amended to read:

97.67 **(1)** Except as provided in sub. (1g) and ~~ss. 250.041 and 254.115~~ s. 93.135, the department or a local health department granted agent status under s. ~~254.69 (2)~~ 97.615 (2) shall issue ~~permits~~ licenses to and regulate campgrounds and camping resorts, recreational and educational camps and public swimming pools. No person or state or local government who has not been issued a ~~permit~~ license under this section may conduct, maintain, manage or operate a campground and camping resort, recreational camp and educational camp or public swimming pool, as defined by departmental rule.

SECTION 4052. 254.47 (1g) of the statutes is renumbered 97.67 (1g).

SECTION 4053. 254.47 (1m) of the statutes is renumbered 97.67 (1m) and amended to read:

97.67 **(1m)** The department or a local health department granted agent status under s. ~~254.69~~ 97.615 (2) may not, without a ~~preinspection~~ pre-licensing inspection, grant a ~~permit~~ license to a person intending to operate a new public swimming pool, campground, or recreational or educational camp or to a person intending to be the new operator of an existing public swimming pool, campground, or recreational or educational camp.

SECTION 4054. 254.47 (2) of the statutes is renumbered 97.67 (2) and amended to read:

97.67 **(2)** (a) A separate ~~permit~~ license is required for each campground, camping resort, recreational or educational camp, and public swimming pool. Except as provided in par. (b) or (c), no ~~permit~~ license issued under this section is transferable from one premises to another or from one person, state or local government to another.

(b) A ~~permit~~ license issued under this section may be transferred from an individual to an immediate family member, as defined in s. ~~254.64~~ 97.605 (4) (a) 2., if the individual is transferring operation of the campground, camping resort, recreational or educational camp, or public swimming pool to the immediate family member.

(c) A sole proprietorship that reorganizes as a business entity, as defined in s. 179.70 (1), or a business entity that reorganizes as a sole proprietorship or a different type of business entity may transfer a ~~permit~~ license issued under this section for a campground, camping resort, recreational or educational camp, or public swimming pool to the newly formed business entity or sole proprietorship if all of the following conditions are satisfied:

1. The campground, camping resort, recreational or educational camp, or public swimming pool remains at the location for which the ~~permit~~ license was issued.

2. At least one individual who had an ownership interest in the sole proprietorship or business entity to which the ~~permit~~ license was issued has an ownership interest in the newly formed sole proprietorship or business entity.

SECTION 4055. 254.47 (2m) of the statutes is renumbered 97.67 (2m) and amended to read:

97.67 **(2m)** Except as provided in ~~ss. 250.041 and 254.115~~ s. 93.135, the initial issuance, renewal or continued validity of a ~~permit~~ license issued under this section may be conditioned upon the requirement that the ~~permittee~~ licensee correct a violation of this section, rules promulgated by the department under this section or

ordinances adopted under s. ~~254.69~~ 97.615 (2) (g), within a period of time that is specified. If the condition is not met within the specified period of time, the ~~permit~~ license is void.

SECTION 4056. 254.47 (3) of the statutes is repealed.

SECTION 4057. 254.47 (4) of the statutes is renumbered 97.67 (4) and amended to read:

97.67 **(4)**~~Permits~~ Licenses issued under this section expire on June 30, except that ~~permits~~ licenses initially issued during the period beginning on April 1 and ending on June 30 expire on June 30 of the following year. Except as provided in s. ~~254.69~~ 97.615 (2) (d) and (e), the department shall promulgate rules that establish, for ~~permits~~ licenses issued under this section, amounts of ~~permit~~ license fees, ~~preinspection~~ pre-licensing inspection fees, reinspection fees, fees for operating without a license, and late fees for untimely ~~permit~~ license renewal.

SECTION 4058. 254.47 (5) of the statutes is renumbered 97.67 (5) and amended to read:

97.67 **(5)** No ~~permit~~ license may be issued under this section until all applicable fees have been paid. If the payment is by check or other draft drawn upon an account containing insufficient funds, the ~~permit~~ license applicant shall, within 15 days after receipt of notice from the department of the insufficiency, pay by cashier's check or other certified draft, money order or cash the fees from the department, late fees and processing charges that are specified by rules promulgated by the department. If the ~~permit~~ license applicant fails to pay all applicable fees, late fees and the processing charges within 15 days after the applicant receives notice of the insufficiency, the ~~permit~~ license is void. In an appeal concerning voiding of a ~~permit~~ license under this subsection, the burden is on the ~~permit~~ license applicant to show that the entire applicable fees, late fees and processing charges have been paid. During any appeal process concerning payment dispute, operation of the establishment in question is ~~deemed~~ considered to be operation without a ~~permit~~ license.

SECTION 4059. 254.47 (5m) of the statutes is renumbered 97.67 (5m).

SECTION 4060. 254.47 (6) of the statutes is renumbered 97.67 (6).

SECTION 4061. 254.47 (7) of the statutes is renumbered 97.67 (7) and amended to read:

97.67 **(7)** The department may not require that a swimming pool be staffed by a lifeguard as a condition of receiving a ~~permit~~ license under this section if the swimming pool is less than 2,500 square feet, the swimming pool is located in a private club in the city of Milwaukee, and the club has a policy that prohibits a

minor
from using the swimming pool when not accompanied by an adult.

SECTION 4062. Subchapter VII (title) of chapter 254 [precedes 254.61] of the
statutes is repealed.

SECTION 4063. 254.61 (title) of the statutes is repealed.

SECTION 4064. 254.61 (intro.) of the statutes is repealed.

SECTION 4065. 254.61 (1) of the statutes is renumbered 97.01 (1g).

SECTION 4066. 254.61 (2) of the statutes is repealed.

SECTION 4067. 254.61 (3) of the statutes is renumbered 97.01 (7).

SECTION 4068. 254.61 (3m) of the statutes is renumbered 97.01 (13g).

SECTION 4069. 254.61 (4) of the statutes is renumbered 97.01 (13r) and amended to read:

97.01 **(13r)** "Public health and safety" means the highest degree of protection
against infection, contagion or disease and freedom from the danger of fire or accident that can be reasonably maintained in the operation of a hotel, ~~restaurant,~~

---

tourist rooming house, bed and breakfast establishment, vending machine or vending machine commissary.

SECTION 4070. 254.61 (5) of the statutes is renumbered 97.01 (14g), and 97.01
(14g) (intro.), as renumbered, is amended to read:

97.01 **(14g)** (intro.) "Restaurant" means any building, room or place ~~where meals are prepared or served or sold~~ at which the predominant activity is the preparation, service, or sale of meals to transients or the general public, ~~and~~ including all places used in connection with it and ~~includes~~ including any public or private school lunchroom for which food service is provided by contract. "Meals" does
not include soft drinks, ice cream, milk, milk drinks, ices and confections. "Restaurant" does not include:

SECTION 4071. 254.61 (5m) of the statutes is renumbered 97.01 (15b).

SECTION 4072. 254.61 (5r) of the statutes is renumbered 97.01 (15f).

SECTION 4073. 254.61 (6) of the statutes is renumbered 97.01 (15k).

SECTION 4074. 254.61 (7) of the statutes is renumbered 97.01 (15p).

SECTION 4075. 254.61 (8) of the statutes is renumbered 97.01 (15s) and amended to read:

97.01 **(15s)** "Vending machine commissary" means any building, room or place
where the food, beverage, ingredients, containers, transport equipment or supplies for vending machines are kept, handled, prepared or stored by a vending machine operator. "Vending machine commissary" does not mean any place at which the operator is licensed to manufacture, distribute or sell food products under ~~ch. 97~~ this
chapter.

SECTION 4076. 254.61 (9) of the statutes is renumbered 97.01 (15w).

SECTION 4077. 254.61 (10) of the statutes is renumbered 97.01 (15y).

SECTION 4078. 254.62 of the statutes is renumbered 97.60.

SECTION 4079. 254.63 of the statutes is renumbered 97.603.

SECTION 4080. 254.64 of the statutes is renumbered 97.605, and 97.605 (title), (1), (1m), (1p), (2), (3), (4) (b), (d) and (e) and (5), as renumbered, are amended to read:

97.605 (title) ~~**Permit**~~ **Lodging and vending licenses.(1)** (a) No person may conduct, maintain, manage or operate a hotel, ~~restaurant, temporary restaurant,~~ tourist rooming house, vending machine commissary or vending machine if the person has not been issued an annual ~~permit~~ license by the department or by a local health department that is granted agent status under s. ~~254.69~~ 97.615 (2).

(b) No person may maintain, manage or operate a bed and breakfast establishment for more than 10 nights in a year without having first obtained an annual ~~permit~~ license from the department.

(c) Except as provided in s. ~~250.041~~ 93.135, no ~~permit~~ license may be issued under this section until all applicable fees have been paid. If the payment is by check or other draft drawn upon an account containing insufficient funds, the ~~permit~~ license applicant shall, within 15 days after receipt of notice from the department of the insufficiency, pay by cashier's check or other certified draft, money order or cash the fees, late fees and processing charges that are specified by rules promulgated by the department. If the ~~permit~~ license applicant fails to pay all applicable fees, late fees and processing charges within 15 days after the applicant receives notice of the insufficiency, the ~~permit~~ license is void. In an appeal concerning voiding of a ~~permit~~ license under this paragraph, the burden is on the ~~permit~~ license applicant to show that the entire applicable fees, late fees and processing charges have been paid. During any appeal process concerning payment dispute, operation of the establishment in question is deemed to be operation without a ~~permit~~ license.

(d) If a person or establishment otherwise licensed under ~~ch. 97~~ this chapter is incidentally engaged in an activity for which a ~~permit~~ license is required under this section, the department may, by rule, exempt the person or establishment from the ~~permit~~ license requirement under this section. ~~Rules under this paragraph shall conform to a memorandum of understanding between the department and the department of agriculture, trade and consumer protection.~~

(1m) No county, city, village or town may require any ~~permit~~ license of, or impose any ~~permit~~ license or inspection fee on, a vending machine operator, vending machine commissary or vending machine ~~permitted~~ licensed under this ~~subchapter~~ chapter.

(1p) Except as provided in s. ~~250.041~~ 93.135, the department may condition the initial issuance, renewal or continued validity of a ~~permit~~ license issued under this section on correction by the ~~permittee~~ licensee of a violation of this subchapter, rules promulgated by the department under this subchapter or ordinances or regulations adopted under s. ~~254.69~~ 97.615 (2) (g), within a specified period of time. If the ~~permittee~~ licensee fails to meet the condition within the specified period of time, the ~~permit~~ license is void.

(2) Except as provided in sub. (3), a separate ~~permit~~ license is required for each hotel, tourist rooming house, bed and breakfast establishment, or vending machine commissary.

(3) (a) A bulk milk dispenser may be operated in a restaurant without a vending machine or vending machine operator ~~permit~~ license.

(b) A restaurant may operate as a vending machine commissary without a vending machine commissary ~~permit~~ license.

---

(4) (b) Except as provided in par. (d) or (e), no ~~permit~~ license is transferable from one premises to another or from one person to another.

(d) The holder of a ~~permit~~ license issued under this section may transfer the ~~permit~~ license to an individual who is an immediate family member if the holder is transferring operation of the hotel, tourist rooming house, bed and breakfast establishment, or vending machine to the immediate family member.

(e) A sole proprietorship that reorganizes as a business entity or a business entity that reorganizes as either a sole proprietorship or a different type of business entity may transfer a ~~permit~~ license issued under this section for operation of ~~an~~ a hotel, tourist rooming house, bed and breakfast establishment, or vending machine commissary to the newly formed business entity or sole proprietorship if the following conditions are satisfied:

1. The hotel, tourist rooming house, bed and breakfast establishment, or vending machine commissary remains at the location for which the ~~permit~~ license was issued.

2. At least one individual who had an ownership interest in the sole proprietorship or business entity to which the ~~permit~~ license was issued has an ownership interest in the newly formed sole proprietorship or business entity.

(5) (a) Except as provided in par. (b), all ~~permits~~ licenses expire on June 30, except that ~~permits~~ licenses initially issued during the period beginning on April 1 and ending on June 30 expire on June 30 of the following year.

(b) 1. The local health department of a city of the 1st class that has entered into an agreement with the department under s. ~~254.69~~ 97.615 (2) may issue a ~~permit~~ license for a ~~restaurant or~~ bed and breakfast establishment required under this

---

section at any time during the year. A ~~permit~~ license issued under this subdivision shall expire one year from the date of its issuance.

2. The holder of a ~~permit~~ license for a ~~restaurant or~~ bed and breakfast establishment may request an extension to the term of a ~~permit~~ license issued under this section by the local health department of a city of the 1st class that has entered into an agreement with the department under s. ~~254.69~~ 97.615 (2) for the purpose of aligning the annual term of any other license or permit issued to that ~~permit~~ license holder with the annual term of a ~~permit~~ license to be issued to that ~~permit~~ license holder under subd. 1. The local health department may require a ~~permit~~ license holder that receives an extension under this subdivision to pay a prorated fee in an amount determined by dividing the ~~permit~~ license fee imposed under s. ~~254.69~~ 97.615 (2) by 12 and multiplying the quotient by the number of months by which the ~~permit~~ license issued under this section is extended under this subdivision.

SECTION 4081. 254.65 of the statutes is renumbered 97.607 and amended to read:

97.607~~Preinspection~~ Pre-licensing inspection.(1) The department or a local health department granted agent status under s. ~~254.69~~ 97.615 (2) may not grant a ~~permit~~ license to a person intending to operate a new hotel, tourist rooming house, bed and breakfast establishment, ~~restaurant~~ or vending machine commissary or to a person intending to be the new operator of an existing hotel, tourist rooming house, bed and breakfast establishment, ~~restaurant~~ or vending machine commissary without a ~~preinspection~~ pre-licensing inspection. This section does not apply ~~to a temporary restaurant or~~ when a ~~permit~~ license is transferred under s. ~~254.64~~ 97.605 (4) (d) or (e).

---

(2) Agents designated by the department under s. ~~254.69~~ 97.615 (1) shall make ~~preinspections~~ pre-licensing inspections of vending machine commissaries as required under this subsection and shall be reimbursed for those services at the rate of 80% of the ~~preinspection~~ pre-licensing inspection fee designated in this subsection. Agents designated by the department under s. ~~254.69~~ 97.615 (2) shall make ~~preinspections~~ pre-licensing inspections of hotels~~, restaurants~~ and tourist rooming houses and establish and collect ~~preinspection~~ pre-licensing inspection fees under s. ~~254.69~~ 97.615 (2) (d).

SECTION 4082. 254.66 of the statutes is renumbered 97.307 and amended to read:

97.307Average annual surveys. The department or a local health department granted agent status under s. ~~254.69 (2)~~ 97.41 shall annually make a number of inspections of restaurants in this state that shall equal the number of restaurants for which annual ~~permits~~ licenses are issued under s. ~~254.64 (1) (a)~~ 97.30.

SECTION 4083. 254.67 of the statutes is renumbered 97.61.

SECTION 4084. 254.68 of the statutes is renumbered 97.613 and amended to read:

97.613Fees. Except as provided in s. ~~254.69~~ 97.615 (2) (d) and (e), the department shall promulgate rules that establish, for ~~permits~~ licenses issued under s. ~~254.64, permit~~ 97.605, license fees, ~~preinspection~~ pre-licensing inspection fees, reinspection fees, fees for operating without a ~~permit~~ license, late fees for untimely ~~permit~~ renewal, fees for comparable compliance or variance requests, and fees for ~~pre-permit~~ pre-license review of restaurant plans.

SECTION 4085. 254.69 of the statutes is renumbered 97.615, and 97.615 (2) (title), (am), (b), (c), (d), (dm), (e), (f), (g), (h) and (j) 1. and 2., as renumbered, are amended to read:

97.615 **(2)** (title) HOTELS, ~~RESTAURANTS,~~ TOURIST ROOMING HOUSES, AND OTHER ESTABLISHMENTS. (am) In the administration of this subchapter or s. ~~254.47~~ 97.67, the department may enter into a written agreement with a local health department with a jurisdictional area that has a population greater than 5,000, which designates the local health department as the department's agent in issuing ~~permits~~ licenses to and making investigations or inspections of hotels, ~~restaurants, temporary restaurants,~~ tourist rooming houses, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps, and public swimming pools. In a jurisdictional area of a local health department without agent status, the department ~~of health services~~ may issue ~~permits~~ licenses, collect fees established by rule under s. ~~254.68~~ 97.613 and make investigations or inspections of hotels, ~~restaurants, temporary restaurants,~~ tourist rooming houses, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps, and public swimming pools. If the department designates a local health department as its agent, the department or local health department may require no ~~permit~~ license for the same operations other than the ~~permit~~ license issued by the local health department under this subsection. The department shall ~~coordinate~~ oversee the designation of agents under this subsection ~~with the department of agriculture, trade and consumer protection~~ to ensure that, to the extent feasible, the same local health department is granted agent status under this subsection and under s. 97.41. ~~Except as otherwise provided by the department, a local health department granted agent status shall regulate all types of~~

~~establishments for which this subchapter permits the department of health services to delegate regulatory authority.~~

(b) A local health department granted agent status under this subsection shall meet standards promulgated, by rule, by the department ~~of health services~~. The department shall annually evaluate the licensing, investigation and inspection program of each local health department granted agent status. If, at any time, a local health department granted agent status fails to meet the standards, the department of ~~health services~~ agriculture, trade and consumer protection may revoke its agent status.

(c) The department shall provide education and training to agents designated under this subsection to ensure uniformity in the enforcement of this subchapter, s. ~~254.47~~ 97.67 and rules promulgated under this subchapter and s. ~~254.47~~ 97.67.

(d) Except as provided in par. (dm), a local health department granted agent status under this subsection shall establish and collect the ~~permit~~ license fee for each type of establishment specified in par. (am). The local health department may establish separate fees for ~~preinspections~~ pre-licensing inspections of new establishments, for ~~preinspections~~ pre-licensing inspections of existing establishments for which a person intends to be the new operator or for the issuance of duplicate ~~permits~~ licenses. No fee may exceed the local health department's reasonable costs of issuing ~~permits~~ licenses to, making investigations and inspections of, and providing education, training and technical assistance to the establishments, plus the state fee established under par. (e). A local health department granted agent status under this subsection or under s. 97.41 may issue a single ~~permit~~ license and establish and collect a single fee which authorizes the operation on the same premises of more than one type of establishment for which it is granted agent status under this subsection or under s. 97.41.

(dm) A local health department granted agent status under this subsection may contract with the department ~~of health services~~ for the department ~~of health services~~ to collect fees and issue ~~permits~~ licenses. The department shall collect from the local health department the actual and reasonable cost of providing the services.

(e) The department shall establish state fees for its costs related to setting standards under this subchapter and s. ~~254.47~~ 97.67 and monitoring and evaluating the activities of, and providing education and training to, agent local health departments. Agent local health departments shall include the state fees in the ~~permit~~ license fees established under par. (d), collect the state fees and reimburse the department for the state fees collected. For each type of establishment specified in par. (am), the state fee may not exceed 20% of the ~~permit~~ license fees charged

under
ss. ~~254.47~~ 97.67 and ~~254.68~~ 97.613.

(f) If, under this subsection, a local health department becomes an agent or its
agent status is discontinued during a ~~permittee's permit~~ licensee's license year, the department ~~of health services~~ and the local health department shall divide any ~~permit~~ license fee paid by the ~~permittee~~ licensee for that ~~permit~~ license year according to the proportions of the ~~permit~~ license year occurring before and after the
local health department's agent status is granted or discontinued. No additional fee may be required during the ~~permit~~ license year due to the change in agent status.

(g) A village, city or county may adopt ordinances and a local board of health
may adopt regulations regarding the ~~permittees~~ licensees and premises for which the local health department is the designated agent under this subsection, which are
stricter than this subchapter, s. ~~254.47~~ 97.67, or rules promulgated by the

department ~~of health services~~ under this subchapter or s. ~~254.47~~ 97.67. No such provision may conflict with this subchapter or with department rules.

(h) This subsection does not limit the authority of the department to inspect
hotels, tourist rooming houses, bed and breakfast establishments, or vending machine commissaries in jurisdictional areas of local health departments where agent status is granted if it inspects in response to an emergency, for the purpose of monitoring and evaluating the local health department's licensing, inspection and enforcement program or at the request of the local health department.

(j) 1. A ~~permit~~ license fee established by a local health department granted agent status exceeds the reasonable costs described under par. (d).

2. The person issuing, refusing to issue, suspending or revoking a ~~permit~~ license or making an investigation or inspection of the appellant has a financial interest in a regulated establishment specified in par. (am) which may interfere with
his or her ability to properly take that action.

SECTION 4086. 254.70 of the statutes is renumbered 97.617 and amended to
read:

97.617Application; lodging and vending.(1) An applicant for a ~~permit~~ license under this subchapter shall complete the application prepared by the department or the local health department granted agent status under s. ~~254.69~~ 97.615 (2) and provide, in writing, any additional information the department of ~~health services~~ agriculture, trade and consumer protection or local health department issuing the ~~permit~~ license requires.

(2) Upon receipt of an application for a vending machine operator ~~permit~~ license, the department may cause an investigation to be made of the applicant's commissary, servicing and transport facilities, if any, and representative machines

and machine locations. The operator shall maintain at his or her place of business within this state a list of all vending machines operated by him or her and their location. This information shall be kept current and shall be made available to the department upon request. The operator shall notify the department of any change in operations involving new types of vending machines or conversion of existing machines to dispense products other than those for which such machine was originally designed and constructed.

SECTION 4087. 254.71 of the statutes is renumbered 97.33, and 97.33 (2), (3), (5) and (6) (c), as renumbered, are amended to read:

97.33 **(2)** Except as provided in s. ~~250.041~~ 93.135, the department may issue a certificate of food protection practices to an individual who satisfactorily completes an approved examination or who has achieved comparable compliance.

(3) Each certificate is valid for 5 years from the date of issuance and, except as provided in s. ~~250.041~~ 93.135, may be renewed by the certificate holder if he or she satisfactorily completes an approved examination.

(5) The department shall conduct evaluations of the effect that the food protection practices certification program has on compliance by restaurants with requirements established under s. ~~254.74 (1)~~ 97.30 (5).

(6) (c) Establishing procedures for issuance, except as provided in s. ~~250.041~~ 93.135, of certificates of food protection practices, including application submittal and review.

SECTION 4088. 254.715 of the statutes is renumbered 97.305.

SECTION 4089. 254.72 of the statutes is renumbered 97.62 and amended to read:

97.62Health and safety; standard. Every hotel, tourist rooming house, bed and breakfast establishment, ~~restaurant, temporary restaurant,~~ vending machine commissary and vending machine shall be operated and maintained with a strict regard to the public health and safety and in conformity with this subchapter and the rules and orders of the department.

SECTION 4090. 254.73 of the statutes is renumbered 97.623.

SECTION 4091. 254.74 of the statutes is renumbered 97.625, and 97.625 (1) (a), (am), (b), (d) and (e), (1p) (a) (intro.) and 2. and (b) and (2), as renumbered, are amended to read:

97.625 **(1)** (a) Administer and enforce this subchapter, the rules promulgated under this subchapter and any other rules or laws relating to the public health and safety in hotels, tourist rooming houses, bed and breakfast establishments, ~~restaurants,~~ vending machine commissaries, vending machines and vending machine locations.

(am) Promulgate rules, in consultation with the department of 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.

(b) Require hotels, tourist rooming houses, ~~restaurants,~~ vending machine operators and vending machine commissaries to file reports and information the department deems necessary.

(d) Prescribe rules and fix standards, including rules covering the general sanitation and cleanliness of premises regulated under this subchapter, the proper handling and storing of food on such premises, the construction and sanitary condition of the premises and equipment to be used and the location and servicing of equipment. The rules relating to the public health and safety in bed and breakfast establishments may not be stricter than is reasonable for the operation of a bed and breakfast establishment, shall be less stringent than rules relating to ~~other establishments~~ hotels, tourist rooming houses, and vending machine commissaries regulated by this subchapter and may not require 2nd exits for a bed and breakfast establishment on a floor above the first level.

(e) Hold a hearing under ch. 227 if, in lieu of proceeding under ch. 68, any interested person in the jurisdictional area of a local health department not granted agent status under s. ~~254.69~~ 97.615 appeals to the department ~~of health services~~ alleging that a ~~permit~~ license fee for a hotel, ~~restaurant, temporary restaurant,~~ tourist rooming house, campground, camping resort, recreational or educational camp or public swimming pool exceeds the ~~permit~~ license issuer's reasonable costs of issuing ~~permits~~ licenses to, making investigations and inspections of, and providing education, training and technical assistance to the establishment.

(1p) (a) The department may grant the holder of a ~~permit~~ license for a bed and breakfast establishment a waiver from the requirement specified under s. ~~254.61 (1) (b)~~ 97.01 (1g) (b) to allow the holder of a ~~permit~~ license for a bed and breakfast

---

establishment to serve breakfast to other tourists or transients if all of the following conditions are met:

2. The other tourists or transients are provided sleeping accommodations in a tourist rooming house for which the ~~permit~~ license holder for the bed and breakfast establishment is the ~~permit~~ license holder.

(b) A waiver granted under par. (a) is valid for the period of validity of a ~~permit~~

license that is issued for the bed and breakfast establishment under s. ~~254.64~~ 97.605 (1) (b).

(2) A local health department designated as an agent under s. ~~254.69 (2)~~ 97.615 (2) may exercise the powers specified in sub. (1) (a) to (d), consistent with s. ~~254.69~~ 97.615 (2) (g).

SECTION 4092. 254.76 of the statutes is renumbered 97.627.

SECTION 4093. 254.78 of the statutes is renumbered 254.04 and amended to read:

254.04Authority of department of safety and professional services. Nothing in this chapter ~~shall affect~~ affects the authority of the department of safety and professional services relative to places of employment, elevators, boilers, fire escapes, fire protection, or the construction of public buildings.

SECTION 4094. 254.79 of the statutes is renumbered 254.05.

SECTION 4095. 254.80 of the statutes is renumbered 97.633.

SECTION 4096. 254.81 of the statutes is renumbered 97.634.

SECTION 4097. 254.82 of the statutes is renumbered 97.635.

SECTION 4098. 254.83 of the statutes is renumbered 97.638.

SECTION 4099. 254.84 (title), (1), (2), (3) and (4) of the statutes are renumbered 97.639 (title), (1), (2), (3) and (4).

SECTION 4100. 254.84 (5) of the statutes is renumbered 97.639 (5) and amended to read:

97.639 **(5)**CONSTRUCTION. Nothing in this section may be construed to require ~~establishments~~ motels, motor courts, tourist cabins, or like accommodations to have outdoor or outside signs. This section shall be liberally construed so as to prevent untrue, misleading, false, or fraudulent representations relating to rates placed on outdoor or outside signs of the establishments.

SECTION 4101. 254.84 (6) of the statutes is repealed.

SECTION 4102. 254.85 of the statutes is renumbered 97.65, and 97.65 (1), (2), (3) and (4), as renumbered, are amended to read:

97.65Enforcement.(1) The department may enter, at reasonable hours, any premises for which a ~~permit~~ license is required under this subchapter or s. ~~254.47~~ 97.67 to inspect the premises, secure samples or specimens, examine and copy relevant documents and records or obtain photographic or other evidence needed to enforce this subchapter or s. ~~254.47~~ 97.67. If samples of food are taken, the department shall pay or offer to pay the market value of the samples taken. The department shall examine the samples and specimens secured and shall conduct other inspections and examinations needed to determine whether there is a violation of this subchapter, s. ~~254.47~~ 97.67 or rules promulgated by the department under

this subchapter or s. ~~254.47~~ 97.67.

(2) (a) Whenever, as a result of an examination, the department has reasonable cause to believe that any examined food constitutes, or that any construction, sanitary condition, operation or method of operation of the premises or equipment used on the premises creates, an immediate danger to health, the administrator of the division of the department responsible for public health may issue a temporary order and cause it to be delivered to the ~~permittee~~ licensee, or to the owner or custodian of the food, or to both. The order may prohibit the sale or movement of the food for any purpose, prohibit the continued operation or method of operation of specific equipment, require the premises to cease other operations or methods of operation which create the immediate danger to health, or set forth any combination of these requirements. The administrator may order the cessation of all operations authorized by the ~~permit~~ license only if a more limited order does not remove the immediate danger to health. Except as provided in par. (c), no temporary order is effective for longer than 14 days from the time of its delivery, but a temporary order may be reissued for one additional 14-day period, if necessary to complete the analysis or examination of samples, specimens or other evidence.

(b) No food described in a temporary order issued and delivered under par. (a) may be sold or moved and no operation or method of operation prohibited by the temporary order may be resumed without the approval of the department, until the order has terminated or the time period specified in par. (a) has run out, whichever occurs first. If the department, upon completed analysis and examination, determines that the food, construction, sanitary condition, operation or method of operation of the premises or equipment does not constitute an immediate danger to health, the ~~permittee~~ licensee, owner, or custodian of the food or premises shall be promptly notified in writing and the temporary order shall terminate upon his or her receipt of the written notice.

(c) If the analysis or examination shows that the food, construction, sanitary condition, operation or method of operation of the premises or equipment constitutes an immediate danger to health, the ~~permittee~~ licensee, owner, or custodian shall be notified within the effective period of the temporary order issued under par. (a). Upon receipt of the notice, the temporary order remains in effect until a final decision is issued under sub. (3), and no food described in the temporary order may be sold or moved and no operation or method of operation prohibited by the order may be resumed without the approval of the department.

(3) A notice issued under sub. (2) (c) shall be accompanied by a statement which informs the ~~permittee~~ licensee, owner, or custodian that he or she has a right to request a hearing in writing within 15 days after issuance of the notice. The department shall hold a hearing no later than 15 days after the department receives the written request for a hearing, unless both parties agree to a later date. A final decision shall be issued under s. 227.47 within 10 days of the conclusion of the hearing. The decision may order the destruction of food, the diversion of food to uses which do not pose a danger to health, the modification of food so that it does not create a danger to health, changes to or replacement of equipment or construction, other changes in or cessations of any operation or method of operation of the equipment or premises, or any combination of these actions necessary to remove the danger to health. The decision may order the cessation of all operations authorized by the ~~permit~~ license only if a more limited order will not remove the immediate danger to health.

(4) A proceeding under this section, or the issuance of a ~~permit~~ license for the premises after notification of procedures under this section, does not constitute a waiver by the department of its authority to rely on a violation of this subchapter, s. ~~254.47~~ 97.67, or any rule promulgated under this subchapter or s. ~~254.47~~ 97.67 as the basis for any subsequent suspension or revocation of the ~~permit~~ license or any other enforcement action arising out of the violation.

SECTION 4103. 254.86 of the statutes is renumbered 97.71 and amended to read:

97.71Suspension or revocation of ~~permit~~ license. The department or a local health department designated as an agent under s. ~~254.69~~ 97.615 (2) or 97.41 (2) may refuse or withhold issuance of a ~~permit~~ license under this chapter or may suspend or revoke a ~~permit~~ license for violation of this ~~subchapter~~ chapter or any rule or order of the department ~~of health services~~, ordinance of the village, city or county or regulation of the local board of health.

SECTION 4104. 254.87 of the statutes is repealed.

SECTION 4105. 254.88 of the statutes is repealed.

SECTION 4106. 255.054 (2) of the statutes is amended to read:

255.054 **(2)** Annually by January 1, the Medical College of Wisconsin, Inc., and the Board of Regents of the University of Wisconsin System Authority shall each report to the appropriate standing committees of the legislature under s. 13.172 (3) and to the governor on the prostate cancer research projects each has conducted under sub. (1) in the previous fiscal year.

SECTION 4107. 255.055 (2) of the statutes is amended to read:

255.055 **(2)** Annually by January 1, the Medical College of Wisconsin, Inc., and the Board of Regents of the University of Wisconsin System Authority shall each report to the appropriate standing committees of the legislature under s. 13.172 (3) and to the governor on the cancer research projects each has conducted under sub. (1) in the previous fiscal year.

SECTION 4108. 255.08 of the statutes is renumbered 463.25, and 463.25 (2) (a) and (b), as renumbered, are amended to read:

463.25 **(2)** (a) No person may operate a tanning facility without a permit that the department may, except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, issue under this subsection. The holder of a permit issued under this subsection shall display the permit in a conspicuous place at the tanning facility for which the permit is issued.

(b) Permits issued under this subsection shall expire annually on June 30. Except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, a permit applicant shall submit an application for a permit to the department on a form provided by the department with ~~a~~ the permit fee established by the department ~~by rule~~ under s. 440.03 (9). The application shall include the name and complete mailing address and street address of the tanning facility and any other information reasonably required by the department for the administration of this section.

SECTION 4109. 255.15 (3) (b) 11. of the statutes is repealed.

SECTION 4110. 257.01 (5) (a) of the statutes is amended to read:

257.01 **(5)** (a) An individual who is licensed as a physician, a physician assistant, or a podiatrist under ch. 448, licensed as a registered nurse, licensed practical nurse, or nurse-midwife under ch. 441, licensed as a dentist under ch. 447, licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified as a veterinary technician under ch. ~~453~~ 89, or certified as a respiratory care practitioner under ch. 448.

SECTION 4111. 257.01 (5) (b) of the statutes is amended to read:

257.01 **(5)** (b) An individual who was at any time within the previous 10 years, but is not currently, licensed as a physician, a physician assistant, or a podiatrist under ch. 448, licensed as a registered nurse, licensed practical nurse~~,~~ or nurse-midwife, under ch. 441, licensed as a dentist under ch. 447, licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified as a veterinary technician under ch. ~~453~~ 89, or certified as a respiratory care practitioner under ch. 448, if the individual's license or certification was never revoked, limited, suspended, or denied renewal.

SECTION 4112. 281.19 (6) of the statutes is amended to read:

281.19 **(6)** Orders issued by the department shall be signed by the person designated by the ~~board~~ secretary.

SECTION 4113. 281.31 (3) (b) 2. of the statutes is amended to read:

281.31 **(3)** (b) 2. Locate and maintain information relating to the state's water resources. The department shall collect pertinent data available from state, regional and federal agencies, the University of Wisconsin System Authority, local units of government and other sources.

SECTION 4114. 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 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 4115. 281.33 (2) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

281.33 **(2)** STATE STORM WATER MANAGEMENT PLAN. The department 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 and the University of Wisconsin System Authority, 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 4116. 281.55 (6) (b) 1. of the statutes is amended to read:

281.55 **(6)** (b) 1. These payments shall not exceed 50% of the approved project in conjunction with the state program of advancement in anticipation of federal reimbursement under sub. (2). To provide for the financing of pollution prevention and abatement facilities, the ~~natural resources board~~ secretary, with the approval of the governor, subject to the limits of s. 20.866 (2) (tm) may direct that state debt be contracted as set forth in subd. 2. and subject to the limits set therein. Said debts shall be contracted for in the manner and form as the legislature hereafter prescribes.

SECTION 4117. 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. 20.165 (2) (dc)~~ $771,738 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 4118. 281.58 (8) (a) 2. of the statutes is amended to read:

281.58 **(8)** (a) 2. Connection laterals and sewer lines that transport wastewater from structures to municipally owned or individually owned wastewater systems, unless water other than wastewater is entering the connection laterals or sewer lines from the ground or from above-ground sources and is being transported from a nonindustrial structure in a way that may interfere with compliance with a permit issued to a publicly owned treatment work under ch. 283.

SECTION 4119. 281.58 (8) (c) of the statutes is amended to read:

281.58 **(8)** (c) Except as provided in par. (k), financial assistance may be provided for the design, planning and construction of a collection system, interceptor or individual system project in an unsewered municipality or an unsewered area of a municipality, only if the department finds that at least two-thirds of the initial flow will be for wastewater originating from residences in existence ~~on October 17, 1972~~ for at least 20 years prior to the submission of the application under sub. (9) (a).

SECTION 4120. 281.58 (8) (i) of the statutes is amended to read:

281.58 **(8)** (i) After June 30, 1991, no municipality may receive for projects in a biennium an amount that exceeds 35.2% of the amount ~~approved by the legislature under s. 281.59 (3c) (b)~~ that the department of administration projects will be available to provide financial assistance for projects under this section for that biennium.

SECTION 4121. 281.58 (8) (j) of the statutes is amended to read:

281.58 **(8)** (j) The amount of a payment under sub. (6) (b) 8. may not exceed the amount ~~of subsidy~~ necessary to reduce the interest rate on the loan from market rate to the interest rate that would have been charged on a loan to the municipality under sub. (6) (b) 4.

SECTION 4122. 281.58 (9) (e) of the statutes is amended to read:

281.58 **(9)** (e) If the department of natural resources and the department of administration determine that ~~the governor's recommendation, as set forth in the~~

~~executive budget bill, for the amount under s. 281.59 (3e) (b), the amount available under s. 20.866 (2) (te), or the amount available under s. 281.59 (4) (f)~~ the total amount that the department of administration projects will be available to provide financial assistance for projects under this section for a biennium , as set forth in the biennial finance plan under s. 281.59 (3) (a) 2. and as updated under s. 281.59 (3) (bm) 2., is insufficient to provide funding for all projects for which applications will be approved during that biennium, the department shall inform municipalities that, if the governor's recommendations are approved, clean water fund program assistance during a fiscal year of that biennium will be available only to municipalities that submit financial assistance applications by the ~~June 30 preceding~~ September 30 of that fiscal year.

SECTION 4123. 281.58 (9m) (a) (intro.) of the statutes is amended to read:

281.58 **(9m)** (a) (intro.) Subject to ~~pars. (c) and~~ par. (d), the department shall approve an application after all of the following occur:

SECTION 4124. 281.58 (9m) (c) of the statutes is repealed.

SECTION 4125. 281.58 (9m) (e) 1. of the statutes is amended to read:

281.58 **(9m)** (e) 1. Except as provided under par. (f) and sub. (13), if a sufficient amount of ~~subsidy~~ financial assistance under this section is available ~~under s. 281.59 (3e) (b)~~ for the municipality's project~~, based on the calculation under s. 281.59 (3e) (f),~~ when the department approves the application under par. (a), the department of administration shall allocate that amount to the project.

SECTION 4126. 281.58 (9m) (e) 2. of the statutes is amended to read:

281.58 **(9m)** (e) 2. If a sufficient amount of ~~subsidy~~ financial assistance under this section is not available ~~under s. 281.59 (3e) (b)~~ for the municipality's project when the department approves the application under ~~subd. 1.~~ par. (a), the department shall place the project on a list for allocation when additional ~~subsidy becomes~~ financial assistance becomes available.

SECTION 4127. 281.58 (9m) (f) (intro.) of the statutes is amended to read:

281.58 **(9m)** (f) (intro.) If the department of natural resources and the department of administration determine that the amount ~~approved under s. 281.59 (3e) (b), the amount available under s. 20.866 (2) (te), or the amount available under s. 281.59 (4) (f)~~ available to provide financial assistance for projects under this section for a biennium is insufficient to provide funding for all projects for which applications will be approved during that biennium, all of the following apply:

SECTION 4128. 281.58 (9m) (f) 1. of the statutes is amended to read:

281.58 **(9m)** (f) 1. The department shall establish a funding list for each fiscal year of the biennium that ranks projects of municipalities that submit financial assistance applications under sub. (9) (a) no later than the ~~June 30 preceding~~

September 30 of the fiscal year in the same order that they appear on the priority list under sub. (8e).

SECTION 4129. 281.58 (9m) (fm) of the statutes is amended to read:

281.58 **(9m)** (fm) The department, in consultation with the department of administration, shall promulgate, by rule, methods to establish deadlines for actions that must be taken by a municipality to which ~~subsidy~~ financial assistance has been allocated. The methods may provide for extending deadlines under specified circumstances. If a municipality fails to meet a deadline, including any extension, the department of administration shall ~~release~~ rescind the ~~amount~~ allocation of ~~subsidy allocated to~~ financial assistance for the municipality's project.

SECTION 4130. 281.58 (9m) (g) of the statutes is repealed.

SECTION 4131. 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 ~~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 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 4132. 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 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 4133. 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 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 4134. 281.58 (13m) (b) of the statutes is amended to read:

281.58 **(13m)** (b) Grants provided under this subsection are not included for the purposes of determining under sub. (8) (i) the amount that a municipality may receive for projects under the clean water fund program. ~~Grants awarded under this subsection are not considered for the purposes of sub. (9m) (c) or s. 281.59 (3e) (b).~~

SECTION 4135. 281.58 (15) (a) of the statutes is amended to read:

281.58 **(15)** (a) The department and the department of administration may, at the request of a municipality, issue a notice of financial assistance commitment to the municipality after the department approves the municipality's application under sub. (9m) (a) and the department of administration has allocated ~~subsidy~~ financial assistance for the municipality's project.

SECTION 4136. 281.59 (1) (b) of the statutes is amended to read:

281.59 **(1)** (b) "Market interest rate" means the effective interest rate on a fixed-rate revenue obligation issued by the state to fund a loan made under this section or, ~~for a variable rate~~ if the department of administration determines that there has been a significant change in interest rates after the fixed-rate revenue obligation has been issued or if a fixed-rate revenue obligation has not been issued by the state to fund a loan made under this section, the effective interest rate that the department of administration determines would have been paid if ~~the variable rate~~ a fixed-rate revenue obligation had been ~~sold at a fixed rate~~ issued on the date financial assistance is allotted.

SECTION 4137. 281.59 (1) (d) of the statutes is repealed.

SECTION 4138. 281.59 (1m) (c) of the statutes is repealed.

SECTION 4139. 281.59 (3) (a) 2. of the statutes is amended to read:

281.59 **(3)** (a) 2. The total amount ~~of~~ that the department of administration projects will be available to provide financial assistance ~~planned to be provided or committed~~ for projects under subd. 1. during the next biennium.

SECTION 4140. 281.59 (3) (a) 6. of the statutes is repealed.

SECTION 4141. 281.59 (3) (a) 6e. of the statutes is repealed.

SECTION 4142. 281.59 (3) (a) 6m. of the statutes is repealed.

SECTION 4143. 281.59 (3) (a) 7. of the statutes is repealed.

SECTION 4144. 281.59 (3) (j) of the statutes is amended to read:

281.59 **(3)** (j) No later than November 1 of each odd-numbered year, the department of administration and the department jointly shall submit a report, to the building commission and committees as required under par. (bm), ~~on the implementation of the amount established under sub. (3e) (b) as required under s. 281.58 (9m) (e), and~~ on the operations and activities of the clean water fund program, the safe drinking water loan program and the land recycling loan program for the previous biennium.

SECTION 4145. 281.59 (3e) (a) of the statutes is repealed.

SECTION 4146. 281.59 (3e) (b) of the statutes is repealed.

SECTION 4147. 281.59 (3e) (c) of the statutes is repealed.

SECTION 4148. 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 95 percent of the amount ~~approved by the legislature under par. (b)~~ available to provide financial assistance for projects under this section for that biennium. 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 4149. 281.59 (3e) (e) of the statutes is amended to read:

281.59 **(3e)** (e) The department may expend, for financial hardship assistance in a biennium under s. 281.58 (13) (e), an amount up to 5 percent of the amount ~~approved by the legislature under par. (b)~~ available to provide financial assistance for projects under this section 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 4150. 281.59 (3e) (f) of the statutes is repealed.

SECTION 4151. 281.59 (3m) of the statutes is repealed.

SECTION 4152. 281.59 (3s) of the statutes is repealed.

SECTION 4153. 281.59 (9) (am) of the statutes is amended to read:

281.59 **(9)** (am) The department of administration, in consultation with the department, may establish those terms and conditions of a financial assistance agreement that relate to its financial management, including what type of municipal obligation, as set forth under sub. (13f), if applicable, is required for the repayment of the financial assistance. Any terms and conditions established under this paragraph by the department of administration shall comply with the requirements of this section and s. 281.58, 281.60 or 281.61. 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 4154. 281.59 (11) (a) of the statutes is amended to read:

281.59 **(11)** (a) The department of natural resources and the department of administration may enter into a financial assistance agreement with an applicant for which the department of administration has allocated ~~subsidy~~ financial assistance under s. 281.58 (9m), 281.60 (8) or 281.61 (8) if the applicant meets the conditions under sub. (9) and the other requirements under this section and s. 281.58, 281.60 or 281.61.

SECTION 4155. 281.60 (7) (d) of the statutes is repealed.

SECTION 4156. 281.60 (8) (a) of the statutes is renumbered 281.60 (8).

SECTION 4157. 281.60 (8) (b) of the statutes is repealed.

SECTION 4158. 281.60 (8s) of the statutes is amended to read:

281.60 **(8s)** LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment under sub. (2r) (d) may not exceed the amount ~~of subsidy~~ necessary to reduce the interest rate on the loan from market rate to the interest rate that would have been charged on a loan to the political subdivision under sub. (2r) (a).

SECTION 4159. 281.60 (12) (b) 3. of the statutes is amended to read:

281.60 **(12)** (b) 3. If the sale proceeds are greater than the cost of the land plus the cost of the cleanup, pay to the department of administration an amount equal to the remaining loan balance plus the lesser of 75% of the amount by which the sale proceeds exceed the cost of the land plus the cost of the cleanup or the ~~amount of subsidy incurred for the project~~ difference between the amount of interest paid on the loan and the amount of interest that would have been paid if the loan had been made at the market rate, and retain the remainder of the sale proceeds.

SECTION 4160. 281.61 (1) (a) of the statutes is renumbered 281.61 (1) (am).

SECTION 4161. 281.61 (1) (ag) of the statutes is created to read:

281.61 **(1)** (ag) "Community water system" means a public water system that serves at least 15 service connections used by year-round residents or that regularly serves at least 25 year-round residents.

SECTION 4162. 281.61 (1) (bm) of the statutes is created to read:

281.61 **(1)** (bm) "Noncommunity water system" means a public water system that is not a community water system.

SECTION 4163. 281.61 (2) of the statutes is amended to read:

281.61 **(2)** GENERAL. The department and the department of administration shall administer a program to provide financial assistance to local governmental units and to the private owners of community water systems and nonprofit noncommunity water systems for projects for the planning, designing, construction or modification of public water systems, if the projects will facilitate compliance with national primary drinking water regulations under 42 USC 300g-1 or otherwise significantly further the health protection objectives of the Safe Drinking Water Act, 42 USC 300f to 300j-26.

SECTION 4164. 281.61 (2g) of the statutes is amended to read:

281.61 **(2g)** INELIGIBLE PROJECTS. A local governmental unit or the private owner of a community water system or nonprofit noncommunity water system is not eligible for financial assistance under this section if the local governmental unit or the private owner of the community water system or nonprofit noncommunity water system does not have the technical, managerial or financial capacity to ensure

compliance with the Safe Drinking Water Act, 42 USC 300f to 300j-26, or the public water system operated by the local governmental unit or private owner of the community water system or nonprofit noncommunity water system is in significant noncompliance with any requirement of a primary drinking water regulation or

variance under 42 USC 300g-1 unless the financial assistance will ensure compliance with the Safe Drinking Water Act.

SECTION 4165. 281.61 (2r) (b) of the statutes is amended to read:

281.61 **(2r)** (b) Purchasing or refinancing the obligation of a local governmental unit or private owner of a community water system or nonprofit noncommunity water system if the obligation was incurred to finance the cost of a project described in sub. (2) and the obligation was initially incurred after July 1, 1993.

SECTION 4166. 281.61 (3) of the statutes is amended to read:

281.61 **(3)**NOTICE OF INTENT TO APPLY. (a) A local governmental unit or private owner of a community water system or nonprofit noncommunity water system shall submit notice of its intent to apply for financial assistance under the safe drinking water loan program at least 6 months before the beginning of the fiscal year in which it intends to receive the financial assistance. The notice shall be in a form prescribed by the department and the department of administration.

(c) The department may waive par. (a) upon the written request of a local governmental unit or private owner of a community water system or nonprofit noncommunity water system.

SECTION 4167. 281.61 (4) of the statutes is amended to read:

281.61 **(4)**ENGINEERING REPORT. A local governmental unit or private owner of a community water system or nonprofit noncommunity water system seeking financial assistance for a project under this section shall submit an engineering report, as required by the department by rule.

SECTION 4168. 281.61 (5) of the statutes is renumbered 281.61 (5) (a) and amended to read:

281.61 **(5)** (a) After the department approves ~~a local governmental unit's~~ an engineering report submitted under sub. (4), the local governmental unit or private owner of a community water system or nonprofit noncommunity water system shall submit an application for safe drinking water financial assistance to the department. The applicant shall submit the application on or before the June 30 preceding the beginning of the fiscal year in which the applicant wishes to receive the financial assistance, except that if funds are available in a fiscal year after funding has been allocated under sub. (8) for all approved applications submitted before the June 30 preceding that fiscal year, the department of administration may allocate funding for

approved applications submitted after June 30. The application shall be in the form and include the information required by the department and the department of administration and shall include plans and specifications that are approvable by the department under this section. An applicant may not submit more than one application per project per year.

SECTION 4169. 281.61 (5) (b) of the statutes is created to read:

281.61 **(5)** (b) The department of administration and the department jointly may charge and collect service fees, established by rule, which shall cover the estimated costs of reviewing and acting upon the application and servicing the financial assistance agreement. No service fee established by rule under this paragraph may be charged to or collected from an applicant for financial assistance under s. 281.59 (13). The fees collected under this paragraph shall be credited to the environmental improvement fund.

SECTION 4170. 281.61 (6) of the statutes is amended to read:

281.61 **(6)**PRIORITY LIST. The department shall establish a priority list that ranks each safe drinking water loan program project. The department shall

---

promulgate rules for determining project rankings that, to the extent possible, give priority to projects that address the most serious risks to human health, that are necessary to ensure compliance with the Safe Drinking Water Act, 42 USC 300f to 300j-26, and that assist ~~local governmental units~~ applicants that are most in need on a per household basis, according to affordability criteria specified in the rules. For the purpose of ranking projects under this subsection, the department shall treat a project to upgrade a public water system to provide continuous disinfection of the water that it distributes as if the public water system were a surface water system that federal law requires to provide continuous disinfection.

SECTION 4171. 281.61 (7) (c) of the statutes is amended to read:

281.61 **(7)** (c) The department of administration determines that the ~~local governmental unit~~ applicant will meet the requirements of s. 281.59 (9) (b).

SECTION 4172. 281.61 (7) (d) of the statutes is repealed.

SECTION 4173. 281.61 (8) (a) (intro.) of the statutes is renumbered 281.61 (8) (intro.) and amended to read:

281.61 **(8)** (intro.) The department shall establish a funding list for each fiscal year that ranks projects of ~~local governmental units~~ applicants that submit approvable applications under sub. (5) in the same order that they appear on the priority list under sub. (6). If sufficient funds are not available to fund all approved applications for financial assistance, the department of administration shall allocate funding to projects that are approved under sub. (7) in the order that they appear on the funding list, except as follows:

SECTION 4174. 281.61 (8) (a) 1. of the statutes is renumbered 281.61 (8) (a).

SECTION 4175. 281.61 (8) (a) 2. of the statutes is renumbered 281.61 (8) (bL) and amended to read:

281.61 **(8)** (bL) In any biennium, no ~~local governmental unit~~ applicant may receive more than 25% of the ~~funds that the department of administration projects will be available~~ amount of financial assistance planned to be provided or committed for projects under this section for that biennium.

SECTION 4176. 281.61 (8) (b) of the statutes is repealed.

SECTION 4177. 281.61 (8m) (intro.) of the statutes is amended to read:

281.61 **(8m)** CONDITIONS OF FINANCIAL ASSISTANCE FOR LOCAL GOVERNMENTAL UNITS. As a condition of receiving financial assistance under the safe drinking water loan program, a local governmental unit shall do all of the following:

SECTION 4178. 281.61 (8p) of the statutes is created to read:

281.61 **(8p)** CONDITIONS OF FINANCIAL ASSISTANCE FOR PRIVATE OWNERS. As a condition of receiving financial assistance under the safe drinking water loan program, a private owner of a community water system or nonprofit noncommunity water system shall do all of the following:

(a) Demonstrate that there is adequate security for the repayment of the financial assistance.

(b) Comply with those provisions of 42 USC 300f to 300j-26 and this chapter and the regulations and rules promulgated under those provisions that the department specifies.

SECTION 4179. 281.61 (8s) of the statutes is amended to read:

281.61 **(8s)** LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment under sub. (2r) (d) may not exceed the amount ~~of subsidy~~ necessary to reduce the interest rate on the loan from market rate to the interest rate that would have been charged on a loan to the local governmental unit under sub. (2r) (a).

SECTION 4180. 281.61 (11) (a) 1. of the statutes is amended to read:

281.61 **(11)** (a) 1. For ~~a local governmental unit~~ an applicant that does not meet financial eligibility criteria established by the department by rule, 55% of market interest rate.

SECTION 4181. 281.61 (11) (a) 2. of the statutes is amended to read:

281.61 **(11)** (a) 2. For ~~a local governmental unit~~ an applicant that meets financial eligibility criteria established by the department by rule, 33% of market interest rate.

SECTION 4182. 281.61 (12) (g) of the statutes is amended to read:

281.61 **(12)** (g) Have the lead state role with local governmental units and private owners of community water systems or nonprofit noncommunity water systems in providing safe drinking water loan program information, and cooperate with the department of administration in providing that information ~~to local governmental units~~.

SECTION 4183. 281.625 (1) (b) of the statutes is amended to read:

281.625 **(1)** (b) "Local governmental unit" has the meaning given in s. 281.61 (1) ~~(a)~~ (am), except that the term does not include a joint local water authority created under s. 66.0823.

SECTION 4184. 281.625 (2) of the statutes is amended to read:

281.625 **(2)** The department, in consultation with the department of administration, shall promulgate rules for determining whether a loan is an eligible loan under s. ~~234.86~~ 235.86 (3) for a loan guarantee under s. ~~234.86~~ 235.86. The rules shall be consistent with 42 USC 300j-12.

SECTION 4185. 281.625 (3) of the statutes is amended to read:

281.625 **(3)** The department shall determine whether a loan to the owner of a community water system or the nonprofit owner of a noncommunity water system is an eligible loan under s. ~~234.86~~ 235.86 (3) for the purposes of the loan guarantee program under s. ~~234.86~~ 235.86.

SECTION 4186. 281.625 (4) of the statutes is amended to read:

281.625 **(4)** With the approval of the department of administration, the department of natural resources may transfer funds from the appropriation accounts under s. 20.320 (2) (s) and (x) to the Wisconsin drinking water reserve fund under s. ~~234.933~~ 235.933 to guarantee loans under s. ~~234.86~~ 235.86.

SECTION 4187. 281.625 (5) of the statutes is amended to read:

281.625 **(5)** The department may contract with the Forward Wisconsin ~~Housing and Economic~~ Development Authority for the administration of the program under this section and s. ~~234.86~~ 235.86.

SECTION 4188. 281.65 (3) (at) of the statutes is amended to read:

281.65 **(3)** (at) Review rules drafted under this section and make recommendations regarding the rules before final approval of the rules by the ~~natural resources board~~ secretary.

SECTION 4189. 281.66 (6) of the statutes is amended to read:

281.66 **(6)**GRANTS FOR CAMPUSES. Notwithstanding subs. (3) and (4), the department may distribute a grant to the board of regents of the University of Wisconsin System Authority for practices, techniques or measures to control storm water discharges on a University of Wisconsin System campus that is located in a municipality that is required to obtain a permit under s. 283.33 and that is located in a priority watershed, as defined in s. 281.65 (2) (c), a priority lake area, as defined in s. 281.65 (2) (bs), or an area that is identified as an area of concern by the

International Joint Commission, as defined in s. 281.35 (1) (h), under the Great Lakes Water Quality Agreement.

SECTION 4190. 281.68 (3) (a) 1. of the statutes is amended to read:

281.68 **(3)** (a) 1. Eligible recipients to consist of nonprofit conservation organizations, as defined in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3., counties, cities, towns, villages, qualified lake associations, town sanitary districts, qualified school districts, public inland lake protection and rehabilitation districts, and other local governmental units, as defined in s. 66.0131 (1) (a), that are established for the purpose of lake management.

SECTION 4191. 281.69 (title) of the statutes is amended to read:

281.69 (title) **Lake management and classification grants ~~and contracts~~.**

SECTION 4192. 281.69 (1b) (bn) of the statutes is amended to read:

281.69 **(1b)** (bn) "Nonprofit conservation organization" has the meaning given in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 4193. 281.69 (1r) of the statutes is repealed.

SECTION 4194. 281.69 (2) (title) of the statutes is amended to read:

281.69 **(2)** (title) AMOUNTS OF GRANTS ~~AND CONTRACTS~~.

SECTION 4195. 281.69 (2) (c) of the statutes is repealed.

SECTION 4196. 281.69 (6) of the statutes is repealed.

SECTION 4197. 281.70 (4) (a) 3. of the statutes is amended to read:

281.70 **(4)** (a) 3. Nonprofit conservation organizations, as defined in s. ~~23.0955 (1)~~ 23.09 (20m) (a) 3.

SECTION 4198. 281.72 of the statutes is repealed.

SECTION 4199. 281.75 (4) (b) 3. of the statutes is amended to read:

281.75 **(4)** (b) 3. An authority created under subch. II of ch. 114 or ch. 36, 231, 233, ~~234,~~ 235, or 237~~, or 238~~.

SECTION 4200. Subchapter VII (title) of chapter 281 [precedes 281.81] of the statutes is amended to read:

CHAPTER 281

SUBCHAPTER VII

~~GREAT LAKES~~ REMEDIAL ACTION

SECTION 4201. 281.87 of the statutes is amended to read:

281.87~~Great Lakes contaminated~~ Contaminated sediment removal. The department may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of the costs of a project to remove contaminated sediment from ~~Lake Michigan or Lake Superior or a tributary of Lake Michigan or Lake Superior~~ any waters of the state, if the project is in an impaired water body that the department has identified under 33 USC 1313 (d) (1) (A) and the source of the impairment is contaminated sediment.

SECTION 4202. 281.96 of the statutes is amended to read:

281.96Visitorial powers of department. Every owner of an industrial establishment shall furnish to the department all information required by it in the discharge of its duties under subch. II, except s. 281.17 (6) and (7). Any ~~member of the natural resources board or any~~ employee of the department may enter any industrial establishment for the purpose of collecting such information, and no owner of an industrial establishment shall refuse to admit ~~such member or~~ an employee of the department. The department shall make such inspections at frequent intervals. The secretary ~~and all members of the board shall have~~ has power for all purposes falling within the department's jurisdiction to administer oaths, issue subpoenas, and compel the attendance of witnesses and the production of necessary or essential data.

SECTION 4203. 283.35 (1m) (c) of the statutes is repealed.

SECTION 4204. 285.11 (6) (intro.) of the statutes is amended to read:

285.11 **(6)** (intro.) Prepare and develop one or more comprehensive plans for the prevention, abatement, and control of air pollution in this state. The department thereafter shall be responsible for the revision and implementation of the plans. The rules or control strategies submitted to the federal environmental protection agency under the federal clean air act for control of atmospheric ozone shall conform with the federal clean air act unless, based on the recommendation of the ~~natural resources board~~ secretary or the head of the department, as defined in s. 15.01 (8), of any other department, as defined in s. 15.01 (5), that promulgates a rule or establishes a control strategy, the governor determines that measures beyond those required by the federal clean air act meet any of the following criteria:

SECTION 4205. 285.59 (1) (b) of the statutes is amended to read:

285.59 **(1)** (b) "State agency" means any office, department, 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 which is entitled to expend moneys appropriated by law, including the legislature and the courts, ~~the Wisconsin Housing and Economic Development Authority,~~ the Bradley Center Sports and Entertainment Corporation, the University of Wisconsin System Authority, the University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority, and the Wisconsin Health and Educational Facilities Authority.

SECTION 4206. 285.85 (1) of the statutes is amended to read:

285.85 **(1)** If the secretary finds that a generalized condition of air pollution exists and that it creates an emergency requiring immediate action to protect human health or safety, he or she shall order persons causing or contributing to the air pollution to reduce or discontinue immediately the emission of air contaminants, and such order shall fix a place and time, not later than 24 hours thereafter, for a hearing to be held before the department. Not more than 24 hours after the commencement of such hearing, and without adjournment thereof, the ~~natural resources board~~ department shall affirm, modify, or set aside the order of the secretary.

SECTION 4207. 287.03 (1) (c) of the statutes is amended to read:

287.03 **(1)** (c) Coordinate research, technical assistance and education programs under this chapter with related activities of the University of Wisconsin System Authority.

SECTION 4208. 287.22 (2) (d) of the statutes is amended to read:

287.22 **(2)** (d) Advise the department and the University of Wisconsin System Authority concerning educational efforts and research related to solid waste reduction, recovery and recycling.

SECTION 4209. 289.68 (7) of the statutes is amended to read:

289.68 **(7)**REPORT ON WASTE MANAGEMENT FUND. With its biennial budget request to the department of administration under s. 16.42, the ~~natural resources board~~ department shall include a report on the fiscal status of the waste management fund and an estimate of the receipts by and expenditures from the fund in the current fiscal year and in the future.

SECTION 4210. 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. ~~238.13~~ 235.13 (1) (a).

SECTION 4211. 292.255 of the statutes is amended to read:

292.255Report on brownfield efforts. The department of natural resources, the department of administration, and the ~~Wisconsin Economic Development Corporation~~ Forward Wisconsin Development Authority 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. ~~238.13~~ 235.13 (1) (a).

SECTION 4212. 292.63 (3) (a) (intro.) of the statutes is amended to read:

292.63 **(3)** (a) *Who may submit a claim.* (intro.) Subject to pars. (ac), (ae), (ah), (am) and (ap), an owner or operator or a person owning a home oil tank system may

submit a claim to the department for an award under sub. (4) to reimburse the owner or operator or the person for the eligible costs under sub. (4) (b) that the owner or operator or the person incurs because of a petroleum products discharge from a petroleum product storage system or home oil tank system if all of the following apply:

SECTION 4213. 292.63 (3) (ac) of the statutes is created to read:

292.63 **(3)** (ac) *Sunset.* 1. An owner or operator or person owning a home oil tank system is not eligible for an award under this section for costs incurred because of a petroleum product discharge if the owner or operator or person does not provide notification under par. (a) 3. concerning the discharge before February 3, 2015.

2. An owner or operator or person owning a home oil tank system is not eligible for an award under this section if the owner or operator or person does not submit a claim for the costs before July 1, 2017.

SECTION 4214. 292.63 (4) (cc) 2. b. of the statutes is amended to read:

292.63 **(4)** (cc) 2. b. An applicant that is engaged in the expansion or redevelopment of brownfields, as defined in s. ~~238.13~~ 235.13 (1) (a), if federal or state financial assistance other than under this section, has been provided for that expansion or redevelopment.

SECTION 4215. 293.49 (1) (a) of the statutes is amended to read:

293.49 **(1)** (a) Except as provided in sub. (2) and s. 293.50 and except with respect to property specified in s. ~~41.41~~ 23.0927 (11), within 90 days of the completion of the public hearing record, the department shall issue the mining permit if it finds:

SECTION 4216. 295.58 (1) (a) of the statutes is amended to read:

295.58 **(1)** (a) Except as provided in sub. (2) and except with respect to property specified in s. ~~41.41~~ 23.0927 (11), the department shall issue a mining permit if it finds all of the following:

SECTION 4217. 299.13 (1) (be) of the statutes is repealed.

SECTION 4218. 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 s. 36.25 (30)~~, the department ~~and the center~~ shall promote all of the following techniques for pollution prevention:

SECTION 4219. 299.13 (2) (a) 2. of the statutes is repealed.

SECTION 4220. 299.13 (2) (c) of the statutes is repealed.

SECTION 4221. 301.01 (1n) of the statutes is created to read:

301.01 **(1n)** "Juvenile correctional services" means services provided for a juvenile who is being held in a juvenile detention facility or who is under the

supervision of the department under s. 938.183, 938.34 (4h), (4m), or (4n) (a), or 938.357 (4).

SECTION 4222. 301.01 (1n) of the statutes, as created by 2015 Wisconsin Act .... (this act), is amended to read:

301.01 **(1n)** "Juvenile correctional services" means services provided for a juvenile who is being held in a juvenile detention facility or who is under the supervision of the department under s. 938.183, 938.34 (4h), (4m), or (4n) ~~(a)~~, or 938.357 (4).

SECTION 4223. 301.025 of the statutes is amended to read:

301.025Division of juvenile corrections. The division of juvenile corrections shall exercise the powers and perform the duties of the department that relate to juvenile correctional services and institutions, juvenile offender review, aftercare, corrective sanctions, and the serious juvenile offender program under s. 938.538~~, and youth aids~~.

SECTION 4224. 301.025 of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

301.025Division of juvenile corrections. The division of juvenile corrections shall exercise the powers and perform the duties of the department that relate to juvenile correctional services and institutions, juvenile offender review, ~~aftercare, corrective sanctions,~~ community supervision under s. 938.538, and the serious juvenile offender program under s. 938.538.

SECTION 4225. 301.03 (5h) of the statutes is amended to read:

301.03 **(5h)** Develop, with the assistance of the ~~office~~ division of ~~state employment relations~~ personnel management in the department of administration, a policy for staff assignments that shall consider an employee's seniority when assigning shifts.

SECTION 4226. 301.03 (9) of the statutes is amended to read:

301.03 **(9)** Supervise all persons placed under s. 938.183 in a state prison, all persons placed under s. 938.34 (4h) in the serious juvenile offender program, all persons placed in a juvenile correctional facility or a secured residential treatment center for children and youth under s. 938.34 (4m) or 938.357 (4), and all persons placed on departmental aftercare under s. 938.34 (4n) (a) or 938.357 (4).

SECTION 4227. 301.03 (9) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

301.03 **(9)** Supervise all persons placed under s. 938.183 in a state prison, all persons placed under s. 938.34 (4h) in the serious juvenile offender program, all persons placed in a juvenile correctional facility or a secured residential treatment center for children and youth under s. 938.34 (4m) or 938.357 (4), and all persons placed on departmental aftercare under s. 938.34 (4n) ~~(a)~~ or 938.357 (4).

SECTION 4228. 301.03 (9r) of the statutes is repealed.

SECTION 4229. 301.03 (10) (a) of the statutes is amended to read:

301.03 **(10)** (a) Execute the laws relating to the detention, reformation, and correction of ~~delinquents~~ delinquent juveniles placed under its jurisdiction.

SECTION 4230. 301.03 (10) (b) of the statutes is amended to read:

301.03 **(10)** (b) ~~Direct the aftercare of and supervise all delinquents~~ Supervise all juveniles under its jurisdiction who have been adjudicated delinquent and exercise such functions as ~~it deems~~ the department considers appropriate for the prevention of delinquency.

SECTION 4231. 301.03 (10) (c) of the statutes is amended to read:

301.03 **(10)** (c) Promote the enforcement of laws for the protection of delinquent ~~children~~ juveniles under its jurisdiction. To this end, the department shall cooperate with courts assigned to exercise jurisdiction under chs. 48 and 938, the department of children and families, county departments under ss. 46.215, 46.22, and 46.23 ~~and~~, licensed child welfare agencies, and institutions in providing community-based programming, including in-home programming and intensive supervision, for delinquent ~~children~~ juveniles under its jurisdiction. The department shall also establish and enforce standards for the development and delivery of services provided by the department under ch. 938 in regard to juveniles who have been adjudicated delinquent and placed under the jurisdiction of the department.

SECTION 4232. 301.03 (10) (d) of the statutes is amended to read:

301.03 **(10)** (d) Administer the office of juvenile offender review in the division of juvenile corrections in the department. The office shall be responsible for decisions regarding case planning and the release of juvenile offenders from juvenile correctional facilities or secured residential care centers for children and youth to aftercare or community supervision placements.

SECTION 4233. 301.03 (18) (a) of the statutes is amended to read:

301.03 **(18)** (a) Except as provided in s. 301.12 (14) (b) and (c), establish a uniform system of fees for juvenile ~~delinquency-related services provided or purchased~~ correctional services purchased or provided by the department or a county department under s. 46.215, 46.22, or 46.23, except for services provided to courts; outreach, information and referral services; or when, as determined by the department, a fee is administratively unfeasible or would significantly prevent accomplishing the purpose of the service. A county department under s. 46.215, 46.22, or 46.23 shall apply the fees that it collects under this program to cover the cost of those services.

SECTION 4234. 301.03 (18) (am) of the statutes is renumbered 49.32 (1) (ap).

SECTION 4235. 301.03 (18) (b) of the statutes is amended to read:

301.03 **(18)** (b) Except as provided in s. 301.12 (14) (b) and (c), hold liable for the services purchased or provided ~~or purchased~~ under par. (a) in the amount of the fee established under par. (a) any person receiving those services or the spouse of the person and, in the case of a minor, the parents of the person, and, in the case of a foreign child described in s. 48.839 (1) who became dependent on public funds for his or her primary support before an order granting his or her adoption, the resident of this state appointed guardian of the child by a foreign court who brought the child into this state for the purpose of adoption.

SECTION 4236. 301.031 (1) (a) of the statutes is amended to read:

301.031 **(1)** (a) Each county department under s. 46.215, 46.22, or 46.23 shall submit to the department by December 31 annually its final budget for juvenile correctional services purchased or directly provided ~~or purchased~~.

SECTION 4237. 301.031 (2) of the statutes is amended to read:

301.031 **(2)** ASSESSMENT OF NEEDS. Before developing and submitting a proposed budget for juvenile correctional services to the county executive or county administrator or the county board, the county departments listed in sub. (1) shall assess needs and inventory resources and services, using an open public participation process.

SECTION 4238. 301.031 (2g) (a) of the statutes is amended to read:

301.031 **(2g)** (a) The department shall annually submit to the county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department a proposed written contract containing the allocation of funds for juvenile correctional services and such administrative requirements as necessary. The contract as approved may contain conditions of participation consistent with federal and state law. The contract may also include provisions necessary to ensure uniform cost accounting of services. Any changes to the proposed contract shall be mutually agreed upon. The county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department shall approve the contract before January 1 of the year in which it takes effect unless the department grants an extension. The county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department may designate an agent to approve addenda to any contract after the contract has been approved.

SECTION 4239. 301.031 (2g) (b) of the statutes is amended to read:

301.031 **(2g)** (b) The department may not approve contracts for amounts in excess of available revenues. The county board of supervisors in a county with a single-county department or the county boards of supervisors in counties with a multicounty department may appropriate funds for juvenile ~~delinquency-related~~ correctional services. Actual expenditure of county funds shall be reported in compliance with procedures developed by the department, and shall comply with standards guaranteeing quality of care comparable to similar facilities.

SECTION 4240. 301.031 (2g) (c) of the statutes is amended to read:

301.031 **(2g)** (c) The joint committee on finance may require the department to submit contracts between county departments under ss. 46.215, 46.22, and 46.23 and providers of ~~service~~ juvenile correctional services to the committee for review and approval.

SECTION 4241. 301.031 (2r) (a) 1. of the statutes is amended to read:

301.031 **(2r)** (a) 1. Is for juvenile correctional services ~~which~~ that duplicate or are inconsistent with services being purchased or provided ~~or purchased~~ by the department or other county departments receiving grants-in-aid or reimbursement from the department.

SECTION 4242. 301.031 (2r) (a) 2. of the statutes is amended to read:

301.031 **(2r)** (a) 2. Is inconsistent with state or federal statutes, rules, or regulations, in which case the department may also arrange for provision of juvenile correctional services by an alternate agency. The department may not arrange for the provision of those services by an alternate agency unless the joint committee on finance or a review body designated by the committee reviews and approves the department's determination.

SECTION 4243. 301.032 (title) of the statutes is amended to read:

301.032 (title) **Juvenile ~~delinquency-related~~ correctional services; supervisory functions of state department.**

SECTION 4244. 301.032 (1) (a) of the statutes is amended to read:

301.032 **(1)** (a) The department shall supervise the administration of juvenile ~~delinquency-related~~ correctional services. The department shall submit to the federal authorities state plans for the administration of juvenile ~~delinquency-related~~ correctional services in such form and containing such information as the federal authorities require, and shall comply with all requirements prescribed to ensure their correctness.

SECTION 4245. 301.032 (1) (b) of the statutes is amended to read:

301.032 **(1)** (b) All records of the department and all county records relating to juvenile ~~delinquency-related~~ correctional services shall be open to inspection at all reasonable hours by authorized representatives of the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county records relating to the administration of those services shall be open to inspection at all reasonable hours by authorized representatives of the department.

SECTION 4246. 301.032 (1) (c) of the statutes is amended to read:

301.032 **(1)** (c) The department may at any time audit all county records relating to the administration of juvenile ~~delinquency-related~~ correctional services and may at any time conduct administrative reviews of county departments under ss. 46.215, 46.22, and 46.23. If the department conducts such an audit or administrative review in a county, the department shall furnish a copy of the audit

or administrative review report to the chairperson of the county board of supervisors and the county clerk in a county with a single-county department or to the county boards of supervisors and the county clerks in counties with a multicounty department, and to the director of the county department under s. 46.21, 46.22, or 46.23.

SECTION 4247. 301.032 (2) of the statutes is amended to read:

301.032 **(2)** The county administration of all laws relating to juvenile ~~delinquency-related~~ correctional services shall be vested in the officers and agencies designated in the statutes.

SECTION 4248. 301.067 of the statutes is repealed.

SECTION 4249. 301.07 of the statutes is amended to read:

301.07Cooperation and contracts with federal government. The department may cooperate with the federal government in carrying out federal acts concerning adult corrections and ~~youth corrections~~ juvenile correctional services and may enter into contracts with the federal government under 18 USC 5003.

SECTION 4250. 301.08 (2) (a) of the statutes is amended to read:

301.08 **(2)** (a) All care and services purchased by the department and all ~~care and services relating to juvenile delinquency~~ juvenile correctional services purchased by a county department under s. 46.215, 46.22, or 46.23 shall be authorized and contracted for under the standards established under this subsection. For purchases of $10,000 or less the requirement for a written contract may be waived by the department. No contract is required for care provided by foster homes required to be licensed under s. 48.62. If the department directly contracts for services, it shall follow the procedures in this subsection in addition to meeting purchasing requirements established in s. 16.75.

SECTION 4251. 301.085 (2) of the statutes is amended to read:

301.085 **(2)** The department may make payments for juvenile ~~delinquency-related payments~~ correctional services directly to recipients, vendors, or providers in accordance with law and rules of the department on behalf of the counties which have contracts to have ~~such~~ those payments made on their behalf.

SECTION 4252. 301.12 (14) (e) 1. of the statutes is amended to read:

301.12 **(14)** (e) 1. An order issued under s. 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) (a) or 938.363 (2) for support determined under this subsection constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108 and other money due or to be due in the future to the county department under s. 46.215, 46.22 or 46.23 in the county where the order was entered or to the department, depending upon the placement of the child as specified by rules promulgated under subd. 5. The assignment shall be for an amount sufficient to ensure payment under the order.

SECTION 4253. 301.16 (1o) (b) of the statutes is amended to read:

301.16 **(1o)** (b) In the selection of classified service employees of the institution specified in par. (a), the appointing authority shall, whenever possible, use the expanded certification program under rules of the ~~administrator of the division~~ director of the bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration to ensure that employees of the institution reflect the general population of either the county in which the institution is located or the most populous county contiguous to the county in which the institution is located, whichever population is greater. The ~~administrator~~ director of the ~~division~~ bureau of merit recruitment and selection in the department of administration shall provide guidelines for the administration of this selection procedure.

SECTION 4254. 301.26 (title) of the statutes is amended to read:

301.26 (title) ~~**Community youth and family aids**~~ **Juvenile correctional services; state services.**

SECTION 4255. 301.26 (1) of the statutes is amended to read:

301.26 **(1)**PROCEDURES. The department shall develop procedures for the implementation of this section and standards for the development and delivery of juvenile ~~delinquency-related services under ch. 938~~ correctional services, and shall provide consultation and technical assistance to aid counties in the implementation and ~~service~~ delivery of those services. The department shall establish information systems~~,~~ and monitoring and evaluation procedures to report periodically to the governor and legislature on the ~~state~~ statewide impact of this section.

SECTION 4256. 301.26 (2) of the statutes is renumbered 48.526 (2) and amended to read:

48.526 **(2)**RECEIPT OF FUNDS. (a) All funds to counties under this section shall be allocated to county departments under ss. ~~46.21,~~ 46.215, 46.22 and 46.23 subject to ss. ~~46.495 (2) and 301.031, except that monthly advance payments to the counties may be less than one-twelfth of the contracted amounts~~ 48.569 (2) and 49.325. No reimbursement may be made to any multicounty department until the counties ~~which~~ that established the department have drawn up a detailed contractual agreement, approved by the secretary, setting forth the plans for joint sponsorship.

(b) Uniform fees collected or received by counties under s. ~~301.03 (18)~~ 49.32 (1) for services provided under this section shall be applied to cover the cost of the services.

(c) All funds to counties under this section shall be used to purchase or provide community-based juvenile delinquency-related services ~~under ch. 938~~, as defined in s. 46.011 (1c), and juvenile correctional services, as defined in s. 46.011 (1p), except that no funds to counties under this section may be used for purposes of land purchase, building construction, or maintenance of buildings under s. 46.17,

46.175,
or 301.37, for reimbursement of costs under s. 938.209, for city lockups, or for reimbursement of care costs in temporary shelter care under s. 938.22. Funds to counties under this section may be used for reimbursement of costs of program services, other than basic care and supervision costs, in juvenile detention facilities.

SECTION 4257. 301.26 (2m) of the statutes is renumbered 48.526 (2m) and amended to read:

48.526 **(2m)** PUBLIC PARTICIPATION PROCESS. In determining the use of funds under this section, county departments under ss. ~~46.21,~~ 46.215, 46.22 and 46.23 shall assess needs using an open public participation process ~~which~~ that involves representatives of those receiving services.

SECTION 4258. 301.26 (3) (title) of the statutes is renumbered 48.526 (3) (title).

SECTION 4259. 301.26 (3) (a) of the statutes is renumbered 48.526 (3) (a) and amended to read:

48.526 **(3)** (a) Receipt of funds under this subsection is contingent upon use of ~~a~~ the public participation process required under sub. (2m).

SECTION 4260. 301.26 (3) (c) of the statutes is renumbered 48.526 (3) (c) and amended to read:

48.526 **(3)** (c) Within the limits of the appropriations under s. ~~20.410 (3) (cd) and (ko)~~ 20.437 (1) (cj) and (o), the department shall allocate funds to each county for services under this section.

SECTION 4261. 301.26 (3) (dm) of the statutes is renumbered 48.526 (3) (dm).

SECTION 4262. 301.26 (3) (e) of the statutes is renumbered 48.526 (3) (e) and amended to read:

48.526 **(3)** (e) The department may carry forward $500,000 or 10% of its funds allocated under this subsection and not encumbered or carried forward under par. (dm) by counties by December 31, whichever is greater, to the next 2 calendar years. The department may transfer moneys from or within s. ~~20.410 (3) (cd)~~ 20.437 (1) (cj) to accomplish this purpose. The department may allocate these transferred moneys to counties with persistently high rates of juvenile arrests for serious offenses during the next 2 calendar years to improve community-based juvenile delinquency-related services, as defined in s. 46.011 (1c). The allocation does not affect a county's base allocation.

SECTION 4263. 301.26 (3) (em) of the statutes is renumbered 48.526 (3) (em) and amended to read:

48.526 **(3)** (em) The department may carry forward any emergency funds allocated under sub. (7) (e) and not encumbered or carried forward under par. (dm) by December 31 to the next 2 calendar years. The department may transfer moneys from or within s. ~~20.410 (3) (cd)~~ 20.437 (1) (cj) to accomplish this purpose. The department may allocate these transferred moneys to counties that are eligible for emergency payments under sub. (7) (e). The allocation does not affect a county's base allocation.

SECTION 4264. 301.26 (4) (a) of the statutes is amended to read:

301.26 **(4)** (a) Except as provided in pars. (c) and (cm), the department of corrections shall bill counties, or the department of children and families shall deduct from the allocations under s. ~~20.410 (3) (cd)~~ 20.437 (1) (cj), for the costs of care, services, and supplies purchased or provided by the department of corrections for each person receiving services under s. 938.183 or 938.34 or the department of health services for each person receiving services under s. 46.057 or 51.35 (3). The department of corrections may not bill a county ~~for or~~ , and the department of children and families may not deduct from a county's allocation, for the cost of care, services, and supplies provided to a person subject to an order under s. 938.183 after the person reaches 18 years of age. Payment shall be due within 60 days after the billing date. If any payment has not been received within those 60 days, the department of ~~corrections~~ children and families may withhold aid payments in the amount due from the appropriation under s. ~~20.410 (3) (cd)~~ 20.437 (1) (cj).

SECTION 4265. 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., 3., and 4. Except as provided in pars. (bm), (c), and (cm), liability shall apply to county departments under s. ~~46.21,~~ 46.215, 46.22, or 46.23 in the county of the court exercising jurisdiction under ch. 938 for each person receiving services from the department of corrections under s. 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.~~ s. 48.526 (3) (c) to the total applicable estimated costs of care,

services, and supplies provided by the department of corrections under ss. 938.183 and 938.34 and the department of health services under s. 46.057 or 51.35 (3).

SECTION 4266. 301.26 (4) (bm) of the statutes is amended to read:

301.26 **(4)** (bm) Notwithstanding par. (b), the county department under s. ~~46.21,~~ 46.215, 46.22, or 46.23 of the county of residency of a juvenile who has been adjudicated delinquent by a court of another county or by a court of another multicounty jurisdiction may voluntarily assume liability for the costs payable under par. (a). A county department may assume liability under this paragraph by a written agreement signed by the director of the county department that assumes liability under this paragraph and the director of the county department that is otherwise liable under par. (b).

SECTION 4267. 301.26 (4) (cm) 1. of the statutes is amended to read:

301.26 **(4)** (cm) 1. Notwithstanding pars. (a), (b), and (bm), the department shall transfer funds from the appropriation under s. 20.410 (3) (cg) to the appropriations under s. 20.410 (3) (hm), (ho), and (hr) for the purpose of reimbursing juvenile correctional facilities, secured residential care centers for children and youth, alternate care providers, ~~aftercare supervision providers, and corrective sanctions~~ and community supervision providers for costs incurred beginning on July 1, 1996, for the care of any juvenile 14 years of age or over who has been placed in a juvenile correctional facility based on a delinquent act that is a violation of s. 943.23 (1m) or (1r), 1999 stats., s. 948.35, 1999 stats., or s. 948.36, 1999 stats., or s. 939.32 (1) (a), 940.03, 940.06, 940.21, 940.225 (1), 940.305, 940.31, 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), 943.32 (2), 948.02 (1), 948.025 (1), or 948.30 (2), that is a conspiracy to commit any of those violations, or that is an attempted violation of s. 943.32 (2) and for the care of any juvenile 10 years of age or over who has been placed in a juvenile correctional facility or secured residential care center for children and youth for attempting or committing a violation of s. 940.01 or for committing a violation of s. 940.02 or 940.05.

SECTION 4268. 301.26 (4) (cx) of the statutes is amended 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~~ facility and for care for juveniles transferred from a correctional institution by ~~$17~~ $6, 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 4269. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 **(4)** (d) 2. Beginning on July 1, ~~2013~~ 2015, and ending on June 30, ~~2014~~ 2016, the per person daily cost assessment to counties shall be ~~$294~~ $279 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$294~~ $279 for care

for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$125~~ $132 for departmental corrective sanctions services, and ~~$41~~ $48 for departmental aftercare services.

SECTION 4270. 301.26 (4) (d) 2. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

301.26 **(4)** (d) 2. Beginning on July 1, ~~2015~~ 2017, and ending on June 30, ~~2016~~ 2018, the per person daily cost assessment to counties shall be $279 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and $279 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3)~~, $132 for departmental corrective sanctions services, and $48 for departmental aftercare services~~.

SECTION 4271. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 **(4)** (d) 3. Beginning on July 1, ~~2014~~ 2016, and ending on June 30, ~~2015~~ 2017, the per person daily cost assessment to counties shall be ~~$301~~ $287 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$301~~ $287 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$128~~ $127 for departmental corrective sanctions services, and ~~$41~~ $49 for departmental aftercare services.

SECTION 4272. 301.26 (4) (d) 3. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

301.26 **(4)** (d) 3. Beginning on July 1, ~~2016~~ 2018, and ending on June 30, ~~2017~~ 2019, the per person daily cost assessment to counties shall be $287 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and $287 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3)~~, $127 for departmental corrective sanctions services, and $49 for departmental aftercare services~~.

SECTION 4273. 301.26 (4) (d) 5. of the statutes is created to read:

301.26 **(4)** (d) 5. The per person daily cost assessment to counties for community supervision services under s. 938.533 shall be an amount determined by the department based on the cost of providing those services. In determining that assessment, the department may establish multiple rates for varying types and levels of service. The department shall calculate the amounts of that assessment and, if applicable, those rates prior to the beginning of each fiscal year and the

secretary shall submit that proposed assessment and, if applicable, those proposed rates to the cochairpersons of the joint committee on finance for review of the committee. If the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing that proposed assessment and, if applicable, those proposed rates within 14 working days after the date of the secretary's submittal, the department may implement that proposed assessment and those proposed rates. If, within 14 working days after the date of the secretary's submittal, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing that proposed assessment and, if applicable, those proposed rates, the department may implement that proposed assessment and those proposed rates only as approved by the committee.

SECTION 4274. 301.26 (4) (eg) of the statutes is amended to read:

301.26 **(4)** (eg) For ~~corrective sanctions~~ community supervision services under s. 938.533 (2), all payments and deductions made under this subsection and uniform

---

fee collections under s. 301.03 (18) shall be credited to the appropriation account under s. 20.410 (3) (hr).

SECTION 4275. 301.26 (4) (g) of the statutes is amended to read:

301.26 **(4)** (g) For juvenile ~~field and~~ institutional ~~aftercare~~ services under ch. 938 and for the office of juvenile offender review, all payments and deductions made under this subsection and uniform fee collections under s. 301.03 (18) shall be credited to the appropriation account under s. 20.410 (3) (hm).

SECTION 4276. 301.26 (6) (title) of the statutes is renumbered 48.526 (6) (title).

SECTION 4277. 301.26 (6) (a) of the statutes is renumbered 48.526 (6) (a) and amended to read:

48.526 **(6)** (a) The ~~intent of this subsection is to~~ department shall develop criteria as provided in par. (b) to assist the legislature in allocating funding, excluding funding for base allocations, from the appropriations under s. ~~20.410 (3) (cd) and (ko)~~ 20.437 (1) (cj) and (o) for purposes described in this section.

SECTION 4278. 301.26 (6) (b) of the statutes is renumbered 48.526 (6) (b) and amended to read:

48.526 **(6)** (b) The ~~department shall submit recommendations to the joint committee on finance regarding~~ criteria developed under par. (a) shall include performance standards criteria to be used to determine whether counties are successfully diverting juveniles from juvenile correctional ~~institutions and into~~ facilities to less restrictive community programs and are successfully rehabilitating ~~children~~ juveniles who are adjudged delinquent ~~on or before December 31, 1987. Beginning on January 1, 1988, counties~~. Counties shall provide information requested by the department in order to apply the criteria and assess their performances.

SECTION 4279. 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 the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate funds for community youth and family aids for the period beginning on July 1, ~~2013~~ 2015, and ending on June 30, ~~2015~~ 2017, as provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

SECTION 4280. 301.26 (7) (intro.) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (intro.) and amended to read:

48.526 **(7)**ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability of the appropriations under s. ~~20.410 (3) (cd) and (ko)~~ 20.437 (1) (cj) and (o), the department shall allocate funds for community youth and family aids for the period beginning on July 1, 2015, and ending on June 30, 2017, as provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

SECTION 4281. 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 ~~$45,478,000~~ $45,572,100 for the last 6 months of ~~2013,~~ ~~$90,956,100~~ 2015, $91,150,200 for ~~2014~~ 2016, and ~~$45,478,100~~ $45,578,100 for the first 6 months of ~~2015~~ 2017.

SECTION 4282. 301.26 (7) (a) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (a).

SECTION 4283. 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 ~~2013~~ 2015, $4,000,000 for ~~2014~~ 2016, and $2,000,000 for the first 6 months of ~~2015~~ 2017 to counties based on each of the following factors weighted equally:

SECTION 4284. 301.26 (7) (b) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (b).

SECTION 4285. 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 ~~2013~~ 2015, $12,500,000 for ~~2014~~ 2016, and $6,250,000 for the first 6 months of ~~2015~~ 2017 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 4286. 301.26 (7) (bm) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (bm).

SECTION 4287. 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 ~~2013~~ 2015, $2,106,500 for ~~2014~~ 2016, and $1,053,300 for the first 6 months of ~~2015~~ 2017 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 4288. 301.26 (7) (c) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (c).

SECTION 4289. 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 ~~2013~~ 2015, $250,000 for ~~2014~~ 2016, and $125,000 for the first 6 months of ~~2015~~ 2017. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

SECTION 4290. 301.26 (7) (e) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (e).

SECTION 4291. 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 ~~2013~~ 2015, $2,124,800 in ~~2014~~ 2016, and $1,062,400 in the first 6 months of ~~2015~~ 2017 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 counties as necessary to distribute funds based on the number of slots allocated to each county.

SECTION 4292. 301.26 (7) (h) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (7) (h).

SECTION 4293. 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 ~~2013~~ 2015, $1,333,400 in ~~2014~~ 2016, and $666,700 in the first 6 months of ~~2015~~ 2017 for alcohol and other drug abuse treatment programs.

SECTION 4294. 301.26 (8) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.526 (8).

SECTION 4295. 301.263 (title) of the statutes is renumbered 48.528 (title).

SECTION 4296. 301.263 (1) of the statutes is amended to read:

301.263 **(1)** ~~From the appropriation~~ In each fiscal year, the department shall distribute the amount appropriated under s. 20.410 (3) (f)~~, the department shall distribute $3,750,000 in each year~~ to counties for early intervention services for first offenders and for intensive community-based intervention services for seriously chronic offenders.

SECTION 4297. 301.263 (1) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is renumbered 48.528 (1) and amended to read:

48.528 **(1)** In each fiscal year, the department shall distribute the amount appropriated under s. ~~20.410 (3) (f)~~ 20.437 (1) (cm) to counties for early intervention services for first offenders and for intensive community-based intervention services for seriously chronic offenders.

SECTION 4298. 301.263 (2) of the statutes is renumbered 48.528 (2).

SECTION 4299. 301.263 (3) of the statutes is renumbered 48.528 (3).

SECTION 4300. 301.28 (2) (b) of the statutes is amended to read:

301.28 **(2)** (b) No person may be permanently appointed as a correctional officer unless the person has satisfactorily completed a preservice training program approved by the ~~department~~ preservice training standards board. The preservice training standards board shall establish a process to certify persons as having met the professional standards that qualify them to be correctional officers.

SECTION 4301. 301.45 (1g) (b) of the statutes is amended to read:

301.45 **(1g)** (b) Is in prison, a juvenile correctional facility, or a secured residential care center for children and youth or is on probation, extended supervision, parole, supervision, community supervision, or aftercare supervision on or after December 25, 1993, for a sex offense.

SECTION 4302. 301.45 (1g) (bm) of the statutes is amended to read:

301.45 **(1g)** (bm) Is in prison, a juvenile correctional facility, or a secured residential care center for children and youth or is on probation, extended supervision, parole, supervision, community supervision, or aftercare supervision on or after December 25, 1993, for a violation, or for the solicitation, conspiracy, or

attempt to commit a violation, of a law of this state that is comparable to a sex offense.

SECTION 4303. 301.45 (2) (e) 1. of the statutes is amended to read:

301.45 **(2)** (e) 1. Within 10 days after the person is placed on probation, supervision, community supervision, aftercare supervision, conditional release, or supervised release.

SECTION 4304. 301.45 (3) (a) 2. of the statutes is amended to read:

301.45 **(3)** (a) 2. If the person has been sentenced to prison or placed in a juvenile correctional facility or a secured residential care center for children and youth, he or she is subject to this subsection upon being released on parole, extended supervision, community supervision, or aftercare supervision.

SECTION 4305. 301.45 (3) (b) 2. of the statutes is amended to read:

301.45 **(3)** (b) 2. The department shall notify a person who is being released from prison in this state because he or she has reached the expiration date of his or her sentence and who is covered under sub. (1g) of the need to comply with the requirements of this section. Also, probation, extended supervision, and parole agents, community supervision agents, aftercare agents, and agencies providing supervision shall notify any client who is covered under sub. (1g) of the need to comply with the requirements of this section at the time that the client is placed on probation, extended supervision, parole, supervision, community supervision, or aftercare supervision or, if the client is on probation, extended supervision, parole,

---

or other supervision from another state under s. 304.13 (1m), 304.135, 304.16, or 938.988, when the client enters this state.

SECTION 4306. 301.45 (3) (b) 4. of the statutes is amended to read:

301.45 **(3)** (b) 4. It is not a defense to liability under sub. (6) (a) or (ag) that the person subject to sub. (1g) was not required to read and sign a form under subd. 3m., was not provided with a form to read and sign under subd. 3m. or failed or refused to read or sign a form under subd. 3m. It is not a defense to liability under sub. (6) (a) or (ag) that the person subject to sub. (1g) did not receive notice under this paragraph from the department of health services, the department of corrections, a probation, extended supervision, and parole agent, a community supervision agent, an aftercare agent, or an agency providing supervision.

SECTION 4307. 301.45 (5) (a) 2. of the statutes is amended to read:

301.45 **(5)** (a) 2. If the person has been sentenced to prison for a sex offense or placed in a juvenile correctional facility or a secured residential care center for children and youth for a sex offense, 15 years after discharge from parole, extended supervision, community supervision, or aftercare supervision for the sex offense.

SECTION 4308. 302.31 (7) of the statutes is amended to read:

302.31 **(7)** The temporary placement of persons in the custody of the department, other than persons under 17 years of age, and persons who have attained the age of 17 years but have not attained the age of 25 years who are under

the supervision of the department under s. 938.355 (4) and who have been taken into custody pending revocation of community supervision or aftercare supervision under s. 938.357 (5) (e).

SECTION 4309. 302.386 (5) (c) of the statutes is amended to read:

302.386 **(5)** (c) Any ~~participant in the corrective sanctions program~~ person who is subject to community supervision under s. 938.533 unless the ~~participant~~ person is placed in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19).

SECTION 4310. 303.07 (7) of the statutes is amended to read:

303.07 **(7)** If any inmate of a reforestation camp, in the performance of work in connection with the maintenance of the camp, is injured so as to be permanently incapacitated, or to have materially reduced earning power, the inmate may upon discharge be allowed and paid such compensation as the ~~department of workforce development~~ office of the commissioner of insurance finds the inmate entitled to. The inmate shall be compensated on the same basis as if the injury had been covered by ch. 102, except that the total paid to ~~any such~~ the inmate shall not exceed $1,000 and may be paid in installments. If the inmate is from an adjoining county ~~such~~ that county shall pay ~~such~~ the compensation. In case of dispute the procedure for hearing, award, and appeal shall be as set forth in ss. 102.16 to 102.26.

SECTION 4311. 303.21 (1) (a) of the statutes is amended to read:

303.21 **(1)** (a) If an inmate of a state institution, in the performance of assigned work is injured so as to be permanently incapacitated or to have materially reduced earning power, the inmate may, upon being released from such institution, either upon release on parole or extended supervision or upon final discharge, be allowed and paid such compensation as the ~~department of workforce development~~ office of the commissioner of insurance finds the inmate entitled to. The inmate shall be compensated on the same basis as if the injury had been covered by ch. 102, except that the total paid to any inmate may not exceed $10,000 and may be paid in installments. If the injury results from employment in a prison industry, the payment shall be made from the revolving appropriation for its operation. If there is no revolving appropriation, payment shall be made from the general fund. In case of dispute, the procedure for hearing, award, and appeal shall be as set forth in ss. 102.16 to 102.26.

SECTION 4312. 304.074 (2) of the statutes is amended to read:

304.074 **(2)** The department shall charge a reasonable fee as determined by the department to probationers, parolees, and persons on extended supervision to partially reimburse the department for the costs of providing supervision and

services. ~~The department shall set varying rates for probationers, parolees, or persons on extended supervision based on ability to pay and with the goal of receiving~~ ~~at least $1 per day, if appropriate, from each probationer, parolee, and person on extended supervision. The department shall not charge a fee while the probationer, parolee, or person on extended supervision is exempt under sub. (3).~~ The department shall collect moneys for the fees charged under this subsection and credit those moneys to the appropriation account under s. 20.410 (1) (gf).

SECTION 4313. 304.074 (3) (intro.) of the statutes is renumbered 304.074 (3) and amended to read:

304.074 **(3)** The department may decide ~~not~~ to ~~charge~~ waive for a period a fee under sub. (2) ~~to any probationer, parolee or person on extended supervision while he or she meets any of the following conditions:~~ for reasons established under department policy, including if the person is unemployed, has a health issue or is disabled, or is participating in education or treatment-related programming.

SECTION 4314. 304.074 (3) (a), (b), (c) and (d) of the statutes are repealed.

SECTION 4315. 304.074 (5) of the statutes is amended to read:

304.074 **(5)** The department shall promulgate rules ~~setting rates under sub. (2) and~~ providing the procedure and timing for collecting fees charged under sub. (2).

SECTION 4316. 321.40 (1) (c) 2. of the statutes is amended to read:

321.40 **(1)** (c) 2. A public institution of higher education under ~~the~~ a Minnesota-Wisconsin student reciprocity agreement under s. ~~39.47~~ 36.27 (7).

SECTION 4317. 321.60 (1) (a) 4. of the statutes is amended to read:

321.60 **(1)** (a) 4. A license, certificate of approval, provisional license, conditional license, certification, certification card, registration, permit, training permit, or approval specified in s. 49.45 (2) (a) 11., 51.42 (7) (b) 11., 51.421 (3) (a), ~~252.23 (2), 252.24 (2),~~ 254.176, 254.178 (2) (a), 254.20 (2), (3), or (4), 254.64 (1) (a) or (b), 254.71 (2), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f), or 343.305 (6) (a) or a permit for the operation of a campground specified in s. 254.47 (1).

SECTION 4318. 321.60 (1) (a) 4. of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

321.60 **(1)** (a) 4. A license, certificate of approval, provisional license, conditional license, certification, certification card, registration, permit, training permit, or approval specified in s. 49.45 (2) (a) 11., 51.42 (7) (b) 11., 51.421 (3) (a), 97.33 (2), 97.605 (1) (a) or (b), 254.176, 254.178 (2) (a), 254.20 (2), (3), or (4), ~~254.64 (1) (a) or (b), 254.71 (2),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f), or 343.305 (6) (a) or a ~~permit~~ license for the operation of a campground specified in s. ~~254.47 (1)~~ 97.67 (1).

SECTION 4319. 321.60 (1) (a) 6m. of the statutes is created to read:

321.60 **(1)** (a) 6m. A license, certification, or permit issued under s. 89.06 or 89.072.

SECTION 4320. 321.60 (1) (a) 8. of the statutes is amended to read:

321.60 **(1)** (a) 8. A license issued under s. ~~102.17 (1) (c),~~ 104.07~~,~~ or 105.05.

SECTION 4321. 321.60 (1) (a) 12. of the statutes is amended to read:

321.60 **(1)** (a) 12. A license or certificate of registration issued by the department of financial institutions~~, or a division of it,~~ and professional standards under ss. 138.09, 138.12, 138.14, 202.13, 202.14, 217.06, 218.0101 to 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, or 224.93 or subch. IV of ch. 551.

SECTION 4322. 321.60 (1) (a) 20. of the statutes is amended to read:

321.60 **(1)** (a) 20. A license issued under s. 102.17 (1) (c), 628.04, 632.69 (2), or 633.14 or a temporary license issued under s. 628.09.

SECTION 4323. 321.62 (1) (bm) of the statutes is created to read:

321.62 **(1)** (bm) "Public agency" means a county, city, village, town, public inland lake protection and rehabilitation district, lake sanitary district, or school district or an agency of this state or of a county, city, village, town, public inland lake protection and rehabilitation district, lake sanitary district, or school district.

SECTION 4324. 321.62 (9) of the statutes is amended to read:

321.62 **(9)**STATUTES OF LIMITATIONS. The period of state active duty may not be included in computing any period for the bringing of any action or proceeding in any court or before any public agency~~, as defined in s. 36.54 (2) (a) 2.,~~ by or against a person in state active duty or by or against his or her heirs, personal representatives, or assigns, whether the cause of action or proceeding or the right to bring the action or proceeding accrued before or during the period of state active duty.

SECTION 4325. 321.62 (22) (d) 1. (intro.) of the statutes is amended to read:

321.62 **(22)** (d) 1. (intro.) Any action or proceeding in any court or before any public agency~~, as defined in s. 36.54 (2) (a) 2.,~~ based on the alleged professional negligence or other professional liability of a service member whose professional liability insurance coverage has been suspended under par. (a) shall be stayed until the end of the period of suspension if all of the following apply:

SECTION 4326. 321.64 (1) (c) of the statutes is amended to read:

321.64 **(1)** (c) If a dispute arises regarding a classified employee of the state relating to the provisions of par. (a), the complaint shall be filed with the ~~director~~ administrator of the ~~office~~ division of ~~state employment relations~~ personnel management. A decision of the ~~director~~ administrator of the ~~office~~ division of ~~state~~

~~employment relations~~ personnel management in the department of administration may be reviewed under ch. 227.

SECTION 4327. 321.65 (1) (a) 2. of the statutes is amended to read:

321.65 **(1)** (a) 2. Active service with the state laboratory of hygiene under s. ~~36.25 (11) (em)~~ 250.08 (5m) for the purpose of assisting the department of health services under s. 250.042 during a state of emergency relating to public health declared by the governor under s. 323.10.

SECTION 4328. 340.01 (23g) (a) of the statutes is amended to read:

340.01 **(23g)** (a) Means a motor vehicle which is not painted in accordance with s. 347.44 (1) and which is used for the purpose of transporting ~~disabled persons~~ individuals with disabilities as defined in s. ~~85.21 (2) (em)~~ 85.22 (2) (bm) or ~~elderly persons~~ seniors as defined in s. 85.22 (2) ~~(b)~~ (d) in connection with any transportation assistance program for ~~elderly~~ seniors or ~~disabled persons~~ individuals with disabilities.

SECTION 4329. 340.01 (56) (am) of the statutes is amended to read:

340.01 **(56)** (am) Means a motor vehicle which is painted in accordance with s. 347.44 (1) and is used for the purpose of transporting ~~disabled persons~~ individuals with disabilities as defined in s. ~~85.21 (2) (em)~~ 85.22 (2) (bm) or ~~elderly persons~~ seniors as defined in s. 85.22 (2) ~~(b)~~ (d) in connection with any transportation assistance program for ~~elderly~~ seniors or ~~disabled persons~~ individuals with disabilities.

SECTION 4330. 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~~ System Authority to fund the scholarship programs under s. 36.44.

SECTION 4331. 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. 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 Authority 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. Special group plates issued under par. (f) 62. shall display the words "In God We Trust". 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. Special group plates under par. (f) 63. shall display the words "Trout Unlimited." 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 4332. 341.14 (6r) (e) of the statutes is amended to read:

341.14 **(6r)** (e) The department shall specify one combination of colors for special group plates for groups or organizations which are not military in nature and not special group plates under par. (f) 35. to 47., 50., and 59., for each professional football team under par. (f) 55., and for each professional baseball team under par.

(f) 60. The department shall specify one combination of colors for special group plates under par. (f) 35. to 47. Subject to par. (c), the department shall specify the word or words comprising the special group name and the symbol to be displayed upon special group plates for a group or organization which is not military in nature after consultation with the chief executive officer in this state of the group or organization. The department shall require that the word or words and symbol for a university specified under par. (f) 35. to 47. be a registration decal or tag and affixed to the special group plate and be of the colors for a university specified under par. (f) 35. to 47. that the president of the University of Wisconsin System Authority specifies. The department shall consult the chief trademark officer of Harley-Davidson Michigan, LLC before specifying the colors for the special group plate under par. (f) 61r.

SECTION 4333. 342.40 (4) (a) of the statutes is amended to read:

342.40 **(4)** (a) In this subsection, "state agency" has the meaning given for "agency" in s. 227.01 (1) and includes the Board of Regents of the University of Wisconsin System Authority.

SECTION 4334. 343.14 (3) of the statutes is amended to read:

343.14 **(3)** Except as provided in sub. (3m) and s. 343.16 (3) (am), 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. Except as provided in sub. (3m) and s. 343.16 (3) (am), no application may be processed without the photograph being taken. Except as provided in sub. (3m) and ~~s.~~ ss. 343.16 (3) (am) and 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 4335. 343.16 (3) (am) of the statutes is created to read:

343.16 **(3)** (am) 1. If an applicant for the renewal of a license authorizing operation of only "Class D" vehicles satisfies eligibility criteria established by the department under subd. 2., the applicant may apply for renewal of the license, and the department may renew the license, by any electronic means offered by the department. A license may be renewed under this paragraph without the applicant's photograph being taken. An applicant may not apply for renewal under this paragraph more than once in a 16-year period.

2. The department shall establish criteria for eligibility for license renewal by electronic means under this paragraph.

SECTION 4336. 343.165 (1) (intro.) of the statutes is amended to read:

343.165 **(1)** (intro.) Subject to ss. 343.14 (3m), 343.16 (3) (am), 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 the date stated in the notice provided by the secretary of transportation and published in the Wisconsin Administrative Register under s. 85.515 (2) (b), 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 4337. 343.20 (1) (a) of the statutes is amended to read:

343.20 **(1)** (a) Except as otherwise expressly provided in this chapter, probationary licenses issued under s. 343.085 ~~and original licenses other than instruction permits~~ shall expire 2 years from the date of the applicant's next birthday. Licenses issued after cancellation shall expire on the expiration date for the prior license at the time of cancellation. Subject to s. 343.125 (3), all other licenses and license endorsements shall expire 8 years after the date of issuance. The department may institute any system of initial license issuance which it deems advisable for the purpose of gaining a uniform rate of renewals. In order to put such a system into operation, the department may issue licenses which are valid for any period less than the ordinary effective period of such license. If the department issues a license that is valid for less than the ordinary effective period as authorized by this paragraph, the fees due under s. 343.21 (1) (b) and (d) shall be prorated accordingly.

SECTION 4338. 343.20 (1) (e) of the statutes is repealed.

SECTION 4339. 343.20 (1m) of the statutes is amended to read:

343.20 **(1m)** Notwithstanding sub. (1) (a) ~~and (e)~~, and except as provided in s. 343.165 (4) (c) and as otherwise provided in this subsection, a license that is issued to a person who is not a United States citizen or permanent resident and who provides documentary proof of legal status as provided under s. 343.14 (2) (es) 2., 4., 5., 6., or 7. shall expire on the date that the person's legal presence in the United States is no longer authorized or on the expiration date determined under sub. (1), whichever date is earlier. If the documentary proof as provided under s. 343.14 (2)

(es) does not state the date that the person's legal presence in the United States is no longer authorized, sub. (1) shall apply except that, if the license was issued or renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year after the date of issuance or renewal.

SECTION 4340. 343.21 (1) (a) of the statutes is amended to read:

343.21 **(1)** (a) For the initial issuance or renewal of a license authorizing only the operation of "Class D" motor vehicles, ~~$18~~ other than a probationary license under s. 343.085, $24.

SECTION 4341. 343.21 (1) (ag) of the statutes is created to read:

343.21 **(1)** (ag) For the issuance of a probationary license under s. 343.085, $18.

SECTION 4342. 343.21 (1) (am) of the statutes is repealed.

SECTION 4343. 343.21 (1) (d) of the statutes is amended to read:

343.21 **(1)** (d) For the initial issuance or renewal of authorization to operate "Class A", "Class B" or "Class C" motor vehicles, or upgrading an existing regular license which only authorizes the operation of "Class D" motor vehicles, $64. This fee includes issuance of any "H", "N", "P", or "T" endorsements or "Class D" authorization applied for at the same time for which the applicant is qualified. An additional fee of $5 is required for the issuance or renewal of any "S" endorsement applied for or renewed at the same time for which the applicant is qualified. The department shall waive any fee under this paragraph for an applicant who holds a military commercial driver license, as defined in s. 343.16 (2) (f) 1.

SECTION 4344. 343.21 (1) (n) of the statutes is amended to read:

343.21 **(1)** (n) In addition to any other fee under this subsection, for the issuance, renewal, upgrading, or reinstatement of any license, endorsement, or instruction permit, a license issuance fee of $10. The department shall waive any fee under this paragraph for an applicant who holds a military commercial driver license, as defined in s. 343.16 (2) (f) 1.

SECTION 4345. 343.21 (1m) of the statutes is amended to read:

343.21 **(1m)** In addition to the fee specified in sub. (1) ~~(am)~~ (a), (b), or (d), an applicant whose application for renewal of a license or authorization under sub. (1) ~~(am)~~ (a), (b), or (d) is filed after the date of expiration of the license or authorization shall pay to the department a late fee of $5.

SECTION 4346. 343.50 (5) (b) of the statutes is amended to read:

343.50 **(5)** (b) Except as provided in ~~par.~~ pars. (c) and (d) and s. 343.165 (4) (c), an original or reinstated card shall be valid for the succeeding period of 8 years from the applicant's next birthday after the date of issuance, and a renewed card shall be valid for the succeeding period of 8 years from the card's last expiration date.

SECTION 4347. 343.50 (5) (d) of the statutes is created to read:

343.50 **(5)** (d) Except as provided in par. (c), an identification card that is issued to a person who is 65 years of age or older at the time of issuance does not expire. A card under this paragraph 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 4348. 346.45 (1) (g) of the statutes is created to read:

346.45 **(1)** (g) Every cargo tank motor vehicle, whether loaded or empty, transporting a commodity under exemption in accordance with 49 CFR part 107, subpart B.

SECTION 4349. 346.65 (2m) (b) of the statutes is amended to read:

346.65 **(2m)** (b) The court shall consider a report submitted under s. ~~85.53~~ 51.49 (2) (d) when imposing a sentence under sub. (2), (2q), or (3m).

SECTION 4350. 346.925 (1) of the statutes is amended to read:

346.925 **(1)** No person may direct or permit a child under the age of 16 years to operate a farm tractor or self-propelled implement of husbandry on the highway unless the child has been certified ~~under s. 36.25 (32) (a) 2.~~, as specified by the department, as successfully completing a tractor and machinery operation safety training course that is equivalent to the requirements, other than age, specified under 29 CFR part 570.70 to 570.72.

SECTION 4351. 349.13 (1j) of the statutes is amended to read:

349.13 **(1j)** The department, with respect to state trunk highways outside of corporate limits, and local authorities, with respect to highways under their jurisdiction including state trunk highways or connecting highways within corporate limits, may authorize persons to park their vehicles during specified hours on the near side of a highway adjacent to a schoolhouse located on property ~~of~~ leased or owned by the University of Wisconsin System Authority when the persons are conducting business at the schoolhouse.

SECTION 4352. 350.01 (1r) of the statutes is repealed.

SECTION 4353. 350.01 (9m) (a) of the statutes is amended to read:

350.01 **(9m)** (a) A bed and breakfast establishment, as defined in s. ~~254.61 (1)~~ 97.01 (1g).

SECTION 4354. 350.01 (9m) (b) of the statutes is amended to read:

350.01 **(9m)** (b) A hotel, as defined in s. ~~254.61 (3)~~ 97.01 (7).

SECTION 4355. 350.01 (9m) (c) of the statutes is amended to read:

350.01 **(9m)** (c) A tourist rooming house, as defined in s. ~~254.61 (6)~~ 97.01 (15k).

SECTION 4356. 350.12 (3) (b) 1. of the statutes is amended to read:

350.12 **(3)** (b) 1. Any person who is a resident of this state and the owner of a snowmobile may register the snowmobile as an antique snowmobile if it is at least 35 years old at the time that the owner applies for such registration. Upon payment of a fee of $20, the owner shall be furnished a registration certificate and decals of a distinctive design, in lieu of the design on the decals issued under par. (d). The design shall show that the snowmobile is an antique. The registration certificate shall be valid for ~~2~~ 3 years. If the snowmobile is registered before April 1, the ~~2~~

~~year~~
3-year period begins on the July 1 before the date of application. If the snowmobile is registered on or after April 1 of a given year, the ~~2-year~~ 3-year period begins on the July 1 after the date of application. The fee for issuance of the initial registration certificate is $20. The fee for renewal of the registration is $5.

SECTION 4357. 350.12 (3j) (br) of the statutes, as created by 2013 Wisconsin Act 142, is amended to read:

350.12 **(3j)** (br) There is no fee for a trail use sticker issued for a snowmobile that has a model year that is at least ~~30~~ 35 years earlier than the year in which the trail use sticker is issued.

SECTION 4358. 350.12 (4) (b) 1. of the statutes is amended to read:

350.12 **(4)** (b) 1. State aids and funds for maintenance costs shall be 100% of the actual cost of maintaining the trail per year up to a $250 per mile per year maximum, except as provided in pars. (bg) to (br). Qualifying trails are trails approved by the ~~board~~ secretary of natural resources as snowmobile trails. State aid for development may equal 100% of development expenses. Aids for major reconstruction or rehabilitation projects to improve bridges may equal 100% of eligible costs. Aids for trail rehabilitation projects may equal 100% of eligible costs.

Development shall begin the same year the land is acquired. Moneys available for development shall be distributed on a 100% grant basis, 75% at the time of approval but no later than January 1 and 25% upon completion of the project. A county application may include a request for development, rehabilitation, or maintenance of trails, or any combination thereof. Trail routes, sizes, and specifications shall be prescribed only by the ~~board~~ secretary of natural resources.

SECTION 4359. 350.12 (4) (b) 4. of the statutes is amended to read:

350.12 **(4)** (b) 4. For the maintenance, rehabilitation , and development of snowmobile trails and areas on state lands and for major rehabilitation of snowmobile bridges, 100% of the actual cost for development and rehabilitation and 100% of the actual cost of maintaining the trails per year up to the per mile per year maximum specified under subd. 1. Qualifying trails are those approved by the ~~board~~ secretary of natural resources. Trail routes, sizes , and specifications shall be prescribed only by the ~~board~~ secretary of natural resources.

SECTION 4360. 350.145 (3) (b) of the statutes is amended to read:

350.145 **(3)** (b) The secretary of natural resources shall submit any written comments that the secretary receives under par. (a) 2. ~~to the natural resources board and~~ to the secretary of administration with the department's submission of its budget report under s. 16.42.

SECTION 4361. 409.501 (1) (b) of the statutes is amended to read:

409.501 **(1)** (b) The office of the department of financial institutions and professional standards or any office duly authorized by the department, in all other cases, including a case in which the collateral is goods that are or are to become fixtures and the financing statement is not filed as a fixture filing.

SECTION 4362. 426.103 of the statutes is amended to read:

426.103Administrator. "Administrator" means the secretary of financial institutions and professional standards or an employee of the department of financial institutions and professional standards designated by the secretary.

SECTION 4363. 426.104 (2) (intro.) of the statutes is amended to read:

426.104 **(2)** (intro.) The administrator shall report annually on practices in consumer transactions, on the use of consumer credit in the state, on problems attending the collection of debts, on the problems of persons of limited means in consumer transactions, and on the operation of chs. 421 to 427 and 429. For the purpose of making the report, the administrator may conduct research and make appropriate studies. The report shall be ~~given to the division of banking for inclusion~~ included in the department's report ~~of the division of banking~~ under s. 220.14 and shall include:

SECTION 4364. 426.203 of the statutes is amended to read:

426.203Penalties. Whoever fails to comply with the registration requirements under s. 426.201 or fails to pay a fee required under s. 426.202 may be required to forfeit not more than $50. Each day that this failure continues constitutes a separate offense. Forfeitures received by the administrator under this section shall be credited to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (h) and may be expended from the account only for consumer or merchant education programs.

SECTION 4365. Chapter 440 (title) of the statutes is amended to read:

CHAPTER 440

~~DEPARTMENT OF SAFETY AND~~

PROFESSIONAL ~~SERVICES~~ LICENSING

SECTION 4366. 440.01 (2) (cs) of the statutes is amended to read:

440.01 **(2)** (cs) "Minority group member" has the meaning given in s. ~~16.287~~ 203.07 (1) (f).

SECTION 4367. 440.03 (3) of the statutes is amended to read:

440.03 **(3)** If the secretary reorganizes the department, no modification may be made in the powers and responsibilities of the examining boards or affiliated credentialing boards attached to the department or an examining board under s. ~~15.405~~ 15.175 or ~~15.406~~ 15.176.

SECTION 4368. 440.03 (3q) of the statutes is amended to read:

440.03 **(3q)** Notwithstanding sub. (3m), the department ~~of safety and professional services~~ shall investigate any report that it receives under s. 146.40

(4r)
(em).

SECTION 4369. 440.03 (9) (a) 2. of the statutes is amended to read:

440.03 **(9)** (a) 2. Not later than January 31 of each odd-numbered year, adjusting for the succeeding fiscal biennium each fee for an initial credential for which an examination is not required, for a reciprocal credential, and, subject to s. 440.08 (2) (a), for a credential renewal, if an adjustment is necessary to reflect the approximate administrative and enforcement costs of the department that are attributable to the regulation of the particular occupation or business during the period in which the initial or reciprocal credential or credential renewal is in effect and, for purposes of each fee for a credential renewal, to reflect an estimate of any additional moneys available for the department's general program operations as a result of appropriation transfers that have been or are estimated to be made under s. ~~20.165 (1)~~ 20.142 (3) (i) during the fiscal biennium in progress at the time of the deadline for an adjustment under this subdivision or during the fiscal biennium beginning on the July 1 immediately following the deadline for an adjustment under this subdivision.

SECTION 4370. 440.03 (11m) (c) of the statutes is amended to read:

440.03 **(11m)** (c) The department ~~of 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 and the department of workforce development for the purpose of requesting certifications under s. 108.227.

SECTION 4371. 440.03 (12m) of the statutes is amended to read:

440.03 **(12m)** The department ~~of 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 safety and professional services~~, including whether that credential has been restricted in any way.

SECTION 4372. 440.03 (13) (b) 73. of the statutes is repealed.

SECTION 4373. 440.03 (13) (b) 74. of the statutes is repealed.

SECTION 4374. 440.03 (14) (c) of the statutes is amended to read:

440.03 **(14)** (c) The renewal dates for certificates granted under par. (a) and licenses granted under par. (am) ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined

by the department under s. 440.03 (9) (a) and evidence satisfactory to the department that the person's certification, registration, or accreditation specified in par. (a) 1. a., 2. a., or 3. a. has not been revoked.

SECTION 4375. 440.032 (5) of the statutes is amended to read:

440.032 **(5)** LICENSE RENEWAL. The renewal dates for licenses granted under sub. (3) (a) ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) ~~68e~~ and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the department that the person's certification or membership specified in sub. (3) that is required for the license has not been revoked or invalidated.

SECTION 4376. 440.065 of the statutes is created to read:

440.065 Payment of fees by installments. The department may promulgate rules establishing procedures for the payment by installment of initial credential fees and credential renewal fees.

SECTION 4377. 440.08 (2) (a) (intro.) of the statutes, as affected by 2013 Wisconsin Act 240, is amended to read:

440.08 **(2)** (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04, 444.03, 444.11, 447.04 (2) (c) 2., 449.17 (1m) (d), ~~and~~ 449.18 (2) (d), 463.10, 463.12, and 463.25 and subch. II of ch. 448, the renewal dates for credentials are as follows:

SECTION 4378. 440.08 (2) (a) (intro.) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

440.08 **(2)** (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04, 444.03, 444.11, 447.04 (2) (c) 2., 449.17 (1m) (d), 449.18 (2) (d), 463.10, 463.12, and 463.25 and subch. II of ch. 448, ~~the renewal dates for credentials are as follows~~ all of the following apply with respect to renewals of credentials:

SECTION 4379. 440.08 (2) (a) 1. to 46w. of the statutes are renumbered 440.08 (2) (ag) 1. to 46w. and amended to read:

440.08 **(2)** (ag) 1. Accountant, certified public: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

3. Accounting corporation or partnership: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

4. Acupuncturist: July 1 of ~~each~~ the odd-numbered ~~year~~ years.

4m. Advanced practice nurse prescriber: October 1 of ~~each~~ the even-numbered ~~year~~ years.

5. Aesthetician: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

6. Aesthetics establishment: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

7. Aesthetics instructor: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

8. Aesthetics school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

9. Aesthetics specialty school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

9m. Substance abuse counselor, clinical supervisor, or prevention specialist:
except as limited in s. 440.88 (4), March 1 of ~~each~~ the odd-numbered ~~year~~ years.

10. Anesthesiologist assistant: October 1 of ~~each~~ the even-numbered ~~year~~ years.

11. Appraiser, real estate, certified general: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

11m. Appraiser, real estate, certified residential: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

---

12. Appraiser, real estate, licensed: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

13. Architect: August 1 of ~~each~~ the even-numbered ~~year~~ years.

14. Architectural or engineering firm, partnership or corporation: February 1
of ~~each~~ the even-numbered ~~year~~ years.

14d. Athlete agent: July 1 of ~~each~~ the even-numbered ~~year~~ years.

14f. Athletic trainer: July 1 of ~~each~~ the even-numbered ~~year~~ years.

14g. Auction company: December 15 of ~~each~~ the even-numbered ~~year~~ years.

14r. Auctioneer: December 15 of ~~each~~ the even-numbered ~~year~~ years.

15. Audiologist: February 1 of ~~each~~ the odd-numbered ~~year~~ years.

15m. Barber: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

16. Barbering establishment: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

17. Barbering instructor: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

18. Barbering manager: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

19. Barbering school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

20m. Behavior analyst: December 15 of ~~each~~ the even-numbered ~~year~~ years.

21. Cemetery authority, licensed: December 15 of ~~each~~ the even-numbered ~~year~~ years.

21m. Cemetery authority, registered: December 15 of ~~each~~ the even-numbered
~~year; $10~~ years.

22. Cemetery preneed seller: December 15 of ~~each~~ the even-numbered ~~year~~ years.

23. Cemetery salesperson: December 15 of ~~each~~ the even-numbered ~~year~~ years.

23p. Chiropractic radiological technician: December 15 of ~~each~~ the even-numbered ~~year~~ years.

23s. Chiropractic technician: December 15 of ~~each~~ the even-numbered ~~year~~ years.

24. Chiropractor: December 15 of ~~each~~ the even-numbered ~~year~~ years.

24b. Cosmetologist: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

24d. Cosmetology establishment: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

24g. Cosmetology instructor: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

24i. Cosmetology manager: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

24k. Cosmetology school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

24m. Crematory authority: January 1 of ~~each~~ the even-numbered ~~year~~ years.

25. Dental hygienist: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

26. Dentist: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

26m. Dentist, faculty member: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

27. Designer of engineering systems: February 1 of ~~each~~ the even-numbered ~~year~~ years.

27m. Dietitian: November 1 of ~~each~~ the even-numbered ~~year~~ years.

29. Drug manufacturer: June 1 of ~~each~~ the even-numbered ~~year~~ years.

30. Electrologist: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

31. Electrology establishment: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

32. Electrology instructor: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

33. Electrology school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

34. Electrology specialty school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

35. Engineer, professional: August 1 of ~~each~~ the even-numbered ~~year~~ years.

36. Funeral director: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

---

37. Funeral establishment: June 1 of ~~each~~ the odd-numbered ~~year~~ years.

38. Hearing instrument specialist: February 1 of ~~each~~ the odd-numbered ~~year~~ years.

38g. Home inspector: December 15 of ~~each~~ the even-numbered ~~year~~ years.

38j. Juvenile martial arts instructor: September 1 of ~~each~~ the even-numbered ~~year~~ years.

38m. Landscape architect: August 1 of ~~each~~ the even-numbered ~~year~~ years.

39. Land surveyor, professional: February 1 of ~~each~~ the even-numbered ~~year~~ years.

39m. Limited X-ray machine operator: September 1 of ~~each~~ the even-numbered ~~year~~ years.

42. Manicuring establishment: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

43. Manicuring instructor: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

44. Manicuring school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

45. Manicuring specialty school: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

46. Manicurist: April 1 of ~~each~~ the odd-numbered ~~year~~ years.

46m. Marriage and family therapist: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

46r. Massage therapist or bodywork therapist: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

46w. Midwife, licensed: July 1 of ~~each~~ the even-numbered ~~year~~ years.

SECTION 4380. 440.08 (2) (a) 1n., 2n., 3n., 4n. and 5n. of the statutes are created to read:

440.08 **(2)** (a) 1n. Beginning with the first renewal after the initial issuance of a credential, credentials may be renewed every 4 years as provided in this paragraph.

2n. General renewal dates shall be as specified in par. (ag), and renewals shall be in either odd-numbered or even-numbered years, as specified in par. (ag).

3n. The actual renewal dates for credential holders who are individuals shall be staggered so that the renewal dates for credential holders who have even-numbered birth years are 2 years apart from the renewal dates for credential holders who have odd-numbered birth years.

4n. Renewal years for credential holders that are not individuals shall be determined by the department, which may provide for staggering as necessary.

5n. The department shall promulgate rules for the implementation of subds. 1n. to 4n.

SECTION 4381. 440.08 (2) (a) 46y. of the statutes, as created by 2013 Wisconsin Act 244, is renumbered 440.08 (2) (ag) 46y. and amended to read:

440.08 **(2)** (ag) 46y. Mobile dentistry program registration: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

SECTION 4382. 440.08 (2) (a) 48. to 69. of the statutes are renumbered 440.08 (2) (ag) 48. to 69. and amended to read:

440.08 **(2)** (ag) 48. Nurse, licensed practical: May 1 of ~~each~~ the odd-numbered ~~year~~ years.

49. Nurse, registered: March 1 of ~~each~~ the even-numbered ~~year~~ years.

50. Nurse-midwife: March 1 of ~~each~~ the even-numbered ~~year~~ years.

51. Nursing home administrator: July 1 of ~~each~~ the even-numbered ~~year~~ years.

---

52. Occupational therapist: June 1 of ~~each~~ the odd-numbered ~~year~~ years.

53. Occupational therapy assistant: June 1 of ~~each~~ the odd-numbered ~~year~~ years.

54. Optometrist: December 15 of ~~each~~ the odd-numbered ~~year~~ years.

54m. Perfusionist: March 1 of ~~each~~ the even-numbered ~~year~~ years.

55. Pharmacist: June 1 of ~~each~~ the even-numbered ~~year~~ years.

56. Pharmacy, in-state and out-of-state: June 1 of ~~each~~ the even-numbered ~~year~~ years.

57. Physical therapist: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

57m. Physical therapist assistant: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

58. Physician, other than a physician who possesses the degree of doctor of osteopathy: November 1 of ~~each~~ the odd-numbered ~~year~~ years.

58m. Physician who possesses the degree of doctor of osteopathy: March 1 of ~~each~~ the even-numbered ~~year~~ years.

59. Physician assistant: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

60. Podiatrist: November 1 of ~~each~~ the even-numbered ~~year~~ years.

61. Private detective: September 1 of ~~each~~ the even-numbered ~~year~~ years.

62. Private detective agency: September 1 of ~~each~~ the odd-numbered ~~year~~ years.

63. Private practice school psychologist: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

63g. Private security person: September 1 of ~~each~~ the even-numbered ~~year~~ years.

63m. Professional counselor: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

63u. Professional geologist: August 1 of ~~each~~ the even-numbered ~~year~~ years.

63v. Professional geology, hydrology, or soil science firm, partnership, or corporation: August 1 of ~~each~~ the even-numbered ~~year~~ years.

63w. Professional hydrologist: August 1 of ~~each~~ the even-numbered ~~year~~ years.

63x. Professional soil scientist: August 1 of ~~each~~ the even-numbered ~~year~~ years.

64. Psychologist: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

64g. Radiographer, licensed: September 1 of ~~each~~ the even-numbered ~~year~~ years.

65. Real estate broker: December 15 of ~~each~~ the even-numbered ~~year~~ years.

66. Real estate business entity: December 15 of ~~each~~ the even-numbered ~~year~~ years.

67. Real estate salesperson: December 15 of ~~each~~ the even-numbered ~~year~~ years.

67m. Registered interior designer: August 1 of ~~each~~ the even-numbered ~~year~~ years.

67v. Registered music, art or dance therapist: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

67x. Registered music, art, or dance therapist with psychotherapy license: October 1 of ~~each~~ the odd-numbered ~~year~~ years.

68. Respiratory care practitioner: July 1 of ~~each~~ the even-numbered ~~year~~ years.

68b. Sanitarian: January 1 of ~~each~~ the even-numbered ~~year~~ years.

68c. Sign language interpreter: September 1 of ~~each~~ the odd-numbered ~~year~~ years.

68d. Social worker: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

68h. Social worker, advanced practice: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

68p. Social worker, independent: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

68t. Social worker, independent clinical: March 1 of ~~each~~ the odd-numbered ~~year~~ years.

68v. Speech-language pathologist: February 1 of ~~each~~ the odd-numbered ~~year~~ years.

69. Time-share salesperson: December 15 of ~~each~~ the even-numbered ~~year~~ years.

SECTION 4383. 440.08 (2) (a) 70. of the statutes is repealed.

SECTION 4384. 440.08 (2) (a) 71. of the statutes is repealed.

SECTION 4385. 440.08 (2) (a) 72. of the statutes is renumbered 440.08 (2) (ag) 72. and amended to read:

440.08 **(2)** (ag) 72. Wholesale distributor of prescription drugs: June 1 of ~~each~~ the even-numbered ~~year~~ years.

SECTION 4386. 440.08 (2) (ag) (intro.) of the statutes is created to read:

440.08 **(2)** (ag) (intro.) For the purpose of par. (a), the general renewal dates and years for credentials are as follows:

SECTION 4387. 440.08 (2) (ar) of the statutes is created to read:

440.08 **(2)** (ar) Notwithstanding pars. (a), (ag), and (c), the department may establish a system to transition credential holders from 2-year to 4-year credential periods by phasing-in the application of par. (a). Notwithstanding the requirement to pay the renewal fee under par. (c), a person who renews a credential for 2 years

pursuant to the system established under this paragraph is only required to pay one-half of the renewal fee that applies to a person renewing a credential for 4 years. The department shall promulgate rules to implement any transition system established under this paragraph, which shall not allow for more than one 2-year renewal of a credential after the effective date of this paragraph .... [LRB inserts date].

SECTION 4388. 440.08 (2) (b) of the statutes is amended to read:

440.08 **(2)** (b) The renewal fee for an apprentice, journeyman, student, or temporary credential is $10. The renewal dates ~~specified in par.~~ determined under pars. (a) and (ag) do not apply to apprentice, journeyman, student or temporary credentials.

SECTION 4389. 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 safety and professional services~~ and the department of children and families under s. 49.857.

SECTION 4390. 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 safety and professional services~~, the department of justice may commence an action to recover costs assessed under this subsection and any accrued interest.

SECTION 4391. 440.25 of the statutes is amended to read:

440.25Judicial review. The department may seek judicial review under ch. 227 of any final disciplinary decision of the medical examining board or affiliated credentialing board attached to the medical examining board. The department shall be represented in such review proceedings by an attorney within the department. Upon request of the medical examining board or the interested affiliated credentialing board, the attorney general may represent the board. If the attorney general declines to represent the board, the board may retain special counsel which shall be paid for out of the appropriation under s. ~~20.165 (1)~~ 20.142 (3) (hg).

SECTION 4392. 440.26 (3) of the statutes is amended to read:

440.26 **(3)** ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an application executed under sub. (2), and after any investigation that it considers necessary, the department shall, if it determines that the applicant is qualified, grant the proper license upon payment of the initial credential fee determined by the department under s. 440.03 (9) (a). No license shall be issued for a longer period than ~~2~~ 4 years, and the license of a private detective shall expire on the renewal date of the license of the private detective agency, even if the license of the private detective has not been in effect for a full ~~2~~ 4 years. Renewals of the original licenses issued under this section shall be issued in accordance with renewal forms prescribed by the department and shall be accompanied by the applicable fees specified in s. 440.08 or determined by the department under s. 440.03 (9) (a). The department may not renew a license unless the applicant provides evidence that the applicant has in force at the time of renewal the bond or liability policy specified in this section.

SECTION 4393. 440.26 (5m) (b) of the statutes is amended to read:

440.26 **(5m)** (b) The renewal dates for permits issued under this subsection ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4394. 440.313 (1) of the statutes is amended to read:

440.313 **(1)** The renewal date for licenses granted under this subchapter ~~is specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4395. Subchapter V (title) of chapter 440 [precedes 440.51] of the statutes is amended to read:

CHAPTER 440

SUBCHAPTER V

PEDDLERS; PRIVATE SCHOOLS

SECTION 4396. 440.52 (title) of the statutes is created to read:

440.52 (title) **Private trade, business, technical, and other schools.**

SECTION 4397. 440.52 (7m) of the statutes is created to read:

440.52 **(7m)** AUTHORIZATION OF SCHOOLS. (a) In this subsection, "proprietary school" means a private trade, correspondence, business, or technical school or any other private school seeking funding under 20 USC 1070 to 1099d.

(b) Upon application, the department shall issue written authorization to a proprietary school doing business within this state if the requirements established by rule under par. (c) are satisfied.

(c) The rules required under sub. (3) shall include rules related to providing authorization under this subsection and revoking authorization previously provided. The rules shall include all of the following:

1. Criteria or standards for providing authorization, which must include a requirement that the school has accreditation recognized by the U.S. secretary of education or recognized by the Council for Higher Education Accreditation.

2. The period for which the department's authorization is valid, which period may be no longer than 4 years.

3. Criteria or standards, and a procedure, for revoking authorization previously provided, which must allow revocation if the school has lost the accreditation specified in subd. 1.

4. Criteria or standards, and a procedure, for a school to regain authorization after its authorization has been revoked.

5. The fees to be paid to the department for authorization under this subsection.

Fees collected under this subdivision shall be sufficient to cover all costs that the department incurs in authorizing proprietary schools under this subsection.

(d) A school issued authorization by the department under par. (b) shall promptly notify the department if it loses the accreditation specified in par. (c) 1. within the period of authorization.

(e) With respect to any school authorized by the department under par. (b) or for which the department has a pending application for authorization, the department shall do all of the following:

---

1. Fulfill any obligation of this state specified in 20 USC 1099a.

2. Cooperate with any accrediting agency or association recognized by the federal secretary of education as meeting the criteria established under 20 USC 1099b, and with the federal secretary of education, with respect to certification or recertification under 20 USC 1099c of any school for purposes of the school's participation in programs of the federal department of education.

SECTION 4398. 440.52 (11) (bm) of the statutes is created to read:

440.52 **(11)** (bm) If a school operating in this state proposes to discontinue its operations or is in imminent danger of discontinuing its operations, the school shall give notice to the department. Upon receiving this notice, if the department determines that the student records of the school are in danger of being destroyed, secreted, mislaid, or otherwise made unavailable to the persons who are the subjects of those student records or the authorized representatives of those persons, the department may take possession of those student records if those student records have not already been taken into possession under par. (b) 2.

SECTION 4399. 440.63 (2) of the statutes is amended to read:

440.63 **(2)**APPLICATIONS; CERTIFICATION PERIOD. An application for initial certification or renewal or reinstatement of a certificate under this section shall be submitted to the department on a form provided by the department. An application for initial certification shall include the initial credential fee determined by the department under s. 440.03 (9) (a). Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a), and

the applicable penalty for late renewal under s. 440.08 (3) if the application is submitted late.

SECTION 4400. 440.71 (3) of the statutes is amended to read:

440.71 **(3)**RENEWAL. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4401. 440.88 (4) of the statutes is amended to read:

440.88 **(4)**APPLICATIONS; CERTIFICATION PERIOD. An application for certification as a substance abuse counselor, clinical supervisor, or prevention specialist under this section shall be made on a form provided by the department and filed with the department and shall be accompanied by the initial credential fee determined by the department under s. 440.03 (9) (a). The renewal date for certification as a substance abuse counselor, clinical supervisor, or prevention specialist ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag) and the renewal fee for such certifications is determined by the department under s. 440.03 (9) (a). Renewal of certification as a substance abuse counselor-in-training, a clinical supervisor-in-training, or a prevention specialist-in-training may be made only twice.

SECTION 4402. 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 safety and professional services~~ on matters relating to cemeteries, to this chapter, or to the board.

SECTION 4403. 440.905 (2) of the statutes is amended to read:

440.905 **(2)** The board has rule-making authority and may promulgate rules relating to the regulation of cemetery authorities, cemetery salespersons, and

cemetery preneed sellers. ~~The board may determine, by rule, a fee under s. 440.05 (1) (a) and under s. 440.08 (2) (a) 21. that is sufficient to fund the board's operating costs.~~

SECTION 4404. 440.91 (1) (c) 1. of the statutes is amended to read:

440.91 **(1)** (c) 1. The renewal dates for licenses granted under par. (b) ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag) and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a), except that a licensed cemetery authority is not required to renew its license if the cemetery authority sells less than 20 cemetery lots or mausoleum spaces at a cemetery during a calendar year, or that has less than $100,000 in trust fund accounts for a cemetery.

SECTION 4405. 440.91 (1m) (c) of the statutes is amended to read:

440.91 **(1m)** (c) The renewal date ~~and renewal fee~~ for a registration granted under par. (b) ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). The department shall determine the renewal fee for a registration granted under par. (b) under s. 440.03 (9) (a).

SECTION 4406. 440.91 (4) of the statutes is amended to read:

440.91 **(4)** Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4407. 440.92 (1) (c) of the statutes is amended to read:

440.92 **(1)** (c) Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4408. 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 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 ~~SAFETY AND PROFESSIONAL SERVICES~~ FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS FOR APPROVAL. THE SELLER IS RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE PLANS BY THE DEPARTMENT OF ~~SAFETY AND PROFESSIONAL SERVICES~~ FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS, COMPLETE THE CONSTRUCTION, AND OBTAIN CERTIFICATION OF THE CONSTRUCTION BY THE DEPARTMENT OF ~~SAFETY AND PROFESSIONAL SERVICES~~ FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS."

SECTION 4409. 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 safety and professional services~~ to exercise its authority under par. (a) to aid in the investigation of alleged violations of this section.

SECTION 4410. 440.966 (1) of the statutes is amended to read:

440.966 **(1)** The renewal date for a certificate of registration issued under this subchapter ~~is specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such certificate of registration is determined by the department under s. 440.03 (9) (a).

SECTION 4411. 440.972 (2) of the statutes is amended to read:

440.972 **(2)** The renewal date for certificates granted under this section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) ~~38g.~~ and (ag), and the renewal fee for such certificates is determined by the department under s. 440.03 (9) (a).

SECTION 4412. 440.98 (6) of the statutes is amended to read:

440.98 **(6)** APPLICATIONS. An application for a sanitarian registration under this section shall be made on a form provided by the department and filed with the department and shall be accompanied by the initial credential fee determined by the department under s. 440.03 (9) (a). The renewal date for a sanitarian registration ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such registration is determined by the department under s. 440.03 (9) (a).

SECTION 4413. 440.983 (1) of the statutes is amended to read:

440.983 **(1)** The renewal date for licenses granted under this subchapter ~~is specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4414. 440.992 (6) of the statutes is repealed.

SECTION 4415. 440.9935 of the statutes is amended to read:

440.9935Renewal. The renewal date for certificates of registration issued under this subchapter ~~is specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such certificates is determined by the department under s. 440.03 (9) (a). Renewal applications shall be submitted to the department on a form provided by the department.

SECTION 4416. 441.01 (7) (a) 2. of the statutes is amended to read:

441.01 **(7)** (a) 2. Pay a nursing workforce survey fee of $4. All moneys received under this subdivision shall be deposited into the general fund and credited to the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm).

SECTION 4417. 441.06 (3) of the statutes is amended to read:

441.06 **(3)** A registered nurse practicing for compensation shall, on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), submit to the board on furnished forms a statement giving name, residence, and other facts that the board requires, with the applicable renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4418. 441.10 (3) (b) of the statutes is amended to read:

441.10 **(3)** (b) On or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), a licensed practical nurse practicing for compensation shall submit to the board, on forms furnished by the department, an application for license renewal, together with a statement giving name, residence, nature and extent of practice as a licensed practical nurse during the prior year and prior unreported years, the nursing workforce survey and fee required under s. 441.01 (7), and other facts bearing upon current competency that the board requires,

---

accompanied by the applicable license renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4419. 441.15 (3) (b) of the statutes is amended to read:

441.15 **(3)** (b) On or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), a person issued a license under par. (a) and practicing nurse-midwifery shall submit to the board on furnished forms a statement giving his or her name, residence, the nursing workforce survey and fee required under s. 441.01 (7), and other information that the board requires by rule, with the applicable renewal fee determined by the department under s. 440.03 (9) (a). If applicable, the person shall also submit evidence satisfactory to the board that he or she has in effect the malpractice liability insurance required under the rules promulgated under sub. (5) (bm). The board shall grant to a person who pays the fee determined by the department under s. 440.03 (9) (a) for renewal of a license to practice nurse-midwifery and who satisfies the requirements of this paragraph the renewal of his or her license to practice nurse-midwifery and the renewal of his or her license to practice as a registered nurse.

SECTION 4420. 442.083 of the statutes is amended to read:

442.083Renewal. The renewal dates for licenses issued under this chapter

~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a). The department may not renew a license issued to a firm unless, at the time of renewal, the firm satisfies the requirements under s. 442.08 (2) and demonstrates, to the satisfaction of the department, that the firm has complied with the requirements under s. 442.087.

SECTION 4421. 443.07 (6) of the statutes is amended to read:

443.07 **(6)** The renewal date for permits under this section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the fee for renewal of such permits is determined by the department under s. 440.03 (9) (a).

SECTION 4422. 443.08 (3) (b) of the statutes is amended to read:

443.08 **(3)** (b) The renewal date for certificates of authorization under this section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the fee for renewal of such certificates is determined by the department under s. 440.03 (9) (a).

SECTION 4423. 443.10 (2) (e) of the statutes is amended to read:

443.10 **(2)** (e) The renewal date for certificates of registration for architects, landscape architects, and professional engineers ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the fee for renewal of such certificates is determined by the department under s. 440.03 (9) (a).

SECTION 4424. 443.10 (5) of the statutes is amended to read:

443.10 **(5)** FEES; RENEWALS. The professional land surveyor section shall grant a license to engage in the practice of professional land surveying to any applicant who has met the applicable requirements of this chapter. The renewal date for the license ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for the license is determined by the department under s. 440.03 (9) (a).

SECTION 4425. 443.10 (6) of the statutes is amended to read:

443.10 **(6)** ROSTER. A roster showing the names and mailing addresses of all registered surveyors shall be prepared annually by the secretary and made available for purchase at cost~~, and a copy shall be placed on file with the department of financial institutions~~.

SECTION 4426. 444.04 of the statutes is amended to read:

444.04 Promoter and club reports. Within 2 business days after a promoter or club holds a professional contest or amateur mixed martial arts fighting contest, the club shall furnish to the department a written report, verified by the promoter or by one of the club's officers under penalty of perjury, showing the number of tickets

sold for the contest, the amount of gross proceeds, and all other information the department requires by rule to be included in the report. The department may limit, suspend, revoke, or assess a forfeiture to the promoter or club for failure to comply with this section or failure to provide accurate information to the department. Any forfeiture collected under this section shall be deposited in the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm).

SECTION 4427. 444.14 of the statutes is amended to read:

444.14Sham contests; contestants penalized; forfeitures; hearing. The department shall ban a contestant who participates in any sham or fake professional contest or amateur mixed martial arts fighting contest or violates any rule promulgated by the department, and may require the contestant, the contestant's manager, or the promoter of the contest to forfeit an amount determined by the department, but not more than $500. Fifty percent of all forfeitures collected under this section shall be deposited in the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (im).

SECTION 4428. 445.06 of the statutes is amended to read:

445.06Renewal of licenses. The renewal date for a funeral director's license ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such license is determined by the department under s. 440.03 (9) (a). Before any renewal license is delivered to any licensed funeral director, proof ~~must~~ shall be furnished by the applicant, to the satisfaction of the examining board, that the

---

applicant is doing business at a recognized funeral establishment. The applicant ~~must~~ shall also furnish proof of completion of at least 15 hours of continuing education during each 2-year period within the previous ~~2-year~~ 4-year licensure period, except that new licensees are exempt from this requirement during the time between initial licensure and commencement of a full ~~2-year~~ 4-year licensure period.

SECTION 4429. 445.105 (3) of the statutes is amended to read:

445.105 **(3)** Applications for funeral establishment permits shall be made on forms provided by the department and filed with the department and shall be accompanied by the initial credential fee determined by the department under s. 440.03 (9) (a). The renewal date for a funeral establishment permit ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such permit is determined by the department under s. 440.03 (9) (a).

SECTION 4430. 446.02 (1) (b) of the statutes is amended to read:

446.02 **(1)** (b) Submits evidence satisfactory to the examining board that the person meets the requirements of continuing education for license renewal as the

examining board may require, which requirements shall include current proficiency in the use of an automated external defibrillator achieved through instruction provided by an individual, organization, or institution of higher education approved under s. 46.03 (38) to provide such instruction. The person shall include the approval number assigned under sub. (5) (b) to each educational program completed by the person to satisfy the requirements of this paragraph. During the time between initial licensure and commencement of a full ~~2-year~~ licensure period, new licensees shall not be required to meet continuing education requirements. Any person who has not engaged in the practice of chiropractic for 2 years or more, while holding a valid license under this chapter, and desiring to engage in such practice, shall be required by the examining board to complete a continuing education course at a school of chiropractic approved by the examining board or pass a practical examination administered by the examining board or both.

SECTION 4431. 446.02 (4) of the statutes is amended to read:

446.02 **(4)** The renewal date for all licenses granted by the examining board ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 4432. 446.025 (3) (a) of the statutes is renumbered 446.025 (3) (a) 1. and amended to read:

446.025 **(3)** (a) 1. The renewal date ~~and fees~~ for a certificate issued under this section ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag).

SECTION 4433. 446.025 (3) (a) 2. of the statutes is created to read:

446.025 **(3)** (a) 2. The renewal fees for a certificate issued under this section are determined by the department under s. 440.03 (9) (a).

SECTION 4434. 446.025 (3) (b) of the statutes is amended to read:

446.025 **(3)** (b) A chiropractic radiological technician shall, at the time that he or she applies for renewal of a certificate under par. (a), submit evidence satisfactory to the examining board that he or she has completed at least 12 continuing educational credit hours in each 2-year period within the prior 4-year period in programs established by rules promulgated by the examining board.

SECTION 4435. 446.026 (3) (a) of the statutes is renumbered 446.026 (3) (a) 1. and amended to read:

446.026 **(3)** (a) 1. The renewal date ~~and fees~~ for a certificate issued under this section ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag).

SECTION 4436. 446.026 (3) (a) 2. of the statutes is created to read:

446.026 **(3)** (a) 2. The renewal fees for a certificate issued under this section are determined by the department under s. 440.03 (9) (a).

SECTION 4437. 446.026 (3) (b) of the statutes is amended to read:

446.026 **(3)** (b) A chiropractic technician shall, at the time that he or she applies for renewal of a certificate under par. (a), submit evidence satisfactory to the examining board that he or she has completed at least 6 continuing educational credit hours in each 2-year period within the prior 4-year period in programs established by rules promulgated by the examining board.

SECTION 4438. 447.05 of the statutes is amended to read:

447.05Expiration and renewal. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a). The examining board may not renew a license to practice dentistry unless the applicant for renewal attests that he or she has current proficiency in cardiopulmonary resuscitation, including the use of an automated external defibrillator achieved through instruction provided by an individual, organization, or institution of higher education approved under s. 46.03 (38) to provide such instruction. The examining board may not renew a license to practice dental hygiene unless the applicant for renewal attests that he or she has complied with s. 447.055 and any rules promulgated by the department under s. 447.055, that he or she has a current certification in cardiopulmonary resuscitation, and that he or she has current proficiency in the use of an automated external defibrillator achieved through instruction provided by an individual, organization, or institution of higher education approved under s. 46.03 (38) to provide such instruction.

SECTION 4439. 447.055 (1) (a) of the statutes is amended to read:

447.055 **(1)** (a) Except as provided in subs. (3) and (4), a person is not eligible for renewal of a license to practice dental hygiene, other than a permit issued under s. 447.02 (3), unless the person has taught, prepared, attended, or otherwise completed, during each of the 2-year periods within the 4-year period immediately preceding the renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), 12 credit hours of continuing education relating to the clinical practice of dental hygiene that is sponsored or recognized by a local, state, regional, national, or international dental, dental hygiene, dental assisting, or medical-related professional organization.

SECTION 4440. 447.055 (1) (b) 1. of the statutes is amended to read:

447.055 **(1)** (b) 1. Basic life support or cardiopulmonary resuscitation. Not more than 2 of the credit hours required in each 2-year period under par. (a) may be satisfied by such training.

SECTION 4441. 447.055 (1) (b) 2. of the statutes is amended to read:

447.055 **(1)** (b) 2. Infection control. Not less than 2 of the credit hours required in each 2-year period under par. (a) must be satisfied by such training.

SECTION 4442. 447.055 (1) (c) of the statutes is amended to read:

447.055 **(1)** (c) Biennially, ~~beginning January 1, 2007,~~ the department shall consult with the examining board and with the department of health services regarding the number of credit hours of continuing education required for eligibility for renewal under par. (a). After consulting with the examining board and the department of health services, and notwithstanding par. (a), the department may promulgate a rule requiring, during each of the 2-year periods within the 4-year period immediately preceding the renewal date determined under s. 440.08 (2) (a) and (ag), not more than 20 nor less than 12 credit hours of continuing education for eligibility for renewal.

SECTION 4443. 447.056 (1) (intro.) of the statutes is amended to read:

447.056 **(1)** (intro.) Except as provided in subs. (2) to (4), a person is not eligible for renewal of a license to practice dentistry, other than a permit issued under s. 447.02 (3), unless the person has taught, attended, or otherwise completed, during each of the 2-year periods within the 4-year period immediately preceding the renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), 30 credit hours of continuing education related to the practice of dentistry or the practice of medicine, including not less than 25 credit hours of instruction in clinical dentistry or clinical medicine. Not more than 4 of the 30 hours may be from teaching. Continuing education does not satisfy the requirements under this subsection unless the continuing education is one of the following:

SECTION 4444. 447.056 (3) of the statutes is amended to read:

447.056 **(3)** Credit hours completed before the ~~2-year~~ 4-year period immediately preceding renewal of a license to practice dentistry may not be applied to fulfill the credit hours required under sub. (1).

SECTION 4445. 447.058 (2) (b) of the statutes, as created by 2013 Wisconsin Act 244, is amended to read:

447.058 **(2)** (b) A mobile dentistry program registrant shall submit an application for renewal, and the applicable renewal fee determined by the department under s. 440.03 (9) (a), to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag).

SECTION 4446. 448.07 (1) (a) of the statutes is amended to read:

448.07 **(1)** (a) Every person licensed or certified under this subchapter shall register on or before each November 1 of ~~each odd-numbered~~ his or her renewal year

~~following issuance of the license or certificate~~ with the board in such manner as the board shall designate and upon forms the board shall provide. The secretary of the board~~, on or before October 1 of each odd-numbered year,~~ shall, at least 30 days prior to that date, mail or cause to be mailed to every person required to register a registration form. The board shall furnish to each person registered under this section a certificate of registration, and the person shall display the registration certificate conspicuously in the office at all times. No person may exercise the rights or privileges conferred by any license or certificate granted by the board unless currently registered as required under this subsection.

SECTION 4447. 448.13 (title) of the statutes is repealed and recreated to read:

448.13 (title) **Continuing education and professional development.**

SECTION 4448. 448.13 (1) (a) (intro.) of the statutes is amended to read:

448.13 **(1)** (a) (intro.) Except as provided in par. (b), each physician shall, ~~in~~ each ~~2nd year at the~~ time ~~of application~~ he or she applies for a certificate of registration under s. 448.07, submit proof of attendance at and completion of all of the following:

SECTION 4449. 448.13 (1) (a) 1. of the statutes is amended to read:

448.13 **(1)** (a) 1. Continuing education programs or courses of study approved for at least 30 hours of credit by the board within each 2-year period within the ~~2~~ 4 calendar years preceding the calendar year for which the registration is effective.

SECTION 4450. 448.13 (1) (a) 2. of the statutes is amended to read:

448.13 **(1)** (a) 2. Professional development and maintenance of certification or performance improvement or continuing medical education programs or courses of study required by the board by rule under s. 448.40 (1) and completed within the ~~2~~ 4 calendar years preceding the calendar year for which the registration is effective.

SECTION 4451. 448.13 (1m) of the statutes is amended to read:

448.13 **(1m)** The board shall, on a random basis, verify the accuracy of proof submitted by physicians under sub. (1) (a) and may~~,~~ at any time ~~during the 2 calendar years specified in sub. (1) (a),~~ require a physician to submit proof of any continuing education, professional development, and maintenance of certification or performance improvement or continuing medical education programs or courses of study that he or she has attended and completed ~~at that time during the 2 calendar years~~ since he or she last registered under s. 448.07.

SECTION 4452. 448.13 (2) of the statutes is amended to read:

448.13 **(2)** Each person licensed as a perfusionist shall, ~~in~~ each ~~2nd year at the~~ time ~~of application~~ he or she applies for a certificate of registration under s. 448.07, submit proof of completion of continuing education requirements promulgated by rule by the board.

SECTION 4453. 448.13 (3) of the statutes is amended to read:

448.13 **(3)** Each person licensed as an anesthesiologist assistant shall, ~~in~~ each ~~2nd year at the~~ time ~~of application~~ he or she applies for a certificate of registration under s. 448.07, submit proof of meeting the criteria for recertification by the National Commission on Certification of Anesthesiologist Assistants or by a successor entity, including any continuing education requirements.

SECTION 4454. 448.20 (2) of the statutes is amended to read:

448.20 **(2)**ADVISE BOARD OF REGENTS. The council shall advise and cooperate with the board of regents of the University of Wisconsin System Authority in establishing an educational program for physician assistants on the undergraduate level. The council shall suggest criteria for admission requirements, program goals and objectives, curriculum requirements, and criteria for credit for past educational experience or training in health fields.

SECTION 4455. 448.55 (2) of the statutes is amended to read:

448.55 **(2)** The renewal dates for licenses granted under this subchapter, other than temporary licenses granted under rules promulgated under s. 448.53 (2), ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a) and proof of compliance with the requirements established in any rules promulgated under sub. (3).

SECTION 4456. 448.65 (2) (intro.) of the statutes is amended to read:

448.65 **(2)** (intro.) The renewal date for a license granted under this subchapter, other than a temporary license granted under rules promulgated under s. 448.63 (3), ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall be accompanied by all of the following:

SECTION 4457. 448.665 of the statutes is amended to read:

448.665Continuing education. The affiliated credentialing board shall promulgate rules establishing requirements and procedures for licensees to complete continuing education programs or courses of study in order to qualify for renewal of a license granted under this subchapter. The rules shall require a licensee to complete at least 30 hours of continuing education programs or courses of study within each of the 2-year periods within the 4-year period immediately preceding the renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag). The affiliated credentialing board may waive all or part of these requirements for the completion of continuing education programs or courses of study if the affiliated credentialing board determines that prolonged illness, disability or other exceptional circumstances have prevented a licensee from completing the requirements.

SECTION 4458. 448.86 (2) of the statutes is amended to read:

448.86 **(2)** The renewal dates for certificates granted under this subchapter, other than temporary certificates granted under s. 448.80, ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4459. 448.9545 (1) (a) of the statutes is amended to read:

448.9545 **(1)** (a) To be eligible for renewal of a license issued under s. 448.953 (1) or (2), a licensee shall, during ~~the 2-year~~ each 2-year period within the 4-year period immediately preceding the renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), complete not less than 30 credit hours of continuing education in courses of study approved by the affiliated credentialing board.

SECTION 4460. 448.9545 (1) (b) (intro.) of the statutes is amended to read:

448.9545 **(1)** (b) (intro.) No more than 10 credit hours of the continuing education required in each 2-year period under par. (a) may be on any of the following subject areas or combination of subject areas:

SECTION 4461. 448.955 (1) of the statutes is amended to read:

448.955 **(1)** The renewal dates for licenses granted under this subchapter ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag).

SECTION 4462. 448.955 (2) (a) of the statutes is amended to read:

448.955 **(2)** (a) Completed, during ~~the 2-year~~ each 2-year period within the 4-year period immediately preceding the renewal date ~~specified in~~ determined under s. 440.08 (2) (a) and (ag), the continuing education requirements specified in s. 448.9545.

SECTION 4463. 448.955 (3) (a) of the statutes is amended to read:

448.955 **(3)** (a) A place for the licensee to describe his or her work history, including the average number of hours worked each week, for the ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified in~~ determined under s. 440.08 (2) (a) and (ag).

SECTION 4464. 448.956 (1) (c) of the statutes is amended to read:

448.956 **(1)** (c) A protocol established under par. (a) shall be updated no later than 30 days before the date ~~specified in s. 440.08 (2) (a) 14f.~~ on which a licensee's license is due for renewal.

SECTION 4465. 448.967 (2) of the statutes is amended to read:

448.967 **(2)** The renewal dates for licenses granted under this subchapter ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a) and a statement attesting compliance with the continuing education requirements established in rules promulgated under s. 448.965 (1) (b).

SECTION 4466. 449.06 (1) of the statutes is amended to read:

449.06 **(1)** Persons practicing optometry shall, on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), register with the department, pay the applicable renewal fee determined by the department under s. 440.03 (9) (a), and provide evidence satisfactory to the examining board that he or she has complied with the rules promulgated under sub. (2m).

SECTION 4467. 449.06 (2m) of the statutes is amended to read:

449.06 **(2m)** The examining board shall promulgate rules requiring a person who is issued a license to practice optometry to complete, during ~~the 2-year~~ each 2-year period within the 4-year period immediately preceding the person's renewal date ~~specified in~~ determined under s. 440.08 (2) (a) and (ag), not less than 30 hours of continuing education. The rules shall include requirements that apply only to optometrists who are allowed to use topical ocular diagnostic pharmaceutical agents under s. 449.17 or who are allowed to use therapeutic pharmaceutical agents or remove foreign bodies from an eye or from an appendage to the eye under s. 449.18.

SECTION 4468. 450.03 (1) (e) of the statutes is amended to read:

450.03 **(1)** (e) Any person lawfully practicing within the scope of a license, permit, registration, certificate or certification granted to practice professional or practical nursing or nurse-midwifery under ch. 441, to practice dentistry or dental hygiene under ch. 447, to practice medicine and surgery under ch. 448, to practice optometry under ch. 449 or to practice veterinary medicine under ch. ~~453~~ 89, or as otherwise provided by statute.

SECTION 4469. 450.08 (1) of the statutes is amended to read:

450.08 **(1)** The renewal date for all licenses granted by the board ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Except as provided under sub. (2) (a), only a holder of an unexpired license may engage in his or her licensed activity.

SECTION 4470. 450.08 (2) (a) of the statutes is amended to read:

450.08 **(2)** (a) A pharmacist's license may be renewed by complying with continuing education requirements under s. 450.085 and paying the applicable fee determined by the department under s. 440.03 (9) (a) on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag). Notwithstanding s. 440.08 (3) (a), if a pharmacist fails to obtain renewal by that date, the board may suspend the pharmacist's license, and the board may require the pharmacist to pass an examination to the satisfaction of the board to restore that license.

SECTION 4471. 450.08 (2) (b) of the statutes is amended to read:

450.08 **(2)** (b) A pharmacy, manufacturer's or distributor's license may be renewed by paying the applicable fee determined by the department under s. 440.03 (9) (a) on or before the applicable renewal date ~~specified~~ determined under s.

440.08 (2) (a) and (ag).

SECTION 4472. 450.085 (1) of the statutes is amended to read:

450.085 **(1)** An applicant for renewal of a license under s. 450.08 (2) (a) shall submit proof that he or she has completed, within ~~the 2-year~~ each 2-year period within the 4-year period immediately preceding the date of his or her application, 30 hours of continuing education in courses conducted by a provider that is approved by the Accreditation Council for Pharmacy Education or in courses approved by the board. Courses specified in s. 450.035 (1r) and (2) are courses in continuing education for purposes of this subsection. This subsection does not apply to an applicant for renewal of a license that expires on the first renewal date after the date on which the board initially granted the license.

SECTION 4473. 450.10 (3) (a) 8. of the statutes is amended to read:

450.10 **(3)** (a) 8. A veterinarian licensed under ch. ~~453~~ 89.

SECTION 4474. 450.11 (1b) (bm) of the statutes is amended to read:

450.11 **(1b)** (bm) A pharmacist or other person dispensing or delivering a drug shall legibly record the name on each identification card presented under par. (b) to the pharmacist or other person, and the name of each person to whom a drug is dispensed or delivered subject to par. (e) 2., and shall maintain that record for a time established by the board by rule or, for a record that is subject to s. ~~450.19~~ 961.385, until the name is delivered to the controlled substances board under s. ~~450.19~~ 961.385, whichever is sooner.

SECTION 4475. 450.11 (1m) of the statutes is amended to read:

450.11 **(1m)** ELECTRONIC TRANSMISSION. Except as provided in s. ~~453.068~~ 89.068 (1) (c) 4., a practitioner may transmit a prescription order electronically only if the patient approves the transmission and the prescription order is transmitted to a pharmacy designated by the patient.

SECTION 4476. 450.125 of the statutes is amended to read:

450.125Drugs for animal use. In addition to complying with the other requirements in this chapter for distributing and dispensing, a pharmacist who distributes or dispenses a drug for animal use shall comply with s. ~~453.068~~ 89.068.

SECTION 4477. 450.19 of the statutes is renumbered 961.385, and 961.385 (1) (ar), (2) (a) 3., (c) and (f) and (2m) (b), as renumbered, are amended to read:

961.385 **(1)** (ar) "Practitioner" has the meaning given in s. 450.01 (17) but does not include a veterinarian licensed under ch. ~~453~~ 89.

(2) (a) 3. The prescription order is for a monitored prescription drug that is a substance listed in the schedule in s. 961.22 and is not a narcotic drug, ~~as defined in~~

~~s. 961.01 (15),~~ and the prescription order is for a number of doses that is intended to last the patient 7 days or less.

(c) Specify the persons to whom a record may be disclosed and the circumstances under which the disclosure may occur. The rule promulgated under this paragraph shall permit the board to ~~share~~ disclose a record generated by the program ~~with~~ to relevant state and local boards and agencies, including law enforcement, and relevant agencies of other states, including under circumstances indicating suspicious or critically dangerous conduct or practices of a pharmacy, pharmacist, practitioner, or patient. The board shall define what constitutes suspicious or critically dangerous conduct or practices for purposes of the rule promulgated under this paragraph.

(f) ~~Specify~~ Permit the board to refer to the appropriate board for discipline ~~for failure~~, or the appropriate law enforcement agency for investigation and possible prosecution, a pharmacist, pharmacy, or practitioner that fails to comply with rules promulgated under this subsection, including by failure to generate a record that is required by the program.

(2m) (b) After consultation with representatives of licensed pharmacists and pharmacies, and subject to the approval of the secretary of safety and professional services, the board may delay the requirement that a record delivered to the board contain the name recorded under s. 450.11 (1b) (bm) for an additional period beyond the date specified in par. (a).

SECTION 4478. 451.04 (4) of the statutes is amended to read:

451.04 **(4)** EXPIRATION AND RENEWAL. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4479. 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 board under this section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag).

SECTION 4480. 452.025 (5) (b) of the statutes is amended to read:

452.025 **(5)** (b) An application to renew a certificate of registration granted under this section shall, on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), be submitted with the applicable renewal fee determined by the department under s. 440.03 (9) (a) and a completed copy of the form under s. 452.05 (1) (i).

SECTION 4481. 452.10 (2) (a) of the statutes is amended to read:

452.10 **(2)** (a) Each new application for a broker's or salesperson's license shall be for the remainder of the ~~biennial license~~ period of licensure as determined under s. 440.08 (2).

SECTION 4482. 452.12 (1) of the statutes is amended to read:

452.12 **(1)** EXPIRATION. A license granted by the board entitles the holder to act as a broker or salesperson, as the case may be, until the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag).

SECTION 4483. 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~~ determined 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)~~ and (ag).

SECTION 4484. 452.13 (2) (b) 1. of the statutes is amended to read:

452.13 **(2)** (b) 1. Register with the department ~~of safety and professional services~~ the name and address of the depository institution and the number of the interest-bearing common trust account.

SECTION 4485. 452.13 (2) (b) 2. of the statutes is amended to read:

452.13 **(2)** (b) 2. Notify the department ~~of safety and professional services~~ when any of the information required under subd. 1. is changed.

SECTION 4486. 452.13 (2) (b) 3. of the statutes is amended to read:

452.13 **(2)** (b) 3. Furnish the department ~~of safety and professional services~~ with a letter authorizing the department ~~of safety and professional services~~ and the department of administration to examine and audit the interest-bearing common trust account whenever the department ~~of safety and professional services~~ or the department of administration considers it necessary.

SECTION 4487. 452.13 (2) (bm) of the statutes is amended to read:

452.13 **(2)** (bm) The department ~~of safety and professional services~~ shall forward to the department of administration the information and documents furnished under par. (b).

SECTION 4488. 452.13 (5) of the statutes is amended to read:

452.13 **(5)** RULES. In consultation with the department ~~of safety and professional services~~, the department of administration shall promulgate rules necessary to administer this section.

SECTION 4489. 452.14 (5) of the statutes is amended to read:

452.14 **(5)** The department may seek judicial review under ch. 227 of any final decision of the board. The department shall be represented in such review proceedings by an attorney within the department. Upon request of the board, the attorney general may represent the board. If the attorney general does not represent

the board, the board may retain special counsel which shall be paid for out of the appropriation under s. ~~20.165 (1)~~ 20.142 (3) (g).

SECTION 4490. Chapter 453 (title) of the statutes is renumbered chapter 89 (title).

SECTION 4491. 453.02 of the statutes is renumbered 89.02.

SECTION 4492. 453.03 of the statutes is renumbered 89.03, and 89.03 (1), as renumbered, is amended to read:

89.03 **(1)** The examining board shall promulgate rules, within the limits of the definition under s. ~~453.02~~ 89.02 (6), establishing the scope of practice permitted for veterinarians and veterinary technicians and shall review the rules at least once every 5 years to determine whether they are consistent with current practice. The examining board may promulgate rules relating to licensure qualifications, denial of a license, ~~certificate~~ certification, or temporary permit, unprofessional conduct, and disciplinary proceedings.

SECTION 4493. 453.04 of the statutes is renumbered 89.04.

SECTION 4494. 453.05 of the statutes is renumbered 89.05, and 89.05 (2) (g), as renumbered, is amended to read:

89.05 **(2)** (g) Employees of a school of veterinary medicine in this state who practice veterinary medicine on privately owned animals only as a part of their employment and who are licensed under s. ~~453.06~~ 89.06 (2m).

SECTION 4495. 453.06 of the statutes is renumbered 89.06, and 89.06 (1), as renumbered, is amended to read:

89.06 **(1)** Except as provided under s. ~~453.072~~ 89.072, veterinary licenses shall be issued only to persons who successfully pass an examination conducted by the examining board and pay the fee ~~specified in~~ established under s. ~~440.05 (1)~~ 89.063.

An applicant for an initial license shall be a graduate of a veterinary college that has been approved by the examining board or have successfully completed either the educational commission for foreign veterinary graduates certification program of the American Veterinary Medical Association or the program for the assessment of veterinary education equivalence offered by the American Association of Veterinary State Boards. Persons who qualify for examination may be granted temporary permits to engage in the practice of veterinary medicine in the employment and under the supervision of a veterinarian until the results of the next examination conducted by the examining board are available. In case of failure at any examination, the applicant shall have the privilege of taking subsequent examinations, upon the payment of another fee for each examination.

SECTION 4496. 453.062 of the statutes is renumbered 89.062, and 89.062 (1), as renumbered, is amended to read:

89.062 **(1)**RENEWAL. The renewal ~~dates~~ date for veterinary licenses and veterinary technician certifications ~~are specified under s. 440.08 (2) (a)~~ is December 15 of each odd-numbered year, and the renewal fees for such licenses and certifications are determined by the department under s. ~~440.03 (9) (a)~~ 89.063.

SECTION 4497. 453.065 of the statutes is renumbered 89.065.

SECTION 4498. 453.068 of the statutes is renumbered 89.068.

SECTION 4499. 453.07 of the statutes is renumbered 89.07, and 89.07 (1) (b), (2) (intro.) and (3), as renumbered, are amended to read:

89.07 **(1)** (b) Violating this chapter ~~or ch. 440~~ or any federal or state statute or rule ~~which~~ that substantially relates to the practice of veterinary medicine.

(2) (intro.) Subject to subch. II of ch. 111 ~~and the rules adopted under s. 440.03 (1)~~, the examining board may, by order, reprimand any person holding a license, certificate, or permit under this chapter or deny, revoke, suspend, limit, or any combination thereof, the person's license, ~~certificate~~ certification, or permit if the person has:

(3) In addition to or in lieu of a reprimand or denial, limitation, suspension, or revocation of a license, ~~certificate~~ certification, or permit under sub. (2), the examining board may assess against the applicant for or the holder of the license, ~~certificate~~ certification, or permit a forfeiture of not more than $5,000 for each violation of s. ~~453.068~~ 89.068.

SECTION 4500. 453.072 of the statutes is renumbered 89.072 and amended to read:

89.072Licensees of other jurisdictions.(1) Upon application and payment of the fee ~~specified in~~ established under s. ~~440.05 (2)~~ 89.063, the examining board may issue a license to practice veterinary medicine to any person licensed to practice veterinary medicine in another state or territory of the United States or in another country if the applicant is not currently under investigation and has never been disciplined by the licensing authority in the other state, territory or country, has not been found guilty of a crime the circumstances of which are substantially related to the practice of veterinary medicine, is not currently a party in pending litigation in which it is alleged that the applicant is liable for damages for acts committed in the course of practice and has never been found liable for damages for acts committed in the course of practice which evidenced a lack of ability or fitness to practice.

(2) Upon application and payment of the fee ~~specified in~~ established under s. ~~440.05 (6)~~ 89.063, the examining board may issue a temporary consulting permit to practice veterinary medicine in this state for up to 60 days per year to any

nonresident licensed to practice veterinary medicine in another state or territory of the United States or in another country.

SECTION 4501. 453.075 of the statutes is renumbered 89.075.

SECTION 4502. 453.08 of the statutes is renumbered 89.08.

SECTION 4503. 454.06 (8) of the statutes is amended to read:

454.06 **(8)** EXPIRATION AND RENEWAL. The renewal date for licenses issued under subs. (2) to (6) ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a).

SECTION 4504. 454.08 (9) of the statutes is amended to read:

454.08 **(9)** The renewal date for licenses issued under this section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 4505. 454.23 (5) of the statutes is amended to read:

454.23 **(5)** EXPIRATION AND RENEWAL. The renewal dates for licenses granted under subs. (2) and (3) ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fees for those licenses are determined by the department under s. 440.03 (9) (a).

SECTION 4506. 454.25 (9) of the statutes is amended to read:

454.25 **(9)** The renewal date for a barbering establishment license ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for a barbering establishment license is determined by the department under s. 440.03 (9) (a).

SECTION 4507. 455.06 of the statutes is amended to read:

455.06 Renewals. The renewal date for licenses issued under s. 455.04 (1) and (4) ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a). An applicant for renewal of a license shall include with his or her application proof of completion of continuing education programs or courses approved under s. 455.065 (4) for the minimum number of hours required in the rules promulgated under s. 455.065 (1).

SECTION 4508. 456.07 (1) of the statutes is amended to read:

456.07 **(1)** Every individual who holds a license as a nursing home administrator issued by the department shall ~~biennially~~ apply to the examining board every 4 years for a new certificate of registration and report any facts requested by the examining board on forms provided for such purpose.

SECTION 4509. 456.07 (2) of the statutes is amended to read:

456.07 **(2)** The application for a new certificate of registration shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the examining board that during the ~~biennial~~ period immediately preceding application for registration the applicant has attended a continuing education program or course of study. During the time between initial licensure and commencement of a full ~~2-year~~ licensure period new licensees shall not be required to meet continuing education requirements. All registration fees are payable on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag).

SECTION 4510. 457.20 (2) of the statutes is amended to read:

457.20 **(2)** The renewal dates for certificates and licenses granted under this chapter, other than training certificates and licenses or temporary certificates or licenses, ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag).

SECTION 4511. 457.22 (2) of the statutes is amended to read:

457.22 **(2)** The rules promulgated under sub. (1) may not require an individual to complete more than ~~30~~ 60 hours of continuing education programs or courses of study in order to qualify for renewal. The appropriate section of the examining board may waive all or part of the requirements established in rules promulgated under this section if it determines that prolonged illness, disability, or other exceptional circumstances have prevented the individual from completing the requirements.

SECTION 4512. 458.09 (3) of the statutes is amended to read:

458.09 **(3)** The number of hours of attendance at and completion of continuing education programs or courses of study required under the rules promulgated under s. 458.085 (3) shall be reduced by one hour for each hour of attendance at and completion of, within the ~~2~~ 4 years immediately preceding the date on which the renewal application is submitted, continuing education programs or courses of study that the applicant has attended and completed in order to continue to qualify for employment as an assessor and that the department determines is substantially equivalent to attendance at and completion of continuing education programs or courses of study for certified general appraisers, certified residential appraisers or licensed appraisers, as appropriate.

SECTION 4513. 458.11 of the statutes is amended to read:

458.11Expiration and renewal. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a). Renewal of an appraiser certificate automatically renews the individual's appraiser

license without payment of the renewal fee for the appraiser license or completion of any additional continuing education requirements that would otherwise be required for renewal of the appraiser license. Renewal applications shall be accompanied by proof of completion of the continuing education requirements in s. 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989 stats., and s. 458.08 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew a certificate that was granted under s. 458.06 (3) or (4) before May 29, 1993, unless the holder of the certificate submits evidence satisfactory to the department that he or she has successfully completed the applicable educational requirements specified in rules promulgated under s. 458.085 (1) and the department may not renew a certificate that was granted under s. 458.08 (3) before May 29, 1993, unless the holder of the certificate submits evidence satisfactory to the department that he or she has successfully completed the applicable education and experience requirements specified in rules promulgated under s. 458.085 (1) and (2).

SECTION 4514. 458.13 of the statutes is amended to read:

458.13Continuing education requirements. At the time of renewal of a certificate issued under this chapter, each applicant shall submit proof that, within the ~~2~~ 4 years immediately preceding the date on which the renewal application is submitted, he or she has satisfied the continuing education requirements specified in the rules promulgated under s. 458.085 (3).

SECTION 4515. 459.09 (1) (intro.) of the statutes is amended to read:

459.09 **(1)** (intro.) Each person issued a license under this subchapter shall, on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag), do all of the following:

SECTION 4516. 459.09 (1) (b) of the statutes is amended to read:

459.09 **(1)** (b) Submit with the renewal application proof that he or she completed, within ~~the 2 years~~ each 2-year period within the 4-year period immediately preceding the date of his or her application, 20 hours of continuing education programs or courses of study approved or required under rules promulgated under s. 459.095. This paragraph does not apply to an applicant for renewal of a license that expires on the first renewal date after the date on which the examining board initially granted the license.

SECTION 4517. 459.24 (5) (intro.) of the statutes is amended to read:

459.24 **(5)**EXPIRATION AND RENEWAL. (intro.) The renewal dates for licenses granted under this subchapter, other than temporary licenses granted under sub. (6), ~~are specified~~ shall be as determined under in s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include all of the following:

SECTION 4518. 459.24 (5) (b) of the statutes is amended to read:

459.24 **(5)** (b) Proof that the applicant completed, within ~~the 2 years~~ each 2-year period within the 4-year period immediately preceding the date of his or her application, 20 hours of continuing education programs or courses of study approved or required under rules promulgated under sub. (5m). This paragraph does not

apply
to an applicant for renewal of a license that expires on the first renewal date after the date on which the examining board initially granted the license.

SECTION 4519. 460.05 (1) (e) 1. of the statutes is amended to read:

460.05 **(1)** (e) 1. Graduated from a school of massage therapy or bodywork therapy ~~approved by the educational approval board under s. 38.50~~ that meets the requirements under s. 460.095 or completed a training program approved by the affiliated credentialing board under the rules promulgated under s. 460.04 (2) (b).

SECTION 4520. 460.07 (2) (intro.) of the statutes is amended to read:

460.07 **(2)** (intro.) Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a) and (ag) and shall include all of the following:

SECTION 4521. 460.10 (1) (a) of the statutes is amended to read:

460.10 **(1)** (a) Requirements and procedures for a license holder to complete continuing education programs or courses of study to qualify for renewal of his or her license. The rules promulgated under this paragraph may not require a license holder to complete more than ~~24~~ 48 hours of continuing education programs or courses of study in order to qualify for renewal of his or her license.

SECTION 4522. 462.01 (3) of the statutes is repealed.

SECTION 4523. 462.05 (1) of the statutes is amended to read:

462.05 **(1)** The renewal date for licenses and limited X-ray machine operator permits granted under this chapter ~~is specified in~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a).

SECTION 4524. Chapter 463 (title) of the statutes is created to read:

CHAPTER 463
BODY ART AND TANNING FACILITIES

SECTION 4525. 463.18 of the statutes is created to read:

463.18Violation of law relating to body art. Any person who willfully violates or obstructs the execution of any state statute or rule, county, city, or village ordinance or departmental order under this chapter and relating to the public health, for which no other penalty is prescribed, shall be fined not more than $500 or imprisoned for not more than 30 days or both.

SECTION 4526. 470.045 (3) (b) of the statutes is amended to read:

470.045 **(3)** (b) The renewal date for certificates of authorization under this section ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for such certificates is determined by the department under s. 440.03

(9)
(a).

SECTION 4527. 470.07 of the statutes is amended to read:

470.07Renewal of licenses. The renewal dates for licenses granted under this chapter ~~are specified~~ shall be as determined under s. 440.08 (2) (a) and (ag). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining board that the applicant has completed any continuing education requirements specified in rules promulgated under s. 470.03 (2).

SECTION 4528. 480.08 (5) of the statutes is amended to read:

480.08 **(5)**EXPIRATION AND RENEWAL. The renewal date for certificates granted under this chapter, other than temporary certificates granted under sub. (7), ~~is specified~~ shall be as determined under s. 440.08 (2) (a) and (ag), and the renewal fee for certificates granted under this chapter, other than temporary certificates granted under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal applications shall include evidence satisfactory to the department that the applicant holds a current permit issued under s. 77.52 (9). A renewal application for an auctioneer certificate shall be accompanied by proof of completion of continuing education requirements under sub. (6).

SECTION 4529. 551.102 (1m) of the statutes is amended to read:

551.102 **(1m)** "Administrator" means the ~~administrator of the division of securities in the department~~ secretary of financial institutions and professional standards or an employee of the department of financial institutions and professional standards designated by the secretary.

SECTION 4530. 551.102 (4t) of the statutes is created to read:

551.102 **(4t)** "Department" means the department of financial institutions and professional standards.

SECTION 4531. 551.102 (5m) of the statutes is repealed.

SECTION 4532. 551.202 (26) (f) (intro.) of the statutes is amended to read:

551.202 **(26)** (f) (intro.) Not less than 10 days prior to the commencement of an offering of securities in reliance on the exemption under this subsection, the issuer files a notice with the administrator, in writing or in electronic form as prescribed by the administrator, which the administrator shall make available as an electronic document on the ~~department of financial institutions~~ department's Internet site, containing all of the following:

SECTION 4533. 551.202 (27) (h) (intro.) of the statutes is amended to read:

551.202 **(27)** (h) (intro.) Before the 101st offer of the security, the issuer provides a notice to the administrator in writing or in electronic form, accompanied by the filing fee specified in s. 551.614 (1m). The administrator shall prescribe the form required for the notice and make the form available as an electronic document on the ~~department of financial institutions~~ department's Internet site. Notwithstanding s. 551.204 (1) and (3), the notice shall be limited to all of the following:

SECTION 4534. 551.205 (1) (b) 1. (intro.) of the statutes is amended to read:

551.205 **(1)** (b) 1. (intro.) The Internet site operator shall register with the ~~division~~ department by filing a statement, which the administrator shall make available as an electronic document on the ~~department of financial institutions~~ department's Internet site, accompanied by the filing fee specified in s. 551.614 (1m), that includes all of the following:

SECTION 4535. 551.205 (3) of the statutes is amended to read:

551.205 **(3)** If the Securities and Exchange Commission adopts rules under authority of section 3 (h) of the Securities Exchange Act of 1934 (15 USC 78c (h)) and P.L. 112-106, section 304, that authorize funding portals to receive commissions without registering as broker-dealers under the Securities Exchange Act of 1934, the ~~division~~ department shall promulgate rules authorizing Internet site operators registered with the ~~division~~ department under sub. (1) (b) that are not registered as broker-dealers under s. 551.401 to receive commissions. The ~~division~~ department shall ensure that its rules authorizing commissions for Internet site operators are consistent with rules adopted by the Securities and Exchange Commission. The ~~division's~~ department's rules shall also ensure that Internet site operators that do not satisfy rules adopted by the Securities and Exchange Commission have the opportunity to operate in compliance with the requirements of this section.

SECTION 4536. 551.206 of the statutes is amended to read:

551.206Adjustments. At 5-year intervals after January 1, 2014, the department ~~of financial institutions~~ shall adjust the monetary amounts specified in s. 551.202 (26) (c) 1. a. and b. and (27) (c) 1. a. and b. to reflect changes since January 1, 2014, in the consumer price index for all urban consumers, Milwaukee-Racine area average, as determined by the U.S. department of labor. Each adjustment shall be rounded to the nearest multiple of $50,000. Each adjustment under this section shall be published on the ~~department of financial institutions~~ department's Internet site.

SECTION 4537. 551.601 (5) of the statutes is amended to read:

551.601 **(5)**SECURITIES INVESTOR EDUCATION AND TRAINING FUNDING. All moneys collected from the administrative assessment under s. 551.604 (4) shall be credited

to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (i). Subject to s. ~~20.144 (1)~~ 20.142 (2) (i), the ~~division~~ department shall use moneys credited to that appropriation for the purposes specified in sub. (4) and s. ~~20.144 (1)~~ 20.142 (2) (i).

SECTION 4538. 551.605 (3) (bm) 1. of the statutes is amended to read:

551.605 **(3)** (bm) 1. Except as provided in subd. 2., a financial institution holding company whose securities have been registered under this chapter shall not be required to prepare or distribute to shareholders or provide to the department ~~of financial institutions~~, at any time after such registration, any financial statements, financial information, annual reports, or other periodic reports except to the extent required under ss. 180.1620 and 180.1622.

SECTION 4539. 551.614 (5) of the statutes is amended to read:

551.614 **(5)** FEES PAID TO STATE. All fees and expenses collected by the ~~division~~ department under this section shall be deposited into the general fund and credited to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

SECTION 4540. 552.01 (1) of the statutes is repealed.

SECTION 4541. 552.01 (1m) of the statutes is created to read:

552.01 **(1m)** "Department" means the department of financial institutions and professional standards.

SECTION 4542. 552.23 (1) of the statutes is amended to read:

552.23 **(1)** If the target company is an insurance company subject to regulation by the commissioner of insurance~~, a banking corporation, savings bank, or savings and loan association subject to regulation by the division of banking,~~ or a company subject to regulation by the public service commission, the department of transportation, or the office of the commissioner of railroads, the ~~division of securities~~ department shall promptly furnish a copy of the registration statement filed under this chapter to the regulatory agency having supervision of the target company. Any hearing under this chapter involving any such target company shall be held jointly with the regulatory agency having supervision, and any determination following the hearing shall be made jointly with that regulatory agency.

SECTION 4543. 553.03 (2m) of the statutes is created to read:

553.03 **(2m)** "Department" means the department of financial institutions and professional standards.

SECTION 4544. 553.03 (3) of the statutes is repealed.

SECTION 4545. 553.605 (2) of the statutes is amended to read:

553.605 **(2)** INVESTOR EDUCATION. All moneys collected from the administrative assessment under sub. (1) shall be credited to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (i). Subject to s. ~~20.144 (1)~~ 20.142 (2) (i), the ~~division~~ department shall use moneys credited to that appropriation to provide information to residents of this state about franchise investments to help investors and potential investors

evaluate their investment decisions, protect themselves from false, fraudulent or deceptive practices in connection with the offer, sale or purchase of a franchise, be alert for false or misleading advertising or other harmful practices, and know their rights as investors.

SECTION 4546. 553.73 of the statutes is amended to read:

553.73Service of process. When any person, including any nonresident of this state, engages in conduct prohibited or made actionable by this chapter or any rule or order under this chapter, whether or not the person has filed a consent to service of process under s. 553.27 (10), and personal jurisdiction over the person cannot otherwise be obtained in this state, that conduct shall be considered equivalent to the person's appointment of the ~~division~~ department to be the person's attorney to receive service of any lawful process in any noncriminal suit, action, or proceeding against the person or the person's successor or personal representative that grows out of that conduct and that is brought under this law or any rule or order under this chapter, with the same force and validity as if served on the person personally. Service may be made by leaving a copy of the process at the office of the ~~division~~ secretary of the department, but it is not effective unless the plaintiff, who may be the ~~division~~ department in a suit, action, or proceeding instituted by the ~~division~~ department, immediately sends notice of the service and a copy of the process by registered or certified mail to the defendant or respondent at his or her last-known address or takes other steps that are reasonably calculated to give actual notice, and the plaintiff's affidavit of compliance with this section is filed in the case on or before the return day of the process, if any, or within any further time that the court allows.

SECTION 4547. 565.01 (4d) of the statutes is amended to read:

565.01 **(4d)** "Minority business" means a business certified ~~by the department of administration~~ under s. ~~16.287~~ 203.07 (2).

SECTION 4548. 565.01 (4e) of the statutes is amended to read:

565.01 **(4e)** "Minority group member" has the meaning given in s. ~~16.287~~ 203.07 (1) (f).

SECTION 4549. 600.01 (1) (b) 8. of the statutes is amended to read:

600.01 **(1)** (b) 8. Guarantees of the Wisconsin Housing and Economic Development Authority under s. 234.68, 1995 stats., s. 234.69, 1995 stats., s. 234.765, 1995 stats., s. 234.82, 1995 stats., s. 234.87, 1995 stats., ~~and ss.~~ s. 234.67, 2013 stats., s. 234.83, 2013 stats., s. 234.84, 2013 stats., s. 234.90, 2013 stats., s. 234.905, 2013 stats., s. 234.907, 2013 stats., and s. 234.91, 2013 stats., and

guarantees of the Forward Wisconsin Development Authority under ss. 235.67, 235.83, 235.84, 235.90, 235.905, 235.907, and 235.91.

SECTION 4550. 600.01 (1) (b) 10. of the statutes is repealed.

SECTION 4551. 600.03 (25) (a) 5. of the statutes is created to read:

600.03 **(25)** (a) 5. Services provided by a care management organization, as defined in s. 46.2805 (1) (dm).

SECTION 4552. 601.41 (1) of the statutes is amended to read:

601.41 **(1)**DUTIES. The commissioner shall administer and enforce chs. 102 and 600 to 655 and ss. 59.52 (11) (c), 66.0137 (4) and (4m), 100.203, and 120.13 (2) (b) to (g) and shall act as promptly as possible under the circumstances on all matters placed before the commissioner.

SECTION 4553. 601.41 (12) of the statutes is created to read:

601.41 **(12)**CARE MANAGEMENT ORGANIZATIONS. The commissioner may apply the provisions of chs. 600 to 646 to a care management organization, as defined in s. 46.2805 (1) (dm). The commissioner may promulgate rules to license care management organizations, as defined in s. 46.2805 (1) (dm), as insurers and to otherwise regulate care management organizations.

SECTION 4554. 601.415 (9) of the statutes is amended to read:

601.415 **(9)**CONSUMER CREDIT LAW. The commissioner shall cooperate with the ~~division of banking~~ department of financial institutions and professional standards in the administration of ch. 424, shall determine the method for computation of refunds under s. 424.205, shall approve forms, schedules of premium rates, and charges under s. 424.209, and shall issue rules or orders of compliance to insurers under s. 424.602.

SECTION 4555. 601.42 (1g) (intro.) of the statutes is amended to read:

601.42 **(1g)**REPORTS. (intro.) The commissioner may require any of the following from any person subject to regulation under chs. 102 and 600 to 655:

SECTION 4556. 601.64 (3) (c) of the statutes is amended to read:

601.64 **(3)** (c) *Forfeiture for violation of statute or rule.* Whoever violates an insurance statute or rule, s. 102.35 (2), or s. 149.13, 2011 stats., intentionally aids a person in violating an insurance statute or rule, s. 102.35 (2), or s. 149.13, 2011 stats., or knowingly permits a person over whom he or she has authority to violate an insurance statute or rule, s. 102.35 (2), or s. 149.13, 2011 stats., shall forfeit to the state not more than $1,000 for each violation. If the statute or rule imposes a duty to make a report to the commissioner, each week of delay in complying with the duty is a new violation.

SECTION 4557. 601.72 (1) (intro.) of the statutes is amended to read:

601.72 **(1)**GENERAL. (intro.) Under procedures specified in s. 601.73, the commissioner is by law constituted attorney, except in cases in which the proceeding

is to be brought by the state against an insurer or intermediary other than a risk retention group or risk purchasing group, in which event the department of financial institutions and professional standards is by law constituted attorney, to receive service of summons, notices, orders, pleadings and all other legal process relating to any court or administrative agency in this state for all of the following:

SECTION 4558. 601.72 (2) of the statutes is amended to read:

601.72 **(2)**APPOINTMENT OF ATTORNEY. Except as provided in sub. (2m), every licensed insurer by applying for and receiving a certificate of authority, every surplus lines insurer by entering into a contract subject to the surplus lines law, and every unauthorized insurer by doing an insurance business in this state, is deemed to have irrevocably appointed the commissioner and department of financial institutions and professional standards as the insurer's attorneys in accordance with sub. (1).

SECTION 4559. 601.72 (3) of the statutes is amended to read:

601.72 **(3)**OTHERS AFFECTED. The commissioner and department of financial institutions and professional standards shall also be attorneys for the personal representatives, receivers, trustees, or other successors in interest of the persons specified in sub. (1).

SECTION 4560. 601.73 (1) (intro.) of the statutes is amended to read:

601.73 **(1)**REQUIREMENTS FOR EFFECTIVE SERVICE. (intro.) Service upon the commissioner or department of financial institutions and professional standards under s. 601.72 is service on the principal, if:

SECTION 4561. 601.73 (1) (a) of the statutes is amended to read:

601.73 **(1)** (a) Two copies of the process are left in the hands or office of the commissioner or department of financial institutions and professional standards respectively; and

---

SECTION 4562. 601.73 (1) (b) of the statutes is amended to read:

601.73 **(1)** (b) The commissioner or department of financial institutions and professional standards mails a copy of the process to the person served according to sub. (2) (b).

SECTION 4563. 601.73 (2) (a) of the statutes is amended to read:

601.73 **(2)** (a) *Records.* The commissioner and department of financial institutions and professional standards shall give receipts for and keep records of all process served through them.

SECTION 4564. 601.73 (2) (b) of the statutes is amended to read:

601.73 **(2)** (b) *Process mailed.* The commissioner or department of financial institutions and professional standards shall send immediately by certified mail to the person served, at the person's last-known principal place of business, residence

or post-office address or at an address designated in writing by the person, one copy of any process received and shall retain the other copy.

SECTION 4565. 601.73 (3) of the statutes is amended to read:

601.73 **(3)**PROOF OF SERVICE. A certificate by the commissioner or the department of financial institutions and professional standards, showing service made upon the commissioner or department of financial institutions and professional standards, and attached to a copy of the process presented for that purpose is sufficient evidence of the service.

SECTION 4566. 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 ~~safety and professional services~~ financial institutions and professional standards the amount of dues paid under this subsection and to be paid under s. 101.573 (1).

SECTION 4567. 605.03 (1) (a) of the statutes is amended to read:

605.03 **(1)** (a) *Mandatory coverage.* ~~The~~ Subject to par. (f), the property fund shall provide protection against fire and extended coverage perils. The coverage shall be at least as favorable as that customarily provided by policies filed with the commissioner for the use of private insurers in insuring comparable property.

SECTION 4568. 605.03 (1) (d) of the statutes is amended to read:

605.03 **(1)** (d) *Term of policy.* ~~The~~ Subject to par. (f) 1., the manager may prescribe the time periods for which coverage is to be provided.

SECTION 4569. 605.03 (1) (f) of the statutes is created to read:

605.03 **(1)** (f) *Limits on issuance, renewal, and filing claims; final distribution.*

1. No coverage under the property fund may be issued on or after July 1, 2015. No coverage may be renewed after December 31, 2015. No coverage may terminate later than December 31, 2016.

2. All claims must be filed with the property fund by no later than July 1, 2017. No claim filed after July 1, 2017, will be covered by the fund.

3. Upon the cessation of all operations of the property fund, the manager shall distribute any moneys remaining in the fund among the local governmental units that were insured under the fund on July 1, 2015.

SECTION 4570. 605.21 (1) of the statutes is amended to read:

605.21 **(1)**PLACING INSURANCE.~~The~~ Subject to s. 605.03 (1) (f), the property fund shall insure property described in s. 605.02 after receipt from the clerk of the local governmental unit of a certified copy of the resolution authorizing insurance in the property fund. The clerk shall report to the manager each policy then in force upon such property, stating the property covered by the policy and the dates of issue and of expiration, the amounts and rates of insurance and the premiums. Property already insured shall become insured by the property fund as existing policies expire or are canceled. Thereafter the insurance on all property described in s. 605.02 shall be provided. Premiums shall be certified by the manager to the clerk of the appropriate unit.

SECTION 4571. 605.23 (1) of the statutes is amended to read:

605.23 **(1)**PAYMENT FOR LOSSES.~~The~~ Subject to s. 605.03 (1) (f) 2., the manager shall determine within a reasonable time any loss on insured property owned by a local governmental unit or for which the unit is liable and promptly certify the amount to the department of administration, which shall issue a warrant on the property fund payable to the treasurer of the local governmental unit for the amount of the loss less any applicable amounts under s. 605.03 (2) or (3).

SECTION 4572. 605.35 of the statutes is repealed.

SECTION 4573. 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

---

~~safety and professional services~~ financial institutions and professional standards to provide health care services, items or supplies in this state.

SECTION 4574. 610.70 (1) (e) of the statutes is amended to read:

610.70 **(1)** (e) "Medical care institution" means a facility, as defined in s. 647.01 (4), or any hospital, nursing home, community-based residential facility, county home, county infirmary, county hospital, county mental health center, adult family home, assisted living facility, rural medical center, hospice or other place licensed, certified or approved by the department of health services under s. 49.70, 49.71, 49.72, 50.02, 50.03, 50.032, 50.033, 50.034, 50.35, 50.52, 50.90, 51.04, 51.08, or 51.09 or a facility under s. 45.50, 51.05, 51.06, or 252.10 or under ch. 36 or 233, or licensed or certified by a county department under s. 50.032 or 50.033.

SECTION 4575. 611.29 (1) of the statutes is amended to read:

611.29 **(1)**RIGHT TO AMEND ARTICLES. A stock corporation may amend its articles under ss. 180.0726, 180.1001 to 180.1007, 180.1706, 180.1707 and 180.1708 (4) and a mutual may amend its articles under ss. 181.1001, 181.1002 (1), 181.1003, 181.1005 and 181.1006, except that papers required by those sections to be filed with the department of financial institutions and professional standards shall instead be filed with the commissioner. Subject to sub. (3), the stock corporation or mutual may amend its articles in any desired respect including substantial changes of its original purposes. No amendment may be made contrary to s. 611.12 (1) to (3).

SECTION 4576. 611.72 (1) of the statutes is amended to read:

611.72 **(1)**GENERAL. Subject to this section, ss. 180.1101, 180.1103 to 180.1106, 180.1706, 180.1707, and 180.1708 (5) apply to the merger of a domestic stock insurance corporation or its parent insurance holding corporation, except that papers required by those sections to be filed with the department of financial institutions and professional standards shall instead be filed with the commissioner.

SECTION 4577. 611.73 (1) (a) of the statutes is amended to read:

611.73 **(1)** (a) *In general.* Any 2 or more domestic mutuals may merge under the procedures of this section and ss. 181.1105 and 181.1106, except that papers required by those sections to be filed with the department of financial institutions and professional standards shall instead be filed with the commissioner.

SECTION 4578. 611.74 (1) of the statutes is amended to read:

611.74 **(1)**PLAN OF DISSOLUTION. At least 60 days prior to the submission to shareholders or policyholders of any proposed voluntary dissolution of an insurance corporation under s. 180.1402 or 181.1401 the plan shall be filed with the commissioner. The commissioner may require the submission of additional information to establish the financial condition of the corporation or other facts relevant to the proposed dissolution. If the shareholders or policyholders adopt the resolution to dissolve, the commissioner shall, within 30 days after the adoption of the resolution, begin to examine the corporation. The commissioner shall approve the dissolution unless, after a hearing, the commissioner finds that it is insolvent or may become insolvent in the process of dissolution. Subject to chs. 600 to 645, upon approval, the corporation may dissolve under ss. 180.1402 to 180.1408 and 180.1706, or ss. 181.1401 to 181.1407, except that papers required by those sections to be filed with the department of financial institutions and professional standards shall instead be filed with the commissioner. Upon disapproval, the commissioner shall petition the court for liquidation or for rehabilitation under ch. 645.

SECTION 4579. 611.76 (11) of the statutes is amended to read:

611.76 **(11)** SECURITY REGULATION. The filing with the ~~division of securities~~ department of financial institutions and professional standards of a certified copy of the plan of conversion as approved by the commissioner constitutes registration under s. 551.305 of the securities authorized to be issued thereunder.

SECTION 4580. 613.01 (8) (title) of the statutes is amended to read:

613.01 **(8)** (title) DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS.

SECTION 4581. 616.09 (1) (c) 2. of the statutes is amended to read:

616.09 **(1)** (c) 2. In all actions commenced after May 11, 1980, but before the effective date of this subdivision .... [LRB inserts date], in those provisions of ch. 185 which apply under subd. 1. to plans authorized under s. 616.06, "department" shall be deemed to read "department of financial institutions and commissioner", except in s. 185.48, where "department" shall be deemed to read "commissioner".

SECTION 4582. 616.09 (1) (c) 3. of the statutes is created to read:

616.09 **(1)** (c) 3. In all actions commenced on or after the effective date of this subdivision .... [LRB inserts date], in those provisions of ch. 185 that apply under subd. 1. to plans authorized under s. 616.06, "department" shall be deemed to read "department of financial institutions and professional standards and commissioner," except in s. 185.48, where "department" shall be deemed to read "commissioner."

SECTION 4583. 616.74 (1) (c) of the statutes is amended to read:

616.74 **(1)** (c) A certificate from the department of financial institutions and professional standards, if it is a nonprofit corporation, that it has complied with the corporation laws of this state; if it is a corporation the stock of which has been or is being sold to the general public, a certificate from the ~~division of securities~~ department of financial institutions and professional standards that it has complied with the requirements of the securities law of this state.

SECTION 4584. 620.25 (2) of the statutes is amended to read:

620.25 **(2)** This section does not apply to s. ~~234.26~~ 235.0277.

SECTION 4585. 626.12 (3) of the statutes is amended to read:

626.12 **(3)** PHYSICAL IMPAIRMENT. Rates or rating plans may not take into account the physical impairment of employees. Any employer who applies or promotes any oppressive plan of physical examination and rejection of employees or applicants for employment shall forfeit the right to experience rating. If the ~~department of workforce development~~ office determines that grounds exist for such forfeiture ~~it shall file with the commissioner~~ the office shall provide the employer with a certified copy of its findings, which shall automatically suspend any experience rating credit for the employer. The ~~department~~ office shall make the determination ~~as prescribed~~ in the same manner as the department of workforce

development makes determinations under ss. 103.005 (5) (b) to (f), (6) to (11), (13) (b) to (d), and (16), so far as ~~such subsections~~ those provisions are applicable, subject to review under ch. 227. Restoration of an employer to the advantages of experience rating shall be by the same procedure.

SECTION 4586. 626.32 (1) (a) of the statutes is amended to read:

626.32 **(1)** (a) *General.* Every insurer writing any insurance specified under s. 626.03 shall report its insurance in this state to the bureau at least annually, on forms and under rules prescribed by the bureau. The bureau shall file, under rules promulgated by the ~~department of workforce development~~ office, a record of such reports with ~~that department~~ the office. No ~~such~~ information contained in those reports may be made public by the bureau or any of its employees except as required

by law and in accordance with its rules. No ~~such~~ information contained in those reports may be made public by the ~~department of workforce development~~ office or any of its employees except as authorized by the bureau.

SECTION 4587. 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 safety and professional services~~ of financial institutions and professional standards under ch. 101 or 145, and standards of a 1st class city relating to the health and safety of occupants of buildings.

SECTION 4588. 632.697 of the statutes is amended to read:

632.697Benefits subject to department's right to recover. Death benefits payable under a life insurance policy or an annuity are subject to the right of the department of health services to recover under s. 46.27 (7g), 49.496, 49.682, or 49.849 an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), or an amount equal to long-term community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the deceased policyholder or annuitant.

SECTION 4589. 632.745 (6) (a) 2. of the statutes is amended to read:

632.745 **(6)** (a) 2. A ~~municipality, as defined in s. 16.70 (8)~~ county, city, village, town, school district, board of school directors, sewer district, drainage district, technical college district, or any other public or quasi-public corporation, officer, board, or other body having the authority to award public contracts.

SECTION 4590. 632.745 (6) (a) 2m. of the statutes is repealed.

SECTION 4591. 632.895 (10) (a) of the statutes is amended to read:

632.895 **(10)** (a) Except as provided in par. (b), every disability insurance policy and every health care benefits plan provided on a self-insured basis by a county

board under s. 59.52 (11), by a city or village under s. 66.0137 (4), by a political subdivision or technical college district under s. 66.0137 (4m), by a town under s. 60.23 (25), or by a school district under s. 120.13 (2) shall provide coverage for blood lead tests for children under 6 years of age, which shall be conducted in accordance with any recommended lead screening methods and intervals contained in any rules promulgated by the department of health services under s. 254.158.

SECTION 4592. 644.09 (2) of the statutes is amended to read:

644.09 **(2)** AMENDMENT OF ARTICLES. A mutual holding company may amend its articles in the manner provided in ss. 181.1001, 181.1002 (1), 181.1003, 181.1005 and 181.1006, except that papers required by those sections to be filed with the department of financial institutions and professional standards shall instead be filed with the commissioner. The articles may be amended in any desired respect, including substantial changes of its original purposes, except that no amendment may be made that is contrary to sub. (1). In addition to the requirements of s. 181.1005, the articles of amendment of a mutual holding company shall, if mail voting is used, state the number of members voting by mail and the number of such members voting for and against the amendment. No amendment may become effective until the articles of amendment have been filed with the commissioner. No amendment shall affect any existing cause of action in favor of or against such mutual holding company, any civil, criminal, administrative or investigatory proceeding to which the mutual holding company is a party or the existing rights of persons other than members. In the event that the corporate name is changed by amendment, no suit brought by or against such mutual holding company under its former name shall abate for that reason.

SECTION 4593. 645.47 (1) (a) of the statutes is amended to read:

645.47 **(1)** (a) *General requirements.* The liquidator shall give notice of the liquidation order as soon as possible by first class mail and either by telegram or telephone to the insurance commissioner of each jurisdiction in which the insurer is licensed to do business, ~~by first class mail and by telephone to the department of workforce development of this state if the insurer is or has been an insurer of worker's compensation,~~ by first class mail to all insurance agents having a duty under s. 645.48, by first class mail to the director of state courts under s. 601.53 (1), if the insurer does a surety business, and by first class mail at the last-known address to all persons known or reasonably expected from the insurer's records to have claims against the insurer, including all policyholders. The liquidator also shall publish a class 3 notice, under ch. 985, in a newspaper of general circulation in the county in which the liquidation is pending or in Dane County, the last publication to be not less than 3 months before the earliest deadline specified in the notice under sub. (2).

SECTION 4594. Chapter 648 of the statutes is repealed.

SECTION 4595. 705.04 (2g) of the statutes is amended to read:

705.04 **(2g)** Notwithstanding subs. (1) and (2), the department of health services may collect, from funds of a decedent that are held by the decedent immediately before death in a joint account or a P.O.D. account, an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), or an amount equal to long-term community support services under

---

s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or the decedent's spouse.

SECTION 4596. 751.12 (5) of the statutes is repealed.

SECTION 4597. 751.20 of the statutes is repealed.

SECTION 4598. 753.061 (5) of the statutes is repealed.

SECTION 4599. 757.84 of the statutes is created to read:

757.84Judicial compensation commission.(1)CREATION. There is created a judicial compensation commission consisting of members appointed by the supreme court. Members of the judicial compensation commission shall be reimbursed for expenses necessarily incurred as members of the judicial compensation commission.

(2)REVIEW AND RECOMMENDATIONS. Biennially, 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 of each even-numbered year, the judicial compensation commission shall submit a written report to the governor and the joint committee on employment relations. The report shall include recommendations on salaries of the justices of the supreme court, court of appeals judges, and judges of circuit court.

(3)STAFF. The director of state courts shall provide staff and support services to the judicial compensation commission.

SECTION 4600. 758.13 of the statutes is repealed.

SECTION 4601. 758.19 (5) of the statutes is repealed and recreated to read:

758.19 **(5)** From the appropriation under s. 20.625 (1) (cg), the director of state courts shall make payments to counties for circuit court costs. The director of state courts shall define "circuit court costs" for purposes of this subsection.

SECTION 4602. 758.19 (6) of the statutes is repealed.

SECTION 4603. 758.19 (8) of the statutes is repealed.

SECTION 4604. 766.565 (7) of the statutes is amended to read:

766.565 **(7)** With respect to consumer credit transactions, the ~~division of banking~~ department of financial institutions and professional standards may promulgate rules to interpret this chapter and chs. 421 to 427, consistent with the purposes and policies of this chapter and chs. 421 to 427.

SECTION 4605. 767.75 (1f) of the statutes is amended to read:

767.75 **(1f)** PAYMENT ORDER AS ASSIGNMENT OF INCOME. A payment order constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108, lottery prizes that are payable in installments, and other money due or to be due in the future to the department or its designee. The assignment shall be for an amount sufficient to ensure payment under the order, obligation, or stipulation and to pay any arrearages due at a periodic rate not to exceed 50% of the amount of support due under the order, obligation, or stipulation so long as the addition of the amount toward arrearages does not leave the party at an income below the poverty line established under 42 USC 9902 (2).

SECTION 4606. 767.75 (2m) (a) 1. of the statutes is amended to read:

767.75 **(2m)** (a) 1. An obligation to pay unpaid fees under s. 767.57 (1e) (b) 1m. constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108, lottery prizes that are payable in installments, and other money due or to be due in the future to the department or its designee.

SECTION 4607. 767.75 (2m) (a) 2. of the statutes is amended to read:

767.75 **(2m)** (a) 2. An obligation to pay unpaid fees under s. 767.57 (1e) (b) 2m. constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, income continuation insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108, lottery prizes that are payable in installments, and other money due or to be due in the future to the clerk of court to whom the fees are owed, or to his or her successor.

SECTION 4608. 778.25 (1) (a) 5. of the statutes is repealed.

SECTION 4609. 779.14 (1) (b) of the statutes is amended to read:

779.14 **(1)** (b) With respect to contracts entered into under s. 84.06 (2) or (2m) for highway improvements, any person who has a direct contractual relationship, expressed or implied, with the prime contractor to perform, furnish, or procure labor, services, materials, plans, or specifications.

SECTION 4610. 779.14 (2) (a) 3. of the statutes is amended to read:

779.14 **(2)** (a) 3. With respect to contracts entered into under s. 84.06 (2) or (2m) for highway improvements, failure of the prime contractor to comply with a contract, whether express or implied, with a subcontractor, supplier, or service provider of the prime contractor for performing, furnishing, or procuring labor, services, materials,

plans, or specifications for the purpose of making the highway improvement that is the subject of the contract with the governmental entity.

SECTION 4611. 813.05 (2) of the statutes is amended to read:

813.05 **(2)** In an action against an insurance company or fraternal benefit society for an injunction or a receiver the ~~commissioner of insurance~~ department of financial institutions and professional standards shall be notified. Mailing a copy of such notice addressed to the ~~commissioner of insurance~~ secretary, or department,

---

of financial institutions and professional standards at Madison, Wisconsin, shall be sufficient service.

SECTION 4612. 813.16 (7) of the statutes is amended to read:

813.16 **(7)** If the person seeking the appointment of a receiver under sub. (1) is a savings and loan association or savings bank supervised by the ~~division of banking~~ department of financial institutions and professional standards or a corporation supervised by the home loan bank board, federal office of thrift supervision, federal deposit insurance corporation, or resolution trust corporation, the court, unless the opposing party objects, shall appoint an officer of such corporation as receiver to act without compensation and to give such bond as the court requires.

SECTION 4613. 814.61 (1) (c) 1m. of the statutes is created to read:

814.61 **(1)** (c) 1m. An action under s. 767.805 (3) that is brought by the state or its delegate or commenced on behalf of the child by an attorney appointed under s. 767.407.

SECTION 4614. 814.63 (1) (b) of the statutes is renumbered 814.63 (1).

SECTION 4615. 814.63 (1) (c) of the statutes is repealed.

SECTION 4616. 814.63 (3m) (a) of the statutes is amended 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, 114.09, 346.63, or 350.101, or a local ordinance in conformity therewith.

SECTION 4617. 814.63 (5) of the statutes is amended to read:

814.63 **(5)** Of the fees received by the clerk under sub. (1) ~~(b)~~, the county treasurer shall pay $17.50 to the secretary of administration for deposit in the general fund and shall retain the balance for the use of the county. The secretary of administration shall credit $5 of the $17.50 to the appropriation under s. 20.680 (2) (j).

SECTION 4618. 814.65 (4m) (a) of the statutes is amended to read:

814.65 **(4m)** (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, 114.09, 346.63, or 350.101.

SECTION 4619. 814.75 (8r) of the statutes is created to read:

814.75 **(8r)** The crime prevention funding board surcharge under s. 973.0455.

SECTION 4620. 814.76 (4m) of the statutes is created to read:

814.76 **(4m)** The crime prevention funding board surcharge under s. 973.0455.

SECTION 4621. 814.86 (1) of the statutes is amended to read:

814.86 **(1)** ~~Except for an action for a financial responsibility violation under s. 344.62 (2), or for a violation under s. 343.51 (1m) (b) or a safety belt use violation under s. 347.48 (2m), the~~ The clerk of circuit court shall charge and collect a $21.50 justice information system surcharge from any person, including any governmental unit, as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am), 814.62 (1), (2), or (3) (a) or (b), or 814.63 (1). The justice information system surcharge is in addition to the surcharge listed in sub. (1m).

SECTION 4622. 815.29 (1) of the statutes is amended to read:

815.29 **(1)** No execution sale of personal property shall be made unless 20 days previous notice of such sale has been given by posting a notice thereof in one public place of the town or municipality where such sale is to be had and, if the county where such sale is to be had maintains a Web site, by posting a notice on the Web site. If the town or municipality where such sale is to be had maintains a Web site, the town or municipality may also post a notice on its Web site. The notice shall specify the time and place of sale but when any property seized is likely to perish or depreciate in value before the expiration of the 20 days the court or a judge may order the same to be sold in such manner and upon such terms as the best interests of the parties demand. Every such sale shall be made at auction between the ~~hour~~ hours of 9 a.m. and 5 p.m. and no property shall be sold unless it is in view of those attending the sale, except as provided in s. 71.91 (5) (c) 2. and in the case of the sale of the interest of the judgment debtor in property in the possession of a secured party. It shall be offered for sale in such lots and parcels as is calculated to bring the highest price.

SECTION 4623. 859.07 (2) (a) 3. of the statutes is amended to read:

859.07 **(2)** (a) 3. The decedent or the decedent's spouse received services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support

services
funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785.

SECTION 4624. 867.01 (3) (am) 4. of the statutes is amended to read:

867.01 **(3)** (am) 4. Whether the decedent or the decedent's spouse received services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683 ~~or~~, 49.685, or 49.785.

SECTION 4625. 867.01 (3) (d) of the statutes is amended to read:

867.01 **(3)** (d) *Notice.* The court may hear the matter without notice or order notice to be given under s. 879.03. If the decedent or the decedent's spouse received services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785,
the petitioner shall give notice by certified mail to the department of health services
as soon as practicable after filing the petition with the court.

SECTION 4626. 867.02 (2) (am) 6. of the statutes is amended to read:

867.02 **(2)** (am) 6. Whether the decedent or the decedent's spouse received services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785.

SECTION 4627. 867.03 (1g) (c) of the statutes is amended to read:

867.03 **(1g)** (c) Whether the decedent or the decedent's spouse ever received
services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683 ~~or~~, 49.685, or 49.875.

SECTION 4628. 867.03 (1m) (a) of the statutes is amended to read:

867.03 **(1m)** (a) Whenever an heir, trustee, or person who was guardian of the
decedent at the time of the decedent's death intends to transfer a decedent's property
by affidavit under sub. (1g) and the decedent or the decedent's spouse ever received services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785,
the heir, trustee, or person who was guardian of the decedent at the time of the

decedent's death shall give notice to the department of health services of his or her intent. The notice shall include the information in the affidavit under sub. (1g) and the heir, trustee, or person who was guardian of the decedent at the time of the decedent's death shall give the notice by certified mail, return receipt requested.

SECTION 4629. 867.03 (1m) (b) of the statutes is amended to read:

867.03 **(1m)** (b) An heir, trustee, or person who was guardian of the decedent at the time of the decedent's death who files an affidavit under sub. (1g) that states that the decedent or the decedent's spouse received services provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, ~~or~~ 49.685 , or 49.785 shall attach to the affidavit the proof of mail delivery of the notice required under par. (a) showing the delivery date.

SECTION 4630. 867.03 (2g) (b) of the statutes is amended to read:

867.03 **(2g)** (b) Property transferred under this section to or by an heir, trustee, or guardian is subject to the right of the department of health services to recover under s. 46.27 (7g), 49.496, 49.682, or 49.849 an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, ~~or~~ 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), or an amount equal to long-term community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or the decedent's spouse. Upon request, the heir, trustee, or guardian shall provide to the department of health services information about any of the decedent's property that the heir, trustee, or guardian has distributed and information about the persons to whom the property was distributed.

SECTION 4631. 885.38 (8) (a) 1. of the statutes is amended to read:

885.38 **(8)** (a) 1. The county in which the circuit court is located shall pay the expenses in all proceedings before a circuit court and when the clerk of circuit court uses a qualified interpreter under sub. (3) (d). The county shall be reimbursed ~~as provided~~ in the manner determined by the director of state courts under s. 758.19 ~~(8)~~ for expenses paid under this subdivision.

SECTION 4632. 887.23 (1) of the statutes is amended to read:

887.23 **(1)** WHO MAY REQUIRE. The department of health services, the department of corrections, the state superintendent of public instruction or the board of regents of the University of Wisconsin System Authority may order the deposition of any witness to be taken concerning any institution under his, her or its government or superintendence, or concerning the conduct of any officer or agent

thereof, or concerning any matter relating to the interests thereof. Upon presentation of a certified copy of such order to any municipal judge, notary public or court commissioner, the officer shall take the desired deposition in the manner provided for taking depositions to be used in actions. When any officer or agent of any institution is concerned and will be affected by the testimony, 2 days' written notice of the time and place of taking the deposition shall be given him or her. Any party interested may appear in person or by counsel and examine the witness touching the matters mentioned in the order. The deposition, duly certified, shall be delivered to the authority which ordered it.

SECTION 4633. 893.80 (1b) (intro.) of the statutes is amended to read:

893.80 **(1b)** (intro.) In this section~~, "agent"~~:

(am) "Agent" includes a volunteer. In this ~~subsection~~ paragraph, "volunteer" means a person who satisfies all of the following:

SECTION 4634. 893.80 (1b) (a) of the statutes is renumbered 893.80 (1b) (am) 1. and amended to read:

893.80 **(1b)** (am) 1. The person provides services or performs duties for and with the express or implied consent of a volunteer fire company organized under ch. 181 or 213, political corporation, or governmental subdivision or agency thereof. A person satisfies the requirements under this ~~paragraph~~ subdivision even if the activities of the person with regard to the services and duties and the details and method by which the services are provided and the duties are performed are left to the discretion of the person.

SECTION 4635. 893.80 (1b) (b) of the statutes is renumbered 893.80 (1b) (am) 2. and amended to read:

893.80 **(1b)** (am) 2. The person is subject to the right of control of the volunteer company, political corporation, or governmental subdivision or agency described in ~~par. (a)~~ subd. 1.

SECTION 4636. 893.80 (1b) (bm) of the statutes is created to read:

893.80 **(1b)** (bm) "Political corporation" does not include the University of Wisconsin System Authority.

SECTION 4637. 893.80 (1b) (c) of the statutes is renumbered 893.80 (1b) (am) 3. and amended to read:

893.80 **(1b)** (am) 3. The person is not paid a fee, salary, or other compensation by any person for the services or duties described in ~~par. (a)~~ subd. 1. In this ~~paragraph~~ subdivision, "compensation" does not include the reimbursement of expenses.

SECTION 4638. 893.82 (2) (d) 4. of the statutes is created to read:

893.82 **(2)** (d) 4. Officers and employees of the University of Wisconsin System Authority.

SECTION 4639. 893.82 (10) of the statutes is created to read:

893.82 **(10)** Except for sub. (6), this section does not apply if the claimant in the action or proceeding is the state and the person against whom such claim is brought is an officer or employee of the University of Wisconsin System Authority.

SECTION 4640. 895.46 (1) (a) of the statutes is amended to read:

895.46 **(1)** (a) If the defendant in any action or special proceeding is a public officer or employee and is proceeded against in an official capacity or is proceeded against as an individual because of acts committed while carrying out duties as an officer or employee and the jury or the court finds that the defendant was acting within the scope of employment, the judgment as to damages and costs entered against the officer or employee, except as provided in s. 146.89 (4), in excess of any insurance applicable to the officer or employee shall be paid by the state or political subdivision of which the defendant is an officer or employee or by the University of Wisconsin System Authority if the defendant is an officer or employee of the authority. Agents of any department of the state shall be covered by this section while acting within the scope of their agency. Regardless of the results of the litigation the governmental unit, if it does not provide legal counsel to the defendant officer or employee, shall pay reasonable attorney fees and costs of defending the action, unless it is found by the court or jury that the defendant officer or employee did not act within the scope of employment. Except as provided in s. 146.89 (4), the duty of a governmental unit to provide or pay for the provision of legal representation does not apply to the extent that applicable insurance provides that representation. If the employing state agency or the attorney general denies that the state officer, employee or agent was doing any act growing out of or committed in the course of the discharge of his or her duties, the attorney general may appear on behalf of the state to contest that issue without waiving the state's sovereign immunity to suit. Failure by the officer or employee to give notice to his or her department head of an action or special proceeding commenced against the defendant officer or employee as soon as reasonably possible is a bar to recovery by the officer or employee from the state ~~or~~, political subdivision, or University of Wisconsin System Authority of reasonable attorney fees and costs of defending the action. The attorney fees and expenses shall not be recoverable if the state ~~or~~, political subdivision, or University of Wisconsin System Authority offers the officer or employee legal counsel and the offer is refused by the defendant officer or employee. If the officer, employee or agent of the state refuses to cooperate in the defense of the litigation, the officer, employee or agent is

not eligible for any indemnification or for the provision of legal counsel by the governmental unit under this section.

SECTION 4641. 895.46 (5) (c) of the statutes is created to read:

895.46 **(5)** (c) Officers and employees of the University of Wisconsin System Authority.

SECTION 4642. 895.514 (3) (b) of the statutes is amended to read:

895.514 **(3)** (b) All of the expenses incurred by the authority, or the commissioner, or any agent, employee, or representative of the commissioner, in exercising its duties and powers under ch. 149, 2011 stats., under 2013 Wisconsin Act 20, section 9122 (1L), or under 2013 Wisconsin Act 116, section 32 (1) (b), shall be payable only from funds of the authority ~~or from the appropriation under s. 20.145 (5) (g) or (k), or from any combination of those payment sources~~.

SECTION 4643. 895.56 (2) (a) of the statutes is amended to read:

895.56 **(2)** (a) The acts or omissions by the person occurred while performing a contract entered into under s. 84.06 (2) or (2m), including acts or omissions by any person who has a direct contractual relationship with the prime contractor, as defined in s. 779.01 (2) (d), under a contract entered into under s. 84.06 (2) or (2m) to perform labor or furnish materials.

SECTION 4644. 895.56 (2) (c) of the statutes is amended to read:

895.56 **(2)** (c) The acts or omissions involving petroleum-contaminated soil on the property were required by reasonably precise specifications in the contract entered into under s. 84.06 (2) or (2m), and the acts or omissions conformed to those specifications, or were otherwise directed by the department of transportation or by the department of natural resources.

SECTION 4645. 938.02 (4) of the statutes is amended to read:

938.02 **(4)** "Department" means the department of children and families, except that with respect to a juvenile who is being held in a juvenile detention facility or who is under the supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n) (a), or 938.357 (4), "department" means the department of corrections.

SECTION 4646. 938.02 (4) of the statutes, as affected by 2015 Wisconsin Act .... (this act), is amended to read:

938.02 **(4)** "Department" means the department of children and families, except that with respect to a juvenile who is being held in a juvenile detention facility or who is under the supervision of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n) ~~(a)~~, or 938.357 (4), "department" means the department of corrections.

SECTION 4647. 938.06 (4) of the statutes is amended to read:

938.06 **(4)**STATE AID. State aid to any county for juvenile delinquency-related court services under this section shall be at the same net effective rate that each county is reimbursed for county administration under s. 48.569, except as provided in s. ~~301.26~~ 48.526. Counties having a population of less than 750,000 may use funds received under ss. 48.569 (1) (d) and ~~301.26~~ 48.526, including county or federal revenue sharing funds allocated to match funds received under s. 48.569 (1) (d), for the cost of providing court attached intake services in amounts not to exceed 50 percent of the cost of providing court attached intake services or $30,000 per county per calendar year, whichever is less.

SECTION 4648. 938.069 (1) (intro.) of the statutes is amended to read:

938.069 **(1)**DUTIES. (intro.) The staff of the department shall provide community supervision services for juveniles as provided in s. 938.533. Subject to sub. (2), the staff of the department, the court, a county department, or a licensed child welfare agency designated by the court to carry out the objectives of this chapter shall:

SECTION 4649. 938.19 (1) (d) 6. of the statutes is amended to read:

938.19 **(1)** (d) 6. The juvenile has violated a condition of court-ordered supervision, community supervision, or aftercare supervision ~~administered by the department or a county department,~~; a condition of the juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential care center for children and youth~~,~~; or a condition of the juvenile's participation in the intensive supervision program under s. 938.534.

SECTION 4650. 938.20 (2) (cm) of the statutes is amended to read:

938.20 **(2)** (cm) If the juvenile has violated a condition of community supervision or aftercare supervision ~~administered by the department or a county department~~, a condition of the juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential care center for children and youth, or a condition of the juvenile's participation in the intensive supervision program under s. 938.534, the person who took the juvenile into custody may release the juvenile to the department or county department, whichever has supervision over the juvenile.

SECTION 4651. 938.20 (7) (c) 1m. of the statutes is amended to read:

938.20 **(7)** (c) 1m. In the case of a juvenile who has violated a condition of community supervision or aftercare supervision ~~administered by the department or a county department~~, a condition of the juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential care center for children and youth, or a condition of the juvenile's participation in the intensive supervision program under s. 938.534, to the department or county department, whichever has supervision of the juvenile.

SECTION 4652. 938.20 (8) (c) of the statutes is amended to read:

938.20 **(8)** (c) If a juvenile who has violated a condition of community supervision or aftercare supervision ~~administered by the department or a county department~~, a condition of the juvenile's placement in a Type 2 juvenile correctional

facility or a Type 2 residential care center for children and youth, or a condition of the juvenile's participation in the intensive supervision program under s. 938.534 is held in custody, the intake worker shall also notify the department or county department, whichever has supervision over the juvenile, of the reasons for holding the juvenile in custody, of the juvenile's whereabouts, and of the time and place of the detention hearing required under s. 938.21.

SECTION 4653. 938.205 (1) (c) of the statutes is amended to read:

938.205 **(1)** (c) That the juvenile will run away or be taken away so as to be unavailable for proceedings of the court or its officers, proceedings of the division of hearings and appeals in the department of administration for revocation of community supervision or aftercare supervision, or action by the department or county department relating to a violation of a condition of the juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential care center for children and youth or a condition of the juvenile's participation in the intensive supervision program under s. 938.534.

SECTION 4654. 938.208 (1) (intro.) of the statutes is amended to read:

938.208 **(1)** DELINQUENT ACT AND RISK OF HARM OR RUNNING AWAY. (intro.) Probable cause exists to believe that the juvenile has committed a delinquent act and either presents a substantial risk of physical harm to another person or a substantial risk of running away so as to be unavailable for a court hearing, a revocation of community supervision or aftercare supervision hearing, or action by the department or county department relating to a violation of a condition of the juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential care center for children and youth or a condition of the juvenile's participation in the intensive supervision program under s. 938.534. For juveniles who have been adjudged delinquent, the delinquent act referred to in this section may be the act for which the juvenile was adjudged delinquent. If the intake worker determines that any of the following conditions applies, the juvenile is considered to present a substantial risk of physical harm to another person:

SECTION 4655. 938.34 (4n) (intro.) of the statutes is amended to read:

938.34 **(4n)** ~~AFTERCARE~~ COMMUNITY SUPERVISION OR AFTERCARE SUPERVISION. (intro.) ~~Subject~~ In the case of a juvenile who has been placed in a juvenile correctional facility or a secured residential care center for children and youth, designate the department to provide community supervision for the juvenile following the juvenile's release from that facility or center or, subject to any arrangement between the department and a county department regarding the provision of aftercare

supervision for juveniles who have been released from a juvenile correctional facility or a secured residential care center for children and youth, designate one of the following to provide aftercare supervision for the juvenile following the juvenile's release from ~~the juvenile correctional~~ that facility or ~~secured residential care~~ center ~~for children and youth~~:

SECTION 4656. 938.34 (4n) (a) of the statutes is repealed.

SECTION 4657. 938.355 (6d) (b) (title) of the statutes is amended to read:

938.355 **(6d)** (b) (title) *Violation of condition of ~~county~~ aftercare supervision.*

SECTION 4658. 938.355 (6d) (b) 1. of the statutes is amended to read:

938.355 **(6d)** (b) 1. Notwithstanding ss. 938.19 to 938.21, but subject to subds. 2g., 2m., and 2r., if a juvenile who is on aftercare supervision ~~administered by a county department~~ violates a condition of that supervision, the juvenile's caseworker or any other person authorized to provide or providing intake or dispositional services for the court under s. 938.067 or 938.069 may, without a hearing, take the juvenile into custody and place the juvenile in a juvenile detention facility or juvenile portion of a county jail that meets the standards promulgated by the department by rule or in a place of nonsecure custody designated by that person for not more than 72 hours while the alleged violation and the appropriateness of revoking the juvenile's aftercare status are being investigated.

SECTION 4659. 938.355 (6d) (b) 2. of the statutes is amended to read:

938.355 **(6d)** (b) 2. Notwithstanding ss. 938.19 to 938.21, but subject to subds. 2g., 2m., and 2r., if a juvenile who is on aftercare supervision ~~administered by the county department~~ violates a condition of that supervision, the juvenile's caseworker or any other person authorized to provide or providing intake or dispositional services for the court under s. 938.067 or 938.069 may, without a hearing, take the juvenile into custody and place the juvenile in a juvenile detention facility or juvenile portion of a county jail that meets the standards promulgated by the department by rule or in a place of nonsecure custody designated by that person for not more than 72 hours as a consequence of that violation. A person who takes a juvenile into custody under this subdivision shall permit the juvenile to make a written or oral statement concerning the possible placement of the juvenile and the course of conduct for which the juvenile was taken into custody. A person designated by the court or the county department who is employed in a supervisory position by a person authorized to provide or providing intake or dispositional services under s. 938.067 or 938.069 shall review that statement and either approve the placement of the juvenile, modify the terms of the placement, or order the juvenile to be released from custody.

SECTION 4660. 938.355 (6d) (b) 2g. of the statutes is amended to read:

938.355 **(6d)** (b) 2g. The taking into custody and placement of a juvenile under subd. 1. or 2. is subject to any general written policies adopted by the court under s. 938.06 (1) and (2), to any policies adopted by the county department relating to aftercare supervision ~~administered by the county department~~, and to any policies adopted by the county board relating to such taking into custody and placement.

SECTION 4661. 938.355 (6d) (b) 4. of the statutes is amended to read:

938.355 **(6d)** (b) 4. Subject to par. (d), subds. 1. and 2. do not preclude a juvenile who has violated a condition of aftercare supervision ~~administered by a county department~~ from being taken into and held in custody under ss. 938.19 to 938.21.

SECTION 4662. 938.357 (4) (a) of the statutes is amended to read:

938.357 **(4)** (a) When the juvenile is placed with the department, the department may, after an examination under s. 938.50, place the juvenile in a juvenile correctional facility or a secured residential care center for children and youth or on community supervision or aftercare supervision, either immediately or after a period of placement in a juvenile correctional facility or a secured residential care center for children and youth. The department shall send written notice of the change in placement to the parent, guardian, legal custodian, county department designated under s. 938.34 (4n), if any, and committing court. If the department places a juvenile in a Type 2 juvenile correctional facility operated by a child welfare agency, the department shall reimburse the child welfare agency at the rate established under s. 49.343 that is applicable to the type of placement that the child welfare agency is providing for the juvenile. A juvenile who is placed in a Type 2 juvenile correctional facility or a secured residential care center for children and youth remains under the supervision of the department, remains subject to the rules and discipline of that department, and is considered to be in custody, as defined in s. 946.42 (1) (a).

SECTION 4663. 938.357 (4g) (title) of the statutes is amended to read:

938.357 **(4g)** (title) ~~AFTERCARE~~ COMMUNITY SUPERVISION OR AFTERCARE PLAN.

SECTION 4664. 938.357 (4g) (a) of the statutes is amended to read:

938.357 **(4g)** (a) Not later than 120 days after the date on which the juvenile is placed in a juvenile correctional facility or a secured residential care center for children and youth, or within 30 days after the date on which the department requests the community supervision or aftercare plan, whichever is earlier, the community supervision or aftercare provider designated under s. 938.34 (4n) shall prepare ~~an~~ a community supervision or aftercare plan for the juvenile. If the juvenile is to be placed on aftercare supervision, the county department designated as the

aftercare provider ~~is a county department, that county department~~ shall submit the aftercare plan to the department within the applicable ~~time~~ period specified in this paragraph, unless the department waives the ~~time~~ period under par. (b).

SECTION 4665. 938.357 (4g) (b) of the statutes is amended to read:

938.357 **(4g)** (b) The department may waive the ~~time~~ period within which ~~an~~ a community supervision plan or aftercare plan must be prepared and submitted under par. (a) if the department anticipates that the juvenile will remain in the juvenile correctional facility or secured residential care center for children and youth for a period exceeding 8 months or if the juvenile is subject to s. 938.183. If the department waives that ~~time~~ period, the designated community supervision or aftercare provider shall prepare the community supervision or aftercare plan within 30 days after the date on which the department requests the community supervision or aftercare plan.

SECTION 4666. 938.357 (4g) (c) (intro.) of the statutes is amended to read:

938.357 **(4g)** (c) (intro.) ~~An~~ A community supervision or aftercare plan shall include all of the following:

SECTION 4667. 938.357 (4g) (c) 2. of the statutes is amended to read:

938.357 **(4g)** (c) 2. The conditions, if any, under which the juvenile's community supervision or aftercare status may be revoked.

SECTION 4668. 938.357 (4g) (c) 3. of the statutes is amended to read:

938.357 **(4g)** (c) 3. Services or programming to be provided to the juvenile while on community supervision or aftercare supervision.

SECTION 4669. 938.357 (4g) (c) 4. of the statutes is amended to read:

938.357 **(4g)** (c) 4. The estimated length of time that community supervision and services or aftercare supervision and services shall be provided to the juvenile.

SECTION 4670. 938.357 (4g) (d) of the statutes is amended to read:

938.357 **(4g)** (d) A juvenile may be released from a juvenile correctional facility or a secured residential care center for children and youth whether or not ~~an~~ a community supervision or aftercare plan has been prepared under this subsection.

SECTION 4671. 938.357 (4m) of the statutes is amended to read:

938.357 **(4m)** RELEASE TO COMMUNITY SUPERVISION OR AFTERCARE SUPERVISION. The department shall try to release a juvenile to community supervision or aftercare supervision under sub. (4) within 30 days after the date the department determines the juvenile is eligible for the release.

SECTION 4672. 938.357 (5) (title) of the statutes is amended to read:

938.357 **(5)** (title) REVOCATION OF COMMUNITY SUPERVISION OR AFTERCARE SUPERVISION.

SECTION 4673. 938.357 (5) (a) of the statutes is amended to read:

938.357 **(5)** (a) ~~The~~ If a juvenile has been placed on community supervision, the department ~~or a~~ may revoke the community supervision status of that juvenile as provided in this subsection. If a juvenile has been placed on aftercare supervision, the county department~~, whichever~~ that has been designated as a juvenile's aftercare provider~~,~~ may revoke the aftercare status of that juvenile as provided in this subsection. Prior notice of a change in placement under sub. (1) (am) 1. is not required.

SECTION 4674. 938.357 (5) (b) of the statutes is amended to read:

938.357 **(5)** (b) A juvenile on community supervision status may be taken into custody only as provided in ss. 938.19 to 938.21 or 938.533 (3) (a). A juvenile on aftercare status may be taken into custody only as provided in ss. 938.19 to 938.21 ~~and~~ or 938.355 (6d) (b).

SECTION 4675. 938.357 (5) (d) of the statutes is amended to read:

938.357 **(5)** (d) A hearing on the revocation shall be conducted by the division of hearings and appeals in the department of administration within 30 days after the juvenile is taken into custody for an alleged violation of a condition of the juvenile's community supervision or aftercare supervision. This ~~time~~ period may be waived only upon the agreement of the community supervision or aftercare provider, the juvenile, and the juvenile's counsel.

SECTION 4676. 938.357 (5) (e) of the statutes is amended to read:

938.357 **(5)** (e) If the hearing examiner finds that the juvenile has violated a condition of community supervision or aftercare supervision, the hearing examiner shall determine whether confinement in a juvenile correctional facility or a secured residential care center for children and youth is necessary to protect the public, to provide for the juvenile's rehabilitation, or to not depreciate the seriousness of the violation.

SECTION 4677. 938.357 (5) (g) of the statutes is amended to read:

938.357 **(5)** (g) The department shall promulgate rules setting standards to be used by a hearing examiner to determine whether to revoke a juvenile's community supervision or aftercare status. The standards shall specify that the burden is on the department or county department seeking revocation to show by a preponderance of

the evidence that the juvenile violated a condition of community supervision or aftercare supervision.

SECTION 4678. 938.365 (7) of the statutes is amended to read:

938.365 **(7)** CHANGES IN PLACEMENT AND TRIAL REUNIFICATIONS NOT PERMITTED. Nothing in this section may be construed to allow any changes in placement, trial reunification, or revocation of community supervision or aftercare supervision. Revocation and other changes in placement may take place only under s. 938.357, and trial reunifications may take place only under s. 938.358.

SECTION 4679. 938.366 (1) of the statutes is renumbered 938.366 (1) (intro.) and amended to read:

938.366 **(1)** (intro.) APPLICABILITY. This section applies to a person who is a full-time student of a secondary school or its vocational or technical equivalent, for whom an individualized education program under s. 115.787 is in effect, and to whom any of the following applies:

(a) The person is placed in a foster home, group home, or residential care center for children and youth, in the home of a relative other than a parent, or in a supervised independent living arrangement under an order under s. 938.355, 938.357, or 938.365 that terminates as provided in s. 938.355 (4) (am) 1., 2., or 3., 938.357 (6) (a) 1., 2., or 3., or 938.365 (5) (b) 1., 2., or 3. on or after the person attains 18 years of age~~, who is a full-time student of a secondary school or its vocational or technical equivalent, and for whom an individualized education program under s. 115.787 is in effect~~.

SECTION 4680. 938.366 (1) (b) of the statutes is created to read:

938.366 **(1)** (b) The person is placed in a shelter care facility on the date on which an order specified in par. (a) terminates.

SECTION 4681. 938.366 (2) (a) of the statutes is amended to read:

938.366 **(2)** (a) Not less than 120 days before an order described in sub. (1) (a) terminates, the agency primarily responsible for providing services under the order shall request the person who is the subject of the order to indicate whether he or she wishes to be discharged from out-of-home care on termination of the order, wishes to continue in out-of-home care until the date specified in s. 938.365 (5) (b) 4. under an extension of the order, or wishes to continue in out-of-home care under a voluntary agreement under sub. (3). If the person indicates that he or she wishes to be discharged from out-of-home care on termination of the order, the agency shall request a transition-to-discharge hearing under par. (b). If the person indicates that he or she wishes to continue in out-of-home care under an extension of the order, the agency shall request an extension of the order under s. 938.365. If the person

indicates that he or she wishes to continue in out-of-home care under a voluntary agreement under sub. (3), the agency and the person shall enter into such an agreement.

SECTION 4682. 938.366 (2) (b) 1. of the statutes is amended to read:

938.366 **(2)** (b) 1. If the person who is the subject of an order described in sub. (1) (a) indicates that he or she wishes to be discharged from out-of-home care on termination of the order, the agency primarily responsible for providing services to the person under the order shall request the court to hold a transition-to-discharge hearing and shall cause notice of that request to be provided to that person, the parent, guardian, and legal custodian of that person, any foster parent or other physical custodian described in s. 48.62 (2) of that person, all parties who are bound by the dispositional order, and, if that person is an Indian juvenile who has been removed from the home of his or her parent or Indian custodian, that person's Indian custodian and tribe.

SECTION 4683. 938.366 (2) (b) 3. of the statutes is amended to read:

938.366 **(2)** (b) 3. At the hearing the court shall review with the person who is the subject of an order described in sub. (1) (a) the options specified in par. (a) and shall advise the person that he or she may continue in out-of-home care as provided in par. (a) under an extension of the order or under a voluntary agreement under sub. (3).

SECTION 4684. 938.366 (2) (b) 4. of the statutes is amended to read:

938.366 **(2)** (b) 4. If the court determines that the person who is the subject of an order described in sub. (1) (a) understands that he or she may continue in out-of-home care, but wishes to be discharged from that care on termination of the order, the court shall advise the person that he or she may enter into a voluntary agreement under sub. (3) at any time before he or she is granted a high school or high school equivalency diploma or reaches 21 years of age, whichever occurs first, so long as he or she is a full-time student at a secondary school or its vocational or technical equivalent and an individualized education program under s. 115.787 is in effect for him or her. If the court determines that the person wishes to continue in out-of-home care under an extension of the order described in sub. (1) (a), the court shall schedule an extension hearing under s. 938.365. If the court determines that the person wishes to continue in out-of-home care under a voluntary agreement under sub. (3), the court shall order the agency primarily responsible for providing services to the person under the order to provide transition-to-independent-living services for the person under a voluntary agreement under sub. (3).

SECTION 4685. 938.366 (3) (a) of the statutes is amended to read:

938.366 **(3)** (a) On termination of an order described in sub. (1) (a), the person who is the subject of the order, or the person's guardian on behalf of the person, and the agency primarily responsible for providing services to the person under the order may enter into a transition-to-independent-living agreement under which the person continues in out-of-home care and continues to be a full-time student at a secondary school or its vocational or technical equivalent under an individualized education program under s. 115.787 until the date on which the person reaches 21 years of age, is granted a high school or high school equivalency diploma, or terminates the agreement as provided in par. (b), whichever occurs first, and the agency provides services to the person to assist him or her in transitioning to independent living.

SECTION 4686. 938.366 (3) (am) of the statutes is created to read:

938.366 **(3)** (am) 1. The agency primarily responsible for providing services under the agreement shall petition the court for a determination that the person's placement in out-of-home care under the agreement is in the best interests of the person. The request shall contain the name and address of the placement and a statement describing why the placement is in the best interests of the person and shall have a copy of the agreement attached to it. The agency shall cause written notice of the petition to be sent to the person who is the subject of the agreement and the person's guardian.

2. On receipt of a petition under subd. 1., the court shall schedule a hearing on the petition. Not less than 3 days before the hearing the agency primarily responsible for providing services under the agreement or the court shall provide notice of the hearing to all persons who are entitled to receive notice under subd. 1. A copy of the petition shall be attached to the notice.

---

3. If the court finds that the person's placement in out-of-home care under the agreement is in the best interests of the person, the court shall grant an order determining that placement in out-of-home care under the agreement is in the best interests of the person.

SECTION 4687. 938.366 (3) (d) of the statutes is created to read:

938.366 **(3)** (d) If the agency that enters into a voluntary agreement under this subsection is the department or a county department, the voluntary agreement shall also specifically state that the department or the county department has placement and care responsibility for the person who is the subject of the agreement as required under 42 USC 672 (a) (2) and has primary responsibility for providing services to the person.

SECTION 4688. 938.366 (3g) of the statutes is created to read:

938.366 **(3g)** APPEAL PROCEDURES. Any person who is aggrieved by the failure

of an agency to enter into a transition-to-independent-living agreement under sub. (3) or by an agency's termination of such an agreement has the right to a contested case hearing under ch. 227.

SECTION 4689. 938.366 (4) (a) of the statutes is amended to read:

938.366 **(4)** (a) Rules permitting a foster home, group home, or residential care center for children and youth to provide care for persons who agree to continue in out-of-home care under an extension of an order described in sub. (1) (a) or a voluntary agreement under sub. (3).

SECTION 4690. 938.38 (1) (ap) of the statutes is created to read:

938.38 **(1)** (ap) "Juvenile" includes a person 17 years of age or over for whom a permanency plan is required under sub. (2).

SECTION 4691. 938.38 (2) (d) of the statutes is amended to read:

938.38 **(2)** (d) The juvenile was placed under a voluntary agreement between the agency and the juvenile's parent under s. 48.63 (1) (a) or (5) (b) or under a voluntary transition-to-independent-living agreement under s. 938.366 (3).

SECTION 4692. 938.38 (4) (fg) 5. of the statutes is amended to read:

938.38 **(4)** (fg) 5. As provided in par. (fm), placement in some other planned permanent living arrangement that includes an appropriate, enduring relationship with an adult, including sustaining care ~~or long-term foster care, but not including independent living~~, or the goal of transitioning the juvenile to independence.

SECTION 4693. 938.38 (4) (fg) 6. of the statutes is repealed.

SECTION 4694. 938.38 (4) (fm) of the statutes is amended to read:

938.38 **(4)** (fm) If the agency determines that there is a compelling reason why it currently would not be in the best interests of the juvenile to return the juvenile to his or her home or to place the juvenile for adoption, with a guardian, or with a fit and willing relative as the permanency goal for the juvenile, the permanency goal of placing the juvenile in some other planned permanent living arrangement or of transitioning the juvenile to independence as described in par. (fg) 5. If the agency makes that determination, the plan shall include the efforts made to achieve that permanency goal, including, if appropriate, through an out-of-state placement, a statement of that compelling reason, and, notwithstanding that compelling reason, a concurrent plan under s. 938.355 (2b) towards achieving a goal under par. (fg) 1. to 4. as a concurrent permanency goal in addition to the permanency goal under par. (fg) 5.

SECTION 4695. 938.38 (5) (a) of the statutes is amended to read:

938.38 **(5)** (a) Except as provided in s. 48.63 (5) (d), the court or a panel appointed under par. (ag) shall review the permanency plan for each juvenile for whom a permanency plan is required under sub. (2) in the manner provided in this subsection not later than 6 months after the date on which the juvenile was first removed from his or her home and every 6 months after a previous review under

this subsection for as long as the juvenile is placed outside the home, except that for the review that is required to be conducted not later than 12 months after the juvenile was first removed from his or her home and the reviews that are required to be conducted every 12 months after that review, the court shall hold a hearing under sub. (5m) to review the permanency plan. The hearing may be instead of or in addition to the review under this subsection. The 6-month and 12-month periods referred to in this paragraph include trial reunifications under s. 938.358.

SECTION 4696. 938.38 (5) (c) 6. d. of the statutes is amended to read:

938.38 **(5)** (c) 6. d. Being placed in some other planned permanent living arrangement that includes an appropriate, enduring relationship with an adult, including sustaining care ~~or long-term foster care, but not including independent living~~, or transitioning to independence.

SECTION 4697. 938.38 (5) (c) 9. of the statutes is amended to read:

938.38 **(5)** (c) 9. If the juvenile is the subject of an order that terminates as provided in s. 938.355 (4) (am) 4., 938.357 (6) (a) 4., or 938.365 (5) (b) 4. or of a voluntary transition-to-independent-living agreement under s. 938.366 (3), the appropriateness of the transition-to-independent-living plan developed under s. 938.385; the extent of compliance with that plan by the juvenile, the juvenile's guardian, if any, the agency primarily responsible for providing services under that plan, and any other service providers; and the progress of the juvenile toward making the transition to independent living.

SECTION 4698. 938.38 (5m) (a) of the statutes is amended to read:

938.38 **(5m)** (a) The court shall hold a hearing to review the permanency plan and to make the determinations specified in sub. (5) (c) for each juvenile for whom a permanency plan is required under sub. (2) no later than 12 months after the date on which the juvenile was first removed from the home and every 12 months after a previous hearing under this subsection for as long as the juvenile is placed outside the home. The 12-month periods referred to in this paragraph include trial reunifications under s. 938.358.

SECTION 4699. 938.385 of the statutes is amended to read:

938.385Plan for transition to independent living. During the 90 days immediately before a juvenile who is placed in a foster home, group home, or residential care center for children and youth, in the home of a relative other than a parent, or in a supervised independent living arrangement attains 18 years of age or, if the juvenile is placed in such a placement under an order under s. 938.355, 938.357, or 938.365 that terminates under s. 938.355 (4) (am) after the juvenile attains 18 years of age or under a voluntary transition-to-independent-living agreement under s. 938.366 (3) that terminates under s. 938.366 (3) (a) after the juvenile attains 18 years of age, during the 90 days immediately before the termination of the order or agreement, the agency primarily responsible for providing services to the juvenile under the order or agreement shall provide the juvenile 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 juvenile, shall be as detailed as the juvenile directs, and shall include specific options for obtaining housing, health care,

education, mentoring and continuing support services, and workforce support and employment services.

SECTION 4700. 938.48 (1) of the statutes is amended to read:

938.48 **(1)** ENFORCEMENT OF LAWS. Promote the enforcement of the laws relating to delinquent juveniles ~~and juveniles in need of protection or services~~ and take the initiative in all matters involving the interests of those juveniles when adequate provision for those matters is not made. This duty shall be discharged in cooperation with the courts, the department of children and families, county departments, licensed child welfare agencies, parents, and other individuals interested in the welfare of juveniles.

SECTION 4701. 938.48 (8p) of the statutes is renumbered 48.48 (8r) and amended to read:

48.48 **(8r)** ~~INDIAN JUVENILE PLACEMENTS. Reimburse~~ To reimburse Indian tribes and county departments, from the appropriation under s. ~~20.410 (3)~~ 20.437 (1) (kp), for unexpected or unusually high-cost out-of-home care placements of Indian ~~juveniles~~ children who have been adjudicated delinquent by tribal courts. In this subsection, "unusually high-cost out-of-home care placements" means the amount by which the cost to an Indian tribe or to a county department of out-of-home care placements of Indian ~~juveniles~~ children who have been adjudicated delinquent by tribal courts exceeds $50,000 in a fiscal year.

SECTION 4702. 938.48 (13) of the statutes is amended to read:

938.48 **(13)** ALLOWANCES AND CASH GRANTS. Promulgate rules for the payment of an allowance to juveniles in its institutions and a cash grant to a juvenile being discharged from its institutions or released to community supervision or aftercare supervision.

SECTION 4703. 938.50 of the statutes is amended to read:

938.50 Examination of juveniles under supervision of department. The department shall examine every juvenile who is placed under its supervision to determine the type of placement best suited to the juvenile and to the protection of the public. The examination shall include an investigation of the personal and family history of the juvenile and his or her environment, any physical or mental examinations necessary to determine the type of placement appropriate for the juvenile, and an evaluation under s. 938.533 ~~(2) to determine whether the juvenile is eligible for corrective sanctions supervision or serious juvenile offender supervision~~ (3) (a) to determine the appropriate level of supervision and services based on the juvenile's risks and needs. The department shall screen a juvenile who is examined under this section to determine whether the juvenile is in need of special treatment or care because of alcohol or other drug abuse, mental illness, or severe emotional disturbance. In making the examination the department may use any

facilities, public or private, that offer assistance in determining the correct placement for the juvenile.

SECTION 4704. 938.51 (1m) of the statutes is amended to read:

938.51 **(1m)** NOTIFICATION OF LOCAL AGENCIES. The department or county department having supervision over a juvenile described in sub. (1) shall determine the local agencies that it will notify under sub. (1) (a) based on the residence of the juvenile's parents or on the juvenile's intended residence specified in the juvenile's community supervision plan or aftercare supervision plan or, if those methods do not indicate the community in which the juvenile will reside following release from a juvenile correctional facility or a secured residential care center for children and youth or from the supervision of the department or county department, the community in which the juvenile states that he or she intends to reside.

SECTION 4705. 938.533 (title) of the statutes is repealed and recreated to read:

938.533 (title) **Community supervision.**

SECTION 4706. 938.533 (1) of the statutes is created to read:

938.533 **(1)** DEFINITION. In this section, "Type 2 status" means the status of a juvenile who is placed in a Type 2 juvenile correctional facility.

SECTION 4707. 938.533 (2) of the statutes is renumbered 938.533 (2) (intro.) and amended to read:

938.533 **(2)** ~~CORRECTIVE SANCTIONS PROGRAM~~ COMMUNITY SUPERVISION SERVICES.

(intro.) From the appropriation under s. 20.410 (3) (hr), the department shall purchase or provide ~~a corrective sanctions program to serve an average daily population of 136 juveniles unless the appropriation under s. 20.410 (3) (hr) is supplemented under s. 13.101 or 16.515 and the positions for the program are increased under s. 13.101 or 16.505 (2) or unless funding and positions to serve more than that average daily population are otherwise available, in at least 3 counties, including Milwaukee County. The department's office of juvenile offender review shall evaluate and select for participation in the program~~ community supervision services for juveniles who have been placed under the community supervision of the department under s. ~~938.183,~~ 938.34 ~~(4h) or (4m), or~~ (4n), 938.357 (4)~~. The department shall place a program participant in the community, provide intensive surveillance of that participant, and provide an average of not more than $3,000 per year per slot to purchase community-based treatment services for each participant. The department shall make the intensive surveillance~~, or 938.538 (3) (a) 2. For each juvenile who is placed under community supervision, the department may purchase or provide any of the following services:

(a) Surveillance, including electronic monitoring or global positioning system tracking, which the department shall make available 24 hours a day, 7 days a week, ~~and may purchase or provide electronic monitoring for the intensive surveillance of program participants. The department shall provide a report~~ based on the juvenile's level of risk and community safety considerations.

(b) Report center ~~in Milwaukee County to provide on-site programming after school and in the evening for juveniles from Milwaukee County who are placed in the corrective sanctions program. A contact worker providing services under the program shall have a case load of approximately 10 juveniles and, during the initial phase of placement in the community under the program of a juvenile who is assigned to that contact worker, shall have not less than one face-to-face contact per day with that~~ programming, including social, behavioral, academic, community service, and other programming, after school, in the evening, on weekends, on other nonschool days, and at other times when the juvenile is not under immediate adult supervision.

(c) Contacts with the juvenile and the juvenile's family of a type, frequency, and duration that are commensurate with the juvenile's level of risk and individualized treatment needs.

(d) Case management services ~~under the program shall be~~ provided by a ~~corrective sanctions~~ community supervision agent ~~who shall have a case load of approximately 15 juveniles~~.

(4) RULES. The department shall promulgate rules to implement ~~the program~~ this section.

SECTION 4708. 938.533 (2) (e) of the statutes is created to read:

938.533 **(2)** (e) Any other treatment or services that are needed to meet the needs of the juvenile as determined by the department.

SECTION 4709. 938.533 (3) of the statutes is amended to read:

938.533 **(3)**INSTITUTIONAL STATUS. (a) ~~A participant in the corrective sanctions program~~ The office of juvenile offender review in the division of juvenile corrections in the department shall evaluate each juvenile who is placed under community supervision and may place such a juvenile in Type 2 status. A juvenile who is placed in Type 2 status is under the supervision of the department, is subject to the rules and discipline of the department, and is considered to be in custody, as defined in s. 946.42 (1) (a). Notwithstanding ss. 938.19 to 938.21, if a juvenile who is placed in Type 2 status violates a condition of his or her participation in ~~the corrective sanctions program~~ community supervision, the department may, without a hearing, take the juvenile into custody and place the juvenile in a juvenile detention facility

or return the juvenile to placement in a Type 1 juvenile correctional facility or a secured residential care center for children and youth. This paragraph does not preclude a juvenile who has violated a condition of his or her participation in ~~the corrective sanctions program~~ community supervision from being taken into and held in custody under ss. 938.19 to 938.21.

(b) The department shall operate ~~the corrective sanctions program~~ community supervision for a juvenile who is placed in Type 2 status as a Type 2 juvenile correctional facility. The secretary may allocate and reallocate existing and future facilities as part of the Type 2 juvenile correctional facility. The Type 2 juvenile correctional facility is subject to s. 301.02. Construction or establishment of a Type 2 juvenile correctional facility shall be in compliance with all state laws except s. 32.035 and ch. 91. In addition to the exemptions under s. 13.48 (13), construction or establishment of a Type 2 juvenile correctional facility is not subject to the ordinances or regulations relating to zoning, including zoning under ch. 91, of the county and city, village, or town in which the construction or establishment takes place and is exempt from the investigations permitted under s. 46.22 (1) (c) 1. b.

SECTION 4710. 938.533 (3m) of the statutes is amended to read:

938.533 **(3m)** ESCAPE. If a juvenile who is placed in Type 2 status runs away from his or her placement in the community while participating in ~~the corrective sanctions program~~ community supervision, the juvenile is considered to have escaped in violation of s. 946.42 (3) (c).

SECTION 4711. 938.538 (3) (a) 2. of the statutes is amended to read:

938.538 **(3)** (a) 2. Intensive or other field supervision, including ~~corrective sanctions~~ community supervision under s. 938.533 ~~or aftercare supervision~~.

SECTION 4712. 938.538 (5) (a) of the statutes is amended to read:

938.538 **(5)** (a) The office of juvenile offender review in the division of juvenile corrections in the department may release a participant to ~~aftercare~~ community supervision under s. 301.03 (10) (d) at any time after the participant has completed 2 years of participation in the serious juvenile offender program. ~~Aftercare~~ Community supervision of the participant shall be provided by the department.

SECTION 4713. 938.538 (6m) (b) of the statutes is amended to read:

938.538 **(6m)** (b) In the selection of classified service employees for a juvenile correctional facility authorized under 1993 Wisconsin Act 377, section 9108 (1) (a), the appointing authority shall make every effort to use the expanded certification program under s. 230.25 (1n) or rules of the ~~administrator~~ director of the ~~division~~ bureau of merit recruitment and selection in the ~~office of state employment relations~~ department of administration to ensure that the percentage of employees who are

minority group members approximates the percentage of the juveniles placed at that juvenile correctional facility who are minority group members. The ~~administrator of the division~~ director of the bureau of merit recruitment and selection ~~in the office of state employment relations~~ shall provide guidelines for the administration of the selection procedure.

SECTION 4714. 938.57 (4) of the statutes is amended to read:

938.57 **(4)** AFTERCARE SUPERVISION. A county department may provide aftercare supervision under s. 938.34 (4n) for juveniles who are released from juvenile correctional facilities or secured residential care centers for children and youth. If a county department intends to change its policy regarding whether the county department ~~or the department shall~~ will provide aftercare supervision for juveniles released from juvenile correctional facilities or secured residential care centers for children and youth or the department will provide community supervision for those juveniles, the county executive or county administrator, or, if the county has no county executive or county administrator, the chairperson of the county board of supervisors, or, for multicounty departments, the chairpersons of the county boards of supervisors jointly, shall submit a letter to the department stating that intent before July 1 of the year preceding the year in which the policy change will take effect.

SECTION 4715. 940.20 (2m) (title) of the statutes is amended to read:

940.20 **(2m)** (title) BATTERY TO PROBATION, EXTENDED SUPERVISION AND PAROLE AGENTS, COMMUNITY SUPERVISION AGENTS, AND AFTERCARE AGENTS.

SECTION 4716. 940.20 (2m) (a) 1m. of the statutes is created to read:

940.20 **(2m)** (a) 1m. "Community supervision agent" means any person authorized by the department of corrections to exercise control over a juvenile on community supervision.

SECTION 4717. 940.20 (2m) (b) of the statutes is amended to read:

940.20 **(2m)** (b) Whoever intentionally causes bodily harm to a probation, extended supervision, and parole agent, a community supervision agent, or an aftercare agent, acting in an official capacity and the person knows or has reason to know that the victim is a probation, extended supervision and parole agent, a community supervision agent, or an aftercare agent, by an act done without the consent of the person so injured, is guilty of a Class H felony.

SECTION 4718. 940.207 (title) of the statutes is amended to read:

940.207 (title) **Battery or threat to department of ~~safety and professional services~~ financial institutions and professional standards or department of workforce development employee.**

SECTION 4719. 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 ~~safety and professional services~~ financial institutions and professional standards official, employee, or agent whose responsibilities are primarily related to the buildings and safety or professional regulation functions of that department, or any department

of
workforce development official, employee, or agent , under all of the following circumstances is guilty of a Class H felony:

SECTION 4720. 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 ~~safety and professional services~~ financial institutions and professional standards or department of workforce development official, employee, or agent or a member of his or her family.

SECTION 4721. 941.237 (1) (dm) of the statutes is amended to read:

941.237 **(1)** (dm) "Hotel" has the meaning given in s. ~~254.61 (3)~~ 97.01 (7).

SECTION 4722. 944.21 (8) (b) 3. a. of the statutes is amended to read:

944.21 **(8)** (b) 3. a. Is a technical college, is a school ~~approved~~ authorized by the ~~educational approval board under s. 38.50~~ department of financial institutions and professional standards under s. 440.52, or is a school described in s. ~~38.50~~ 440.52 (1) (e) 6., 7. or 8.; and

SECTION 4723. 946.13 (12) (a) of the statutes is amended to read:

946.13 **(12)** (a) In this subsection, "research company" means an entity engaged in commercial activity that is related to research conducted by an employee or officer of the University of Wisconsin System Authority or to a product of such research.

SECTION 4724. 946.13 (12) (b) (intro.) of the statutes is amended to read:

946.13 **(12)** (b) (intro.) Subsection (1) does not apply to a contract between a research company and the University of Wisconsin System Authority or any institution or college campus within the system for purchase of goods or services, including research, if all the following apply:

SECTION 4725. 946.13 (12) (b) 1. of the statutes is amended to read:

946.13 **(12)** (b) 1. The contract is approved by a University of Wisconsin System Authority employee or officer responsible for evaluating and managing potential conflicts of interest.

SECTION 4726. 946.13 (12) (b) 2. b. of the statutes is amended to read:

946.13 **(12)** (b) 2. b. The ~~University of Wisconsin System~~ employee or officer specified in subd. 1. submits the contract to the University of Wisconsin Board of Regents and, within 45 days, the University of Wisconsin System Authority Board of Regents does not notify the ~~University of Wisconsin System~~ employee or officer specified in subd. 1. that entering the contract would constitute a violation of sub. (1).

SECTION 4727. 946.42 (1) (a) 2. of the statutes is amended to read:

946.42 **(1)** (a) 2. "Custody" does not include the constructive custody of a probationer, parolee, or person on extended supervision by the department of corrections or a probation, extended supervision, or parole agent or, subject to s. 938.533 (3) (a), the constructive custody of a person who has been released to community supervision or aftercare supervision under ch. 938.

SECTION 4728. 946.42 (3) (c) of the statutes is amended to read:

946.42 **(3)** (c) Subject to a disposition under s. 938.34 (4d), (4h), or (4m), to a placement under s. 938.357 (4) or 938.533 (3) (a), or to community supervision or aftercare revocation under s. 938.357 (5) (e).

SECTION 4729. 948.11 (4) (b) 3. a. of the statutes is amended to read:

948.11 **(4)** (b) 3. a. Is a technical college, is a school ~~approved~~ authorized by the ~~educational approval board under s. 38.50~~ department of financial institutions and professional standards under s. 440.52, or is a school described in s. ~~38.50~~ 440.52 (1) (e) 6., 7. or 8.; and

SECTION 4730. 949.11 (2) of the statutes is repealed.

SECTION 4731. 949.31 (2) of the statutes is repealed.

SECTION 4732. 971.14 (6) (b) of the statutes is amended to read:

971.14 **(6)** (b) When the court discharges a defendant from commitment under par. (a), it may order that the defendant be taken immediately into custody by a law enforcement official and promptly delivered to a facility specified in s. 51.15 (2), an approved public treatment facility under s. 51.45 (2) (c), or an appropriate medical or protective placement facility. Thereafter, detention of the defendant shall be governed by s. 51.15, 51.45 (11), or 55.135, as appropriate. The district attorney or corporation counsel may prepare a statement meeting the requirements of s. 51.15

~~(4) or~~ (5), 51.45 (13) (a), or 55.135 based on the allegations of the criminal complaint and the evidence in the case. This statement shall be given to the director of the facility to which the defendant is delivered and filed with the branch of circuit court assigned to exercise criminal jurisdiction in the county in which the criminal charges are pending, where it shall suffice, without corroboration by other petitioners, as a petition for commitment under s. 51.20 or 51.45 (13) or a petition for protective placement under s. 55.075. This section does not restrict the power of the branch of circuit court in which the petition is filed to transfer the matter to the branch of circuit court assigned to exercise jurisdiction under ch. 51 in the county. Days spent in commitment or protective placement pursuant to a petition under this paragraph shall not be deemed days spent in custody under s. 973.155.

SECTION 4733. 973.0455 of the statutes is created to read:

973.0455Crime prevention funding board surcharge.(1) If a court imposes a sentence or places a person on probation, the court shall impose a crime prevention funding board surcharge. The surcharge is the total amount calculated

by adding up, for each misdemeanor or felony count on which a conviction occurred, $20.

(2) After the clerk determines the amount due, the clerk of court shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (n). The county treasurer shall then distribute the moneys under s. 59.25 (3) (gm).

SECTION 4734. 973.05 (2m) (du) of the statutes is created to read:

973.05 **(2m)** (du) To payment of the crime prevention funding board surcharge until paid in full.

SECTION 4735. 973.06 (1) (j) of the statutes is amended to read:

973.06 **(1)** (j) If the defendant violated s. 23.33 (4c), 30.681, 114.09, 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 4736. 978.03 (1) of the statutes is amended to read:

978.03 **(1)** The district attorney of any prosecutorial unit having a population of 500,000 or more may appoint ~~5~~ 7 deputy district attorneys and such assistant district attorneys as may be requested by the department of administration and authorized in accordance with s. 16.505. The district attorney shall rank the deputy district attorneys for purposes of carrying out duties under this section. The deputies, according to rank, may perform any duty of the district attorney, under the district attorney's direction. In the absence or disability of the district attorney, the deputies, according to rank, may perform any act required by law to be performed by the district attorney. Any such deputy must have practiced law in this state for at least 2 years prior to appointment under this section.

SECTION 4737. 978.045 (1r) (intro.) of the statutes is amended to read:

978.045 **(1r)** (intro.) Any judge of a court of record, by an order entered in the record stating the cause for it, may appoint an attorney as a special prosecutor to perform, for the time being, or for the trial of the accused person, the duties of the

---

district attorney. An attorney appointed under this subsection shall have all of the powers of the district attorney. The judge may appoint an attorney as a special prosecutor at the request of a district attorney to assist the district attorney in the prosecution of persons charged with a crime, in grand jury proceedings or John Doe proceedings under s. 968.26, in proceedings under ch. 980, or in investigations. The judge may appoint an attorney as a special prosecutor only if the judge or the

requesting district attorney submits an affidavit to the department of justice attesting that any of the following conditions exists:

SECTION 4738. 978.045 (1r) (e) of the statutes is amended to read:

978.045 **(1r)** (e) The district attorney is ~~physically~~ unable to attend to his or her duties due to a health issue or has a mental incapacity that impairs his or her ability to substantially perform his or her duties.

SECTION 4739. 978.045 (2) (a), (b) and (c) of the statutes are consolidated, renumbered 978.045 (2) and amended to read:

978.045 **(2)** ~~The~~ If the department of justice approves the appointment of a special prosecutor under sub. (1r), the court shall fix the amount of compensation for ~~any~~ the attorney appointed ~~as a special prosecutor under sub. (1r)~~ according to the rates specified in s. 977.08 (4m) (b). ~~(b)~~ The department of administration shall pay the compensation ordered by the court from the appropriation under s. 20.475 (1) (d).

~~(c)~~ The court, district attorney, and the special prosecutor shall provide any information regarding a payment ~~under par. (b)~~ of compensation that the department requests.

SECTION 4740. 978.05 (6) (a) of the statutes is amended to read:

978.05 **(6)** (a) Institute, commence or appear in all civil actions or special proceedings under and perform the duties set forth for the district attorney under ch. 980 and ss. 17.14, 30.03 (2), 48.09 (5), 59.55 (1), 59.64 (1), 70.36, 89.08, 103.50 (8), 103.92 (4), 109.09, 343.305 (9) (a), ~~453.08,~~ 806.05, 938.09, 938.18, 938.355 (6) (b) and (6g) (a), 946.86, 946.87, 961.55 (5), 971.14 and 973.075 to 973.077, perform any duties in connection with court proceedings in a court assigned to exercise jurisdiction under chs. 48 and 938 as the judge may request and perform all appropriate duties and appear if the district attorney is designated in specific statutes, including matters within chs. 782, 976 and 979 and ss. 51.81 to 51.85. Nothing in this paragraph limits the authority of the county board to designate, under s. 48.09 (5), that the corporation counsel provide representation as specified in s. 48.09 (5) or to designate, under s. 48.09 (6) or 938.09 (6), the district attorney as an appropriate person to represent the interests of the public under s. 48.14 or 938.14.

SECTION 4741. 978.11 of the statutes is amended to read:

978.11Budget. The department of ~~administration~~ justice shall prepare the budget of the prosecution system and submit it in accordance with s. 16.42.

SECTION 4742. 978.12 (1) (c) of the statutes is amended to read:

978.12 **(1)** (c) *Assistant district attorneys.* Assistant district attorneys shall be employed outside the classified service. For purposes of salary administration, the ~~director of the office~~ administrator of the division of ~~state employment relations~~ personnel management in the department of administration shall establish one or more classifications for assistant district attorneys in accordance with the classification or classifications allocated to assistant attorneys general. Except as

provided in ss. 111.93 (3) (b) and 230.12 (10), the salaries of assistant district attorneys shall be established and adjusted in accordance with the state compensation plan for assistant attorneys general whose positions are allocated to the classification or classifications established by the ~~director of the office~~

---

administrator of the division of ~~state employment relations~~ personnel management in the department of administration.

SECTION 4743. 985.01 (1g) of the statutes is amended to read:

985.01 **(1g)** "Governing body" has the meaning given in s. 345.05 (1) (b) ~~and includes a long-term care district board under s. 46.2895~~.

SECTION 4744. 985.01 (3) of the statutes is amended to read:

985.01 **(3)** "Municipality" has the meaning in s. 345.05 (1) (c) ~~and includes a long-term care district under s. 46.2895~~.

SECTION 4745. 995.55 (1) (b) of the statutes is amended to read:

995.55 **(1)** (b) "Educational institution" means an institution of higher education, as defined in s. 108.02 (18); a technical college established under s. 38.02; a school, as defined in s. ~~38.50~~ 440.52 (11) (a) 2.; a public school, as described in s. 115.01 (1); a charter school, as defined in s. 115.001 (1); a private school, as defined in s. 115.001 (3r); or a private educational testing service or administrator.

SECTION 4746. 2009 Wisconsin Act 28, section 9109 (1) is repealed.

SECTION 4747. 2013 Wisconsin Act 20, section 9151 (2) (a) 1. is amended to read:

[2013 Wisconsin Act 20] Section 9151 (2) (a) 1. "Approval" means approval by the ~~secretary of the federal department of labor~~ governor of a plan submitted jointly by the department of workforce development and the department of veterans affairs for transfer of the administration of the disabled veterans' outreach program and the local veterans' employment representative program from the department of workforce development to the department of veterans affairs.

SECTION 4748. 2013 Wisconsin Act 20, section 9151 (3) (b) is amended to read:

[2013 Wisconsin Act 20] Section 9151 (3) (b) *Approval by ~~secretary of federal department of labor~~ governor*. The department of workforce development and the department of veterans affairs, jointly, shall prepare a plan for transfer of the administration of the disabled veterans' outreach program and the local veterans' employment representative program from the department of workforce development to the department of veterans affairs and shall submit that plan to the ~~secretary of the federal department of labor~~ governor for approval. If the ~~secretary of the~~

~~federal~~
~~department of labor~~ governor approves the plan, the governor shall declare the department of veterans affairs to be the primary coordinator of the employment service delivery system, as defined in 38 USC 4101 (7), for veterans in this state, and
administration of those programs shall be transferred from the department of workforce development to the department of veterans affairs as provided in paragraphs (c) to (i).

SECTION 4749. 2013 Wisconsin Act 20, section 9252 (1) (a) (intro.), as last affected by 2013 Wisconsin Act 145, section 44m, is amended to read:

[2013 Wisconsin Act 20] Section 9252 (1) (a) (intro.) Notwithstanding 2011 Wisconsin Act 32, section 9255 (1) (c) and (d), the secretary shall not lapse any money
from the agencies specified in those paragraphs during the 2013-15 fiscal biennium,
but shall instead lapse to the general fund from the unencumbered balances of general purpose revenue and program revenue appropriations to the following executive branch state agencies, other than sum sufficient appropriations and appropriations of federal revenues, the following amounts in the 2013-14, 2014-15, ~~and~~ 2015-16, and 2016-17 fiscal years, except that, for the 2015-16 and 2016-17 fiscal years, the amounts to be lapsed from the department of financial institutions and the department of safety and professional services shall be combined as an

amount to be lapsed from the department of financial institutions and professional standards:

SECTION 4750. 2013 Wisconsin Act 229, section 6 (1) is amended to read:

[2013 Wisconsin Act 229] Section 6 (1) This act takes effect on July 1, ~~2015~~ 2017.

SECTION 9101.Nonstatutory provisions; Administration.

(1) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
liabilities of the department of administration primarily related to disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications, as determined by the secretary of administration, become the assets and liabilities of the department of financial institutions and professional standards.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees in the classified service of the state civil service holding those positions in the department of administration performing duties primarily related to disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications, as determined by the secretary of administration, are transferred to the department of financial institutions and professional standards.

(c) *Employee status.* Employees transferred under paragraph (b) have all the
rights and the same status under chapter 230 of the statutes in the department of financial institutions and professional standards 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.

(d) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department of administration primarily related to disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications, as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards.

(e) *Pending matters.* Any matter pending with the department of administration on the effective date of this paragraph that is primarily related to disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications, as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards. All materials submitted to or actions taken by the department of administration with respect to the pending matter are considered as having been submitted to or taken by the department of financial institutions and professional standards.

(f) *Contracts.* All contracts entered into by the department of administration in effect on the effective date of this paragraph that are primarily related to disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications, as determined by the secretary of administration, remain in effect and are transferred to the department of financial institutions and professional standards. The department of financial institutions and professional standards shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of administration primarily related to disabled veteran-owned business certifications,

---

woman-owned business certifications, and minority business certifications, 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 amended or repealed by the department of financial institutions and professional standards. All orders issued by the department of administration primarily related to disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications, 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 financial institutions and professional standards.

(2) TRANSFER OF SMALL BUSINESS REGULATORY REVIEW BOARD AND OFFICE OF BUSINESS DEVELOPMENT.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and

liabilities of the department of administration primarily related to the small business regulatory review board and the office of business development, as determined by the secretary of administration, become the assets and liabilities of the department of financial institutions and professional standards.

(b) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department of administration primarily related to the small business regulatory review board and the office of business development, as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards.

(c) *Pending matters.* Any matter pending with the department of administration on the effective date of this paragraph that is primarily related to the small business regulatory review board and the office of business development, as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards. All materials submitted to or actions taken by the department of administration with respect to the pending matter are considered as having been submitted to or taken by the department of financial institutions and professional standards.

(d) *Contracts.* All contracts entered into by the department of administration in effect on the effective date of this paragraph that are primarily related to the small business regulatory review board and the office of business development, as determined by the secretary of administration, remain in effect and are transferred to the department of financial institutions and professional standards. The department of financial institutions and professional standards shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(3) STATE ENERGY OFFICE AND RELOCATION ADMINISTRATION.

(a) *Definitions.* In this subsection:

1. "Commission" means the public service commission.

2. "Department" means the department of administration.

3. "Office" means the state energy office in the division of energy services of the department.

4. "Relocation administration" means the powers and duties of the department under sections 32.19 to 32.27, 2013 stats.

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department primarily relating to the office or relocation administration, as determined by the secretary of administration, become the assets and liabilities of the commission.

(c) *Employee transfers.* On the effective date of this paragraph, 5.0 FTE FED positions, and the incumbent employees holding those positions, in the department who perform duties primarily related to the office, as determined by the secretary of administration, are transferred to the commission. On the effective date of this paragraph, 1.0 FTE GPR position, and the incumbent employee holding that position, in the department who performs duties primarily related to relocation administration, as determined by the secretary of administration, is transferred to the commission to be funded under section 20.155 (1) (g) of the statutes, as affected by this act.

(d) *Employee status.* Employees transferred under paragraph (c) have all the rights and the same status under chapter 230 of the statutes in the commission that they enjoyed in the department 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.

(e) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department primarily relating to the office or relocation administration, as determined by the secretary of administration, becomes the personal property of the commission.

(f) *Pending matters.* Any matter pending with the department primarily relating to the office or relocation administration, as determined by the department, on the effective date of this paragraph is transferred to the commission. All materials submitted to or actions taken by the department are considered as having been submitted to or taken by the commission.

(g) *Contracts.* All contracts entered into by the department primarily relating to the office or relocation administration, as determined by the department, in effect

---

on the effective date of this paragraph remain in effect and are transferred to the commission. The commission shall carry out any obligations under those contracts unless modified or rescinded to the extent allowed under the contract.

(h) *Rules and orders.* All rules promulgated by the department under sections 32.19 to 32.27 of the statutes in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or are repealed by the commission. All orders issued by the department under sections 32.19 to 32.27 of the statutes in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the commission.

(4) TRANSFER OF STATE PROSECUTORS OFFICE.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of administration that are primarily related to the state prosecutors office, as determined by the secretary of administration, become the assets and liabilities of the department of justice.

(b) *Employee transfers.* On the effective date of this paragraph, all positions, and the incumbent employees holding those positions, in the department of administration with duties that are primarily related to the state prosecutors office, as determined by the secretary of administration, are transferred to the department of justice.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of justice 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.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of administration that is primarily related to the state prosecutors office, as determined by the secretary of administration, is transferred to the department of justice.

(e) *Contracts.* All contracts entered into by the department of administration that are primarily related to the state prosecutors office, as determined by the secretary of administration, in effect on the effective date of this paragraph, remain in effect and are transferred to the department of justice. The department of justice shall carry out any such contractual obligations unless modified or rescinded by the department of justice to the extent allowed under the contract.

(f) *Pending matters.* Any matter pending with the department of administration that is primarily related to the state prosecutors office, as determined by the secretary of administration, on the effective date of this paragraph, is transferred to the department of justice, and all materials submitted to or actions taken by the department of administration, with respect to the pending matter are considered as having been submitted to or taken by the department of justice.

(g) *Rules and orders.* All rules promulgated for the department of administration that are primarily related to the state prosecutors office, 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 amended or repealed by the department of justice.

(5) OFFICE SERVICES.

(a) In this subsection, "shared services agency" has the meaning given in section 16.004 (20) (a) of the statutes.

(b) On the effective date of this paragraph, the assets and liabilities of a shared services agency that relate to human resources services, payroll services, finance services, budget functions, and procurement functions, as determined by the secretary of administration, become the assets and liabilities of the department of administration.

(c) On the effective date of this paragraph, all tangible personal property, including records, of a shared services agency that relate to human resources services, payroll services, finance services, budget functions, and procurement functions, as determined by the secretary of administration, are transferred to the department of administration.

(d) All contracts entered into by a shared services agency in effect on the effective date of this paragraph that are primarily related to human resources services, payroll services, finance services, budget functions, and procurement functions, as determined by the secretary of administration, remain in effect and are transferred to the department of administration.

(6) INFORMATION TECHNOLOGY SERVICES.

(a) In this subsection, "agency" means all entities listed under section 16.971 (2) (ac) of the statutes.

(b) On the effective date of this paragraph, the assets and liabilities of an agency that relate to information technology, as determined by the secretary of administration, become the assets and liabilities of the department of administration.

(c) On the effective date of this paragraph, all tangible personal property, including records, of an agency that relate to information technology, as determined by the secretary of administration, are transferred to the department of administration.

(d) All contracts entered into by an agency in effect on the effective date of this paragraph that are primarily related to information technology, as determined by the secretary of administration, remain in effect and are transferred to the department of administration.

(7) STUDY OF ENTERPRISE-WISE SHARED SERVICES. The department of administration shall study an enterprise-wide shared services model for implementation in the 2017-19 budget. The department shall submit an implementation plan incorporating the results of the study to the governor and the legislature by June 30, 2016.

(8) ECONOMIC DEVELOPMENT PROGRAMS. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the 2017-19 fiscal biennium, the department of administration shall submit

information concerning the appropriation under section 20.885 (3) (a) of the statutes as though the amount appropriated under that appropriation during the 2016-17 fiscal year had been $500,000 less.

(9) REGIONAL REVOLVING LOAN FUND GRANTS. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2017-18 biennial budget bill, the department of administration shall submit information concerning the appropriation under section 20.885 (3) (am) of the statutes, as created by this act, as though that appropriation had not been made.

(10) GRANTS FOR AN ECONOMIC DEVELOPMENT DISTRICT. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2017-19 biennial budget bill, the department of administration shall submit information concerning the appropriation under section 20.855 (4) (d) of the statutes, as created by this act, as though that appropriation had not been made.

SECTION 9102. Nonstatutory provisions; Agriculture, Trade and Consumer Protection.

(1) AGRICULTURE, TRADE AND CONSUMER PROTECTION COUNCIL. The individuals who are members of the board of agriculture, trade and consumer protection on the day before the effective date of this subsection are the initial members of the agriculture, trade and consumer protection council. An initial member shall serve for a term on the council ending on July 1 of the year in which his or her term on the board would have expired.

(2) EMERGENCY RULE MAKING FOR PRODUCER LED WATERSHED PROTECTION GRANTS. Using the procedure under section 227.24 of the statutes, the department of agriculture, trade and consumer protection may promulgate rules authorized under section 93.59 (4) of the statutes, as created by this act, for the period before the effective date of a permanent rule promulgated under section 93.59 (4) of the statutes, as created 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 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.

SECTION 9103. Nonstatutory provisions; Arts Board.

SECTION 9104. Nonstatutory provisions; Building Commission.

SECTION 9105. Nonstatutory provisions; Child Abuse and Neglect Prevention Board.

SECTION 9106. Nonstatutory provisions; Children and Families.

(1) WISCONSIN WORKS BENEFIT TIME LIMIT. When implementing the 48-month time limit under section 49.145 (2) (n) 1. (intro.) and a. and 3. of the statutes, as affected by this act, for an individual participating in Wisconsin Works on the effective date of this subsection, the department of children and families may allow the individual to continue to participate in some or all components of Wisconsin Works longer than the 48-month time limit for an appropriate amount of time necessary to allow the individual to transition out of Wisconsin Works, as determined by the department of children and families.

SECTION 9107. Nonstatutory provisions; Circuit Courts.

SECTION 9108. Nonstatutory provisions; Corrections.

(1) TRANSFER OF YOUTH AIDS, COMMUNITY-BASED JUVENILE DELINQUENCY-RELATED SERVICES, AND SERVICES PROVIDED FOR JUVENILES IN NEED OF PROTECTION OR SERVICES.

(a) *Definitions.* In this section:

1. "Community-based juvenile delinquency-related services" has the meaning given in section 49.11 (1c) of the statutes, as created by this act.

2. "Youth aids" means community youth and family aids allocated under section 48.526 of the statutes, as affected by this act.

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of corrections that are primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or

services, as determined by the secretary of administration, shall become the assets and liabilities of the department of children and families.

(c) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the department of corrections performing duties that are primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or services, as determined by the secretary of administration, are transferred to the department of children and families.

(d) *Employee status.* Employees transferred under paragraph (c) have all the rights and the same status under chapter 230 of the statutes in the department of

children and families that they enjoyed in the department of corrections 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.

(e) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of corrections that is primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or services, as determined by the secretary of administration, is transferred to the department of children and families.

(f) *Pending matters.* Any matter pending with the department of corrections on the effective date of this paragraph that is primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or services, as determined by the secretary of administration, is transferred to the department of children and families. All materials submitted to or actions taken by the department of corrections with respect to the pending matter are considered as having been submitted to or taken by the department of children and families.

(g) *Contracts.* All contracts entered into by the department of corrections in effect on the effective date of this paragraph that are primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or services, as determined by the secretary of administration, remain in effect and are transferred to the department of children and families. The department of children and families shall carry out any obligations under those contracts unless modified or rescinded by the department of children and families to the extent allowed under the contract.

(h) *Rules and orders.* All rules promulgated by the department of corrections in effect on the effective date of this paragraph that are primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or 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 children and families. All orders issued by the department of corrections in effect on the effective date of this paragraph that are primarily related to the allocation of youth aids, the supervision of community-based juvenile delinquency-related services, or the supervision of services provided for juveniles in need of protection or 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 children and families.

SECTION 9109. Nonstatutory provisions; Court of Appeals.

SECTION 9110. Nonstatutory provisions; District Attorneys.

SECTION 9111. Nonstatutory provisions; Educational Communications Board.

SECTION 9112. Nonstatutory provisions; Employee Trust Funds.

(1) TERMS OF APPOINTED MEMBERS OF THE GROUP INSURANCE BOARD. Notwithstanding section 15.165 (2) of the statutes, as affected by this act, the following members of the group insurance board shall be appointed for 2-year terms, expiring on May 1 of the next succeeding odd-numbered year, and their successors shall be appointed for 4-year terms as provided under section 15.165 (2) of the statutes, as affected by this act:

(a) The insured participant in the Wisconsin Retirement System who is not a teacher.

(b) The insured participant in the Wisconsin Retirement System who is a teacher.

(c) The insured participant in the Wisconsin Retirement System who is a retired employee.

(2) PROCUREMENT POSITION TRANSFER.

(a) *Employee transfer.* On the effective date of this paragraph, 1.0 FTE position and the incumbent employee holding the position in the department of employee trust funds who performs duties relating to procurement, as determined by the secretary of administration, is transferred to the department of administration.

(b) *Employee status.* The employee transferred under paragraph (a) has all the rights and the same status under chapter 230 of the statutes in the department of administration that he or she enjoyed in the department of employee trust funds 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 9113. Nonstatutory provisions; Employment Relations Commission.

SECTION 9114. Nonstatutory provisions; Financial Institutions.

(1) MERGER WITH OTHER AGENCIES; NAME CHANGES.

(a) *Agency name change.*

1. Wherever the term "department of financial institutions" appears in the statutes, as affected by the acts of 2015, the term "department of financial institutions and professional standards" is substituted.

2. Wherever the term "secretary of financial institutions" appears in the statutes, as affected by the acts of 2015, the term "secretary of financial institutions and professional standards" is substituted.

(b) *Elimination of division of securities.*

1. Wherever the term "division of securities" or "division" appears in chapters 551, 552, and 553 of the statutes, as affected by the acts of 2015, the term "department" is substituted, except in sections 551.202 (26) (h) and (i) and 552.03 (1) (e) of the statutes.

2. Wherever the term "division's" appears in chapter 553 of the statutes, as affected by the acts of 2015, the term "department's" is substituted.

(c) *Elimination of division of banking.*

1. Wherever the term "division of banking" appears in chapters 34, 138, and 227, subchapter I of chapter 218, and sections 214.592 and 215.141 of the statutes, as affected by the acts of 2015, the term "department of financial institutions and professional standards" is substituted.

2. Wherever the term "division" appears in chapters 214, 215, and 217, subchapters II, III, and IV of chapter 218, and sections 138.09, 138.12, 138.14, and 138.16 of the statutes, as affected by the acts of 2015, the term "department" is substituted.

3. Wherever the term "division" or "division of banking" appears in chapters 220, 221, 222, 223, and 224 of the statutes, as affected by the acts of 2015, the term "department" is substituted, except in section 224.77 (1m) (b) of the statutes.

4. Wherever the term "division's" appears in chapters 138, 214, 215, 217, 218, 220, 221, 222, 223, and 224 of the statutes, as affected by the acts of 2015, the term "department's" is substituted.

(2) ELIMINATION OF THE DEPARTMENT OF FINANCIAL INSTITUTIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of financial institutions become the assets and liabilities of the department of financial institutions and professional standards.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees in the classified service of the state civil service holding those positions in the department of financial institutions, as determined by the secretary of administration, are transferred to the department of financial institutions and professional standards.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of financial institutions and professional standards or department of administration, whichever is appropriate, that they enjoyed in the department of financial institutions 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 financial institutions is transferred to the department of financial institutions and professional standards.

(e) *Pending matters.* Any matter pending with the department of financial institutions on the effective date of this paragraph is transferred to the department of financial institutions and professional standards. All materials submitted to or actions taken by the department of financial institutions are considered as having been submitted to or taken by the department of financial institutions and professional standards.

(f) *Contracts.* All contracts entered into by the department of financial institutions in effect on the effective date of this paragraph remain in effect and are transferred to the department of financial institutions and professional standards. The department of financial institutions and professional standards shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of financial institutions 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 financial institutions and professional standards. All orders issued by the

---

department of financial institutions 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 financial institutions and professional standards.

SECTION 9115. Nonstatutory provisions; Government Accountability Board.

SECTION 9116. Nonstatutory provisions; Governor.

SECTION 9117. Nonstatutory provisions; Health and Educational Facilities Authority.

SECTION 9118. Nonstatutory provisions; Health Services.

(1) COMMUNITY MENTAL HEALTH ALLOCATION. Notwithstanding section 46.40 (7m)
of the statutes, as created by this act, the department of health services may distribute one-half of the amount allocated for community mental health services in fiscal year 2015-16 after the effective date of this subsection.

(2) TRANSFER OF FOOD SAFETY, RECREATIONAL FACILITIES, AND LODGING.

(a) *Assets and liabilities.* The assets and liabilities of the department of health
services that the secretary of administration determines to be primarily related to food, lodging, and recreation oversight under sections 252.18, 254.47, and 254.61 to 254.87, 2013 stats., become the assets and liabilities of the department of agriculture, trade and consumer protection on the effective date of this paragraph.

(b) *Employee transfer.* All incumbent employees who hold positions in the department of health services performing duties that the secretary of administration

determines to be primarily related to sections 252.18, 254.47, and 254.61 to 254.87, 2013 stats., and the full-time equivalent positions held by those employees, are transferred to the department of agriculture, trade and consumer protection on the effective date of this paragraph.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of agriculture, trade and consumer protection that they enjoyed in the department of health services 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 health services that the secretary of administration determines to be primarily related to food, lodging, and recreation oversight under sections 252.18, 254.47, and 254.61 to 254.87, 2013 stats., is transferred to the department of agriculture, trade and consumer protection.

(e) *Contracts.* All contracts that were entered into by the department of health services that the secretary of administration determines to be primarily related to food, lodging, and recreation oversight under sections 252.18, 254.47, and 254.61 to 254.87, 2013 stats., and that are in effect on the effective date of this paragraph remain in effect and are transferred to the department of agriculture, trade and consumer protection. The department of agriculture, trade and consumer protection shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of agriculture, trade and consumer protection to the extent allowed under the contract.

(f) *Rules and orders.* All rules in chapters DHS 172, 175, 178, 192, 195, 196, 196 appendix, 197, and 198, Wisconsin administrative code, and all other rules promulgated, and all orders issued, by the department of health services that the secretary of administration determines to be primarily related to sections 252.18, 254.47, and 254.61 to 254.87, 2013 stats., and that are in effect on the effective date of this paragraph shall remain in effect until their specified expiration date or until amended or repealed by the department of agriculture, trade and consumer protection.

(g) *Pending matters.* Any matter pending with the department of health services on the effective date of this paragraph that the secretary of administration determines to be related to food, lodging, and recreation oversight under section 252.18 or 254.47, or sections 254.61 to 254.87, 2013 stats., is transferred to the department of agriculture, trade and consumer protection, and all materials submitted to or actions taken by the department of health services with respect to the pending matter are considered as having been submitted to or taken by the department of agriculture, trade and consumer protection.

(3) TRANSFER OF BODY ART AND TANNING FACILITY REGULATION FUNCTIONS TO THE DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health services that are primarily related to the regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., become the assets and liabilities of the department of financial institutions and professional standards.

(b) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department of health services that are primarily related to the regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards.

(c) *Pending matters.* Any matter pending with the department of health services that is primarily related to the regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., on the effective date of this paragraph is transferred to the department of financial institutions and professional standards. All materials submitted to or actions taken by the department of health services that are primarily related to the regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., are considered as having been submitted to or taken by the department of financial institutions and professional standards.

(d) *Contracts.* All contracts entered into by the department of health services that are primarily related to the regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., in effect on the effective date of this paragraph remain in effect and are transferred to the department of financial institutions and professional standards. The department of financial institutions and professional standards shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(e) *Rules and orders.* All rules in chapters DHS 161 and DHS 173, Wisconsin Administrative Code, and any other rules promulgated by the department of health services that are primarily related to the regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., 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 financial institutions and professional standards. All orders issued by the department of health services that are primarily related to the regulation of tattooing, body

piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., 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 financial institutions and professional standards.

(f) *Credential fees.* Notwithstanding sections 463.10 (3), 463.12 (3), and 463.25 (2) (b) of the statutes, fees for the issuance and renewal of licenses and permits issued under sections 463.10, 463.12, and 463.25 of the statutes shall, for years 2015 and 2016, be according to the rules described under paragraph (e).

(4) PRESCRIPTION DRUG ASSISTANCE FOR ELDERLY ELIGIBILITY. Notwithstanding section 49.688 (2) of the statutes, as affected by this act, a person who is participating in the program under section 49.688 of the statutes on the effective date of this subsection is not required to comply with section 49.688 (2) (a) 6. of the statutes, as created by this act, before January 1, 2016.

(5) REQUIREMENTS FOR FOODSHARE EMPLOYMENT AND TRAINING PROGRAM DRUG SCREENING. If, during the 2015-17 fiscal biennium, the secretary of the federal department of agriculture approves the waiver requested under section 49.79 (9) (d) 1. of the statutes, as created by this act, the department of health services shall address, in the department's biennial budget request under section 16.42 of the statutes for the 2017-19 fiscal biennium, any future fiscal impact resulting from actions taken under section 49.79 (9) (d) 2. of the statutes, as created by this act.

(6) REQUIREMENTS FOR ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. If, during the 2015-17 fiscal biennium, the secretary of the federal department of health and human services approves, in whole or in part, the amendment to the waiver under section 49.45 (23) (a) of the statutes that is requested under section 49.45 (23) (g) 1. of the statutes, as created by this act, the department of health services shall do all of the following:

(a) Identify, in its quarterly report to the joint committee on finance under section 49.45 (2n) of the statutes, any costs incurred or savings realized in the 2015-17 fiscal biennium as a result of actions taken under section 49.45 (23) (g) 1. a. to e. of the statutes, as created by this act, as approved by the secretary of the federal department of health and human services.

(b) Address, in the department's biennial budget request under section 16.42 of the statutes for the 2017-19 fiscal biennium, any future fiscal impact resulting from actions taken under section 49.45 (23) (g) 1. a. to e. of the statutes, as created by this act, as approved by the secretary of the federal department of health and human services.

(7) MENTAL HEALTH CRISIS SERVICES GRANTS. From the appropriation account

under section 20.435 (2) (gk) of the statutes, the department of health services shall award a total of $1,500,000 in fiscal year 2015-16 as onetime grants to counties for mental health crisis services.

(8) DISPROPORTIONATE SHARE HOSPITAL PAYMENTS.

(a) Subject to paragraph (c) and notwithstanding section 49.45 (3) (e) of the statutes, from the appropriation accounts in section 20.435 (4) (b) and (o) of the statutes, the department of health services shall pay to hospitals that serve a disproportionate share of low-income patients a total of $35,910,900 in fiscal year 2015-16 and $35,842,300 in fiscal year 2016-17. The department of health services may make a payment to a hospital under this subsection under the calculation method described in paragraph (b) if the hospital meets all of the following criteria:

1. The hospital is located in this state.

---

2. The hospital provides a wide array of services, including services provided through an emergency department.

3. The inpatient days for Medical Assistance recipients at the hospital was at least 6 percent of the total inpatient days at that hospital during the most recent year for which such information is available.

4. The hospital meets applicable, minimum requirements to be a disproportionate share hospital under 42 USC 1396r-4 and any other applicable federal law.

(b) The department of health services shall comply with all of the following when making payments to hospitals described in paragraph (a):

1. The department of health services shall distribute the total amount of moneys described under paragraph (a) to be paid to hospitals with a disproportionate share of low-income patients by doing all of the following:

a. Dividing the number of Medical Assistance recipient inpatient days at a hospital by the number of total inpatient days at the hospital to obtain the percentage of Medical Assistance recipient inpatient days at that hospital.

b. Subject to subdivisions 2. and 3 ., providing an increase to the inpatient fee-for-service base rate for each hospital that qualifies for a disproportionate share hospital payment such that the hospital's overall fee-for-service add-on percentage under this subsection increases as the hospital's percentage of Medical Assistance recipient inpatient days increases.

2. The department of health services shall set the addition to the supplemental funding at a level that ensures the total amount of moneys available to pay hospitals with a disproportionate share of low-income patients is distributed in each fiscal year.

---

3. The department of health services shall limit the maximum payment to hospitals such that at least one of the following is true for disproportionate share hospital payments under this subsection in a fiscal year:

a. No single hospital receives more than $2,500,000.

b. The amount of payment is in accordance with federal rules concerning the hospital specific limit.

(c) If the department of health services needs data to calculate the payments under this subsection other than the data available from the Medicaid Management Information System, the fiscal survey data, or the federal centers for Medicare and Medicaid services public records, the department of health services shall collect the necessary data from hospitals.

(d) The department of health services shall seek any necessary approval from the federal department of health and human services to implement the hospital payment methodology described under paragraphs (a) and (b). If approval is necessary and approval from the federal department of health and human services is received, the department of health services shall implement the payment methodology described under paragraphs (a) and (b). If approval is necessary and the department of health services and the federal department of health and human services negotiate a methodology for making payments to hospitals with a disproportionate share of low-income patients that is different from the methodology described under paragraphs (a) and (b), the department of health services, before implementing the negotiated payment methodology, shall submit to the joint committee on finance the negotiated payment methodology. If the cochairpersons of the committee do not notify the department of health services within 14 working days after the date of the submittal by the department of health services that the committee has scheduled a meeting for the purpose of reviewing the negotiated payment methodology, the department of health services may implement the negotiated payment methodology. If, within 14 working days after the date of the submittal by the department of health services, the cochairpersons of the committee notify the department of health services that the committee has scheduled a meeting for the purpose of reviewing the negotiated payment methodology, the negotiated payment methodology may be implemented only on approval of the committee.

(9) CHANGES TO FAMILY CARE PROGRAM.

(a) *Definitions.* In this subsection:

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 under 42 USC 1396u-2 and a waiver under 42 USC 4396n (c).

3. "Family care program" means the program under sections 46.2805 to 46.2895 of the statutes that provides the family care benefit as defined in section 46.2805 (4) of the statutes.

4. "Program of all-inclusive care for the elderly" means an integrated health and long-term care program operated under 42 USC 1395eee or 1396u-4.

(b) *Waiver request; generally.* The department shall request any approval from and shall submit any amendments or waiver requests to the federal department of health and human services that are necessary to implement changes to the family care program, the program of all-inclusive care for the elderly, or the Family Care Partnership Program, including all of the following:

1. Administration by care management organizations of the family care program statewide instead of by geographic region, unless the department allows the

---

care management organization a waiver to administer the family care benefit in a specific geographic region.

2. Addition of any primary and acute health care services selected by the department as a benefit under the family care program.

3. Selection under section 46.284 (2) (bm) of the statutes as a care management organization of any applicant that the department certifies meets the qualifications instead of using the competitive procurement process.

4. Requirement under section 46.286 (3g) of the statutes that an enrollee change care management organizations only during an open enrollment period specified by the department.

5. Prevention of the creation of new long-term care districts and dissolution of existing long-term care districts under section 46.2895 of the statutes.

6. Elimination of the insurance requirements for care management organizations under chapter 648 of the statutes.

(c) *Family care in all counties.* The department shall request any approval or submit any waiver request necessary to the federal department of health and human services to administer the family care program in every county in the state. If the federal department of health and human services does not disapprove the request, the department shall ensure that the family care program is available to eligible residents of every county in the state by January 1, 2017, or by a date specified by the department, whichever is later. If the department specifies a later date than January 1, 2017, it shall submit a notice of that date to the legislative reference bureau for publication in the Wisconsin Administrative Register.

(d) *Waiver request not approved; saving provision.* If the federal department of health and human services does not approve of any request or submission of waiver

---

request under paragraph (b) or (c) the department may administer that portion of the family care program under the applicable provision of sections 46.2805 to 46.2895, 2013 stats.

(e) *Other long-term care programs discontinued.* If the federal department of health and human services does not disapprove the request to administer the family care program in every county in the state, the department may elect to discontinue enrollment of participants in or administration of any of the programs under sections 46.271, 46.275, 46.277, 46.278, or 46.2785 of the statutes at any time determined by the department that is after the date that the family care program is available to eligible residents of every county in the state under paragraph (c).

(10) MERGER OF DIVISIONS INTO MEDICAID SERVICES DIVISION. Before March 31, 2016, the department of health services shall submit to the state budget office in the department of administration a report of the final organization of the merger of the division of the department of health services relating to long-term care and the division of the department of health services relating to health care access and accountability into a single division of the department of health services relating to Medicaid services.

SECTION 9119. Nonstatutory provisions; Higher Educational Aids Board.

SECTION 9120. Nonstatutory provisions; Historical Society.

SECTION 9121. Nonstatutory provisions; Housing and Economic Development Authority.

SECTION 9122. Nonstatutory provisions; Insurance.

SECTION 9123. Nonstatutory provisions; Investment Board.

SECTION 9124. Nonstatutory provisions; Joint Committee on Finance.

SECTION 9125. Nonstatutory provisions; Judicial Commission.

SECTION 9126. Nonstatutory provisions; Justice.

SECTION 9127. Nonstatutory provisions; Legislature.

SECTION 9128. Nonstatutory provisions; Lieutenant Governor.

SECTION 9129. Nonstatutory provisions; Local Government.

(1) CRIME PREVENTION FUNDING BOARD. Upon the creation of a crime prevention funding board, the initial members of the board specified under section 59.54 (28) (c) of the statutes shall declare that they are serving on the board, or appoint their designees, not later than the first day of the 4th month beginning after a board is created.

(2) LOCAL SPORTS AND ENTERTAINMENT DISTRICT.

(a) *Appointment of district board members.* Not later than 90 days after the effective date of this paragraph, the governor shall notify the senate of his or her initial appointments to the district board under section 229.859 of the statutes, as created by this act, and not later than 30 days after the governor notifies the senate of the appointments, the senate shall confirm or reject the governor's appointees.

(b) *Staggering of terms.* Notwithstanding the 7-year terms specified under section 229.859 of the statutes, as created by this act, the initial appointees of the governor under paragraph (a) shall have terms that expire as follows:

1. The terms of 3 members, as determined by the governor, shall expire on July 1, 2020.

2. The terms of 3 members, as determined by the governor, shall expire on July 1, 2021.

3. The terms of 3 members, as determined by the governor, shall expire on July 1, 2022.

SECTION 9130. Nonstatutory provisions; Medical College of Wisconsin.

SECTION 9131. Nonstatutory provisions; Military Affairs.

SECTION 9132. Nonstatutory provisions; Natural Resources.

(1) RELOCATION OF DIVISION OF FORESTRY HEADQUARTERS. The department of natural resources shall develop a plan to move the headquarters of the division of forestry from the city of Madison to a northern location in this state. In the plan, the department of natural resources shall provide in detail the costs of relocating the headquarters, a timeline for implementing the relocation, and a list of options for northern locations in this state. The department of natural resources shall complete the plan in time for the plan to be included in the department of natural resources' 2017-19 biennial budget request.

(2) NATURAL RESOURCES COUNCIL. The individuals who are members of the natural resources board on the day before the effective date of this subsection are the initial members of the natural resources council. An initial member shall serve for a term on the council ending on July 1 of the year in which his or her term on the board would have expired.

(3) PETROLEUM STORAGE REMEDIAL ACTION PROGRAM REVENUE OBLIGATION RETIREMENT. If moneys lapse from the appropriation under section 20.370 (6) (fr) of the statutes at the end of fiscal year 2017, the secretary of administration shall ensure that an amount equal to the amount of the lapse is expended from the appropriation under section 20.370 (7) (dr) of the statutes, no later than December 31, 2017, to pay outstanding principal on variable rate obligations issued under section 292.63 (9m) of the statutes.

SECTION 9133. Nonstatutory provisions; Public Defender Board

(1) STATE PUBLIC DEFENDER CONFLICTS OFFICE. The state public defender shall establish and administer, as a 2-year pilot program beginning on the effective date of this subsection, a conflicts office to represent clients in conflict of interest cases in Milwaukee County, Waukesha County, and Racine County. The state public defender shall administer the conflicts office within Milwaukee County.

SECTION 9134. Nonstatutory provisions; Public Instruction.

(1) CHARTER SCHOOL OVERSIGHT BOARD. Notwithstanding section 15.375 (1) of the statutes, as created by this act, the initial members appointed to the charter school oversight board under section 15.375 (1) (a) of the statutes, as created by this act, shall be appointed as follows:

(a) One member under section 15.375 (1) (a) 1. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2018, and one member shall be appointed for a term expiring on May 1, 2019.

(b) One member under section 15.375 (1) (a) 2. a. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2017, and one member shall be appointed for a term expiring on May 1, 2019.

(c) The member under section 15.375 (1) (a) 2. b. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2018.

(d) One member under section 15.375 (1) (a) 2. c. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2017, and one member shall be appointed for a term expiring on May 1, 2019.

(e) The member under section 15.375 (1) (a) 2. d. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2020.

(f) One member under section 15.375 (1) (a) 3. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2018, and one member shall be appointed for a term expiring on May 1, 2020.

(2) OPTIONAL PARTICIPATION IN COOPERATIVE EDUCATIONAL SERVICE AGENCIES. Notwithstanding section 116.065 (2) of the statutes, if a school board adopts a resolution to withdraw from a cooperative education service agency under section 116.065 (1) of the statutes, as affected by this act, by no later than 30 days after the effective date of this subsection, the resolution is effective July 1, 2015.

(3) ENROLLMENT IN THE STATEWIDE PARENTAL CHOICE PROGRAM IN THE 2015-16 SCHOOL YEAR. Neither the department of public instruction nor a participating private school may require a pupil who was awarded a slot in a participating private school under section 118.60 (3) (ar) of the statutes for the 2015-16 school year or was placed on a waiting list for a slot at a participating private school under section 118.60 (3) (ar) of the statutes for the 2015-16 school year to reapply to attend the private school in the 2015-16 school year under the parental choice program under section 118.60 of the statutes, as affected by this act.

(4) SEPTEMBER 2015 PAYMENT FOR INCOMING CHOICE PUPILS IN THE RACINE AND STATEWIDE PARENTAL CHOICE PROGRAMS. The department of public instruction shall base the portion of the September payment under section 118.60 (4) (c) 1. of the statutes made for the 2015-16 school year that is for an incoming choice pupil under section 118.60 (4) (bk) of the statutes, as created by this act, on the amount the department estimates will be paid under section 118.60 (4) (bk) 2. of the statutes, as created by this act, in the 2015-16 school year using the most accurate data available.

---

(5) PER PUPIL AID. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2017-19 biennial budget bill, the department of public instruction shall submit information concerning the appropriation under section 20.255 (2) (aq) of the statutes as though the amount of that appropriation for fiscal year 2016-17 was zero.

SECTION 9135. Nonstatutory provisions; Public Lands, Board of Commissioners of.

SECTION 9136. Nonstatutory provisions; Public Service Commission.

(1) WIND ENERGY HEALTH STUDY. From the appropriation account under section 20.155 (1) (g) of the statutes for the 2015-16 fiscal year, the public service commission shall allocate no more than $250,000 to study health issues related to wind energy systems, as defined in section 66.0403 (1) (m) of the statutes. The study may consider, but not replicate, the surveys made by the wind siting council under section 196.378 (4g) (e) of the statutes. No later than the first day of the 13th month beginning after the effective date of this subsection, the commission shall submit a report on the study to the governor and to the legislature in the manner provided under section 13.172 (3) of the statutes.

SECTION 9137. Nonstatutory provisions; Revenue.

SECTION 9138. Nonstatutory provisions; Safety and Professional Services.

(1) TRANSFER OF PRESCRIPTION DRUG MONITORING PROGRAM.

(a) *Assets and liabilities.* The assets and liabilities of the pharmacy examining board that the secretary of safety and professional services determines to be primarily related to the prescription drug monitoring program become the assets and liabilities of the controlled substances board on the effective date of this paragraph.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the pharmacy examining board that the secretary of safety and professional services determines to be primarily related to the prescription drug monitoring program is transferred to the controlled substances board.

(c) *Contracts.* All contracts that were entered into by the pharmacy examining board, or by the department of safety and professional services on behalf of the pharmacy examining board, that the secretary of safety and professional services determines to be primarily related to the prescription drug monitoring program, and that are in effect on the effective date of this paragraph, remain in effect and are transferred to the controlled substances board. The controlled substances board shall carry out any obligations under such a contract until the contract is modified or rescinded by the controlled substances board to the extent allowed under the contract.

(d) *Rules and orders.* All rules promulgated, and all orders issued, by the pharmacy examining board that the secretary of safety and professional services determines to be primarily related to the prescription drug monitoring program, and that are in effect on the effective date of this paragraph, remain in effect until their specified expiration date or until modified, amended, rescinded, or repealed by the controlled substances board.

(e) *Pending matters.* Any matter pending with the pharmacy examining board that the secretary of safety and professional services determines to be primarily related to the prescription drug monitoring program is transferred to the controlled substances board, and all materials submitted to or actions taken by the pharmacy examining board with respect to the pending matter are considered as having been submitted to or taken by the controlled substances board.

(2) AGENCY NAME CHANGE. Wherever the term "safety and professional services" appears in any 2015 act or in the statutes, as affected by the acts of 2015, the term "financial institutions and professional standards" shall be substituted.

(3) ELIMINATION OF THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES.

(a) *Assets and liabilities.* Except as provided in subsection (4), on the effective date of this paragraph, the assets and liabilities of the department of safety and professional services become the assets and liabilities of the department of financial institutions and professional standards.

(b) *Positions and employees.* Except as provided in subsection (4), on the effective date of this paragraph, all positions and all incumbent employees in the classified service of the state civil service holding those positions in the department of safety and professional services, as determined by the secretary of administration, are transferred to the department of financial institutions and professional standards.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of financial institutions and professional standards that they enjoyed in the department of safety and professional services 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*. Except as provided in subsection (4), on the effective date of this paragraph, all tangible personal property, including records, of

---

the department of safety and professional services is transferred to the department of financial institutions and professional standards.

(e) *Pending matters.* Except as provided in subsection (4), any matter pending with the department of safety and professional services on the effective date of this paragraph is transferred to the department of financial institutions and professional standards. Except as provided in subsection (4), all materials submitted to or actions taken by the department of safety and professional services are considered as having been submitted to or taken by the department of financial institutions and professional standards.

(f) *Contracts.* Except as provided in subsection (4), all contracts entered into by the department of safety and professional services in effect on the effective date of this paragraph remain in effect and are transferred to the department of financial institutions and professional standards. The department of financial institutions and professional standards shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(g) *Rules and orders.* Except as provided in subsection (4), all rules promulgated by the department of safety and professional services 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 financial institutions and professional standards. Except as provided in subsection (4), all orders issued by the department of safety and professional services 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 financial institutions and professional standards.

(4) TRANSFER OF PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEMS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of safety and professional services that are primarily related to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, become the assets and liabilities of the department of natural resources.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees in the classified service of the state civil service holding those positions in the department of safety and professional services with duties that are primarily related to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, are transferred to the department of natural resources.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of natural resources that they enjoyed in the department of safety and professional services 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 safety and professional services that are primarily related to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, is transferred to the department of natural resources.

(e) *Pending matters.* Any matter pending with the department of safety and professional services on the effective date of this paragraph that is primarily related to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, is transferred to the department of natural resources. All materials submitted to or actions taken by the department of safety and professional services that are primarily related to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, are considered as having been submitted to or taken by the department of natural resources.

(f) *Contracts.* All contracts entered into by the department of safety and professional services in effect on the effective date of this paragraph that are primarily related to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, remain in effect and are transferred to the department of natural resources. The department of natural resources shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of safety and professional services in effect on the effective date of this paragraph that relate to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the department of natural resources. All orders issued by the department of safety and professional services in effect on the effective date of this paragraph that relate to the regulation of private on-site wastewater treatment systems, as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the department of natural resources.

(5) TRANSFER OF VETERINARY EXAMINING BOARD.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of safety and professional services primarily related to the functions of the veterinary examining board, as determined by the secretary of administration, shall become the assets and liabilities of the department of agriculture, trade and consumer protection.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of safety and professional services that is primarily related to the functions of the veterinary examining board, as determined by the secretary of administration, is transferred to the department of agriculture, trade, and consumer protection.

(c) *Contracts.* All contracts entered into by the department of safety and professional services in effect on the effective date of this paragraph that are primarily related to the functions of the veterinary examining board, as determined by the secretary of administration, remain in effect and are transferred to the department of agriculture, trade and consumer protection. The department of agriculture, trade and consumer protection shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of agriculture, trade and consumer protection to the extent allowed under the contract.

(d) *Pending matters.* Any matter pending with the department of safety and professional services on the effective date of this paragraph that is primarily related to the functions of the veterinary examining board, as determined by the secretary of administration, is transferred to the department of agriculture, trade and

consumer protection and all materials submitted to or actions taken by the department of safety and professional services with respect to the pending matters

are considered as having been submitted to or taken by the department of agriculture, trade and consumer protection.

(e) *Fees.* All fees for initial licenses, certifications, and other credentials, and for renewals of those licenses, certifications, and other credentials, under chapter 453 of the statutes that are in effect on the day before the effective date of this paragraph shall remain in effect until modified by the department of agriculture, trade and consumer protection under section 89.063 of the statutes, as created by this act.

SECTION 9139. Nonstatutory provisions; Secretary of State.

SECTION 9140. Nonstatutory provisions; State Employment Relations, Office of.

(1) ELIMINATION OF THE OFFICE OF STATE EMPLOYMENT RELATIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of state employment relations become the assets and liabilities of the department of administration.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees in the classified service of the state civil service holding those positions in the office of state employment relations are transferred to the department of administration, except for 6.95 PR FTE positions, funded from the appropriation under s. 20.545 (1) (k), 2013 stats., that are identified by the secretary of administration.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of administration that they enjoyed in the office of state employment relations 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 office of state employment relations is transferred to the department of administration.

(e) *Pending matters.* Any matter pending with the office of state employment relations on the effective date of this paragraph is transferred to the department of administration. All materials submitted to or actions taken by the office of state employment relations are considered as having been submitted to or taken by the department of administration.

(f) *Contracts.* All contracts entered into by the office of state employment relations in effect on the effective date of this paragraph 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 that department to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the office of state employment relations 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 office of state employment relations 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.

SECTION 9141. Nonstatutory provisions; State Fair Park Board.

SECTION 9142. Nonstatutory provisions; Supreme Court.

SECTION 9143. Nonstatutory provisions; Technical College System.

(1) ELIMINATION OF EDUCATIONAL APPROVAL BOARD AND TRANSFER OF FUNCTIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the educational approval board, other than those related to consumer protection functions, as determined by the secretary of administration, become the assets and liabilities of the department of financial institutions and professional standards. The assets and liabilities of the educational approval board related to consumer protection functions become the assets and liabilities of the department of agriculture, trade and consumer protection.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the educational approval board, other than property related to consumer protection functions, as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards. Property related to consumer protection functions is transferred to the department of agriculture, trade and consumer protection.

(c) *Pending matters.* Any matter pending with the educational approval board on the effective date of this paragraph, other than one related to the board's consumer protection functions, as determined by the secretary of administration, is transferred to the department of financial institutions and professional standards. Any matter related to the board's consumer protection functions is transferred to the department of agriculture, trade and consumer protection. All materials submitted to or actions taken by the board are considered as having been submitted to or taken by the department of financial institutions and professional standards or the department of agriculture, trade and consumer protection, as applicable.

(d) *Contracts.* All contracts entered into by the educational approval board in

effect on the effective date of this paragraph remain in effect and are transferred to the department of financial institutions and professional standards, except that

those related to the board's consumer protection functions are transferred to the department of agriculture, trade and consumer protection. The department of financial institutions and professional standards or the department of agriculture, trade and consumer protection, as applicable, shall carry out any obligations under those contracts unless modified or rescinded by that department to the extent allowed under the contract.

(e) *Rules and orders.*

1. All rules promulgated by the educational approval board 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 of financial institutions and professional standards or the department of agriculture, trade and consumer protection, as applicable. The secretary of administration shall determine which rules of the board become those of the department of financial institutions and professional standards and which rules become those of the department of agriculture, trade and consumer protection.

2. All orders issued by the educational approval board 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 of financial institutions and professional standards or the department of agriculture, trade and consumer protection, as applicable. The secretary of administration shall determine which orders of the board become those of the department of financial institutions and professional standards and which orders become those of the department of agriculture, trade and consumer protection.

(f) *Secretary to resolve transition disagreements.* In the case of disagreement among or between the educational approval board, the department of financial

institutions and professional standards, and the department of agriculture, trade and consumer protection with respect to any matter specified in this subsection, the secretary of administration shall determine the matter and shall develop a plan for an orderly transfer.

SECTION 9144. Nonstatutory provisions; Tourism.

(1) TRANSFER OF KICKAPOO RESERVE MANAGEMENT BOARD TO DEPARTMENT OF NATURAL RESOURCES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of tourism primarily related to the functions of the Kickapoo reserve management board, as determined by the secretary of administration, become the assets and liabilities of the department of natural resources.

(b) *Employee transfers.* All incumbent employees holding positions in the department of tourism performing duties primarily related to the functions of the Kickapoo reserve management board, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of natural resources.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the department of natural resources as they enjoyed in the department of tourism 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 tourism that is primarily related to the functions of the Kickapoo reserve management board, as determined by the secretary of administration, is transferred to the department of natural resources.

(e) *Contracts.* All contracts entered into by the department of tourism in effect on the effective date of this paragraph that are primarily related to the functions of the Kickapoo reserve management board, as determined by the secretary of administration, remain in effect and are transferred to the department of natural resources. The department of natural resources shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of natural resources to the extent allowed under the contract.

(2) TRANSFER OF LOWER WISCONSIN STATE RIVERWAY BOARD TO DEPARTMENT OF NATURAL RESOURCES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of tourism primarily related to the functions of the lower Wisconsin state riverway board, as determined by the secretary of administration, become the assets and liabilities of the department of natural resources.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of tourism that is primarily related to the functions of the lower Wisconsin state riverway board, as determined by the secretary of administration, is transferred to the department of natural resources.

(c) *Contracts.* All contracts entered into by the department of tourism in effect on the effective date of this paragraph that are primarily related to the functions of the lower Wisconsin state riverway board, as determined by the secretary of administration, remain in effect and are transferred to the department of natural

resources. The department of natural resources shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of natural resources to the extent allowed under the contract.

SECTION 9145. Nonstatutory provisions; Transportation.

SECTION 9146. Nonstatutory provisions; Treasurer.

SECTION 9147. Nonstatutory provisions; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9148. Nonstatutory provisions; University of Wisconsin System.

(1) CONVERSION OF THE UNIVERSITY OF WISCONSIN SYSTEM TO THE UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY.

(a) *Board of Regents.* Notwithstanding section 36.02 (1) (a) of the statutes, as created by this act, each member of the Board of Regents of the University of Wisconsin System appointed under section 15.91, 2013 stats., shall serve as a member of the Board of Regents of the University of Wisconsin System Authority until the expiration of his or her term that is specified in sections 15.07 (1) (cm) and 36.02 (1) (a), 2013 stats.

(b) *Assets and liabilities.* Except as provided in subsections (2) (b) and (3) (b), on the effective date of this paragraph, the assets and liabilities of the University of Wisconsin System, as determined by the secretary of administration, become the assets and liabilities of the University of Wisconsin System Authority.

(c) *Employees.*

1. Except as provided in subsections (2) (c) and (3) (c), on the effective date of this paragraph, all employees of the Board of Regents of the University of Wisconsin System become employees of the University of Wisconsin System Authority.

---

2. Notwithstanding section 230.29 of the statutes, an individual employed by the Board of Regents of the University of Wisconsin System before the effective date of this subdivision who is subject to subdivision 1 . is eligible to transfer to a position, as defined in section 230.03 (11) of the statutes, before July 1, 2017.

(d) *Tangible personal property.* Except as provided in subsections (2) (e) and (3) (e), on the effective date of this paragraph, all tangible personal property, including records, of the University of Wisconsin System, as determined by the secretary of administration, becomes the personal property of the University of Wisconsin System Authority.

(e) *Pending matters.* Any matter pending with the University of Wisconsin System on the effective date of this paragraph is transferred to the University of Wisconsin System Authority. All materials submitted to or actions taken by the University of Wisconsin System are considered as having been submitted to or

taken by the University of Wisconsin System Authority.

(f) *Contracts and agreements.* All contracts and agreements entered into by the University of Wisconsin System in effect on the effective date of this paragraph remain in effect and are transferred to the University of Wisconsin System Authority. The University of Wisconsin System Authority shall carry out any obligations under those contracts and agreements unless modified or rescinded to the extent allowed under the contract or agreement, except that the authority is not liable for any reimbursement obligation under a Minnesota-Wisconsin student reciprocity agreement under section 39.47, 2013 stats., that accrues before the effective date of this paragraph.

(g) *Policies and orders.* All policies of the Board of Regents of the University of Wisconsin System in effect on the effective date of this paragraph remain in effect

---

until their specified expiration dates or until amended or repealed by the University of Wisconsin System Authority. All orders issued by the Board of Regents of the University of Wisconsin System in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the University of Wisconsin System Authority.

(h) *Rules.* All rules promulgated by the Board of Regents of the University of Wisconsin System under section 36.11 (1) (a), (c), and (cm), 2013 stats., and section 342.40 (4) (b) 2., 2013 stats., and all rules adopted under section 36.11 (8) (a) of the statutes in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or are repealed by the Board of Regents of the University of Wisconsin System Authority.

(i) *Payments for municipal services.* Notwithstanding section 70.119 of the statutes, as amended by this act, the University of Wisconsin System Authority shall, prior to July 1, 2017, pay the department of administration its proportionate share of the negotiated payments for municipal services under section 70.119 of the statutes, as amended by this act, for the municipal services provided to the University of Wisconsin System in fiscal year 2015-16.

(2) VETERINARY DIAGNOSTIC LABORATORY.

(a) *Director.* Nothwithstanding section 93.13 (3m) of the statutes, as affected by this act, the director of the veterinary diagnostic laboratory appointed under section 36.58 (3m), 2013 stats., may continue to serve as director until his or her term expires as specified in the appointment.

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the University of Wisconsin System that are primarily related to the veterinary diagnostic laboratory, as determined by the secretary of administration,

shall become the assets and liabilities of the department of agriculture, trade and consumer protection.

(c) *Employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the University of Wisconsin System performing duties that are primarily related to the veterinary diagnostic laboratory, as determined by the secretary of administration, are transferred to the department of agriculture, trade and consumer protection.

(d) *Employee status.* Employees transferred under paragraph (c) have all comparable rights and the same status in the department of agriculture, trade and consumer protection that they enjoyed in the University of Wisconsin System 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.

(e) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the University of Wisconsin System that is primarily related to the veterinary diagnostic laboratory, as determined by the secretary of administration, is transferred to the department of agriculture, trade and consumer protection.

(f) *Services without fees.* The laboratory of hygiene board shall, in its biennial budget request under section 16.42 of the statutes for the 2017-19 fiscal biennium, do all of the following:

1. Identify the federal and state agencies to whom the laboratory provided services in fiscal year 2016-17 and for which the laboratory did not charge fees under section 93.13 (3) (b) and (c) of the statutes, as affected by this act.

2. For each agency identified under subdivision 1., identify the total cost of services for which the laboratory did not charge fees.

3. Include a proposal for charging, beginning in the 2017-18 fiscal year, all federal and state agencies fees for services under section 93.13 (3) (a) of the statutes, as affected by this act.

(3) STATE LABORATORY OF HYGIENE.

(a) *Director.* Nothwithstanding section 250.08 (5) of the statutes, as affected by this act, the director of the laboratory of hygiene appointed under section 36.25 (11) (e), 2013 stats., may continue to serve as director until his or her term expires as specified in the appointment.

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the University of Wisconsin System that are primarily related to the

state laboratory of hygiene, as determined by the secretary of administration, shall become the assets and liabilities of the department of agriculture, trade and consumer protection.

(c) *Employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the University of Wisconsin System performing duties that are primarily related to the state laboratory of hygiene, as determined by the secretary of administration, are transferred to the department of agriculture, trade and consumer protection.

(d) *Employee status.* Employees transferred under paragraph (c) have all comparable rights and the same status in the department of agriculture, trade and consumer protection that they enjoyed in the University of Wisconsin System 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.

(e) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the University of Wisconsin System that is primarily related to the state laboratory of hygiene, as determined by the secretary of administration, is transferred to the department of agriculture, trade and consumer protection.

(f) *State agency services.* The laboratory of hygiene board shall, in its biennial budget request under section 16.42 of the statutes for the 2017-19 fiscal biennium, do all of the following:

1. Identify the state agencies to whom the laboratory provided services in fiscal year 2016-17 and for which the laboratory did not charge fees under section 250.08 (2) of the statutes, as affected by this act.

2. For each state agency identified under subdivision 1 ., identify the total cost of services for which the laboratory did not charge fees.

3. Include a proposal for charging, beginning in the 2017-18 fiscal year, all state agencies fees for services under section 250.08 (2) of the statutes, as affected by this act.

(4) RESIDENT UNDERGRADUATE TUITION. Notwithstanding section 36.27 (1) (a) of the statutes, the Board of Regents of the University of Wisconsin System or the University of Wisconsin System Authority may not charge resident undergraduates enrolled in an institution or college campus in the 2015-16 or 2016-17 academic year more in academic fees than it charged resident undergraduates enrolled in that institution or college campus in the 2014-15 academic year.

---

(5) CAPITALIZATION CHANGE. Wherever "board of regents" appears in the statutes, "Board of Regents" is substituted.

SECTION 9149. Nonstatutory provisions; Veterans Affairs.

SECTION 9150. Nonstatutory provisions; Wisconsin Economic Development Corporation.

(1) ELIMINATION OF WISCONSIN ECONOMIC DEVELOPMENT CORPORATION AND WISCONSIN HOUSING AND ECONOMIC DEVELOPMENT AUTHORITY.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority become the assets and liabilities of the Forward Wisconsin Development Authority.

(b) *Employees.* On the effective date of this paragraph, all employees of the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority become employees of the Forward Wisconsin Development Authority.

(c) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority is transferred to the Forward Wisconsin Development Authority.

(d) *Pending matters.* Any matter pending with the Wisconsin Economic Development Corporation or Wisconsin Housing and Economic Development Authority on the effective date of this paragraph is transferred to the Forward Wisconsin Development Authority. All materials submitted to or actions taken by the Wisconsin Economic Development Corporation or Wisconsin Housing and Economic Development Authority are considered as having been submitted to or taken by the Forward Wisconsin Development Authority.

(e) *Contracts.* All contracts entered into by the Wisconsin Economic Development Corporation, all contracts entered into by the former department of commerce and maintained by the Wisconsin Economic Development Corporation, and all contracts entered into by the Wisconsin Housing and Economic Development Authority in effect on the effective date of this paragraph remain in effect and are transferred to the Forward Wisconsin Development Authority. The Forward Wisconsin Development Authority shall carry out any obligations under those contracts unless modified or rescinded by the Forward Wisconsin Development Authority to the extent allowed under the contract.

(f) *Policies and procedures; orders.* All policies and procedures of the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or repealed by the Forward Wisconsin Development Authority. All orders issued by the Wisconsin Economic Development Corporation and Wisconsin Housing and Economic Development Authority in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the Forward Wisconsin Development Authority.

(2) INITIAL APPOINTMENTS.

(a) *Board of directors.*

1. Notwithstanding the requirement of advice and consent of the senate under section 235.011 (1) of the statutes, as created by this act, the initial members of the board of directors of the Forward Wisconsin Development Authority nominated by the governor under that section may be provisionally appointed by the governor, subject to later senate confirmation. Any provisional appointment shall be in full force until withdrawn by the governor or acted upon by the senate, and if confirmed by the senate shall continue for the remainder of the unexpired term, if any, of the member and until a successor is chosen and qualifies. A provisional appointee may exercise all the powers and duties of board membership to which the person is appointed during the time in which the appointee qualifies.

2. A provisional appointment made under subdivision 1 . that is withdrawn by the governor shall, upon withdrawal, lapse and create a vacancy for provisional appointment of another initial member of the board of directors of the Forward Wisconsin Development Authority. Any provisional appointment made under subdivision 1. that is rejected by the senate shall upon rejection lapse and create a vacancy for nomination and appointment of another initial member of the board under subdivision 1.

3. Notwithstanding the length of terms specified for the members of the board of directors of the Forward Wisconsin Development Authority under section 235.011 (1) of the statutes, as created by this act, 3 of the initial members shall be appointed for terms expiring on January 1, 2017, 3 of the initial members shall be appointed for terms expiring on January 1, 2018, 3 of the initial members shall be appointed for terms expiring on January 1, 2019, and the remaining initial member shall be appointed for a term expiring on January 1, 2020.

(b) *Chief executive officer and chief operating officer.*

1. Notwithstanding the requirement of advice and consent of the senate under section 235.011 (4) of the statutes, as created by this act, the initial chief executive officer and chief operating officer of the Forward Wisconsin Development Authority nominated by the governor under that section may be provisionally appointed by the governor, subject to later senate confirmation. Any provisional appointment shall be in full force until withdrawn by the governor or acted upon by the senate, and if confirmed by the senate shall continue at the pleasure of the governor and until a successor is chosen and qualifies. A provisional appointee may exercise all the powers and duties of the chief executive officer or chief operating officer, as appropriate, during the time in which the appointee qualifies.

2. A provisional appointment made under subdivision 1 . that is withdrawn by the governor shall, upon withdrawal, lapse and create a vacancy for provisional appointment of another initial chief executive officer or chief operating officer of the

Forward Wisconsin Development Authority. Any provisional appointment made under subdivision 1. that is rejected by the senate shall upon rejection lapse and create a vacancy for nomination and appointment of another initial chief executive officer or chief operating officer of the Forward Wisconsin Development Authority under subdivision 1.

(3) SUBMISSION OF ORGANIZATIONAL PLAN. No later than 30 days after the effective date of this subsection, the board of directors of the Forward Wisconsin Development Authority shall submit a report to the legislature under section 13.172 (2) of the statutes detailing an organizational plan for the Forward Wisconsin Development Authority.

(4) COORDINATION. To the greatest extent practicable, the Wisconsin Housing and Economic Development Authority and the Wisconsin Economic Development Corporation shall seek to coordinate their activities and efforts to establish and organize the Forward Wisconsin Development Authority, created under this act.

SECTION 9151. Nonstatutory provisions; Workforce Development.

(1) TRANSFER OF WORKER'S COMPENSATION ADMINISTRATIVE FUNCTIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of workforce development that are primarily related to the administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, shall become the assets and liabilities of the office of the commissioner of insurance.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the department of workforce development performing duties that are primarily related to the administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, are transferred to the office of the commissioner of insurance.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the office of the commissioner of insurance that they 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.

(d) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department of workforce development that is primarily related to the administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, is transferred to the office of the commissioner of insurance.

(e) *Pending matters.* Any matter pending with the department of workforce development on the effective date of this paragraph that is primarily related to the

administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, is transferred to the office of the commissioner of insurance. All materials submitted to or actions taken by the department of workforce development with respect to the pending matter are considered as having been submitted to or taken by the office of the commissioner of insurance.

(f) *Contracts.* All contracts entered into by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, remain in effect and are transferred to the office of the commissioner of insurance. The office of the commissioner of insurance shall carry out any obligations under those contracts unless modified or rescinded by the office of the commissioner of insurance to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the office of the commissioner of insurance. All orders issued by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the administrative functions of the division of worker's compensation in that department, as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the office of the commissioner of insurance.

(2) TRANSFER OF WORKER'S COMPENSATION ADJUDICATORY FUNCTIONS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of workforce development that are primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, shall become the assets and liabilities of the division of hearings and appeals in the department of administration.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the department of workforce development performing duties that are primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, are transferred to the division of hearings and appeals in the department of administration.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under chapter 230 of the statutes in the division of hearings and appeals in the department of administration that they 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.

(d) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department of workforce development that is primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, is transferred to the division of hearings and appeals in the department of administration.

(e) *Pending matters.* Any matter pending with the department of workforce development on the effective date of this paragraph that is primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, is transferred to the division of hearings and appeals in the department of administration. All materials submitted to or actions taken by the department of workforce development with respect to the pending matter are considered as having been submitted to or taken by the division of hearings and appeals in the department of administration.

(f) *Contracts.* All contracts entered into by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, remain in effect and are transferred to the division of hearings and appeals in the department of administration. The division of hearings and appeals in the department of administration shall carry out any obligations under those contracts unless modified or rescinded by the division of hearings and appeals in the department of administration to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the administrator of the division of hearings and appeals in the department of administration. All orders issued by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the adjudicatory functions of the division of worker's compensation in that department, as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the administrator of the division of hearings and appeals in the department of administration.

(3) TRANSFER OF COUNCIL ON WORKER'S COMPENSATION.

(a) *Tangible personal property*. On the effective date of this paragraph, all tangible personal property, including records, of the department of workforce development that is primarily related to the functions of the council on worker's compensation, as determined by the secretary of administration, is transferred to

the office of the commissioner of insurance.

(b) *Contracts.* All contracts entered into by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the functions of the council on worker's compensation, as determined by the secretary of administration, remain in effect and are transferred to the office of the commissioner of insurance. The office of the commissioner of insurance shall carry out any obligations under those contracts unless modified or rescinded by the office of the commissioner of insurance to the extent allowed under the contract.

(4) TRANSFER OF SELF-INSURERS COUNCIL.

(a) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of workforce development that is primarily related to the functions of the self-insurers council, as determined by the secretary of administration, is transferred to the office of the commissioner of insurance.

(b) *Contracts.* All contracts entered into by the department of workforce development in effect on the effective date of this paragraph that are primarily related to the functions of the self-insurers council, as determined by the secretary of administration, remain in effect and are transferred to the office of the commissioner of insurance. The office of the commissioner of insurance shall carry out any obligations under those contracts unless modified or rescinded by the office of the commissioner of insurance to the extent allowed under the contract.

(5) UNEMPLOYMENT INSURANCE; DRUG TESTING.

(a) *Scope statements for rules.* The department of workforce development shall present the statements of scope of the rules required under sections 108.04 (8) (b) and 108.133 (2) (a) and (am) and (4) (b) of the statutes, as created by this act, to the governor for approval under section 227.135 (2) of the statutes no later than the 180th day after the effective date of this paragraph.

(b) *Emergency rule authority.* Using the procedure under section 227.24 of the statutes, the department of workforce development may promulgate any rules required under sections 108.04 (8) (b) and 108.133 (2) (a) and (am) and (4) (b) of the statutes, as created by this act, for the period before the effective date of any corresponding permanent rules, 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 is not required to provide evidence that promulgating a rule under this paragraph 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 paragraph.

(6) INFRASTRUCTURE EMPLOYEE TRANSFERS.

(a) *Employee transfers.* On the effective date of this paragraph, 4.0 FTE positions and the incumbent employees in the classified service of the state civil

service holding those positions in the department of workforce development performing duties primarily related to infrastructure, as determined by the secretary of administration, are transferred to the department of administration.

(b) *Employee status.* Employees transferred under paragraph (a) have all the rights and the same status under chapter 230 of the statutes in the department of administration that they 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.

SECTION 9152. Nonstatutory provisions; Other.

SECTION 9201. Fiscal changes; Administration.

(1) CONSOLIDATION OF CERTAIN STATE AGENCY SERVICES APPROPRIATIONS. The assets and unencumbered balance in the appropriation account under section 20.505 (1) (ke), 2013 stats., are transferred to the appropriation account under section 20.505 (1) (kL) of the statutes, as affected by this act.

(2) TRANSFER TO STATE BUILDING TRUST FUND. Before July 1, 2016, the secretary of administration may transfer to the state building trust fund, from the appropriation account under section 20.505 (1) (kc) of the statutes, an amount not exceeding $3,000,000 from the unencumbered balance of that appropriation account.

SECTION 9202. Fiscal changes; Agriculture, Trade and Consumer Protection.

(1) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND TO ENVIRONMENTAL FUND. There is transferred from the agricultural chemical cleanup fund to the environmental fund $1,000,000 in each fiscal year of the 2015-17 biennium.

SECTION 9203. Fiscal changes; Arts Board.

SECTION 9204. Fiscal changes; Building Commission.

SECTION 9205. Fiscal changes; Child Abuse and Neglect Prevention Board.

SECTION 9206. Fiscal changes; Children and Families.

SECTION 9207. Fiscal changes; Circuit Courts.

SECTION 9208. Fiscal changes; Corrections.

SECTION 9209. Fiscal changes; Court of Appeals.

SECTION 9210. Fiscal changes; District Attorneys.

SECTION 9211. Fiscal changes; Educational Communications Board.

SECTION 9212. Fiscal changes; Employee Trust Funds.

SECTION 9213. Fiscal changes; Employment Relations Commission.

SECTION 9214. Fiscal changes; Financial Institutions.

(1) GIFTS AND GRANTS. There is transferred from the appropriation account under section 20.142 (2) (h) of the statutes, as affected by this act, to the appropriation account under section 20.142 (1) (gm) of the statutes, as affected by

this act, all moneys, in the amount determined by the secretary of administration, received from gifts, grants, and bequests that have been credited to the appropriation account under section 20.142 (2) (h) of the statutes, as affected by this act, and that have not been expended or encumbered on or before the effective date of this subsection.

SECTION 9215. **Fiscal changes; Government Accountability Board.**

SECTION 9216. **Fiscal changes; Governor.**

SECTION 9217. Fiscal changes; Health and Educational Facilities Authority.

SECTION 9218. Fiscal changes; Health Services.

---

(1) MERGER OF DIVISIONS INTO MEDICAID SERVICES DIVISION.

(a) The unencumbered balances of the appropriations to the department of health services under section 20.435 (7) (g) and (hc) of the statutes, as affected by this act, are transferred to the appropriation account under section 20.435 (4) (h) of the statutes, as affected by this act, on the effective date of this paragraph.

(b) The unencumbered balances of the appropriations to the department of health services under section 20.435 (7) (gc) and (h) of the statutes, as affected by this act, are transferred to the appropriation account under section 20.435 (4) (hp) of the statutes, as affected by this act, on the effective date of this paragraph.

(c) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (gm) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (iL) of the statutes, as affected by this act, on the effective date of this paragraph.

(d) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (hs) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (hs) of the statutes, as affected by this act, on the effective date of this paragraph.

(e) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (i) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (i) of the statutes, as affected by this act, on the effective date of this paragraph.

(f) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (im) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (im) of the statutes, as affected by this act, on the effective date of this paragraph.

(g) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (jb) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (jc) of the statutes, as affected by this act, on the effective date of this paragraph.

(h) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (kx) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (kx) of the statutes, as affected by this act, on the effective date of this paragraph.

(i) The unencumbered balance of the appropriations to the department of health services under section 20.435 (7) (m) and (mc) of the statutes, as affected by this act, are transferred to the appropriation account under section 20.435 (4) (m) of the statutes, as affected by this act, on the effective date of this paragraph.

(j) The unencumbered balance of the appropriation to the department of health services under section 20.435 (7) (n) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (4) (n) of the statutes, as affected by this act, on the effective date of this paragraph.

SECTION 9219. **Fiscal changes; Higher Educational Aids Board.**

SECTION 9220. **Fiscal changes; Historical Society.**

SECTION 9221. Fiscal changes; Housing and Economic Development Authority.

SECTION 9222. **Fiscal changes; Insurance.**

SECTION 9223. **Fiscal changes; Investment Board.**

SECTION 9224. **Fiscal changes; Joint Committee on Finance.**

SECTION 9225. **Fiscal changes; Judicial Commission.**

SECTION 9226. Fiscal changes; Justice.

---

(1) RETURN OF CERTAIN UNUSED MONEYS TO THE JUSTICE INFORMATION SURCHARGE APPROPRIATION ACCOUNT.

(a) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.410 (1) (kd) of the statutes is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

(b) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.455 (2) (kb), 2013 stats., is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

(c) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.455 (2) (ki) of the

statutes is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

(d) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.455 (2) (kn) of the statutes is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

(e) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.455 (2) (ko) of the statutes is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

(f) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.455 (5) (ke), 2013 stats., is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

(g) In fiscal year 2015-16, an amount equal to the unencumbered balance as of June 30, 2015, in the appropriation account under section 20.505 (1) (kh) of the statutes is transferred from that appropriation account to the appropriation account under section 20.505 (1) (id) of the statutes.

SECTION 9227. Fiscal changes; Legislature.

(1) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons of the joint committee on legislative organization shall take actions during the 2015-17 fiscal biennium 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.

SECTION 9228. Fiscal changes; Lieutenant Governor.

SECTION 9229. Fiscal changes; Local Government.

SECTION 9230. Fiscal changes; Medical College of Wisconsin.

SECTION 9231. Fiscal changes; Military Affairs.

SECTION 9232. Fiscal changes; Natural Resources.

SECTION 9233. Fiscal changes; Public Defender Board.

SECTION 9234. Fiscal changes; Public Instruction.

SECTION 9235. Fiscal changes; Public Lands, Board of Commissioners of.

SECTION 9236. Fiscal changes; Public Service Commission.

SECTION 9237. Fiscal changes; Revenue.

SECTION 9238. Fiscal changes; Safety and Professional Services.

(1) TRANSFER FROM PETROLEUM INSPECTION FUND TO TRANSPORTATION FUND. There is transferred from the petroleum inspection fund to the transportation fund $21,000,000 in each fiscal year of the 2015-17 fiscal biennium.

(2) GIFTS AND GRANTS TRANSFER. The unencumbered balance in the appropriation account under section 20.165 (2) (g), 2013 stats., is transferred to the appropriation account under section 20.142 (1) (gm) of the statutes, as affected by this act.

(3) TRANSFER OF CREDENTIALING FEES. The unencumbered balance in the appropriation account under section 20.165 (1) (g) of the statutes that is primarily related to the functions of the veterinary examining board, as determined by the secretary of administration, is transferred to the appropriation account under section 20.115 (2) (jm) of the statutes, as created by this act.

SECTION 9239. Fiscal changes; Secretary of State.

SECTION 9240. Fiscal changes; State Employment Relations, Office of.

SECTION 9241. Fiscal changes; State Fair Park Board.

SECTION 9242. Fiscal changes; Supreme Court.

SECTION 9243. Fiscal changes; Technical College System.

(1) TRANSFERS FROM EDUCATIONAL APPROVAL BOARD.

(a) On the effective date of this paragraph, the unencumbered balances in the appropriation accounts under section 20.292 (2) (g), 2013 stats., section 20.292 (2) (gm), 2013 stats., and section 20.292 (2) (i), 2013 stats., immediately before the effective date of this paragraph, are transferred to the appropriation account under section 20.142 (3) (g) of the statutes, as affected by this act.

(b) After the effective date of this paragraph but no later than January 31, 2016, the secretary of administration shall transfer the unencumbered balance in the appropriation account under section 20.142 (3) (g) of the statutes, as affected by this act, related to consumer protection functions under section 100.67 of the statutes, as created by this act, as determined by the secretary of administration, to the appropriation account under section 20.115 (8) (ks) of the statutes.

SECTION 9244. Fiscal changes; Tourism.

SECTION 9245. Fiscal changes; Transportation.

SECTION 9246. Fiscal changes; Treasurer.

SECTION 9247. Fiscal changes; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9248. Fiscal changes; University of Wisconsin System.

SECTION 9249. Fiscal changes; Veterans Affairs.

SECTION 9250. Fiscal changes; Wisconsin Economic Development Corporation.

(1) TRANSFERS TO THE FORWARD WISCONSIN DEVELOPMENT AUTHORITY.

(a) The unencumbered balance in the appropriation account under section 20.192 (1) (a) of the statutes is transferred to the appropriation account under section 20.885 (3) (a) of the statutes.

(b) The unencumbered balance in the appropriation account under section 20.192 (1) (m) of the statutes is transferred to the appropriation account under section 20.885 (1) (m) of the statutes.

(c) The unencumbered balance in the appropriation account under section 20.192 (1) (r) of the statutes is transferred to the appropriation account under section 20.885 (3) (r) of the statutes.

(d) The unencumbered balance in the appropriation account under section 20.192 (1) (s) of the statutes is transferred to the appropriation account under section 20.885 (3) (s) of the statutes.

SECTION 9251. Fiscal changes; Workforce Development.

SECTION 9252. Fiscal changes; Other.

SECTION 9301. Initial applicability; Administration.

(1) DIVISION OF HEARINGS AND APPEALS; TRANSCRIPTS. The renumbering and amendment of section 227.55 of the statutes and the creation of section 227.55 (2) of the statutes first applies to petitions for review submitted under section 227.53 of the statutes on the effective date of this subsection.

(2) STATE BUILDING PROGRAM THRESHOLDS.

(a) The treatment of sections 13.48 (3) and 20.924 (1) (a) and (b) of the statutes first applies to authorizations occurring on the effective date of this paragraph.

(b) The treatment of sections 13.48 (10) (a), (b) (intro.) and 5., and (c) and 16.87 (3) of the statutes first applies to contracts entered into, or extended, modified, or renewed, on the effective date of this paragraph.

(3) INTEREST ON COMPENSATION FOR SPECIAL PROSECUTORS. The treatment of section 16.528 (3) (f) (with respect to compensation ordered) of the statutes first applies to appointments made on the effective date of this subsection.

SECTION 9302. Initial applicability; Agriculture, Trade and Consumer Protection.

SECTION 9303. Initial applicability; Arts Board.

SECTION 9304. Initial applicability; Building Commission.

SECTION 9305. Initial applicability; Child Abuse and Neglect Prevention Board.

SECTION 9306. Initial applicability; Children and Families.

(1) WISCONSIN SHARES ELIGIBILITY AND FUNDING. The treatment of section 49.155 (1m) (intro.), (3) (intro.), and (3m) (am) and (b) 1. of the statutes first applies to a contract made between the department of children and families and a county department or agency for a contract period beginning on October 1, 2015.

(2) ASSIGNMENT OF BENEFITS. The treatment of sections 40.08 (1c), 46.10 (14) (e) 1., 49.345 (14) (e) 1. (as it relates to income continuation insurance benefits and duty disability benefits), 301.12 (14) (e) 1., and 767.75 (1f) and (2m) (a) 1. and 2. of the statutes first applies to benefits paid on the effective date of this subsection.

(3) SUBSTANCE ABUSE SCREENING AND TESTING. The treatment of sections 49.159 (1) (a) (intro.), 49.162, 49.163 (2) (am) 7., and 49.36 (3) (a) and (3m) of the statutes first applies to individuals who apply to participate in a program under section 49.159 (1), 49.163, or 49.36 of the statutes, or who register for a program under section 49.36 of the statutes, on the effective date of this subsection.

SECTION 9307. Initial applicability; Circuit Courts.

(1) COSTS OF BLOOD WITHDRAWALS. The treatment of sections 814.63 (3m) (a), 814.65 (4m) (a), and 973.06 (1) (j) of the statutes first applies to a blood withdrawal that occurs on the effective date of this subsection.

SECTION 9308. Initial applicability; Corrections.

SECTION 9309. Initial applicability; Court of Appeals.

SECTION 9310. Initial applicability; District Attorneys.

SECTION 9311. Initial applicability; Educational Communications Board.

SECTION 9312. Initial applicability; Employee Trust Funds.

SECTION 9313. Initial applicability; Employment Relations Commission.

SECTION 9314. Initial applicability; Financial Institutions.

SECTION 9315. Initial applicability; Government Accountability Board.

SECTION 9316. Initial applicability; Governor.

SECTION 9317. Initial applicability; Health and Educational Facilities Authority.

SECTION 9318. Initial applicability; Health Services.

(1) FUNERAL EXPENSES AID; ESTATE RECOVERY AND REDUCTION FOR LIFE INSURANCE. The treatment of sections 49.682 (title), (1) (a) and (d), (2) (am), (bm) 1. and 2., and (c) (intro.), (3), (4) (a) and (b), and (5), 49.785 (1m) (d) and (2), 49.849 (1) (c) and (e), (2) (a) (intro.), 1., and 2., (3) (b) and (c) 5. and 6., (4) (b) (intro.) and (bm), and (7), 632.697, 705.04 (2g), 859.07 (2) (a) 3., 867.01 (3) (am) 4. and (d), 867.02 (2) (am) 6., and 867.03 (1g) (c), (1m) (a) and (b), and (2g) (b) of the statutes first applies to

individuals receiving funeral, burial, and cemetery expenses aid who die on the effective date of this subsection.

(2) The treatment of section 49.45 (24k) (a) of the statutes first applies to claims by dental services providers for services that are provided on the effective date of the waiver or plan amendment described in section 49.45 (24k) (b) of the statutes.

SECTION 9319. Initial applicability; Higher Educational Aids Board.

SECTION 9320. Initial applicability; Historical Society.

SECTION 9321. Initial applicability; Housing and Economic Development Authority.

SECTION 9322. Initial applicability; Insurance.

SECTION 9323. Initial applicability; Investment Board.

SECTION 9324. Initial applicability; Joint Committee on Finance.

SECTION 9325. Initial applicability; Judicial Commission.

SECTION 9326. Initial applicability; Justice.

(1) CRIME VICTIM AND SEXUAL ASSAULT FORENSIC EXAMINATION COMPENSATION HEARINGS. The treatment of sections 949.11 (2) and 949.31 (2) of the statutes first applies to hearings commenced on the effective date of this subsection.

SECTION 9327. Initial applicability; Legislature.

SECTION 9328. Initial applicability; Lieutenant Governor.

SECTION 9329. Initial applicability; Local Government.

(1) CENSUS DATA REPORTING. The treatment of section 5.15 (1) (c), (4) (b), (bg), and (br), and (7) of the statutes first applies with respect to transmittal of municipal boundary information for the 2016 calendar year.

(2) BOUNDARY, STATUS, NAME CHANGES. The treatment of sections 60.05 (4), 60.065, 61.187 (2) (d), 61.189 (2), 62.02, 62.075 (5), 62.26 (7), 66.0203 (7) (a), 66.0211 (5), 66.0213 (4) (a) and (6), 66.0215 (5), 66.0216 (5) and (6), 66.0217 (9) (a) and (b), 66.0219 (7), 66.0221 (1), 66.0223 (1), 66.0227 (5), 66.0231, 66.0301 (6) (e), and 66.0307 (10) of the statutes first applies to a document that is filed, recorded, supplied, provided, forwarded, or issued, or to a fact that is certified, on the effective date of this subsection.

SECTION 9330. Initial applicability; Medical College of Wisconsin.

SECTION 9331. Initial applicability; Military Affairs.

SECTION 9332. Initial applicability; Natural Resources.

(1) SNOWMOBILE REGISTRATION. The treatment of section 350.12 (3) (b) 1. of the statutes first applies to snowmobile registration certificates issued on the effective date of this subsection.

SECTION 9333. Initial applicability; Public Defender Board.

(1) INTEREST ON PAYMENTS FOR LEGAL REPRESENTATION. The treatment of section 16.528 (3) (f) (with respect to public defender contracts) of the statutes first applies to contracts entered into, or modified, renewed, or extended, on the effective date of this subsection.

SECTION 9334. Initial applicability; Public Instruction.

(1) CHARTER SCHOOL CONTRACTS. The treatment of section 118.40 (2r) (b) 2. and (c), (3) (e) and (g), and (4) (d) of the statutes first applies to a contract for the establishment of a charter school that is entered into, renewed, or modified on the effective date of this subsection.

(2) APPLICATIONS TO PARTICIPATE IN A PARENTAL CHOICE PROGRAM. The treatment of sections 118.60 (3) (a) (intro.) 1., (intro.), a. to c., 1m, 2., 2m., 3., 4., and 5. and 119.23 (3) (a) (intro.), 1., 2., 3., 4., and 5. of the statutes first applies to applications to participate in a program under section 118.60 of the statutes or section 119.23 of the statutes in the 2016-17 school year.

(3) FINANCIAL AUDITS FOR PRIVATE SCHOOLS PARTICIPATING IN PARENTAL CHOICE PROGRAMS. The treatment of sections 118.60 (7) (am) 1. and 119.23 (7) (am) 1. of the statutes first applies to a financial audit of the 2015-16 school year.

SECTION 9335. Initial applicability; Public Lands, Board of Commissioners of.

SECTION 9336. Initial applicability; Public Service Commission.

SECTION 9337. Initial applicability; Revenue.

(1) AUCTION, SALE RESTRICTIONS FOR PROPERTY OF DELINQUENT TAXPAYERS. The renumbering and amendment of section 71.91 (5) (c) of the statutes first applies to a warrant that is issued on the effective date of this subsection.

---

(2) MANUFACTURING AND AGRICULTURE CREDIT. The treatment of sections 71.07 (5n) (a) 1. a., 3., 4., and 5. d. and 71.28 (5n) (a) 1. a., 3., 4., and 5. d. of the statutes first applies retroactively to taxable years beginning on January 1, 2013.

(3) SETOFFS. The treatment of sections 71.75 (9), 71.80 (3) and (3m) (intro.), 71.93 (3) (c), 71.935 (6), and 77.59 (5) 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 sections 71.75 (9), 71.80 (3) and (3m) (intro.), 71.93 (3) (c), 71.935 (6), and 77.59 (5) 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) PROPERTY TAX BILL. The treatment of section 74.09 (3) (de) of the statutes first applies to property tax bills mailed to taxpayers in 2015.

SECTION 9338. Initial applicability; Safety and Professional Services.

(1) TRANSFER OF FUNCTIONS TO THE DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS. The treatment of section 440.92 (2) (d) of the statutes first applies to a preneed sales contract entered into on the effective date of this subsection.

SECTION 9339. Initial applicability; Secretary of State.

SECTION 9340. Initial applicability; State Employment Relations, Office of.

SECTION 9341. Initial applicability; State Fair Park Board.

SECTION 9342. Initial applicability; Supreme Court.

SECTION 9343. Initial applicability; Technical College System.

SECTION 9344. Initial applicability; Tourism.

SECTION 9345. Initial applicability; Transportation.

---

(1) OPERATOR'S LICENSES AND IDENTIFICATION CARDS. The treatment of sections 343.14 (3), 343.16 (3) (am) 1., 343.165 (1) (intro.), 343.20 (1) (a) and (e) and (1m), 343.21 (1) (a), (ag), and (am) and (1m), and 343.50 (5) (b) and (d) of the statutes first applies to an application for an operator's license or identification card received by the department of transportation on the effective date of this subsection.

(2) PRIVATE MOTOR CARRIERS. The treatment of section 194.01 (11) of the statutes first applies to motor carrier operations occurring on the effective date of this subsection.

(3) CONSTRUCTION MANAGER-GENERAL CONTRACTOR PROCESS. The treatment of sections 84.06 (1) (a), (ag), and (aj), (2) (a), and (2m), 103.50 (2), 779.14 (1) (b) and (2) (a) 3., and 895.56 (2) (a) and (c) of the statutes first applies to contracts entered into on the effective date of this subsection.

(4) COMMERCIAL DRIVER LICENSE APPLICATION FEE. The treatment of section 343.21 (1) (d) and (n) of the statutes first applies to applications made on the effective date of this subsection.

(5) COMMUNITY SENSITIVE SOLUTIONS. The treatment of section 85.0205 (1m) of the statutes first applies to a project for which an agreement between the state and a local government related to community sensitive solutions has not been entered into on the effective date of this subsection.

SECTION 9346. Initial applicability; Treasurer.

SECTION 9347. Initial applicability; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9348. Initial applicability; University of Wisconsin System.

SECTION 9349. Initial applicability; Veterans Affairs.

SECTION 9350. Initial applicability; Wisconsin Economic Development Corporation.

(1) BROWNFIELDS GRANT PROGRAM MATCHING REQUIREMENT. The treatment of section 238.13 (2) (b) 2. and 3. of the statutes first applies to grants awarded on the effective date of this subsection.

(2) SCHEDULE OF EXPENDITURES. The treatment of section 235.03 (3) (a), (ad), (ah), (ap), and (at) of the statutes and the renumbering and amendment of section 238.03 (3) (a) of the statutes first apply to grant and loan contracts entered into on the effective date of this subsection.

SECTION 9351. Initial applicability; Workforce Development.

(1) TRANSFER TO WORKER'S COMPENSATION UNINSURED EMPLOYERS FUND. The amendment of section 20.445 (1) (ra) of the statutes and the creation of 102.81 (1) (c) of the statutes first apply to claims paid from the uninsured employers fund in 2014.

(2) REIMBURSEMENT OF SUPPLEMENTAL WORKER'S COMPENSATION BENEFITS PAID. The renumbering and amendment of section 102.44 (1) (c) of the statutes and the creation of section 102.44 (1) (c) 2. and 3. of the statutes first apply to supplemental benefits paid under section 102.44 (1) (ag) of the statutes on the effective date of this subsection.

(3) UNEMPLOYMENT INSURANCE; CRIMINAL PENALTIES FOR BENEFIT FRAUD. The renumbering and amendment of section 108.24 (1) of the statutes and the creation of section 108.24 (1) (b) of the statutes first apply to a violation of section 108.24 (1) (a) of the statutes, as affected by this act, committed on the effective date of this subsection.

(4) UNEMPLOYMENT INSURANCE; ADMINISTRATIVE PENALTIES FOR ACTS OF CONCEALMENT. The treatment of section 108.04 (11) (bh) of the statutes first applies

---

to overpayments established by the department of workforce development on the effective date of this subsection.

SECTION 9352. Initial applicability; Other.

(1) HISTORIC REHABILITATION TAX CREDIT. The creation of sections 71.07 (9m) (i),

71.28 (6) (i), 71.47 (6) (i), and 235.17 (1) (b), (2), (3), (4), and (5) of the statutes first applies to taxable years beginning on January 1, 2016.

SECTION 9400. Effective dates; general. Except as otherwise provided in SECTIONS 9401 to 9452 of this act, this act takes effect on July 1, 2015, or on the day after publication, whichever is later.

SECTION 9401. Effective dates; Administration.

SECTION 9402. Effective dates; Agriculture, Trade and Consumer Protection.

SECTION 9403. Effective dates; Arts Board.

SECTION 9404. Effective dates; Building Commission.

SECTION 9405. Effective dates; Child Abuse and Neglect Prevention Board.

SECTION 9406. Effective dates; Children and Families.

SECTION 9407. Effective dates; Circuit Courts.

SECTION 9408. Effective dates; Corrections.

(1) JUVENILE COMMUNITY SUPERVISION. The treatment of sections 20.410 (3) (cg) and (hr), 48.526 (7) (h), 48.981 (1) (b), 227.03 (4), 301.025 (by SECTION 4224), 301.03 (9) (by SECTION 4227) (10) (b) and (d), 301.26 (4) (cm) 1., (d) 2. (by SECTION 4270), 3. (by SECTION 4272), and 5., (eg), and (g), 301.45 (1g) (b) and (bm), (2) (e) 1., (3) (a) 2. and (b) 2. and 4., and (5) (a) 2., 302.31 (7), 302.386 (5) (c), 938.02 (4) (by SECTION 4646), 938.069 (1) (intro.), 938.19 (1) (d) 6., 938.20 (2) (cm), (7) (c) 1m., and (8) (c), 938.205 (1) (c), 938.208 (1) (intro.), 938.34 (4n) (intro.) and (a), 938.355 (6d) (b) (title), 1., 2., 2g., and 4., 938.357 (4) (a), (4g) (title), (a), (b), (c) (intro.), 2., 3., and 4., and (d), (4m), and (5) (title), (a), (b), (d), (e), and (g), 938.365 (7), 938.48 (13), 938.50, 938.51 (1m), 938.533 (title), (1), (3), and (3m), 938.538 (3) (a) 2. and (5) (a), 938.57 (4), 940.20 (2m) (title), (a) 1m., and (b), and 946.42 (1) (a) 2. and (3) (c) of the statutes, the amendment of sections 46.011 (1p), 49.11 (1c), and 301.01 (1n) of the statutes, the renumbering and amendment of section 938.533 (2) of the statutes, and the creation of section 938.533 (2) (e) of the statutes take effect on July 1, 2017, or on the 2nd day after publication of the 2017-19 biennial budget act, whichever is later.

(2) COMMUNITY-BASED JUVENILE DELINQUENCY-RELATED SERVICES. The treatment of sections 20.410 (3) (cd), (f), (ko), and (kp), 20.437 (1) (kz) and (o) (by SECTION 723), 20.505 (8) (hm) 21d., 46.011 (1) and (1c), 46.03 (18) (a) and (20) (a), 46.206 (1) (a) and (2), 46.215 (1) (d) and (2) (a) 1., 2., and 3. and (c) 1., 2., and 3., 46.22 (1) (b) 1. b., 2. a. and c., and 5m. a. and c. and (e) 3. a., b., and c. and (2g) (d), 46.23 (5) (a) 1., 2., and

3., (c) 1., 2., and 3., and (n) 1., 2., and 3., (5m) (c), and (6) (a) (intro.), 48.47 (10), 48.48 (1), (4), and (8p), 48.526 (title) and (1), 48.569 (2) (a), 49.11 (1), 49.275, 49.32 (1) (a) and (b) and (2) (b), 49.325 (1) (a), (2), (2g) (a), (b), and (c), and (2r) (a) 1. and 2., 49.34 (1), (2), and (3) (f), 49.345 (1), (2), (8) (g), (14) (b), (e) 1. (by SECTION 1783), and (g) and (16), 49.35 (1) (a) and (b) and (2), 49.45 (6m) (br) 1., 301.025 (by SECTION 4223), 301.03 (9) (by SECTION 4226), (9r), (10) (a) and (c), and (18) (a), (am), and (b), 301.031 (1) (a), (2), (2g) (a), (b), and (c), and (2r) (a) 1. and 2., 301.032 (title), (1) (a), (b), and (c), and (2), 301.07, 301.08 (2) (a), 301.085 (2), 301.26 (title), (1), (2), (2m), (3) (title), (a), (c), (dm), (e), and (em), (4) (a), (b), and (bm), and (6) (title), (a), and (b), 301.263 (title), (1), (2), and (3), 938.02 (4) (by SECTION 4645), 938.06 (4), and 938.48 (1) and (8p) of the statutes, the renumbering and amendment of sections 301.26 (7) (intro.) and

---

301.263 (1) of the statutes, the renumbering of section 301.26 (7) (a), (b), (bm), (c), (e), and (h) and (8) of the statutes, the creation of sections 46.011 (1p), 49.11 (1c), and 301.01 (1n) of the statutes, and SECTION 9108 (1) of this act take effect on January 1, 2016.

SECTION 9409. Effective dates; Court of Appeals.

SECTION 9410. Effective dates; District Attorneys.

SECTION 9411. Effective dates; Educational Communications Board.

SECTION 9412. Effective dates; Employee Trust Funds.

SECTION 9413. Effective dates; Employment Relations Commission.

SECTION 9414. Effective dates; Financial Institutions.

SECTION 9415. Effective dates; Government Accountability Board.

SECTION 9416. Effective dates; Governor.

SECTION 9417. Effective dates; Health and Educational Facilities Authority.

SECTION 9418. Effective dates; Health Services.

(1) COMMUNITY MENTAL HEALTH SERVICES.

(a) *Consolidating appropriations; eliminating certain relocation programs.* The treatment of sections 20.435 (5) (be) and (7) (b) (by SECTION 701) and (bc), 46.266, 46.268, 46.40 (7m), 49.45 (41) (b), 51.42 (5) (a) 13. and (6m) (o), 51.421 (3) (e), and 51.423 (3) of the statutes, the renumbering and amendment of sections 46.27 (6r) (b) 1m. and 46.277 (5g) (b) of the statutes, the creation of sections 46.27 (6r) (b) 1m. a. and b. and 46.277 (5g) (b) 1. and 2. of the statutes, and SECTION 9118 (1) of this act take effect on January 1, 2016.

(b) *Eliminating community support program appropriation.* The treatment of section 20.435 (5) (bL) of the statutes takes effect on June 30, 2016.

---

(2) TRANSFER OF FOOD SAFETY, RECREATIONAL FACILITIES, AND LODGING. The treatment of sections 20.115 (1) (gb), 20.435 (1) (gm) (by SECTION 670), 29.541 (1) (a) (intro.), 45.44 (1) (a) 14. (by SECTION 1455), 49.857 (1) (d) 4. (by SECTION 1854), 66.0417 (1), (2), (3), and (4), 66.0435 (9), 66.0436 (1) and (2), 73.0301 (1) (d) 3. (by SECTION 2472), 76.80 (3), 87.305 (1) (intro.), 93.06 (14), 93.07 (24) (e), 93.135 (1) (ng) and (nt), chapter 97 (title), subchapter I (title) of chapter 97, 97.01 (1), subchapter II (title) of chapter 97, 97.12 (1) and (5), 97.18 (5m), 97.20 (2) (e) 2., 97.25 (3), 97.29 (1) (c), (g) 3., and (h), 97.30 (1) (c), (2) (b) 1. c. and (c), (3m) (intro.), (a) (intro.), (b) (intro.), (c) (intro.), (cm), and (d), 97.41 (1m) and (4) (a), 97.42 (3) (em), subchapter III (title) of chapter 97, subchapter IV (title) of chapter 97, subchapter V (title) of chapter 97, 97.70, 97.703, 100.36, 101.05 (2), 101.123 (1) (bn) 1., 2., and 3. and (f), 101.128 (1) (c) and (e), 101.149 (1) (ag) and (cm), (5) (c), and (8) (a) (by SECTION 2710), 101.63 (1) (intro.), 101.647 (1) (am), 101.935 (2) (e) (by SECTION 2720), 106.52 (1) (d) 1., 2., and 3., 108.227 (1) (e) 3. (by SECTION 3122), 125.02 (3r), (7), and (18), 125.06 (12), 125.07 (3) (a) 6. and 6m., 125.29 (6), 125.295 (2) (a) 3. and (b), 125.68 (5), 250.041 (1) (f), 252.02 (4), 252.18, 254.02 (3) (a), 254.115 (1) (c), 254.47 (title), (1), (1g), (1m), (2), (2m), (3), (4), (5), (5m), (6), and (7), subchapter VII (title) of chapter 254, 254.61 (title), (intro.), (1), (2), (3), (3m), (4), (5), (5m), (5r), (6), (7), (8), (9), and (10), 254.62, 254.63, 254.64, 254.65, 254.66, 254.67, 254.68, 254.69, 254.70, 254.71, 254.715, 254.72, 254.73, 254.74, 254.76, 254.78, 254.79, 254.80, 254.81, 254.82, 254.83, 254.84 (title), (1), (2), (3), (4), (5), and (6), 254.85, 254.86, 254.87, 254.88, 321.60 (1) (a) 4. (by SECTION 4318), 350.01 (9m) (a), (b), and (c), and 941.237 (1) (dm) of the statutes, the repeal of section 250.041 (1) (e) of the statutes, and SECTION 9118 (2) of this act take effect on July 1, 2016.

---

(3) EMERGENCY DETENTION STANDARDIZATION; CRISIS ASSESSMENTS. The treatment of sections 51.15 (2), (4), (4m), (5), (7), and (12), 51.20 (4) (c), 51.35 (2) and (3) (e), 51.37 (5) (b), and 971.14 (6) (b) of the statutes takes effect on July 1, 2016.

(4) MENTAL HEALTH CRISIS SERVICES GRANTS. The treatment of section 20.435 (2) (gk) (by SECTION 673) of the statutes takes effect on July 1, 2017.

(5) FAMILY CARE CHANGES; LONG-TERM CARE DISTRICTS; INSURANCE REGULATION. The treatment of sections 13.94 (4) (a) 1. (by SECTION 72) and (b), 17.15 (5), 17.27 (3m), 19.82 (1), 20.145 (1) (g) (intro.) and 3., 20.435 (4) (jt) and (kv), 20.927 (1m) (by SECTION 940), 20.9275 (1) (b), 25.50 (1) (d) (by SECTION 1026), 40.02 (28) and (36), 46.21 (2m)

(c) (by SECTION 1477), 46.215 (1m) (by SECTION 1482) and (1p), 46.22 (1) (dm) (by SECTION 1498) and (dp), 46.23 (3) (e) (by SECTION 1505) and (ed), 46.27 (7) (fr) 3. c., 46.2805 (intro.), (7r), and (7u), 46.281 (1d), 46.283 (2) (by SECTION 1574) and (7) (b) (by SECTION 1591), 46.284 (2) (bm) (by SECTION 1596) and (d), (3m), (5) (d) 4., and (7) (b), 46.285 (intro.), (1), and (2), 48.47 (7g), 51.42 (3) (e) (by SECTION 1896), 51.437 (4r) (b) (by SECTION 1904), 66.0301 (1) (a) (by SECTION 1968), 66.0506 (1) (by SECTION 1982), 66.0601 (1) (b) and (c), 69.30 (1) (bd) and (2), 70.11 (2), 71.26 (1) (b), 101.01 (4), 102.01 (2) (d), 102.04 (1) (a), 103.001 (6), 111.70 (1) (j) (by SECTION 3138), 600.01 (1) (b) 10., 632.745 (6) (a) 2m., and 985.01 (1g) and (3) and chapter 648 of the statutes, the repeal of section 46.2895 of the statutes, and the amendment of section 46.2805 (4m) of the statutes take effect on July 1, 2018.

(6) CHANGES TO COMMUNITY OPTIONS PROGRAM; CHILDREN'S COMMUNITY OPTIONS PROGRAM. The treatment of sections 20.435 (4) (b) (by SECTION 677) and (bd) (by SECTION 678), 46.27 (13), 46.272, 46.2803 (2) (by SECTION 1543), 46.40 (1) (a), (7), and (14m), 46.45 (3) (a) and (c) and (6) (a) and (b), 46.56 (3) (a) 4. and (10), and 46.985 of the statutes, and the repeal of section 49.45 (6v) of the statutes take effect on January 1, 2016.

SECTION 9419. Effective dates; Higher Educational Aids Board.

SECTION 9420. Effective dates; Historical Society.

SECTION 9421. Effective dates; Housing and Economic Development Authority.

SECTION 9422. Effective dates; Insurance.

(1) HEALTH INSURANCE RISK-SHARING PLAN APPROPRIATIONS. The treatment of sections 20.145 (5) and 895.514 (3) (b) of the statutes takes effect on January 1, 2016.

SECTION 9423. Effective dates; Investment Board.

SECTION 9424. Effective dates; Joint Committee on Finance.

SECTION 9425. Effective dates; Judicial Commission.

SECTION 9426. Effective dates; Justice.

SECTION 9427. Effective dates; Legislature.

SECTION 9428. Effective dates; Lieutenant Governor.

SECTION 9429. Effective dates; Local Government.

SECTION 9430. Effective dates; Medical College of Wisconsin.

SECTION 9431. Effective dates; Military Affairs.

SECTION 9432. Effective dates; Natural Resources.

SECTION 9433. Effective dates; Public Defender Board.

SECTION 9434. Effective dates; Public Instruction.

(1) CHARTER SCHOOL GOVERNING BOARD. The treatment of section 118.40 (4) (ag) of the statutes takes effect on September 1, 2015.

SECTION 9435. Effective dates; Public Lands, Board of Commissioners of.

SECTION 9436. Effective dates; Public Service Commission.

(1) BROADBAND EXPANSION GRANTS. The amendment of section 20.155 (3) (rm) of the statutes takes effect on July 1, 2016.

SECTION 9437. Effective dates; Revenue.

(1) MANUFACTURING AND AGRICULTURE CREDIT. The treatment of sections 71.07 (5n) (a) 1. a., 3., 4., and 5. d. and 71.28 (5n) (a) 1. a., 3., 4., and 5. d. of the statutes takes effect retroactively to January 1, 2013.

(2) COUNTY AND REGIONAL ASSESSMENTS. The treatment of sections 20.566 (2) (g) and (h), 59.48, 60.10 (1) (b) 3. and (2) (j), 60.30 (1) (a) 3., (2) (a), (b), (c), and (d), and (4) (b), 60.305 (2), 60.307, 60.61 (5) (c), 60.85 (5) (h), 61.19, 61.27, 62.09 (1) (a), 66.0509 (2) (b) and (3), 70.05 (1), (2), (4), (4m), (5) (b), (ba), (bb), (c), (d), (f), (g), and (h), 70.055, 70.06 (1) and (5), 70.075, 70.08, 70.10, 70.365, 70.45, 70.46 (1), (1m), (2), (3), (3d), (3e), and (4), 70.47 (2), (3) (a) (intro.), (ag), (ar), and (b), (5), (6m) (a) (intro.) and 1. and (b), (6r), (7) (bb), (c), and (d), (8) (d) and (j), (10) (c), (12), (13), and (16) (a) and (c), 70.49 (4), 70.50, 70.501, 70.503, 70.51 (1) and (2), 70.57 (1) (a), 70.75 (1) (a) 1. and 2. and (b) and (3), 70.85, 70.885 (3), 70.995 (8) (f) and (11), 73.03 (2a), 73.06 (1) and (8), 73.08, 73.09 (1) and (4) (a), and 74.37 (4) (c) and (d) and (6) of the statutes, the repeal of section 70.99 of the statutes, the renumbering and amendment of section 70.47 (1) of the statutes, and the creation of section 70.47 (1) (b) of the statutes take effect on December 31, 2016.

SECTION 9438. Effective dates; Safety and Professional Services.

(1) CHANGE FROM 2-YEAR TO 4-YEAR PERIODS FOR CREDENTIALS.

(a) *Credentials generally.* The repeal of section 440.992 (6) of the statutes; the renumbering and amendment of sections 440.08 (2) (a) 1. to 46w., 440.08 (2) (a) 48. to 69., 440.08 (2) (a) 72., 446.025 (3) (a), and 446.026 (3) (a) of the statutes; the amendment of sections 440.03 (14) (c), 440.032 (5), 440.08 (2) (a) (intro.) (by SECTION 4378), 440.08 (2) (b), 440.26 (3), 440.26 (5m) (b), 440.313 (1), 440.63 (2), 440.71 (3), 440.88 (4), 440.905 (2), 440.91 (1) (c) 1., 440.91 (1m) (c), 440.91 (4), 440.92 (1) (c), 440.966 (1), 440.972 (2), 440.98 (6), 440.983 (1), 440.9935, 441.06 (3), 441.10 (3) (b),

441.15 (3) (b), 442.083, 443.07 (6), 443.08 (3) (b), 443.10 (2) (e), 443.10 (5), 445.06, 445.105 (3), 446.02 (1) (b), 446.02 (4), 446.025 (3) (b), 446.026 (3) (b), 447.05, 447.055 (1) (a), 447.055 (1) (b) 1., 447.055 (1) (b) 2., 447.055 (1) (c), 447.056 (1) (intro.), 447.056 (3), 448.07 (1) (a), 448.13 (1) (a) (intro.), 448.13 (1) (a) 1., 448.13 (1) (a) 2., 448.13 (1m), 448.13 (2), 448.13 (3), 448.55 (2), 448.65 (2) (intro.), 448.665, 448.86 (2), 448.9545 (1) (a), 448.9545 (1) (b) (intro.), 448.955 (1), 448.955 (2) (a), 448.955 (3) (a), 448.956 (1) (c), 448.967 (2), 449.06 (1), 449.06 (2m), 450.08 (1), 450.08 (2) (a), 450.08 (2) (b), 450.085 (1), 451.04 (4), 452.025 (5) (a), 452.025 (5) (b), 452.10 (2) (a), 452.12 (1), 454.06 (8), 454.08 (9), 454.23 (5), 454.25 (9), 455.06, 456.07 (1), 456.07 (2), 457.20 (2), 457.22 (2), 458.09 (3), 458.11, 458.13, 459.09 (1) (intro.), 459.09 (1) (b), 459.24 (5) (intro.), 459.24 (5) (b), 460.07 (2) (intro.), 460.10 (1) (a), 462.05 (1), 470.045 (3) (b), 470.07, and 480.08 (5) of the statutes; the repeal and recreation of section 448.13 (title) of the statutes; and the creation of sections 440.08 (2) (a) 1n., 2n., 3n., 4n., and 5n., 440.08 (2) (ag) (intro.), 440.08 (2) (ar), 446.025 (3) (a) 2., and 446.026 (3) (a) 2. of the statutes take effect on July 1, 2016.

(b) *Mobile dentistry.* The treatment of sections 440.08 (2) (a) 46y. and 447.058 (2) (b) of the statutes takes effect on July 1, 2016, or on the 1st day of the 3rd month beginning after the legislative reference bureau receives the notice under SECTION 15 (1) of 2013 Wisconsin Act 244, whichever is later.

SECTION 9439. Effective dates; Secretary of State.

SECTION 9440. Effective dates; State Employment Relations, Office of.

SECTION 9441. Effective dates; State Fair Park Board.

SECTION 9442. Effective dates; Supreme Court.

SECTION 9443. Effective dates; Technical College System.

SECTION 9444. Effective dates; Tourism.

SECTION 9445. Effective dates; Transportation.

(1) OPERATOR'S LICENSES AND IDENTIFICATION CARDS. The treatment of sections 343.14 (3), 343.16 (3) (am) 1., 343.165 (1) (intro.), 343.20 (1) (a) and (e) and (1m), 343.21 (1) (a), (ag), and (am) and (1m), and 343.50 (5) (b) and (d) of the statutes and SECTION 9345 (1) of this act take effect on the first day of the 7th month beginning after publication.

SECTION 9446. Effective dates; Treasurer.

SECTION 9447. Effective dates; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9448. Effective dates; University of Wisconsin System.

(1) UNIVERSITY OF WISCONSIN SYSTEM AUTHORITY. The repeal of sections 13.48 (2) (b) 1m., 13.48 (2) (d), 13.58 (5) (b) 3., 13.58 (5) (b) 6., 13.625 (6s), 14.26 (4), 15.137 (5), 15.91, 15.915 (title), 15.915 (6), 15.917, 16.04 (1e), 16.40 (23), 16.505 (2m), 16.505 (2p), 16.505 (4) (c), 16.54 (8g), 16.54 (8r) (b), 16.57, 16.705 (1r) (d), 16.705 (1r) (e), 16.71 (4), 16.73 (5), 16.75 (3t) (c) 1., 16.75 (3t) (c) 6., 16.855 (20), 16.855 (23), 16.87 (5), 16.971 (2m) (a), 16.971 (2m) (f), 20.115 (7) (h), 20.235 (1) (e), 20.285 (1) (gb), 20.285 (1) (ge), 20.285 (1) (gj), 20.285 (1) (k), 20.285 (1) (Li), 20.285 (1) (m), 20.285 (1) (q), 20.285 (1) (qe), 20.285 (1) (qj), 20.285 (1) (qm), 20.285 (1) (qr), 20.285 (1) (r), 20.285 (1) (rc), 20.285 (1) (rm), 20.285 (1) (s), 20.285 (1) (tb), 20.285 (1) (tm), 20.285 (1) (u), 20.285 (1) (w), 20.285 (2) (title), 20.285 (2) (c), 20.285 (2) (d), 20.285 (2) (e), 20.285 (2) (h), 20.285 (2) (j), 20.285 (3), 20.505 (1) (km), 20.505 (8) (hm) 6r., 20.505 (8) (hm) 11a., 20.505 (8) (hm) 18r., 20.865 (1) (ci), 20.865 (1) (cj), 20.865 (1) (ic), 20.865 (1) (si), 20.916 (10), 20.923 (6) (Lm), 20.923 (6) (m), 20.923 (14) (b), 20.928 (1m), 20.928 (4), 29.598, 35.015 (1), 35.835 (1), 35.835 (2), 36.03, 36.05 (6), 36.05 (9m), 36.05 (9s), 36.07, 36.09 (title), 36.09 (1) (title), 36.09 (1) (am), 36.09 (1) (f), 36.09 (1) (gm), 36.09 (1) (hm), 36.09 (1) (j), 36.09 (2), 36.09 (3), 36.09 (4), 36.09 (4m), 36.09 (5), 36.11 (3) (d), 36.11 (6) (title), (a) and (b), 36.11 (8e), 36.11 (8m), 36.11 (11), 36.11 (12), 36.11 (13), 36.11 (15), 36.11 (15m), 36.11 (17), 36.11 (18), 36.11 (19), 36.11 (21), 36.11 (22), 36.11 (23), 36.11 (23m), 36.11 (24), 36.11 (25), 36.11 (26), 36.11 (27), 36.11 (29r), 36.11 (31), 36.11 (32), 36.11 (33), 36.11 (36), 36.11 (36m), 36.11 (37), 36.11 (39), 36.11 (40), 36.11 (43), 36.11 (44), 36.11 (46), 36.11 (48), 36.11 (51), 36.11 (53), 36.11 (53m), 36.11 (54), 36.11 (55), 36.11 (57), 36.115, 36.12 (3), 36.13, 36.14, 36.15, 36.17, 36.19, 36.21, 36.25 (3), 36.25 (3m), 36.25 (4), 36.25 (5), 36.25 (7), 36.25 (8), 36.25 (9), 36.25 (10), 36.25 (13m), 36.25 (13s), 36.25 (14), 36.25 (14m), 36.25 (15), 36.25 (18), 36.25 (19), 36.25 (21), 36.25 (21m), 36.25 (22), 36.25 (23), 36.25 (23m), 36.25 (24), 36.25 (25), 36.25 (27), 36.25 (28), 36.25 (29), 36.25 (29m), 36.25 (29r), 36.25 (30), 36.25 (30g), 36.25 (30m), 36.25 (31), 36.25 (32), 36.25 (33), 36.25 (34), 36.25 (35m), 36.25 (36), 36.25 (37), 36.25 (38), 36.25 (39), 36.25 (42), 36.25 (44), 36.25 (46), 36.25 (47), 36.25 (48), 36.25 (49), 36.25 (49m), 36.25 (50), 36.25 (51), 36.25 (52), 36.25 (53), 36.27 (2m), 36.27 (3), 36.27 (4), 36.27 (5), 36.29, 36.31 (3), 36.32, 36.33, 36.335, 36.34, 36.36, 36.37, 36.39, 36.395, 36.40, 36.44 (2), 36.45, 36.46, 36.48, 36.49, 36.52, 36.53, 36.54, 36.55, 36.56, 36.585 (4), 36.59 (title), 36.59 (1), 36.59 (2), 36.59 (3), 36.59 (4), 36.59 (5), 36.59 (6), 36.59 (7) (f), 36.59 (7m), 36.59 (8), 36.60, 36.61, 36.62, 36.63, 36.65 (2) (i), 39.14 (4), 94.64 (4) (a) 2., 94.64 (4) (a) 3., 94.64 (4) (c) 2., 94.64 (4) (c) 3., 94.64 (8m),

94.65 (6) (a) 3., 111.81 (7) (ar), 111.81 (7) (at), 111.81 (7) (b), 111.81 (7) (f), 111.81 (7)
(gm), 111.81 (7) (h), 111.81 (7) (i), 111.81 (15m), 111.81 (17m), 111.81 (19m), 111.825

(1r), 111.825 (1t), 111.825 (7), 111.83 (5), 111.83 (7), 111.85 (5), 111.92 (1) (a) 2., 111.92
(1) (a) 3., 111.92 (1) (c), 111.935, 160.50 (1m), 196.218 (5) (a) 6., 227.01 (13) (kr), 227.01
(13) (Lm), 227.01 (13) (Ln), 230.12 (3) (e) 1., 230.35 (1s), 255.15 (3) (b) 11., 299.13 (1)
(be), 299.13 (2) (a) 2., 299.13 (2) (c) and 778.25 (1) (a) 5. of the statutes, the renumbering of sections 20.285 (1) (fj), 20.285 (1) (kg), 20.285 (1) (mc), 36.11 (1) (title), 36.11 (1) (a), 36.11 (1) (c), 36.11 (1) (cm), 36.11 (1) (d), 36.44 (1), 36.59 (7) (a) and (b), 36.59 (7) (d) and (e), 36.59 (7) (g) and (h), 39.47 (title) and 230.12 (3) (e) 2. of the statutes, the renumbering and amendment of sections 15.915 (1), 15.915 (2), 16.54 (8r) (a), 16.865 (4), 20.285 (1) (fd), 20.285 (1) (i), 20.285 (1) (ia), 20.285 (1) (je), 36.09 (1) (e), 36.09 (1) (h), 36.11 (1) (b), 36.11 (6) (c), 36.25 (11), 36.58, 36.59 (7) (intro.),
36.59 (7) (c), 39.47 (1), 39.47 (2), 39.47 (2g), 39.47 (2m), 39.47 (3), 893.80 (1b) (a), 893.80 (1b) (b) and 893.80 (1b) (c) of the statutes, the consolidation, renumbering, and amendment of sections 36.09 (1) (a) and (L), 36.09 (1) (b), (c) and (d) and 111.92 (1) (a) 1. and 4. of the statutes, the amendment of sections 11.36 (1), 11.36 (3), 11.36
(4), 13.101 (6) (a) (by SECTION 13), 13.48 (3) (by SECTION 30), 13.48 (7) (by SECTION 34),
13.48 (10) (a) (by SECTION 36), 13.48 (10) (c) (by SECTION 41), 13.48 (14) (d), 13.48 (20),
13.48 (25), 13.48 (25r), 13.48 (29) (by SECTION 56), 13.94 (1) (intro.), 13.94 (1) (t), 13.94
(1s) (c) 8., 14.40 (1), 15.07 (1) (cm), 15.07 (2) (d), 15.105 (25m) (b), 15.107 (5) (a) 4., 15.137 (2) (a) 5., 15.347 (4) (b), 15.347 (13) (b) 6., 15.377 (8) (c) 8., 15.57 (1), 15.57 (5),
15.67 (1) (a) 1., 15.94 (2m), 16.003 (2), 16.004 (7) (a) (by SECTION 237), 16.008 (2), 16.01
(2) (d), 16.01 (3) (intro.), 16.417 (2) (f) 2., 16.42 (1) (intro.), 16.50 (3) (b), 16.50 (3) (c), 16.505 (1) (intro.), 16.505 (4) (b), 16.517 (1), 16.517 (2), 16.529 (2), 16.53 (1) (d) 4., 16.53 (7), 16.544 (3), 16.61 (3) (s), 16.61 (13) (a), 16.611 (2) (a), 16.611 (2) (c), 16.62 (1) (a), 16.62 (1) (b), 16.62 (1) (bm), 16.62 (1) (c), 16.64 (1) (a), 16.70 (8), 16.71 (1m), 16.72 (2) (e) (intro.), 16.72 (2) (f), 16.72 (8), 16.75 (1m), 16.75 (8), 16.75 (12) (a) 1.,

16.765 (4), 16.78 (1), 16.84 (10), 16.845 (1), 16.847 (1) (b), 16.848 (1s) (c), 16.85 (1), 16.85 (12), 16.85 (14), 16.855 (22) (by SECTION 377), 16.865 (1) (a), 16.865 (2), 16.865
(3), 16.865 (5), 16.865 (8) (by SECTION 388), 16.89, 16.967 (6) (a), 16.967 (8), 16.971 (2) (a), 16.971 (2) (L), 16.971 (2) (Lg) 1. (intro.), 16.971 (2) (Lm), 16.972 (1) (b), 16.972
(2) (f), 16.972 (2) (g), 16.972 (2) (h), 16.973 (7), 16.973 (12) (b) (intro.), 16.973 (14) (a)

(intro.), 16.974 (3), 16.974 (5), 16.976 (5), 16.978 (4), 16.993 (1), 16.993 (4), 16.993 (7),
19.42 (5), 19.42 (13) (b), 19.42 (13) (cm), 19.45 (11) (intro.), 19.45 (11) (a) (by SECTION
465), 19.45 (11) (b), 19.58 (1) (a), 20.235 (1) (fz), 20.285 (intro.), 20.285 (1) (a) (by SECTION 575), 20.285 (1) (d) 2., 20.370 (1) (mu), 20.370 (4) (mu), 20.435 (4) (xe), 20.435
(5) (hx), 20.505 (2) (k), 20.505 (2) (ki), 20.855 (1) (f), 20.865 (intro.), 20.865 (1) (c), 20.865 (3) (i), 20.866 (1) (u), 20.866 (2) (s) (intro.), 20.866 (2) (t), 20.867 (3) (h), 20.867
(3) (k), 20.901 (4), 20.921 (1) (a) (intro.), 20.921 (1) (a) 2m., 20.921 (1) (a) 3., 20.921 (1) (a) 4., 20.921 (1) (b), 20.921 (1) (bm), 20.921 (1) (c), 20.921 (1) (d) 1., 20.921 (1) (f),
20.921 (2) (a), 20.921 (2) (b), 20.927 (1m) (by SECTION 939), 20.9275 (1) (g), 20.928 (1),
23.09 (3) (b), 25.17 (1) (zm), 25.17 (9), 25.29 (7) (intro.), 25.40 (1) (a) 4., 25.77 (8), 26.30
(5), 27.019 (12), 28.07, 28.11 (11) (a) 4. d., 32.02 (1) (by SECTION 1067), 33.11, 33.16 (8), 35.001 (4), 35.01 (3), 35.83 (3) (intro.), 35.93 (1) (a), chapter 36 (title), 36.01 (1), 36.01 (2), 36.05 (1), 36.05 (2), 36.05 (5), 36.05 (8), 36.05 (10), 36.05 (11), 36.11 (title), 36.11 (4), 36.11 (5) (a), 36.11 (5) (b), 36.11 (8) (b), 36.11 (28), 36.11 (28m), 36.11 (29), 36.11 (55m) (e), 36.11 (56), 36.23, 36.25 (2), 36.25 (12) (b), 36.30, 36.31 (2m) (b), 36.35
(1), 36.43 (intro.), 36.43 (1), 36.51 (9), 36.585 (3) (a), 36.65 (2) (a), 36.65 (2) (g), 38.04 (19), 38.04 (27), 39.16 (1), 39.285 (1), 39.385 (1) (c), 39.437 (4) (a), 39.50 (1), 40.02 (22)
(em), 40.02 (41n), 40.02 (48) (c), 40.02 (57), 40.05 (2) (bw), 40.05 (4) (bp) 2., 40.05 (4) (bp) 3. c., 40.22 (2) (g), 40.285 (2) (c), 40.285 (2) (e) 1., 40.285 (2) (e) 2., 40.52 (3) (by SECTION 1409), 40.81 (1), 43.58 (5), 44.10 (1), 44.14 (1), 44.14 (2), 45.03 (6), 45.20 (2)

(a) 1. (by SECTION 1442), 45.20 (2) (c) 1. (by SECTION 1445), 45.20 (2) (d) 1. (intro.) (by
SECTION 1447), 46.29 (3) (g), 49.45 (8r), 50.38 (10), 59.56 (3) (a), 59.56 (3) (c) 2., 59.56
(3) (f) 1. (intro.), 59.56 (3) (g), 59.56 (4), 59.693 (8), 60.627 (7), 61.354 (7), 62.234 (7), 66.0316 (6) (intro.), 66.0410 (2) (a), 66.0410 (2) (b), 66.0506 (1) (by SECTION 1981), 66.0913 (1) (a), 70.119 (1), 70.119 (3) (d), 70.119 (3) (e) (by SECTION 2049), 70.119 (4),
70.119 (5), 70.119 (6), 70.119 (7) (a), 70.119 (7) (b), 70.119 (7) (c), 70.58 (1), 71.05 (6) (b) 28. (intro.), 71.05 (6) (b) 28. a., 71.05 (6) (b) 28. am., 71.10 (5f) (h) (intro.), 71.10 (5f) (i), 71.10 (5h) (h) (intro.), 71.10 (5h) (i), 73.03 (49) (e) 4., 84.27, 85.09 (2) (a), 92.025
(4), 92.04 (2) (g), 92.05 (3) (d), 92.07 (5), 93.07 (5), 93.33 (4s) (c), 93.33 (5) (intro.) (by SECTION 2624), 93.46 (1m) (a) 2., 93.46 (1m) (a) 3., 93.46 (1m) (c), 101.123 (2) (d) 4., 101.14 (4) (b) 3. a., 101.14 (4) (b) 3. b., 101.14 (4) (b) 3. c., 101.14 (4) (b) 3. d., 101.66 (1m) (bn), 101.977 (2) (bn), 103.49 (1) (f), 109.03 (1) (c), 111.70 (1) (i), 111.70 (1) (j) (by
SECTION 3137), 111.815 (1) (by SECTION 3153), 111.825 (3), 111.825 (4), 111.825 (6) (a),

111.84 (2) (c), 111.91 (4) (by SECTION 3170), 111.93 (3) (a) and (b), 115.28 (7g) (a) (intro.), 115.29 (1), 115.297 (1) (a), 115.297 (5) (b), 115.43 (2) (b), 115.53 (4), 118.40 (2r) (e) 2p. a. (by SECTION 3284), 118.40 (7) (am) 2., 137.20 (6) (b), 137.20 (7), 157.02 (3), 165.25 (6) (a), 165.40 (1) (f), 165.40 (4) (h), 165.80, 165.81 (1), 174.13 (2), 196.218 (3) (a) 3. b. (by SECTION 3530), 227.01 (1), 229.842 (2) (b), 230.03 (3) (by SECTION 3625), 230.03 (6), 230.046 (8) (by SECTION 3655), 230.12 (3) (e) (title), 230.36 (1m) (b) 2. (intro.), 230.36 (2m) (a) 14., 230.90 (1) (c), 233.01 (3), 233.04 (7) (e), 233.10 (3r) (b) 1., 233.10 (3r) (b) 3., 233.10 (3r) (b) 5., 233.10 (3r) (b) 6., 250.20 (2) (d), 254.19, 255.054 (2), 255.055 (2), 281.31 (3) (b) 2., 281.33 (2) (by SECTION 4115), 281.66 (6), 287.03 (1) (c), 287.22 (2) (d), 299.13 (1m) (intro.), 321.40 (1) (c) 2., 321.62 (9), 321.62 (22) (d) 1. (intro.), 321.65 (1) (a) 2., 341.14 (6r) (b) 4., 341.14 (6r) (c), 341.14 (6r) (e), 342.40 (4) (a), 346.925 (1), 349.13 (1j), 448.20 (2), 452.12 (5) (a), 610.70 (1) (e), 632.745 (6) (a)

2., 887.23 (1), 893.80 (1b) (intro.), 895.46 (1) (a), 946.13 (12) (a), 946.13 (12) (b) (intro.), 946.13 (12) (b) 1. and 946.13 (12) (b) 2. b. of the statutes, the repeal and recreation of sections 16.529 (1), 36.11 (47) (intro.), and 44.11 of the statutes, and the creation of sections 13.48 (14) (am) 5., 16.004 (19), 16.848 (2) (em), 16.865 (4) (b), 16.865 (10), 19.36 (14), 19.42 (10) (m), 20.115 (9) (title), 20.115 (9) (k), 20.370 (3) (ga), 20.505 (5) (h), 24.61 (2) (a) 6m., 25.17 (3) (b) 9m., 25.50 (3m), 36.02, 36.05 (1m), 36.11 (1c) (a) and (b), 36.11 (1L) (title), 36.11 (1p), 36.11 (27m), 36.11 (59), 36.27 (7) (f) 1., 40.02 (54) (m), 49.43 (9m), 66.0603 (1m) (a) 3v., 70.11 (38c), 77.665, 165.25 (8r), 165.40 (2) (a) 6., 219.09 (1) (h), 227.01 (13) (Lg), 321.62 (1) (bm), 893.80 (1b) (bm), 893.82 (2) (d) 4., 893.82 (10), and 895.46 (5) (c) of the statutes and SECTION 9148 (1) (a) to (h), (2), (3), and (5) of this act take effect on July 1, 2016, except as follows:

(2) GENERAL PROGRAM OPERATIONS. The treatment of section 20.285 (1) (a) (by SECTION 576) of the statutes takes effect on July 1, 2017, or on the 2nd day after publication of the 2017-19 biennial budget act, whichever is later.

(3) PAYMENTS FOR MUNICIPAL SERVICES.SECTION 9148 (1) (i) of this act takes effect on the day after publication.

(4) MEDICAL ASSISTANCE TRUST FUND TRANSFER. The amendment of section 20.285 (1) (gb) takes effect on the day after publication.

(5) RESIDENT UNDERGRADUATE TUITION.SECTION 9148 (4) of this act takes effect on the day after publication.

SECTION 9449. Effective dates; Veterans Affairs.

SECTION 9450. Effective dates; Wisconsin Economic Development Corporation.

(1) REGIONAL REVOLVING LOAN FUND GRANTS. The treatment of section 235.137 of the statutes takes effect on January 1, 2016.

SECTION 9451. Effective dates; Workforce Development.

(1) REIMBURSEMENT OF SUPPLEMENTAL WORKER'S COMPENSATION BENEFITS. The treatment of section 102.44 (1) (ag) (by SECTION 2944) of the statutes takes effect on January 1, 2016.

(2) TRANSFER OF WORKER'S COMPENSATION FUNCTIONS. The treatment of sections 15.227 (4) and (11), 15.737 (title), 20.145 (6) (title), (ga), (gb), and (ka), 20.445 (1) (aa), (ga), (p), (rb), (rp), (s), (sm), and (t) and (2) (ra), 40.63 (6), 40.65 (2) (a) and (b) 3. and 4., 49.857 (1) (d) 8. and 20., 73.0301 (1) (d) 3m. and 12., 102.01 (2) (a), (ad), (ag), (ap), (ar), (bm), (dg), (dm), and (em), 102.05 (1) and (3), 102.06, 102.07 (1) (a) and (b), (7) (b), (8) (c), and (11), 102.076 (2), 102.077 (1) (by SECTION 2750), and (2) (by SECTION 2752), 102.08, 102.11 (1) (am) 1., 102.12, 102.125, 102.13 (1) (c), (d) 2., and 3., and (f), (2) (a) and (c), (3), (4), and (5), 102.14 (title), (1), and (2), 102.15 (1), (2), and (3), 102.16 (1), (1m) (a), (b), and (c), (2) (a), (am), (b), (c), (d), (e) 1. and 2., (f), and (h), (2m) (a), (am), (b), (c), (d), (e), (f), and (g), and (4), 102.17 (1) (a) 1., 2., 3., and 4., (b), (c), (cg) 1., 2., 2m., and 3., (cm), (cr), (ct), (d) 1., 2., 3., and 4., (e), (f), (g), and (h), (2), (2m), (2s), (7) (b) and (c), and (8), 102.175 (2), 102.18 (1) (b), (bg) 1., 2., and 3., (bp), (bw), (c), and (e), (2), (3), (4) (b), (c) 3., and (d), (5), and (6), 102.19, 102.195, 102.21, 102.22 (1) and (2), 102.23 (1) (a) and (b), (2), (3), and (5), 102.24 (2), 102.25 (1), 102.26 (2), (3) (b) 1. and 3., and (4), 102.27 (2) (b), 102.28 (2) (a), (b), (c), and (d), (3) (a) (intro.), (b) (intro.) and 3., (c), and (d), (4) (a), (b), (c), and (d), (6), (7) (a), (b), and (c), and (8), 102.29 (1) (a), (b) (intro.) and 2., (c), and (d) and (4), 102.30 (7) (a), 102.31 (1) (b), (2) (a), (3), (4), (5), (6), (7), and (8), 102.315 (4), (5) (b) (intro.) and (c), (6) (a), (b) (intro.), 1., and 3., (d), (e) 1., 2., and 3., (9) (a), and (10) (a) 2., 3., and 4. and (b) 2. and 3., 102.32 (1m) (intro.), (a), (c), and (d), (5), (6) (b), (d), and (e), (6m), and (7), 102.33 (title), (1), (2) (a), (b) (intro.), 1., 2., 3., and 4., (c), and (d) 2., 102.35 (1), (2), and (3), 102.37, 102.38, 102.39, 102.40, 102.42 (1m), (6), (8), and (9) (a) and (b), 102.425 (4m) (a), (b), (c), (d), and (e), 102.43 (5) (b), (2), (5) (d), and (6) (b), 102.45, 102.475 (1) and (6), 102.48 (1), (2), and (3), 102.49 (3), (5) (d), and (6), 102.51 (3), (4), and (6), 102.55 (3), 102.555 (12) (a), 102.56 (1) and (2), 102.565 (1), (2), and (3), 102.57, 102.58, 102.60 (1m) (b),

102.61 (1g) (b) and (c), (1m) (a), (c), (d), (e), and (f) and (2), 102.62, 102.63, 102.64 (1) and (2), 102.65 (1), (2), (3), and (4) (intro.) (by SECTION 2993) and (a), 102.66 (1), 102.75 (1), (1m) (by SECTION 3001), (2) (by SECTION 3003), and (4), 102.80 (1) (e), (1m), (3) (a), (ag), (am), (b), and (c), and (4) (a) (intro.) and (b), 102.81 (1) (a) and (b), (2), (4) (a) and (b) (intro.), (6) (a) and (b), and (7), 102.82 (1), (2) (a) (intro.) and 1., (ag) (intro.), (am), (ar), and (c), and (3) (a), 102.83 (1) (a) 1., 3., and 4. and (b), (2), (3), (4), (5), (6), (7), and (8), 102.835 (1) (ad) and (e), (2), (3), (4) (a), (b), and (c), (5) (a) and (c), (6), (7) (a) and (b), (8), (9), (10), (12), (13) (a) and (c), (14), and (19), 102.85 (2) (a) and (5) (a), 102.87 (1) and (1d), (2) (intro.) and (b), (3), and (9), 102.88 (1), 102.89 (1), 108.10 (4), 108.227 (1) (e) 12., (1m) (intro.), (3) (a) 3., (5) (a) and (b) 1. and 2., 227.43 (1) (bm), (2) (am), (3) (bm), and (4) (bm), 230.08 (2) (e) 6., 303.07 (7), 303.21 (1) (a), 321.60 (1) (a) 8. and 20., 601.41 (1), 601.42 (1g) (intro.), 601.64 (3) (c), 626.12 (3), 626.32 (1) (a), and 645.47 (1) (a) of the statutes, the renumbering and amendment of section 20.445 (1) (ra) of the statutes, the amendment of sections 16.865 (4), 102.44 (1) (c) 1., 2., and 3., 102.75 (1g) (a) and (b), 102.80 (1) (f), and 102.81 (1) (c) 1. and 2. of the statutes, and SECTION 9151 (1), (2), (3), and (4) of this act take effect on January 1, 2016.

(3) UNEMPLOYMENT INSURANCE; CRIMINAL PENALTIES FOR BENEFIT FRAUD. The renumbering and amendment of section 108.24 (1) of the statutes, the creation of section 108.24 (1) (b) of the statutes, and SECTION 9351 (3) of this act take effect on the first Sunday after publication.

---

(4) UNEMPLOYMENT INSURANCE; ADMINISTRATIVE PENALTIES FOR ACTS OF CONCEALMENT. The treatment of section 108.04 (11) (bh) of the statutes and SECTION 9351 (4) of this act take effect on the first Sunday after publication.

SECTION 9452. Effective dates; Other.

(1) TRANSFER OF FUNCTIONS TO THE DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS. The repeal of sections 15.07 (5) (i), 15.18, 15.183, 15.185 (title), 15.185 (7) (title), 15.40, 15.945, 20.144 (title), 20.144 (intro.), 20.165 (intro.), 20.165 (1) (gc), 20.165 (1) (ke), 20.165 (2) (g), 20.165 (2) (kg), 20.165 (2) (km), 20.292 (2), 20.923 (4) (f) 3f., 20.923 (4) (f) 8m., 20.923 (12), 38.50 (title), 38.50 (1) (a), 38.50 (1) (f), 38.50 (1) (g), 38.50 (5), 38.50 (7), 38.50 (8), 38.50 (10), 38.50 (13) (a) 2. b., 38.50 (13) (a) 2. e., 38.50 (13) (d), 46.90 (5m) (br) 5g., 55.043 (4) (b) 5g., 101.31, 101.657, 138.12 (1) (a), 138.14 (1) (f), 214.01 (1) (im), 214.72 (1) (am), 215.01 (6), 217.02 (2m), 218.02 (1) (d), 218.04 (1) (c), 218.05 (1) (d), 220.01 (1m), 222.0102 (3), 224.71 (1e),

224.90 (1), 230.08 (2) (e) 4f., 230.08 (2) (e) 11m., 230.08 (2) (v), 230.339, 250.041 (1) (b), 254.115 (1) (d), 462.01 (3), 551.102 (5m), 552.01 (1) and 553.03 (3) of the statutes,
the renumbering of sections 15.406 (title), 15.407 (title), 16.28, 16.283, 16.285, 20.144 (1) (title), 20.144 (1) (a), 20.144 (1) (i), 20.144 (1) (j), 20.144 (1) (m), 20.144 (1)
(u), 20.165 (1) (gm), 20.165 (1) (h), 20.165 (1) (hg), 20.165 (1) (i), 20.165 (1) (im), 20.165
(1) (jm), 20.165 (1) (k), 20.165 (1) (ka), 20.165 (1) (kb), 20.165 (1) (kc), 20.165 (1) (n), 20.165 (1) (o), 20.165 (1) (pz), 20.165 (1) (s), 20.165 (2) (title), 20.165 (2) (a), 20.165 (2) (ga), 20.165 (2) (gb), 20.165 (2) (h), 20.165 (2) (ka), 20.165 (2) (kd), 20.165 (2) (ks),
20.165 (2) (L), 20.165 (2) (La), 20.165 (2) (m), 20.165 (2) (ma) and 20.165 (2) (q) of the
statutes, the renumbering and amendment of sections 15.105 (32), 15.105 (33), 15.185 (1), 15.185 (3), 15.185 (7) (a), 15.185 (7) (b), 15.405 (title), 15.405 (1), 15.405 (1m), 15.405 (2), 15.405 (2m), 15.405 (3), 15.405 (3m), 15.405 (5), 15.405 (5g) (by

---

SECTION 176), 15.405 (6), 15.405 (6m), 15.405 (7), 15.405 (7c), 15.405 (7e), 15.405 (7g),
15.405 (7m), 15.405 (7r), 15.405 (8), 15.405 (9), 15.405 (10m), 15.405 (10r), 15.405 (11m), 15.405 (16), 15.405 (17), 15.406 (2), 15.406 (3), 15.406 (4), 15.406 (5), 15.406 (6), 15.407 (1m), 15.407 (2), 15.407 (2m), 15.407 (3), 15.407 (5), 15.407 (6), 15.407 (7),
15.407 (8), 15.407 (9), 15.407 (10), 15.407 (11), 15.407 (12), 15.407 (13), 15.407 (14), 15.407 (16), 15.407 (17), 15.407 (18), 16.287, 20.144 (1) (g), 20.144 (1) (h), 20.165 (1) (title), 20.165 (1) (a), 20.165 (1) (g), 20.165 (1) (m), 20.165 (2) (j), 20.505 (1) (gr), 38.50
(1) (intro.), (b), (c), (d) and (e), 38.50 (2), 38.50 (3), 38.50 (11), 38.50 (12), 38.50 (13) (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and 4., (b) and (c), 234.35 (by SECTION
3872), 234.36 (by SECTION 3873), 252.23, 252.24, 252.241, 252.245 and 255.08 of the
statutes, the amendment of sections 15.08 (1m) (a), 15.08 (1m) (am), 15.085 (1m) (a),
15.085 (1m) (am), 16.004 (20) (a), 16.75 (3m) (a) 1., 16.75 (3m) (a) 2., 16.75 (3m) (a) 3., 16.75 (3m) (a) 4., 16.75 (3m) (c) 5. a., 16.75 (3m) (c) 5. b., 16.854 (1) (a), 16.854 (1)
(b), 16.855 (10m) (ac), 16.855 (10n) (a), 16.87 (1) (am), 16.971 (2) (ac), 18.16 (1) (a), 18.16 (1) (b), 18.16 (1) (c), 18.16 (1) (d), 18.64 (1) (a), 18.64 (1) (b), 18.64 (1) (c), 18.64 (1) (d), 20.292 (1) (gm), 20.292 (1) (gr), 20.370 (4) (mq), 20.435 (1) (gm) (by SECTION 669), 20.445 (1) (km), 20.575 (1) (g), 20.912 (4), 20.923 (4) (c) 2., 20.923 (8) (by SECTION
929), 25.185 (1) (a), 25.185 (1) (b), 25.185 (1) (c), 25.185 (1) (d), 25.40 (1) (a) 2., 29.506
(7m) (a), 34.01 (2) (a), 34.03 (3), 34.03 (4), 34.08, 34.10, 36.34 (1) (a) 3., 38.04 (8) (a), 38.26 (1), 39.40 (1) (c), 39.44 (1) (a) 3., 41.53 (1) (h), 42.09 (3) (b), 45.20 (1) (d), 45.20 (2) (a) 1. (by SECTION 1441), 45.20 (2) (a) 2. (intro.), 45.20 (2) (c) 1. (by SECTION 1444),
45.20 (2) (d) 1. (intro.) (by SECTION 1446), 45.21 (2) (a), 45.44 (1) (a) 14. (by

SECTION
1454), 45.44 (1) (b), 46.29 (3) (e), 46.90 (5m) (br) 5., 49.857 (1) (d) 4. (by SECTION 1853),
55.043 (4) (b) 5., 59.57 (1) (b), 66.1309 (1) (b) 1., 66.1317 (2) (a) 4., 67.12 (12) (a) (by SECTION 2012), 71.05 (6) (b) 28. (intro.), 71.07 (5j) (a) 2d., 71.07 (5j) (a) 2m., 71.07 (5j)

(c) 3., 71.07 (5r) (a) 2., 71.07 (5r) (a) 6. b., 71.26 (1) (d), 71.28 (5j) (a) 2d., 71.28 (5j) (a)
2m., 71.28 (5j) (c) 3., 71.28 (5r) (a) 2., 71.28 (5r) (a) 6. b., 71.47 (5r) (a) 2., 71.47 (5r) (a) 6. b., 73.0301 (1) (d) 3. (by SECTION 2471), 73.0301 (1) (d) 6., 73.0301 (1) (e), 84.075
(1c) (a), 84.075 (1c) (b), 84.076 (1) (c), 84.076 (1) (d), 85.25 (2) (c) 1m. b., 101.02 (20) (b), 101.02 (20) (c), 101.02 (20) (d), 101.02 (20) (e) 1., 101.02 (21) (b), 101.02 (21) (e) 1., 101.12 (1) (intro.), 101.149 (6) (b), 101.149 (8) (a) (by SECTION 2709), 101.573 (3) (a), 101.573 (5), 101.654 (1m) (e), 101.935 (2) (e) (by SECTION 2719), 101.951 (7) (a), 101.951 (7) (b), 101.951 (7) (c), 101.953 (1) (a), 101.973 (8), 107.30 (10), 107.31 (5) (a)
(intro.), 108.227 (1) (e) 3. (by SECTION 3121), 108.227 (1) (e) 6., 108.227 (1) (f), 111.335
(1) (cx), 112.07 (1), 119.495 (2), 119.496 (2), 125.04 (5) (a) 5., 125.17 (6) (a) (intro.), 134.66 (2m) (b), 138.055 (4) (d), 138.056 (1) (a) 4. d., 138.09 (1d), 138.14 (9r) (f), 138.16
(1) (a), 145.01 (12), 145.02 (title), 145.02 (2), 145.02 (4) (a), 145.045 (1), 145.045 (3), 145.17 (2), 145.19 (1b), 145.19 (1m), 145.19 (2), 145.19 (3), 145.19 (6), 145.20 (2) (e), 145.20 (2) (g), 145.20 (3) (title), 145.20 (3) (a) 1., 145.20 (3) (a) 2., 145.20 (3) (b), 145.20
(3) (c), 145.20 (3) (d), 145.20 (5) (a) (by SECTION 3474), 145.20 (5) (b), 145.20 (5) (c), 145.23, 145.24 (1), 145.24 (2), 145.24 (3), 157.061 (2g), 157.062 (1), 157.062 (2), 157.062 (6) (b), 157.062 (6m), 157.062 (9), 157.064 (7), 157.11 (9m), 157.12 (3) (b), 157.62 (1) (a) (intro.), 157.62 (1) (c), 157.65 (1) (a), 157.65 (1) (b), 157.65 (2), 165.825,
167.35 (7) (b), 167.35 (7) (c), 177.30 (2), 182.028, 186.098 (12), 186.235 (15) (b), 186.314 (2m) (e), 200.49 (1) (b), 200.57 (1) (a), 200.57 (1) (b), 214.04 (21) (b), 214.48 (4) (a), 214.715 (2), 214.72 (1) (b), 214.725 (5), 214.78 (3), 215.02 (4), 215.04 (1) (b), 215.04 (3), 221.0303 (2), 221.0802, 227.01 (13) (zy), 227.52 (3), 227.59, 229.46 (1) (ag),
229.46 (1) (b), 229.70 (1) (ag), 229.70 (1) (am), 229.70 (1) (b), 229.8273 (1) (am), 229.8273 (1) (b), 229.8273 (1) (c), 229.845 (1) (ag), 229.845 (1) (am), 230.08 (2) (yb), 231.27 (1), 231.29 (1), 236.13 (2m), 250.041 (1) (e), 252.12 (2) (a) 9., 252.12 (2) (c) 2.,

---

281.33 (2) (by SECTION 4114), 321.60 (1) (a) 4. (by SECTION 4317), 321.60 (1) (a) 12.,
409.501 (1) (b), 426.103, 426.104 (2) (intro.), 426.203, chapter 440 (title), 440.01 (2) (cs), 440.03 (3), 440.03 (3q), 440.03 (9) (a) 2., 440.03 (11m) (c), 440.03 (12m), 440.08 (2) (a) (intro.) (by SECTION 4377), 440.13 (1) (b), 440.22 (2), 440.25, subchapter V (title)
of chapter 440 [precedes 440.51], 440.905 (1), 440.92 (2) (d), 440.945 (5) (b), 441.01

(7) (a) 2., 443.10 (6), 444.04, 444.14, 452.13 (2) (b) 1., 452.13 (2) (b) 2., 452.13 (2) (b) 3., 452.13 (2) (bm), 452.13 (5), 452.14 (5), 460.05 (1) (e) 1., 551.102 (1m), 551.202 (26) (f) (intro.), 551.202 (27) (h) (intro.), 551.205 (1) (b) 1. (intro.), 551.205 (3), 551.206, 551.601 (5), 551.605 (3) (bm) 1., 551.614 (5), 552.23 (1), 553.605 (2), 553.73, 565.01 (4d), 565.01 (4e), 601.415 (9), 601.72 (1) (intro.), 601.72 (2), 601.72 (3), 601.73 (1) (intro.), 601.73 (1) (a), 601.73 (1) (b), 601.73 (2) (a), 601.73 (2) (b), 601.73 (3), 601.93 (2), 610.70 (1) (a), 611.29 (1), 611.72 (1), 611.73 (1) (a), 611.74 (1), 611.76 (11), 613.01 (8) (title), 616.09 (1) (c) 2., 616.74 (1) (c), 632.10 (1), 644.09 (2), 766.565 (7), 813.05 (2), 813.16 (7), 940.207 (title), 940.207 (2) (intro.), 940.207 (2) (a), 944.21 (8) (b) 3. a., 948.11 (4) (b) 3. a. and 995.55 (1) (b) of the statutes, and the creation of sections 15.17, 15.177 (title), 20.001 (7), 20.142 (intro.), 20.142 (1) (title), 20.142 (1) (gm), 20.142 (1) (k), 20.142 (1) (m), 20.923 (4) (f) 3d., 50.92 (3m), 100.67, 138.12 (1) (am), 145.02 (2m), chapter 203 (title), 203.01, 214.01 (1) (f), 215.01 (6f), 217.02 (2k), 218.02 (1) (dm), 218.04 (1) (bm), 218.05 (1) (cm), 230.08 (2) (e) 4g., 440.52 (title), 440.52 (7m), 440.52 (11) (bm), chapter 463 (title), 463.18, 551.102 (4t), 552.01 (1m), 553.03 (2m) and 616.09 (1) (c) 3. of the statutes and SECTIONS 9101 (1) and (2), 9114 (1) and (2), 9118 (3), 9138 (2), (3), and (4), 9143 (1), 9214 (1), 9238 (2), 9243 (1), and 9338 (1) of this act take effect on January 1, 2016, or on the day after publication, whichever is later.

---

(2) HISTORIC REHABILITATION TAX CREDIT. The creation of sections 71.07 (9m) (i), 71.28 (6) (i), 71.47 (6) (i), and 235.17 (1) (b), (2), (3), (4), and (5) of the statutes takes effect on January 1, 2016.

(3) CREATION OF FORWARD WISCONSIN DEVELOPMENT AUTHORITY. The repeal of sections 13.94 (1) (ms), 19.42 (10) (sm), 19.42 (13) (om), 20.192, 20.490, 106.16 (3), chapter 234 (title), 234.01 (1), 234.01 (2), 234.01 (3), 234.01 (4m), 234.01 (4n), 234.02, 234.03, 234.032, 234.08 (5), 234.08 (6), 234.17, 234.25, 234.255, 234.622 (2m), 234.65, 234.84 (1), 234.84 (5) (a), chapter 238 (title), subchapter I (title) of chapter 238 [precedes 238.01], 238.01 (intro.) and (1), 238.01 (2), 238.02, 238.03 (1), 238.04, 238.045, 238.05, 238.08, 238.125 and 238.26 of the statutes; the renumbering of sections 234.01 (4), 234.01 (5), 234.01 (5k), 234.01 (7), 234.034, 234.05, 234.06, 234.08 (title), 234.08 (2), 234.08 (3), 234.08 (4), 234.08 (7), 234.15, 234.16, 234.19, 234.20, 234.23, 234.24, 234.26, 234.28, 234.29, 234.30, 234.31, 234.32, 234.621, 234.622 (1), 234.622 (3), 234.622 (3m), 234.622 (4), 234.624, subchapter II (title) of chapter 234 [precedes 234.67], 234.84 (title), 234.92, subchapter III (title) of chapter 234 [precedes 234.94], 234.96, 234.98, 238.01 (3) and subchapter II (title) of chapter 238 [precedes 238.30] of the statutes; the renumbering and amendment of subchapter I (title) of chapter 234 [precedes 234.01] and sections 45.45, 234.01 (intro.), 234.01 (3m), 234.01 (5m), 234.01 (6), 234.01 (7m), 234.01 (8), 234.01 (9), 234.01 (10), 234.04, 234.07, 234.08 (1), 234.09, 234.10, 234.11, 234.12, 234.13,

234.14, 234.165, 234.18, 234.21, 234.22, 234.265, 234.40, 234.41, 234.42, 234.43, 234.44, 234.49, 234.50, 234.51, 234.52, 234.53, 234.54, 234.55, 234.59, 234.592, 234.60, 234.605, 234.61, 234.622 (intro.), 234.622 (5), 234.622 (6), 234.622 (7), 234.623, 234.625, 234.626, 234.67, 234.75, 234.83, 234.84 (2), 234.84 (3), 234.84 (4), 234.84 (5) (b), 234.86, 234.88, 234.90, 234.905, 234.907, 234.91, 234.93, 234.932,

234.933, 234.94, 234.95, 234.97, 238.03 (title), 238.03 (2), 238.03 (3), 238.046, 238.06,
238.07, 238.09, 238.10, 238.11, 238.12, 238.127, 238.13 (by SECTION 3974), 238.133, 238.135, 238.15 (by SECTION 3980), 238.16, 238.17, 238.23, 238.30, 238.301, 238.302,
238.303, 238.304, 238.3045, 238.305, 238.306, 238.31, 238.315, 238.32, 238.325, 238.335, 238.34, 238.345, 238.35, 238.363, 238.365, 238.368, 238.37, 238.38, 238.385, 238.395, 238.397, 238.398, 238.399 and 238.3995 of the statutes; the amendment of sections 1.12 (1) (b), 7.33 (1) (c), 13.172 (1), 13.48 (10) (b) 6., 13.48 (12)
(b) 5., 13.48 (13) (a), 13.62 (2), 13.625 (9), 13.94 (1) (dr), 13.94 (1s) (c) 5., 13.94 (4) (a)
1. (by SECTION 71), 13.95 (intro.), 15.137 (2) (a) 3m., 15.435 (1) (a) 1., 16.002 (2), 16.004
(4), 16.004 (5), 16.004 (12) (a), 16.01 (1), 16.045 (1) (a), 16.15 (1) (ab), 16.287 (2) (a), 16.41 (4), 16.417 (1) (b), 16.52 (7), 16.528 (1) (a), 16.53 (2), 16.54 (9) (a) 1., 16.70 (2), 16.765 (1), 16.765 (2), 16.765 (5), 16.765 (6), 16.765 (7) (intro.), 16.765 (7) (d), 16.765
(8), 16.838 (1) (b), 16.85 (2), 16.865 (8) (by SECTION 387), 19.42 (10) (h), 19.42 (13) (g),
19.56 (2) (b) 6., 19.56 (3) (e) (intro.), 19.56 (3) (e) 1., 19.56 (3) (f), 19.57, 20.320 (2) (s),
20.320 (2) (x), 20.370 (2) (mr), 20.370 (9) (ny), 20.485 (2) (vm), 20.485 (3) (b), 20.485 (3) (e), 23.167 (2) (intro.), 23.169 (1), 23.169 (2), 23.175 (1) (b), 25.17 (2) (c), 25.41 (1),
25.41 (2), 25.50 (1) (d) (by SECTION 1025), 26.37 (1) (b), 26.37 (2), 30.121 (3w) (b), 34.01
(1), 34.01 (4), 36.09 (1) (am) (intro.), 36.11 (29r) (b) 1., 36.11 (29r) (b) 2., 36.25 (24), 38.04 (1m) (b) (intro.), 38.04 (10m) (a), 38.04 (10m) (b), 40.02 (54) (b), 40.05 (4) (b), 40.05 (4) (bm), 40.05 (5) (b) 4., 40.62 (2), 40.95 (1) (a) 1., 41.11 (1g) (b) (intro.), 41.11 (1r) (a), 41.11 (1r) (b), 41.60 (1) (c), 45.31 (2), 45.34 (1) (a) 2., 45.37 (6) (b), 46.28 (1) (a), 46.28 (3), 46.28 (4), 59.57 (1) (a), 60.23 (4) (c), 66.1015 (2) (intro.), 66.1103 (4m) (a) 1., 66.1103 (4m) (a) 2., 66.1103 (4m) (b), 66.1103 (4s) (a) 1., 66.1103 (4s) (b) 3., 66.1103 (4s) (b) 4., 66.1103 (4s) (d), 66.1103 (10) (c), 66.1103 (10) (g), 66.1107 (2) (a), 66.1201 (16) (a), 66.1205 (3), 66.1213 (7) (b), 70.11 (4b) (b), 70.11 (4b) (c), 70.11 (38r),

71.05 (1) (c) 1., 71.05 (1) (c) 1m., 71.05 (1) (c) 10. a., 71.05 (1) (c) 12., 71.07 (2dm) (a) 1., 71.07 (2dm) (a) 3., 71.07 (2dm) (a) 4., 71.07 (2dm) (f) 1., 71.07 (2dm) (f) 2., 71.07 (2dm) (i), 71.07 (2dm) (j), 71.07 (2dm) (k), 71.07 (2dx) (a) 2., 71.07 (2dx) (a) 4., 71.07 (2dx) (b) (intro.), 2., 3., 4. and 5., 71.07 (2dx) (be), 71.07 (2dx) (bg), 71.07 (2dx) (c), 71.07 (2dx) (d), 71.07 (2dy) (a), 71.07 (2dy) (b), 71.07 (2dy) (c) 1., 71.07 (2dy) (c) 2.,

71.07 (2dy) (d) 2., 71.07 (3g) (a) (intro.), 71.07 (3g) (b), 71.07 (3g) (e) 2., 71.07 (3g) (f) 1., 71.07 (3g) (f) 2., 71.07 (3q) (a) 1., 71.07 (3q) (a) 2., 71.07 (3q) (b) (intro.), 71.07 (3q) (b) 1., 71.07 (3q) (b) 2., 71.07 (3q) (b) 2., 71.07 (3q) (c) 2., 71.07 (3q) (c) 3., 71.07 (3w) (a) 2., 71.07 (3w) (a) 3., 71.07 (3w) (a) 4., 71.07 (3w) (a) 5d., 71.07 (3w) (a) 5e., 71.07 (3w) (b) (intro.), 71.07 (3w) (b) 5., 71.07 (3w) (bm) 1., 71.07 (3w) (bm) 2., 71.07 (3w) (bm) 3., 71.07 (3w) (bm) 4., 71.07 (3w) (c) 3., 71.07 (3w) (d), 71.07 (5b) (a) 2., 71.07 (5b) (b) 1., 71.07 (5b) (b) 2., 71.07 (5b) (d) 3., 71.07 (5d) (a) 1. (intro.) (by SECTION 2192), 71.07 (5d) (a) 2m., 71.07 (5d) (a) 3., 71.07 (5d) (b) (intro.), 71.07 (5d) (b) 1., 71.07 (5d) (b) 2., 71.07 (5d) (c) 2., 71.07 (5d) (d) 1., 71.07 (9m) (c) (intro.), 71.26 (1) (be), 71.26 (1m) (e), 71.26 (1m) (em), 71.26 (1m) (k) 1., 71.26 (1m) (m), 71.28 (1) (a), 71.28 (1dm) (a) 1., 71.28 (1dm) (a) 3., 71.28 (1dm) (a) 4., 71.28 (1dm) (f) 1., 71.28 (1dm) (f) 2., 71.28 (1dm) (i), 71.28 (1dm) (j), 71.28 (1dm) (k), 71.28 (1dx) (a) 2., 71.28 (1dx) (a) 4., 71.28 (1dx) (b) (intro.), 71.28 (1dx) (b) 2., 71.28 (1dx) (b) 3., 71.28 (1dx) (b) 4., 71.28 (1dx) (b) 5., 71.28 (1dx) (be), 71.28 (1dx) (bg), 71.28 (1dx) (c), 71.28 (1dx) (d), 71.28 (1dy) (a),
71.28 (1dy) (b), 71.28 (1dy) (c) 1., 71.28 (1dy) (c) 2., 71.28 (1dy) (d) 2., 71.28 (3g) (a) (intro.), 71.28 (3g) (b), 71.28 (3g) (e) 2., 71.28 (3g) (f) 1., 71.28 (3g) (f) 2., 71.28 (3q) (a) 1., 71.28 (3q) (a) 2., 71.28 (3q) (b), 71.28 (3q) (c) 2., 71.28 (3q) (c) 3., 71.28 (3w) (a) 2., 71.28 (3w) (a) 3., 71.28 (3w) (a) 4., 71.28 (3w) (a) 5d., 71.28 (3w) (a) 5e., 71.28 (3w) (b) (intro.), 71.28 (3w) (b) 5., 71.28 (3w) (bm) 1., 71.28 (3w) (bm) 2., 71.28 (3w) (bm) 3., 71.28 (3w) (bm) 4., 71.28 (3w) (c) 3., 71.28 (3w) (d), 71.28 (4) (am) 1., 71.28 (4) (am) 2., 71.28 (5b) (a) 2., 71.28 (5b) (b) 1., 71.28 (5b) (b) 2., 71.28 (5b) (d) 3., 71.28 (6) (c) (intro.), 71.36 (1m) (b) 2., 71.36 (1m) (b) 5., 71.45 (1t) (e), 71.45 (1t) (em), 71.45 (1t) (k) 1., 71.45 (1t) (m), 71.47 (1) (a), 71.47 (1dm) (a) 1., 71.47 (1dm) (a) 3., 71.47 (1dm) (a) 4., 71.47 (1dm) (f) 1., 71.47 (1dm) (f) 2., 71.47 (1dm) (i), 71.47 (1dm) (j), 71.47 (1dm) (k), 71.47 (1dx) (a) 2., 71.47 (1dx) (a) 4., 71.47 (1dx) (b) (intro.), 71.47 (1dx) (b) 2., 71.47 (1dx) (b) 3., 71.47 (1dx) (b) 4., 71.47 (1dx) (b) 5., 71.47 (1dx) (be), 71.47 (1dx) (bg), 71.47 (1dx) (c), 71.47 (1dx) (d), 71.47 (1dy) (a), 71.47 (1dy) (b), 71.47 (1dy) (c) 1., 71.47 (1dy) (c) 2., 71.47 (1dy) (d) 2., 71.47 (3g) (a) (intro.), 71.47 (3g) (b), 71.47 (3g) (e) 2., 71.47 (3g) (e) 2., 71.47 (3g) (f) 1., 71.47 (3g) (f) 2., 71.47 (3q) (a) 1., 71.47 (3q) (a) 2., 71.47 (3q) (b) (intro.), 71.47 (3q) (b) 1., 71.47 (3q) (b) 2., 71.47 (3q) (c) 2., 71.47 (3q) (c) 3., 71.47 (3w) (a) 2., 71.47 (3w) (a) 3., 71.47 (3w) (a) 4., 71.47 (3w) (a) 5d., 71.47 (3w) (a) 5e., 71.47 (3w) (b) (intro.), 71.47 (3w) (b) 5., 71.47 (3w) (bm) 1., 71.47 (3w) (bm) 2., 71.47 (3w) (bm) 3., 71.47 (3w) (bm) 4., 71.47 (3w) (c) 3., 71.47 (3w) (d), 71.47 (4) (am),
71.47 (5b) (a) 2., 71.47 (5b) (b) 1., 71.47 (5b) (b) 2., 71.47 (5b) (d) 3., 71.47 (6) (c) (intro.),
71.78 (4) (m), 73.03 (35), 73.03 (35m), 73.03 (63), 75.106 (1) (a), 76.636 (1) (b) 1., 76.636 (1) (b) 2., 76.636 (1) (b) 3., 76.636 (1) (b) 4., 76.636 (1) (d), 76.636 (2) (intro.),

76.636 (2) (b), 76.636 (2) (c), 76.636 (2) (d), 76.636 (2) (e), 76.636 (4) (intro.), 76.636 (5), 76.636 (6), 76.637 (1), 76.637 (2), 76.637 (3), 76.637 (4), 76.638 (1), 76.638 (2), 77.54 (9a) (a), 79.04 (7) (a), 84.01 (6m) (b) (intro.), 84.01 (11m) (a), 84.01 (11m) (b), 85.25 (2) (a), 93.07 (3), 93.07 (18) (b) (intro.), 93.07 (20) (a), 93.07 (20) (b), 93.33 (5) (intro.) (by SECTION 2623), 93.42 (5), 100.45 (1) (dm), 106.16 (2), 106.27 (2m), 109.09 (2) (c) 1. a., 114.31 (6), 196.49 (4), 196.491 (3) (a) 2m. b., 196.491 (3) (d) 8., 224.71 (1br) (intro.), 230.03 (3), 281.625 (2), 281.625 (3), 281.625 (4), 281.625 (5), 281.75 (4) (b) 3., 285.59 (1) (b), 292.11 (7) (d) 1m. b., 292.255, 292.63 (4) (cc) 2. b., 600.01 (1) (b) 8. and 620.25 (2) of the statutes; the creation of section 20.885, chapter 235, section

235.0279 (3), subchapter II (title) of chapter 235 [precedes 235.03], sections 235.03 (3) (ad), (ah), (ap) and (at) and 235.609 of the statutes; and SECTIONS 9150 (1), (2), and (3), 9250 (1), and 9350 (2) of this act take effect on January 1, 2016, or on the day after publication, whichever is later.

(END)

Menu » 2015 » Related Documents » Proposal Text » AB21: Bill Text