State of Wisconsin

Date of enactment: **July 25, 2005**
2005 Assembly Bill 100 Date of publication*: **July 26, 2005**

2005 WISCONSIN ACT 25

(Vetoed in Part)

AN ACT **relating to:** state finances and appropriations, constituting the executive budget act of the 2005 legislature.

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

Vetoed In Part

SECTION 1c. 1.13 (3) of the statutes is repealed.

SECTION 1r. 13.101 (6) (a) of the statutes, as affected by 2003 Wisconsin Act 64, 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)~~, and (r)~~, 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af), (aq), ~~and~~ (ar), and (au), 20.435 (6) (a) and (7) (da), and 20.445 (3) (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SECTION 2. 13.101 (13) of the statutes is repealed.

SECTION 3. 13.121 (1) of the statutes is amended to read:

13.121 **(1)** CURRENT MEMBER. From the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, each member of the legislature shall be paid, in equal installments, the salary provided under s. 20.923.

SECTION 4. 13.123 (1) (c) of the statutes is amended to read:

13.123 **(1)** (c) Each member shall certify to the chief clerk of the house in which the member serves, as promptly as may be following the 1st of each month, the number of days during the previous calendar month on which the member was in Madison on legislative business and for which the member seeks the allowance provided by this subsection. Such allowances shall be paid from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~ within one week after each calendar month; and shall be paid, upon the filing with the department of administration, the chief clerk's affidavit stating the number of days

* Section 991.11, WISCONSIN STATUTES 2003−04 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

in Madison on legislative business for all members of the chief clerk's house.

SECTION 5. 13.123 (2) (intro.) of the statutes is amended to read:

13.123 **(2)** INTERIM EXPENSES. (intro.) From the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, each member of the legislature shall be entitled to an expense allowance for postage and clerical assistance for each full calendar month during which the legislature is in actual session 3 days or less. No allowance is payable to a representative to the assembly unless the speaker of the assembly files with the chief clerk of the assembly a written authorization for the allowance to be paid. No allowance is payable to a senator unless the majority leader of the senate files with the chief clerk of the senate a written authorization for the allowance to be paid. An authorization filed under this subsection becomes effective for the month in which it is filed and continues in effect through the month in which the speaker of the assembly or the majority leader of the senate files a written revocation of the authorization with the chief clerk of the appropriate house. The rate of such allowance shall be as follows:

SECTION 6. 13.123 (3) (a) of the statutes is amended to read:

13.123 **(3)** (a) Any senator authorized by the committee on senate organization to attend a meeting outside the state capital, any representative to the assembly authorized by the committee on assembly organization to attend an out−of−state meeting or authorized by the speaker to attend a meeting within this state outside the state capital, and all members of the legislature required by law, legislative rule, resolution or joint resolution to attend such meetings, shall be paid no additional compensation for such services but shall be reimbursed for actual and necessary expenses from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, but no legislator may be reimbursed under this subsection for expenses on any day for which the legislator submits a claim under sub. (1).

SECTION 7. 13.125 of the statutes is amended to read:

13.125 Chaplains. The officiating chaplain of the senate and assembly shall be paid such amount as may be established by each house for each day of service from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~. Payment shall be made on certification by the chief clerk of the senate or of the assembly, respectively, showing the amount to which each chaplain is entitled.

SECTION 8. 13.14 (2) of the statutes is amended to read:

13.14 **(2)** FLORAL PIECES. The senate and assembly may procure floral pieces for deceased or ill members of the legislature and state officers who, in the judgment of the presiding officer and chief clerk, have been identified with the legislative process. Such expenses shall be by voucher, signed by the presiding officer or chief clerk of the respective house, and shall be drawn on the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

SECTION 9. 13.14 (3) of the statutes is amended to read:

13.14 **(3)** TRAVEL; LEGISLATIVE PERSONNEL. The actual and necessary expenses of legislative policy research personnel, assistants to legislators, and research staff assigned to legislative committees incident to attending meetings outside the state capital shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

SECTION 10. 13.40 (3) (fm) of the statutes is amended to read:

13.40 **(3)** (fm) An appropriation for the ~~2003−05~~ 2005−07 fiscal biennium to make payments to counties, towns, villages, and cities under s. 79.035.

SECTION 10m. 13.40 (3) (g) of the statutes is amended to read: **Vetoed In Part**

13.40 **(3)** (g) An appropriation to make a transfer from the general fund to the ~~budget stabilization~~ taxpayer protection fund under s. 20.875 (1) (a).

SECTION 11. 13.40 (3) (jm) of the statutes is created to read:

13.40 **(3)** (jm) An appropriation under s. 20.505 (1) (br).

SECTION 12. 13.40 (3m) (a) of the statutes is repealed.

SECTION 13. 13.40 (3m) (ae) of the statutes is created to read:

13.40 **(3m)** (ae) In this subsection, an "excluded appropriation" consists of all of the following:

1. State operations appropriations for the Board of Regents of the University of Wisconsin System.
2. Appropriations for fuel and utility costs.
3. An appropriation under s. 20.505 (1) (br).
4. An appropriation under s. 20.855 (4) (c) and (cm).

SECTION 14. 13.40 (3m) (am) of the statutes is amended to read:

13.40 **(3m)** (am) In addition to the ~~limitations~~ limitation under sub. (2) ~~and par. (a)~~, the amount appropriated from general purpose revenue for state operations in fiscal year 2005−06 ~~and in fiscal year 2006−07~~, less any excluded appropriation and excluding the estimated amount to be expended from general purpose revenue for debt service for that fiscal year, may not exceed the amount appropriated from general purpose revenue for state operations in fiscal year 2004−05, less any excluded appropriation and excluding the estimated amount to be expended from general purpose revenue for debt service for that fiscal year, as shown in the schedule under s. 20.005 (3) published in the 2003−04 Wisconsin Statutes, less $100,000,000.

SECTION 15. 13.40 (3m) (b) of the statutes is repealed.

SECTION 15m. 13.41 of the statutes is created to read: **Vetoed In Part**

Vetoed In Part

13.41 Limit on expenditure of general fund revenues; taxpayer protection fund balances. (1) In this section:

(a) "Consumer price index" has the meaning given in s. 16.004 (8) (e) 1.

(b) "Compensation reserves" has the meaning given in s. 13.40 (1) (ad).

(c) "General fund revenues" means the sum of general fund tax receipts, departmental revenues deposited in the general fund without being credited to a program revenue account, and transfers to the general fund from other funds or from program revenue accounts.

(d) "General purpose revenue" has the meaning given for "general purpose revenues" in s. 20.001 (2) (a).

(e) "Prior year growth in the consumer price index" means the percentage change in the consumer price index between the calendar year in which the preceding fiscal year began and the calendar year in which the 2nd preceding fiscal year began, but not less than zero.

(f) "Prior year growth in state population" means the percentage change in the state population, as estimated under s. 16.96, between the calendar year in which the preceding fiscal year began and the calendar year in which the 2nd preceding fiscal year began, but not less than zero.

(g) "Program revenue" has the meaning given for "program revenues" in s. 20.001 (2) (b).

(2) Beginning in fiscal year 2007−08, the sum of appropriations from general purpose revenues, general fund compensation reserves, and transfers to other funds, minus estimated lapses from appropriations of general purpose revenues, as shown under s. 20.005 (1), in each fiscal year may not exceed the amount of the general fund revenues received by the state in the previous fiscal year increased by the sum of the prior year growth in the consumer price index, the prior year growth in state population, and 1 percent. The limitation imposed under this subsection is in addition to the limitation imposed under s. 13.40.

(3) Any general fund revenues in excess of the amount that may be budgeted for expenditure in any fiscal year under sub. (2) shall be deposited in the taxpayer protection fund at the end of the fiscal year. The amount deposited under this subsection includes any amount that is required to be transferred to the taxpayer protection fund under ss. 13.48 (14) (c), 16.518 (3), 16.72 (4) (b), and 16.848 (5m).

(4) Moneys in the taxpayer protection fund may only be appropriated upon a recommendation from the governor and an affirmative vote of three−fourths of the members voting in each house of the legislature.

(5) If the balance in the taxpayer protection fund at the end of any fiscal year exceeds 10 percent of the amount that may be budgeted for expenditure in that fiscal year under sub. (2), the amount in excess of 10 percent of the amount that may be budgeted for expenditure under sub. (2) shall be returned to taxpayers in the following fiscal year through a reduction in state income taxes, in a manner determined by the legislature by law.

Vetoed In Part

SECTION 16. 13.45 (3) (a) of the statutes is amended to read:

13.45 **(3)** (a) For any day for which the legislator does not file a claim under s. 13.123 (1), any legislator appointed to serve on a legislative committee or a committee to which the legislator was appointed by either house or the officers thereof shall be reimbursed from the appropriations under s. 20.765 (1) (a) or (b) ~~or (5)~~ for actual and necessary expenses incurred as a member of the committee.

SECTION 16m. 13.48 (2) (k) 1. of the statutes is renumbered 13.48 (2) (k).

Vetoed In Part

SECTION 16n. 13.48 (2) (k) 2. of the statutes is repealed.

SECTION 16p. 13.48 (7) of the statutes is renumbered 13.48 (7) (a).

Vetoed In Part

SECTION 16r. 13.48 (7) (b) of the statutes is created to read:

13.48 **(7)** (b) In making recommendations for the long−range state building program in any fiscal biennium under par. (a), the building commission shall seek to recommend that any increase in general fund supported borrowing for the succeeding fiscal biennium not exceed an amount equal to $480,000,000, adjusted each fiscal biennium by any percentage change in construction costs, as determined by the building commission, and reduced by both of the following:

1. Any amount of general fund supported borrowing previously authorized by law, but the obligations for which may not be issued until the succeeding fiscal biennium.

2. Any amount of general fund supported borrowing for the succeeding fiscal biennium that is contained in the executive bill or bills introduced under s. 16.47 (1) for the succeeding fiscal biennium.

SECTION 17. 13.48 (14) (a) of the statutes is amended to read:

13.48 **(14)** (a) In this subsection, "agency" has the meaning given for "state agency" in s. 20.001 (1), <u>except that prior to July 1, 2007, the term does not include the Board of Regents of the University of Wisconsin System</u>.

SECTION 17m. 13.48 (14) (c) of the statutes is amended to read:

Vetoed In Part

13.48 **(14)** (c) If there is any outstanding public debt used to finance the acquisition of a building, structure or land or the construction of a building or structure that is sold or leased under par. (b), the building commission shall deposit a sufficient amount of the net proceeds from the sale or lease of the building, structure or land in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and

Vetoed In Part

any premium due upon refunding any of that debt. Except as provided in s. 51.06 (6), if there is no such debt outstanding, or, if the net proceeds exceed the amount required to repay that principal and pay that interest and premium, the building commission shall deposit the net proceeds or remaining net proceeds in the ~~budget stabilization~~ taxpayer protection fund.

SECTION 18. 13.48 (14) (d) 4. of the statutes is amended to read:

13.48 **(14)** (d) 4. If the commission proposes to sell or transfer a parcel of surplus land having a fair market value of at least $20,000, the commission shall notify the joint committee on finance in writing of its proposed action. If the cochairpersons of the committee do not notify the commission that the committee has scheduled a meeting for the purpose of reviewing the proposed sale or transfer within 14 working days after the date of the commission's notification, the parcel may be sold or transferred by the commission. If, within 14 working days after the date of the commission's notification, the cochairpersons of the committee notify the commission that the committee has scheduled a meeting for the purpose of reviewing the proposed sale or transfer, the parcel may be sold or transferred under this subdivision only upon approval of the committee. This subdivision does not apply to surplus land that is authorized to be sold under s. 16.848.

SECTION 19. 13.48 (22) of the statutes is amended to read:

13.48 **(22)** SALE OR LEASE OF CAPITOL AREA LANDS. The building commission may 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 under s. 16.848.

SECTION 19e. 13.48 (25r) of the statutes is created 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. 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 19s. 13.48 (37) of the statutes is created to read:

13.48 **(37)** CHILDREN'S RESEARCH INSTITUTE. (a) The legislature finds and determines that there is a critical need for pediatric research to be conducted in the Milwaukee metropolitan area at a unified site and that state support for the construction of a children's research institute at a location that permits interconnection with functionally related facilities of the Medical College of Wisconsin, Inc., will contribute to the advancement of public health in this state. The legislature further finds that pediatric research is a statewide responsibility of statewide dimension. Because it will better ensure that this important responsibility is undertaken in the manner that is most advantageous to the people of this state, the legislature finds that it will have a direct and immediate effect on a matter of statewide concern for the state to facilitate the construction and operation of a children's research institute.

(b) The building commission may authorize up to $10,000,000 in general fund supported borrowing to make a grant to the Children's Hospital and Health System for construction of a children's research institute in the city of Wauwatosa. Before approving any state funding commitment for the construction of the institute and before awarding the grant, the building commission shall determine that the Children's Hospital and Health System has secured additional funding commitments of at least $30,000,000 from nonstate revenue sources for construction of the institute.

(c) If, for any reason, the facility that is constructed with funds from the grant under par. (b) is not used as a children's research institute in the city of Wauwatosa, or the institute is not operated to conduct pediatric research, the state shall retain an ownership interest in the facility equal to the amount of the state's grant.

SECTION 20. 13.50 (6) (am) of the statutes is amended to read:

13.50 **(6)** (am) The cochairpersons of the joint survey committee on retirement systems or the cochairpersons of the joint committee on finance, with respect to any bill or amendment specified in par. (a), or the presiding officer of either house of the legislature, with respect to any bill or amendment specified in par. (a) that is pending in his or her house, may make a determination, based on any available information, that the bill or amendment may have a significant fiscal impact on the costs, actuarial balance or goals of the Wisconsin Retirement System and order the attachment of an independent actuarial opinion on such impact. The cochairpersons or presiding officer ordering such an opinion shall direct the staff under sub. (4) to obtain the opinion. The staff shall make payment for the opinion from the appropriation under s. 20.765 (2) (ab) ~~or (5)~~.

SECTION 21. 13.56 (2) of the statutes is amended to read:

13.56 **(2)** PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint committee for review of administrative rules or their designated agents shall accept service made under ss. 227.40 (5) and 806.04 (11).

If the committee determines that the legislature should be represented in the proceeding, it shall request the joint committee on legislative organization to designate the legislature's representative for the proceeding. The costs of participation in the proceeding shall be paid equally from the appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the appropriation under s. 20.765 (5), if applicable~~, except that such costs incurred by the department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

SECTION 22. 13.57 (3) of the statutes is amended to read:

13.57 **(3)** All expenses under sub. (1) shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

SECTION 23. 13.81 (6) of the statutes is amended to read:

13.81 **(6)** REIMBURSEMENT FOR SPECIAL STUDIES. At the end of each fiscal year, the general fund shall be reimbursed, from any other state fund, the amounts actually expended by the joint legislative council under s. 20.765 (3) (e) ~~or (5)~~ for the cost of making and publishing surveys and analyses of activities and policies related to such funds. The council shall bill such state funds at the end of each fiscal year for the costs so incurred, in accordance with cost records maintained by the council.

SECTION 24. 13.81 (8) of the statutes is amended to read:

13.81 **(8)** CONFERENCE ON LEGISLATIVE PROCEDURES. Following each general election, the joint legislative council shall sponsor a conference to acquaint new legislators or legislators−elect with legislative procedures. Expenses for the conference shall be paid from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

SECTION 25. 13.83 (3) (c) 1. of the statutes is amended to read:

13.83 **(3)** (c) 1. The joint legislative council shall pay the expenses incurred by the members appointed under par. (b) 1., in performing their functions on the special committee, from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

SECTION 27. 13.90 (2) of the statutes is amended to read:

13.90 **(2)** The cochairpersons of the joint committee on legislative organization or their designated agent shall accept service made under s. 806.04 (11). If the committee, the senate organization committee or the assembly organization committee, determines that the legislature should be represented in the proceeding, that committee shall designate the legislature's representative for the proceeding. The costs of participation in the proceeding shall be paid equally from the appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the appropriation under s. 20.765 (5), if applicable~~, except that such costs incurred by the department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

SECTION 28. 13.90 (4) of the statutes is amended to read:

13.90 **(4)** The cochairpersons of the joint committee on legislative organization shall authorize payment of fees entitling the legislature to membership in national organizations from the appropriation under s. 20.765 (3) (fa) ~~or (5)~~.

SECTION 30. 13.93 (2) (k) of the statutes is amended to read:

13.93 **(2)** (k) Pay, from the appropriation under s. 20.765 (3) (a) ~~or (5)~~, the expenses of attendance at meetings of members of the Commission on Uniform State Laws who are appointed by the governor.

SECTION 31. 13.94 (1m) of the statutes is amended to read:

13.94 **(1m)** INDEPENDENT EXPERTS. The legislative audit bureau may contract for the services of such independent professional or technical experts as deemed necessary to carry out the statutory duties and functions of the bureau within the limits of the amount provided under s. 20.765 (3) (c) ~~or (5);~~ and, in the case of postaudits involving the performance and program accomplishments of a department, shall contract for the services of such subject matter and program specialists from any state or federal agency or public institution of higher learning as deemed necessary by the joint committee on legislative organization.

SECTION 32. 13.95 (1m) of the statutes is repealed and recreated to read:

13.95 **(1m)** DUTIES OF THE BUREAU; BIENNIAL BUDGET BILL. (a) In this subsection, "version of the biennial budget bill or bills" means the executive biennial budget bill or bills, as modified by an amendment offered by the joint committee on finance, as engrossed by the first house, as concurred in and amended by the 2nd house or as nonconcurred in by the 2nd house, or as reported by any committee on conference.

(b) The legislative fiscal bureau shall prepare a statement of estimated general purpose revenue receipts and expenditures in the biennium following the succeeding biennium based on recommendations in each version of the biennial budget bill or bills.

SECTION 32m. 14.019 (2) of the statutes is amended to read:

14.019 **(2)** EFFECT OF APPROPRIATION. Subsection (1) continues to apply to any nonstatutory committee created by the governor even if a part of its expenses is later defrayed from state funds, whether under the general appropriation of s. 20.505 ~~(4) (ba)~~ (1) (ka) or under an appropriation enacted specifically for the purposes of such committee.

SECTION 33. 14.38 (10) (c) of the statutes is amended to read:

14.38 **(10)** (c) Publish in the official state newspaper within 10 days after the date of publication of an act a notice certifying the number of each act, the number of

the bill from which it originated, the date of publication and the relating clause. Each certificate shall also contain a notice of where the full text of each act can be obtained. Costs under this paragraph shall be charged to the appropriation under s. 20.765 (1) (d) ~~or (5)~~.

SECTION 37. 14.90 (2) of the statutes is amended to read:

14.90 **(2)** The members of the commission shall serve without compensation but shall be reimbursed from the appropriation under s. 20.505 ~~(4) (ba)~~ (1) (ka) for actual and necessary expenses incurred in the performance of their duties. The commission has the powers granted and the duties imposed under s. 39.80.

SECTION 38b. 14.90 (3) of the statutes is amended to read:

14.90 **(3)** From the appropriation under s. 20.505 ~~(4) (ba)~~ (1) (ka), the department of administration shall pay the costs of membership in and costs associated with the midwestern higher education compact.

SECTION 40. 15.01 (2) of the statutes is amended to read:

15.01 **(2)** "Commission" means a 3−member governing body in charge of a department or independent agency or of a division or other subunit within a department, except for the Wisconsin waterways commission which shall consist of 5 members~~,~~ and the parole commission which shall consist of 8 members~~, and the Fox River management commission which shall consist of 7 members~~. A Wisconsin group created for participation in a continuing interstate body, or the interstate body itself, shall be known as a "commission", but is not a commission for purposes of s. 15.06. The parole commission created under s. 15.145 (1) shall be known as a "commission", but is not a commission for purposes of s. 15.06. The sentencing commission created under s. 15.105 (27) shall be known as a "commission" but is not a commission for purposes of s. 15.06 (1) to (4m), (7), and (9).

SECTION 40m. 15.01 (4) of the statutes is amended to read:

15.01 **(4)** "Council" means a part−time body appointed to function on a continuing basis for the study, and recommendation of solutions and policy alternatives, of the problems arising in a specified functional area of state government, except ~~the Wisconsin land council has the powers specified in s. 16.965 (3) and (5) and the powers granted to agencies under ch. 227,~~ the Milwaukee River revitalization council has the powers and duties specified in s. 23.18, the council on physical disabilities has the powers and duties specified in s. 46.29 (1) and (2), and the state council on alcohol and other drug abuse has the powers and duties specified in s. 14.24.

SECTION 41g. 15.07 (1) (b) 23. of the statutes is created to read:

15.07 **(1)** (b) 23. Cemetery board.

SECTION 41m. 15.07 (1) (cm) of the statutes is amended to read:

15.07 **(1)** (cm) The term of one member of the ethics board shall expire on each May 1. The terms of 3 members of the development finance board appointed under s. 15.155 (1) (a) 6. shall expire on May 1 of every even−numbered year and the terms of the other 3 members appointed under s. 15.155 (1) (a) 6. shall expire on May 1 of every odd−numbered year. The terms of the 3 members of the land and water conservation board appointed under s. 15.135 (4) (b) 2. shall expire on January 1. The term of the member of the land and water conservation board appointed under s. 15.135 (4) (b) 2m. shall expire on May 1 of an even−numbered year. The terms of members of the real estate board shall expire on July 1. The terms of the appraiser members of the real estate appraisers board and the terms of the auctioneer and auction company representative members of the auctioneer board shall expire on May 1 in an even−numbered year. The terms of the members of the cemetery board shall expire on July 1 in an even−numbered year.

SECTION 41r. 15.07 (1) (cs) of the statutes is amended to read:

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

SECTION 42m. 15.07 (2) (k) of the statutes is repealed.

SECTION 44m. 15.07 (3) (b) of the statutes is amended to read:

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

SECTION 45g. 15.07 (3) (bm) 6. of the statutes is created to read:

15.07 **(3)** (bm) 6. The cemetery board shall meet at least 4 times each year.

SECTION 45m. 15.07 (5) (z) of the statutes is created to read:

15.07 **(5)** (z) Members of the cemetery board, $25 per day.

SECTION 47. 15.105 (12) (e) of the statutes is amended to read:

15.105 **(12)** (e) *Executive director.* The board shall appoint an executive director under or outside of the classified service ~~to serve at its pleasure~~.

SECTION 48. 15.105 (12) (f) of the statutes is amended to read:

15.105 **(12)** (f) *Assistance.* The ~~executive director~~ board may ~~request~~ contract with any state agency to provide assistance necessary for the board to fulfill its duties.

SECTION 52. 15.16 (2) of the statutes is repealed.

SECTION 53m. 15.225 (3) of the statutes is repealed.

SECTION 54. 15.345 (5) of the statutes is repealed.

SECTION 55m. 15.405 (3m) of the statutes is created to read:

15.405 **(3m)** CEMETERY BOARD. (a) In this subsection:

1. "Business representative" has the meaning given in s. 452.01 (3k).

2. "Licensed cemetery authority" means a cemetery authority that is licensed under s. 440.91 (1).

(b) There is created in the department of regulation and licensing a cemetery board consisting of the following members, who shall serve 4−year terms:

1. Four members, each of whom is a business representative of a licensed cemetery authority.

2. Two public members.

(c) No member of the cemetery board may be a business representative of a religious cemetery authority, unless the religious cemetery is regulated by the board.

(d) No member of the cemetery board may serve more than 2 terms.

SECTION 56. 15.495 of the statutes is renumbered 15.945 and amended to read:

15.945 Same; attached board. (1) EDUCATIONAL APPROVAL BOARD. There is created an educational approval board which is attached to the ~~department of veterans affairs~~ technical college system board under s. 15.03. The board shall consist of not more than 7 members, who shall be representatives of state agencies and other persons with a demonstrated interest in educational programs, appointed to serve at the pleasure of the governor.

SECTION 57. 16.004 (13) of the statutes is repealed.

SECTION 60. 16.27 (3) (e) 2. of the statutes is repealed.

SECTION 61. 16.27 (3) (e) 3. of the statutes is amended to read:

16.27 **(3)** (e) 3. Except as provided under subd. 6., allocate the balance of funds received under 42 USC 8621 to 8629 in a federal fiscal year, after making the allocations under pars. (c) and (d) and ~~subds. 1. and 2.~~ subd. 1., for the payment of heating assistance or for the payment of crisis assistance under sub. (6).

SECTION 62. 16.40 (14) of the statutes is amended to read:

16.40 **(14)** COMMITTEES. Perform administrative services required to properly account for the finances of committees created by law or executive order. The governor may authorize each committee to make expenditures from the appropriation under s. 20.505 ~~(4) (ba)~~ (1) (ka) not exceeding $2,000 per fiscal year. The governor shall report such authorized expenditures to the joint committee on finance at the next quarterly meeting of the committee. If the governor desires to authorize expenditures of more than $2,000 per fiscal year by a committee, the governor shall submit to the joint committee on finance for its approval a complete budget for all expenditures made or to be made by the committee. The budget may cover a period encompassing more than one fiscal year or biennium during the governor's term of office. If the joint committee on finance approves a budget authorizing expenditures of more than $2,000 per fiscal year by such a committee, the governor may authorize the expenditures to be made within the limits of the appropriation under s. 20.505 ~~(4) (ba)~~ (1) (ka) in accordance with the approved budget during the period covered by the budget. If after the joint committee on finance approves a budget for such a committee the governor desires to authorize expenditures in excess of the authorized expenditures under the approved budget, the governor shall submit a modified budget for the committee to the joint committee on finance. If the joint committee on finance approves a modified budget, the governor may authorize additional expenditures to be made within the limits of the appropriation under s. 20.505 ~~(4) (ba)~~ (1) (ka) in accordance with the modified budget during the period covered by the modified budget.

SECTION 62m. 16.40 (17) of the statutes is amended to read:

16.40 **(17)** INTERSTATE BODIES. Perform administrative services required to properly account for dues and related expenses for state participation in national or regional interstate governmental bodies specified in s. 20.505 ~~(4) (ba)~~ (1) (ka) or determined by the governor.

SECTION 63. 16.43 of the statutes is amended to read:

16.43 Budget compiled. The secretary shall compile and submit to the governor or the governor−elect and to each person elected to serve in the legislature during the next biennium, not later than November 20 of each even−numbered year, a compilation giving all of the data required by s. 16.46 to be included in the state budget report, except the recommendations of the governor and the explanation thereof. The secretary shall not include in the compilation any provision for the development or implementation of an information technology development project for an executive branch agency that is not consistent with the strategic plan of the agency, as approved under s. 16.976. The secretary may distribute the budget compilation in printed or optical disk format.

SECTION 64. 16.45 of the statutes is amended to read:

16.45 Budget message to legislature. In each regular session of the legislature, the governor shall deliver the budget message to the 2 houses in joint session assembled. Unless a later date is requested by the governor and approved by the legislature in the form of a joint resolution, the budget message shall be delivered on or before the last Tuesday in January of the odd−numbered year. With the message the governor shall transmit to the

legislature, as provided in ss. 16.46 and 16.47, the biennial state budget report and the executive budget bill or bills together with suggestions for the best methods for raising the needed revenues. The governor may distribute the biennial state budget report in printed or optical disk format.

SECTION 65. 16.46 (5m) of the statutes is repealed and recreated to read:

16.46 **(5m)** A statement of estimated general purpose revenue receipts and expenditures in the biennium following the succeeding biennium based on recommendations in the budget bill or bills.

Vetoed In Part

SECTION 65m. 16.465 of the statutes is amended to read:

16.465 ~~Budget stabilization~~ Taxpayer protection fund reallocations. The secretary may reallocate moneys in the ~~budget stabilization~~ taxpayer protection fund to other funds in the manner provided in s. 20.002 (11). No interest may be assessed to the general fund on account of such a reallocation.

SECTION 66. 16.50 (1) (b) of the statutes is amended to read:

16.50 **(1)** (b) This subsection does not apply to appropriations under ss. 20.255 (2) (ac) ~~and (r)~~, 20.835, and 20.865 (4).

Vetoed In Part

SECTION 66m. 16.50 (7) (b) of the statutes is amended to read:

16.50 **(7)** (b) Following such notification, the governor shall submit a bill containing his or her recommendations for correcting the imbalance between projected revenues and authorized expenditures, including a recommendation as to whether moneys should be transferred from the ~~budget stabilization~~ taxpayer protection fund to the general fund. If the legislature is not in a floorperiod at the time of the secretary's notification, the governor shall call a special session of the legislature to take up the matter of the projected revenue shortfall and the governor shall submit his or her bill for consideration at that session.

SECTION 67. 16.505 (3m) of the statutes is repealed.

Vetoed In Part

SECTION 68a. 16.518 (title) of the statutes is amended to read:

16.518 (title) **Transfers to the ~~budget stabilization~~ taxpayer protection fund ~~and the cash building projects fund~~.**

SECTION 68g. 16.518 (3) (a) of the statutes is amended to read:

16.518 **(3)** (a) Subject to par. (b), if the amount of moneys projected to be deposited in the general fund during the fiscal year that are designated as "Taxes" in the summary is less than the amount of such moneys actually deposited in the general fund during the fiscal year, the secretary shall annually transfer from the general fund to the ~~budget stabilization~~ taxpayer protection fund 50% of the amount calculated under sub. (2).

Vetoed In Part

SECTION 68i. 16.518 (3) (b) 1. of the statutes is repealed.

SECTION 68j. 16.518 (3) (b) 2. of the statutes is renumbered 16.518 (3) (b).

SECTION 72. 16.52 (10) of the statutes is amended to read:

16.52 **(10)** DEPARTMENT OF PUBLIC INSTRUCTION. The provisions of sub. (2) with respect to refunds and sub. (5) (a) with respect to reimbursements for the prior fiscal year shall not apply to the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~.

Vetoed In Part

SECTION 78m. 16.528 (5) of the statutes is amended to read:

16.528 **(5)** REPORTS OF INTEREST PAID. Annually before October 1, each agency shall report to the department the number of times in the previous fiscal year the agency paid interest under this section, the total amount of interest paid and the reasons why interest payments were not avoided by making timely payment. This subsection does not apply to the Board of Regents of the University of Wisconsin System.

SECTION 79. 16.529 of the statutes is repealed and recreated to read:

16.529 Lapses and fund transfers relating to unfunded retirement liability debt service. (1) The definitions in s. 20.001 are applicable in this section, except that "state agency" does not include the department of employee trust funds or the investment board.

Vetoed In Part

(2) 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).

Vetoed In Part

(3) The secretary shall determine the amounts of the allocations required under sub. (2) as follows:

(a) The secretary shall first determine the total amount of Wisconsin retirement system contributions that are to be paid by the state under s. 40.05 during the fiscal biennium.

Vetoed In Part

(b) The secretary shall then determine the percentage of the total amount determined under par. (a) that is allocable to each state agency appropriation from which Wisconsin retirement system contributions under s. 40.05 are paid. The secretary shall exclude from this determination any appropriation from which a lapse or transfer to pay any principal or interest amount on obligations issued under s. 16.527 would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution.

Vetoed In Part

Vetoed In Part Vetoed In Part Vetoed In Part

(c) For each appropriation identified under par. (b), the secretary shall then apply the percentage calculated under par. (b) to the total amount of principal and interest to be paid during the fiscal biennium on obligations issued under s. 16.527. This amount is the portion of the total amount of principal and interest paid on the obligations during that fiscal biennium that is allocable to each appropriation.

SECTION 80. 16.54 (2) (b) of the statutes is amended to read:

16.54 **(2)** (b) Upon presentation by the department to the joint committee on finance of alternatives to the provisions under s. 16.27, the joint committee on finance may revise the eligibility criteria under s. 16.27 (5)~~,~~ or benefit payments under s. 16.27 (6) ~~or the amount allocated for crises under s. 16.27 (3) (e) 2.~~, and the department shall implement those revisions. Benefits or eligibility criteria so revised shall take into account and be consistent with the requirements of federal regulations promulgated under 42 USC 8621 to 8629. If funds received under 42 USC 8621 to 8629 in a federal fiscal year total less than 90% of the amount received in the previous federal fiscal year, the department shall submit to the joint committee on finance a plan for expenditure of the funds. The department may not use the funds unless the committee approves the plan.

SECTION 81. 16.56 of the statutes is created to read:

16.56 Grain inspection funding. On June 30 of each fiscal year, the department shall determine whether the accumulated expenses for the inspection and certification of grain under s. 93.06 (1m) have exceeded the accumulated revenues from conducting that inspection and certification as of that date. If so, immediately before the end of the fiscal year, the department shall transfer the unencumbered balances in the appropriation accounts under s. 20.115 (1) (a), (2) (a), (3) (a), (7) (a), and (8) (a), up to the amount of the excess, to the appropriation account under s. 20.115 (1) (h).

SECTION 81m. 16.71 (1m) of the statutes is amended to read:

16.71 **(1m)** The department shall not delegate to any executive branch agency, other than the board of regents of the University of Wisconsin System, the authority to enter into any contract for materials, supplies, equipment, or contractual services relating to information technology or telecommunications prior to review and approval of the contract by the department. No executive branch agency, other than the board of regents of the University of Wisconsin System, may enter into any such contract without review and approval of the contract by the department. Any delegation to the board of regents of the University of Wisconsin System is subject to the limitations prescribed in s. 36.11 (49).

Vetoed In Part

SECTION 81p. 16.72 (4) (b) of the statutes is amended to read:

Vetoed In Part

16.72 **(4)** (b) The department shall promulgate rules for the declaration as surplus of supplies, materials and equipment in any agency and for the transfer to other agencies or for the disposal by private or public sale of supplies, materials and equipment. Except as provided in s. 51.06 (6), in either case, the department shall deposit the net proceeds in the ~~budget stabilization~~ taxpayer protection fund, except that the department shall transfer any supplies, materials or equipment declared to be surplus to the department of tourism, upon request of the department of tourism, at no cost, if the transfer is permitted by the agency having possession of the supplies, materials or equipment.

SECTION 81r. 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), and (10m) and ss. 16.73 (4) (a), 16.751, 16.754, ~~16.964 (8),~~ 50.05 (7) (f), 153.05 (2m) (a), ~~and~~ 287.15 (7), and 301.265, 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.

Vetoed In Part

SECTION 83m. 16.84 (1) of the statutes is amended to read:

16.84 **(1)** Have charge of, operate, maintain and keep in repair the state capitol building, the executive residence, ~~the light, heat and power plant,~~ the state office buildings ~~and their power plants~~, the grounds connected therewith, and such other state properties as are designated by law. All costs of such operation and maintenance shall be paid from the appropriations under s. 20.505 (5) (ka) and (kb), except for debt service costs paid under s. 20.866 (1) (u). The department shall transfer moneys from the appropriation under s. 20.505 (5) (ka) to the appropriation account under s. 20.505 (5) (kc) sufficient to make principal and interest payments on state facilities and payments to the United States under s. 13.488 (1) (m).

SECTION 85. 16.848 of the statutes is created to read:

16.848 Sale of certain state property. (1) Except as provided in sub. (2) and subject to sub. (3), the department may sell any state–owned real property, if the department determines that the sale is in the best interest of the state. The sale may be either on the basis of public bids, with the department reserving the right to reject any bid in the interest of the state, or negotiated prices.

(2) (a) Subsection (1) does not authorize the closure or sale of any facility or institution the operation of which is provided for by law.

(b) Subsection (1) does not apply to property under the jurisdiction of the board of regents of the University of Wisconsin System.

(c) Subsection (1) does not apply to property sold by the department under s. 16.98 (3).

(d) Subsection (1) does not apply to lands under the jurisdiction of the board of commissioners of public lands.

(e) Subsection (1) does not apply to property under the jurisdiction of the department of natural resources, except central or district office facilities.

(f) Subsection (1) does not apply to lands acquired with revenues collected under s. 70.58.

(g) Subsection (1) does not apply to property that is subject to sale by the department of veterans affairs under s. 45.32 (7).

(h) The department shall not sell any property under this section that is leased by the state until the lease expires or the lease is modified, renewed, or extended, whichever first occurs, without consent of the lessee.

(3) The department shall not sell any state property under sub. (1) unless the sale is approved by the building commission under 2005 Wisconsin Act .... (this act), section 9101 (4) (b).

(4) Except as provided in s. 13.48 (14) (e), if there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold under sub. (1), the department shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the property was acquired, constructed, or improved with federal financial assistance, the department shall pay to the federal government any of the net proceeds required by federal law. If the property was acquired by gift or grant or acquired with gift or grant funds, the department shall adhere to any restriction governing use of the proceeds. Except as required under sub. (5m) and ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there is no such debt outstanding, there are no moneys payable to the federal government, and there is no restriction governing use of the proceeds, and if the net proceeds exceed the amount required to be deposited, paid, or used for another purpose under this subsection, the department shall deposit the net proceeds or remaining net proceeds in the general fund.

Vetoed In Part

(5m) If the net proceeds or the remaining net proceeds of property sales under sub. (4) exceed $36,000,000 in the 2005−07 fiscal biennium, the department shall deposit the excess amount in the taxpayer protection fund.

Vetoed In Part

SECTION 85g. 16.85 (4) of the statutes is repealed.

SECTION 85m. 16.891 of the statutes is created to read:

16.891 Reports on cost of occupancy of state facilities. (1) In this section:

(a) "Agency" has the meaning given in s. 16.70 (1e).

(b) "Total cost of occupancy" means the cost to operate and maintain the physical plant of a building, structure, or facility, including administrative costs of an agency attributable to operation and maintenance of a building, structure, or facility, together with any debt service costs associated with the building, structure, or facility, computed in the manner prescribed by the department.

(2) Except as provided in sub. (4), each agency shall report to the department no later than October 1 of each year concerning the total cost of occupancy of each state−owned building, structure, and facility, excluding public highways and bridges, under the jurisdiction of the agency for the preceding fiscal year. The report shall be made in a format prescribed by the department. Beginning in 2009, if a building, structure, or facility is a part of an institution, the agency having jurisdiction of the institution shall also include in its report the total cost of occupancy of all of the buildings, structures, and facilities within the institution.

(3) No later than December 1 of each year, the department shall compile the information received under sub. (2) and transmit a consolidated report to the building commission on the total cost of occupancy of all buildings, structures, and facilities included in the reports filed under sub. (2), itemized for each building, structure, and facility. The report shall include, for each building, structure, or facility, the recommendations of the department concerning the desired total cost of occupancy for that building, structure, or facility.

(4) The department may exempt an agency from compliance with the reporting requirement under sub. (2) with respect to any building, structure, or facility that the department determines to have a minimal total cost of occupancy.

SECTION 85r. 16.895 of the statutes is repealed. **Vetoed In Part**

SECTION 87d. 16.896 of the statutes is created to read:

16.896 Sale or contractual operation of state−owned heating, cooling, and power plants and wastewater treatment facilities. (1) Except as provided in 2005 Wisconsin Act .... (this act), section 9101 (4), and notwithstanding ss. 13.48 (14) (am) and 16.705 (1), no later than April 1, 2007, the department shall sell each state−owned heating, cooling, and power plant and wastewater treatment facility or shall contract with a private entity for the operation of each such plant or facility for the period beginning no later than April 1, 2007. Notwithstanding ss. 196.49 and 196.80, no approval or certification of the public service commission is necessary for a public utility to purchase, or contract for the operation of, such a plant or facility.

Vetoed In Part

(2) If there is any outstanding public debt used to finance the acquisition, construction, or improvement of any plant or facility that is sold under sub. (1), the department shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding of the debt. If the property was acquired, constructed, or improved with federal financial assistance, the department shall repay to the federal government any of the net proceeds required by federal law.

Vetoed In Part

(3) Except as provided in s. 51.06 (6), if there is no such debt outstanding or there are no moneys payable to the federal government, or if the net proceeds exceed the amount required to be deposited or paid under sub. (2), the department shall deposit the net proceeds or remaining net proceeds in the taxpayer protection fund.

Vetoed In Part

(4) If the department proposes to sell any property under sub. (1) having a fair market value of at least $20,000, the department shall notify the joint committee on finance in writing of its proposed action. If the cochairpersons of the committee do not notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed sale within 14 working days after the date of the department's notification, the property may be sold by the department. If, within 14 working days after the date of the department's notification, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed sale, the property may be sold under sub. (1) only upon approval of the committee.

(5) Any contract entered into under sub. (1) (a) for the initial operation of a state−owned heating, cooling, or power plant or wastewater treatment facility that was operated by the state prior to the effective date of the contract shall require the contractor to offer employment to those state employees who performed services at the plant or facility and whose positions were terminated as the result of the contract.

SECTION 87h. 16.90 of the statutes is repealed.

SECTION 87k. 16.91 of the statutes is repealed.

SECTION 87L. 16.93 (2) and (3) of the statutes are amended to read:

16.93 **(2)** Except as provided in sub. (3), any agency, with the approval of the department, may sell fuel~~,~~ or water~~, sewage treatment service, electricity, heat or chilled water~~ to another agency, a federal agency, a local government or a private entity.

(3) Prior to contracting for the sale of any fuel or extending any water~~, sewage treatment, electrical, heating or chilled water~~ service to a new private entity after August 9, 1989, an agency shall contact each public utility that serves the area in which the private entity is located and that is engaged in the sale of the same fuel or ~~utility~~ water service. If a public utility so contacted objects to the proposed sale and commits to provide the fuel or water service, the agency shall not contract for the sale.

Vetoed In Part

SECTION 87m. 16.964 (1) (i) of the statutes is created to read:

16.964 **(1)** (i) Apply for contracts and receive and expend moneys and grants from the federal government related to homeland security.

SECTION 87p. 16.964 (4) of the statutes is repealed.

SECTION 87t. 16.964 (6) (a) of the statutes is renumbered 165.91 (1) and amended to read:

165.91 **(1)** In this ~~subsection~~ section, "tribe" means a federally recognized American Indian tribe or band in this state.

SECTION 87u. 16.964 (6) (b) of the statutes is renumbered 165.91 (2) and amended to read:

165.91 **(2)** From the appropriation under s. ~~20.505 (6) (ks)~~ 20.455 (2) (kw), the ~~office~~ department shall provide grants to tribes to fund tribal law enforcement operations. To be eligible for a grant under this ~~subsection~~ section, a tribe must submit an application for a grant to the ~~office~~ department that includes a proposed plan for expenditure of the grant moneys. The ~~office~~ department shall review any application and plan submitted to determine whether that application and plan meet the criteria established under ~~par. (c)~~ sub. (3). The ~~office~~ department shall review the use of grant money provided under this ~~subsection~~ section to ensure that the money is used according to the approved plan.

SECTION 87v. 16.964 (6) (c) of the statutes is renumbered 165.91 (3) and amended to read:

165.91 **(3)** The ~~office~~ department shall develop criteria and procedures for use in administering this ~~subsection~~ section. Notwithstanding s. 227.10 (1), the criteria and procedures need not be promulgated as rules under ch. 227.

SECTION 88b. 16.964 (7) of the statutes is renumbered 165.89, and 165.89 (1) (intro.), (2) and (3), as renumbered, are amended to read:

165.89 **(1)** (intro.) From the appropriation under s. ~~20.505 (6) (kq)~~ 20.455 (2) (kq), the ~~office~~ department shall provide grants to counties to fund county law enforcement services. The ~~office~~ department may make a grant to a county under this ~~subsection~~ section only if all of the following apply:

(2) The ~~office~~ department shall review an application and plan submitted under ~~par. (a) 4.~~ sub. (1) (d) to determine if the application and plan meet the requirements of ~~par. (a) 1. to 3.~~ sub. (1) (a) to (c) and the criteria established under ~~par. (c)~~ sub. (3). The ~~office~~ department may not award an annual grant in excess of $50,000 to any county under this ~~subsection~~ section.

(3) The ~~office~~ department shall develop criteria and procedures for use in administering this ~~subsection~~ sec-

tion. Notwithstanding s. 227.10 (1), the criteria and procedures need not be promulgated as rules under ch. 227.

SECTION 88k. 16.964 (8) (a) of the statutes is renumbered 301.265 (1) and amended to read:

301.265 **(1)** From the appropriations under s. ~~20.505 (6)~~ 20.410 (3) (d) and (kj), the ~~office~~ department shall allocate $500,000 in each fiscal year to enter into a contract with an organization to provide services in a county having a population of 500,000 or more for the diversion of youths from gang activities into productive activities, including placement in appropriate educational, recreational, and employment programs. Notwithstanding s. 16.75, the ~~office~~ department may enter into a contract under this ~~paragraph~~ subsection without soliciting bids or proposals and without accepting the lowest responsible bid or offer.

SECTION 88m. 16.964 (8) (b) of the statutes is renumbered 301.265 (2) and amended to read:

301.265 **(2)** From the appropriation under s. ~~20.505 (6) (km)~~ 20.410 (3) (ky), the ~~office~~ department may not distribute more than $300,000 in each fiscal year to the organization that it has contracted with under ~~par. (a)~~ sub. (1) for alcohol and other drug abuse education and treatment services for participants in that organization's youth diversion program.

SECTION 88p. 16.964 (8) (c) of the statutes is renumbered 301.265 (3) and amended to read:

301.265 **(3)** From the appropriations under s. ~~20.505 (6)~~ 20.410 (3) (d) and (kj), the ~~office~~ department shall allocate $150,000 in each fiscal year to enter into a contract with an organization to provide services in Racine County, $150,000 in each fiscal year to enter into a contract with an organization to provide services in Kenosha County, $150,000 in each fiscal year to enter into a contract with an organization that is located in ward 1 in the city of Racine to provide services in Racine County, and $150,000 in each fiscal year to enter into a contract with an organization to provide services in Brown County, and from the appropriation under s. 20.410 (3) (kj), the department shall allocate $100,000 in each fiscal year to enter into a contract with an organization that is located in ward 3 of the city of Racine to provide services in Racine County , for the diversion of youths from gang activities into productive activities, including placement in appropriate educational, recreational, and employment programs, and for alcohol or other drug abuse education and treatment services for participants in that organization's youth diversion program. The organization that is located in ward 1 in the city of Racine shall have a recreational facility, shall offer programs to divert youths from gang activities, may not be affiliated with any national or state association, and may not have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s. 16.75, the ~~office~~ department may enter into a contract under this ~~paragraph~~ subsection without soliciting bids or proposals and without accepting the lowest responsible bid or offer.

Vetoed In Part

SECTION 89. 16.964 (9) of the statutes is repealed.

SECTION 90m. 16.964 (12) of the statutes is created to read:

16.964 **(12)** (a) In this subsection, "violent offender" means a person to whom one of the following applies:

1. The person has been charged with or convicted of an offense in a pending case and, during the course of the offense, the person carried, possessed, or used a dangerous weapon, the person used force against another person, or a person died or suffered serious bodily harm.

2. The person has one or more prior convictions for a felony involving the use or attempted use of force against another person with the intent to cause death or serious bodily harm.

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

(c) A county shall be eligible for a grant under par. (b) if all of the following apply:

1. The county's program is designed to meet the needs of a person who abuses alcohol or other drugs and who may be or has been charged with or who has been convicted of a crime in that county related to the person's use or abuse of alcohol or other drugs.

2. The program is designed to promote public safety, reduce prison and jail populations, reduce prosecution and incarceration costs, reduce recidivism, and improve the welfare of participants' families by meeting the comprehensive needs of participants.

3. The program establishes eligibility criteria for a person's participation. The criteria shall specify that a violent offender is not eligible to participate in the program.

4. Services provided under the program are consistent with evidence−based practices in substance abuse and mental health treatment, as determined by the department of health and family services, and the program provides intensive case management.

5. The program uses graduated sanctions and incentives to promote successful substance abuse treatment.

6. The program provides holistic treatment to its participants and provides them services that may be needed, as determined under the program, to eliminate or reduce their use of alcohol or other drugs, improve their mental health, facilitate their gainful employment or enhanced education or training, provide them stable housing, facil-

itate family reunification, ensure payment of child support, and increase the payment of other court−ordered obligations.

7. The program is designed to integrate all mental health services provided to program participants by state and local government agencies and other organizations. The program shall require regular communication among a participant's substance abuse treatment providers, other service providers, the case manager, and any person designated under the program to monitor the person's compliance with his or her obligations under the program and any probation, extended supervision, and parole agent assigned to the participant.

8. The program provides substance abuse and mental health treatment services through providers that are certified by the department of health and family services.

9. The program requires participants to pay a reasonable amount for their treatment, based on their income and available assets, and pursues and uses all possible resources available through insurance and federal, state, and local aid programs, including cash, vouchers, and direct services.

10. The program is developed with input from, and implemented in collaboration with, one or more circuit court judges, the district attorney, the state public defender, local law enforcement officials, county agencies responsible for providing social services, including services relating to alcohol and other drug addiction, child welfare, mental health, and the Wisconsin Works program, the departments of corrections and health and family services, private social services agencies, and substance abuse treatment providers.

11. The county complies with other eligibility requirements established by the office to promote the objectives listed in subds. 1. and 2.

(d) In implementing a program that meets the requirements of par. (c), a county department may contract with or award grants to a religious organization under s. 59.54 (27).

(e) 1. A county that receives a grant under this subsection shall create an oversight committee to advise the county in administering and evaluating its program. Each committee shall consist of a circuit court judge, the district attorney or his or her designee, the state public defender or his or her designee, a local law enforcement official, a representative of the county, a representative of each other county agency responsible for providing social services, including services relating to child welfare, mental health, and the Wisconsin Works program, representatives of the departments of corrections and health and family services, a representative from private social services agencies, a representative of substance abuse treatment providers, and other members to be determined by the county.

2. A county that receives a grant under this subsection shall comply with state audits and shall submit an annual report to the office and to the oversight committee created under subd. 1. regarding the impact of the program on jail and prison populations and its progress in attaining the goals specified in par. (c) 2. and 6.

(f) Two or more counties may jointly apply for and receive a grant under this subsection. If counties submit a joint application, they shall include with their application a written agreement specifying each county department's role in developing, administering, and evaluating the program. The oversight committee established under par. (e) 1. shall consist of representatives from each county.

(g) Grants provided under this subsection shall be provided on a calendar year basis beginning on January 1, 2007. If the office decides to make a grant to a county under this subsection, the office shall notify the county of its decision and the amount of the grant no later than September 1 of the year preceding the year for which the grant will be made.

(h) The office shall assist a county receiving a grant under this subsection in obtaining funding from other sources for its program.

(i) The office shall inform any county that is applying for a grant under this subsection whether the county meets the requirements established under par. (c), regardless of whether the county receives a grant.

(j) The office shall enter into one or more contracts with another person for the purpose of evaluating the grant program established under this subsection. The office shall fund such contracts from moneys appropriated under s. 20.505 (6) (b) and (ku) with 1 percent of the amount awarded as grants under par. (b).

(k) By December 31, 2011, the office, in collaboration with the departments of corrections and health and family services, shall submit a report to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under section 13.172 (3), regarding savings that have been generated through the implementation of the grant program. The report shall also include recommendations regarding how the grant program should be structured in the future.

SECTION 90t. 16.965 of the statutes is repealed. **Vetoed In Part**

SECTION 90u. 16.9651 of the statutes is repealed.

SECTION 91. 16.966 of the statutes is repealed and recreated to read:

16.966 Geographic information systems. The department may develop and maintain geographic information systems relating to land in this state for the use of governmental and nongovernmental units.

SECTION 92. 16.967 of the statutes is repealed and recreated to read:

16.967 Land information program. (1) DEFINITIONS. In this section:

(a) "Agency" has the meaning given in s. 16.70 (1e).

(b) "Land information" means any physical, legal, economic, or environmental information or characteris-

tics concerning land, water, groundwater, subsurface resources, or air in this state. "Land information" includes information relating to topography, soil, soil erosion, geology, minerals, vegetation, land cover, wildlife, associated natural resources, land ownership, land use, land use controls and restrictions, jurisdictional boundaries, tax assessment, land value, land survey records and references, geodetic control networks, aerial photographs, maps, planimetric data, remote sensing data, historic and prehistoric sites, and economic projections.

(c) "Land information system" means an orderly method of organizing and managing land information and land records.

(d) "Land records" means maps, documents, computer files, and any other information storage medium in which land information is recorded.

(e) "Systems integration" means land information that is housed in one jurisdiction or jurisdictional subunit and is available to other jurisdictions, jurisdictional subunits, public utilities, and other private sector interests.

(3) DUTIES OF DEPARTMENT. The department shall direct and supervise the land information program and serve as the state clearinghouse for access to land information. In addition, the department shall:

(a) Provide technical assistance and advice to state agencies and local governmental units with land information responsibilities.

(b) Maintain and distribute an inventory of land information available for this state, land records available for this state, and land information systems.

(c) Prepare guidelines to coordinate the modernization of land records and land information systems.

(d) Review project applications received under sub. (7) and determine which projects are approved.

(e) Review for approval a countywide plan for land records modernization prepared under s. 59.72 (3) (b).

(4) FUNDING REPORT. The department shall identify and study possible program revenue sources or other revenue sources for the purpose of funding the operations of the land information program, including grants to counties under sub. (7).

Vetoed In Part

(5) FEE REVENUE. From the fee revenue received by the department under s. 59.72 (5) (a), the department shall annually deposit the lessor of $2,000,000 or the amount received in the general fund. From any remaining revenue, the department shall credit the amounts appropriated under s. 20.505 (1) (ie) to that appropriation account and shall then credit any remaining revenue to the appropriation account under s. 20.505 (1) (ij).

(6) REPORTS. By March 31 of each year, the department of administration, the department of agriculture, trade and consumer protection, the department of commerce, the department of health and family 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.

(7) AID TO COUNTIES. (a) A county board that has established a county land information office under s. 59.72 (3) may apply to the department on behalf of any local governmental unit, as defined in s. 59.72 (1) (c), located wholly or partially within the county for a grant for any of the following projects:

1. The design, development, and implementation of a land information system that contains and integrates, at a minimum, property and ownership records with boundary information, including a parcel identifier referenced to the U.S. public land survey; tax and assessment information; soil surveys, if available; wetlands identified by the department of natural resources; a modern geodetic reference system; current zoning restrictions; and restrictive covenants.

2. The preparation of parcel property maps that refer boundaries to the public land survey system and are suitable for use by local governmental units for accurate land title boundary line or land survey line information.

3. The preparation of maps that include a statement documenting accuracy if the maps do not refer boundaries to the public land survey system and that are suitable for use by local governmental units for planning purposes.

4. Systems integration projects.

5. To support technological developments and improvements for the purpose of providing Internet−accessible housing assessment and sales data.

Vetoed In Part Vetoed In Part

(b) Grants shall be paid from the appropriation under s. 20.505 (1) (ij). Except as authorized in this paragraph, no county that has retained total revenues under s. 59.72 (5) (b) exceeding $45,000 in any year may receive any grant under this subsection for the succeeding year. Except as authorized in this paragraph, a county that has retained total revenues under s. 59.72 (5) (b) of not more than $45,000 in any year may receive one or more grants under this subsection for the succeeding year in a total amount not greater than the difference between $45,000 and the amount retained by the county in the preceding year. In addition to any other grant received under this subsection, the department may award a grant to any county in an amount not exceeding $300 per year to be used for the training and education of county employees

for the design, development, and implementation of a land information system.

(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 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.

(9) TECHNICAL ASSISTANCE; EDUCATION. The department may provide technical assistance to counties and conduct educational seminars, courses, or conferences relating to land information. The department shall charge and collect fees sufficient to recover the costs of activities authorized under this subsection.

SECTION 93. 16.9675 of the statutes is created to read:

16.9675 Land activities. The department shall do all of the following:

(1) Identify state land use goals and recommend these goals to the governor.

(2) Identify state land use priorities to further the state's land use goals and recommend to the governor legislation to implement these priorities.

(3) Study areas of cooperation and coordination in the state's land use statutes and recommend to the governor legislation to harmonize these statutes to further the state's land use goals.

(4) Study areas of the state's land use statutes that conflict with each other and recommend to the governor legislation to resolve these conflicts to further the state's land use goals.

(5) Identify areas of the state's land use statutes that conflict with county or municipal land use ordinances, and areas of county or municipal land use ordinances that conflict with each other, and recommend to the governor legislation to resolve these conflicts.

(6) Establish a state agency resource working group that is composed of representatives of the departments of administration; agriculture, trade and consumer protection; commerce; natural resources; revenue; transportation; and other appropriate agencies to discuss, analyze, and address land use issues and related policy issues, including the following:

(a) Gathering information about the land use plans of state agencies.

(b) Establishing procedures for the distribution of the information gathered under par. (a) to other state agencies, local units of government, and private persons.

(c) Creating a system to facilitate, and to provide training and technical assistance for the development of, local intergovernmental land use planning.

(7) Study the activities of local units of government in the land use area to determine how these activities impact on state land use goals, and recommend to the governor legislation that fosters coordination between local land use activities and state land use goals.

(8) Identify procedures for facilitating local land use planning efforts, including training and technical assistance for local units of government, and recommend to the governor legislation to implement such procedures.

(9) Gather and analyze information about the land use activities in this state of the federal government and American Indian governments and inform the governor of the impact of these activities on state land use goals.

(10) Study any other issues that are reasonably related to the state's land use goals, including methods for alternative dispute resolution for disputes involving land use issues, and recommend to the governor legislation in the areas studied by the department that would further the state's land use goals.

(11) Gather information about land use issues in any reasonable way, including the following:

(a) Establishing a state−local government−private sector working group to study and advise the department on land use issues.

(b) Holding public hearings or information meetings on land use issues.

(c) Conducting surveys on land use issues.

(d) Consulting with any person who is interested in land use issues.

SECTION 93m. 16.969 (2) (a) of the statutes is amended to read: **Vetoed In Part**

16.969 **(2)** (a) An annual impact fee in an amount equal to 0.3% of the ~~cost~~ net book value of the high−voltage transmission line, as determined by the commission under s. 196.491 (3) (gm).

SECTION 94. 16.971 (17) of the statutes is created to read:

16.971 **(17)** Provide educational agencies that are eligible for a rate discount on telecommunications services under 47 USC 254 with additional telecommunications access under s. 16.998 and contract with telecommunications providers to provide that access.

SECTION 94m. 16.972 (2) (a) of the statutes is amended to read:

16.972 **(2)** (a) Provide such telecommunications services to agencies as the department considers to be appropriate. An agency may use telecommunications services, including data and voice over Internet services, provided to the agency by or through the department only for the purpose of carrying out its functions. No agency may offer, resell, or provide telecommunications services, including data and voice over Internet services, that are available from a private telecommunications carrier to the general public or to any other public or private entity except pursuant to a consortium agreement that is in effect on June 1, 2005, to provide services to member organizations . **Vetoed In Part**

SECTION 94n. 16.972 (2) (b) of the statutes is amended to read:

16.972 **(2)** (b) ~~Provide~~ Except as provided in par. (a), provide such computer services and telecommunications services to local governmental units and the broadcasting corporation and provide such telecommunications services to qualified private schools, postsecondary institutions, museums and zoos, as the department considers to be appropriate and as the department can efficiently and economically provide. The department may exercise this power only if in doing so it maintains the services it provides at least at the same levels that it provides prior to exercising this power and it does not increase the rates chargeable to users served prior to exercise of this power as a result of exercising this power. The department may charge local governmental units, the broadcasting corporation, and qualified private schools, postsecondary institutions, museums and zoos, for services provided to them under this paragraph in accordance with a methodology determined by the department. Use of telecommunications services by a qualified private school or postsecondary institution shall be subject to the same terms and conditions that apply to a municipality using the same services. The department shall prescribe eligibility requirements for qualified museums and zoos to receive telecommunications services under this paragraph.

SECTION 95. 16.993 (9) of the statutes is repealed.

SECTION 96. 16.995 (3m) of the statutes is amended to read:

16.995 **(3m)** PUBLIC DEBT REPAYMENT. To the extent that sufficient moneys for the provision of educational telecommunications access under s. 16.997 are available in the appropriation account under s. 20.505 (4) (mp) after payment of the administrative expenses specified in s. 20.505 (4) (mp), the department shall use those available moneys to reimburse s. 20.505 (4) (es) and (et) for the payment of principal and interest costs incurred in financing educational technology infrastructure financial assistance under this section and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m).

SECTION 97. 16.997 (2) (a) of the statutes is renumbered 16.997 (2) (a) (intro.) and amended to read:

16.997 **(2)** (a) (intro.) Allow an educational agency to make a request to the department for access to either one data line or one video link, except ~~that any~~ as follows:

1. Any educational agency may request access to additional data lines if the agency shows to the satisfaction of the department that the additional data lines are more cost−effective than a single data line ~~and except that a~~.

2. A school district that operates more than one high school or a public library board that operates more than one library facility may request access to both a data line and a video link and access to more than one data line or video link.

SECTION 98. 16.997 (2) (a) 3. of the statutes is created to read:

16.997 **(2)** (a) 3. An educational agency that is eligible for a rate discount on telecommunications services under 47 USC 254 may request access to additional data lines and video links and to increased bandwidth access as provided in s. 16.998.

SECTION 99. 16.997 (2) (b) of the statutes is amended to read:

16.997 **(2)** (b) Establish eligibility requirements for an educational agency to participate in the program established under sub. (1) and to receive additional telecommunications access under s. 16.998, including a requirement that a charter school sponsor use data lines and video links to benefit pupils attending the charter school and a requirement that Internet access to material that is harmful to children, as defined in s. 948.11 (1) (b), is blocked on the computers of secured correctional facilities that are served by data links and video links subsidized under this section.

SECTION 100. 16.997 (2) (c) of the statutes is amended to read:

16.997 **(2)** (c) Establish specifications for data lines and video links for which access is provided to an educational agency under the program established under sub. (1) or for which additional access is provided to an educational agency under s. 16.998.

SECTION 101. 16.997 (2) (f) of the statutes is amended to read:

16.997 **(2)** (f) Ensure that secured correctional facilities that receive access under this section to data lines and video links ~~use them~~ or that receive additional access under s. 16.998 to data lines, video links, and bandwidth use those data lines and video links and that bandwidth only for educational purposes.

SECTION 102. 16.997 (2g) (intro.) of the statutes is amended to read:

16.997 **(2g)** (intro.) An educational agency that is provided access to a data line under the program established under sub. (1) or to an additional data line under s. 16.998 may not do any of the following:

SECTION 103. 16.997 (2r) (a) of the statutes is amended to read:

16.997 **(2r)** (a) A public library board that is provided access to a data line under the program established under sub. (1) or to an additional data line under s. 16.998 may enter into a shared service agreement with a political subdivision that provides the political subdivision with access to any excess bandwidth on the data line that is not used by the public library board, except that a public library board may not sell, resell, or transfer in consideration for money or anything of value to a political subdivision access to any excess bandwidth. A shared service agreement under this paragraph is not valid unless the agreement allows the public library board to cancel the

agreement at any time after providing notice to the political subdivision.

SECTION 103m. 16.997 (7) of the statutes is created to read:

16.997 **(7)** From the appropriation under s. 20.505 (4) (s), the department shall award $25,000 annually in grants to consortia of school districts that meet all of the following criteria for the purpose of developing and implementing a technology−enhanced high school curriculum:

(a) The curriculum is developed for and implemented through streaming video conferencing and online course work.

(b) The consortium includes high schools from at least 8 school districts.

(c) The participating school districts collectively contribute an amount equal to at least the amount of the grant received in the same fiscal year.

(d) The curriculum is made available to each high school participating in the consortium.

SECTION 104. 16.998 of the statutes is created to read:

16.998 Educational telecommunications; additional access. An educational agency that is eligible for a rate discount for telecommunications services under 47 USC 254 may request data lines, video links, and bandwidth access that is in addition to what is provided under the program under s. 16.997 (1). The department shall apply for aid under 47 USC 254 to cover the costs of the data lines, video links, and bandwidth access that are provided under this section and shall credit any aid received to the appropriation account under s. 20.505 (4) (mp). To the extent that the aid does not fully cover those costs, the department shall require an educational agency to pay the department a monthly fee that is sufficient to cover those costs and shall credit any monthly fee received to the appropriation account under s. 20.505 (4) (Lm).

SECTION 115. 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 ~~shorter~~ different period is provided in the resolution, every authorizing resolution, except as provided in s. 18.59 (1), shall expire one year after the date of its adoption.

SECTION 116. 18.61 (5) of the statutes is amended to read:

18.61 **(5)** The legislature may provide, with respect to any specific issue of revenue obligations, prior to their issuance, that if the special fund income or the enterprise or program income pledged to the payment of the principal and interest of the issue is insufficient for that purpose, or is insufficient to replenish a reserve fund, if applicable, it will consider supplying the deficiency by appropriation of funds, from time to time, out of the treasury. If the legislature so provides, the commission may make the necessary provisions therefor in the authorizing resolution and other proceedings of the issue. Thereafter, if the contingency occurs, recognizing its moral obligation to do so, the legislature hereby expresses its expectation and aspiration that it shall make such appropriation.

SECTION 124. 20.001 (2) (e) of the statutes is amended to read:

20.001 **(2)** (e) *Federal revenues.* ~~Moneys~~ "Federal revenues" consist of moneys received from the federal government, except that under s. 20.445 (3) (md) "federal revenues" also include moneys treated as refunds of expenditures, and under s. 20.445 (3) (me) "federal revenues" consist only of moneys treated as received from the federal government. Federal revenues may be deposited as program revenues in the general fund or as segregated revenues in a segregated fund. In either case they are indicated in s. 20.005 by the addition of "−F" after the abbreviation assigned under pars. (b) and (d).

SECTION 126. 20.001 (5) of the statutes is amended to read:

20.001 **(5)** REFUNDS OF EXPENDITURES. Any amount not otherwise appropriated under this chapter that is received by a state agency as a result of an adjustment made to a previously recorded expenditure from a sum certain appropriation to that agency due to activities that are of a temporary nature or activities that could not be anticipated during budget development and which serves to reduce or eliminate the previously recorded expenditure in the same fiscal year in which the previously recorded expenditure was made, except as provided in s. 20.445 (3) (md), may, upon request of the agency, be designated by the secretary of administration as a refund of an expenditure. Except as otherwise provided in this subsection, the secretary of administration may designate an amount received by a state agency as a refund of an expenditure only if the agency submits to the secretary a written explanation of the circumstances under which the amount was received that includes a specific reference in a statutory or nonstatutory law to a function of the agency under which the amount was received and the appropriation from which the previously recorded expenditure was made. A refund of an expenditure shall be deposited by the receiving state agency in the appropriation account from which the previously recorded expenditure was made. Except as otherwise provided in this subsection, a state agency which proposes to make an expenditure from moneys designated as a refund of an expenditure

shall submit to the secretary of administration a written explanation of the purpose of the expenditure, including a specific reference in a statutory or nonstatutory law to a function of the agency under which the expenditure is to be made and the appropriation from which the expenditure is to be made. After submission and approval of an estimate of the amount proposed to be expended under s. 16.50 (2), a state agency may expend the moneys received from the refund of the expenditure. The secretary of administration may waive submission of any explanation required by this subsection for categories of refunds of expenditures or proposed refunds of expenditures.

Vetoed In Part

SECTION 126e. 20.002 (11) (a) of the statutes is amended to read:

20.002 **(11)** (a) All appropriations, special accounts and fund balances within the general fund or any segregated fund may be made temporarily available for the purpose of allowing encumbrances or financing expenditures of other general or segregated fund activities which do not have sufficient moneys in the accounts from which they are financed but have accounts receivable balances or moneys anticipated to be received from lottery proceeds, as defined in s. 25.75 (1) (c), tax revenues, gifts, grants, fees, sales of service, or interest earnings recorded under s. 16.52 (2). The secretary of administration shall determine the composition and allowability of the accounts receivable balances and anticipated moneys to be received for this purpose in accordance with s. 20.903 (2) and shall specifically approve the use of surplus moneys from the general or segregated funds after consultation with the appropriate state agency head for use by specified accounts or programs. The secretary of administration shall reallocate available moneys from the ~~budget stabilization~~ taxpayer protection fund under s. 16.465 prior to reallocating moneys from any other fund.

SECTION 126m. 20.002 (11) (b) 4. of the statutes is amended to read:

20.002 **(11)** (b) 4. This paragraph does not apply to reallocations from the ~~budget stabilization~~ taxpayer protection fund to the general fund.

SECTION 127. 20.003 (4) (intro.) of the statutes is amended to read:

20.003 **(4)** REQUIRED GENERAL FUND BALANCE. (intro.) No bill directly or indirectly affecting general purpose revenues as defined in s. 20.001 (2) (a) may be enacted by the legislature if the bill would cause the estimated general fund balance on June 30 of any fiscal year specified in this subsection, as projected under s. 20.005 (1), to be an amount equal to less than the following amounts for that fiscal year or percentage of the total general purpose revenue appropriations for that fiscal year plus any amount from general purpose revenue designated as "Compensation Reserves" for that fiscal year in the summary under s. 20.005 (1):

SECTION 128. 20.003 (4) (a) of the statutes is repealed.

SECTION 129. 20.003 (4) (b) of the statutes is repealed.

SECTION 130. 20.003 (4) (d) of the statutes is repealed.

SECTION 131. 20.003 (4) (e) of the statutes is repealed.

SECTION 132. 20.003 (4) (f) of the statutes is repealed.

SECTION 133. 20.003 (4) (fm) of the statutes is amended to read:

20.003 **(4)** (fm) For fiscal year 2005−06, ~~$75,000,000~~ $65,000,000.

SECTION 134. 20.003 (4) (fr) of the statutes is created to read:

20.003 **(4)** (fr) For fiscal year 2006−07, $65,000,000.

SECTION 135. 20.003 (4) (ft) of the statutes is created to read:

20.003 **(4)** (ft) For fiscal year 2007−08, $65,000,000.

SECTION 136. 20.003 (4) (fv) of the statutes is created to read:

20.003 **(4)** (fv) For fiscal year 2008−09, $65,000,000.

SECTION 137. 20.003 (4) (g) of the statutes is amended to read:

20.003 **(4)** (g) For fiscal year ~~2006−07~~ 2009−10 and each fiscal year thereafter, 2%.

Vetoed In Part

SECTION 137m. 20.003 (4m) of the statutes is amended to read:

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

SECTION 138. 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, 2005, and ending on June 30, 2007, is summarized as follows: [See Figure 20.005 (1) following]

Figure: 20.005 (1)

GENERAL FUND SUMMARY

	2005−06	2006−07
Opening Balance, July 1	$ 49,457,700	$ 99,911,400
Revenues		
Taxes	$11,953,605,000	$12,483,468,000
Departmental Revenues		
Tribal Gaming Revenues	74,553,600	85,899,100
Other	323,244,700	411,382,800
Total Available	$12,400,861,000	$13,080,661,300
Appropriations, Transfers and Reserves		
Gross Appropriations	$12,524,237,200	$13,027,417,800
Compensation Reserves	90,054,100	178,302,800
Transfer to Taxpayer Protection Fund	−0−	36,000,000
Less Lapses	−313,341,700	−228,762,200
Total Expenditures	$12,300,949,600	$13,012,958,400
Balances		
Gross Balance	$ 99,911,400	$ 67,702,900
Less Required Statutory Balance	−65,000,000	−65,000,000
Net Balance, June 30	$ 34,911,400	$ 2,702,900

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2005−06	2006−07
General Purpose Revenue	$12,524,237,200	$13,027,417,800
Federal Revenue		
Program	$ 5,899,157,900	$ 6,003,990,000
Segregated	784,466,700	788,568,100
	$ 6,683,624,600	$ 6,792,558,100
Program Revenue		
State	$ 2,853,742,900	$ 2,940,072,400
Service	825,555,200	829,282,900
	$ 3,679,298,100	$ 3,769,355,300
Segregated Revenue		
State	$ 2,771,593,300	$ 2,463,541,700
Local	106,791,600	108,054,100

	2005−06	2006−07
Service	161,128,000	161,682,000
	$ 3,039,512,900	$ 2,733,277,800
GRAND TOTAL	$ 25,926,672,800	$ 26,322,609,000

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	2005−06	2006−07
General Purpose Revenue	$ 90,054,100	$ 178,302,800
Federal Revenue	30,534,100	60,456,100
Program Revenue	91,033,200	180,241,400
Segregated Revenue	16,075,400	31,828,500
TOTAL	$ 227,696,800	$ 450,828,800

LOTTERY FUND SUMMARY

	2005−06	2006−07
Gross Revenue		
Ticket Sales	$ 480,282,800	$ 490,355,500
Miscellaneous Revenue	86,400	126,400
	$ 480,369,200	$ 490,481,900
Expenses		
Prizes	$ 280,519,800	$ 286,941,100
Administrative Expenses	65,686,700	66,588,100
	$ 346,206,500	$ 353,529,200
Net Proceeds	$ 134,162,700	$ 136,952,700
Total Available for Property Tax Relief		
Opening Balance	$ 4,128,100	$ 9,607,400
Net Proceeds	134,162,700	136,952,700
Interest Earnings	1,265,900	1,438,800
Gaming−Related Revenue	844,300	844,300
	$ 140,401,000	$ 148,843,200
Property Tax Relief	$ 130,793,600	$ 139,033,600

	2005−06	2006−07
Gross Closing Balance	$ 9,607,400	$ 9,809,600
Reserve	9,607,400	9,809,600
Net Closing Balance	$ −0−	$ −0−

SECTION 139. 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
2005−07 FISCAL BIENNIUM

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Agriculture, Trade and Consumer Protection	
Soil and water	$ 5,500,000
Building Commission	
Other Public Purposes (All Agency Projects)	200,000,000
Housing State Agencies	4,926,900
Capital Equipment Acquisition	9,292,100
Children's Hospital and Health System	
Children's Research Institute	10,000,000
Corrections	
Correctional Facilities	8,191,700
Juvenile Correctional Facilities	1,258,000
Environmental Improvement Fund	
Clean water fund program	−15,700,000
Safe drinking water loan program	6,100,000
Military Affairs	
Armories and Military Facilities	3,070,100
Natural Resources	
Environmental repair	3,000,000
Nonpoint source grants	4,000,000
Targeted Runoff Management	2,000,000
Urban nonpoint source cost sharing	1,500,000

Source and Purpose	Amount
GPR Supported Facilities	527,800
SEG Supported Facilities	9,781,200
Environmental Fund SEG Supported Facilities	719,600
State Fair Park	
Board Facilities	1,200,000
State Historical Society	
Historic Records (Storage Facility)	15,000,000
Historic Sites	1,268,800
Self Amoritizing Facilities	−2,016,600
Transportation	
Harbor improvements	12,700,000
Major highway and rehabilitation projects	250,000,000
Rail acquisitions and improvements	12,000,000
Southeast Wisconsin freeway rehabilitation projects	213,100,000
University of Wisconsin	
Academic Facilities	250,717,800
Self−Amoritizing Facilities	282,131,900
Veterans Affairs	
Self−Amoritizing Facilities	500,000
TOTAL General Obligation Bonds	$ 1,290,769,300

REVENUE OBLIGATIONS

Commerce	
PECFA Grant Program	$ −49,076,000
Transportation	
Major highway projects, transportation facilities	228,794,000
TOTAL Revenue Obligation Bonds	$ 179,718,000
GRAND TOTAL Bonding Authority Modifications	$ 1,470,487,300

Figure: 20.005 (2) (b)

GENERAL OBLIGATION AND BUILDING CORPORATION DEBT SERVICE FISCAL YEARS 2005−06 AND 2006−07

STATUTE, AGENCY AND PURPOSE	SOURCE	2005−06	2006−07
20.115 Agriculture, trade and consumer protection, department of			
(2) (d) Principal repayment and interest	GPR	$ 15,800	$ 11,900
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	1,110,900	2,192,400
(7) (f) Principal repayment and interest, soil and water	GPR	150,500	610,900
20.190 State fair park board			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	994,900	983,000
(1) (d) Principal repayment and interest	GPR	1,376,800	1,480,800
20.225 Educational communications board			
(1) (c) Principal repayment and interest	GPR	2,127,200	2,265,600
20.245 Historical society			
(1) (e) Principal repayment, interest and rebates	GPR	1,414,600	1,336,700
20.250 Medical College of Wisconsin			
(1)(c) Principal repayment, interest and rebates; biomedical research and technology incubator	GPR	300,000	1,893,700
(1) (e) Principal repayment and interest	GPR	173,700	168,300
20.255 Public instruction, department of			
(1) (d) Principal repayment and interest	GPR	1,330,700	1,212,200
20.285 University of Wisconsin System			
(1) (d) Principal repayment and interest	GPR	120,280,800	119,506,500
(1) (db) Self−amortizing facilities principal and interest	GPR	−0−	−0−
20.320 Environmental improvement program			
(1) (c) Principal repayment and interest − clean water fund program	GPR	37,416,700	43,338,100
(2) (c) Principal repayment and interest − safe drinking water loan program	GPR	2,112,900	2,708,100
20.370 Natural resources, department of			
(7) (aa) Resource acquisition and development − principal repayment and interest	GPR	27,921,400	34,481,800
(7) (ac) Principal repayment and interest − recreational boating bonds	GPR	−0−	−0−
(7) (ca) Principal repayment and interest − nonpoint source grants	GPR	5,573,200	6,438,600
(7) (cb) Principal repayment and interest − pollution abatement bonds	GPR	51,302,400	50,483,200
(7) (cc) Principal repayment and interest − combined sewer overflow; pollution abatement bonds	GPR	16,355,300	16,247,400
(7) (cd) Principal repayment and interest − municipal clean drinking water grants	GPR	849,000	859,000

STATUTE, AGENCY AND PURPOSE	SOURCE	2005−06	2006−07
(7) (ce) Principal repayment and interest − nonpoint source compliance	GPR	180,700	176,900
(7) (cf) Principal repayment and interest − urban nonpoint source cost−sharing	GPR	987,500	1,270,900
(7) (ea) Administrative facilities − principal repayment and interest	GPR	727,400	765,500
20.395 Transportation, department of			
(6) (af) Principal repayment and interest, local roads for job preservation, state funds	GPR	41,864,200	68,659,900
20.410 Corrections, department of			
(1) (e) Principal repayment and interest	GPR	73,586,500	74,530,400
(1) (ec) Prison industries principal, interest, and rebates	GPR	−0−	−0−
(3) (e) Principal repayment and interest	GPR	4,940,600	4,500,500
20.435 Health and family services, department of			
(2) (ee) Principal repayment and interest	GPR	13,406,200	13,061,900
(6) (e) Principal repayment and interest	GPR	63,400	63,800
20.465 Military affairs, department of			
(1) (d) Principal repayment and interest	GPR	3,846,600	3,784,200
20.485 Veterans affairs, department of			
(1) (f) Principal repayment and interest	GPR	1,551,000	1,464,500
20.505 Administration, department of			
(4) (es) Principal, interest, and rebates; general purpose revenue − schools	GPR	5,130,600	6,600,800
(4) (et) Principal, interest, and rebates; general purpose revenue − public library boards	GPR	21,400	21,600
(5) (c) Principal repayment and interest; Black Point Estate	GPR	−0−	−0−
20.855 Miscellaneous appropriations			
(8) (a) Dental clinic and educational facility; principal repayment, interest and rebates	GPR	1,060,200	983,300
20.867 Building commission			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	−0−	−0−
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	11,431,100	12,476,000
(3) (a) Principal repayment and interest	GPR	2,375,300	19,571,700
(3) (b) Principal repayment and interest	GPR	1,464,900	1,573,500
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	95,600	114,400
(3) (bp) Principal repayment, interest, and rebates	GPR	−0−	−0−
(3) (br) Principal repayment, interest, and rebates	GPR	85,800	84,000
(3) (bt) Principal repayment, interest, and rebates; discovery place museum	GPR	−0−	−0−
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	−0−	−0−
TOTAL General Purpose Revenue Debt Service		$433,625,800	$495,922,000

STATUTE, AGENCY AND PURPOSE	SOURCE	2005−06	2006−07
20.190 State Fair Park Board			
(1) (j) State fair principal repayment, interest and rebates	PR	$ 3,576,800	$ 3,746,400
20.225 Educational communications board			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	13,100	13,100
20.245 Historical society			
(1) (j) Self−amortizing facilities; principal repayment, interest and rebates	PR	98,400	98,300
20.285 University of Wisconsin System			
(1)(jq) Steam and chilled−water plant; principal repayment, interest and rebates; nonstate entities	PR	865,200	926,300
(1) (kd) Principal repayment, interest and rebates	PR	47,349,500	57,394,600
(1) (km) Aquaculture demonstration facility; principal repayment and interest	PR	256,500	258,700
(1) (ko) Steam and chilled−water plant; principal repayment, interest and rebates	PR	4,903,200	5,249,500
20.370 Natural resources, department of			
(7) (ag) Land acquisition; principal repayment and interest	PR	−0−	−0−
(7) (cg) Principal repayment and interest − nonpoint repayments	PR	50,000	50,000
20.410 Corrections, department of			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	153,300	238,600
20.485 Veterans affairs, department of			
(1) (go) Self−amortizing housing facilities; principal repayment and interest	PR	806,900	1,504,000
20.505 Administration, department of			
(4) (ha) Principal, interest, and rebates; program revenue − schools	PR	2,995,800	3,001,300
(4) (hb) Principal, interest, and rebates; program revenue − public library boards	PR	17,200	17,200
(5) (g) Principal repayment, interest, and rebates; parking	PR	1,642,000	1,783,200
(5) (kc) Principal repayment, interest, and rebates	PR	18,416,000	18,108,700
20.867 Building commission			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	−0−	−0−
(3) (h) Principal repayment, interest and rebates	PR	−0−	−0−
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	−0−	−0−
TOTAL Program Revenue Debt Service		$ 81,143,900	$ 92,389,900
20.115 Agriculture, trade and consumer protection, department of			
(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	$ 847,700	$ 847,700

STATUTE, AGENCY AND PURPOSE	SOURCE	2005−06	2006−07
20.320 Environmental improvement program			
(1) (t) Principal repayment and interest − clean water fund program bonds	SEG	6,000,000	6,000,000
20.370 Natural resources, department of			
(7) (aq) Resource acquisition and development − principal repayment and interest	SEG	237,500	237,000
(7) (ar) Dam repair and removal − principal repayment and interest	SEG	452,300	448,900
(7)(at) Recreation development − principal repayment and interest	SEG	−0−	−0−
(7) (au) State forest acquisition and development − principal repayment and interest	SEG	14,100,000	13,500,000
(7) (bq) Principal repayment and interest − remedial action	SEG	3,520,800	3,769,200
(7)(eq) Administrative facilities − principal repayment and interest	SEG	2,091,100	2,574,300
(7) (er) Administrative facilities − principal repayment and interest; environmental fund	SEG	283,800	371,400
20.395 Transportation, department of			
(6) (aq) Principal repayment and interest, transportation facilities, state funds	SEG	4,460,600	6,184,100
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	29,300	21,000
(6) (au) Principal repayment and interest, SE WI freeway rehabilitation projects, state funds	SEG	−0−	−0−
20.485 Veterans affairs, department of			
(3) (t) Debt service	SEG	28,315,000	30,094,600
(4) (qm) Repayment of principal and interest	SEG	99,200	98,800
20.867 Building commission			
(3) (q) Principal repayment and interest; segregated revenues	SEG	−0−	−0−
TOTAL Segregated Revenue Debt Service		$ 60,437,300	$ 64,147,000
GRAND TOTAL All Debt Service		$ 575,207,000	$ 652,458,900

SECTION 140. 20.005 (3) of the statutes is repealed and recreated to read:

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

Figure: 20.005 (3)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
Commerce				
20.115 Agriculture, trade, and consumer protection, department of				
(1) FOOD SAFETY AND CONSUMER PROTECTION				
(a) General program operations	GPR	A	−0−	−0−
Food inspection	GPR	A	3,172,800	3,150,000
Meat and poultry inspection	GPR	A	3,064,500	3,064,500
Trade and consumer protection	GPR	A	2,290,500	2,290,500
NET APPROPRIATION			8,527,800	8,505,000
(d) Payments to ethanol producers	GPR	A	−0−	−0−
(g) Related services	PR	A	50,500	50,500
(gb) Food regulation	PR	A	4,450,200	4,450,200
(gf) Fruit and vegetable inspection	PR	C	1,006,400	1,006,400
(gh) Public warehouse regulation	PR	A	111,900	111,900
(gm) Dairy trade regulation	PR	A	170,100	170,100
(h) Grain inspection and certification	PR	C	1,122,700	−0−
(hm) Ozone−depleting refrigerants and products regulation	PR	A	462,900	462,900
(i) Sale of supplies	PR	A	30,000	30,000
(j) Weights and measures inspection	PR	A	1,028,600	1,028,600
(jb) Consumer protection, information, and education	PR	A	175,000	175,000
(k) Payments to ethanol producers	PR−S	A	1,900,000	−0−
(m) Federal funds	PR−F	C	3,697,800	3,697,800
(q) Dairy, grain, and vegetable security	SEG	A	1,156,400	1,156,400
(r) Unfair sales act	SEG	A	210,700	210,700
(s) Weights and measures; petroleum inspection fund	SEG	A	547,600	547,600
(u) Recyclable and nonrecyclable products regulation	SEG	A	−0−	−0−
(v) Agricultural producer security; contingent financial backing	SEG	S	350,000	350,000
(w) Agricultural producer security; payments	SEG	S	2,000,000	2,000,000
(wb) Agricultural producer security; proceeds of contingent financial backing	SEG	C	−0−	−0−
(wc) Agricultural producer security; repayment of contingent financial backing	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			8,527,800	8,505,000
PROGRAM REVENUE			14,206,100	11,183,400
FEDERAL			(3,697,800)	(3,697,800)
OTHER			(8,608,300)	(7,485,600)
SERVICE			(1,900,000)	(−0−)
SEGREGATED FUNDS			4,264,700	4,264,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
OTHER			(4,264,700)	(4,264,700)	
TOTAL−ALL SOURCES			26,998,600	23,953,100	
(2) ANIMAL HEALTH SERVICES					
(a) General program operations	GPR	A	2,199,300	2,199,300	
(b) Animal disease indemnities	GPR	S	108,600	108,600	
(c) Financial assistance for paratuberculosis testing	GPR	A	250,000	250,000	
(d) Principal repayment and interest	GPR	S	15,800	11,900	
(g) Related services	PR	C	−0−	−0−	
(h) Sale of supplies	PR	A	30,300	30,300	
(ha) Inspection, testing and enforcement	PR	C	591,000	591,000	
(j) Dog licenses, rabies control, and related services	PR	C	154,100	154,100	
(k) Fish hatchery oversight	PR−S	A	−0−	−0−	**Vetoed In Part**
(m) Federal funds	PR−F	C	2,249,200	499,200	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			2,573,700	2,569,800	
PROGRAM REVENUE			3,024,600	1,274,600	
FEDERAL			(2,249,200)	(499,200)	
OTHER			(775,400)	(775,400)	
SERVICE			(−0−)	(−0−)	
TOTAL−ALL SOURCES			5,598,300	3,844,400	
(3) MARKETING SERVICES					
(a) General program operations	GPR	A	1,857,400	1,857,400	
(g) Related services	PR	A	−0−	−0−	
(h) Loans for rural development	PR	C	25,000	62,500	
(i) Marketing orders and agreements	PR	C	83,800	83,800	
(j) Stray voltage program	PR	A	353,000	353,000	
(ja) Marketing services and materials	PR	C	152,000	152,000	
(jm) Stray voltage program; rural electric cooperatives	PR	A	22,500	22,500	
(L) Something special from Wisconsin promotion	PR	A	30,500	30,500	
(m) Federal funds	PR−F	C	751,200	601,200	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			1,857,400	1,857,400	
PROGRAM REVENUE			1,418,000	1,305,500	
FEDERAL			(751,200)	(601,200)	
OTHER			(666,800)	(704,300)	
TOTAL−ALL SOURCES			3,275,400	3,162,900	
(4) AGRICULTURAL ASSISTANCE					
(a) Aid to Wisconsin livestock breeders association	GPR	A	−0−	−0−	
(b) Aids to county and district fairs	GPR	A	250,000	250,000	
(c) Agricultural investment aids	GPR	B	380,000	380,000	
(d) Farmers tuition assistance grants	GPR	B	−0−	−0−	
(e) Aids to World Dairy Expo, Inc.	GPR	A	23,700	23,700	
(f) Exposition center grants	GPR	A	216,300	216,300	
(q) Grants for agriculture in the classroom program	SEG	A	100,000	100,000	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(r) Agricultural investment aids, agrichemical management fund	SEG	B	1,000,000	−0−
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			870,000	870,000
SEGREGATED FUNDS			1,100,000	100,000
OTHER			(1,100,000)	(100,000)
TOTAL−ALL SOURCES			1,970,000	970,000
(7) AGRICULTURAL RESOURCE MANAGEMENT				
(a) General program operations	GPR	A	709,000	709,000
(b) Principal repayment and interest, conservation reserve enhancement	GPR	S	1,110,900	2,192,400
(c) Soil and water resource management program	GPR	C	5,081,900	5,081,900
(d) Drainage board grants	GPR	A	200,000	−0−
(e) Agricultural chemical cleanup program; general fund	GPR	B	−0−	−0−
(f) Principal repayment and interest, soil and water	GPR	S	150,500	610,900
(g) Agricultural impact statements	PR	C	215,700	215,700
(ga) Related services	PR	C	116,900	119,100
(gm) Seed testing and labeling	PR	C	74,200	76,400
(h) Fertilizer research assessments	PR	C	160,500	160,500
(ha) Liming material research funds	PR	C	25,000	25,000
(ja) Plant protection	PR	C	251,900	251,900
(k) Agricultural resource management services	PR−S	C	597,300	601,200
(m) Federal funds	PR−F	C	949,200	949,200
(qc) Plant protection; conservation fund	SEG	A	1,374,000	1,382,100
(qd) Soil and water management; environmental fund	SEG	A	6,715,600	6,718,800
(r) General program operations; agrichemical management	SEG	A	5,573,000	5,573,000
(s) Principal repayment and interest; soil and water, environmental fund	SEG	A	847,700	847,700
(ue) Pesticide sales and use reporting system development	SEG	C	−0−	−0−
(va) Clean sweep grants	SEG	A	710,400	710,400
(wm) Agricultural chemical cleanup reimbursement	SEG	C	3,000,000	3,000,000
(7) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			7,252,300	8,594,200
PROGRAM REVENUE			2,390,700	2,399,000
FEDERAL			(949,200)	(949,200)
OTHER			(844,200)	(848,600)
SERVICE			(597,300)	(601,200)
SEGREGATED FUNDS			18,220,700	18,232,000
OTHER			(18,220,700)	(18,232,000)
TOTAL−ALL SOURCES			27,863,700	29,225,200
(8) CENTRAL ADMINISTRATIVE SERVICES				
(a) General program operations	GPR	A	4,409,700	4,389,100
(g) Gifts and grants	PR	C	764,200	764,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(gm) Enforcement cost recovery	PR	A	5,000	5,000
(h) Sale of material and supplies	PR	C	11,400	11,400
(ha) General laboratory related services	PR	C	50,000	50,000
(hm) Restitution	PR	C	−0−	−0−
(i) Related services	PR	A	100,000	100,000
(j) Electronic processing	PR	C	−0−	−0−
(jm) Telephone solicitation regulation	PR	C	666,900	666,900
(k) Computer system equipment, staff and services	PR−S	A	2,054,400	2,054,400
(kL) Central services	PR−S	C	752,100	752,100
(km) General laboratory services	PR−S	B	2,655,200	2,634,400
(ks) State services	PR−S	C	40,100	40,100
(m) Federal funds	PR−F	C	96,000	96,000
(pz) Indirect cost reimbursements	PR−F	C	1,391,000	1,383,300
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,409,700	4,389,100
PROGRAM REVENUE			8,586,300	8,557,800
FEDERAL			(1,487,000)	(1,479,300)
OTHER			(1,597,500)	(1,597,500)
SERVICE			(5,501,800)	(5,481,000)
TOTAL−ALL SOURCES			12,996,000	12,946,900
20.115 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			25,490,900	26,785,500
PROGRAM REVENUE			29,625,700	24,720,300
FEDERAL			(9,134,400)	(7,226,700)
OTHER			(12,492,200)	(11,411,400)
SERVICE			(7,999,100)	(6,082,200)
SEGREGATED FUNDS			23,585,400	22,596,700
OTHER			(23,585,400)	(22,596,700)
TOTAL−ALL SOURCES			78,702,000	74,102,500
20.143 Commerce, department of				
(1) ECONOMIC AND COMMUNITY DEVELOPMENT				
(a) General program operations	GPR	A	3,812,500	3,908,000
(b) Economic development promotion, plans and studies	GPR	A	30,000	30,000
(bm) Aid to Forward Wisconsin, Inc.	GPR	A	320,000	320,000
(br) Brownfields grant program; general purpose revenue	GPR	A	−0−	−0−
(c) Wisconsin development fund; grants, loans and assistance	GPR	B	7,098,400	7,098,400
(cf) Community−based nonprofit organization grant for educational project	GPR	A	−0−	−0−
(d) High−technology business development corporation	GPR	A	250,000	250,000
(dr) Main street program	GPR	A	369,900	369,900
(e) Technology−based economic development	GPR	A	−0−	−0−
(em) Hazardous pollution prevention; contract	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(er) Rural economic development program	GPR	B	606,500	606,500
(ew) International trade, business and economic development grants	GPR	B	−0−	−0−
(fg) Community−based economic development programs	GPR	A	712,100	712,100
(fj) Manufacturing extension center grants	GPR	A	850,000	850,000
(fm) Minority business projects; grants and loans	GPR	B	254,200	254,200
(fy) Women's business incubator grant	GPR	B	−0−	−0−
(g) Gifts, grants and proceeds	PR	C	472,100	472,100
(gc) Business development assistance center	PR	C	−0−	−0−
(gm) Wisconsin development fund, administration of grants and loans	PR	C	51,900	51,900
(h) Economic development operations	PR	A	−0−	−0−
(hm) Certified capital companies	PR	C	−0−	−0−
(ie) Wisconsin development fund, repayments	PR	C	4,050,000	4,050,000
(if) Mining economic development grants and loans; repayments	PR	C	−0−	−0−
(ig) Gaming economic development and diversification; repayments	PR	B	−0−	−0−
(im) Minority business projects; repayments	PR	C	317,200	317,200
(ir) Rural economic development loan repayments	PR	C	120,100	120,100
(jc) Physician and dentist and health care prov loan assistance pgm; penalties	PR	C	−0−	−0−
(jL) Health care provider loan assistance program; local contributions	PR	C	−0−	−0−
(jm) Physician and dentist loan assistance program; local contributions	PR	C	−0−	−0−
(k) Sale of materials or services	PR−S	C	−0−	−0−
(ka) Sale of materials and services — local assistance	PR−S	C	−0−	−0−
(kb) Sale of materials and services — individuals and organizations	PR−S	C	−0−	−0−
(kc) Clean air act compliance assistance	PR−S	A	220,100	220,100
(kf) American Indian economic development; technical assistance	PR−S	A	94,000	94,000
(kg) American Indian economic liaison and gaming grants specialist and pgm mktg	PR−S	A	112,900	112,900
(kh) American Indian economic development; liaison−grants	PR−S	A	−0−	−0−
(kj) Gaming economic development and diversification; grants and loans	PR−S	B	2,538,700	2,538,700
(kr) Physician and dental and health care prov loans	PR−S	B	488,700	488,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(kt) Funds transferred from other state agencies	PR−S	C	−0−	−0−
(m) Federal aid, state operations	PR−F	C	1,789,300	1,789,300
(n) Federal aid, local assistance	PR−F	C	34,400,000	34,400,000
(o) Federal aid, individuals and organizations	PR−F	C	−0−	−0−
(qa) Brownfields redevelopment activities; administration	SEG	A	200,200	200,200
(qm) Brownfields grant program; environmental fund	SEG	A	7,000,000	7,000,000
(r) Mining economic development grants and loans	SEG	C	−0−	−0−
(x) Industrial building construction loan fund	SEG	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			14,303,600	14,399,100
PROGRAM REVENUE			44,655,000	44,655,000
FEDERAL			(36,189,300)	(36,189,300)
OTHER			(5,011,300)	(5,011,300)
SERVICE			(3,454,400)	(3,454,400)
SEGREGATED FUNDS			7,200,200	7,200,200
OTHER			(7,200,200)	(7,200,200)
TOTAL−ALL SOURCES			66,158,800	66,254,300
(2) HOUSING ASSISTANCE				
(a) General program operations	GPR	A	595,300	595,300
(b) Housing grants and loans; general purpose revenue	GPR	B	300,300	1,300,300
(c) Payments to designated agents	GPR	A	−0−	−0−
(fm) Shelter for homeless and transitional housing grants	GPR	A	1,506,000	1,506,000
(fr) Mental health for homeless individuals	GPR	A	45,000	45,000
(gm) Housing grants and loans; surplus transfer	PR	B	3,000,000	2,000,000
(h) Funding for the homeless	PR	C	−0−	−0−
(k) Sale of materials or services	PR−S	C	−0−	−0−
(kg) Housing program services	PR−S	C	6,884,000	6,884,000
(m) Federal aid; state operations	PR−F	C	834,000	744,300
(n) Federal aid; local assistance	PR−F	C	−0−	−0−
(o) Federal aid; individuals and organizations	PR−F	C	35,565,600	35,565,600
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,446,600	3,446,600
PROGRAM REVENUE			46,283,600	45,193,900
FEDERAL			(36,399,600)	(36,309,900)
OTHER			(3,000,000)	(2,000,000)
SERVICE			(6,884,000)	(6,884,000)
TOTAL−ALL SOURCES			48,730,200	48,640,500
(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
(a) General program operations	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(de) Private sewage system replacement and rehabilitation	GPR	C	2,999,000	2,999,000
(dm) Storage tank inventory	GPR	A	−0−	−0−
(g) Gifts and grants	PR	C	18,000	18,000
(ga) Auxiliary services	PR	C	25,000	25,000
(gb) Local agreements	PR	C	−0−	−0−
(h) Local energy resource system fees	PR	A	−0−	−0−
(j) Safety and buildings operations	PR	A	16,005,300	15,980,200
(ka) Interagency agreements	PR−S	C	111,500	111,500
(ks) Data processing	PR−S	C	−0−	−0−
(L) Fire dues distribution	PR	C	13,700,000	14,100,000
(La) Fire prevention and fire dues administration	PR	A	639,100	639,100
(Lm) Petroleum storage remedial action fees	PR	A	−0−	−0−
(m) Federal funds	PR−F	C	1,609,800	1,609,800
(ma) Federal aid program administration	PR−F	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	−0−	−0−
(q) Groundwater standards; implementation	SEG	A	−0−	−0−
(r) Safety and buildings operations; petroleum inspection fund	SEG	A	4,994,500	4,994,500
(sa) Administration of mobile homes	SEG	A	100,800	100,800
(sm) Diesel truck idling reduction grants	SEG	A	−0−	1,000,000
(sn) Diesel truck idling reduction grant administration	SEG	A	37,700	48,900
(t) Petroleum inspection fund − revenue obligation repayment	SEG	S	−0−	−0−
(v) Petroleum storage environmental remedial action; awards	SEG	B	40,400,000	37,600,000
(w) Petroleum storage environmental remedial action; administration	SEG	A	2,678,300	2,627,600
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,999,000	2,999,000
PROGRAM REVENUE			32,108,700	32,483,600
FEDERAL			(1,609,800)	(1,609,800)
OTHER			(30,387,400)	(30,762,300)
SERVICE			(111,500)	(111,500)
SEGREGATED FUNDS			48,211,300	46,371,800
OTHER			(48,211,300)	(46,371,800)
TOTAL−ALL SOURCES			83,319,000	81,854,400
(4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
(a) General program operations	GPR	A	1,393,000	1,393,000
(g) Gifts, grants and proceeds	PR	C	12,000	12,000
(k) Sale of materials or services	PR−S	C	42,200	42,200
(ka) Sale of materials and services — local assistance	PR−S	C	−0−	−0−
(kb) Sale of materials and services — individuals and organizations	PR−S	C	−0−	−0−
(kd) Administrative services	PR−S	A	3,450,800	3,409,200
(ke) Transfer of unappropriated balances	PR−S	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(m) Federal aid, state operations	PR−F	C	−0−	−0−
(n) Federal aid, local assistance	PR−F	C	−0−	−0−
(o) Federal aid, individuals and organizations	PR−F	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	391,700	391,700
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,393,000	1,393,000
PROGRAM REVENUE			3,896,700	3,855,100
FEDERAL			(391,700)	(391,700)
OTHER			(12,000)	(12,000)
SERVICE			(3,493,000)	(3,451,400)
TOTAL−ALL SOURCES			5,289,700	5,248,100
20.143 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			21,142,200	22,237,700
PROGRAM REVENUE			126,944,000	126,187,600
FEDERAL			(74,590,400)	(74,500,700)
OTHER			(38,410,700)	(37,785,600)
SERVICE			(13,942,900)	(13,901,300)
SEGREGATED FUNDS			55,411,500	53,572,000
OTHER			(55,411,500)	(53,572,000)
TOTAL−ALL SOURCES			203,497,700	201,997,300
20.144 Financial institutions, department of				
(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS				
(a) Losses on public deposits	GPR	S	−0−	−0−
(g) General program operations	PR	A	14,097,200	14,097,200
(h) Gifts, grants, settlements and publications	PR	C	65,000	65,000
(i) Investor education fund	PR	A	100,000	100,000
(u) State deposit fund	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			14,262,200	14,262,200
OTHER			(14,262,200)	(14,262,200)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			14,262,200	14,262,200
(2) OFFICE OF CREDIT UNIONS				
(g) General program operations	PR	A	1,792,400	1,807,300
(m) Credit union examinations, federal funds	PR−F	C	−0−	−0−
(2) PROGRAM TOTALS				
PROGRAM REVENUE			1,792,400	1,807,300
FEDERAL			(−0−)	(−0−)
OTHER			(1,792,400)	(1,807,300)
TOTAL−ALL SOURCES			1,792,400	1,807,300
20.144 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			16,054,600	16,069,500
FEDERAL			(−0−)	(−0−)
OTHER			(16,054,600)	(16,069,500)
SEGREGATED FUNDS			−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			16,054,600	16,069,500	
20.145 Insurance, office of the commissioner of					
(1) SUPERVISION OF THE INSURANCE INDUSTRY					
(g) General program operations	PR	A	13,496,600	13,631,400	
(gm) Gifts and grants	PR	C	−0−	−0−	
(h) Holding company restructuring expenses	PR	C	−0−	−0−	
(k) Administrative and support services	PR−S	A	4,281,500	4,403,400	
(m) Federal funds	PR−F	C	−0−	−0−	
(1) PROGRAM TOTALS					
PROGRAM REVENUE			17,778,100	18,034,800	
FEDERAL			(−0−)	(−0−)	
OTHER			(13,496,600)	(13,631,400)	
SERVICE			(4,281,500)	(4,403,400)	
TOTAL−ALL SOURCES			17,778,100	18,034,800	
(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND					
(q) Interest earned on future medical expenses	SEG	S	−0−	−0−	
(u) Administration	SEG	A	1,023,900	973,900	
(um) Peer review council	SEG	A	136,000	136,000	
(v) Specified responsibilities, inv. board payments and future medical expenses	SEG	C	54,697,400	54,697,400	
(2) PROGRAM TOTALS					
SEGREGATED FUNDS			55,857,300	55,807,300	
OTHER			(55,857,300)	(55,807,300)	
TOTAL−ALL SOURCES			55,857,300	55,807,300	
(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND					
(u) Administration	SEG	A	858,200	881,200	
(v) Specified payments, fire dues and reinsurance	SEG	C	26,926,600	26,926,600	
(3) PROGRAM TOTALS					
SEGREGATED FUNDS			27,784,800	27,807,800	
OTHER			(27,784,800)	(27,807,800)	
TOTAL−ALL SOURCES			27,784,800	27,807,800	
(4) STATE LIFE INSURANCE FUND					
(u) Administration	SEG	A	618,600	618,600	
(v) Specified payments and losses	SEG	C	3,421,000	3,564,000	
(4) PROGRAM TOTALS					
SEGREGATED FUNDS			4,039,600	4,182,600	
OTHER			(4,039,600)	(4,182,600)	
TOTAL−ALL SOURCES			4,039,600	4,182,600	
(5) HEALTH INSURANCE RISK−SHARING PLAN					**Vetoed In Part**
(g) Insurer assessments	PR	C	25,171,800	39,292,800	
(5) PROGRAM TOTALS					
PROGRAM REVENUE			25,171,800	39,292,800	
OTHER			(25,171,800)	(39,292,800)	
TOTAL−ALL SOURCES			25,171,800	39,292,800	
20.145 DEPARTMENT TOTALS					
PROGRAM REVENUE			42,949,900	57,327,600	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
FEDERAL			(−0−)	(−0−)
OTHER			(38,668,400)	(52,924,200)
SERVICE			(4,281,500)	(4,403,400)
SEGREGATED FUNDS			87,681,700	87,797,700
OTHER			(87,681,700)	(87,797,700)
TOTAL−ALL SOURCES			130,631,600	145,125,300
20.155 Public service commission				
(1) REGULATION OF PUBLIC UTILITIES				
(g) Utility regulation	PR	A	14,270,200	14,261,300
(h) Holding company and nonutility affiliate regulation	PR	C	654,100	654,100
(j) Intervenor financing	PR	A	750,000	750,000
(L) Stray voltage program	PR	A	213,200	213,200
(Lb) Gifts for stray voltage program	PR	C	−0−	−0−
(Lm) Consumer education and awareness	PR	C	−0−	−0−
(m) Federal funds	PR−F	C	150,500	150,500
(n) Indirect costs reimbursement	PR−F	C	50,000	50,000
(q) Universal telecommunications service	SEG	A	6,000,000	6,000,000
(r) Nuclear waste escrow fund	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
PROGRAM REVENUE			16,088,000	16,079,100
FEDERAL			(200,500)	(200,500)
OTHER			(15,887,500)	(15,878,600)
SEGREGATED FUNDS			6,000,000	6,000,000
OTHER			(6,000,000)	(6,000,000)
TOTAL−ALL SOURCES			22,088,000	22,079,100
(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
(g) Railroad regulation and general program operations	PR	A	578,800	485,000
(m) Railroad regulation; federal funds	PR−F	C	−0−	−0−
(2) PROGRAM TOTALS				
PROGRAM REVENUE			578,800	485,000
FEDERAL			(−0−)	(−0−)
OTHER			(578,800)	(485,000)
TOTAL−ALL SOURCES			578,800	485,000
(3) WIRELESS 911 GRANTS				
(q) General program operations and grants	SEG	C	3,026,400	3,026,400
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			3,026,400	3,026,400
OTHER			(3,026,400)	(3,026,400)
TOTAL−ALL SOURCES			3,026,400	3,026,400
20.155 DEPARTMENT TOTALS				
PROGRAM REVENUE			16,666,800	16,564,100
FEDERAL			(200,500)	(200,500)
OTHER			(16,466,300)	(16,363,600)
SEGREGATED FUNDS			9,026,400	9,026,400
OTHER			(9,026,400)	(9,026,400)
TOTAL−ALL SOURCES			25,693,200	25,590,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
20.165 Regulation and licensing, department of				
(1) PROFESSIONAL REGULATION				
(g) General program operations	PR	A	9,567,100	9,285,200
(gm) Applicant investigation reimbursement	PR	C	133,800	133,800
(h) Technical assistance; nonstate agencies and organizations	PR	C	−0−	−0−
(i) Examinations; general program operations	PR	C	1,515,400	1,460,400
(k) Technical assistance; state agencies	PR−S	C	−0−	−0−
(m) Federal funds	PR−F	C	−0−	−0−
20.165 DEPARTMENT TOTALS				
PROGRAM REVENUE			11,216,300	10,879,400
FEDERAL			(−0−)	(−0−)
OTHER			(11,216,300)	(10,879,400)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			11,216,300	10,879,400
20.190 State fair park board				
(1) STATE FAIR PARK				
(c) Housing facilities principal repayment, interest and rebates	GPR	S	994,900	983,000
(d) Principal repayment and interest	GPR	S	1,376,800	1,480,800
(h) State fair operations	PR	C	17,548,200	12,950,600
(i) State fair capital expenses	PR	C	224,000	224,000
(j) State fair principal repayment, interest and rebates	PR	S	3,576,800	3,746,400
(jm) Gifts and grants	PR	C	−0−	−0−
(m) Federal funds	PR−F	C	−0−	−0−
20.190 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,371,700	2,463,800
PROGRAM REVENUE			21,349,000	16,921,000
FEDERAL			(−0−)	(−0−)
OTHER			(21,349,000)	(16,921,000)
TOTAL−ALL SOURCES			23,720,700	19,384,800
Commerce FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			49,004,800	51,487,000
PROGRAM REVENUE			264,806,300	268,669,500
FEDERAL			(83,925,300)	(81,927,900)
OTHER			(154,657,500)	(162,354,700)
SERVICE			(26,223,500)	(24,386,900)
SEGREGATED FUNDS			175,705,000	172,992,800
FEDERAL			(−0−)	(−0−)
OTHER			(175,705,000)	(172,992,800)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			489,516,100	493,149,300

Education

20.215 Arts board				
(1) SUPPORT OF ARTS PROJECTS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(a) General program operations	GPR	A	312,900	312,800
(b) State aid for the arts	GPR	A	1,196,700	1,196,700
(c) Portraits of governors	GPR	A	−0−	−0−
(d) Challenge grant program	GPR	A	778,800	778,800
(e) High point fund	GPR	A	−0−	−0−
(f) Wisconsin regranting program	GPR	A	124,300	124,300
(g) Gifts and grants; state operations	PR	C	20,000	20,000
(h) Gifts and grants; aids to individuals and organizations	PR	C	−0−	−0−
(j) Support of arts programs	PR	C	−0−	−0−
(k) Funds received from other state agencies	PR−S	C	437,200	437,200
(ka) Percent−for−art administration	PR−S	A	−0−	−0−
(km) State aid for the arts; Indian gaming receipts	PR−S	A	25,200	25,200
(m) Federal grants; state operations	PR−F	C	423,700	423,700
(o) Federal grants; aids to individuals and organizations	PR−F	C	236,000	236,000
20.215 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,412,700	2,412,600
PROGRAM REVENUE			1,142,100	1,142,100
FEDERAL			(659,700)	(659,700)
OTHER			(20,000)	(20,000)
SERVICE			(462,400)	(462,400)
TOTAL−ALL SOURCES			3,554,800	3,554,700
20.220 Wisconsin artistic endowment foundation				
(1) WISCONSIN ARTISTIC ENDOWMENT FOUNDATION				
(a) Education and marketing	GPR	C	−0−	−0−
(q) General program operations	SEG	A	−0−	−0−
(r) Support of the arts	SEG	C	−0−	−0−
20.220 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.225 Educational communications board				
(1) INSTRUCTIONAL TECHNOLOGY				
(a) General program operations	GPR	A	3,108,700	3,107,200
(b) Energy costs	GPR	A	642,100	674,000
(c) Principal repayment and interest	GPR	S	2,127,200	2,265,600
(d) Milwaukee area technical college	GPR	A	250,800	250,800
(eg) Transmitter construction	GPR	C	−0−	−0−
(er) Transmitter operation	GPR	A	19,000	19,000
(f) Programming	GPR	A	1,194,200	1,194,200
(g) Gifts, grants, contracts, leases, instructional material, and copyrights	PR	C	8,627,500	8,627,500
(i) Program revenue facilities; principal repayment, interest, and rebates	PR	S	13,100	13,100
(k) Funds received from other state agencies	PR−S	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(kb) Emergency weather warning system operation	PR−S	A	149,800	154,400
(m) Federal grants	PR−F	C	1,171,800	1,171,800
20.225 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			7,342,000	7,510,800
PROGRAM REVENUE			9,962,200	9,966,800
FEDERAL			(1,171,800)	(1,171,800)
OTHER			(8,640,600)	(8,640,600)
SERVICE			(149,800)	(154,400)
TOTAL−ALL SOURCES			17,304,200	17,477,600
20.235 Higher educational aids board				
(1) STUDENT SUPPORT ACTIVITIES				
(b) Tuition grants	GPR	B	23,429,900	24,835,700
(cg) Nursing student loans	GPR	A	−0−	−0−
(cm) Nursing student loan program	GPR	A	450,000	450,000
(cr) Minority teacher loans	GPR	A	262,100	262,100
(cu) Teacher education loan program	GPR	A	275,000	275,000
(cx) Loan pgm for teachers & orient & mobility instructors of vis imp pupils	GPR	A	100,000	100,000
(d) Dental education contract	GPR	A	1,400,400	1,400,400
(e) Minnesota−Wisconsin student reciprocity agreement	GPR	S	6,100,000	6,100,000
(fc) Independent student grants program	GPR	B	−0−	−0−
(fd) Talent incentive grants	GPR	B	4,503,800	4,503,800
(fe) Wisconsin higher education grants; University of Wisconsin system students	GPR	S	37,057,200	39,280,600
(ff) Wisconsin higher education grants; technical college students	GPR	B	15,766,400	16,712,400
(fg) Minority undergraduate retention grants program	GPR	B	756,900	756,900
(fj) Handicapped student grants	GPR	B	123,800	123,800
(fy) Academic excellence higher education scholarship program	GPR	S	3,146,500	3,146,500
(g) Student loans	PR	A	−0−	−0−
(gg) Nursing student loan repayments	PR	C	−0−	−0−
(gm) Indian student assistance; contributions	PR	C	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(k) Indian student assistance	PR−S	B	787,600	787,600
(km) Wisconsin higher education grants; tribal college students	PR−S	B	404,000	404,000
(no) Federal aid; aids to individuals and organizations	PR−F	C	1,707,900	1,707,900
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			93,372,000	97,947,200
PROGRAM REVENUE			2,899,500	2,899,500
FEDERAL			(1,707,900)	(1,707,900)
OTHER			(−0−)	(−0−)
SERVICE			(1,191,600)	(1,191,600)
TOTAL−ALL SOURCES			96,271,500	100,846,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(2) ADMINISTRATION				
(aa) General program operations	GPR	A	861,400	850,900
(bb) Student loan interest, loans sold or conveyed	GPR	S	−0−	−0−
(bc) Write−off of uncollectible student loans	GPR	A	−0−	−0−
(bd) Purchase of defective student loans	GPR	S	−0−	−0−
(ga) Student interest payments	PR	C	1,000	1,000
(gb) Student interest payments, loans sold or conveyed	PR	C	−0−	−0−
(ia) Student loans; collection and administration	PR	C	−0−	−0−
(ja) Write−off of defaulted student loans	PR	A	−0−	−0−
(n) Federal aid; state operations	PR−F	C	−0−	−0−
(qa) Student loan revenue obligation repayment	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			861,400	850,900
PROGRAM REVENUE			1,000	1,000
FEDERAL			(−0−)	(−0−)
OTHER			(1,000)	(1,000)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			862,400	851,900
20.235 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			94,233,400	98,798,100
PROGRAM REVENUE			2,900,500	2,900,500
FEDERAL			(1,707,900)	(1,707,900)
OTHER			(1,000)	(1,000)
SERVICE			(1,191,600)	(1,191,600)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			97,133,900	101,698,600
20.245 Historical society				
(1) HISTORY SERVICES				
(a) General program operations	GPR	A	9,422,900	9,421,500
(c) Energy costs	GPR	A	587,500	612,000
(e) Principal repayment, interest, and rebates	GPR	S	1,414,600	1,336,700
(h) Gifts, grants, and membership sales	PR	C	338,700	338,700
(j) Self−amortizing facilities; principal repayment, interest and rebates	PR	S	98,400	98,300
(km) Northern great lakes center	PR−S	A	207,600	207,600
(ks) General program operations − service funds	PR−S	C	1,697,700	1,697,700
(m) General program operations; federal funds	PR−F	C	1,034,900	1,034,900
(n) Federal aids	PR−F	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	95,000	95,000
(q) Endowment principal	SEG	C	586,200	586,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(r) History preservation partnership trust fund	SEG	C	3,248,500	3,248,500
(y) Northern great lakes center; interpretive programming	SEG	A	38,700	38,700
20.245 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			11,425,000	11,370,200
PROGRAM REVENUE			3,472,300	3,472,200
FEDERAL			(1,129,900)	(1,129,900)
OTHER			(437,100)	(437,000)
SERVICE			(1,905,300)	(1,905,300)
SEGREGATED FUNDS			3,873,400	3,873,400
OTHER			(3,873,400)	(3,873,400)
TOTAL−ALL SOURCES			18,770,700	18,715,800
20.250 Medical college of Wisconsin				
(1) TRAINING OF HEALTH PERSONNEL				
(a) General program operations	GPR	A	2,052,500	2,052,500
(b) Family medicine and practice	GPR	A	3,371,900	3,371,900
(c) Principal repay, int & rebates; biomedical research & technology incubator	GPR	S	300,000	1,893,700
(e) Principal repayment and interest	GPR	S	173,700	168,300
(k) Tobacco−related illnesses	PR−S	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			5,898,100	7,486,400
PROGRAM REVENUE			−0−	−0−
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			5,898,100	7,486,400
(2) RESEARCH				
(g) Breast cancer research	PR	C	250,000	250,000
(2) PROGRAM TOTALS				
PROGRAM REVENUE			250,000	250,000
OTHER			(250,000)	(250,000)
TOTAL−ALL SOURCES			250,000	250,000
20.250 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			5,898,100	7,486,400
PROGRAM REVENUE			250,000	250,000
OTHER			(250,000)	(250,000)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			6,148,100	7,736,400
20.255 Public instruction, department of				
(1) EDUCATIONAL LEADERSHIP				
(a) General program operations	GPR	A	10,001,100	10,012,800
(b) Gen pgm ops: program for the deaf and center for the blind	GPR	A	10,397,900	10,397,900
(c) Energy costs: program for the deaf and center for the blind	GPR	A	501,900	519,800
(d) Principal repayment and interest	GPR	S	1,330,700	1,212,200
(dw) Pupil assessment	GPR	A	3,110,700	3,110,700
(g) Student activity therapy	PR	A	1,000	1,000
(gb) Program for the deaf and center for the blind; nonresident fees	PR	C	50,000	50,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(gh) Program for the deaf and center for the blind; hospitalization	PR	C	−0−	−0−
(gL) Program for the deaf and center for the blind; leasing of space	PR	C	10,000	10,000
(gs) Program for the deaf and center for the blind; services	PR	C	50,000	50,000
(gt) Program for the deaf and center for the blind; pupil transportation	PR	A	850,000	875,000
(hf) Administrative leadership academy	PR	A	−0−	−0−
(hg) Personnel licensure, teacher supply, info. and analysis and teacher improv.	PR	A	3,380,000	3,188,200
(hj) General educational development and high school graduation equivalency	PR	A	125,000	125,000
(hm) Services for drivers	PR−S	A	249,700	249,700
(i) Publications	PR	A	525,000	550,000
(im) Library products and services	PR	C	250,000	250,000
(jg) School lunch handling charges	PR	A	14,990,400	14,990,400
(jm) Professional services center charges	PR	A	175,000	175,000
(jr) Gifts, grants and trust funds	PR	C	1,450,000	1,650,000
(js) State−owned housing maintenance	PR	A	4,400	−0−
(jz) School district boundary appeal proceedings	PR	C	10,500	10,500
(kd) Alcohol and other drug abuse program	PR−S	A	579,100	579,100
(ke) Funds transferred from other state agencies; program operations	PR−S	C	2,156,500	2,141,400
(km) State agency library processing center	PR−S	A	63,300	63,300
(ks) Data processing	PR−S	C	2,517,100	2,517,100
(me) Federal aids; program operations	PR−F	C	38,692,600	38,343,600
(pz) Indirect cost reimbursements	PR−F	C	2,600,000	2,654,200
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			25,342,300	25,253,400
PROGRAM REVENUE			68,729,600	68,473,500
FEDERAL			(41,292,600)	(40,997,800)
OTHER			(21,871,300)	(21,925,100)
SERVICE			(5,565,700)	(5,550,600)
TOTAL−ALL SOURCES			94,071,900	93,726,900
(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
(ac) General equalization aids	GPR	A	4,458,945,900	4,547,745,900
(ad) Supplemental aid	GPR	A	125,000	125,000
(b) Aids for special education and school age parents programs	GPR	A	320,771,600	332,771,600
(bc) Aid for children−at−risk programs	GPR	A	3,500,000	3,500,000
(bd) Additional special education aid	GPR	A	−0−	3,500,000
(bh) Aid to county children with disabilities education boards	GPR	A	4,214,800	4,214,800
(cc) Bilingual−bicultural education aids	GPR	A	9,073,800	9,890,400
(ce) English for Southeast Asian children	GPR	A	100,000	100,000
(cf) Alternative education grants	GPR	A	5,000,000	5,000,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(cg) Tuition payments; full−time open enrollment transfer payments	GPR	A	9,491,000	9,491,000	
(cm) Grants for school breakfast programs	GPR	C	1,055,400	1,055,400	
(cn) Aids for school lunches and nutritional improvement	GPR	A	4,371,100	4,371,100	
(cp) Wisconsin school day milk program	GPR	A	710,600	710,600	
(cr) Aid for pupil transportation	GPR	A	20,942,500	27,292,500	
(cs) Aid for debt service	GPR	A	150,000	150,000	
(cu) Achievement guarantee contracts	GPR	A	97,614,000	98,588,000	
(cw) Aid for transportation; youth options program	GPR	A	20,000	20,000	
(cy) Aid for transportation; open enrollment	GPR	A	500,000	500,000	
(dm) Grants for alcohol & other drug abuse prevention & intervention programs	GPR	A	4,520,000	4,520,000	
(do) Grants for preschool to grade 5 programs	GPR	A	7,353,700	7,353,700	
(eh) Head start supplement	GPR	A	7,212,500	7,212,500	
(em) Driver education; local assistance	GPR	A	−0−	−0−	
(ep) Second chance partnership	GPR	S	−0−	−0−	
(fg) Aid for cooperative educational service agencies	GPR	A	300,000	300,000	
(fk) Grant program for peer review and mentoring	GPR	A	500,000	500,000	
(fm) Charter schools	GPR	S	34,366,100	37,933,500	
(fu) Milwaukee parental choice program	GPR	S	90,857,200	92,677,600	
(fw) Grants for advanced placement courses	GPR	A	100,000	100,000	
(fy) Grants to support gifted and talented pupils	GPR	A	182,000	182,000	
(k) Funds transferred from other state agencies; local aids	PR−S	C	9,643,000	9,643,000	
(kd) Aid for alcohol and other drug abuse programs	PR−S	A	1,518,600	1,518,600	
(kg) Mentoring grants for initial educators	PR−S	C	−0−	1,350,000	**Vetoed In Part**
(m) Federal aids; local aid	PR−F	C	513,963,300	517,101,400	
(s) School library aids	SEG	C	29,000,000	29,000,000	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			5,081,977,200	5,199,805,600	
PROGRAM REVENUE			525,124,900	529,613,000	
FEDERAL			(513,963,300)	(517,101,400)	
SERVICE			(11,161,600)	(12,511,600)	
SEGREGATED FUNDS			29,000,000	29,000,000	
OTHER			(29,000,000)	(29,000,000)	
TOTAL−ALL SOURCES			5,636,102,100	5,758,418,600	
(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS					
(b) Adult literacy grants	GPR	A	50,000	50,000	
(c) National teacher certification	GPR	S	757,500	945,000	
(d) Elks and Easter Seals center for respite and recreation	GPR	A	75,000	75,000	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(dn) Grant to project lead the way	GPR	A	250,000	250,000	
(e) Aid to public library systems	GPR	A	10,684,800	11,297,400	
(ea) Library service contracts	GPR	A	876,900	876,900	
(eg) Milwaukee public museum	GPR	A	50,000	50,000	
(fa) Very special arts	GPR	A	75,000	75,000	
(fg) Special olympics	GPR	A	75,000	75,000	
(fz) Minority group pupil scholarships	GPR	A	2,177,500	2,177,500	
(mm) Federal funds; local assistance	PR−F	C	1,200,000	1,200,000	
(ms) Federal funds; individuals and organizations	PR−F	C	47,060,800	47,060,800	
(q) Periodical and reference information databases	SEG	A	1,992,500	2,030,500	
(qm) Supplemental aid to public library systems	SEG	A	4,223,800	4,223,800	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			15,071,700	15,871,800	
PROGRAM REVENUE			48,260,800	48,260,800	
FEDERAL			(48,260,800)	(48,260,800)	
SEGREGATED FUNDS			6,216,300	6,254,300	
OTHER			(6,216,300)	(6,254,300)	
TOTAL−ALL SOURCES			69,548,800	70,386,900	
20.255 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			5,122,391,200	5,240,930,800	
PROGRAM REVENUE			642,115,300	646,347,300	
FEDERAL			(603,516,700)	(606,360,000)	
OTHER			(21,871,300)	(21,925,100)	
SERVICE			(16,727,300)	(18,062,200)	
SEGREGATED FUNDS			35,216,300	35,254,300	
OTHER			(35,216,300)	(35,254,300)	
TOTAL−ALL SOURCES			5,799,722,800	5,922,532,400	
20.285 University of Wisconsin system					
(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE					
(a) General program operations	GPR	A	667,541,200 667,471,200	663,539,100 663,499,100	**Vetoed In Part**
(ab) Student aid	GPR	A	1,347,400	1,347,400	
(am) Distinguished professorships	GPR	A	826,800	826,800	
(as) Industrial and economic development research	GPR	A	1,729,200	1,729,200	
(b) Area health education centers	GPR	A	1,141,700	1,141,700	
(bm) Fee remissions	GPR	A	30,000	30,000	
(c) Energy costs	GPR	A	101,065,800	107,887,400	
(cm) Educational technology	GPR	A	6,509,900	6,509,900	
(d) Principal repayment and interest	GPR	S	120,280,800	119,506,500	
(da) Lease rental payments	GPR	S	−0−	−0−	
(db) Self−amortizing facilities principal and interest	GPR	S	−0−	−0−	
(em) Schools of business	GPR	A	1,579,400	1,579,400	
(eo) Extension outreach	GPR	A	351,200	351,200	
(ep) Extension local planning program	GPR	A	86,700	86,700	
(er) Grants for study abroad	GPR	A	1,000,000	1,000,000	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(fc) Department of family medicine and practice	GPR	A	8,571,200	8,571,200
(fd) State laboratory of hygiene; general program operations	GPR	A	8,396,800	8,396,800
(fj) Veterinary diagnostic laboratory	GPR	A	4,196,400	4,196,400
(fm) Laboratories	GPR	A	3,930,200	3,930,200
(fs) Farm safety program grants	GPR	A	19,400	19,400
(ft) Wisconsin humanities council	GPR	A	72,600	72,600
(fx) Alcohol and other drug abuse prevention and intervention	GPR	A	68,000	68,000
(g) Physical plant service departments	PR	C	2,091,300	2,091,300
(gm) Breast cancer research	PR	C	250,000	250,000
(gr) Center for urban land economics research	PR	A	176,700	176,700
(gs) Charter school operator payments	PR	C	−0−	−0−
(h) Auxiliary enterprises	PR	C	421,135,800	439,163,300
(ha) Stores	PR	C	3,633,900	3,633,900
(hm) Extension outreach	PR	C	129,900	129,900
(i) State laboratory of hygiene	PR	C	19,697,000	19,701,000
(ia) State laboratory of hygiene, drivers	PR−S	C	1,411,300	1,411,300
(im) Academic student fees	PR	C	788,729,600	816,963,500
(in) Payment of debt service; UW−Platteville tri−state initiative facilities	PR−S	C	−0−	−0−
(ip) Extension student fees	PR	C	23,010,400	23,010,400
(iz) General operations receipts	PR	C	186,789,900	192,355,900
(j) Gifts and donations	PR	C	429,337,800	441,562,200
(ja) Gifts; student loans	PR	C	3,797,700	3,797,700
(je) Veterinary diagnostic laboratory; fees	PR	C	3,138,800	3,138,800
(jm) Distinguished professorships	PR	C	768,500	768,500
(jp) License plate scholarship programs	PR	C	175,500	175,500
(jq) Steam and chilled−water plant; prin repaymt, int, and rebates; nonstate ent	PR	C	865,200	926,300
(k) Funds transferred from other state agencies	PR−S	C	126,100	126,100
(ka) Sale of real property	PR	C	−0−	−0−
(kb) Great Lakes studies	PR−S	A	45,500	45,500
(kc) Charter school	PR−S	C	−0−	−0−
(kd) Principal repayment, interest and rebates	PR−S	S	47,349,500	57,394,600
(ke) Lease rental payments	PR−S	S	−0−	−0−
(kf) Outdoors skills training	PR−S	A	46,500	46,500
(kg) Veterinary diagnostic laboratory; state agencies	PR−S	C	635,100	635,100
(km) Aquaculture demonstration facility; principal repayment and interest	PR−S	A	256,500	258,700
(kn) Aquaculture demonstration facility; operational costs	PR−S	A	338,900	392,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(ko) Steam and chilled−water plant; principal repayment, interest, and rebates	PR−S	C	4,903,200	5,249,500
(kp) Student−related activities	PR−S	C	−0−	−0−
(kr) University of Wisconsin center for tobacco research and intervention	PR−S	C	−0−	−0−
(Lm) Laboratories	PR	A	4,405,400	4,405,400
(Ls) Schools of business	PR	A	608,100	608,100
(m) Federal aid	PR−F	C	492,920,900	492,920,900
(ma) Federal aid; loans and grants	PR−F	C	280,179,100	280,179,100
(mc) Veterinary diagnostic lab−federal aid	PR−F	C	1,675,900	1,675,900
(n) Federal indirect cost reimbursement	PR−F	C	119,620,200	119,620,200
(q) Telecommunications services	SEG	A	1,054,800	1,054,800
(qm) Grants for forestry programs	SEG	A	128,000	128,000
(r) Environmental education; environmental assessments	SEG	C	30,000	30,000
(rc) Environmental education; forestry	SEG	A	400,000	400,000
(tb) Extension recycling education	SEG	A	339,600	339,600
(tm) Solid waste research and experiments	SEG	A	155,100	155,100
(u) Trust fund income	SEG	C	21,928,200	21,928,200
(w) Trust fund operations	SEG	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			928,744,700	930,789,900
PROGRAM REVENUE			2,838,250,200	2,912,814,500
FEDERAL			(894,396,100)	(894,396,100)
OTHER			(1,888,741,500)	(1,952,858,400)
SERVICE			(55,112,600)	(65,560,000)
SEGREGATED FUNDS			24,035,700	24,035,700
OTHER			(24,035,700)	(24,035,700)
TOTAL−ALL SOURCES			3,791,030,600	3,867,640,100
(3) UNIVERSITY SYSTEM ADMINISTRATION				
(a) General program operations	GPR	A	8,671,900	8,671,900
(iz) General operations receipts	PR	C	152,400	152,400
(n) Federal indirect cost reimbursement	PR−F	C	2,004,300	2,004,300
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			8,671,900	8,671,900
PROGRAM REVENUE			2,156,700	2,156,700
FEDERAL			(2,004,300)	(2,004,300)
OTHER			(152,400)	(152,400)
TOTAL−ALL SOURCES			10,828,600	10,828,600
(4) MINORITY AND DISADVANTAGED PROGRAMS				
(a) Minority and disadvantaged programs	GPR	A	10,370,200	10,370,200
(b) Graduate student financial aid	GPR	A	6,818,100	7,090,800
(dd) Lawton minority undergraduate grants program	GPR	S	5,218,300	5,531,400
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			22,406,600	22,992,400
TOTAL−ALL SOURCES			22,406,600	22,992,400
(5) UNIVERSITY OF WISCONSIN–MADISON INTERCOLLEGIATE ATHLETICS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(h) Auxiliary enterprises	PR	A	50,586,400	52,124,200	
(i) Nonincome sports	PR	C	251,200	251,200	
(j) Gifts and grants	PR	C	8,513,400	10,429,100	
(5) PROGRAM TOTALS					
PROGRAM REVENUE			59,351,000	62,804,500	
OTHER			(59,351,000)	(62,804,500)	
TOTAL−ALL SOURCES			59,351,000	62,804,500	
(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY					
(a) Services received from authority	GPR	A	4,306,700	4,306,700	
(g) Services provided to authority	PR	C	36,000,000	36,000,000	
(6) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			4,306,700	4,306,700	
PROGRAM REVENUE			36,000,000	36,000,000	
OTHER			(36,000,000)	(36,000,000)	
TOTAL−ALL SOURCES			40,306,700	40,306,700	
20.285 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			964,129,900	966,760,900	
PROGRAM REVENUE			2,935,757,900	3,013,775,700	
FEDERAL			(896,400,400)	(896,400,400)	
OTHER			(1,984,244,900)	(2,051,815,300)	
SERVICE			(55,112,600)	(65,560,000)	
SEGREGATED FUNDS			24,035,700	24,035,700	
OTHER			(24,035,700)	(24,035,700)	
TOTAL−ALL SOURCES			3,923,923,500	4,004,572,300	
20.292 Technical college system, board of					
(1) TECHNICAL COLLEGE SYSTEM					
(a) General program operations	GPR	A	3,146,200	3,145,100	
(am) Fee remissions	GPR	A	14,300	14,300	
(b) Displaced homemakers' program	GPR	A	813,400	813,400	
(c) Minority student participation and retention grants	GPR	A	589,200	589,200	
(ce) Basic skills grants	GPR	A	−0−	−0−	
(ch) Health care education programs	GPR	A	5,450,000	5,450,000	
(d) State aid for technical colleges; statewide guide	GPR	A	118,415,000	118,415,000	
(dc) Incentive grants	GPR	C	6,483,100	6,483,100	
(dd) Farm training program tuition grants	GPR	A	143,200	143,200	
(de) Services for handicapped students; local assistance	GPR	A	382,000	382,000	
(dm) Aid for special collegiate transfer programs	GPR	A	1,073,700	1,073,700	
(e) Technical college instructor occupational competency program	GPR	A	68,100	68,100	
(ef) School−to−work programs for children at risk	GPR	A	285,000	285,000	
(eg) Faculty development grants	GPR	A	794,600	794,600	
(eh) Jobs advantage training program grants	GPR	A	1,000,000	1,000,000	**Vetoed In Part**
(em) Apprenticeship curriculum development	GPR	A	71,600	71,600	
(fc) Driver education, local assistance	GPR	A	307,500	307,500	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(fg) Chauffeur training grants	GPR	C	191,000	191,000
(fm) Supplemental aid	GPR	A	1,432,500	1,432,500
(fp) Emergency medical technician − basic training; state operations	GPR	A	−0−	−0−
(g) Text materials	PR	A	123,000	123,000
(ga) Auxiliary services	PR	C	18,000	18,000
(gm) Fire schools; state operations	PR	A	434,200	434,200
(gr) Fire schools; local assistance	PR	A	600,000	600,000
(h) Gifts and grants	PR	C	20,600	20,600
(hm) Truck driver training	PR−S	C	616,000	616,000
(i) Conferences	PR	C	85,900	85,900
(j) Personnel certification	PR	A	222,700	222,700
(k) Gifts and grants	PR	C	30,200	30,200
(ka) Interagency projects; local assistance	PR−S	A	3,414,700	3,414,700
(kb) Interagency projects; state operations	PR−S	A	692,100	692,100
(kd) Transfer of Indian gaming receipts; work−based learning programs	PR−S	A	600,000	600,000
(km) Master logger apprenticeship grants	SEG	C	−0−	−0−
(kx) Interagency and intra−agency programs	PR−S	C	290,700	290,700
(L) Services for district boards	PR	A	132,300	132,300
(m) Federal aid, state operations	PR−F	C	3,422,100	3,422,100
(n) Federal aid, local assistance	PR−F	C	28,424,300	28,424,300
(o) Federal aid, aids to individuals and organizations	PR−F	C	800,000	800,000
(pz) Indirect cost reimbursements	PR−F	C	196,000	196,000
(q) Agricultural education consultant	GPR	A	62,800	62,800
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			140,723,200	140,722,100
PROGRAM REVENUE			40,122,800	40,122,800
FEDERAL			(32,842,400)	(32,842,400)
OTHER			(1,666,900)	(1,666,900)
SERVICE			(5,613,500)	(5,613,500)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			180,846,000	180,844,900
(2) EDUCATIONAL APPROVAL BOARD				
(g) Proprietary school programs	PR−S	A	484,900	484,900
(gm) Student protection	PR−S	C	60,300	60,300
(i) Closed schools; preservaton of student records	PR−S	A	12,900	12,900
(2) PROGRAM TOTALS				
PROGRAM REVENUE			558,100	558,100
SERVICE			(558,100)	(558,100)
TOTAL−ALL SOURCES			558,100	558,100
20.292 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			140,723,200	140,722,100
PROGRAM REVENUE			40,680,900	40,680,900
FEDERAL			(32,842,400)	(32,842,400)
OTHER			(1,666,900)	(1,666,900)
SERVICE			(6,171,600)	(6,171,600)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			181,404,100	181,403,000

Education

FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUES			6,348,555,500	6,475,991,900
PROGRAM REVENUE			3,636,281,200	3,718,535,500
FEDERAL			(1,537,428,800)	(1,540,272,100)
OTHER			(2,017,131,800)	(2,084,755,900)
SERVICE			(81,720,600)	(93,507,500)
SEGREGATED FUNDS			63,125,400	63,163,400
FEDERAL			(−0−)	(−0−)
OTHER			(63,125,400)	(63,163,400)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			10,047,962,100	10,257,690,800

Environmental Resources

20.320 Environmental improvement program

(1) CLEAN WATER FUND PROGRAM OPERATIONS

(a) Environmental aids — clean water fund program	GPR	A	−0−	−0−
(c) Principal repayment and interest — clean water fund program	GPR	S	37,416,700	43,338,100
(r) Clean water fund program repayment of revenue obligations	SEG	S	−0−	−0−
(s) Clean water fund program financial assistance	SEG	S	−0−	−0−
(sm) Land recycling loan program financial assistance	SEG	S	−0−	−0−
(t) Principal repayment and interest — clean water fund program bonds	SEG	A	6,000,000	6,000,000
(u) Principal repay. & interest − clean water fd. prog. rev. obligation repay.	SEG	C	−0−	−0−
(x) Clean water fund program financial assistance; federal	SEG−F	C	−0−	−0−
(y) Clean water fund program federal financial hardship assistance	SEG−F	C	−0−	−0−

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES			37,416,700	43,338,100
SEGREGATED FUNDS			6,000,000	6,000,000
FEDERAL			(−0−)	(−0−)
OTHER			(6,000,000)	(6,000,000)
TOTAL−ALL SOURCES			43,416,700	49,338,100

(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS

(c) Principal repayment and interest — safe drinking water loan program	GPR	S	2,112,900	2,708,100
(s) Safe drinking water loan programs financial assistance	SEG	S	−0−	−0−
(x) Safe drinking water loan programs financial assistance; federal	SEG−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,112,900	2,708,100
SEGREGATED FUNDS			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			2,112,900	2,708,100
(3) PRIVATE SEWAGE SYSTEM PROGRAM				
(q) Private sewage system loans	SEG	C	−0−	−0−
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.320 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			39,529,600	46,046,200
SEGREGATED FUNDS			6,000,000	6,000,000
FEDERAL			(−0−)	(−0−)
OTHER			(6,000,000)	(6,000,000)
TOTAL−ALL SOURCES			45,529,600	52,046,200
20.360 Lower Wisconsin state riverway board				
(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
(g) Gifts and grants	PR	C	−0−	−0−
(q) General program operations — conservation fund	SEG	A	166,400	166,400
20.360 DEPARTMENT TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			166,400	166,400
OTHER			(166,400)	(166,400)
TOTAL−ALL SOURCES			166,400	166,400
20.370 Natural resources, department of				
(1) LAND				
(cq) Forestry — reforestation	SEG	C	100,000	100,000
(cr) Forestry — recording fees	SEG	C	90,000	90,000
(cs) Forestry — forest fire emergencies	SEG	C	−0−	−0−
(ct) Timber sales contracts − repair and reimbursement costs	SEG	C	−0−	−0−
(cu) Forestry − forestry education curriculum	SEG	A	318,700	318,700
(cv) Forestry − public education	SEG	C	318,700	318,700
(cx) Forestry−management plans	SEG	C	1,120,000	1,120,000
(ea) Parks — general program operations	GPR	A	5,011,000	5,011,000
(eq) Parks and forests − operation and maintenance	SEG	S	−0−	−0−
(er) Parks and forests − campground reservation fees	SEG	C	−0−	−0−
Parks and recreation	SEG	C	−0−	−0−
NET APPROPRIATION			−0−	−0−
(fb) Endangered resources — general program operations	GPR	A	−0−	−0−
(fc) Endangered resources — Wisconsin stewardship program	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(fd) Endangered resources — natural heritage inventory program	GPR	A	220,300	220,300
(fe) Endangered resources — general fund	GPR	S	364,000	364,000
(fg) Aquatic and terrestrial resources inventory	SEG−S	A	−0−	−0−
(fs) Endangered resources — voluntary payments; sales, leases and fees	SEG	C	1,605,400	1,605,400
(ft) Endangered resources — application fees	SEG	C	−0−	−0−
(gr) Endangered resources program — gifts and grants	SEG	C	−0−	−0−
(hk) Elk management	PR−S	A	98,000	98,000
(hq) Elk hunting fees	SEG	C	−0−	−0−
(hr) Pheasant restoration	SEG	C	389,700	180,000
(hs) Chronic wasting disease management	SEG	A	1,076,600	1,076,600
(ht) Wild turkey restoration	SEG	C	746,600	746,600
(hu) Wetlands habitat improvement	SEG	C	338,400	338,400
(hv) Aquatic and terrestrial resource inventory	SEG	A	129,800	129,800
(hw) Pheasant stocking and propagation	SEG	C	−0−	270,000
(it) Atlas revenues	SEG	C	−0−	−0−
(iu) Gravel pit reclamation	SEG	C	−0−	−0−
(jr) Rental property and equipment — maintenance and replacement	SEG	C	−0−	−0−
(kq) Taxes and assessments — conservation fund	SEG	A	300,000	300,000
(Lk) Reintroduction of whooping cranes	PR−S	A	56,000	56,000
(Lq) Trapper education program	SEG	C	49,100	49,100
(Lr) Beaver control; fish and wildlife account	SEG	C	36,600	36,600
(Ls) Control of wild animals	SEG	C	228,000	228,000
(Lt) Wildlife management	SEG	A	−0−	−0−
(Lu) Fish and wildlife habitat	SEG	S	−0−	−0−
(ma) General program operations — state funds	GPR	A	5,900	5,900
(mg) General program operations — endangered resources	PR	C	−0−	−0−
(mi) General program operations — private and public sources	PR	C	627,000	627,000
(mk) General program operations — service funds	PR−S	C	773,900	773,900
(mq) General program operations — state snowmobile trails and areas	SEG	A	208,700	208,700
(ms) General program operations — state all−terrain vehicle projects	SEG	A	225,000	225,000
(mt) Land preservation and management − endowment fund	SEG	S	−0−	−0−
(mu) General program operations — state funds	SEG	A	−0−	−0−
Land program management	SEG	A	905,000	905,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
Wildlife management	SEG	A	11,538,300	11,538,300
Southern forests	SEG	A	4,877,300	4,882,800
Parks and recreation	SEG	A	9,752,000	9,841,100
Endangered resources	SEG	A	605,700	605,700
Facilities and lands	SEG	A	6,722,500	6,722,500
NET APPROPRIATION			34,400,800	34,495,400
(mv) General program operations − state funds; forestry	SEG	A	44,964,600	45,123,900
(my) General program operations — federal funds	SEG−F	C	−0−	−0−
Wildlife management	SEG−F	C	3,720,600	3,694,300
Forestry	SEG−F	C	805,300	805,300
Southern forests	SEG−F	C	92,700	92,700
Parks and recreation	SEG−F	C	615,600	615,600
Endangered resources	SEG−F	C	549,700	549,700
Facilities and lands	SEG−F	C	1,706,300	1,706,300
NET APPROPRIATION			7,490,200	7,463,900
(mz) Forest fire emergencies — federal funds	SEG−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			5,601,200	5,601,200
PROGRAM REVENUE			1,554,900	1,554,900
OTHER			(627,000)	(627,000)
SERVICE			(927,900)	(927,900)
SEGREGATED FUNDS			94,136,900	94,424,800
FEDERAL			(7,490,200)	(7,463,900)
OTHER			(86,646,700)	(86,960,900)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			101,293,000	101,580,900
(2) AIR AND WASTE				
(bg) Air management — stationary sources	PR	A	9,182,800	8,035,700
(bh) Air management — state permit sources	PR	A	−0−	1,142,000
(bi) Air management — asbestos management	PR	C	450,400	450,400
(bq) Air management — vapor recovery administration	SEG	A	78,400	78,400
(br) Air management — mobile sources	SEG	A	1,263,800	1,263,800
(cf) Air management − motor veh. emission inspection & maint. prog., state funds	GPR	A	44,900	44,900
(cg) Air management — recovery of ozone−depleting refrigerants	PR	A	128,200	128,200
(ch) Air management — emission analysis	PR	C	−0−	−0−
(ci) Air management — permit review and enforcement	PR	A	2,608,100	2,767,900
(cL) Air management − air waste management−incinerator operator certification	PR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(dg) Solid waste management — solid and hazardous waste disposal administration	PR	C	3,208,800	3,176,600
(dh) Solid waste management−remediated property	PR	C	758,400	758,400
(di) Solid waste management — operator certification	PR	C	−0−	−0−
(dq) Solid waste management — waste management fund	SEG	C	−0−	−0−
(dt) Solid waste management — closure and long−term care	SEG	C	−0−	−0−
(du) Solid waste management − site specific remediation	SEG	C	−0−	−0−
(dv) Solid waste management — environmental repair; spills; abandoned containers	SEG	C	2,440,800	2,440,800
(dw) Solid waste management — environmental repair; petroleum spills; admin.	SEG	A	488,900	488,900
(dy) Solid waste mgt. — corrective action; proofs of financial responsibility	SEG	C	−0−	−0−
(dz) Solid waste management − assessments and legal action	SEG	C	−0−	−0−
(eg) Solid waste facility siting board fee	PR	A	−0−	−0−
(eh) Solid waste management — source reduction review	PR	C	−0−	−0−
(eq) Solid waste management − dry cleaner environmental response	SEG	A	138,700	138,700
(fq) Indemnification agreements	SEG	S	−0−	−0−
(gh) Mining — mining regulation and administration	PR	A	295,400	258,500
(gr) Solid waste management — mining programs	SEG	C	−0−	−0−
(hq) Recycling; administration	SEG	A	1,174,200	1,174,200
(ma) General program operations — state funds	GPR	A	1,653,800	1,619,100
(mi) General program operations — private and public sources	PR	C	−0−	−0−
(mk) General program operations — service funds	PR−S	C	100,000	100,000
(mm) General program operations — federal funds	PR−F	C	7,926,000	7,867,100
(mq) General program operations − environmental fund	SEG	A	3,227,500	3,200,200
(mr) General program operations − brownfields	SEG	A	252,700	252,700
(mu) Petroleum inspection fd. suppl. to env. fd.; env. repair and well comp.	SEG	A	1,049,400	1,049,400
(my) General program operations — environmental fund; federal funds	SEG−F	C	861,200	861,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			1,698,700	1,664,000	
PROGRAM REVENUE			24,658,100	24,684,800	
FEDERAL			(7,926,000)	(7,867,100)	
OTHER			(16,632,100)	(16,717,700)	
SERVICE			(100,000)	(100,000)	
SEGREGATED FUNDS			10,975,600	10,948,300	
FEDERAL			(861,200)	(861,200)	
OTHER			(10,114,400)	(10,087,100)	
TOTAL−ALL SOURCES			37,332,400	37,297,100	
(3) ENFORCEMENT AND SCIENCE					
(ad) Law enforcement − car killed deer; general fund	GPR	A	502,100	514,600	
(ak) Law enforcement − snowmobile enforcement and safety training; service funds	PR−S	A	1,082,700	1,082,700	
(aq) Law enforcement — snowmobile enforcement and safety training	SEG	A	−0−	−0−	
(ar) Law enforcement — boat enforcement and safety training	SEG	A	2,346,300	2,363,200	
(as) Law enforcement — all−terrain vehicle enforcement	SEG	A	1,088,200	1,102,300	
(at) Education and safety programs	SEG	A	228,500	341,000	**Vetoed In Part**
(aw) Law enforcement — car kill deer	SEG	A	502,100	514,600	
(ax) Law enforcement − water resources enforcement	SEG	A	213,200	215,100	
(bg) Enforcement — stationary sources	PR	A	84,900	90,000	
(bL) Operator certification — fees	PR	A	102,800	102,800	
(dg) Environmental impact — consultant services; printing and postage costs	PR	C	−0−	−0−	
(dh) Environmental impact — power projects	PR	C	28,100	28,100	
(di) Environmental consulting costs — federal power projects	PR	A	−0−	−0−	
(fj) Environmental quality − laboratory certification	PR	A	660,800	660,800	
(is) Lake research; voluntary contributions	SEG	C	69,600	69,600	
(ma) General program operations — state funds	GPR	A	2,996,700	2,996,700	
(mi) General program operations — private and public sources	PR	C	400,700	400,700	
(mk) General program operations — service funds	PR−S	C	1,068,500	1,068,500	
(mm) General program operations — federal funds	PR−F	C	461,900	461,900	
(mq) General program operations — environmental fund	SEG	A	957,800	990,600	
(mr) Recycling; enforcement and research	SEG	A	243,900	247,800	
(ms) General program operations − pollution prevention	SEG	A	84,800	84,800	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(mt) General program operations, nonpoint source — environmental fund	SEG	A	356,800	356,800	
(mu) General program operations — state funds	SEG	A	16,953,900	17,126,000	
(mw) Water resources − public health	SEG	A	25,000	25,000	
(my) General program operations — federal funds	SEG−F	C	6,161,100	6,161,100	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			3,498,800	3,511,300	
PROGRAM REVENUE			3,890,400	3,895,500	
FEDERAL			(461,900)	(461,900)	
OTHER			(1,277,300)	(1,282,400)	
SERVICE			(2,151,200)	(2,151,200)	
SEGREGATED FUNDS			29,231,200	29,597,900	
FEDERAL			(6,161,100)	(6,161,100)	
OTHER			(23,070,100)	(23,436,800)	
TOTAL−ALL SOURCES			36,620,400	37,004,700	
(4) WATER					
(af) Water resources − remedial action	GPR	C	142,500	142,500	
(ag) Water resources − pollution credits	PR	C	−0−	−0−	
(ah) Water resources − Great Lakes protection fund	PR	C	229,000	229,000	
(aq) Water resources management − management activities	SEG	A	3,145,200	3,145,200	
(ar) Water resources − groundwater management	SEG	B	91,900	91,900	
(as) Water resources — trading water pollution credits	SEG	C	−0−	−0−	
(at) Watershed — nonpoint source contracts	SEG	B	997,600	997,600	
(au) Cooperative remedial action; contributions	SEG	C	−0−	−0−	
(av) Cooperative remedial action; interest on contributions	SEG	S	−0−	−0−	
(bg) Water regulation and zoning − computer access fees	PR	C	−0−	−0−	
(bh) Water regulation and zoning − dam inspect. and safety administ.; gen. fund	PR	A	−0−	−0−	
(bi) Water regulation and zoning − fees	PR	A	837,100	777,800	**Vetoed In Part**
(bj) Storm water management − fees	PR	A	1,403,000	1,532,400	
(bL) Wastewater management − fees	PR	C	141,700	141,700	
(br) Water reg. & zoning — dam safety & wetland mapping; conservation fund	SEG	A	580,700	580,700	
(cg) Groundwater quantity administration	PR	A	306,200	387,900	
(ch) Groundwater quantity research	PR	B	100,000	100,000	
(kk) Fishery resources for ceded territories	PR−S	A	146,000	146,000	
(ku) Great Lakes trout and salmon	SEG	C	1,222,700	1,222,700	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(kv) Trout habitat improvement	SEG	C	1,160,000	1,160,000
(kw) Sturgeon stock and habitat	SEG	C	134,400	134,400
(ky) Sturgeon stock and habitat − inland waters	SEG	C	−0−	137,300
(ma) General program operations − state funds	GPR	A	−0−	−0−
Watershed management	GPR	A	6,251,100	6,221,100
Fisheries management and habitat protection	GPR	A	3,092,500	3,092,500
Drinking water and groundwater	GPR	A	2,070,600	2,070,600
Water program management	GPR	A	2,755,100	2,755,100
NET APPROPRIATION			14,169,300	14,139,300
(mi) General program operations − private and public sources	PR	C	160,000	160,000
(mk) General program operations — service funds	PR−S	C	537,600	537,600
(mm) General program operations − federal funds	PR−F	C	−0−	−0−
Watershed management	PR−F	C	5,561,000	5,561,000
Fisheries management and habitat protection	PR−F	C	1,314,500	1,314,500
Drinking water and groundwater	PR−F	C	4,237,200	4,237,200
NET APPROPRIATION			11,112,700	11,112,700
(mq) General program operations − environmental fund	SEG	A	−0−	−0−
Watershed management	SEG	A	1,552,400	1,547,300
Drinking water and groundwater	SEG	A	2,003,200	1,998,100
Water program management	SEG	A	47,100	47,100
NET APPROPRIATION			3,602,700	3,592,500
(mr) General program operations, nonpoint source	SEG	A	486,600	486,600
(mt) General program operations−environmental improvement programs; state funds	SEG	A	631,400	631,400
(mu) General program operations − state funds	SEG	A	15,018,400	15,018,400
(mw) Petroleum inspection fund supplement to env. fund; groundwater management	SEG	A	766,900	766,900
(mx) General program operations − clean water fund program; federal funds	SEG−F	C	881,600	832,100
(my) General program operations − environmental fund − federal funds	SEG−F	C	−0−	−0−
(mz) General program operations − federal funds	SEG−F	C	4,097,200	4,195,000
(nz) General program operations−safe drinking water loan programs; federal funds	SEG−F	C	638,800	612,300
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			14,311,800	14,281,800
PROGRAM REVENUE			14,973,300	15,125,100
FEDERAL			(11,112,700)	(11,112,700)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
OTHER			(3,177,000)	(3,328,800)	
SERVICE			(683,600)	(683,600)	
SEGREGATED FUNDS			33,456,100	33,605,000	
FEDERAL			(5,617,600)	(5,639,400)	
OTHER			(27,838,500)	(27,965,600)	
TOTAL−ALL SOURCES			62,741,200	63,011,900	
(5) CONSERVATION AIDS					
(ac) Resource aids − Milwaukee public museum	GPR	A	−0−	−0−	
(aq) Resource aids − Canadian agencies migratory waterfowl aids	SEG	C	169,200	169,200	
(ar) Resource aids − county conservation aids	SEG	C	150,000	150,000	
(as) Recreation aids − fish, wildlife, and forestry recreation aids	SEG	C	234,500	234,500	
(at) Ice age trail area grants	SEG	A	75,000	75,000	
(au) Resource aids − Ducks Unlimited, Inc. payments	SEG	C	−0−	−0−	
(av) Resource aids − private forest grants	SEG	B	1,250,000	1,250,000	
(aw) Resource aids − nonprofit conservation organizations	SEG	C	235,000	235,000	
(ax) Resource aids − forestry education	SEG	A	200,000	300,000	**Vetoed In Part**
(ay) Resource aids − urban land conservation	SEG	A	75,000	75,000	
(az) Resource aids − forestry; timber sale revenue	SEG	C	−0−	600,000	**Vetoed In Part**
(bq) Resource aids − county forest loans; severance share payments	SEG	C	−0−	−0−	
(br) Resource aids − forest croplands and managed forest land aids	SEG	A	2,463,000 1,250,000	2,363,000 1,250,000	**Vetoed In Part**
(bs) Resource aids − county forest loans	SEG	A	622,400	622,400	
(bt) Resource aids − county forest project loans	SEG	C	400,000	400,000	
(bu) Resource aids − county forest project loans; severance share payments	SEG	C	−0−	−0−	
(bv) Res. aids − county forests, forest croplands and managed forest land aids	SEG	S	1,379,400	1,416,400	
(bw) Resource aids − urban forestry and county forest administrator grants	SEG	A	2,018,100	2,128,100	
(bx) Resource aids − national forest income aids	PR−F	C	782,200	782,200	
(by) Resource aids — fire suppression grants	SEG	A	448,000	448,000	
(cb) Recreation aids − snowmobile trail and area aids; general fund	GPR	A	−0−	−0−	
(cq) Recreation aids − recreational boating and other projects	SEG	C	4,027,000	3,122,000	
(cr) Recreation aids − county snowmobile trail and area aids	SEG	C	2,500,400	2,500,400	
(cs) Recreation aids − snowmobile trail areas	SEG	C	4,552,200	4,738,200	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(ct) Recreation aids − all−terrain vehicle project aids; gas tax payment	SEG	C	1,573,000	1,734,300
(cu) Recreation aids — all−terrain vehicle project aids	SEG	C	1,600,000	1,600,000
(cw) Recreation aids − supplemental snowmobile trail aids	SEG	C	614,100	614,100
(cx) Recreation aids — all−terrain vehicle safety program	SEG	A	250,000	250,000
(cy) Recreation and resource aids, federal funds	SEG−F	C	510,900	510,900
(da) Aids in lieu of taxes − general fund	GPR	S	3,152,000	4,208,000
(dq) Aids in lieu of taxes − sum sufficient	SEG	S	780,000	780,000
(dr) Aids in lieu of taxes − sum certain	SEG	A	4,000,000	4,000,000
(dx) Resource aids — payment in lieu of taxes; federal	PR−F	C	440,000	440,000
(ea) Enforcement aids — spearfishing enforcement	GPR	C	−0−	−0−
(eq) Enforcement aids — boating enforcement	SEG	A	1,400,000	1,400,000
(er) Enforcement aids — all−terrain vehicle enforcement	SEG	A	200,000	200,000
(es) Enforcement aids — snowmobiling enforcement	SEG	A	400,000	400,000
(ex) Enforcement aids — federal funds	SEG−F	C	−0−	−0−
(fq) Wildlife damage claims and abatement	SEG	C	1,587,700	2,187,700
(fr) Wildlife abatement and control grants	SEG	B	25,000	25,000
(fs) Venison processing	SEG	B	600,000	600,000
(ft) Venison processing; voluntary contributions	SEG	C	−0−	−0−
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,152,000	4,208,000
PROGRAM REVENUE			1,222,200	1,222,200
FEDERAL			(1,222,200)	(1,222,200)
SEGREGATED FUNDS			34,339,900	35,129,200
FEDERAL			(510,900)	(510,900)
OTHER			(33,829,000)	(34,618,300)
TOTAL−ALL SOURCES			38,714,100	40,559,400
(6) ENVIRONMENTAL AIDS				
(aa) Environmental aids − non−point source	GPR	B	839,400	839,400
(ar) Environmental aids − lake protection	SEG	C	3,675,400	4,175,400
(au) Environmental aids — river protection; environmental fund	SEG	A	−0−	−0−
(av) Environmental aids − river protection; conservation fund	SEG	A	292,400	292,400
(aw) Environmental aids − river protection; nonprofit organization contracts	SEG	C	75,000	75,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(bj) Environmental aids — waste reduction and recycling grants and gifts	PR	C	−0−	−0−
(bk) Environmental aids — wastewater and drinking water grant	PR−S	A	−0−	−0−
(br) Environmental aids − waste reduction and recycling	SEG	C	500,000	500,000
(bu) Financial assistance for responsible units	SEG	A	24,500,000	24,500,000
(bv) Recycling efficiency incentive grants	SEG	A	1,900,000	1,900,000
(ca) Environmental aids − scenic urban waterways	GPR	C	−0−	−0−
(cm) Environmental aids − federal funds	PR−F	C	−0−	−0−
(cr) Environmental aids − compensation for well contamination	SEG	C	294,000	294,000
(da) Environmental planning aids − local water quality planning	GPR	A	269,200	269,200
(dm) Environmental planning aids − federal funds	PR−F	C	150,000	150,000
(dq) Environmental aids — urban nonpoint source	SEG	B	1,399,000	1,399,000
(ef) Brownfields revolving loan repayments	PR	C	−0−	−0−
(eg) Groundwater mitigation and local assistance	PR	C	593,800	512,100
(eh) Brownfields revolving loan funds administered for other entity	PR	C	−0−	−0−
(em) Federal brownfields revolving loan funds	PR−F	C	1,000,000	1,000,000
(eq) Environmental aids − dry cleaner environmental response	SEG	B	2,600,000	1,050,000
(et) Environmental aids − brownfield site assessment	SEG	B	1,700,000	1,700,000
(eu) Environmental aids − brownfields green space grants	SEG	B	500,000	500,000
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,108,600	1,108,600
PROGRAM REVENUE			1,743,800	1,662,100
FEDERAL			(1,150,000)	(1,150,000)
OTHER			(593,800)	(512,100)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			37,435,800	36,385,800
OTHER			(37,435,800)	(36,385,800)
TOTAL−ALL SOURCES			40,288,200	39,156,500
(7) DEBT SERVICE AND DEVELOPMENT				
(aa) Resource acquisition and development − principal repayment and interest	GPR	S	27,921,400	34,481,800
(ac) Principal repayment and interest − recreational boating bonds	GPR	S	−0−	−0−
(ag) Land acquisition; principal repayment and interest	PR	C	−0−	−0−

Statute, Agency and Purpose	Source	Type	2005−06	2006−07	
(ah) Principal repayment and interest − stewardship program	PR	C	−0−	−0−	Vetoed In Part
(aq) Resource acquisition and development − principal repayment and interest	SEG	S	237,500	237,000	
(ar) Dam repair and removal − principal repayment and interest	SEG	S	452,300	448,900	
(at) Recreation development − principal repayment and interest	SEG	S	−0−	−0−	
(au) State forest acquisition and development — principal repayment and interest	SEG	A	14,100,000	13,500,000	
(bq) Principal repayment and interest − remedial action	SEG	S	3,520,800	3,769,200	
(ca) Principal repayment and interest − nonpoint source grants	GPR	S	5,573,200	6,438,600	
(cb) Principal repayment and interest − pollution abatement bonds	GPR	S	51,302,400	50,483,200	
(cc) Principal repay. and int. − combined sewer overflow; pollution abat. bonds	GPR	S	16,355,300	16,247,400	
(cd) Principal repayment and interest − municipal clean drinking water grants	GPR	S	849,000	859,000	
(ce) Principal repayment and interest − nonpoint source compliance	GPR	S	180,700	176,900	
(cf) Principal repayment and interest − urban nonpoint source cost−sharing	GPR	S	987,500	1,270,900	
(cg) Principal repayment and interest − nonpoint repayments	PR	C	50,000	50,000	
(ea) Administrative facilities − principal repayment and interest	GPR	S	727,400	765,500	
(eq) Administrative facilities − principal repayment and interest	SEG	S	2,091,100	2,574,300	
(er) Administrative facilities − principal repayment & interest; env. fund	SEG	S	283,800	371,400	
(fa) Resource maintenance and development − state funds	GPR	C	894,400	894,400	
(fk) Resource acquisition and development − service funds; transportation moneys	PR−S	C	1,000,000	1,000,000	
(fq) Resource maintenance and development — state park, forest, and river	SEG−S	C	−0−	−0−	
(fr) Resource acq. and dev. − boating access to southeastern lakes	SEG	C	100,000	100,000	
(fs) Resource acquisition and development − state funds	SEG	C	898,100	898,100	
(ft) Resource acquisition and development − boating access	SEG	C	200,000	200,000	
(fu) Resource acquisition and development — nonmotorized boating improvements	SEG	C	−0−	−0−	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(fw) Resource acq. and dev. − Mississippi and St. Croix rivers management	SEG	C	62,500	62,500
(fy) Resource acquisition and development — federal funds	SEG−F	C	2,120,000	2,120,000
(gg) Ice Age trail − gifts and grants	PR	C	−0−	−0−
(gq) State trails − gifts and grants	SEG	C	−0−	−0−
(ha) Facilities acquisition, development and maintenance	GPR	C	170,900	170,900
(hq) Facilities acquisition, development and maintenance − conservation fund	SEG	C	376,800	376,800
(jr) Rental property and equipment − maintenance and replacement	SEG	C	−0−	−0−
(mc) Resource maintenance and development − state park, forest & riverway roads	GPR	C	321,400	321,400
(mi) General program operations − private and public sources	PR	C	−0−	−0−
(mk) General program operations − service funds	PR−S	C	−0−	−0−
(7) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			105,283,600	112,110,000
PROGRAM REVENUE			1,050,000	1,050,000
OTHER			(50,000)	(50,000)
SERVICE			(1,000,000)	(1,000,000)
SEGREGATED FUNDS			24,442,900	24,658,200
FEDERAL			(2,120,000)	(2,120,000)
OTHER			(22,322,900)	(22,538,200)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			130,776,500	137,818,200
(8) ADMINISTRATION AND TECHNOLOGY				
(ir) Promotional activities and publications	SEG	C	83,000	83,000
(iw) Statewide recycling administration	SEG	A	205,700	205,700
(ma) General program operations — state funds	GPR	A	2,981,700	2,981,700
(mg) General program operations — stationary sources	PR	A	−0−	−0−
(mi) General program operations — private and public sources	PR	C	−0−	−0−
(mk) General program operations — service funds	PR−S	C	5,058,500	5,058,500
(mq) General program operations — mobile sources	SEG	A	586,100	586,100
(mr) General program operations − environmental improvement fund	SEG	A	349,900	349,900
(mt) Equipment pool operations	SEG−S	C	−0−	−0−
(mu) General program operations — state funds	SEG	A	13,659,100	13,659,100
(mv) General program operations — environmental fund	SEG	A	1,306,800	1,306,800
(mz) Indirect cost reimbursements	SEG−F	C	6,438,800	6,438,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(ni) Geographic information systems, general program operations − other funds	PR	C	38,700	38,700
(nk) Geographic information systems, general program operations — service fds.	PR−S	C	1,503,600	1,503,600
(zq) Gifts and donations	SEG	C	−0−	−0−
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,981,700	2,981,700
PROGRAM REVENUE			6,600,800	6,600,800
OTHER			(38,700)	(38,700)
SERVICE			(6,562,100)	(6,562,100)
SEGREGATED FUNDS			22,629,400	22,629,400
FEDERAL			(6,438,800)	(6,438,800)
OTHER			(16,190,600)	(16,190,600)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			32,211,900	32,211,900
(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
(eg) Gifts and grants; environmental management systems	PR	C	−0−	−0−
(gb) Education programs − program fees	PR	B	54,300	54,300
(hk) Approval fees to Lac du Flambeau band−service funds	PR−S	A	100,000	100,000
(hs) Approval fees from Lac du Flambeau band	SEG	C	−0−	−0−
(ht) Approval fees to Lac du Flambeau band	SEG	S	−0−	−0−
(hu) Handling, issuing and approval list fees	SEG	C	154,000	154,000
(iq) Natural resources magazine	SEG	C	924,900	924,900
(is) Statewide recycling administration	SEG	A	428,600	428,600
(ma) General program operations − state funds	GPR	A	1,261,200	1,261,200
(mh) General programs operations − stationary sources	PR	A	420,700	420,700
(mi) General program operations — private and public sources	PR	C	40,000	40,000
(mj) General program operations — solid and hazardous waste	PR	A	−0−	−0−
(mk) General program operations — service funds	PR−S	C	1,726,600	1,726,600
(mm) General program operations − federal funds	PR−F	C	1,039,700	1,039,700
(mq) General program operations − mobile sources	SEG	A	180,900	180,900
(ms) General program operations — cooperative environmental assistance	SEG	A	−0−	−0−
(mt) Aids administration — environmental improvement programs; state funds	SEG	A	1,207,400	1,207,400
(mu) General program operations − state funds	SEG	A	14,084,400	14,086,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(mv) General program operations — environmental fund	SEG	A	1,061,400	1,061,400
(mw) Aids administration − snowmobile recreation	SEG	A	176,700	176,700
(mx) Aids administration − clean water fund program; federal funds	SEG−F	C	1,094,700	1,094,700
(my) General program operations − federal funds	SEG−F	C	257,100	257,100
(mz) Indirect cost reimbursements	SEG−F	C	1,196,600	1,196,600
(nq) Aids administration − dry cleaner environmental response	SEG	A	68,500	68,500
(ny) Aids administration − safe drinking water loan programs; federal funds	SEG−F	C	168,200	168,200
(9) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,261,200	1,261,200
PROGRAM REVENUE			3,381,300	3,381,300
FEDERAL			(1,039,700)	(1,039,700)
OTHER			(515,000)	(515,000)
SERVICE			(1,826,600)	(1,826,600)
SEGREGATED FUNDS			21,003,400	21,005,400
FEDERAL			(2,716,600)	(2,716,600)
OTHER			(18,286,800)	(18,288,800)
TOTAL−ALL SOURCES			25,645,900	25,647,900
20.370 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			138,897,600	146,727,800
PROGRAM REVENUE			59,074,800	59,176,700
FEDERAL			(22,912,500)	(22,853,600)
OTHER			(22,910,900)	(23,071,700)
SERVICE			(13,251,400)	(13,251,400)
SEGREGATED FUNDS			307,651,200	308,384,000
FEDERAL			(31,916,400)	(31,911,900)
OTHER			(275,734,800)	(276,472,100)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			505,623,600	514,288,500
20.373 Fox river navigational system authority				
(1) INITIAL COSTS				
(g) Administration, operation, repair, and rehabilitation	PR	C	−0−	−0−
(r) Establishment and operation	SEG	C	30,700	30,700
20.373 DEPARTMENT TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			30,700	30,700
OTHER			(30,700)	(30,700)
TOTAL−ALL SOURCES			30,700	30,700
20.380 Tourism, department of				
(1) TOURISM DEVELOPMENT PROMOTION				
(a) General program operations	GPR	A	3,354,100	3,252,600
(b) Tourism marketing; general purpose revenue	GPR	A	−0−	−0−
(g) Gifts, grants and proceeds	PR	C	6,200	6,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(h) Tourism promotion; sale of surplus property	PR	C	−0−	−0−
(j) Tourism promotion − private and public sources	PR	C	100,000	100,000
(k) Sale of materials or services	PR−S	C	−0−	−0−
(ka) Sales of materials or services−local assistance	PR−S	C	−0−	−0−
(kb) Sales of materials or services−individuals and organizations	PR−S	C	−0−	−0−
(kc) Marketing clearinghouse charges	PR−S	A	−0−	−0−
(kg) Tourism marketing; gaming revenue	PR−S	B	9,115,700	9,149,400
(km) Tourist information assistant	PR−S	A	189,500	189,500
(m) Federal aid−state operations	PR−F	C	−0−	−0−
(n) Federal aid−local assistance	PR−F	C	−0−	−0−
(o) Federal aid−individuals and organizations	PR−F	C	−0−	−0−
(q) Administrative services−conservation fund	SEG	A	12,200	12,200
(w) Tourism marketing; transportation fund	SEG	B	1,600,000	2,200,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,354,100	3,252,600
PROGRAM REVENUE			9,411,400	9,445,100
FEDERAL			(−0−)	(−0−)
OTHER			(106,200)	(106,200)
SERVICE			(9,305,200)	(9,338,900)
SEGREGATED FUNDS			1,612,200	2,212,200
OTHER			(1,612,200)	(2,212,200)
TOTAL−ALL SOURCES			14,377,700	14,909,900
(2) KICKAPOO VALLEY RESERVE				
(ip) Kickapoo reserve management board; program services	PR	C	107,300	107,300
(ir) Kickapoo reserve management board; gifts and grants	PR	C	−0−	−0−
(kc) Kickapoo valley reserve; law enforcement services	PR−S	A	32,300	32,300
(ms) Kickapoo reserve management board; federal aid	PR−F	C	−0−	−0−
(q) Kickapoo reserve management board; general program operations	SEG	A	368,400	368,400
(r) Kickapoo valley reserve; aids in lieu of taxes	SEG	S	284,700	310,300
(2) PROGRAM TOTALS				
PROGRAM REVENUE			139,600	139,600
FEDERAL			(−0−)	(−0−)
OTHER			(107,300)	(107,300)
SERVICE			(32,300)	(32,300)
SEGREGATED FUNDS			653,100	678,700
OTHER			(653,100)	(678,700)
TOTAL−ALL SOURCES			792,700	818,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
20.380 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			3,354,100	3,252,600	
PROGRAM REVENUE			9,551,000	9,584,700	
FEDERAL			(−0−)	(−0−)	
OTHER			(213,500)	(213,500)	
SERVICE			(9,337,500)	(9,371,200)	
SEGREGATED FUNDS			2,265,300	2,890,900	
OTHER			(2,265,300)	(2,890,900)	
TOTAL−ALL SOURCES			15,170,400	15,728,200	
20.395 Transportation, department of					
(1) AIDS					
(ar) Corrections of transportation aid payments	SEG	S	−0−	−0−	
(as) Transportation aids to counties, state funds	SEG	A	90,945,100	92,764,000	
(at) Transportation aids to municipalities, state funds	SEG	A	286,124,000	291,846,500	
(br) Milwaukee urban area rail transit system planning study, state funds	SEG	A	−0−	−0−	
(bs) Transportation employment and mobility, state funds	SEG	C	336,000	336,000	
(bt) Urban rail transit system grants	SEG	C	−0−	−0−	
(bv) Transit and transportation employment and mobility aids, local funds	SEG−L	C	110,000	110,000	
(bx) Transit and transportation employment and mobility aids, federal funds	SEG−F	C	38,000,000	38,000,000	
(cq) Elderly and disabled capital aids, state funds	SEG	C	921,900	921,900	
(cr) Elderly and disabled county aids, state funds	SEG	A	10,373,000	12,373,000	
(cv) Elderly and disabled aids, local funds	SEG−L	C	605,500	605,500	
(cx) Elderly and disabled aids, federal funds	SEG−F	C	1,500,000	1,500,000	
(ex) Highway safety, local assistance, federal funds	SEG−F	C	1,700,000	1,700,000	
(fq) Connecting highways aids, state funds	SEG	A	12,851,900	12,851,900	
(fs) Flood damage aids, state funds	SEG	S	600,000	600,000	
(ft) Lift bridge aids, state funds	SEG	B	1,739,900	1,918,900	
(fu) County forest road aids, state funds	SEG	A	303,300	303,300	
(gq) Expressway policing aids, state funds	SEG	A	1,290,800 1,090,800	1,290,800 1,090,800	**Vetoed In Part**
(gt) Soo locks improvements, state funds	SEG	A	117,800	117,800	
(hr) Tier B transit operating aids, state funds	SEG	A	21,866,400	22,303,800	
(hs) Tier C transit operating aids, state funds	SEG	A	4,949,700	5,048,700	
(ht) Tier A−1 transit operating aids, state funds	SEG	A	57,095,900	58,237,800	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(hu) Tier A−2 transit operating aids, state funds	SEG	A	15,242,700	15,547,600
(ig) Professional football stadium maintenance and operating costs, state funds	PR	C	−0−	−0−
(1) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			546,673,900	558,377,500
FEDERAL			(41,200,000)	(41,200,000)
OTHER			(504,758,400)	(516,462,000)
LOCAL			(715,500)	(715,500)
TOTAL−ALL SOURCES			546,673,900	558,377,500
(2) LOCAL TRANSPORTATION ASSISTANCE				
(aq) Accelerated local bridge improvement assistance, state funds	SEG	C	−0−	−0−
(av) Accelerated local bridge improvement assistance, local funds	SEG−L	C	−0−	−0−
(ax) Accelerated local bridge improvement assistance, federal funds	SEG−F	C	−0−	−0−
(bq) Rail service assistance, state funds	SEG	C	765,600	765,600
(bu) Freight rail infrastructure improvements, state funds	SEG	C	−0−	−0−
(bv) Rail service assistance, local funds	SEG−L	C	500,000	500,000
(bw) Freight rail assistance loan repayments, local funds	SEG−L	C	4,000,000	4,000,000
(bx) Rail service assistance, federal funds	SEG−F	C	50,000	50,000
(cq) Harbor assistance, state funds	SEG	C	602,000	602,000
(cr) Rail passenger service, state funds	SEG	C	501,700	630,000
(cs) Harbor assistance, federal funds	SEG−F	C	−0−	−0−
(ct) Pass. railroad station imprvmt. & comm. rail trans. sys. grants, state fds.	SEG	B	800,000	−0−
(cu) Pass. railroad station imprvmt. & comm. rail trans. sys. grants, local fds.	SEG−L	C	−0−	−0−
(cv) Rail passenger service, local funds	SEG−L	C	−0−	−0−
(cx) Rail passenger service, federal funds	SEG−F	C	4,581,400	5,039,600
(dq) Aeronautics assistance, state funds	SEG	C	12,363,100	12,612,300
(ds) Aviation career education, state funds	SEG	A	144,500	144,500
(dv) Aeronautics assistance, local funds	SEG−L	C	40,000,000	42,000,000
(dx) Aeronautics assistance, federal funds	SEG−F	C	74,000,000	74,000,000
(eq) Highway and local bridge improvement assistance, state funds	SEG	C	8,513,500	8,513,500
(ev) Loc. brdg. imprvmt. & trfc. marking enhncmnt. asst., loc. & transfrd. fnds.	SEG−L	C	8,780,400	8,780,400
(ex) Local bridge improvement assistance, federal funds	SEG−F	C	24,438,300	24,438,300

Statute, Agency and Purpose	Source	Type	2005−06	2006−07	
(fb) Local roads for job preservation, state funds	GPR	C	−0−	−0−	
(fr) Local roads improvement program, state funds	SEG	C	16,123,200	16,585,700	
(ft) Local roads improvement program; discretionary grants, state funds	SEG	C	12,000,000 7,000,000	12,000,000 7,000,000	**Vetoed In Part**
(fv) Local transportation facility improvement assistance, local funds	SEG−L	C	40,298,400	40,760,900	
(fx) Local transportation facility improvement assistance, federal funds	SEG−F	C	70,391,300	70,391,300	
(fz) Local roads for job preservation, federal funds	SEG−F	C	−0−	−0−	
(gj) Railroad crossing protection installation and maintenance, state funds	SEG	C	−0−	−0−	
(gq) Railroad crossing improvement and protection maintenance, state funds	SEG	A	2,250,000	2,250,000	
(gr) Railroad crossing improvement and protection installation, state funds	SEG	C	1,700,000	1,700,000	
(gs) Railroad crossing repair assistance, state funds	SEG	C	250,000	250,000	
(gv) Railroad crossing improvement, local funds	SEG−L	C	−0−	−0−	
(gx) Railroad crossing improvement, federal funds	SEG−F	C	3,299,600	3,299,600	
(hq) Multimodal transportation studies, state funds	SEG	C	−0−	−0−	
(hx) Multimodal transportation studies, federal funds	SEG−F	C	−0−	−0−	
(iq) Transportation facilities economic assistance and development, state funds	SEG	C	4,825,000	3,625,000	
(iv) Transportation facilities economic assistance and development, local funds	SEG−L	C	4,825,000	3,625,000	
(iw) Transportation facility improvement loans, local funds	SEG−L	C	−0−	−0−	
(ix) Transportation facilities economic assistance & development, federal funds	SEG−F	C	−0−	−0−	
(jq) Surface transportation grants, state funds	SEG	C	−0−	−0−	
(jv) Surface transportation grants, local funds	SEG−L	C	−0−	−0−	
(jx) Surface transportation grants, federal funds	SEG−F	C	−0−	−0−	
(kv) Congestion mitigation and air quality improvement, local funds	SEG−L	C	3,124,700	3,124,700	
(kx) Congestion mitigation and air quality improvement, federal funds	SEG−F	C	11,619,000	11,619,000	
(nv) Transportation enhancement activities, local funds	SEG−L	C	1,682,600	1,682,600	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(nx) Transportation enhancement activities, federal funds	SEG−F	C	6,256,600	6,256,600	
(ny) Milwaukee lakeshore walkway	SEG−F	B	−0−	−0−	
(ph) Transportation infrastructure loans, gifts and grants	SEG	C	−0−	−0−	
(pq) Transportation infrastructure loans, state funds	SEG	C	5,000	5,000	
(pu) Transportation infrastructure loans, service funds	SEG−S	C	−0−	−0−	
(pv) Transportation infrastructure loans, local funds	SEG−L	C	−0−	−0−	
(px) Transportation infrastructure loans, federal funds	SEG−F	C	−0−	−0−	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			−0−	−0−	
SEGREGATED FUNDS			358,690,900	359,251,600	
FEDERAL			(194,636,200)	(195,094,400)	
OTHER			(60,843,600)	(59,683,600)	
SERVICE			(−0−)	(−0−)	
LOCAL			(103,211,100)	(104,473,600)	
TOTAL−ALL SOURCES			358,690,900	359,251,600	
(3) STATE HIGHWAY FACILITIES					
(bq) Major highway development, state funds	SEG	C	42,537,700 14,137,000	96,491,300 73,088,300	**Vetoed In Part**
(br) Major highway development, service funds	SEG−S	C	122,437,400	123,324,200	
(bv) Major highway development, local funds	SEG−L	C	−0−	−0−	
(bx) Major highway development, federal funds	SEG−F	C	78,975,000	78,975,000	
(ck) West canal street reconstruction and extension, service funds	PR−S	C	−0−	−0−	
(cq) State highway rehabilitation, state funds	SEG	C	47,133,100 46,581,600	265,772,800 264,401,000	**Vetoed In Part**
(cr) Southeast Wisconsin freeway rehabilitation, state funds	SEG	C	87,731,500 52,731,500	95,861,100 29,618,100	**Vetoed In Part**
(ct) Marquette interchange reconstr, owner controlled ins pgm, service funds	SEG−S	C	−0−	−0−	
(cv) State highway rehabilitation, local funds	SEG−L	C	2,000,000	2,000,000	
(cw) Southeast Wisconsin freeway rehabilitation, local funds	SEG−L	C	−0−	−0−	
(cx) State highway rehabilitation, federal funds	SEG−F	C	296,867,400	347,963,200	
(cy) Southeast Wisconsin freeway rehabilitation, federal funds	SEG−F	C	111,454,500	64,368,300	
(eq) Highway maintenance, repair, and traffic operations, state funds	SEG	C	170,991,600	177,191,200	
(er) State−owned lift bridge operations and maintenance, state funds	SEG	A	2,188,600	2,232,400	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(ev) Highway maintenance, repair, and traffic operations, local funds	SEG−L	C	496,000	496,000
(ex) Highway maintenance, repair, and traffic operations, federal funds	SEG−F	C	1,102,900	1,102,900
(iq) Administration and planning, state funds	SEG	A	16,970,600	16,451,000
(ir) Disadvantaged business mobilization assistance, state funds	SEG	C	−0−	−0−
(iv) Administration and planning, local funds	SEG−L	C	−0−	−0−
(ix) Administration and planning, federal funds	SEG−F	C	4,463,800	4,196,600
(jh) Utility facilities within highway rights−of−way, state funds	PR	C	−0−	−0−
(jj) Damage claims	PR	C	1,850,000	1,850,000
(js) Telecommunications services, service funds	SEG−S	C	−0−	−0−
(3) PROGRAM TOTALS				
PROGRAM REVENUE			1,850,000	1,850,000
OTHER			(1,850,000)	(1,850,000)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			985,350,100	1,276,426,000
FEDERAL			(492,863,600)	(496,606,000)
OTHER			(367,553,100)	(653,999,800)
SERVICE			(122,437,400)	(123,324,200)
LOCAL			(2,496,000)	(2,496,000)
TOTAL−ALL SOURCES			987,200,100	1,278,276,000
(4) GENERAL TRANSPORTATION OPERATIONS				
(aq) Departmental management and operations, state funds	SEG	A	48,975,100	50,764,700
(ar) Minor construction projects, state funds	SEG	C	−0−	−0−
(at) Capital building projects, service funds	SEG−S	C	6,000,000	6,000,000
(av) Departmental management and operations, local funds	SEG−L	C	369,000	369,000
(ax) Departmental management and operations, federal funds	SEG−F	C	10,808,900	10,808,900
(ch) Gifts and grants	SEG	C	−0−	−0−
(dq) Demand management	SEG	A	337,500	337,500
(eq) Data processing services, service funds	SEG−S	C	14,979,900	14,979,900
(er) Fleet operations, service funds	SEG−S	C	12,073,600	12,031,900
(es) Other department services, operations, service funds	SEG−S	C	5,637,100	5,346,000
(et) Equipment acquisition	SEG	A	−0−	−0−
(ew) Operating budget supplements, state funds	SEG	C	−0−	−0−
(4) PROGRAM TOTALS				
SEGREGATED FUNDS			99,181,100	100,637,900
FEDERAL			(10,808,900)	(10,808,900)
OTHER			(49,312,600)	(51,102,200)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
SERVICE			(38,690,600)	(38,357,800)	
LOCAL			(369,000)	(369,000)	
TOTAL−ALL SOURCES			99,181,100	100,637,900	
(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT					
(cg) Internet and telephone transactions, state funds	PR	C	−0−	−0−	
(ch) Repaired salvage vehicle examinations, state funds	PR	C	−0−	−0−	
(ci) Breath screening instruments, state funds	PR	C	149,600	299,200	
(cj) Vehicle registration, special group plates, state funds	PR	C	−0−	−0−	
(cL) Licensing fees, state funds	PR	C	−0−	−0−	
(cq) Veh. reg., insp. & maint., driver licensing & aircraft reg., state funds	SEG	A	70,256,900 69,590,900	70,477,900 69,811,900	**Vetoed In Part**
(cx) Vehicle registration and driver licensing, federal funds	SEG−F	C	200,000	200,000	
(dg) Escort, security and traffic enforcement services, state funds	PR	C	165,000	165,000	
(dh) Traffic academy tuition payments, state funds	PR	C	474,800	474,800	
(di) Chemical testing training and services, state funds	PR	A	1,298,200	1,305,200	
(dk) Public safety radio management, service funds	PR−S	C	245,100	245,100	
(dL) Public safety radio management, state funds	PR	C	22,000	22,000	
(dq) Vehicle inspection, traffic enforcement and radio management, state funds	SEG	A	50,756,900	53,220,700	
(dr) Transportation safety, state funds	SEG	A	1,405,600	1,405,600	
(dx) Vehicle inspection and traffic enforcement, federal funds	SEG−F	C	7,891,000	7,891,000	
(dy) Transportation safety, federal funds	SEG−F	C	3,856,700	3,717,400	
(ek) Safe−ride grant program; state funds	PR−S	C	−0−	−0−	
(hq) Mtr. veh. emission inspec. & maint. prog.; contractor costs & equip. grants	SEG	A	13,274,400	13,274,400	
(hx) Motor vehicle emission inspection and maintenance programs, federal funds	SEG−F	C	−0−	−0−	
(iv) Municipal and county registration fee, local funds	SEG−L	C	−0−	−0−	
(jr) Pretrial intoxicated driver intervention grants, state funds	SEG	A	779,400	779,400	
(5) PROGRAM TOTALS					
PROGRAM REVENUE			2,354,700	2,511,300	
OTHER			(2,109,600)	(2,266,200)	
SERVICE			(245,100)	(245,100)	
SEGREGATED FUNDS			148,420,900	150,966,400	
FEDERAL			(11,947,700)	(11,808,400)	
OTHER			(136,473,200)	(139,158,000)	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			150,775,600	153,477,700
(6) DEBT SERVICES				
(af) Prin. rpmt. & int., local rds. job psrv. & maj. hwy & rehab., state funds	GPR	S	41,864,200	68,659,900
(aq) Principal repayment and interest, transportation facilities, state funds	SEG	S	4,460,600	6,184,100
(ar) Principal repayment and interest, buildings, state funds	SEG	S	29,300	21,000
(au) Princ. repay. & int., Marquette interchange reconst. project, state funds	SEG	S	−0−	−0−
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			41,864,200	68,659,900
SEGREGATED FUNDS			4,489,900	6,205,100
OTHER			(4,489,900)	(6,205,100)
TOTAL−ALL SOURCES			46,354,100	74,865,000
(9) GENERAL PROVISIONS				
(gg) Credit card use charges	SEG	C	−0−	−0−
(qd) Freeway land disposal reimbursement clearing account	SEG	C	−0−	−0−
(qh) Highways, bridges and local transportation assistance clearing account	SEG	C	−0−	−0−
(qj) Hwys., bridges & local transp. assist. clearing acct., fed. funded pos.	SEG−F	C	−0−	−0−
(qn) Motor vehicle financial responsibility	SEG	C	−0−	−0−
(th) Temporary funding of projects financed by revenue bonds	SEG	S	−0−	−0−
(9) PROGRAM TOTALS				
SEGREGATED FUNDS			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.395 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			41,864,200	68,659,900
PROGRAM REVENUE			4,204,700	4,361,300
OTHER			(3,959,600)	(4,116,200)
SERVICE			(245,100)	(245,100)
SEGREGATED FUNDS			2,142,806,800	2,451,864,500
FEDERAL			(751,456,400)	(755,517,700)
OTHER			(1,123,430,800)	(1,426,610,700)
SERVICE			(161,128,000)	(161,682,000)
LOCAL			(106,791,600)	(108,054,100)
TOTAL−ALL SOURCES			2,188,875,700	2,524,885,700
Environmental Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			223,645,500	264,686,500
PROGRAM REVENUE			72,830,500	73,122,700
FEDERAL			(22,912,500)	(22,853,600)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
OTHER			(27,084,000)	(27,401,400)
SERVICE			(22,834,000)	(22,867,700)
SEGREGATED FUNDS			2,458,920,400	2,769,336,500
FEDERAL			(783,372,800)	(787,429,600)
OTHER			(1,407,628,000)	(1,712,170,800)
SERVICE			(161,128,000)	(161,682,000)
LOCAL			(106,791,600)	(108,054,100)
TOTAL−ALL SOURCES			2,755,396,400	3,107,145,700

Human Relations and Resources

20.410 Corrections, department of

(1) ADULT CORRECTIONAL SERVICES				
(a) General program operations	GPR	A	547,485,800	528,739,700
(aa) Institutional repair and maintenance	GPR	A	4,201,300	4,201,300
(ab) Corrections contracts and agreements	GPR	A	10,839,600	4,521,800
(b) Services for community corrections	GPR	A	108,231,500	108,487,100
(bm) Pharmacological treatment for certain child sex offenders	GPR	A	110,000	110,000
(bn) Reimbursing counties for probation, extended supervision and parole holds	GPR	A	4,935,100	4,935,100
(c) Reimbursement claims of counties containing state prisons	GPR	S	245,700	245,700
(cw) Mother−young child care program	GPR	A	200,000	200,000
(d) Purchased services for offenders	GPR	A	25,040,900	26,954,700
(e) Principal repayment and interest	GPR	S	73,586,500	74,530,400
(ec) Prison industries principal, interest and rebates	GPR	S	−0−	−0−
(ed) Correctional facilities rental	GPR	A	−0−	−0−
(ef) Lease rental payments	GPR	S	−0−	−0−
(f) Energy costs	GPR	A	23,930,600	24,791,300
(g) Loan fund for persons on probation, extended supervision or parole	PR	A	6,000	6,000
(gb) Drug testing	PR	C	38,900	38,900
(gc) Sex offender honesty testing	PR	C	90,000	90,000
(gd) Sex offender management	PR	A	478,200	504,700
(ge) Administrative and minimum supervision	PR	A	−0−	−0−
(gf) Probation, parole and extended supervision	PR	A	11,003,000	11,169,000
(gg) Supervision of defendants and offenders	PR	A	−0−	−0−
(gh) Supervision of persons on lifetime supervision	PR	A	−0−	−0−
(gi) General operations	PR	A	4,059,400	4,059,400
(gm) Sale of fuel and water service	PR	A	−0−	−0−
(gr) Home detention services	PR	A	598,200	595,600
(gt) Telephone company commissions	PR	A	1,116,300	1,116,300
(h) Administration of restitution	PR	A	872,900	873,900
(hm) Private business employment of inmates and residents	PR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(i) Gifts and grants	PR	C	33,400	33,400
(jz) Operations and maintenance	PR	C	337,500	360,000
(kc) Correctional institution enterprises; inmate activities and employment	PR−S	C	3,151,400	3,151,500
(ke) Jackson correctional institution wastewater treatment facility	PR−S	A	126,100	−0−
(kf) Correctional farms	PR−S	A	4,140,500	4,141,200
(kh) Victim services and programs	PR−S	A	243,800	243,800
(kk) Institutional operations and charges	PR−S	A	13,775,800	13,776,500
(km) Prison industries	PR−S	A	17,874,300	19,662,400
(ko) Prison industries principal repayment, interest and rebates	PR−S	S	153,300	238,600
(kp) Correctional officer training	PR−S	A	2,282,800	2,291,400
(kx) Interagency and intra−agency programs	PR−S	C	1,956,500	1,360,800
(ky) Interagency and intra−agency aids	PR−S	C	1,442,100	1,442,100
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	2,473,100	2,473,100
(n) Federal program operations	PR−F	C	86,800	86,800
(qm) Computer recycling	SEG	A	284,900	284,900
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			798,807,000	777,717,100
PROGRAM REVENUE			66,340,300	67,715,400
FEDERAL			(2,559,900)	(2,559,900)
OTHER			(18,633,800)	(18,847,200)
SERVICE			(45,146,600)	(46,308,300)
SEGREGATED FUNDS			284,900	284,900
OTHER			(284,900)	(284,900)
TOTAL−ALL SOURCES			865,432,200	845,717,400
(2) PAROLE PROGRAM				
(a) General program operations	GPR	A	1,154,300	1,154,300
(kx) Interagency and intra−agency programs	PR−S	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,154,300	1,154,300
PROGRAM REVENUE			−0−	−0−
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			1,154,300	1,154,300
(3) JUVENILE CORRECTIONAL SERVICES				
(a) General program operations	GPR	A	1,013,300	1,013,600
(ba) Mendota juvenile treatment center	GPR	A	1,379,300	1,379,300
(c) Reimbursement claims of counties containing secured correctional facilities	GPR	A	200,000	200,000
(cd) Community youth and family aids	GPR	A	85,841,000	85,841,000
(cg) Serious juvenile offenders	GPR	B	14,332,300	14,401,200
(d) Youth diversion	GPR	A	380,000	380,000
(e) Principal repayment and interest	GPR	S	4,940,600	4,500,500
(f) Community intervention program	GPR	A	3,750,000	3,750,000
(g) Legal service collections	PR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(gg) Collection remittances to local units of government	PR	C	−0−	−0−
(hm) Juvenile correctional services	PR	A	48,735,600	49,052,700
(ho) Juvenile residential aftercare	PR	A	4,688,000	4,869,800
(hr) Juvenile corrective sanctions program	PR	A	3,918,200	3,927,000
(i) Gifts and grants	PR	C	7,700	7,700
(j) State−owned housing maintenance	PR	A	35,000	35,000
(jr) Institutional operations and charges	PR	A	213,700	213,700
(jv) Secure detention services	PR	C	−0−	−0−
(k) Youth diversion administration	PR−S	A	23,500	23,500
(kj) Youth diversion program	PR−S	A	794,900	794,900
(ko) Interagency programs; community youth and family aids	PR−S	C	2,449,200	2,449,200
(kx) Interagency and intra−agency programs	PR−S	C	1,519,800	1,468,800
(ky) Interagency and intra−agency aids	PR−S	C	300,000	300,000
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	24,400	−0−
(n) Federal program operations	PR−F	C	30,000	30,000
(q) Girls school benevolent trust fund	SEG	C	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			111,836,500	111,465,600
PROGRAM REVENUE			62,740,000	63,172,300
FEDERAL			(54,400)	(30,000)
OTHER			(57,598,200)	(58,105,900)
SERVICE			(5,087,400)	(5,036,400)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			174,576,500	174,637,900
20.410 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			911,797,800	890,337,000
PROGRAM REVENUE			129,080,300	130,887,700
FEDERAL			(2,614,300)	(2,589,900)
OTHER			(76,232,000)	(76,953,100)
SERVICE			(50,234,000)	(51,344,700)
SEGREGATED FUNDS			284,900	284,900
OTHER			(284,900)	(284,900)
TOTAL−ALL SOURCES			1,041,163,000	1,021,509,600
20.425 Employment relations commission				
(1) LABOR RELATIONS				
(a) General program operations	GPR	A	2,303,500	2,302,700
(i) Fees, collective bargaining training, publications, and appeals	PR	A	533,800	533,800
20.425 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,303,500	2,302,700
PROGRAM REVENUE			533,800	533,800
OTHER			(533,800)	(533,800)
TOTAL−ALL SOURCES			2,837,300	2,836,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
20.432 Board on aging and long−term care				
(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
(a) General program operations	GPR	A	847,200	846,900
(i) Gifts and grants	PR	C	−0−	−0−
(k) Contracts with other state agencies	PR−S	C	730,500	730,500
(kb) Insurance and other information, counseling and assistance	PR−S	A	344,500	345,500
(m) Federal aid	PR−F	C	−0−	−0−
20.432 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			847,200	846,900
PROGRAM REVENUE			1,075,000	1,076,000
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,075,000)	(1,076,000)
TOTAL−ALL SOURCES			1,922,200	1,922,900
20.433 Child abuse and neglect prevention board				
(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
(b) Grants to organizations	GPR	C	340,000	340,000
(g) General program operations	PR	A	369,300	369,300
(h) Grants to organizations; program revenues	PR	C	1,480,000	1,965,000
(i) Gifts and grants	PR	C	−0−	−0−
(k) Interagency programs	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	90,000	90,000
(ma) Federal project aids	PR−F	C	450,000	450,000
(q) Children's trust fund; gifts and grants	SEG	C	23,100	23,100
20.433 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			340,000	340,000
PROGRAM REVENUE			2,389,300	2,874,300
FEDERAL			(540,000)	(540,000)
OTHER			(1,849,300)	(2,334,300)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			23,100	23,100
OTHER			(23,100)	(23,100)
TOTAL−ALL SOURCES			2,752,400	3,237,400
20.435 Health and family services, department of				
(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; STATE OPERATIONS				
(a) General program operations	GPR	A	4,807,600	5,344,200
(ac) Child abuse and neglect prevention technical assistance	GPR	A	−0−	−0−
(c) Public health emergency quarantine costs	GPR	S	−0−	−0−
(gm) Licensing, review and certifying activities fees; supplies and services	PR	A	8,802,700	9,139,800
(gr) Supplemental food program for women, infants and children adminstration	PR	C	200	200
(hg) General program operations: health care information	PR	A	1,141,300	1,143,500
(hi) Compilations and special reports	PR	C	429,100	429,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(i) Gifts and grants	PR	C	210,900	210,200
(jb) Congenital disorders; operations	PR	A	85,000	85,000
(kx) Interagency and intra−agency programs	PR−S	C	2,347,500	2,341,500
(m) Federal project operations	PR−F	C	18,868,900	18,279,700
(mc) Block grant operations	PR−F	C	5,938,200	5,916,600
(n) Federal program operations	PR−F	C	5,005,400	5,441,600
(q) Groundwater and air quality standards	SEG	A	287,500	287,300
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,807,600	5,344,200
PROGRAM REVENUE			42,829,200	42,987,200
FEDERAL			(29,812,500)	(29,637,900)
OTHER			(10,669,200)	(11,007,800)
SERVICE			(2,347,500)	(2,341,500)
SEGREGATED FUNDS			287,500	287,300
OTHER			(287,500)	(287,300)
TOTAL−ALL SOURCES			47,924,300	48,618,700
(2) DISABILITY AND ELDER SERVICES; INSTITUTIONS				
(a) General program operations	GPR	A	47,647,900	47,684,300
(aa) Institutional repair and maintenance	GPR	A	659,300	659,300
(b) Wisconsin resource center	GPR	A	28,880,100	29,078,800
(bj) Competency examinations and conditional and supervised release services	GPR	B	7,244,500	7,927,500
(bm) Secure mental health units or facilities	GPR	A	33,193,800	34,055,000
(ee) Principal repayment and interest	GPR	S	13,406,200	13,061,900
(ef) Lease rental payments	GPR	S	−0−	−0−
(f) Energy costs	GPR	A	3,343,400	3,459,300
(g) Alternative services of institutes and centers	PR	C	9,080,900	8,937,400
(gk) Institutional operations and charges	PR	A	147,550,100	148,495,800
(gL) Extended intensive treatment surcharge	PR	C	−0−	−0−
(gs) Sex offender honesty testing	PR	C	−0−	−0−
(i) Gifts and grants	PR	C	388,600	388,600
(kx) Interagency and intra−agency programs	PR−S	C	6,952,300	6,940,800
(ky) Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			134,375,200	135,926,100
PROGRAM REVENUE			163,971,900	164,762,600
FEDERAL			(−0−)	(−0−)
OTHER			(157,019,600)	(157,821,800)
SERVICE			(6,952,300)	(6,940,800)
TOTAL−ALL SOURCES			298,347,100	300,688,700
(3) CHILDREN AND FAMILY SERVICES				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(a) General program operations	GPR	A	6,243,700	5,663,900
(bc) Grants for children's community programs	GPR	A	547,200	547,200
(bm) Services for children and families	GPR	S	−0−	−0−
(cd) Domestic abuse grants	GPR	A	6,383,700	6,383,700
(cf) Foster, trtmt foster & family−operated group home parent ins & liability	GPR	A	60,000	60,000
(cw) Milwaukee child welfare services; general program operations	GPR	A	10,465,500	10,502,800
(cx) Milwaukee child welfare services; aids	GPR	A	33,398,600	34,852,500
(da) Child welfare program enhancement plan; aids	GPR	A	1,337,600	1,117,200
(dd) State foster care and adoption services	GPR	A	43,993,400	48,267,600
(dg) State adoption information exchange and state adoption center	GPR	A	171,300	171,300
(eg) Brighter futures initiative and tribal adolescent services	GPR	A	1,959,500	1,959,500
(f) Second−chance homes	GPR	A	−0−	−0−
(fp) Food pantry grants	GPR	A	−0−	−0−
(gx) Milwaukee child welfare services; collections	PR	C	2,589,700	2,589,700
(hh) Domestic abuse surcharge grants	PR	C	589,700	598,100
(i) Gifts and grants	PR	C	−0−	−0−
(j) Statewide automated child welfare information system receipts	PR	C	1,397,100	1,122,100
(jb) Fees for administrative services	PR	C	78,400	78,400
(jj) Searches for birth parents and adoption record information; foreign adopt	PR	A	81,200	81,200
(jm) Licensing activities	PR	A	879,600	879,600
(kc) Interagency and intra−agency aids; kinship care and long−term kinship care	PR−S	A	21,332,700	20,984,800
(kd) Kinship care and long−term kinship care assessments	PR−S	A	1,464,000	1,464,000
(kw) Interagency and intra−agency aids; Milwaukee child welfare services	PR−S	A	21,991,100	21,991,100
(kx) Interagency and intra−agency programs	PR−S	C	14,792,000	15,017,300
(ky) Interagency and intra−agency aids	PR−S	C	139,200	139,200
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	1,080,700	1,080,900
(ma) Federal project aids	PR−F	C	3,780,700	3,780,700
(mb) Federal project local assistance	PR−F	C	−0−	−0−
(mc) Federal block grant operations	PR−F	C	2,156,600	2,111,400
(md) Federal block grant aids	PR−F	C	9,041,000	9,041,000
(me) Federal block grant local assistance	PR−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(mw) Federal aid; Milwaukee child welfare services general program operations	PR−F	C	6,063,300	6,073,300	
(mx) Federal aid; Milwaukee child welfare services aids	PR−F	C	15,222,000	15,263,400	
(n) Federal program operations	PR−F	C	6,566,100	6,542,100	
(na) Federal program aids	PR−F	C	3,520,900	3,619,400	
(nL) Federal program local assistance	PR−F	C	10,796,800	10,796,800	
(pd) Federal aid; state foster care and adoption services	PR−F	C	40,687,900	44,872,000	
(pm) Federal aid; adoption incentive payments	PR−F	C	1,232,000	−0−	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			104,560,500	109,525,700	
PROGRAM REVENUE			165,482,700	168,126,500	
FEDERAL			(100,148,000)	(103,181,000)	
OTHER			(5,615,700)	(5,349,100)	
SERVICE			(59,719,000)	(59,596,400)	
TOTAL−ALL SOURCES			270,043,200	277,652,200	
(4) HEALTH SERVICES PLANNING, REG & DELIVERY; HLTH CARE FIN; OTHER SUPPORT PGMS					
(a) General program operations	GPR	A	9,732,900	9,611,900	
(b) Medical assistance program benefits	GPR	B	1,371,322,900 1,360,797,800	1,732,997,800 1,716,083,000	**Vetoed In Part**
(bc) Badger care health care program; general purpose revenue	GPR	C	62,731,000 62,439,100	78,606,600 78,131,000	**Vetoed In Part**
(bm) MA, food stamps & BadgerCare admin; contracts costs; ins reports & res ctrs	GPR	B	38,030,500	36,297,500	
(bn) Income maintenance	GPR	B	36,721,700	36,879,000	
(bt) Relief block grants to counties	GPR	A	400,000	400,000	
(bv) Prescription drug assistance for elderly; aids	GPR	B	54,156,700 52,090,900	60,688,800 57,560,700	**Vetoed In Part**
(d) Facility appeals mechanism	GPR	A	546,800	546,800	
(e) Disease aids	GPR	B	4,588,700	4,956,200	
(g) Family care benefit; cost sharing	PR	C	−0−	−0−	
(gm) Health services regulation	PR	A	15,700	15,700	
(gp) Medical assistance; hospital assessments	PR	C	1,500,000	1,500,000	
(h) General assistance medical program; intergovernmental transfer	PR	A	6,799,400	6,799,400	
(i) Gifts and grants; health care financing	PR	C	115,800	115,800	
(iL) Medical assistance provider assessments	PR	C	−0−	−0−	
(im) Medical assistance; recovery of correct payments	PR	C	16,742,800	16,633,300	
(in) Community options program; family care; recovery of costs administration	PR	A	89,500	89,600	
(j) Prescription drug assistance for elderly; manufacturer rebates	PR	C	40,104,100	44,146,000	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(jb) Prescription drug assistance for elderly; enrollment fees	PR	C	3,814,900	3,814,900
(je) Disease aids; drug manufacturer rebates	PR	C	229,200	256,700
(jz) Badger Care cost sharing and employer penalty assessments	PR	C	6,864,700	7,250,900
(kb) Relief block grants to tribal governing bodies	PR−S	A	800,000	800,000
(kt) Medical assistance outreach and reimbursements for tribes	PR−S	B	1,070,000	1,070,000
(kx) Interagency and intra−agency programs	PR−S	C	2,648,900	2,649,200
(ky) Interagency and intra−agency aids	PR−S	C	948,300	995,600
(kz) Interagency and intra−agency local assistance	PR−S	C	386,100	386,100
(L) Fraud and error reduction	PR	C	1,947,100	2,017,800
(m) Federal project operations	PR−F	C	261,400	197,500
(ma) Federal project aids	PR−F	C	−0−	−0−
(md) Federal block grant aids	PR−F	C	−0−	−0−
(n) Federal program operations	PR−F	C	41,589,400	41,482,500
(na) Federal program aids	PR−F	C	9,244,100	9,244,100
(nn) Federal aid; income maintenance	PR−F	C	55,270,600	56,428,000
(o) Federal aid; medical assistance	PR−F	C	2,570,377,600	2,671,714,200
(p) Federal aid; Badger care health care program	PR−F	C	122,017,200	131,983,600
(pa) Federal aid; medical assistance and food stamps contracts administration	PR−F	C	66,717,100	62,788,800
(pg) Federal aid; prescription drug assistance for elderly	PR−F	C	52,587,100	56,752,200
(pv) Food stamps; electronic benefits transfer	PR−F	C	−0−	−0−
(u) HIRSP; administration	SEG	B	3,535,500	−0−
(v) HIRSP; program benefits	SEG	C	75,649,500	−0−
(vt) Veterans trust fund; nurse stipends	SEG	A	43,700	43,700
(w) Medical assistance trust fund	SEG	B	384,399,300	110,338,200
(wm) Medical assistance trust fund; nursing homes	SEG	A	−0−	−0−
(wp) Medical assistance trust fund; county reimbursement	SEG	S	−0−	−0−
(x) Badger care health care program; medical assistance trust fund	SEG	C	−0−	−0−
(y) Utility public benefits fund; income maintenance	SEG	A	954,500	954,500
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,578,231,200	1,960,984,600
PROGRAM REVENUE			3,002,141,000	3,119,131,900
FEDERAL			(2,918,064,500)	(3,030,590,900)
OTHER			(78,223,200)	(82,640,100)
SERVICE			(5,853,300)	(5,900,900)
SEGREGATED FUNDS			464,582,500	111,336,400
OTHER			(464,582,500)	(111,336,400)
TOTAL−ALL SOURCES			5,044,954,700	5,191,452,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(5) PUBLIC HEALTH SERVICES PLANNING, REGULATION & DELIVERY; AIDS & LOCAL ASSIST				
(ab) Child abuse and neglect prevention	GPR	A	995,700	995,700
(am) Services, reimbursement and payment related to human immunodeficiency virus	GPR	A	4,708,800	4,708,800
(cb) Well woman program	GPR	A	2,188,200	2,188,200
(cc) Cancer control and prevention	GPR	A	394,600	394,600
(ce) Primary health for homeless individuals	GPR	C	125,000	125,000
(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
(cm) Immunization	GPR	S	−0−	−0−
(de) Dental services	GPR	A	3,136,600	3,136,600
(dm) Rural health dental clinics	GPR	A	587,600	987,600
(dn) Food distribution costs	GPR	A	320,000	320,000
(ds) Statewide poison control program	GPR	A	375,000	375,000
(e) Public health dispensaries and drugs	GPR	B	391,900	391,900
(ed) Radon aids	GPR	A	30,000	30,000
(ef) Lead poisoning or lead exposure services	GPR	A	1,004,100	1,004,100
(eg) Pregnancy counseling	GPR	A	77,600	77,600
(em) Supplemental food program for women, infants and children benefits	GPR	C	179,300	179,300
(ev) Pregnancy outreach and infant health	GPR	A	211,200	211,200
(f) Family planning	GPR	A	1,955,200	1,955,200
(fh) Community health services	GPR	A	3,075,000	3,075,000
(fm) Tobacco use control grants	GPR	C	10,000,000	10,000,000
(i) Gifts and grants; aids	PR	C	2,939,000	2,863,400
(ja) Congenital disorders; diagnosis, special dietary treatment and counseling	PR	A	2,094,300	2,094,300
(kb) Minority health	PR−S	A	150,000	150,000
(ke) Cooperative American Indian health projects	PR−S	A	120,000	120,000
(ky) Interagency and intra−agency aids	PR−S	C	206,600	192,700
(ma) Federal project aids	PR−F	C	38,669,200	37,852,700
(md) Block grant aids	PR−F	C	7,899,200	8,159,000
(na) Federal program aids	PR−F	C	61,772,600	62,328,300
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			31,955,800	32,355,800
PROGRAM REVENUE			113,850,900	113,760,400
FEDERAL			(108,341,000)	(108,340,000)
OTHER			(5,033,300)	(4,957,700)
SERVICE			(476,600)	(462,700)
TOTAL−ALL SOURCES			145,806,700	146,116,200
(6) DISABILITY AND ELDER SERVICES; STATE OPERATIONS NON−INSTITUTION				
(a) General program operations; physical disabilities	GPR	A	15,048,400	14,087,900
(dm) Nursing home monitoring and receivership supplement	GPR	S	−0−	−0−
(e) Principal repayment and interest	GPR	S	63,400	63,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(ee) Admin. exp. for state suppl to federal supplemental security income program	GPR	A	611,800	611,800
(g) Nursing facility resident protection	PR	C	151,000	151,000
(ga) Community−based residential facility monitoring and receivership ops	PR	C	−0−	−0−
(gb) Alcohol and drug abuse initiatives	PR	C	1,032,200	1,037,600
(gc) Disabled children long−term support waiver; state operations	PR	A	−0−	−0−
(gd) Group home revolving loan fund	PR	A	100,000	100,000
(hs) Interpreter services for hearing impaired	PR	A	40,000	40,000
(hx) Services related to drivers, receipts	PR	A	−0−	−0−
(i) Gifts and grants	PR	C	300,000	300,100
(jb) Fees for administrative services	PR	C	101,000	103,100
(jm) Licensing and support services	PR	A	4,060,200	3,956,900
(k) Nursing home monitoring and receivership operations	PR−S	C	−0−	−0−
(kx) Interagency and intra−agency programs	PR−S	C	1,631,500	1,614,600
(m) Federal project operations	PR−F	C	5,873,300	5,874,400
(mc) Federal block grant operations	PR−F	C	3,365,900	3,365,000
(n) Federal program operations	PR−F	C	21,253,600	21,222,900
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			15,723,600	14,763,500
PROGRAM REVENUE			37,908,700	37,765,600
FEDERAL			(30,492,800)	(30,462,300)
OTHER			(5,784,400)	(5,688,700)
SERVICE			(1,631,500)	(1,614,600)
TOTAL−ALL SOURCES			53,632,300	52,529,100
(7) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE				
(b) Community aids and medical assistance payments	GPR	A	181,763,400	176,812,400
(bc) Grants for community programs	GPR	A	6,288,300	6,310,900
(bd) Community options program; pilot projects; family care benefit	GPR	A	93,812,200	93,812,200
(be) Mental health treatment services	GPR	A	10,583,800	10,583,800
(bg) Alzheimer's disease; training and information grants	GPR	A	132,700	132,700
(bL) Community support programs and psychosocial services	GPR	A	1,186,900	1,186,900
(bm) Purchased services for clients	GPR	A	94,800	94,800
(br) Respite care	GPR	A	225,000	225,000
(bt) Early intervention services for infants and toddlers with disabilities	GPR	A	6,878,700	6,878,700
(c) Independent living centers	GPR	A	983,500	983,500
(cg) Guardianship grant program	GPR	A	100,000	100,000
(co) Integrated service programs for children with severe disabilities	GPR	A	133,300	133,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(d) Interpreter services and telecommunication aid for the hearing impaired	GPR	A	180,000	180,000	
(da) Reimbursements to local units of government	GPR	S	400,000	400,000	
(dh) Programs for senior citizens; elder abuse services; benefit specialist pgm	GPR	A	11,909,800	11,909,800	
(ed) State supplement to federal supplemental security income program	GPR	A	128,281,600	128,281,600	**Vetoed In Part**
(gg) Collection remittances to local units of government	PR	C	5,000	5,000	
(h) Disabled children long−term support waiver	PR	C	−0−	−0−	
(hy) Services for drivers, local assistance	PR	A	1,450,000	1,450,000	
(i) Gifts and grants; local assistance	PR	C	−0−	−0−	
(im) Community options program; family care benefit; recovery of costs	PR	C	375,000	375,000	
(kb) Severely emotionally disturbed children	PR−S	C	586,100	586,100	
(kc) Independent living center grants	PR−S	A	600,000	600,000	
(kg) Compulsive gambling awareness campaigns	PR−S	A	300,000	300,000	
(kL) Indian aids	PR−S	A	271,600	271,600	
(km) Indian drug abuse prevention and education	PR−S	A	500,000	500,000	
(kn) Elderly nutrition; home−delivered and congregate meals	PR−S	A	500,000	500,000	
(ky) Interagency and intra−agency aids	PR−S	C	30,123,600	30,025,700	
(kz) Interagency and intra−agency local assistance	PR−S	C	100,000	700,000	
(ma) Federal project aids	PR−F	C	11,913,900	11,913,900	
(mb) Federal project local assistance	PR−F	C	−0−	−0−	
(md) Federal block grant aids	PR−F	C	8,711,700	8,711,700	
(me) Federal block grant local assistance	PR−F	C	7,451,400	7,451,400	
(na) Federal program aids	PR−F	C	27,875,700	27,875,700	
(nL) Federal program local assistance	PR−F	C	7,029,300	7,029,300	
(o) Federal aid; community aids	PR−F	C	84,573,100	84,636,300	
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			442,954,000	438,025,600	
PROGRAM REVENUE			182,366,400	182,931,700	
FEDERAL			(147,555,100)	(147,618,300)	
OTHER			(1,830,000)	(1,830,000)	
SERVICE			(32,981,300)	(33,483,400)	
TOTAL−ALL SOURCES			625,320,400	620,957,300	
(8) GENERAL ADMINISTRATION					
(a) General program operations	GPR	A	12,929,700	12,926,400	
(i) Gifts and grants	PR	C	500	500	
(k) Administrative and support services	PR−S	A	31,882,000	33,146,600	
(kx) Interagency and intra−agency programs	PR−S	C	235,600	235,600	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(ky) Interagency and intra−agency aids	PR−S	C	−0−	−0−
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(ma) Federal project aids	PR−F	C	−0−	−0−
(mb) Income augmentation services receipts	PR−F	C	8,583,900	6,055,100
(mc) Federal block grant operations	PR−F	C	986,800	985,000
(mm) Reimbursements from federal government	PR−F	C	−0−	−0−
(n) Federal program operations	PR−F	C	2,005,300	2,005,400
(pz) Indirect cost reimbursements	PR−F	C	2,782,900	2,783,000
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			12,929,700	12,926,400
PROGRAM REVENUE			46,477,000	45,211,200
FEDERAL			(14,358,900)	(11,828,500)
OTHER			(500)	(500)
SERVICE			(32,117,600)	(33,382,200)
TOTAL−ALL SOURCES			59,406,700	58,137,600
20.435 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,325,537,600	2,709,851,900
PROGRAM REVENUE			3,755,027,800	3,874,677,100
FEDERAL			(3,348,772,800)	(3,461,658,900)
OTHER			(264,175,900)	(269,295,700)
SERVICE			(142,079,100)	(143,722,500)
SEGREGATED FUNDS			464,870,000	111,623,700
OTHER			(464,870,000)	(111,623,700)
TOTAL−ALL SOURCES			6,545,435,400	6,696,152,700
20.440 Health and educational facilities authority				
(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
(a) General program operations	GPR	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(2) RURAL HOSPITAL LOAN GUARANTEE				
(a) Rural assistance loan fund	GPR	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.440 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.445 Workforce development, department of				
(1) WORKFORCE DEVELOPMENT				
(a) General program operations	GPR	A	6,181,700	6,177,700
(aa) Special death benefit	GPR	S	479,100	479,100
(bc) Assistance for dislocated workers	GPR	A	−0−	−0−
(cm) Wisconsin service corps member education vouchers	GPR	C	−0−	−0−
(e) Local youth apprenticeship grants	GPR	A	1,100,000	1,100,000
(em) Youth apprenticeship training grants	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(f) Death and disability benefit payments; public insurrections	GPR	S	−0−	−0−
(fg) Employment transit aids, state funds	GPR	A	550,100	550,100
(g) Gifts and grants	PR	C	−0−	−0−
(ga) Auxiliary services	PR	C	449,800	449,800
(gb) Local agreements	PR	C	4,484,000	4,484,000
(gc) Unemployment administration	PR	C	−0−	−0−
(gd) Unemployment interest and penalty payments	PR	C	300,500	300,500
(ge) Unemployment reserve fund research	PR	A	199,900	199,900
(gf) Unemployment insurance administration	PR	A	1,538,100	1,538,100
(gg) Unemployment information technology systems; interest and penalties	PR	C	−0−	−0−
(gh) Unemployment tax and accounting system; assessments	PR	C	2,243,100	2,243,100
(ha) Worker's compensation operations	PR	A	10,749,300	10,650,200
(hb) Worker's compensation contracts	PR	C	100,000	100,000
(hp) Uninsured employers program; administration	PR	A	955,100	955,100
(jm) Dislocated worker program grants	PR	C	−0−	−0−
(ka) Interagency and intra−agency agreements	PR−S	C	4,379,200	4,379,200
(kc) Administrative services	PR−S	A	47,626,000	47,626,000
(m) Workforce investment and assistance; federal moneys	PR−F	C	84,656,900	84,573,400
(n) Employment assistance and unemployment ins. administration; federal moneys	PR−F	C	54,975,300	54,975,300
(na) Employment security buildings and equipment	PR−F	C	−0−	−0−
(nb) Unemployment tax and accounting system; federal moneys	PR−F	C	−0−	−0−
(nc) Unemployment insurance administration; special federal monies	PR−F	C	2,263,800	2,263,800
(nd) Unemployment insurance administration; apprenticeship	PR−F	C	1,588,400	1,598,400
(ne) Unemployment administration; bank service costs	PR−F	C	1,020,000	1,020,000
(o) Equal rights; federal moneys	PR−F	C	973,700	973,700
(p) Worker's compensation; federal moneys	PR−F	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	277,100	234,000
(s) Self−insured employers liability fund	SEG	C	−0−	−0−
(sm) Uninsured employers fund; payments	SEG	S	2,650,000	2,650,000
(t) Work injury supplemental benefit fund	SEG	C	3,000,000	3,000,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			8,310,900	8,306,900
PROGRAM REVENUE			218,780,200	218,564,500
FEDERAL			(145,755,200)	(145,638,600)
OTHER			(21,019,800)	(20,920,700)
SERVICE			(52,005,200)	(52,005,200)
SEGREGATED FUNDS			5,650,000	5,650,000
OTHER			(5,650,000)	(5,650,000)
TOTAL−ALL SOURCES			232,741,100	232,521,400
(2) REVIEW COMMISSION				
(a) General program operations, review commission	GPR	A	184,700	184,700
(ha) Worker's compensation operations	PR	A	695,600	695,600
(m) Federal moneys	PR−F	C	172,300	172,300
(n) Unemployment administration; federal moneys	PR−F	C	2,068,500	2,068,500
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			184,700	184,700
PROGRAM REVENUE			2,936,400	2,936,400
FEDERAL			(2,240,800)	(2,240,800)
OTHER			(695,600)	(695,600)
TOTAL−ALL SOURCES			3,121,100	3,121,100
(3) ECONOMIC SUPPORT				
(a) General program operations	GPR	A	4,910,200	4,910,200
(cm) Wisconsin works child care	GPR	A	28,649,400	28,849,400
(cr) State supplement to employment opportunity demonstration projects	GPR	A	237,500	237,500
(dz) Temporary assistance for needy families; maintenance of effort	GPR	A	125,410,100	120,971,700
(i) Gifts and grants	PR	C	2,500	2,500
(ja) Child support state operations−fees and reimbursements	PR	C	8,500,000	8,414,000
(jb) Fees for administrative services	PR	C	732,800	732,800
(jL) Job access loan repayments	PR	C	618,700	616,400
(k) Child support transfers	PR−S	C	27,272,300	26,629,900
(kp) Delinquent support, maintenance, and fee payments	PR−S	C	−0−	−0−
(kx) Interagency and intra−agency programs	PR−S	C	40,047,900	40,247,300
(L) Public assistance overpayment recovery and fraud and error reduction	PR	C	675,600	712,700
(ma) Federal project activities	PR−F	C	511,400	511,400
(mc) Federal block grant operations	PR−F	A	21,540,300	21,542,600
(md) Federal block grant aids	PR−F	A	379,858,000	371,110,600
(me) Child care and temporary assistance overpayment recovery	PR−F	C	1,509,900	2,194,900
(mm) Reimbursements from federal government	PR−F	C	−0−	−0−
(n) Child support state operations; federal funds	PR−F	C	19,284,700	18,902,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(na) Refugee assistance; federal funds	PR−F	C	6,005,400	6,005,400
(nL) Child support local assistance; federal funds	PR−F	C	64,119,700	63,880,300
(pv) Electronic benefits transfer	PR−F	C	−0−	−0−
(pz) Income augmentation services receipts	PR−F	C	−0−	−0−
(q) Centralized support receipt and disbursement; interest	SEG	S	176,300	121,600
(qm) Child support state ops and reimb for claims and expenses; unclaimed pymts	SEG	S	725,000	500,000
(r) Support receipt and disbursement program; payments	SEG	C	−0−	−0−
(s) Economic support − public benefits	SEG	A	9,232,000	9,232,000
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			159,207,200	154,968,800
PROGRAM REVENUE			570,679,200	561,502,900
FEDERAL			(492,829,400)	(484,147,300)
OTHER			(10,529,600)	(10,478,400)
SERVICE			(67,320,200)	(66,877,200)
SEGREGATED FUNDS			10,133,300	9,853,600
OTHER			(10,133,300)	(9,853,600)
TOTAL−ALL SOURCES			740,019,700	726,325,300
(5) VOCATIONAL REHABILITATION SERVICES				
(a) General program operations; purchased services for clients	GPR	C	13,925,000	14,102,000
(gg) Contractual services	PR	C	−0−	−0−
(gp) Contractual services aids	PR	C	−0−	−0−
(h) Enterprises and services for blind and visually impaired	PR	C	213,000	213,000
(he) Supervised business enterprise	PR	C	175,000	175,000
(i) Gifts and grants	PR	C	−0−	−0−
(kg) Vocational rehabilitation services for tribes	PR−S	A	350,000	350,000
(kx) Interagency and intra−agency programs	PR−S	C	−0−	−0−
(ky) Interagency and intra−agency aids	PR−S	C	487,000	487,000
(kz) Interagency and intra−agency local assistance	PR−S	C	−0−	−0−
(m) Federal project operations	PR−F	C	104,000	104,000
(ma) Federal project aids	PR−F	C	−0−	−0−
(n) Federal program aids and operations	PR−F	C	57,705,300	58,359,300
(nL) Federal program local assistance	PR−F	C	−0−	−0−
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			13,925,000	14,102,000
PROGRAM REVENUE			59,034,300	59,688,300
FEDERAL			(57,809,300)	(58,463,300)
OTHER			(388,000)	(388,000)
SERVICE			(837,000)	(837,000)
TOTAL−ALL SOURCES			72,959,300	73,790,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
20.445 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			181,627,800	177,562,400
PROGRAM REVENUE			851,430,100	842,692,100
FEDERAL			(698,634,700)	(690,490,000)
OTHER			(32,633,000)	(32,482,700)
SERVICE			(120,162,400)	(119,719,400)
SEGREGATED FUNDS			15,783,300	15,503,600
OTHER			(15,783,300)	(15,503,600)
TOTAL−ALL SOURCES			1,048,841,200	1,035,758,100
20.455 Justice, department of				
(1) LEGAL SERVICES				
(a) General program operations	GPR	A	11,484,300	11,480,100
(b) Special counsel	GPR	S	805,700	805,700
(d) Legal expenses	GPR	B	825,100	825,100
(gh) Investigation and prosecution	PR	C	−0−	−0−
(gs) Delinquent obligation collection	PR	A	−0−	−0−
(hm) Restitution	PR	C	−0−	−0−
(i) Consumer protection operations	PR	C	−0−	−0−
(k) Environment litigation project	PR−S	C	494,000	494,000
(km) Interagency and intra−agency assistance	PR−S	A	867,500	867,500
(kt) Telecommunications positions	PR−S	C	−0−	−0−
(m) Federal aid	PR−F	C	894,600	894,600
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			13,115,100	13,110,900
PROGRAM REVENUE			2,256,100	2,256,100
FEDERAL			(894,600)	(894,600)
OTHER			(−0−)	(−0−)
SERVICE			(1,361,500)	(1,361,500)
TOTAL−ALL SOURCES			15,371,200	15,367,000
(2) LAW ENFORCEMENT SERVICES				
(a) General program operations	GPR	A	11,215,800	11,215,800
(am) Officer training reimbursement	GPR	S	134,000	134,000
(b) Investigations and operations	GPR	A	−0−	−0−
(c) Crime laboratory equipment	GPR	B	−0−	−0−
(cm) Computers for transaction information for management of enforcement system	GPR	A	281,700	−0−
(dg) Weed and seed and law enforcement technology	GPR	A	−0−	−0−
(dq) Law enforcement community policing grants	GPR	B	−0−	−0−
(e) Drug enforcement	GPR	A	−0−	−0−
(g) Gaming law enforcement; racing revenues	PR	A	139,800	140,100
(gc) Gaming law enforcement; Indian gaming	PR	A	120,700	121,100
(gm) Criminal history searches; fingerprint identification	PR	C	4,172,500	4,281,100
(gr) Handgun purchaser record check	PR	C	404,100	404,100
(h) Terminal charges	PR	A	3,634,500	2,649,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(i) Penalty surcharge, receipts	PR	A	−0−	−0−	
(j) Law enforcement training fund, local assistance	PR	A	5,159,400	5,159,400	
(ja) Law enforcement training fund, state operations	PR	A	3,429,900	3,429,900	
(jb) Crime laboratory equipment and supplies	PR	A	364,100	364,100	
(k) Interagency and intra−agency assistance	PR−S	C	194,300	194,300	
(kc) Transaction information management of enforcement system	PR−S	A	728,200	1,009,900	
(kd) Drug law enforcement, crime laboratories, and genetic evidence activities	PR−S	A	7,551,700	7,393,400	
(ke) Drug enforcement intelligence operations	PR−S	A	1,561,900	1,567,200	
(kg) Interagency and intra−agency assistance; fingerprint identification	PR−S	A	−0−	−0−	
(kh) Sexual assault forensic exams	PR−S	A	37,500	37,500	
(km) Lottery background investigations	PR−S	A	−0−	−0−	
(kp) Drug crimes enforcement; local grants	PR−S	A	848,600	848,600	
			1,000,000	1,000,000	**Vetoed**
(kq) County law enforcement services	PR−S	A	550,000	550,000	**In Part**
(kt) County−tribal programs, local assistance	PR−S	A	708,400	708,400	
(ku) County−tribal programs, state operations	PR−S	A	79,200	79,200	
(kw) Tribal law enforcement assistance	PR−S	A	700,000	700,000	
(Lm) Crime laboratories; deoxyribonucleic acid analysis	PR	C	674,400	674,400	
(m) Federal aid, state operations	PR−F	C	2,075,500	2,075,500	
(ma) Federal aid, drug enforcement	PR−F	C	−0−	−0−	
(n) Federal aid, local assistance	PR−F	C	−0−	−0−	
(r) Gaming law enforcement; lottery revenues	SEG	A	324,500	325,200	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			11,631,500	11,349,800	
PROGRAM REVENUE			33,584,700	32,837,700	
FEDERAL			(2,075,500)	(2,075,500)	
OTHER			(18,099,400)	(17,223,700)	
SERVICE			(13,409,800)	(13,538,500)	
SEGREGATED FUNDS			324,500	325,200	
OTHER			(324,500)	(325,200)	
TOTAL−ALL SOURCES			45,540,700	44,512,700	
(3) ADMINISTRATIVE SERVICES					
(a) General program operations	GPR	A	4,539,100	4,539,100	
(g) Gifts, grants and proceeds	PR	C	−0−	−0−	
(k) Interagency and intra−agency assistance	PR−S	A	−0−	−0−	
(m) Federal aid, state operations	PR−F	C	−0−	−0−	
(pz) Indirect cost reimbursements	PR−F	C	113,600	113,600	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,539,100	4,539,100
PROGRAM REVENUE			113,600	113,600
FEDERAL			(113,600)	(113,600)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			4,652,700	4,652,700
(5) VICTIMS AND WITNESSES				
(a) General program operations	GPR	A	996,900	996,900
(b) Awards for victims of crimes	GPR	A	1,258,000	1,258,000
(c) Reimbursement for victim and witness services	GPR	A	1,422,200	1,422,200
(g) Crime victim and witness assistance surcharge, general services	PR	A	2,566,600	2,566,600
(gc) Crime victim and witness surcharge, sexual assault victim services	PR	C	2,000,000	2,000,000
(h) Crime victim compensation services	PR	A	44,100	44,100
(i) Victim compensation, inmate payments	PR	C	10,900	10,900
(k) Interagency and intra−agency assistance; reimbursement to counties	PR−S	A	490,300	490,300
(kj) Victim payments, victim surcharge	PR−S	A	488,800	488,800
(kk) Reimbursement to counties for providing victim and witness services	PR−S	C	−0−	−0−
(kp) Reimbursement to counties for victim−witness services	PR−S	A	885,300	885,300
(m) Federal aid; victim compensation	PR−F	C	643,900	643,900
(ma) Federal aid, state operations relating to crime victim services	PR−F	C	81,000	81,000
(mh) Federal aid; victim assistance	PR−F	C	4,087,400	4,087,400
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,677,100	3,677,100
PROGRAM REVENUE			11,298,300	11,298,300
FEDERAL			(4,812,300)	(4,812,300)
OTHER			(4,621,600)	(4,621,600)
SERVICE			(1,864,400)	(1,864,400)
TOTAL−ALL SOURCES			14,975,400	14,975,400
20.455 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			32,962,800	32,676,900
PROGRAM REVENUE			47,252,700	46,505,700
FEDERAL			(7,896,000)	(7,896,000)
OTHER			(22,721,000)	(21,845,300)
SERVICE			(16,635,700)	(16,764,400)
SEGREGATED FUNDS			324,500	325,200
OTHER			(324,500)	(325,200)
TOTAL−ALL SOURCES			80,540,000	79,507,800
20.465 Military affairs, department of				
(1) NATIONAL GUARD OPERATIONS				
(a) General program operations	GPR	A	4,710,800	4,708,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(b) Repair and maintenance	GPR	A	815,100	815,100
(c) Public emergencies	GPR	S	48,500	48,500
(d) Principal repayment and interest	GPR	S	3,846,600	3,784,200
(e) State service flags	GPR	A	400	400
(f) Energy costs	GPR	A	2,435,500	2,523,300
(g) Military property	PR	A	534,600	534,600
(h) Intergovernmental services	PR	A	255,700	255,700
(i) Distance learning centers	PR	C	−0−	−0−
(k) Armory store operations	PR−S	A	243,400	243,400
(km) Agency services	PR−S	A	68,300	68,300
(Li) Gifts and grants	PR	C	−0−	−0−
(m) Federal aid	PR−F	C	24,844,700	24,844,700
(pz) Indirect cost reimbursements	PR−F	C	480,700	480,700
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			11,856,900	11,880,000
PROGRAM REVENUE			26,427,400	26,427,400
FEDERAL			(25,325,400)	(25,325,400)
OTHER			(790,300)	(790,300)
SERVICE			(311,700)	(311,700)
TOTAL−ALL SOURCES			38,284,300	38,307,400
(2) GUARD MEMBERS' BENEFITS				
(a) Tuition grants	GPR	S	3,875,200	4,177,300
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,875,200	4,177,300
TOTAL−ALL SOURCES			3,875,200	4,177,300
(3) EMERGENCY MANAGEMENT SERVICES				
(a) General program operations	GPR	A	772,500	772,500
(dd) Regional emergency response teams	GPR	A	1,400,000	1,400,000
(dp) Emergency response equipment	GPR	A	468,000	468,000
(dr) Emergency response supplement	GPR	C	−0−	−0−
(dt) Emergency response training	GPR	B	64,900	64,900
(e) Disaster recovery aid; public health emergency quarantine costs	GPR	S	1,347,000	1,347,000
(f) Civil air patrol aids	GPR	A	19,000	19,000
(g) Program services	PR	A	1,161,900	1,161,900
(i) Emergency planning and reporting; administration	PR	A	855,100	855,100
(j) Division of emergency management; gifts and grants	PR	C	−0−	−0−
(jm) Division of emergency management; emergency planning grants	PR	C	834,700	834,700
(jt) Regional emergency response reimbursement	PR	C	−0−	−0−
(m) Federal aid, state operations	PR−F	C	3,590,900	3,590,900
(n) Federal aid, local assistance	PR−F	C	12,800,000	12,800,000
(o) Federal aid, individuals and organizations	PR−F	C	1,926,400	1,926,400
(r) Division of emergency management; petroleum inspection fund	SEG	A	466,800	466,800
(t) Emergency response training − environmental fund	SEG	B	7,700	7,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,071,400	4,071,400
PROGRAM REVENUE			21,169,000	21,169,000
FEDERAL			(18,317,300)	(18,317,300)
OTHER			(2,851,700)	(2,851,700)
SEGREGATED FUNDS			474,500	474,500
OTHER			(474,500)	(474,500)
TOTAL−ALL SOURCES			25,714,900	25,714,900
(4) NATIONAL GUARD YOUTH PROGRAMS				
(g) Program fees	PR	C	−0−	−0−
(h) Gifts, grants and contributions	PR	C	−0−	−0−
(ka) Youth challenge program; public instruction funds	PR−S	C	1,423,800	1,423,800
(m) Federal aid − youth programs	PR−F	C	2,156,500	2,156,500
(4) PROGRAM TOTALS				
PROGRAM REVENUE			3,580,300	3,580,300
FEDERAL			(2,156,500)	(2,156,500)
OTHER			(−0−)	(−0−)
SERVICE			(1,423,800)	(1,423,800)
TOTAL−ALL SOURCES			3,580,300	3,580,300
20.465 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			19,803,500	20,128,700
PROGRAM REVENUE			51,176,700	51,176,700
FEDERAL			(45,799,200)	(45,799,200)
OTHER			(3,642,000)	(3,642,000)
SERVICE			(1,735,500)	(1,735,500)
SEGREGATED FUNDS			474,500	474,500
OTHER			(474,500)	(474,500)
TOTAL−ALL SOURCES			71,454,700	71,779,900
20.475 District attorneys				
(1) DISTRICT ATTORNEYS				
(d) Salaries and fringe benefits	GPR	A	38,442,200	38,442,100
(h) Gifts and grants	PR	C	1,332,300	1,332,300
(i) Other employees	PR	A	284,700	293,200
(k) Interagency and intra−agency assistance	PR−S	C	−0−	−0−
(km) Deoxyribonucleic acid evidence activities	PR−S	A	144,700	144,700
(m) Federal aid	PR−F	C	−0−	−0−
20.475 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			38,442,200	38,442,100
PROGRAM REVENUE			1,761,700	1,770,200
FEDERAL			(−0−)	(−0−)
OTHER			(1,617,000)	(1,625,500)
SERVICE			(144,700)	(144,700)
TOTAL−ALL SOURCES			40,203,900	40,212,300
20.485 Veterans affairs, department of				
(1) HOMES AND FACILITIES FOR VETERANS				
(d) Cemetery maintenance and beautification	GPR	A	24,900	24,900
(e) Lease rental payments	GPR	S	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(f) Principal repayment and interest	GPR	S	1,551,000	1,464,500	
(g) Home exchange	PR	A	275,900	461,200	
(gd) Veterans home cemetery operations	PR	C	5,000	5,000	
			55,698,900		Vetoed
(gk) Institutional operations	PR	A	55,498,900	62,942,400	In Part
(go) Self−amortizing facilities; principal repayment and interest	PR	S	806,900	1,504,000	
(h) Gifts and bequests	PR	C	214,700	214,700	
(hm) Gifts and grants	PR	C	−0−	−0−	
(i) State−owned housing maintenance	PR	A	65,700	65,700	
(j) Geriatric program receipts	PR	C	166,400	166,400	
(m) Federal aid; care at veterans home	PR−F	C	−0−	−0−	
(mj) Federal aid; geriatric unit	PR−F	C	−0−	−0−	
(mn) Federal projects	PR−F	C	12,500	12,500	
(q) Assistance to indigent residents	SEG	A	208,700	208,700	
(t) Veterans home member accounts	SEG	C	−0−	−0−	
(u) Rentals; improvements; equipment; land acquisition	SEG	A	−0−	−0−	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			1,575,900	1,489,400	
PROGRAM REVENUE			57,246,000	65,371,900	
FEDERAL			(12,500)	(12,500)	
OTHER			(57,233,500)	(65,359,400)	
SEGREGATED FUNDS			208,700	208,700	
OTHER			(208,700)	(208,700)	
TOTAL−ALL SOURCES			59,030,600	67,070,000	
(2) LOANS AND AIDS TO VETERANS					
(b) Housing vouchers for homeless veterans	GPR	A	117,300	117,300	
(c) Operation of Wisconsin veterans museum	GPR	A	292,500	292,400	
(d) Veterans memorials at The Highground	GPR	C	−0−	−0−	
(db) General fund supplement to veterans trust fund	GPR	A	−0−	−0−	
(dm) Military honors funerals	GPR	B	175,500	175,500	
(e) Veterans memorial grants	GPR	C	−0−	−0−	
(eg) Victorious charge monument grant	GPR	A	−0−	−0−	
(em) Payments related to The Highground	GPR	C	−0−	−0−	
(f) Mission welcome home	GPR	A	25,000	25,000	
(g) Consumer reporting agency fees	PR	C	−0−	−0−	
(kg) American Indian services coordinator	PR−S	A	71,500	71,500	
(km) American Indian grants	PR−S	A	34,000	34,000	
(kt) Operation of Wisconsin veterans museum; Indian gaming receipts	PR−S	A	−0−	−0−	
(m) Federal aid; veterans training	PR−F	C	479,100	479,100	
(mn) Federal projects; museum acquisitions and operations	PR−F	C	−0−	−0−	
(rm) Veterans assistance program	SEG	B	704,400	704,400	
(rp) Veterans assistance program receipts	SEG	A	80,000	80,000	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(s) Transportation grant	SEG	A	200,000	200,000
(tf) Veterans' tuition reimbursement program	SEG	B	4,549,000	3,832,200
(tj) Retraining grant program	SEG	A	192,000	192,000
(tm) Facilities	SEG	C	−0−	−0−
(u) Administration of loans and aids to veterans	SEG	A	3,924,500	3,924,500
(v) Wisconsin veterans museum sales receipts	SEG	C	133,400	133,400
(vm) Assistance to needy veterans	SEG	A	822,000	822,000
(vo) Veterans of World War I	SEG	A	2,500	2,500
(vw) Payments to veterans organizations for claims service	SEG	A	177,500	177,500
(vx) County grants	SEG	A	297,500	297,500
(vy) American Indian services coordinator	SEG	A	−0−	−0−
(w) Home for needy veterans	SEG	C	10,000	10,000
(wd) Operation of Wisconsin veterans museum	SEG	A	1,494,600	1,494,600
(x) Federal per diem payments	SEG−F	A	897,100	941,700
(yg) Acquisition of 1981 revenue bond mortgages	SEG	S	−0−	−0−
(yn) Veterans trust fund loans and expenses	SEG	B	10,150,000	10,150,000
(yo) Debt payment	SEG	S	−0−	−0−
(yp) Veteran home equity loans	SEG	C	−0−	−0−
(yu) Loan loss reserve	SEG	C	−0−	−0−
(z) Gifts	SEG	C	−0−	−0−
(zm) Museum gifts and bequests	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			610,300	610,200
PROGRAM REVENUE			584,600	584,600
FEDERAL			(479,100)	(479,100)
OTHER			(−0−)	(−0−)
SERVICE			(105,500)	(105,500)
SEGREGATED FUNDS			23,634,500	22,962,300
FEDERAL			(897,100)	(941,700)
OTHER			(22,737,400)	(22,020,600)
TOTAL−ALL SOURCES			24,829,400	24,157,100
(3) SELF−AMORTIZING MORTGAGE LOANS FOR VETERANS				
(b) Self insurance	GPR	S	−0−	−0−
(e) General program deficiency	GPR	S	−0−	−0−
(q) Foreclosure loss payments	SEG	C	801,000	801,000
(r) Funded reserves	SEG	C	50,000	50,000
(rm) Other reserves	SEG	C	−0−	−0−
(s) General program operations	SEG	A	5,320,200	5,320,200
(sm) County grants	SEG	A	444,000	444,000
(t) Debt service	SEG	C	28,315,000	30,094,600
(v) Revenue obligation repayment	SEG	C	−0−	−0−
(w) Revenue obligation funding	SEG	C	−0−	−0−
(wd) Loan−servicing administration	SEG	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(wg) Escrow payments, recoveries, and refunds	SEG	C	−0−	−0−
(wp) Loan−servicing rights	SEG	B	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
SEGREGATED FUNDS			34,930,200	36,709,800
OTHER			(34,930,200)	(36,709,800)
TOTAL−ALL SOURCES			34,930,200	36,709,800
(4) VETERANS MEMORIAL CEMETERIES				
(g) Cemetery operations	PR	A	68,600	84,700
(h) Gifts, grants and bequests	PR	C	−0−	−0−
(m) Federal aid; cemetery operations and burials	PR−F	C	286,400	286,400
(q) Cemetery administration and maintenance	SEG	A	624,900	624,900
(qm) Repayment of principal and interest	SEG	S	99,200	98,800
(r) Cemetery energy costs	SEG	A	21,800	21,800
(4) PROGRAM TOTALS				
PROGRAM REVENUE			355,000	371,100
FEDERAL			(286,400)	(286,400)
OTHER			(68,600)	(84,700)
SEGREGATED FUNDS			745,900	745,500
OTHER			(745,900)	(745,500)
TOTAL−ALL SOURCES			1,100,900	1,116,600
20.485 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,186,200	2,099,600
PROGRAM REVENUE			58,185,600	66,327,600
FEDERAL			(778,000)	(778,000)
OTHER			(57,302,100)	(65,444,100)
SERVICE			(105,500)	(105,500)
SEGREGATED FUNDS			59,519,300	60,626,300
FEDERAL			(897,100)	(941,700)
OTHER			(58,622,200)	(59,684,600)
TOTAL−ALL SOURCES			119,891,100	129,053,500
20.490 Wisconsin housing and economic development authority				
(1) FACILITATION OF CONSTRUCTION				
(a) Capital reserve fund deficiency	GPR	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(2) HOUSING REHABILITATION LOAN PROGRAM				
(a) General program operations	GPR	C	−0−	−0−
(q) Loan loss reserve fund	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
(g) Disadvantaged business mobilization loan guarantee	PR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(4) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
(a) Wisconsin development reserve fund	GPR	C	−0−	−0−
(q) Recycling fund transfer to Wisconsin development reserve fund	SEG	C	−0−	−0−
(r) Agrichemical management fund transfer to Wisconsin development reserve fd.	SEG	C	−0−	−0−
(s) Petroleum inspection fund transfer to WDRF	SEG	A	−0−	−0−
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
(a) Wisconsin job training reserve fund	GPR	S	−0−	−0−
(k) Department of commerce appropriation transfer to Wisconsin job training	PR−S	C	−0−	−0−
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			−0−	−0−
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.490 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.495 University of Wisconsin hospitals and clinics board				
(1) CONTRACTUAL SERVICES				
(g) General program operations	PR	C	113,494,400	113,495,700
20.495 DEPARTMENT TOTALS				
PROGRAM REVENUE			113,494,400	113,495,700
OTHER			(113,494,400)	(113,495,700)
TOTAL−ALL SOURCES			113,494,400	113,495,700
Human Relations and Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			3,515,848,600	3,874,588,200
PROGRAM REVENUE			5,011,407,400	5,132,016,900
FEDERAL			(4,105,035,000)	(4,209,752,000)
OTHER			(574,200,500)	(587,652,200)
SERVICE			(332,171,900)	(334,612,700)
SEGREGATED FUNDS			541,279,600	188,861,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
FEDERAL			(897,100)	(941,700)	
OTHER			(540,382,500)	(187,919,600)	
SERVICE			(−0−)	(−0−)	
LOCAL			(−0−)	(−0−)	
TOTAL−ALL SOURCES			9,068,535,600	9,195,466,400	

General Executive Functions

20.505 Administration, department of

(1)	SUPERVISION AND MANAGEMENT; LAND INFORMATION BOARD					
(a)	General program operations	GPR	A	6,421,300	6,378,200	
(b)	Midwest interstate low−level radioactive waste compact; loan from gen. fund	GPR	C	−0−	−0−	
(br)	Appropriation obligations repayment	GPR	A	190,833,100	190,833,100	
(fo)	Federal resource acquisition support grants	GPR	A	−0−	−0−	
(g)	Midwest interstate low−level radioactive waste compact; membership & costs	PR	A	5,000	5,000	
(ge)	High−voltage transmission line annual impact fee distributions	PR	C	−0−	−0−	
(gs)	High−voltage transmission line environmental impact fee distributions	PR	C	−0−	−0−	
(ie)	Land information; incorporations and annexations	PR	A	332,100	271,400	**Vetoed In Part**
(ig)	Land information; technical assistance and education	PR	C	−0−	−0−	**Vetoed In Part**
(ij)	Land information; aids to counties	PR	A	644,400	644,400	
(im)	Services to nonstate governmental units; entity contract	PR	A	1,365,400	1,365,400	
(iq)	Appropriation obligation proceeds	PR	C	−0−	−0−	
(ir)	Relay service	PR−S	A	5,025,100	4,725,100	
(is)	Information technology and communication services; nonstate entities	PR	A	16,206,300	16,008,700	
(it)	Appropriation obligations; agreements and ancillary arrangements	PR	C	−0−	−0−	
(iu)	Plat and proposed incorporation and annexation review	PR	C	577,400	555,700	
(ja)	Justice information systems	PR	A	2,456,300	2,456,300	
(ka)	Materials and services to state agencies and certain districts	PR−S	A	6,739,600	6,837,700	
(kb)	Transportation, records, and document services	PR−S	A	20,703,400	20,215,500	
(kc)	Capital planning and building construction services	PR−S	A	11,168,100	11,077,500	
(ke)	Telecommunications services; state agencies; veterans services	PR−S	A	24,190,700	22,468,200	
(kf)	Procurement services	PR−S	C	3,960,300	4,207,800	
(kj)	Financial services	PR−S	A	9,308,300	9,308,300	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(kL) Printing, mail, communication and information technology services; agencies	PR−S	A	107,324,900	103,898,500
(km) University of Wisconsin−Green Bay programming	PR−S	A	250,000	250,000
(kn) Weatherization assistance	PR−S	C	10,000,000	10,000,000
(kp) Interagency assistance; justice information systems	PR−S	A	732,500	732,500
(kq) Justice information systems development, operation and maintenance	PR−S	A	278,700	278,700
(ku) Management assistance grants to counties	PR−S	A	500,000	500,000
(mb) Federal aid	PR−F	C	8,318,200	8,318,200
(md) Oil overcharge restitution funds	PR−F	C	262,300	262,300
(n) Federal aid; local assistance	PR−F	C	73,800,000	73,800,000
(ng) Sale of forest products; funds for public schools and public roads	PR	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	292,200	157,900
(r) VendorNet fund administration	SEG	A	90,200	90,200
(sm) Excise tax fund − provision of reserves and pymt. of costs − rev. oblig.	SEG	S	−0−	−0−
(v) General program operations — environmental improvement programs; state funds	SEG	A	929,100	913,200
(x) General program operations — clean water fund program; federal funds	SEG−F	C	−0−	−0−
(y) General program operations — safe drinking water loan program; federal funds	SEG−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			197,254,400	197,211,300
PROGRAM REVENUE			304,441,200	298,345,100
FEDERAL			(82,672,700)	(82,538,400)
OTHER			(21,586,900)	(21,306,900)
SERVICE			(200,181,600)	(194,499,800)
SEGREGATED FUNDS			1,019,300	1,003,400
FEDERAL			(−0−)	(−0−)
OTHER			(1,019,300)	(1,003,400)
TOTAL−ALL SOURCES			502,714,900	496,559,800
(2) RISK MANAGEMENT				
(a) General fund supplement — risk management claims	GPR	S	−0−	−0−
(k) Risk management costs	PR−S	C	26,994,000	28,489,000
(ki) Risk management administration	PR−S	A	7,200,000	7,200,000
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			34,194,000	35,689,000
SERVICE			(34,194,000)	(35,689,000)
TOTAL−ALL SOURCES			34,194,000	35,689,000
(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(q) General program operations	SEG	A	12,755,000	12,755,000
(r) Low−income assistance grants	SEG	S	20,500,000	20,500,000
(rr) Air quality improvement grants	SEG	S	−0−	−0−
(s) Energy conservation and efficiency and renewable resource grants	SEG	S	16,500,000	16,500,000
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			49,755,000	49,755,000
OTHER			(49,755,000)	(49,755,000)
TOTAL−ALL SOURCES			49,755,000	49,755,000
(4) ATTACHED DIVISIONS AND OTHER BODIES				
(a) Adjudication of tax appeals	GPR	A	534,100	535,300
(b) Adjudication of equalization appeals	GPR	S	−0−	−0−
(d) Claims awards	GPR	S	23,700	23,700
(dr) Sentencing commission	GPR	A	308,700	308,700
(ea) Women's council operations	GPR	A	136,600	136,600
(ec) Volunteer firefighter & EMT service award pgm; general program operations	GPR	A	20,300	20,300
(er) Volunteer firefighter & EMT service award pgm; state matching awards	GPR	S	964,900	964,900
(es) Principal, interest & rebates; general purpose revenue−schools	GPR	S	5,130,600	6,600,800
(et) Principal, interest & rebates; general purpose rev.−public library boards	GPR	S	21,400	21,600
(f) Hearings and appeals operations	GPR	A	2,206,500	2,206,500
(h) Program services	PR	A	32,100	32,100
(ha) Principal, interest & rebates; program revenue−schools	PR	C	2,995,800	3,001,300
(hb) Principal, interest & rebates; program revenue−public library boards	PR	C	17,200	17,200
(hc) Administration of Governor's Wisconsin Educational Technology Conference	PR	A	216,800	180,000
(j) National and community service board; gifts and grants	PR	C	−0−	−0−
(js) Educ. tech. block grants; Wisc. advncd. telecomm. foundation assessments	PR	C	−0−	−0−
(k) Waste facility siting board; general program operations	PR−S	A	53,900	53,900
(ka) State use board — general program operations	PR−S	A	112,800	112,800
(kb) National and community service board; administrative support; service funds	PR−S	A	58,100	58,100
(kp) Hearings and appeals fees	PR−S	A	2,671,300	2,628,900
(L) Equipment purchases and leases	PR	C	−0−	−0−
(Lm) Educational telecommunications; additional services	PR	C	−0−	−0−
(mp) Federal e−rate aid	PR−F	C	5,401,800	5,401,800
(mr) Sentencing Commission; federal aids	PR−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(o) National and community service board; federal aid for administration	PR−F	A	462,100	462,100
(p) National and community service board; federal aid for grants	PR−F	C	3,354,300	3,354,300
(s) Telecommunications access; school districts	SEG	B	11,330,100	11,330,100
(t) Telecommunications access; private and technical colleges and libraries	SEG	B	5,066,000	5,066,000
(tm) Telecommunications access; private schools	SEG	B	701,300	701,300
(tu) Telecommunications access; state schools	SEG	B	68,200	68,200
(tw) Telecommunications access; secured correctional facilities	SEG	B	102,300	102,300
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			9,346,800	10,818,400
PROGRAM REVENUE			15,376,200	15,302,500
FEDERAL			(9,218,200)	(9,218,200)
OTHER			(3,261,900)	(3,230,600)
SERVICE			(2,896,100)	(2,853,700)
SEGREGATED FUNDS			17,267,900	17,267,900
OTHER			(17,267,900)	(17,267,900)
TOTAL−ALL SOURCES			41,990,900	43,388,800
(5) FACILITIES MANAGEMENT				
(c) Principal repayment and interest; Black Point Estate	GPR	S	−0−	−0−
(g) Principal repayment, interest and rebates; parking	PR−S	S	1,642,000	1,783,200
(ka) Facility operations and maintenance; police and protection functions	PR−S	A	38,730,300	34,476,700
(kb) Parking	PR	A	1,116,800	816,800
(kc) Principal repayment, interest and rebates	PR−S	C	18,416,000	18,108,700
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			59,905,100	55,185,400
OTHER			(1,116,800)	(816,800)
SERVICE			(58,788,300)	(54,368,600)
TOTAL−ALL SOURCES			59,905,100	55,185,400
(6) OFFICE OF JUSTICE ASSISTANCE				
(a) General program operations	GPR	A	219,600	219,600
(b) Alternatives to prosec. & incar. for persons who use alcohol or other drugs	GPR	A	−0−	−0−
(c) Law enforcement officer supplement grants	GPR	A	1,000,000	1,000,000
(i) Gifts and grants	PR	C	−0−	−0−
(k) Law enforcement programs − administration	PR−S	A	158,000	158,000
(ku) Grants for substance abuse treatment programs for criminal offenders	PR	C	−0−	755,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(m) Federal aid, justice assistance, state operations	PR−F	C	1,665,600	1,367,800
(mb) Federal aid, homeland security	PR−F	C	36,852,400	36,612,600
(p) Federal aid, local assistance and aids	PR−F	C	18,904,900	18,904,900
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,219,600	1,219,600
PROGRAM REVENUE			57,580,900	57,798,300
FEDERAL			(57,422,900)	(56,885,300)
OTHER			(−0−)	(755,000)
SERVICE			(158,000)	(158,000)
TOTAL−ALL SOURCES			58,800,500	59,017,900
(8) DIVISION OF GAMING				
(am) Interest on racing and bingo moneys	GPR	S	12,300	12,300
(g) General program operations; racing	PR	A	1,719,600	1,654,400
(h) General program operations; Indian gaming	PR	A	1,725,600	1,668,900
(hm) Indian gaming receipts	PR	C	−0−	−0−
(j) General program operations; raffles and crane games	PR	A	191,500	191,500
(jm) General program operations; bingo	PR	A	248,400	251,500
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			12,300	12,300
PROGRAM REVENUE			3,885,100	3,766,300
OTHER			(3,885,100)	(3,766,300)
TOTAL−ALL SOURCES			3,897,400	3,778,600
20.505 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			207,833,100	209,261,600
PROGRAM REVENUE			475,382,500	466,086,600
FEDERAL			(149,313,800)	(148,641,900)
OTHER			(29,850,700)	(29,875,600)
SERVICE			(296,218,000)	(287,569,100)
SEGREGATED FUNDS			68,042,200	68,026,300
FEDERAL			(−0−)	(−0−)
OTHER			(68,042,200)	(68,026,300)
TOTAL−ALL SOURCES			751,257,800	743,374,500
20.507 Board of commissioners of public lands				
(1) TRUST LANDS AND INVESTMENTS				
(h) Trust lands and investments − general program operations	PR−S	A	1,385,700	1,385,700
(j) Payments to American Indian tribes or bands for raised sunken logs	PR	C	−0−	−0−
(k) Trust lands and investments − interagency and intra−agency assistance	PR−S	A	−0−	−0−
(mg) Federal aid — flood control	PR−F	C	52,700	52,700
20.507 DEPARTMENT TOTALS				
PROGRAM REVENUE			1,438,400	1,438,400
FEDERAL			(52,700)	(52,700)
OTHER			(−0−)	(−0−)
SERVICE			(1,385,700)	(1,385,700)
TOTAL−ALL SOURCES			1,438,400	1,438,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
20.510 Elections board				
(1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS				
(a) General program operations; general purpose revenue	GPR	B	906,900	908,800
(bm) Training of chief inspectors	GPR	B	−0−	−0−
(c) Voting system transitional assistance	GPR	B	−0−	−0−
(d) Election administration transfer	GPR	A	−0−	−0−
(g) Recount fees	PR	C	−0−	−0−
(gm) Gifts and grants	PR	C	−0−	−0−
(h) Materials and services	PR	A	20,200	20,200
(i) General program operations; program revenue	PR	A	37,500	37,500
(j) Electronic filing software	PR	C	−0−	−0−
(q) Wisconsin election campaign fund	SEG	C	100,000	750,000
(t) Election administration	SEG	A	100	100
(x) Federal aid	SEG−F	C	196,800	196,800
20.510 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			906,900	908,800
PROGRAM REVENUE			57,700	57,700
OTHER			(57,700)	(57,700)
SEGREGATED FUNDS			296,900	946,900
FEDERAL			(196,800)	(196,800)
OTHER			(100,100)	(750,100)
TOTAL−ALL SOURCES			1,261,500	1,913,400
20.515 Employee trust funds, department of				
(1) EMPLOYEE BENEFIT PLANS				
(a) Annuity supplements and payments	GPR	S	1,921,300	1,559,300
(c) Contingencies	GPR	S	−0−	−0−
(gm) Gifts and grants	PR	C	−0−	−0−
(m) Federal aid	PR−F	C	−0−	−0−
(sr) Gifts and grants; public employee trust fund	SEG	C	−0−	−0−
(t) Automated operating system	SEG	C	272,000	272,000
(u) Employee−funded reimbursement account plan	SEG	C	−0−	−0−
(um) Benefit administration	SEG	B	5,000	5,000
(ut) Insurance administrative costs	SEG	A	377,500	377,500
(w) Administration	SEG	A	19,933,300	19,904,500
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,921,300	1,559,300
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			20,587,800	20,559,000
OTHER			(20,587,800)	(20,559,000)
TOTAL−ALL SOURCES			22,509,100	22,118,300
(2) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM				
(a) Private employer health care coverage program; operating costs	GPR	B	200	200
(b) Grants for program administration	GPR	B	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(g) Private employer health care coverage plan	PR	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			200	200
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			200	200
20.515 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			1,921,500	1,559,500
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			20,587,800	20,559,000
OTHER			(20,587,800)	(20,559,000)
TOTAL−ALL SOURCES			22,509,300	22,118,500
20.521 Ethics board				
(1) ETHICS AND LOBBYING REGULATION				
(a) General program operations; general purpose revenue	GPR	A	238,900	238,800
(b) Code of ethics investigations	GPR	B	32,800	32,800
(g) General program operations; program revenue	PR	A	382,700	382,700
(h) Gifts and grants	PR	C	−0−	−0−
(i) Materials and services	PR	A	15,000	15,000
20.521 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			271,700	271,600
PROGRAM REVENUE			397,700	397,700
OTHER			(397,700)	(397,700)
TOTAL−ALL SOURCES			669,400	669,300
20.525 Office of the governor				
(1) EXECUTIVE ADMINISTRATION				
(a) General program operations	GPR	S	3,303,700	3,302,400
(b) Contingent fund	GPR	S	21,700	21,700
(c) Membership in national associations	GPR	S	125,900	125,900
(d) Disability board	GPR	S	−0−	−0−
(f) Literacy improvement aids	GPR	A	25,200	25,200
(i) Gifts and grants	PR	C	−0−	−0−
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			3,476,500	3,475,200
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			3,476,500	3,475,200
(2) EXECUTIVE RESIDENCE				
(a) General program operations	GPR	S	217,500	217,500
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			217,500	217,500
TOTAL−ALL SOURCES			217,500	217,500
20.525 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			3,694,000	3,692,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			3,694,000	3,692,700
20.536 Investment board				
(1) INVESTMENT OF FUNDS				
(k) General program operations	PR	C	19,390,300	20,352,800
(ka) General program operations; environmental improvement fund	PR−S	C	−0−	−0−
20.536 DEPARTMENT TOTALS				
PROGRAM REVENUE			19,390,300	20,352,800
OTHER			(19,390,300)	(20,352,800)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			19,390,300	20,352,800
20.540 Office of the lieutenant governor				
(1) EXECUTIVE COORDINATION				
(a) General program operations	GPR	A	381,900	381,800
(g) Gifts, grants and proceeds	PR	C	−0−	−0−
(k) Grants from state agencies	PR−S	C	−0−	−0−
(m) Federal aid	PR−F	C	−0−	−0−
20.540 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			381,900	381,800
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			381,900	381,800
20.545 State employment relations, office of				
(1) STATE EMPLOYMENT RELATIONS				
(a) General program operations	GPR	A	4,598,800	4,597,200
(i) Services to non−state governmental units	PR	A	200,000	207,300
(j) Gifts and donations	PR	C	−0−	−0−
(jm) Employee development and training services	PR	A	412,100	239,400
(k) Funds received from other state agencies	PR	C	325,000	325,000
(ka) Publications	PR	A	141,600	153,600
(km) Collective bargaining grievance arbitrations	PR	A	85,200	85,200
(m) Federal grants and contracts	PR−F	C	−0−	−0−
(pz) Indirect cost reimbursements	PR−F	C	−0−	−0−
20.545 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			4,598,800	4,597,200
PROGRAM REVENUE			1,163,900	1,010,500
FEDERAL			(−0−)	(−0−)
OTHER			(1,163,900)	(1,010,500)
TOTAL−ALL SOURCES			5,762,700	5,607,700
20.550 Public defender board				
(1) LEGAL ASSISTANCE				
(a) Program administration	GPR	A	2,321,500	2,321,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(b) Appellate representation	GPR	A	4,505,700	4,505,700
(c) Trial representation	GPR	A	38,938,000	38,916,900
(d) Private bar and investigator reimbursement	GPR	B	24,294,400	24,092,400
(e) Private bar and investigator payments; administration costs	GPR	A	671,800	673,000
(f) Transcripts, discovery and interpreters	GPR	A	1,339,100	1,339,100
(fb) Payments from clients; administrative costs	PR	A	158,900	158,900
(g) Gifts, grants and proceeds	PR	C	−0−	−0−
(h) Contractual agreements	PR−S	A	−0−	−0−
(i) Tuition payments	PR	C	−0−	−0−
(kj) Conferences and training	PR−S	A	133,900	133,900
(L) Private bar and inv. reimbursement; payments for legal representation	PR	C	1,024,700	1,024,700
(m) Federal aid	PR−F	C	−0−	−0−
20.550 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			72,070,500	71,848,600
PROGRAM REVENUE			1,317,500	1,317,500
FEDERAL			(−0−)	(−0−)
OTHER			(1,183,600)	(1,183,600)
SERVICE			(133,900)	(133,900)
TOTAL−ALL SOURCES			73,388,000	73,166,100
20.566 Revenue, department of				
(1) COLLECTION OF TAXES				
(a) General program operations	GPR	A	41,604,100	41,516,700
(g) Administration of county sales and use taxes	PR	A	3,288,900	3,283,900
(ga) Cigarette tax stamps	PR	A	179,100	179,100
(gb) Business tax registration	PR	A	1,484,600	1,479,600
(gd) Administration of special district taxes	PR	A	352,600	352,600
(ge) Administration of local professional football stadium districts	PR	A	134,700	134,700
(gf) Administration of resort tax	PR	A	21,500	21,500
(gg) Administration of local taxes	PR	A	238,300	170,400
(gh) Administration of regional transit authority fees	PR	A	−0−	−0−
(gm) Administration of tax on controlled substances dealers	PR	A	−0−	−0−
(go) Administration of tax incremental financing program	PR	C	102,700	102,700
(h) Debt collection	PR	A	411,600	411,600
(ha) Administration of liquor tax and alcohol beverages enforcement	PR	A	952,000	952,000
(hm) Collections under contracts	PR	S	354,200	354,200
(hn) Collections under the multi−state tax commission audit program	PR−S	S	57,400	57,400
(hp) Admin of endang res; prof football distr; breast cancer res; vet trst pymts	PR	A	30,000	30,000
(i) Gifts and grants	PR	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(m) Federal funds; state operations	PR−F	C	−0−	−0−
(q) Recycling surcharge administration	SEG	A	218,200	218,200
(qm) Administration of rental vehicle fee	SEG	A	34,900	34,900
(r) Administration of dry cleaner fees	SEG	A	55,900	55,900
(s) Petroleum inspection fee collection	SEG	A	161,800	161,800
(u) Motor fuel tax administration	SEG	A	1,373,900	1,373,900
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			41,604,100	41,516,700
PROGRAM REVENUE			7,607,600	7,529,700
FEDERAL			(−0−)	(−0−)
OTHER			(7,550,200)	(7,472,300)
SERVICE			(57,400)	(57,400)
SEGREGATED FUNDS			1,844,700	1,844,700
OTHER			(1,844,700)	(1,844,700)
TOTAL−ALL SOURCES			51,056,400	50,891,100
(2) STATE AND LOCAL FINANCE				
(a) General program operations	GPR	A	7,826,600	7,479,200
(am) Lottery and gaming credit administration	GPR	A	−0−	−0−
(g) County assessment studies	PR	C	−0−	−0−
(gb) Manufacturing property assessment	PR	A	1,151,400	1,151,400
(gi) Municipal finance report compliance	PR	A	40,300	40,300
(h) Reassessments	PR	A	635,500	635,500
(hi) Wisconsin property assessment manual	PR	A	97,700	97,700
(i) Gifts and grants	PR	C	−0−	−0−
(m) Federal funds; state operations	PR−F	C	−0−	−0−
(q) Railroad and air carrier tax administration	SEG	A	204,600	204,600
(r) Lottery credit administration	SEG	A	268,100	268,100
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			7,826,600	7,479,200
PROGRAM REVENUE			1,924,900	1,924,900
FEDERAL			(−0−)	(−0−)
OTHER			(1,924,900)	(1,924,900)
SEGREGATED FUNDS			472,700	472,700
OTHER			(472,700)	(472,700)
TOTAL−ALL SOURCES			10,224,200	9,876,800
(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
(a) General program operations	GPR	A	26,313,800	25,297,100
(b) Integrated tax system technology	GPR	A	4,259,700	4,259,700
(c) Expert professional services	GPR	B	75,000	75,000
(g) Services	PR	A	98,200	98,200
(gm) Reciprocity agreement and publications	PR	A	201,100	201,100
(go) Reciprocity agreement; Illinois	PR	A	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(k) Internal services	PR−S	A	3,272,700	3,272,700
(m) Federal funds; state operations	PR−F	C	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			30,648,500	29,631,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
PROGRAM REVENUE			3,572,000	3,572,000
FEDERAL			(−0−)	(−0−)
OTHER			(299,300)	(299,300)
SERVICE			(3,272,700)	(3,272,700)
TOTAL−ALL SOURCES			34,220,500	33,203,800
(7) INVESTMENT AND LOCAL IMPACT FUND				
(e) Investment and local impact fund supplement	GPR	A	−0−	−0−
(g) Investment and local impact fund administrative expenses	PR	A	−0−	−0−
(n) Federal mining revenue	PR−F	C	−0−	−0−
(v) Investment and local impact fund	SEG	C	−0−	−0−
(7) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(8) LOTTERY				
(q) General program operations	SEG	A	18,797,500	18,622,300
(r) Retailer compensation	SEG	S	33,857,900	34,588,200
(s) Prizes	SEG	S	−0−	−0−
(v) Vendor fees	SEG	S	12,215,200	12,471,000
(8) PROGRAM TOTALS				
SEGREGATED FUNDS			64,870,600	65,681,500
OTHER			(64,870,600)	(65,681,500)
TOTAL−ALL SOURCES			64,870,600	65,681,500
20.566 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			80,079,200	78,627,700
PROGRAM REVENUE			13,104,500	13,026,600
FEDERAL			(−0−)	(−0−)
OTHER			(9,774,400)	(9,696,500)
SERVICE			(3,330,100)	(3,330,100)
SEGREGATED FUNDS			67,188,000	67,998,900
OTHER			(67,188,000)	(67,998,900)
TOTAL−ALL SOURCES			160,371,700	159,653,200
20.575 Secretary of state				
(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
(g) Program fees	PR	A	771,300	771,300
(ka) Agency collections	PR−S	A	4,000	4,000
20.575 DEPARTMENT TOTALS				
PROGRAM REVENUE			775,300	775,300
OTHER			(771,300)	(771,300)
SERVICE			(4,000)	(4,000)
TOTAL−ALL SOURCES			775,300	775,300
20.585 Treasurer, state				
(1) CUSTODIAN OF STATE FUNDS				
(b) Insurance	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(e) Unclaimed property; contingency appropriation	GPR	S	−0−	−0−
(g) Processing services	PR	A	300,800	250,800
(h) Training conferences	PR	C	−0−	−0−
(i) Gifts and grants	PR	C	−0−	−0−
(j) Unclaimed property; claims	PR	C	−0−	−0−
(k) Unclaimed property; administrative expenses	PR	A	5,666,600	1,365,600
(kb) General program operations	PR−S	A	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			5,967,400	1,616,400
OTHER			(5,967,400)	(1,616,400)
SERVICE			(−0−)	(−0−)
TOTAL−ALL SOURCES			5,967,400	1,616,400
(2) COLLEGE TUITION PREPAYMENT PROGRAM				
(q) Pymt of qualified higher ed expenses & refunds; college tuition & exp pgm	SEG	S	−0−	−0−
(s) Administrative expenses; college tuition and expenses program	SEG	A	67,000	67,000
(t) Payment of qualified higher ed expenses & refunds; college savings program	SEG	S	−0−	−0−
(tm) Administrative expenses; college savings program	SEG	A	827,000	782,000
(2) PROGRAM TOTALS				
SEGREGATED FUNDS			894,000	849,000
OTHER			(894,000)	(849,000)
TOTAL−ALL SOURCES			894,000	849,000
20.585 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
PROGRAM REVENUE			5,967,400	1,616,400
OTHER			(5,967,400)	(1,616,400)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			894,000	849,000
OTHER			(894,000)	(849,000)
TOTAL−ALL SOURCES			6,861,400	2,465,400
General Executive Functions FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			371,757,600	371,149,500
PROGRAM REVENUE			518,995,200	506,079,500
FEDERAL			(149,366,500)	(148,694,600)
OTHER			(68,557,000)	(64,962,100)
SERVICE			(301,071,700)	(292,422,800)
SEGREGATED FUNDS			157,008,900	158,380,100
FEDERAL			(196,800)	(196,800)
OTHER			(156,812,100)	(158,183,300)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			1,047,761,700	1,035,609,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
Judicial				
20.625 Circuit courts				
(1) COURT OPERATIONS				
(a) Circuit courts	GPR	S	55,595,100	55,575,200
(as) Violent crime court costs	GPR	A	−0−	−0−
(b) Permanent reserve judges	GPR	A	−0−	−0−
(c) Court interpreter fees	GPR	A	800,100	827,100
(d) Circuit court support payments	GPR	B	18,739,600	18,739,600
(e) Guardian ad litem costs	GPR	A	4,738,500	4,738,500
(m) Federal aid	PR−F	C	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			79,873,300	79,880,400
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			79,873,300	79,880,400
(3) CHILD CUSTODY HEARINGS AND STUDIES IN OTHER STATES				
(a) General program operations	GPR	S	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.625 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			79,873,300	79,880,400
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			79,873,300	79,880,400
20.660 Court of appeals				
(1) APPELLATE PROCEEDINGS				
(a) General program operations	GPR	S	8,328,400	8,325,400
(m) Federal aid	PR−F	C	−0−	−0−
20.660 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			8,328,400	8,325,400
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			8,328,400	8,325,400
20.665 Judicial commission				
(1) JUDICIAL CONDUCT				
(a) General program operations	GPR	A	202,600	202,500
(cm) Contractual agreements	GPR	B	18,200	18,200
(d) General program operations; judicial council	GPR	A	11,800	11,800
(mm) Federal aid	PR−F	C	−0−	−0−
20.665 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			232,600	232,500
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			232,600	232,500
20.680 Supreme court				
(1) SUPREME COURT PROCEEDINGS				
(a) General program operations	GPR	S	4,361,900	4,361,900
(m) Federal aid	PR−F	C	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,361,900	4,361,900
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			4,361,900	4,361,900
(2) DIRECTOR OF STATE COURTS				
(a) General program operations	GPR	A	5,698,800	5,731,700
(b) Judicial planning and research	GPR	A	−0−	−0−
(g) Gifts and grants	PR	C	−0−	−0−
(ga) Court commissioner training	PR	C	60,300	60,300
(gc) Court interpreter training and certification	PR	C	26,900	45,600
(h) Materials and services	PR	C	60,900	60,900
(i) Municipal judge training	PR	C	135,900	135,900
(j) Court information systems	PR	C	8,344,300	8,344,300
(kc) Central services	PR−S	A	199,900	199,900
(ke) Interagency and intra−agency automation assistance	PR−S	C	−0−	−0−
(m) Federal aid	PR−F	C	489,800	489,800
(qm) Mediation fund	SEG	C	728,400	728,400
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			5,698,800	5,731,700
PROGRAM REVENUE			9,318,000	9,336,700
FEDERAL			(489,800)	(489,800)
OTHER			(8,628,300)	(8,647,000)
SERVICE			(199,900)	(199,900)
SEGREGATED FUNDS			728,400	728,400
OTHER			(728,400)	(728,400)
TOTAL−ALL SOURCES			15,745,200	15,796,800
(3) BAR EXAMINERS AND RESPONSIBILITY				
(g) Board of bar examiners	PR	C	646,400	646,400
(h) Office of lawyer regulation	PR	C	2,162,100	2,162,100
(3) PROGRAM TOTALS				
PROGRAM REVENUE			2,808,500	2,808,500
OTHER			(2,808,500)	(2,808,500)
TOTAL−ALL SOURCES			2,808,500	2,808,500
(4) LAW LIBRARY				
(a) General program operations	GPR	A	1,949,000	1,949,000
(g) Library collections and services	PR	C	130,600	130,600
(h) Gifts and grants	PR	C	544,700	544,700
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,949,000	1,949,000
PROGRAM REVENUE			675,300	675,300
OTHER			(675,300)	(675,300)
TOTAL−ALL SOURCES			2,624,300	2,624,300
20.680 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			12,009,700	12,042,600
PROGRAM REVENUE			12,801,800	12,820,500
FEDERAL			(489,800)	(489,800)
OTHER			(12,112,100)	(12,130,800)
SERVICE			(199,900)	(199,900)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
SEGREGATED FUNDS			728,400	728,400
OTHER			(728,400)	(728,400)
TOTAL−ALL SOURCES			25,539,900	25,591,500
Judicial FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			100,444,000	100,480,900
PROGRAM REVENUE			12,801,800	12,820,500
FEDERAL			(489,800)	(489,800)
OTHER			(12,112,100)	(12,130,800)
SERVICE			(199,900)	(199,900)
SEGREGATED FUNDS			728,400	728,400
FEDERAL			(−0−)	(−0−)
OTHER			(728,400)	(728,400)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			113,974,200	114,029,800

Legislative

20.765 Legislature

(1) ENACTMENT OF STATE LAWS				
(a) General program operations — assembly	GPR	S	21,402,500	21,394,900
(b) General program operations — senate	GPR	S	14,899,200	14,893,900
(d) Legislative documents	GPR	S	4,031,700	4,030,200
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			40,333,400	40,319,000
TOTAL−ALL SOURCES			40,333,400	40,319,000
(2) SPECIAL STUDY GROUPS				
(a) Retirement committees	GPR	A	59,700	59,700
(ab) Retirement actuarial studies	GPR	A	13,900	13,900
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			73,600	73,600
TOTAL−ALL SOURCES			73,600	73,600
(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
(a) Revisor of statutes bureau	GPR	B	845,900	845,600
(b) Legislative reference bureau	GPR	B	5,241,300	5,239,400
(c) Legislative audit bureau	GPR	B	5,048,000	5,046,100
(d) Legislative fiscal bureau	GPR	B	3,421,800	3,420,600
(e) Legislative council	GPR	B	3,451,400	3,450,200
(em) Legislative technology services bureau	GPR	B	3,344,700	3,344,400
(f) Joint committee on legislative organization	GPR	B	−0−	−0−
(fa) Membership in national associations	GPR	S	145,500	145,400
(g) Gifts and grants to service agencies	PR	C	−0−	−0−
(ka) Audit bureau reimbursable audits	PR−S	A	1,801,600	1,753,400
(m) Federal aid	PR−F	C	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			21,498,600	21,491,700
PROGRAM REVENUE			1,801,600	1,753,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,801,600)	(1,753,400)
TOTAL−ALL SOURCES			23,300,200	23,245,100
20.765 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			61,905,600	61,884,300
PROGRAM REVENUE			1,801,600	1,753,400
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,801,600)	(1,753,400)
TOTAL−ALL SOURCES			63,707,200	63,637,700
Legislative FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			61,905,600	61,884,300
PROGRAM REVENUE			1,801,600	1,753,400
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(1,801,600)	(1,753,400)
SEGREGATED FUNDS			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
LOCAL			(−0−)	(−0−)
TOTAL−ALL SOURCES			63,707,200	63,637,700

General Appropriations

20.835 Shared revenue and tax relief				
(1) SHARED REVENUE PAYMENTS				
(b) Small municipalities shared revenue	GPR	S	−0−	−0−
(c) Expenditure restraint program account	GPR	S	58,145,700	58,145,700
(d) Shared revenue account	GPR	S	33,000,000	33,300,000
(db) County and municipal aid account	GPR	S	854,703,100	854,703,100
(dm) Public utility distribution account	GPR	S	2,100,000	6,500,000
(e) State aid; tax exempt property	GPR	S	66,800,000	−0−
(f) County mandate relief account	GPR	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			1,014,748,800	952,648,800
TOTAL−ALL SOURCES			1,014,748,800	952,648,800
(2) TAX RELIEF				
(b) Claim of right credit	GPR	S	−0−	−0−
(c) Homestead tax credit	GPR	S	114,300,000	108,200,000
(ci) Development zones investment credit	GPR	S	−0−	−0−
(cL) Development zones location credit	GPR	S	−0−	−0−
(cm) Development zones jobs credit	GPR	S	−0−	−0−
(cn) Development zones sales tax credit	GPR	S	−0−	−0−
(d) Farmers' drought property tax credit	GPR	S	−0−	−0−
(dm) Farmland preservation credit	GPR	S	13,700,000	13,100,000
(dn) Farmland tax relief credit	GPR	S	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(em) Veterans and surviving spouses property tax credit	GPR	S	2,700,000	2,700,000	
(eo) Private school and homeschool tax credit	GPR	S	−0−	14,600,000	Vetoed In Part
(ep) Cigarette and tobacco product tax refunds	GPR	S	13,200,000	13,200,000	
(f) Earned income tax credit	GPR	S	19,468,000	21,468,000	
(ka) Farmland tax relief credit; Indian gaming receipts	PR−S	C	−0−	−0−	
(kf) Earned income tax credit; temporary assistance for needy families	PR−S	A	59,532,000	59,532,000	
(q) Farmland tax relief credit	SEG	S	15,000,000	15,000,000	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			163,368,000	173,268,000	
PROGRAM REVENUE			59,532,000	59,532,000	
SERVICE			(59,532,000)	(59,532,000)	
SEGREGATED FUNDS			15,000,000	15,000,000	
OTHER			(15,000,000)	(15,000,000)	
TOTAL−ALL SOURCES			237,900,000	247,800,000	
(3) STATE PROPERTY TAX CREDITS					
(b) School levy tax credit	GPR	S	469,305,000	469,305,000	
(q) Lottery and gaming credit	SEG	S	115,593,600	123,833,600	
(s) Lottery and gaming credit; late applications	SEG	S	200,000	200,000	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			469,305,000	469,305,000	
SEGREGATED FUNDS			115,793,600	124,033,600	
OTHER			(115,793,600)	(124,033,600)	
TOTAL−ALL SOURCES			585,098,600	593,338,600	
(4) COUNTY AND LOCAL TAXES					
(g) County taxes	PR	C	−0−	−0−	
(gb) Special district taxes	PR	C	−0−	−0−	
(gd) Premier resort area tax	PR	C	−0−	−0−	
(ge) Local professional football stadium district taxes	PR	C	−0−	−0−	
(gg) Local taxes	PR	C	−0−	−0−	
(gh) Regional transit authority fees	PR	C	−0−	−0−	
(4) PROGRAM TOTALS					
PROGRAM REVENUE			−0−	−0−	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			−0−	−0−	
(5) PAYMENTS IN LIEU OF TAXES					
(a) Payments for municipal services	GPR	A	21,998,800	21,998,800	
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			21,998,800	21,998,800	
TOTAL−ALL SOURCES			21,998,800	21,998,800	
20.835 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			1,669,420,600	1,617,220,600	
PROGRAM REVENUE			59,532,000	59,532,000	
OTHER			(−0−)	(−0−)	
SERVICE			(59,532,000)	(59,532,000)	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
SEGREGATED FUNDS			130,793,600	139,033,600
OTHER			(130,793,600)	(139,033,600)
TOTAL−ALL SOURCES			1,859,746,200	1,815,786,200
20.855 Miscellaneous appropriations				
(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
(a) Obligation on operating notes	GPR	S	−0−	−0−
(b) Operating note expenses	GPR	S	−0−	−0−
(bm) Payment of cancelled drafts	GPR	S	850,000	850,000
(c) Interest payments to program revenue accounts	GPR	S	−0−	−0−
(d) Interest payments to segregated funds	GPR	S	−0−	−0−
(dm) Interest reimbursements to federal government	GPR	S	−0−	−0−
(e) Interest on prorated local government payments	GPR	S	−0−	−0−
(gm) Payment of cancelled drafts; program revenues	PR	S	−0−	−0−
(q) Redemption of operating notes	SEG	S	−0−	−0−
(r) Interest payments to general fund	SEG	S	−0−	−0−
(rm) Payment of cancelled drafts; segregated revenues	SEG	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			850,000	850,000
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			850,000	850,000
(3) CAPITOL RENOVATION EXPENSES				
(b) Capitol restoration and relocation planning	GPR	B	−0−	−0−
(c) Historically significant furnishings	GPR	B	−0−	−0−
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
(a) Interest on overpayment of taxes	GPR	S	2,250,000	2,250,000
(am) Great Lakes protection fund contribution	GPR	C	−0−	−0−
(b) Election campaign payments	GPR	S	250,000	250,000
(bm) Oil pipeline terminal tax distribution	GPR	S	−0−	652,100
(c) Minnesota income tax reciprocity	GPR	S	53,700,000	57,300,000
(ca) Minnesota income tax reciprocity bench mark	GPR	A	−0−	−0−
(cm) Illinois income tax reciprocity	GPR	S	29,800,000	31,500,000
(cn) Illinois income tax reciprocity bench mark	GPR	A	−0−	−0−
(co) Illinois income tax reciprocity, 1998 and 1999	GPR	A	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(e) Transfer to conservation fund; land acquisition reimbursement	GPR	S	233,500	237,500	
(f) Supplemental title fee matching	GPR	S	11,250,000	11,250,000	
(fm) Transfer to the transportation fund; hub facility exemptions	GPR	S	2,530,400	2,530,400	
(q) Terminal tax distribution	SEG	S	1,327,400	1,378,100	
(r) Petroleum allowance	SEG	S	420,000	360,000	
(s) Transfer to conservation fund; motorboat formula	SEG	S	12,569,000	13,163,400	
(t) Transfer to conservation fund; snowmobile formula	SEG	S	4,552,200	4,738,200	
(u) Transfer to conservation fund; all−terrain vehicle formula	SEG	S	1,573,000	1,734,300	
(v) Transfer to medical assistance trust fund; fiscal year 2005−06	SEG	A	268,058,100	−0−	**Vetoed In Part**
(w) Transfer to transportation fund; petroleum inspection fund	SEG	A	6,321,700	6,321,700	
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			100,013,900	105,970,000	
SEGREGATED FUNDS			294,821,400	27,695,700	
OTHER			(294,821,400)	(27,695,700)	
TOTAL−ALL SOURCES			394,835,300	133,665,700	
(5) STATE HOUSING AUTHORITY RESERVE FUND					
(a) Enhancement of credit of authority debt	GPR	A	−0−	−0−	
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			−0−	−0−	
TOTAL−ALL SOURCES			−0−	−0−	
(6) MISCELLANEOUS RECEIPTS					
(g) Gifts and grants	PR	C	−0−	−0−	
(h) Vehicle and aircraft receipts	PR	A	−0−	−0−	
(i) Miscellaneous program revenue	PR	A	−0−	−0−	
(j) Custody accounts	PR	C	−0−	−0−	
(k) Aids to individuals and organizations	PR−S	C	−0−	−0−	
(ka) Local assistance	PR−S	C	−0−	−0−	
(m) Federal aid	PR−F	C	−0−	−0−	
(pz) Indirect cost reimbursements	PR−F	C	−0−	−0−	
(6) PROGRAM TOTALS					
PROGRAM REVENUE			−0−	−0−	
FEDERAL			(−0−)	(−0−)	
OTHER			(−0−)	(−0−)	
SERVICE			(−0−)	(−0−)	
TOTAL−ALL SOURCES			−0−	−0−	
(8) MARQUETTE UNIVERSITY					
(a) Dental clinic and educ facility; principal repayment, interest & rebates	GPR	S	1,060,200	983,300	
(8) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			1,060,200	983,300	
TOTAL−ALL SOURCES			1,060,200	983,300	
(9) STATE CAPITOL RENOVATION AND RESTORATION					

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(a) South wing renovation and restoration	GPR	C	−0−	−0−
(9) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
TOTAL−ALL SOURCES			−0−	−0−
20.855 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			101,924,100	107,803,300
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			294,821,400	27,695,700
OTHER			(294,821,400)	(27,695,700)
TOTAL−ALL SOURCES			396,745,500	135,499,000
20.865 Program supplements				
(1) EMPLOYEE COMPENSATION AND SUPPORT				
(a) Judgments, legal expenses and worker's compensation benefits	GPR	S	46,700	46,700
(c) Compensation and related adjustments	GPR	S	−0−	−0−
(ci) Nonrepresented university system faculty and academic pay adjustments	GPR	S	−0−	−0−
(cj) Pay adjustments for certain university employees	GPR	A	−0−	−0−
(d) Employer fringe benefit costs	GPR	S	−0−	−0−
(e) Additional biweekly payroll	GPR	A	−0−	−0−
(em) Financial and procurement services	GPR	A	−0−	−0−
(fm) Risk management	GPR	A	−0−	−0−
(fn) Physically handicapped supplements	GPR	A	6,800	6,800
(g) Judgments and legal expenses; program revenues	PR	S	−0−	−0−
(i) Compensation and related adjustments; program revenues	PR	S	−0−	−0−
(ic) Nonrepresented university system faculty and academic pay adjustments	PR	S	−0−	−0−
(j) Employer fringe benefit costs; program revenues	PR	S	−0−	−0−
(jm) Additional biweekly payroll; nonfederal program revenue	PR	S	−0−	−0−
(js) Financial and procurement services; program revenues	PR	S	−0−	−0−
(kr) Risk management; program revenues	PR−S	S	−0−	−0−
(Ln) Physically handicapped supplements; program revenues	PR	S	−0−	−0−
(m) Additional biweekly payroll; federal program revenues	PR−F	S	−0−	−0−
(q) Judgments and legal expenses; segregated revenues	SEG	S	−0−	−0−
(s) Compensation and related adjustments; segregated revenues	SEG	S	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(si) Nonrepresented university system faculty and academic pay adjustments	SEG	S	−0−	−0−
(t) Employer fringe benefit costs; segregated revenues	SEG	S	−0−	−0−
(tm) Additional biweekly payroll; nonfederal segregated revenues	SEG	S	−0−	−0−
(ts) Financial and procurement services; segregated revenues	SEG	S	−0−	−0−
(ur) Risk management; segregated revenues	SEG	S	−0−	−0−
(vn) Physically handicapped supplements; segregated revenues	SEG	S	−0−	−0−
(x) Additional biweekly payroll; federal segregated revenues	SEG−F	S	−0−	−0−
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			53,500	53,500
PROGRAM REVENUE			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			−0−	−0−
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			53,500	53,500
(2) STATE PROGRAMS AND FACILITIES				
(a) Private facility rental increases	GPR	A	919,800	1,160,200
(ag) State−owned office rent supplement	GPR	A	−0−	−0−
(am) Space management and child care	GPR	A	−0−	−0−
(d) State deposit fund	GPR	S	−0−	−0−
(e) Maintenance of capitol and executive residence	GPR	A	5,337,400	5,337,400
(eb) Executive residence furnishings replacement	GPR	C	12,000	12,000
(em) Groundwater survey and analysis	GPR	A	216,100	216,100
(g) Private facility rental increases; program revenues	PR	S	−0−	−0−
(gg) State−owned office rent supplements; program revenues	PR	S	−0−	−0−
(gm) Space management and child care; program revenues	PR	S	−0−	−0−
(j) State deposit fund; program revenues	PR	S	−0−	−0−
(L) Data processing and telecommunications study; program revenues	PR−S	S	−0−	−0−
(q) Private facility rental increases; segregated revenues	SEG	S	−0−	−0−
(qg) State−owned office rent supplements; segregated revenues	SEG	S	−0−	−0−
(qm) Space management and child care; segregated revenues	SEG	S	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
(t) State deposit fund; segregated revenues	SEG	S	−0−	−0−	
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			6,485,300	6,725,700	
PROGRAM REVENUE			−0−	−0−	
OTHER			(−0−)	(−0−)	
SERVICE			(−0−)	(−0−)	
SEGREGATED FUNDS			−0−	−0−	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			6,485,300	6,725,700	
(3) TAXES AND SPECIAL CHARGES					
(a) Property taxes	GPR	S	−0−	−0−	
(g) Property taxes; program revenues	PR	S	−0−	−0−	
(i) Payments for municipal services; program revenues	PR	S	−0−	−0−	
(q) Property taxes; segregated revenues	SEG	S	−0−	−0−	
(s) Payments for municipal services; segregated revenues	SEG	S	−0−	−0−	
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			−0−	−0−	
PROGRAM REVENUE			−0−	−0−	
OTHER			(−0−)	(−0−)	
SEGREGATED FUNDS			−0−	−0−	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			−0−	−0−	
(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS					
(a) General purpose revenue funds general program supplementation	GPR	B	59,739,400 58,239,400	61,526,800 60,026,800	**Vetoed In Part**
(g) Program revenue funds general program supplementation	PR	S	−0−	815,300	
(k) Public assistance programs supplementation	PR−S	C	−0−	−0−	
(m) Federal funds general program supplementation	PR−F	C	−0−	−0−	
(u) Segregated funds general program supplementation	SEG	S	572,700	629,900	**Vetoed In Part**
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			59,739,400	61,526,800	
PROGRAM REVENUE			−0−	815,300	
FEDERAL			(−0−)	(−0−)	
OTHER			(−0−)	(815,300)	
SERVICE			(−0−)	(−0−)	
SEGREGATED FUNDS			572,700	629,900	
OTHER			(572,700)	(629,900)	
TOTAL−ALL SOURCES			60,312,100	62,972,000	
(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REV.−SERVICE APPROPRIATIONS					
(g) Supplementation of program revenue and program rev.−service appropriations	PR	S	−0−	−0−	
(8) PROGRAM TOTALS					
PROGRAM REVENUE			−0−	−0−	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.865 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			66,278,200	68,306,000
PROGRAM REVENUE			−0−	815,300
FEDERAL			(−0−)	(−0−)
OTHER			(−0−)	(815,300)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			572,700	629,900
FEDERAL			(−0−)	(−0−)
OTHER			(572,700)	(629,900)
TOTAL−ALL SOURCES			66,850,900	69,751,200
20.866 Public debt				
(1) BOND SECURITY AND REDEMPTION FUND				
(u) Principal repayment and interest	SEG	S	−0−	−0−
20.866 DEPARTMENT TOTALS				
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.867 Building commission				
(1) STATE OFFICE BUILDINGS				
(a) Principal repayment and interest; housing of state agencies	GPR	S	−0−	−0−
(b) Principal repayment and interest; capitol and executive residence	GPR	S	11,431,100	12,476,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			11,431,100	12,476,000
TOTAL−ALL SOURCES			11,431,100	12,476,000
(2) ALL STATE−OWNED FACILITIES				
(b) Asbestos removal	GPR	A	−0−	−0−
(c) Hazardous materials removal	GPR	A	−0−	−0−
(f) Facilities preventive maintenance	GPR	A	−0−	−0−
(q) Building trust fund	SEG	C	−0−	−0−
(r) Planning and design	SEG	C	−0−	−0−
(u) Aids for buildings	SEG	C	−0−	−0−
(v) Building program funding contingency	SEG	C	−0−	−0−
(w) Building program funding	SEG	C	−0−	−0−
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			−0−	−0−
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(3) STATE BUILDING PROGRAM				
(a) Principal repayment and interest	GPR	S	2,375,300	19,571,700
(b) Principal repayment and interest	GPR	S	1,464,900	1,573,500
(bm) Principal repayment, interest, and rebates; HR academy, inc.	GPR	S	95,600	114,400
(bp) Principal repayment, interest and rebates	GPR	S	−0−	−0−

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07
(bq) Principal repayment, interest and rebates; children's research institute	GPR	S	−0−	−0−
(br) Principal repayment, interest and rebates	GPR	S	85,800	84,000
(bt) Principal repayment, interest, and rebates; discovery place museum	GPR	S	−0−	−0−
(c) Lease rental payments	GPR	S	−0−	−0−
(d) Interest rebates on obligation proceeds; general fund	GPR	S	−0−	−0−
(e) Principal repayment, interest and rebates; parking ramp	GPR	S	−0−	−0−
(g) Principal repayment, interest and rebates; program revenues	PR	S	−0−	−0−
(h) Principal repayment, interest and rebates	PR	S	−0−	−0−
(i) Principal repayment, interest and rebates; capital equipment	PR	S	−0−	−0−
(k) Interest rebates on obligation proceeds; program revenues	PR−S	C	−0−	−0−
(q) Principal repayment and interest; segregated revenues	SEG	S	−0−	−0−
(r) Interest rebates on obligation proceeds; conservation fund	SEG	S	−0−	−0−
(s) Interest rebates on obligation proceeds; transportation fund	SEG	S	−0−	−0−
(t) Interest rebates on obligation proceeds; veterans trust fund	SEG	S	−0−	−0−
(w) Bonding services	SEG	S	1,024,200	1,024,200
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,021,600	21,343,600
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
SERVICE			(−0−)	(−0−)
SEGREGATED FUNDS			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL−ALL SOURCES			5,045,800	22,367,800
(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
(q) Funding in lieu of borrowing	SEG	C	−0−	−0−
(r) Interest on veterans obligations	SEG	C	−0−	−0−
(4) PROGRAM TOTALS				
SEGREGATED FUNDS			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
(g) Financial consulting services	PR	C	−0−	−0−
(5) PROGRAM TOTALS				
PROGRAM REVENUE			−0−	−0−
OTHER			(−0−)	(−0−)
TOTAL−ALL SOURCES			−0−	−0−
20.867 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			15,452,700	33,819,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2005−06	2006−07	
PROGRAM REVENUE			−0−	−0−	
OTHER			(−0−)	(−0−)	
SERVICE			(−0−)	(−0−)	
SEGREGATED FUNDS			1,024,200	1,024,200	
OTHER			(1,024,200)	(1,024,200)	
TOTAL−ALL SOURCES			16,476,900	34,843,800	
20.875 Taxpayer protection fund					**Vetoed In Part**
(1) TRANSFERS TO FUND					
(a) General fund transfer	GPR	S	−0−	−0−	
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			−0−	−0−	
TOTAL−ALL SOURCES			−0−	−0−	
(2) TRANSFERS FROM FUND					
(q) Taxpayer protection fund transfer	SEG	A	−0−	−0−	**Vetoed In Part**
(2) PROGRAM TOTALS					
SEGREGATED FUNDS			−0−	−0−	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			−0−	−0−	
20.875 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			−0−	−0−	
SEGREGATED FUNDS			−0−	−0−	
OTHER			(−0−)	(−0−)	
TOTAL−ALL SOURCES			−0−	−0−	
General Appropriations					
FUNCTIONAL AREA TOTALS					
GENERAL PURPOSE REVENUES			1,853,075,600	1,827,149,500	
PROGRAM REVENUE			59,532,000	60,347,300	
FEDERAL			(−0−)	(−0−)	
OTHER			(−0−)	(815,300)	
SERVICE			(59,532,000)	(59,532,000)	
SEGREGATED FUNDS			427,211,900	168,383,400	
FEDERAL			(−0−)	(−0−)	
OTHER			(427,211,900)	(168,383,400)	
SERVICE			(−0−)	(−0−)	
LOCAL			(−0−)	(−0−)	
TOTAL−ALL SOURCES			2,339,819,500	2,055,880,200	
STATE TOTAL			25,926,672,800	26,322,609,000	
GENERAL PURPOSE REVENUES			12,524,237,200	13,027,417,800	
PROGRAM REVENUE			9,578,456,000	9,773,345,300	
FEDERAL			(5,899,157,900)	(6,003,990,000)	
OTHER			(2,853,742,900)	(2,940,072,400)	
SERVICE			(825,555,200)	(829,282,900)	
SEGREGATED FUNDS			3,823,979,600	3,521,845,900	
FEDERAL			(784,466,700)	(788,568,100)	
OTHER			(2,771,593,300)	(2,463,541,700)	
SERVICE			(161,128,000)	(161,682,000)	
LOCAL			(106,791,600)	(108,054,100)	

SECTION 141. 20.115 (1) (h) of the statutes is amended to read:

20.115 **(1)** (h) *Grain inspection and certification.* All moneys received for the inspection and certification of

grain received in or shipped from the port of Milwaukee, the port of Superior or other locations in this state under s. 93.06 (1m)~~, to carry out the purposes for which they are received~~ and all moneys transferred under s. 16.56, for the expenses of inspecting and certifying grain under s. 93.06 (1m).

Vetoed In Part

SECTION 143i. 20.115 (2) (k) of the statutes is created to read:

20.115 **(2)** (k) *Fish hatchery oversight.* The amounts in the schedule to be used for activities under s. 95.60 related to fish hatcheries. All moneys transferred from the appropriation account under s. 20.370 (4) (mu) shall be credited to this appropriation account.

SECTION 144. 20.115 (3) (h) of the statutes is created to read:

20.115 **(3)** (h) *Loans for rural development.* All moneys received as origination fees, repayment of principal, and payment of interest on loans under s. 93.06 (1qm), to be used for loans for the development of rural business enterprises or rural economic development under s. 93.06 (1qm).

SECTION 145. 20.115 (4) (c) of the statutes is amended to read:

20.115 **(4)** (c) *Agricultural investment aids.* Biennially, the amounts in the schedule for agricultural research and development grants under s. 93.46 (2) and (3) and sustainable agriculture grants under s. 93.47.

SECTION 145e. 20.115 (4) (f) of the statutes is amended to read:

20.115 **(4)** (f) *Exposition center grants.* The amounts in the schedule for exposition center grants under s. 93.29. No funds may be encumbered under this paragraph after June 30, 2014.

SECTION 145j. 20.115 (4) (r) of the statutes is created to read:

20.115 **(4)** (r) *Agricultural investment aids, agrichemical management fund.* Biennially, from the agrichemical management fund, the amounts in the schedule for agricultural research and development grants under s. 93.46 (2) and (3) and sustainable agriculture grants under s. 93.47.

SECTION 148. 20.115 (7) (s) of the statutes is created to read:

20.115 **(7)** (s) *Principal repayment and interest; soil and water, environmental fund.* From the environmental fund, the amounts in the schedule for the payment of principal and interest costs incurred in providing funds for soil and water resource management projects under s. 92.14 and 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 projects.

SECTION 150m. 20.143 (1) (c) of the statutes is amended to read:

20.143 **(1)** (c) *Wisconsin development fund; grants, loans, reimbursements, and assistance.* Biennially, the amounts in the schedule for grants under ss. 560.145, 560.16, 560.175, and 560.26; for grants and loans under ss. 560.275 (2), 560.62, 560.63, and 560.66; for loans under s. 560.147; for reimbursements under s. 560.167; for providing assistance under s. 560.06; for the costs specified in s. 560.607; for the loan under 1999 Wisconsin Act 9, section 9110 (4); for the grants under 1995 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin Act 119, section 2 (1), 1997 Wisconsin Act 27, section 9110 (6g), 1999 Wisconsin Act 9, section 9110 (5), and 2003 Wisconsin Act 33, section 9109 (1d) and (2q); and for providing up to $100,000 annually for the continued development of a manufacturing and advanced technology training center in Racine. Of the amounts in the schedule, $50,000 shall be allocated in each of fiscal years 1997−98 and 1998−99 for providing the assistance under s. 560.06 (1). Notwithstanding s. 560.607, of the amounts in the schedule, $125,000 shall be allocated in each of 4 consecutive fiscal years, beginning with fiscal year 1998−99, for grants and loans under s. 560.62 (1) (a).

SECTION 151. 20.143 (1) (cb) of the statutes is repealed.

SECTION 153m. 20.143 (1) (dk) of the statutes is repealed.

Vetoed In Part

SECTION 154m. 20.143 (1) (fm) of the statutes is amended to read:

20.143 **(1)** (fm) *Minority business projects; grants and loans.* Biennially, the amounts in the schedule for grants under ss. 560.038, 560.039, 560.82, and 560.837, grants and loans under s. 560.83, and the grant under ~~1993 Wisconsin Act 110, section 3, and the loans under 1997 Wisconsin Act 9, section 3~~ 2005 Wisconsin Act .... (this act), section 9108 (38k).

SECTION 155L. 20.143 (1) (ie) of the statutes is amended to read:

20.143 **(1)** (ie) *Wisconsin development fund, repayments.* All moneys received in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), subch. V of ch. 560 except s. 560.65, 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and 1999 Wisconsin Act 9, section 9110 (4), to be used for grants and loans under s. 560.275 (2) and subch. V of ch. 560 except s. 560.65, for loans under s. 560.147, for grants under ss. 560.16 and 560.175, for assistance under s. 560.06 (2), for the loan under 1999 Wisconsin Act 9, section 9110 (4), for the grant under 2001 Wisconsin Act 16, section 9110 (7g), for the grants under 2003 Wisconsin Act 33, section 9109 (1d) and (2q), and for reimbursements under s. 560.167.

SECTION 155m. 20.143 (1) (ik) of the statutes is repealed.

Vetoed In Part

SECTION 155r. 20.143 (1) (im) of the statutes is amended to read:

20.143 **(1)** (im) *Minority business projects; repayments.* All moneys received in repayment of grants or loans under s. 560.83 and loans under 1997 Wisconsin Act 9, section 3, to be used for grants and loans under ss. 560.82, 560.83, and 560.837, the grant under ~~2001 Wisconsin Act 16, section 9110 (7g)~~ 2005 Wisconsin Act .... (this act), section 9108 (8k), and the loans under 1997 Wisconsin Act 9, section 3.

SECTION 156d. 20.143 (1) (kj) of the statutes is amended to read:

20.143 **(1)** (kj) *Gaming economic development and diversification; grants and loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.137 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx)~~, and for transfer to the appropriation account under s. 20.292 (1) (kd) of the amount in the schedule under s. 20.292 (1) (kd)~~. Of the amounts in the schedule, $500,000 shall be allocated in each fiscal year for the grants under s. 560.137 (3m). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd−numbered year shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 156i. 20.143 (1) (qm) of the statutes is amended to read:

20.143 **(1)** (qm) *Brownfields grant program and related grants; environmental fund.* From the environmental fund, the amounts in the schedule for grants under ss. 560.13 and 560.139 (1) (c)~~, for the grant under 1999 Wisconsin Act 9, section 9110 (8gm), and for the grants under 2001 Wisconsin Act 16, section 9110 (9c), (9d), and (9e)~~ and for the grant under 2005 Wisconsin Act .... (this act), section 9108 (3f).

SECTION 156m. 20.143 (1) (t) of the statutes is repealed.

SECTION 156n. 20.143 (2) (gm) of the statutes is created to read:

20.143 **(2)** (gm) *Housing grants and loans; surplus transfer.* Biennially, the amounts in the schedule for grants and loans under s. 560.9803 and for grants under s. 560.9805. All moneys received from the Wisconsin Housing and Economic Development Authority under s. 234.165 (3) shall be credited to this appropriation account.

SECTION 156p. 20.143 (2) (gm) of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 156s. 20.143 (3) (sm) of the statutes is created to read:

20.143 **(3)** (sm) *Diesel truck idling reduction grants.* From the petroleum inspection fund, the amounts in the schedule for diesel truck idling reduction grants under s. 560.125. No funds may be encumbered under this paragraph after June 30, 2011.

SECTION 156t. 20.143 (3) (sn) of the statutes is created to read:

20.143 **(3)** (sn) *Diesel truck idling reduction grant administration.* From the petroleum inspection fund, the amounts in the schedule for administering the Diesel Truck Idling Reduction Grant Program under s. 560.125. No funds may be encumbered under this paragraph after December 31, 2012.

Vetoed In Part

SECTION 156w. 20.145 (5) of the statutes is created to read:

20.145 **(5)** HEALTH INSURANCE RISK-SHARING PLAN. (g) *Insurer assessments.* All moneys received in insurer assessments under s. 149.13, to be paid to the board of directors under ch. 149.

SECTION 163. 20.215 (1) (km) of the statutes is created to read:

20.215 **(1)** (km) *State aid for the arts; Indian gaming receipts.* The amounts in the schedule for grants−in−aid or contract payments to American Indian groups, individuals, organizations, and institutions under s. 44.53 (1) (fm) and (2) (am). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 4b. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

Vetoed In Part

SECTION 163m. 20.225 (1) (b) of the statutes is amended to read:

20.225 **(1)** (b) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat, and air conditioning, and to pay costs incurred under ~~ss.~~ s. 16.858 ~~and 16.895~~, by or on behalf of the board.

SECTION 166d. 20.235 (1) (fe) of the statutes is amended to read:

Vetoed In Part

20.235 **(1)** (fe) *Wisconsin higher education grants; University of Wisconsin System students.* A sum sufficient equal to ~~$20,745,900~~ $37,057,200 in the ~~2003−04~~ 2005−06 fiscal year, equal to ~~$19,926,800~~ $39,280,600 in the ~~2004−05~~ 2006−07 fiscal year, and equal to the amount ~~determined~~ calculated under s. 39.435 (7) for the Wisconsin higher education grant program under s. 39.435 for University of Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

SECTION 167. 20.235 (1) (ke) of the statutes is repealed.

SECTION 167g. 20.235 (1) (t) of the statutes is repealed.

SECTION 167k. 20.235 (2) (qb) of the statutes is repealed.

Vetoed In Part

SECTION 167m. 20.245 (1) (c) of the statutes is amended to read:

20.245 **(1)** (c) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat, and air

Vetoed In Part

conditioning, and to pay costs incurred by or on behalf of the historical society under ~~ss.~~ s. 16.858 ~~and 16.895~~.

SECTION 172. 20.255 (1) (b) of the statutes is amended to read:

20.255 **(1)** (b) *General program operations; Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired.* The amounts in the schedule for the operation and maintenance of the facilities of the Wisconsin Educational Services Program for the Deaf and Hard of Hearing and the Wisconsin Center for the Blind and Visually Impaired, including the matching of federal funds~~, but not including expenses financed under par. (js)~~.

Vetoed In Part

SECTION 172m. 20.255 (1) (c) of the statutes is amended to read:

20.255 **(1)** (c) *Energy costs; Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired.* The amounts in the schedule to be used at the facilities of the Wisconsin Educational Services Program for the Deaf and Hard of Hearing and the Wisconsin Center for the Blind and Visually Impaired to pay for utilities and for fuel, heat and air conditioning and to pay costs incurred by or on behalf of the department under ~~ss.~~ s. 16.858 ~~and 16.895~~.

SECTION 173m. 20.255 (1) (hg) of the statutes is amended to read:

20.255 **(1)** (hg) *Personnel ~~certification~~ licensure, teacher supply, information and analysis and teacher improvement.* The amounts in the schedule to fund ~~certification~~ licensure administrative costs under s. 115.28 (7) (d) and 118.19 (10), teacher supply, information and analysis costs under s. 115.29 (5), and teacher improvement under s. 115.41. Ninety percent of all moneys received from the ~~certification~~ licensure of school and public library personnel under s. 115.28 (7) (d), and all moneys received under s. 115.41, shall be credited to this appropriation. Annually $1,350,000 is transferred from this appropriation to the appropriation account under sub. (2) (kg).

Vetoed In Part

SECTION 174. 20.255 (1) (js) of the statutes is repealed.

SECTION 174r. 20.255 (1) (kd) of the statutes is amended to read:

20.255 **(1)** (kd) *Alcohol and other drug abuse program.* The amounts in the schedule for the purpose of s. 115.36 (2) and the administration of s. 115.36 (3). All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 4. shall be credited to this appropriation account.

SECTION 177. 20.255 (2) (b) of the statutes is amended to read:

20.255 **(2)** (b) *Aids for special education and school age parents programs.* The amounts in the schedule for the payment of aids for special education and school age parents programs under ss. 115.88, 115.93 and 118.255. ~~On dates determined by the secretary of administration, amounts equal to the amounts paid by the department of health and family services under s. 49.45 (39) (b) 1m. shall lapse from this appropriation account to the general fund.~~

SECTION 177m. 20.255 (2) (bc) of the statutes is amended to read:

20.255 **(2)** (bc) *Aid for children−at−risk programs ~~and residential school planning grant~~.* The amounts in the schedule for aid for children−at−risk programs under s. 118.153 and~~, in the 1999−2000 fiscal year, the residential school planning grant under 1999 Wisconsin Act 9, section 9139 (3x) (b)~~ for payments to the Educare Center of Milwaukee under 2005 Wisconsin Act .... (this act), section 9137 (2n).

SECTION 178. 20.255 (2) (bd) of the statutes is created to read:

20.255 **(2)** (bd) *Additional special education aid.* The amounts in the schedule for aid under s. 115.881.

SECTION 179. 20.255 (2) (ce) of the statutes is created to read:

20.255 **(2)** (ce) *English for Southeast Asian children.* The amounts in the schedule for aid to the Wausau school district for English instruction for Southeast Asian children under s. 115.28 (35).

SECTION 179m. 20.255 (2) (cf) of the statutes is amended to read:

20.255 **(2)** (cf) *Alternative education grants.* The amounts in the schedule for alternative education grants under s. 115.366 and for payments to the Second Chance Partnership under 2005 Wisconsin Act .... (this act), section 9137 (3q).

SECTION 179r. 20.255 (2) (cn) of the statutes is amended to read:

20.255 **(2)** (cn) *Aids for school lunches and nutritional improvement.* The amounts in the schedule for the payment of school lunch aids ~~to school districts and to private schools~~ under s. 115.34 (2) and for nutritional improvement under ss. 36.51, 38.36 and 115.345.

SECTION 181. 20.255 (2) (cv) of the statutes is repealed.

SECTION 183b. 20.255 (2) (ep) of the statutes is created to read:

20.255 **(2)** (ep) *Second Chance Partnership.* A sum sufficient for payments to the Second Chance Partnership under s. 115.28 (54).

SECTION 185. 20.255 (2) (fk) of the statutes is amended to read:

20.255 **(2)** (fk) *Grant program for peer review and mentoring.* The amounts in the schedule for the grant program for peer review and mentoring under s. 115.405 (1).

SECTION 186. 20.255 (2) (fw) of the statutes is created to read:

20.255 **(2)** (fw) *Grants for advanced placement courses.* The amounts in the schedule for grants to school

districts for advanced placement courses under s. 115.28 (45).

SECTION 187. 20.255 (2) (fy) of the statutes is created to read:

20.255 **(2)** (fy) *Grants to support gifted and talented pupils.* The amounts in the schedule for grants for the support of gifted and talented pupils under s. 118.35 (4).

SECTION 187g. 20.255 (2) (kd) of the statutes is amended to read:

20.255 **(2)** (kd) *Aid for alcohol and other drug abuse programs.* The amounts in the schedule for the purpose of s. 115.36 (3). All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 5. shall be credited to this appropriation account.

SECTION 187m. 20.255 (2) (kg) of the statutes is created to read:

Vetoed In Part

20.255 **(2)** (kg) *Mentoring grants for initial educators.* All moneys transferred from the appropriation account under sub. (1) (hg) for grants to persons employing initial educators under s. 115.405 (2m).

SECTION 188. 20.255 (2) (kh) of the statutes is repealed.

SECTION 191m. 20.255 (2) (r) of the statutes is repealed.

SECTION 192. 20.255 (3) (b) of the statutes is created to read:

20.255 **(3)** (b) *Adult literacy grants.* The amounts in the schedule for adult literacy grants to nonprofit organizations under s. 115.28 (52).

SECTION 193c. 20.255 (3) (dn) of the statutes is created to read:

20.255 **(3)** (dn) *Project Lead the Way grants.* The amounts in the schedule for annual grants to Project Lead the Way to provide discounted professional development services and software for participating high schools in this state. No moneys may be encumbered under this paragraph after June 30, 2007.

Vetoed In Part

SECTION 193m. 20.285 (1) (c) of the statutes is amended to read:

20.285 **(1)** (c) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat, and air conditioning, and to pay costs incurred under ~~ss.~~ s. 16.858 ~~and 16.895, including all operating costs recommended by the department of administration that result from the installation of pollution abatement equipment in state−owned or operated heating, cooling, or power plants~~, by or on behalf of the board of regents, and including the cost of purchasing electricity, steam, and chilled water generated by the cogeneration facility constructed pursuant to an agreement under 2001 Wisconsin Act 109, section 9156 (2z) (g).

SECTION 196. 20.285 (1) (ee) of the statutes is repealed.

SECTION 197. 20.285 (1) (fh) of the statutes is repealed.

SECTION 198. 20.285 (1) (ga) of the statutes is repealed.

SECTION 199. 20.285 (1) (h) of the statutes is amended to read:

20.285 **(1)** (h) *Auxiliary enterprises.* Except as provided under subs. ~~(4) (g) and (gm),~~ (5) (i)~~,~~ and (6) (g), all moneys received by the University of Wisconsin System for or on account of any housing facility, commons, dining halls, cafeteria, student union, athletic activities, stationery stand or bookstore, parking facilities or car fleet, or such other auxiliary enterprise activities as the board designates and including such fee revenues as allocated by the board and including such moneys received under leases entered into previously with nonprofit building corporations as the board designates to be receipts under this paragraph, but not including any moneys received from the sale of real property before July 1, 2007, to be used for the operation, maintenance, and capital expenditures of activities specified in this paragraph, including the transfer of funds to pars. (kd)~~,~~ and (ke), ~~and s. 20.235 (1) (ke),~~ and to nonprofit building corporations to be used by the corporations for the retirement of existing indebtedness and such other payments as may be required under existing loan agreements, for optional rental payments in addition to the mandatory rental payments under the leases and subleases in connection with the providing of facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for each campus and extension. Upon the request of the extension or any campus within the system, the board of regents may transfer surplus moneys appropriated under this paragraph to the appropriation account under par. (kp). ~~Annually, the amount in the schedule under s. 20.005 (3) for the appropriation under s. 20.235 (1) (ke) shall be transferred from this appropriation to the appropriation account under s. 20.235 (1) (ke).~~

SECTION 200. 20.285 (1) (i) of the statutes is amended to read:

20.285 **(1)** (i) *State laboratory of hygiene.* ~~From the~~ All moneys received for or on account of the operation of the state laboratory of hygiene~~, all moneys not appropriated under par. (ih)~~, to be used for general program operations of the laboratory of hygiene.

SECTION 201. 20.285 (1) (ih) of the statutes is repealed.

SECTION 201m. 20.285 (1) (im) of the statutes is amended to read:

20.285 **(1)** (im) *Academic student fees.* Except as provided under pars. (ip), (Lm) and (Ls) and sub. (2) (j), all moneys received from academic student fees for degree credit instruction, other than for credit outreach instruction sponsored by the University of Wisconsin−Extension, and to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the construction of tri−state initiative facilities at the Uni-

versity of Wisconsin–Platteville as enumerated in 2005 Wisconsin Act .... (this act), section 9105 (1) (h), and 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 the facilities.

SECTION 201r. 20.285 (1) (in) of the statutes is created to read:

20.285 **(1)** (in) *Payment of debt service; University of Wisconsin−Platteville tri−state initiative facilities.* All moneys received from the students enrolled in the University of Wisconsin−Platteville tri−state initiative to make debt service payments described in s. 20.285 (1) (im). If this tuition is insufficient to make the payments, the board shall use other moneys appropriated under s. 20.285 (1) (im) to make the payments.

SECTION 202. 20.285 (1) (iz) of the statutes is amended to read:

20.285 **(1)** (iz) *General operations receipts.* All moneys received for or on account of the University of Wisconsin System, unless otherwise specifically appropriated, including all moneys received from the sale of real property prior to July 1, 2007, to be used for general operations.

SECTION 203. 20.285 (1) (j) of the statutes is amended to read:

20.285 **(1)** (j) *Gifts and donations.* All moneys received from gifts, grants, bequests and devises, except moneys received from the sale of real property before July 1, 2007, to be administered and expended in accordance with the terms of the gift, grant, bequest or devise to carry out the purposes for which made and received.

SECTION 206. 20.285 (1) (ka) of the statutes is amended to read:

20.285 **(1)** (ka) *Sale of real property.* All net proceeds from the sale of real property by the board under s. 36.34, 1969 stats., and s. 36.33, except net proceeds received before July 1, 2007, to be used for the purposes of s. 36.34, 1969 stats., and s. 36.33, including the expenses enumerated in s. 13.48 (2) (d) incurred in selling the real property under those sections.

SECTION 209m. 20.285 (1) (qm) of the statutes is amended to read:

20.285 **(1)** (qm) *Grants ~~to~~ for forestry ~~cooperatives~~ programs.* From the conservation fund, of the amounts in the schedule, $78,000 annually for the University of Wisconsin−Stevens Point paper science program and the remaining balance for grants to forest cooperatives under s. 36.56.

SECTION 210. 20.285 (2) (j) of the statutes is created to read:

20.285 **(2)** (j) Notwithstanding s. 20.001 (2) (c), annually, there shall lapse from the appropriation accounts under ss. 20.285 (1) (a), (h), and (j) an amount equal to the amount spent during that fiscal year from the appropriation account under s. 20.455 (1) (b) for legal advice regarding public broadcasting by the University of Wisconsin System, as determined by the secretary of administration.

SECTION 210p. 20.285 (4) (dd) of the statutes is amended to read:

20.285 **(4)** (dd) *Lawton minority undergraduate grants program.* A sum sufficient equal to ~~$3,080,000~~ $5,218,300 in the ~~2003−04~~ 2005−06 fiscal year and ~~$3,080,000~~ $5,531,400 in the ~~2004−05~~ 2006−07 fiscal year, and in subsequent fiscal years a sum sufficient equal to the amount ~~determined~~ calculated under s. 36.34 (1) (c), for the Lawton minority undergraduate grant program under s. 36.34 (1).

SECTION 211. 20.285 (4) (g) of the statutes is repealed.

SECTION 212. 20.285 (4) (gm) of the statutes is repealed.

SECTION 213. 20.285 (5) (a) of the statutes is repealed.

SECTION 215. 20.292 (1) (bm) of the statutes is repealed.

SECTION 216. 20.292 (1) (ec) of the statutes is repealed.

SECTION 217m. 20.292 (1) (eh) of the statutes is created to read:

20.292 **(1)** (eh) *Jobs advantage training program grants.* The amounts in the schedule for grants under s. 38.41. **Vetoed In Part**

SECTION 217r. 20.292 (1) (f) of the statutes is repealed.

SECTION 220. 20.292 (1) (fp) of the statutes is amended to read:

20.292 **(1)** (fp) *Emergency medical technician — basic training; state operations.* The amounts in the schedule for technical assistance and administrative support for emergency medical technician — basic training ~~under s. 146.55 (5)~~.

SECTION 221d. 20.292 (1) (kd) of the statutes is amended to read:

20.292 **(1)** (kd) *Transfer of Indian gaming receipts; work−based learning programs.* The amounts in the schedule for work−based learning programs. All moneys transferred from the appropriation account under s. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j. 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. ~~20.143 (1) (kj)~~ 20.505 (8) (hm) 18j.

SECTION 221m. 20.292 (1) (km) of the statutes is created to read:

20.292 **(1)** (km) *Master logger apprenticeship grants.* All moneys transferred under s. 28.085 (5) for master logger apprenticeship grants under s. 38.04 (29). **Vetoed In Part**

SECTION 221r. 20.292 (2) (gm) of the statutes, as affected by 2005 Wisconsin Act .... (this act), section 387, is amended to read:

20.292 **(2)** (gm) *Student protection.* All moneys received from fees received under s. 38.50 (10) (c) 4. ~~and all moneys transferred under 2005 Wisconsin Act .... (this act), section 9246 (1mq) from the appropriation account under par. (g)~~, for the purpose of indemnifying students, parents, or sponsors under s. 38.50 (10) (a) and for the purpose of preserving under s. 38.50 (11) the students records of schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

SECTION 222. 20.292 (2) (i) of the statutes is created to read:

20.292 **(2)** (i) *Closed schools; preservation of student records.* All moneys received from fees collected under s. 38.50 (11) (d) to be used for the administrative costs of taking possession of, preserving, and providing copies of student records of schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

SECTION 225g. 20.370 (1) (cx) of the statutes is amended to read:

20.370 **(1)** (cx) *Forestry — management plans.* All moneys ~~received~~ as calculated under s. 77.82 (2m) (dm) 1. for payment for management plans prepared by plan writers who are under contract with the department under s. 77.82 (3).

SECTION 226. 20.370 (1) (er) of the statutes is created to read:

20.370 **(1)** (er) *Parks and forests — campground reservation fees.* All moneys not retained by the department under s. 27.01 (11) (cr) 1. for payments to contracting parties under contracts entered into under s. 27.01 (11) (cm).

SECTION 226m. 20.370 (1) (fe) of the statutes is amended to read:

20.370 **(1)** (fe) *Endangered resources — general fund.* From the general fund, a sum sufficient in fiscal year 1993−94 and in each fiscal year thereafter that equals the sum of the amount certified in that fiscal year under s. 71.10 (5) (h) 3. for the previous fiscal year and the amounts received under par. (gr) in that fiscal year for the purposes of the endangered resources program, as defined in s. 71.10 (5) (a) 2. The amount appropriated under this subdivision may not exceed $500,000 in a fiscal year, except that the amount appropriated under this subdivision in fiscal year ~~2003−04~~ 2005−06 may not exceed ~~$312,200~~ $364,000 and the amount appropriated under this subdivision in fiscal year ~~2004−05~~ 2006−07 may not exceed $364,000.

SECTION 226r. 20.370 (1) (hr) of the statutes is amended to read:

20.370 **(1)** (hr) *Pheasant restoration.* ~~All~~ Forty percent of the moneys received under s. 29.191 (2) for developing, managing, preserving, restoring and maintaining the wild pheasant population in the state.

SECTION 227. 20.370 (1) (hw) of the statutes is created to read:

20.370 **(1)** (hw) *Pheasant stocking and propagation.* Sixty percent of the moneys received under s. 29.191 (2) for the stocking and propagation of pheasants on lands under the department's ownership, management, supervision, or control.

SECTION 229. 20.370 (1) (mr) of the statutes is repealed.

SECTION 230. 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 the endangered resources program, as defined under s. 71.10 (5) (a) 2., and for transfers to the appropriation account under s. 20.285 (1) (kf).

SECTION 230v. 20.370 (2) (bg) of the statutes is amended to read:

20.370 **(2)** (bg) *Air management — stationary sources.* The amounts in the schedule for purposes related to stationary sources of air contaminants as specified in s. 285.69 (2) (c) and to transfer the amounts appropriated under s. 20.143 (1) (kc) to the appropriation account under s. 20.143 (1) (kc). All moneys received from fees imposed on owners and operators of stationary sources for which operation permits are required under the federal clean air act under s. 285.69 (2) (a) and (e), except moneys appropriated under subs. (3) (bg), (8) (mg) and (9) (mh), and all moneys received from fees imposed under s. 285.69 (7) shall be credited to this appropriation.

SECTION 231. 20.370 (2) (bh) of the statutes is created to read:

20.370 **(2)** (bh) *Air management — state permit sources.* The amounts in the schedule for purposes related to stationary sources of air contaminants for which an operation permit is required under s. 285.60 but not under the federal clean air act as specified in s. 285.69 (2) (i). All moneys received from fees imposed under s. 285.69 (1g) and imposed under s. 285.69 (2) on owners and operators of stationary sources for which operation permits are required under s. 285.60 but not under the federal clean air act shall be credited to this appropriation account.

SECTION 233. 20.370 (2) (ci) of the statutes is amended to read:

20.370 **(2)** (ci) *Air management — permit review and enforcement.* The amounts in the schedule for any purpose specified under s. 285.69 (1) or (5), except for purposes described in par. (bi), and for other activities to reduce air pollution, as provided in s. 285.69 (6). All moneys received from fees imposed under s. 285.69 (1),

(1d), and (5), except moneys appropriated under par. (bi), shall be credited to this appropriation.

SECTION 234. 20.370 (2) (dh) of the statutes is amended to read:

20.370 **(2)** (dh) *Solid waste management — remediated property.* All moneys received under ss. 292.11 (7) (d) 2., 292.13 (3), 292.15 (5), 292.21 (1) (c) 1. d., 292.35 (13), 292.55 (2), 292.57 (2), and 292.94 for the department's activities related to the issuance of determinations under s. 292.13 (2), remedial action cost recovery under s. 292.35, remediation of property under ss. 292.11 (7) (d), 292.15 (2) and (4), ~~and~~, 292.55 (1), and 292.57 and conducting reviews described in s. 292.94.

SECTION 236. 20.370 (3) (at) of the statutes is amended to read:

20.370 **(3)** (at) *Education and safety programs.* ~~All moneys remitted to the department under ss. 23.33 (5) (d), 30.74 (1) (b) and 350.055~~ The amounts in the schedule for programs or courses of instruction under ss. 23.33 (5) (d), 29.591 (3), 30.74 (1) (a) and 350.055. All moneys remitted to the department under ss. 23.33 (5) (d), 29.591 (3), 30.74 (1) (b), and 350.055 shall be credited to this appropriation.

Vetoed In Part

SECTION 237. 20.370 (3) (au) of the statutes is repealed.

SECTION 237v. 20.370 (3) (bg) of the statutes is amended to read:

20.370 **(3)** (bg) *Enforcement — stationary sources.* From the general fund, from the moneys received from fees imposed on owners and operators of stationary sources for which operation permits are required under the federal clean air act under s. 285.69 (2) (a) and (e), the amounts in the schedule for enforcement operations related to stationary sources of air contaminants.

SECTION 238. 20.370 (3) (bL) of the statutes is created to read:

20.370 **(3)** (bL) *Operator certification — fees.* From the general fund, from the moneys received under ss. 281.17 (3) and 281.48 (4s) (a) and (b), the amounts in the schedule for administrative activities related to the certification of operators of water systems, wastewater treatment plants, and septage servicing vehicles.

SECTION 240. 20.370 (3) (mv) of the statutes is renumbered 20.370 (1) (hv).

SECTION 241. 20.370 (3) (mw) of the statutes is created to read:

20.370 **(3)** (mw) *Water resources — public health.* The amounts in the schedule for public health activities relating to surface water quality.

SECTION 241m. 20.370 (4) (bi) of the statutes is amended to read:

Vetoed In Part

20.370 **(4)** (bi) *Water regulation and zoning — fees.* From the general fund, ~~all moneys received under ss. 23.32 (3), 30.28, 31.39 and 281.22~~ the amounts in the schedule for activities relating to permits and approvals issued under chs. 30 and 31, water quality standards under subch. II of ch. 281 and for wetland mapping under s. 23.32. All moneys received under ss. 23.32 (3), 30.28, 31.39, and 281.22 shall be credited to this appropriation account.

Vetoed In Part

SECTION 242. 20.370 (4) (bL) of the statutes is amended to read:

20.370 **(4)** (bL) *Wastewater management — fees.* From the general fund, ~~all~~ from the moneys received under ~~s.~~ ss. 281.17 (3) and s. 281.48 (4s) (a) and (b), all moneys not appropriated under sub. (3) (bL), for the certification of operators of water systems, wastewater treatment plants and septage servicing vehicles and ~~under s. 281.48 (4s) (a) and (b)~~ for wastewater management activities.

SECTION 243. 20.370 (4) (ku) of the statutes is amended to read:

20.370 **(4)** (ku) *Great Lakes trout and salmon.* All moneys received under ss. ~~29.191 (5),~~ 29.219 (3) (c) ~~and~~, 29.228 (7) (c), and 29.2285 (2) to provide additional funding for the trout and salmon rearing and stocking program for outlying waters and to administer s. ~~29.191 (5)~~ 29.2285 (2).

SECTION 244. 20.370 (4) (kv) of the statutes is amended to read:

20.370 **(4)** (kv) *Trout habitat improvement.* All moneys received under ~~s. 29.191 (4)~~ ss. 29.219 (3m) (c) and 29.2285 (1) for improving and maintaining trout habitat in inland trout waters, for conducting trout surveys in inland trout waters and for administering ~~that section~~ those sections.

SECTION 245. 20.370 (4) (ky) of the statutes is created to read:

20.370 **(4)** (ky) *Sturgeon stock and habitat — inland waters.* All moneys received under s. 29.2285 (3) for assessing and managing the lake sturgeon stock and fishery in inland waters, as defined in s. 29.001 (45), for improving and maintaining lake sturgeon habitat in those inland waters, and for administering s. 29.2285 (3).

SECTION 245m. 20.370 (4) (mq) of the statutes is amended to read:

Vetoed In Part

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, except s. 281.48, and for the grant under 2005 Wisconsin Act .... (this act), section 9135 (2e).

SECTION 245n. 20.370 (4) (mu) of the statutes is amended to read:

Vetoed In Part

20.370 **(4)** (mu) *General program operations — state funds.* The amounts in the schedule for general program operations that relate to the management and protection of the state's fishery resources and that are conducted under ss. 23.09 to 23.11, 30.203 and 30.277 and ch. 29 and for transfers to the appropriation ~~account~~ accounts under ~~s.~~ ss. 20.115 (2) (k) and 20.285 (1) (kb).

SECTION 246. 20.370 (4) (nz) of the statutes is amended to read:

20.370 **(4)** (nz) *General program operations — safe drinking water loan programs; federal funds.* ~~As a continuing appropriation, from~~ From the safe drinking water loan program federal revolving loan fund account in the environmental improvement fund, ~~the amounts in the schedule~~ all moneys received from the federal government for the general program operations of the safe drinking water loan program under s. 281.59 or 281.61 and other drinking water quality activities under s. 281.62 to be used for those operations and activities.

SECTION 246g. 20.370 (5) (ax) of the statutes is created to read:

Vetoed In Part

20.370 **(5)** (ax) *Resource aids — forestry education* . The amounts in the schedule for forestry education and professional development.

Vetoed In Part

SECTION 246m. 20.370 (5) (az) of the statutes is created to read:

Vetoed In Part

20.370 **(5)** (az) *Resource aids — forestry; timber sale revenue.* All moneys received, in excess of $3,770,000 for each fiscal year, from the sale of timber from state forests and other state−owned lands under the supervision, management, or control of the division of forestry for the programs and purposes under s. 28.085.

Vetoed In Part

SECTION 246p. 20.370 (5) (az) of the statutes, as created by 2005 Wisconsin Act .... (this act), is amended to read:

Vetoed In Part

20.370 **(5)** (az) *Resource aids — forestry; timber sale revenue.* All moneys received~~, in excess of $3,770,000 for each fiscal year,~~ from the sale of timber from state forests and other state−owned lands under the supervision, management, or control of the division of forestry for the programs and purposes under s. 28.085.

Vetoed In Part

SECTION 246t. 20.370 (5) (br) of the statutes is amended to read:

20.370 **(5)** (br) *Resource aids — forest croplands and managed forest land aids.* The amounts in the schedule for local aids to counties under s. 23.09 (18) and for managed forest land aids under s. 23.09 (18m).

SECTION 247b. 20.370 (5) (cq) of the statutes is amended to read:

20.370 **(5)** (cq) *Recreation aids — recreational boating and other projects.* As a continuing appropriation, the amounts in the schedule for recreational boating aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the Portage levee system and the Portage canal under s. 31.309, for development of a state park under s. 23.198, for the Southeastern Wisconsin Fox River commission under 2005 Wisconsin Act .... (this act), section 9135 (4w), 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 247c. 20.370 (5) (ct) of the statutes is amended to read:

20.370 **(5)** (ct) *Recreation aids — all−terrain vehicle project aids; gas tax payment.* As a continuing appropriation, the sum of an amount equal to the estimated all−terrain vehicle gas tax payment and an amount equal to the amount lapsed to the conservation fund on July 1, 2005, from the appropriation account under s. 20.370 (5) (cv), 2003 stats., to provide aid to towns, villages, cities, counties and federal agencies for nonstate all−terrain vehicle projects.

SECTION 247g. 20.370 (5) (ct) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

20.370 **(5)** (ct) *Recreation aids — all−terrain vehicle project aids; gas tax payment.* As a continuing appropriation, ~~the sum of~~ an amount equal to the estimated all−terrain vehicle gas tax payment ~~and an amount equal to the amount lapsed to the conservation fund on July 1, 2005, from the appropriation account under s. 20.370 (5) (cv), 2003 stats.,~~ to provide aid to towns, villages, cities, counties and federal agencies for nonstate all−terrain vehicle projects.

SECTION 248. 20.370 (5) (cv) of the statutes is repealed.

SECTION 248g. 20.370 (5) (fq) of the statutes is amended to read:

20.370 **(5)** (fq) *Wildlife damage claims and abatement.* All moneys received under ss. 29.181, 29.559 (1r), and 29.563 (13) and not appropriated under par. (fr) and subs. (1) (hs) and (Ls) and (5) (fs) to provide state aid for the wildlife damage abatement program under s. 29.889 (5) (c) and the wildlife damage claim program under s. 29.889 (7) (d), for county administration costs under s. 29.889 (2) (d), and for payments under s. 29.89.

SECTION 248j. 20.370 (5) (fs) of the statutes is created to read:

20.370 **(5)** (fs) *Venison processing.* Biennially, the amounts in the schedule from moneys received under s. 29.563 (13) for the venison processing and donation program under s. 29.89 and for promotional and educational activities and materials to encourage voluntary contributions under s. 29.565.

SECTION 250. 20.370 (6) (br) of the statutes is amended to read:

20.370 **(6)** (br) *Environmental aids — waste reduction and recycling ~~demonstration grants~~.* From the recycling fund, as a continuing appropriation, the amounts in the schedule for waste reduction and recycling demonstration grants under s. 287.25 and ~~the grants required under 1999 Wisconsin Act 9, section 9136 (9) and (9cm)~~ for business waste reduction and recycling assistance under s. 287.26.

SECTION 252. 20.370 (7) (aa) of the statutes is amended to read: **Vetoed In Part**

20.370 **(7)** (aa) *Resource acquisition and development — principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment

Vetoed In Part

of principal and interest costs incurred in financing the placement of structures and fill under s. 30.203, in financing the acquisition, construction, development, enlargement, or improvement of state recreation facilities under s. 20.866 (2) (tp) and (tr), in financing state aids for land acquisition and development of local parks under s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice age trail development under s. 20.866 (2) (tw), in financing the Warren Knowles−Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in financing the Warren Knowles−Gaylord Nelson stewardship 2000 program under s. 20.866 (2) (ta), but not including payments made under par. (ac). Payments may not be made from this appropriation account for principal and interest costs incurred in financing land acquisition and development of state forests under ss. 20.866 (2) (ta) and (tz) until all moneys available under s. 20.370 (7) (au) have been expended. Payments may not be made from this appropriation account for principal and interest costs incurred in financing the Warren Knowles−Gaylord Nelson stewardship 2000 program under s. 20.866 (2) (ta) until all moneys available under s. 20.370 (7) (ah) have been expended.

Vetoed In Part

SECTION 252c. 20.370 (7) (ah) of the statutes is created to read:

20.370 **(7)** (ah) *Principal repayment and interest — stewardship program.* All moneys received from the sale of public lands that were acquired from the board of commissioners of public lands under s. 24.59 (1), to reimburse s. 20.866 (1) (u) for the payment of principal and interest of costs incurred in financing the Warren Knowles−Gaylord Nelson stewardship 2000 program under s. 20.866 (2) (ta).

SECTION 258. 20.370 (7) (au) of the statutes is amended to read:

20.370 **(7)** (au) *State forest acquisition and development — principal repayment and interest.* From the conservation fund, the amounts in the schedule to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing land acquisition and development for state forests from the appropriations under s. 20.866 (2) (ta) and (tz). ~~No moneys may be expended or encumbered from this appropriation after June 30, 2005.~~

SECTION 269g. 20.370 (7) (fr) of the statutes is amended to read:

20.370 **(7)** (fr) *Resource acquisition and development — boating access to southeastern lakes.* From the conservation fund, as a continuing appropriation, the amounts in the schedule for state recreational boating projects that provide public access to ~~lakes~~ inland waters, as defined in s. 29.001 (45), which are lakes in the region identified under s. 25.29 (7) (a).

SECTION 269r. 20.370 (7) (ft) of the statutes is amended to read:

20.370 **(7)** (ft) *Resource acquisition and development — boating access.* From the conservation fund, as a continuing appropriation, the amounts in the schedule for state recreational boating projects ~~which~~ that provide public access to ~~inland waters, as defined in s. 29.001 (45), which are lakes in the region identified under s. 25.29 (7) (a)~~ lakes.

SECTION 270g. 20.370 (8) (mg) of the statutes is amended to read:

20.370 **(8)** (mg) *General program operations — stationary sources.* From the general fund, from the moneys received from fees imposed on owners and operators of stationary sources for which operation permits are required under the federal clean air act under s. 285.69 (2) (a) and (e), the amounts in the schedule for the administration of the operation permit program under ch. 285 and s. 299.15.

SECTION 271. 20.370 (9) (hk) of the statutes is amended to read:

20.370 **(9)** (hk) *Approval fees to Lac du Flambeau band−servicefunds.* From the general fund, the amounts in the schedule for the purpose of making payments to the Lac du Flambeau band of the Lake Superior Chippewa under s. 29.2295 (4) (a) and (4m). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 8r. 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 272. 20.370 (9) (jL) of the statutes is repealed.

SECTION 273. 20.370 (9) (ju) of the statutes is repealed.

SECTION 273e. 20.370 (9) (mh) of the statutes is amended to read:

20.370 **(9)** (mh) *General program operations — stationary sources.* From the general fund, from the moneys received from fees imposed on owners and operators of stationary sources for which operation permits are required under the federal clean air act under s. 285.69 (2) (a) and (e), the amounts in the schedule for customer service, communications and aids administration for the operation permit program under ch. 285 and s. 299.15.

SECTION 273g. 20.373 (intro.) of the statutes is amended to read:

20.373 Fox River Navigational System Authority. (intro.) There is appropriated, from the conservation fund, or from other funds if so indicated, to the Fox River Navigational System Authority for the following program:

SECTION 273r. 20.373 (1) (g) of the statutes is created to read:

20.373 **(1)** (g) *Administration, operation, repair, and rehabilitation.* All moneys received from the sale of surplus land under 2005 Wisconsin Act .... (this act), section 9105 (14q), to be used for administration of the authority and the operation, repair, and rehabilitation of the Fox River lock system.

SECTION 274k. 20.380 (1) (b) of the statutes is amended to read:

20.380 **(1)** (b) *Tourism marketing; general purpose revenue.* The amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 ~~and the grants under 1997 Wisconsin Act 27, section 9148 (2f) and (2x)~~. In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this paragraph, not more than 50% shall be used to match funds allocated under s. 41.17 by private or public organizations for the joint effort marketing of tourism with the state. ~~The department shall expend at least $125,000 in each fiscal year from this appropriation to conduct or contract for marketing activities related to sporting activities and events. Of the amounts in the schedule, $25,000 shall be allocated in each fiscal year for state sponsorship of, and advertising during, media broadcasts of the Milwaukee symphony. Of the amounts in the schedule, $50,000 shall be allocated for grants to America's Black Holocaust Museum in the city of Milwaukee.~~

SECTION 274L. 20.380 (1) (kg) of the statutes is amended to read:

20.380 **(1)** (kg) *Tourism marketing; gaming revenue.* Biennially, the amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 ~~and for the grant under 1999 Wisconsin Act 9, section 9149 (2c) and (2tw)~~. In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (b) in that fiscal year bears to the amount in the schedule for par. (b) for that fiscal year. ~~Of the amounts in the schedule, $200,000 shall be allocated for grants to the Milwaukee Public Museum for Native American exhibits and activities.~~ All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd−numbered year shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 274m. 20.380 (1) (w) of the statutes is created to read:

20.380 **(1)** (w) *Tourism marketing; transportation fund.* Biennially, from the transportation fund, the amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and 41.17.

SECTION 275. 20.395 (1) (gt) of the statutes is created to read:

20.395 **(1)** (gt) *Soo Locks improvements, state funds.* The amounts in the schedule for the purpose of providing the state share of a federal project to improve the Soo Locks connecting Lake Superior with the other Great Lakes.

SECTION 276. 20.395 (2) (cs) of the statutes is created to read:

20.395 **(2)** (cs) *Harbor assistance, federal funds.* All moneys received from the federal government for harbor assistance or harbor improvements under s. 85.095.

SECTION 276g. 20.395 (2) (fr) of the statutes is amended to read:

20.395 **(2)** (fr) *Local roads improvement program, state funds.* As a continuing appropriation, the amounts in the schedule for the local roads improvement program under s. 86.31 (3), and for the payment required under 1997 Wisconsin Act 27, section 9149 (4z).

SECTION 276k. 20.395 (2) (ft) of the statutes is created to read:

20.395 **(2)** (ft) *Local roads improvement program; discretionary grants, state funds.* As a continuing appropriation, the amounts in the schedule for the local roads improvement program under s. 86.31 (3g) to (3r).

SECTION 276L. 20.395 (3) (cq) of the statutes is amended to read:

20.395 **(3)** (cq) *State highway rehabilitation, state funds.* As a continuing appropriation, the amounts in the schedule for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at−grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8); for the disadvantaged business demonstration and training program under s. 84.076; for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes described under 1999 Wisconsin Act 9, section 9150 (8g), and 2001 Wisconsin Act 16, section 9152 (4e). This paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014, or to the installation, replacement, rehabilitation, or maintenance of highway

signs, traffic control signals, highway lighting, pavement markings, or intelligent transportation systems, unless incidental to the improvement of existing state trunk and connecting highways.

SECTION 276p. 20.395 (3) (ct) of the statutes is created to read:

20.395 **(3)** (ct) *Marquette interchange reconstruction, owner controlled insurance program, service funds.* All moneys received from contractors on the Marquette interchange reconstruction project as payments arising from safety violations or claims for the purposes of funding safety coordination efforts and safety programs on the project and making premium payments for insurance maintained by the department on the project.

SECTION 276p. 20.395 (3) (cv) of the statutes is amended to read:

20.395 **(3)** (cv) *State highway rehabilitation, local funds.* All moneys received from any local unit of government or other source for the specific information sign program under s. 86.195; for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at−grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for the bridge project under s. 84.115; for the railroad and utility alteration and relocation loan program under s. 84.065; and for the disadvantaged business demonstration and training program under s. 84.076, for such purposes. This paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014.

SECTION 276s. 20.395 (3) (cx) of the statutes is amended to read:

20.395 **(3)** (cx) *State highway rehabilitation, federal funds.* All moneys received from the federal government for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at−grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for special maintenance activities under s. 84.04 on roadside improvements; for the bridge project under s. 84.115; and for the disadvantaged business demonstration and training program under s. 84.076; and all moneys received under 2003 Wisconsin Act 33, section 9153 (4q); for such purposes. This paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014.

SECTION 276t. 20.395 (3) (eq) of the statutes is amended to read:

20.395 **(3)** (eq) *Highway maintenance, repair, and traffic operations, state funds.* As a continuing appropriation, the amounts in the schedule for the maintenance and repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07, and bridges that are not on the state trunk highway system under s. 84.10; for permit issuance and other highway operations, including the installation, replacement, rehabilitation, or maintenance of highway signs, traffic control signals, highway lighting, pavement markings, and intelligent transportation systems, under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; for the grant under 2005 Wisconsin Act .... (this act), section 9148 (3f); and for the disadvantaged business demonstration and training program under s. 84.076. This paragraph does not apply to special maintenance activities under s. 84.04 on roadside improvements.

SECTION 276w. 20.395 (3) (er) of the statutes is created to read:

20.395 **(3)** (er) *State−owned lift bridge operations and maintenance, state funds.* The amounts in the schedule for the operating and maintenance costs of lift bridges on connecting highways, state trunk highways, or local highways that are owned by the state and are not funded by sub. (1) (ft).

SECTION 277. 20.395 (4) (aq) of the statutes is amended to read:

20.395 **(4)** (aq) *Departmental management and operations, state funds.* The amounts in the schedule for departmental planning and administrative activities and the administration and management of departmental programs except those programs under subs. (2) (bq), (cq), and (dq) and (3) (iq), ~~including those activities in s. 85.07 and~~ including not less than $220,000 in each fiscal year to reimburse the department of justice for legal services provided the department under s. 165.25 (4) (a) and including activities related to the transportation employment and mobility program under s. 85.24 that are not funded from the appropriation under sub. (1) (bs), (bv) or (bx)~~,~~ and the scholarship and loan repayment incentive grant program under s. 85.107~~, and the Type 1 motorcycle, moped, and motor bicycle safety program under s. 85.30~~ and to match federal funds for mass transit planning.

SECTION 278. 20.395 (4) (ax) of the statutes is amended to read:

20.395 **(4)** (ax) *Departmental management and operations, federal funds.* All moneys received from the federal government for the administration and management of departmental programs except those programs under subs. (2) (bx) and (dx) and (3) (ix), and for departmental planning and administrative activities including all moneys received as federal aid as authorized by the governor under s. 16.54 ~~to promote~~

~~highway safety and continue the local traffic safety representatives program and for purposes of s. 85.07~~ and for activities related to the transportation employment and mobility program under s. 85.24 that are not funded from the appropriation under sub. (1) (bs), (bv), or (bx)~~, and to transfer to the appropriation account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z)~~, for such purposes.

Vetoed In Part

SECTION 279. 20.395 (5) (dr) of the statutes is created to read:

20.395 **(5)** (dr) *Transportation safety, state funds.* The amounts in the schedule for activities related to highway safety under s. 85.07 and the Type 1 motorcycle, moped, and motor bicycle safety program under s. 85.30.

SECTION 280. 20.395 (5) (dy) of the statutes is created to read:

20.395 **(5)** (dy) *Transportation safety, federal funds.* All moneys received from the federal government as authorized by the governor under s. 16.54 to promote highway safety and for purposes of s. 85.07, for such purposes.

SECTION 281. 20.395 (6) (af) of the statutes, as affected by 2003 Wisconsin Act 64, is amended to read:

20.395 **(6)** (af) *Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the local roads for job preservation program under s. 86.312 and major highway and rehabilitation projects, as provided under ~~s.~~ ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95, and to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the local roads for job preservation program under s. 86.312.

SECTION 284. 20.395 (6) (au) of the statutes is created to read:

20.395 **(6)** (au) *Principal repayment and interest, Marquette interchange reconstruction project, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the Marquette interchange reconstruction project, as provided under ss. 20.866 (2) (uup) and 84.555.

Vetoed In Part

SECTION 286m. 20.410 (1) (f) of the statutes is amended to read:

20.410 **(1)** (f) *Energy costs.* The amounts in the schedule to be used at state correctional institutions to pay for utilities and for fuel, heat and air conditioning and to pay costs incurred by or on behalf of the department under ~~ss.~~ s. 16.858 ~~and 16.895~~.

SECTION 287. 20.410 (1) (gd) of the statutes is created to read:

20.410 **(1)** (gd) *Sex offender management.* The amounts in the schedule for the supervision of persons on probation, parole, or extended supervision. All moneys received from sex offenders under s. 301.45 (10) shall be credited to this appropriation account.

Vetoed In Part

SECTION 288m. 20.410 (1) (gm) of the statutes is amended to read:

20.410 **(1)** (gm) *Sale of fuel and ~~utility~~ water service.* The amounts in the schedule for fuel~~,~~ or water~~, sewage treatment service, electricity, heat or chilled water~~ provided to entities outside the department at correctional facilities. All moneys received from the sale of those materials or services at correctional facilities to entities outside the department under s. 16.93 (2) shall be credited to this appropriation.

SECTION 290. 20.410 (1) (ke) of the statutes is created to read:

20.410 **(1)** (ke) *Jackson correctional institution wastewater treatment facility.* The amounts in the schedule to make improvements to the wastewater treatment facility at the Jackson correctional institution. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 16m. 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 291. 20.410 (1) (ke) of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 291r. 20.410 (1) (kh) of the statutes is amended to read:

20.410 **(1)** (kh) *Victim services and programs.* The amounts in the schedule for the administration of victim services and programs. All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 5m. shall be credited to this appropriation account.

SECTION 293r. 20.410 (1) (kp) of the statutes is amended to read:

20.410 **(1)** (kp) *Correctional officer training.* The amounts in the schedule to finance correctional officers training under s. 301.28. All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 6. shall be credited to this appropriation account.

SECTION 295g. 20.410 (3) (hm) of the statutes is amended to read:

20.410 **(3)** (hm) *Juvenile correctional services.* Except as provided in pars. (ho) and (hr), the amounts in the schedule for juvenile correctional services specified in s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property, including vehicles, from juvenile correctional institutions operated by the department, all moneys received as payments in restitution of property damaged at juvenile correctional institutions operated by the department, all moneys received from miscellaneous services provided at a juvenile correctional institution operated by the department, all moneys transferred from the appropriation account under pars. (ho) and (hr) as provided in 2005 Wisconsin Act .... (this act), section

9209 (1x), all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr), all moneys received in payment for juvenile correctional services specified in s. 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys generated by the daily rate under s. 301.26 (4) (d), other than moneys generated under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all moneys in excess of that 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at juvenile correctional institutions including the Mendota Juvenile Treatment Center. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx). Notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in this appropriation account on June 30 of any odd−numbered year as provided in s. 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal biennium as provided in s. 301.26 (5) (b).

Vetoed In Part

Vetoed In Part

Vetoed In Part

SECTION 295h. 20.410 (3) (hm) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

20.410 **(3)** (hm) *Juvenile correctional services.* Except as provided in pars. (ho) and (hr), the amounts in the schedule for juvenile correctional services specified in s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property, including vehicles, from juvenile correctional institutions operated by the department, all moneys received as payments in restitution of property damaged at juvenile correctional institutions operated by the department, all moneys received from miscellaneous services provided at a juvenile correctional institution operated by the department, ~~all moneys transferred from the appropriation account under pars. (ho) and (hr) as provided in 2005 Wisconsin Act .... (this act), section 9209 (1x),~~ all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr), all moneys received in payment for juvenile correctional services specified in s. 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys generated by the daily rate under s. 301.26 (4) (d), other than moneys generated under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all moneys in excess of that 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at juvenile correctional institutions including the Mendota Juvenile Treatment Center. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx). Notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in this appropriation account on June 30 of any odd−numbered year as provided in s. 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal biennium as provided in s. 301.26 (5) (b).

SECTION 295i. 20.410 (3) (ho) of the statutes is amended to read:

20.410 **(3)** (ho) *Juvenile residential aftercare.* The amounts in the schedule for providing foster care, treatment foster care, group home care, and institutional child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52. All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment for providing foster care, treatment foster care, group home care, and institutional child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation account. If moneys generated by the daily rate exceed actual fiscal year foster care, treatment foster care, group home care, and institutional child care costs, that excess shall be transferred to the appropriation account under par. (hm) as provided in 2005 Wisconsin Act .... (this act), section 9209 (1x), except that if those moneys generated exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement in foster care, treatment foster care, group home care or institutional child care. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx).

SECTION 295k. 20.410 (3) (ho) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

20.410 **(3)** (ho) *Juvenile residential aftercare.* The amounts in the schedule for providing foster care, treatment foster care, group home care, and institutional child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52. All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment for providing foster care, treatment foster care, group home care, and institutional child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and

(14), and 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation account. If moneys generated by the daily rate exceed actual fiscal year foster care, treatment foster care, group home care, and institutional child care costs~~, that excess shall be transferred to the appropriation account under par. (hm) as provided in 2005 Wisconsin Act .... (this act), section 9209 (1x), except that if those moneys generated exceed those costs~~ by 2% or more, all moneys in excess of 2% shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement in foster care, treatment foster care, group home care or institutional child care. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx).

SECTION 295m. 20.410 (3) (k) of the statutes is created to read:

20.410 **(3)** (k) *Youth diversion administration.* The amounts in the schedule for administering the youth diversion program under s. 301.265. All moneys transferred from the appropriation account under s. 20.455 (2) (i) 13m. shall be credited to this appropriation account.

SECTION 296. 20.425 (1) (i) of the statutes is amended to read:

20.425 **(1)** (i) *Fees, collective bargaining training, ~~and~~ publications, and appeals.* The amounts in the schedule for the performance of fact−finding, mediation, and arbitration functions, for the provision of copies of transcripts, for the cost of operating training programs under ss. 111.09 (3), 111.71 (5), and 111.94 (3), ~~and~~ 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), 111.71 (1) and (2), ~~and~~ 111.94 (1) and (2), and 230.45 (3), all moneys received from arbitrators and arbitration panel members, and individuals who are interested in serving in such positions, and from individuals and organizations who participate in other collective bargaining training programs conducted by the commission, and all moneys received from the sale of publications, transcripts, reports, and other copied material shall be credited to this appropriation account.

SECTION 297. 20.433 (1) (b) of the statutes is created to read:

20.433 **(1)** (b) *Grants to organizations.* The amounts in the schedule to be used for grants to organizations under s. 48.982 (4), (6), and (7).

SECTION 298b. 20.433 (1) (h) (title) of the statutes is amended to read:

20.433 **(1)** (h) (title) *Grants to organizations; program revenues.*

SECTION 299. 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. 146.50 (8), ~~250.05 (6),~~ 252.23, 252.24, 252.245, 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, and 255.08 (2) and 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. 146.50 (5) (f) and (8) (d), 250.04 (3m), ~~250.05 (6),~~ 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, and 255.08 (2) (b) and ch. 69, other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to this appropriation account.

SECTION 300. 20.435 (2) (title) of the statutes is repealed and recreated to read:

20.435 **(2)** (title) DISABILITY AND ELDER SERVICES; INSTITUTIONS.

SECTION 303. 20.435 (3) (da) of the statutes is created to read:

20.435 **(3)** (da) *Child Welfare Program Enhancement Plan; aids.* The amounts in the schedule for activities provided under the Child Welfare Program Enhancement Plan developed under 45 CFR 1355.35.

SECTION 304. 20.435 (3) (de) of the statutes is renumbered 20.435 (5) (ab).

SECTION 305. 20.435 (3) (df) of the statutes is renumbered 20.435 (1) (ac).

SECTION 306. 20.435 (3) (dn) of the statutes is renumbered 20.435 (5) (dn).

SECTION 309. 20.435 (3) (km) of the statutes is repealed.

SECTION 310. 20.435 (3) (o) of the statutes is repealed.

SECTION 311. 20.435 (4) (bc) of the statutes is amended to read:

20.435 **(4)** (bc) *~~Health~~ Badger Care health care ~~for low−income families~~ program; general purpose revenue.* As a continuing appropriation, the amounts in the schedule for the ~~badger care~~ Badger Care health care program ~~for low−income families~~ under s. 49.665.

SECTION 312. 20.435 (4) (gm) of the statutes is amended to read:

20.435 **(4)** (gm) *Health services regulation ~~and vital statistics~~.* The amounts in the schedule for the purposes specified in ~~chs. 69 and~~ ch. 150. All moneys received under ~~ch. 69 and~~ s. 150.13 shall be credited to this appropriation account. ~~From the fees collected under s. 50.135 (2), $334,800 in fiscal year 2003−04 and $338,200 in fiscal year 2004−05 shall be credited to this appropriation account.~~

SECTION 313m. 20.435 (4) (hg) of the statutes is renumbered 20.435 (1) (hg).

SECTION 314. 20.435 (4) (hi) of the statutes is renumbered 20.435 (1) (hi).

SECTION 314c. 20.435 (4) (jz) of the statutes is amended to read:

20.435 **(4)** (jz) *Badger Care cost sharing and employer penalty assessments.* All moneys received from payments under s. 49.665 (5) and all moneys received from penalty assessments under s. 49.665 (7) (b) 2. to be used for the Badger Care health care program under s. 49.665.

SECTION 315. 20.435 (4) (L) of the statutes is amended to read:

20.435 **(4)** (L) *~~Medical assistance and food stamp fraud~~ Fraud and error reduction.* All moneys received as the state's share of the recovery of overpayments and incorrect payments under ss. 49.847, 49.497 (1) and (1m), and 49.793 (2) and all moneys received from counties and tribal governing bodies as a result of any error reduction activities ~~in the medical assistance and food stamp programs~~ under ss. ~~49.45 (2) (a) 3m.,~~ 49.197~~, and 49.79 (9)~~ and 49.845, for any contracts under s. 49.197 (5), for any activities to reduce error and fraud under ~~ss. 49.45 (2) (a) 3m. and 49.79 (9)~~ s. 49.845, to pay federal sanctions under the food stamp program, and for food stamp reinvestment activities under reinvestment agreements with the federal department of agriculture that are designed to improve the food stamp program.

SECTION 316. 20.435 (4) (p) of the statutes is amended to read:

20.435 **(4)** (p) *Federal aid; Badger Care health care ~~for low-income families~~ program.* All federal moneys received for the ~~badger care~~ Badger Care health care program ~~for low-income families~~ under s. 49.665, to be used for that purpose.

Vetoed In Part

SECTION 320p. 20.435 (4) (u) of the statutes is repealed.

SECTION 320r. 20.435 (4) (v) of the statutes is repealed.

SECTION 321. 20.435 (4) (x) of the statutes is amended to read:

20.435 **(4)** (x) *~~Health~~ Badger Care health care ~~for low-income families~~ program; Medical Assistance trust fund.* From the ~~medical assistance~~ Medical Assistance trust fund, all moneys received for the ~~badger care~~ Badger Care health care program ~~for low-income families~~ under s. 49.665.

SECTION 321f. 20.435 (4) (y) of the statutes is created to read:

20.435 **(4)** (y) *Utility public benefits fund; income maintenance.* From the utility public benefits fund, the amounts in the schedule for payments under s. 49.78 (8) relating to the administration of the Medical Assistance program, the Badger Care health care program under s. 49.665, the food stamp program, and the cemetery, funeral, and burial expenses program under s. 49.785.

SECTION 321g. 20.435 (4) (y) of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 323. 20.435 (5) (ce) of the statutes is amended to read:

20.435 **(5)** (ce) *~~Services~~ Primary health for homeless individuals.* As a continuing appropriation, the amounts in the schedule for primary health services for homeless individuals under s. 46.972 ~~(2)~~.

SECTION 324. 20.435 (5) (ch) of the statutes is amended to read:

20.435 **(5)** (ch) *Emergency medical services; aids.* The amounts in the schedule ~~to pay the costs~~ for emergency medical technician — basic training and examination aid under s. 146.55 (5) and for ambulance service vehicles or vehicle equipment, emergency medical services supplies or equipment or emergency medical training for personnel under s. 146.55 (4).

SECTION 325g. 20.435 (5) (fm) of the statutes is amended to read:

20.435 **(5)** (fm) *Tobacco use control grants.* As a continuing appropriation, the amounts in the schedule for grants under s. 255.15 (3) ~~(b)~~.

SECTION 326. 20.435 (6) (title) of the statutes is repealed and recreated to read:

20.435 **(6)** (title) DISABILITY AND ELDER SERVICES; STATE OPERATIONS NONINSTITUTION.

SECTION 327m. 20.435 (6) (gb) of the statutes is amended to read:

20.435 **(6)** (gb) *Alcohol and drug abuse initiatives.* All moneys received under s. 961.41 (5) (c) 1., to be expended on programs providing prevention, intervention, and treatment for alcohol and other drug abuse problems.

SECTION 328. 20.435 (6) (jm) of the statutes, as affected by 2003 Wisconsin Act 33, is amended to read:

20.435 **(6)** (jm) *Licensing and support services.* The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b), and (5) (a), 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b), and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 ~~and~~, 50.981, and 146.40 (4r) (b) and (er), and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes, and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2), and for the costs of inspecting, licensing or certifying, and approving facilities, issuing permits, and providing technical assistance, that are not specified under any other paragraph in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2), 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c), and 50.981, all moneys received from fees for the costs of inspecting, licensing or certifying, and approving facilities, issuing permits,

and providing technical assistance, that are not specified under any other paragraph in this subsection, and all moneys received under s. 50.135 (2)~~, less the amounts credited to the appropriation account under sub. (4) (gm),~~ shall be credited to this appropriation account.

SECTION 329. 20.435 (7) (title) of the statutes is repealed and recreated to read:

20.435 **(7)** (title) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE.

SECTION 330. 20.435 (7) (b) of the statutes is amended to read:

20.435 **(7)** (b) *Community aids and Medical Assistance payments.* The amounts in the schedule for human services under s. 46.40, to fund services provided by resource centers under s. 46.283 (5), for services under the family care benefit under s. 46.284 (5), for reimbursement to counties having a population of less than 500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter care under ss. 48.58 and 938.22, for foster care ~~and~~, treatment foster care, and subsidized guardianship care under ~~s.~~ ss. 46.261 and 49.19 (10), for Medical Assistance payment adjustments under s. 49.45 (52), and for Medical Assistance payments under s. 49.45 (6tw) and (53)~~, and for payments under SECTION 25 (3)~~. 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 and family 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 330g. 20.435 (7) (bL) of the statutes is amended to read:

20.435 **(7)** (bL) *Community support programs and psychosocial services.* The amounts in the schedule for one−time grants under s. 51.423 (3) to counties that currently do not operate certified community support programs ~~and~~, for community support program services under s. 51.421 (3) (e), and for community−based psychosocial services under the requirements of s. 49.45 (30e). Notwithstanding s. 20.002 (1), the department of health and family services may transfer from this appropriation to the appropriation under par. (bc) funds as specified in par. (bc).

SECTION 331. 20.435 (7) (ce) of the statutes is renumbered 20.143 (2) (fr) and amended to read:

20.143 **(2)** (fr) ~~*Services*~~ *Mental health for homeless individuals.* The amounts in the schedule for mental health services for homeless individuals under s. ~~46.972 (3)~~ 560.9811.

SECTION 331f. 20.435 (7) (ed) of the statutes is amended to read: **Vetoed In Part**

20.435 **(7)** (ed) *State supplement to federal supplemental security income program.* ~~A sum sufficient~~ The amounts in the schedule for payments of supplemental grants to supplemental security income recipients under s. 49.77 and, except as provided in 1997 Wisconsin Act 237, section 9122 (4e) (a), for payments for the support of children of supplemental security income recipients under s. 49.775.

SECTION 340. 20.445 (3) (dz) of the statutes is amended to read:

20.445 **(3)** (dz) *Temporary Assistance for Needy Families programs; maintenance of effort.* The amounts in the schedule, less the amounts withheld under s. 49.143 (3), for administration and benefit payments under Wisconsin Works under ss. 49.141 to 49.161, the learnfare program under s. 49.26, and the work experience program for noncustodial parents under s. 49.36; for payments to local governments, organizations, tribal governing bodies, and Wisconsin Works agencies; and for emergency assistance for families with needy children under s. 49.138~~; and for job access loans under s. 49.147 (6)~~. Payments may be made from this appropriation for any contracts under s. 49.845 (4) and for any fraud investigation and error reduction activities under s. 49.197 (1m). Moneys appropriated under this paragraph may be used to match federal funds received under par. (md). 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) and 20.002 (1), the department of health and family services shall credit or deposit into this appropriation account funds for the purposes of this appropriation that the department transfers from the appropriation account under s. 20.435 (7) (bc). All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 340w. 20.445 (3) (jb) of the statutes is amended to read:

20.445 **(3)** (jb) *Fees for administrative services.* All moneys received from fees charged for filing statements of economic interest under s. 49.143 (1) (ac) and for providing state mailings, special computer services, training programs, worker's compensation coverage for persons participating in employment and training programs under ch. 49, printed materials and publications relating to economic support, for the ~~purpose of~~ purposes of filing

statements of economic interest under s. 49.143 (1) (ac) and providing state mailings, special computer services, training programs, worker's compensation coverage for persons participating in employment and training programs under ch. 49, printed materials and publications relating to economic support.

SECTION 341. 20.445 (3) (jL) of the statutes is amended to read:

20.445 **(3)** (jL) *Job access loan repayments.* All moneys received from repayments of loans made under s. 49.147 (6), and from the department of revenue under s. 71.93 for delinquent job access loan repayments certified under s. 49.85, for ~~the purpose of~~ making loans under s. 49.147 (6) and for administrative costs associated with collecting delinquent job access loan repayments.

SECTION 343. 20.445 (3) (k) of the statutes is amended to read:

20.445 **(3)** (k) *Child support transfers.* All moneys transferred from the appropriation account under par. (r), to be expended under the Wisconsin ~~works~~ Works program under subch. III of ch. 49 and under the work experience program for noncustodial parents under s. 49.36, to be distributed as child support incentive payments as provided in s. 49.24, for costs associated with receiving and disbursing support and support−related payments, including any contract costs, for administering the program under s. 49.22 and all other purposes specified in s. 49.22, and for the support of dependent children in accordance with applicable federal and state statutes, federal regulations, and state rules.

SECTION 344. 20.445 (3) (kx) of the statutes is amended to read:

20.445 **(3)** (kx) *Interagency and intra−agency programs.* All moneys received from other state agencies and all moneys received by the department from the department for the administration of programs and projects ~~relating to economic support~~ for which received, including administration of the food stamp employment and training program under s. 49.13, and for local assistance and aids to individuals and organizations relating to economic support.

SECTION 345. 20.445 (3) (L) of the statutes is amended to read:

20.445 **(3)** (L) *Public assistance overpayment recovery and fraud and error reduction.* All moneys received as the state's share of the recovery of overpayments and incorrect payments under s. 49.191 (3) (c), 1997 stats., and s. 49.195, 1997 stats., for any contracts under s. 49.845 (4) and for any activities to reduce error and fraud under s. 49.197 relating to the Aid to Families with Dependent Children program and the Wisconsin Works program.

SECTION 346d. 20.445 (3) (mc) of the statutes is amended to read:

20.445 **(3)** (mc) *Federal block grant operations.* The amounts in the schedule, less the amounts withheld under s. 49.143 (3), for the purposes of operating and administering the block grant programs for which the block grant moneys are received and transferring moneys to the appropriation ~~accounts~~ account under s. 20.435 (3) (kx) ~~and (6) (kx)~~. All block grant moneys received for these purposes from the federal government or any of its agencies for the state administration of federal block grants shall be credited to this appropriation account.

SECTION 347. 20.445 (3) (md) of the statutes is amended to read:

20.445 **(3)** (md) *Federal block grant aids.* The amounts in the schedule, less the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and to be transferred to the appropriation accounts under ss. ~~20.255 (2) (kh), 20.433 (1) (k),~~ 20.435 (3) (kc), (kd), and ~~(km)~~ (kx), (4) (kz), (6) (kx), (7) (ky), and (8) (kx)~~,~~ and 20.835 (2) (kf). All block grant moneys received for these purposes from the federal government or any of its agencies and all moneys recovered under s. 49.143 (3) shall be credited to this appropriation account. The department may credit to this appropriation account the amount of any returned check, or payment in other form, that is subject to expenditure in the same contract period in which the original payment attempt was made, regardless of the fiscal year in which the original payment attempt was made.

SECTION 348. 20.445 (3) (me) of the statutes is created to read:

20.445 **(3)** (me) *Child care and temporary assistance overpayment recovery.* All moneys received from the recovery of overpayments, and incorrect or disallowed payments, and voluntary repayments of federal Child Care and Development Fund block grant funds, of federal Temporary Assistance for Needy Families block grant funds, and of state moneys paid from other appropriations to meet maintenance−of−effort requirements under the federal Temporary Assistance for Needy Families block grant program under 42 USC 601 to 619 and the federal Child Care and Development Fund block grant program under 42 USC 9858 that the department elects to treat as federal revenue, for costs related to recovering the overpayments and incorrect or disallowed payments, for activities to reduce errors under the Wisconsin Works program under ss. 49.141 to 49.161, and for any of the purposes specified under s. 49.175 (1).

SECTION 350. 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 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 to the appropriation

account under s. 20.435 (7) (kc) ~~up to $300,000~~ $600,000.

SECTION 350r. 20.445 (7) (title) of the statutes is repealed.

SECTION 352d. 20.445 (7) (em) of the statutes is renumbered 20.445 (1) (em).

SECTION 352g. 20.445 (7) (ga) of the statutes is renumbered 20.292 (1) (ga) and amended to read:

20.292 **(1)** (ga) *Auxiliary services.* All moneys received from fees collected under s. ~~106.12 (4)~~ 38.40 (4r), for the delivery of services under s. ~~106.12 (4)~~ 38.40 (4r).

SECTION 352j. 20.445 (7) (kb) of the statutes is repealed.

SECTION 352m. 20.445 (7) (kx) of the statutes is renumbered 20.292 (1) (kx) and amended to read:

20.292 **(1)** (kx) *Interagency and intra−agency programs.* All moneys received from other state agencies and all moneys received by the ~~department~~ board from the ~~department~~ board for the administration of programs or projects for which received.

SECTION 352p. 20.445 (7) (m) of the statutes is repealed.

SECTION 356c. 20.455 (2) (cm) of the statutes is repealed.

SECTION 357c. 20.455 (2) (gr) of the statutes is amended to read:

20.455 **(2)** (gr) *Handgun purchaser record check.* All moneys received as fee payments under s. 175.35 (2i) and all moneys transferred under 2005 Wisconsin Act .... (this act), section 9229 (1p), to provide services under s. 175.35.

SECTION 358c. 20.455 (2) (gr) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

20.455 **(2)** (gr) *Handgun purchaser record check.* All moneys received as fee payments under s. 175.35 (2i) ~~and all moneys transferred under 2005 Wisconsin Act .... (this act), section 9229 (1p),~~ to provide services under s. 175.35.

SECTION 358m. 20.455 (2) (i) of the statutes is renumbered 20.455 (2) (i) (intro.) and 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 ~~as allocated to this appropriation account~~ under s. 757.05 (2) ~~(a), and all moneys transferred under 2003 Wisconsin Act 33, sections 9201 (1p), 9210 (1p), 9215 (1) (gp), 9232 (1p), 9240 (1p), and 9241 (1p),~~ shall be credited to this appropriation account. Moneys may be transferred from this paragraph to pars. (j), (ja), and (jb) by the secretary of administration for expenditures based upon determinations by the department of justice. The following amounts shall be transferred to the following appropriation accounts:

SECTION 358n. 20.455 (2) (i) 1. of the statutes is created to read:

20.455 **(2)** (i) 1. The amount transferred to par. (kc) shall be the amount in the schedule under par. (kc).

SECTION 358p. 20.455 (2) (i) 13m. of the statutes is created to read:

20.455 **(2)** (i) 13m. The amounts transferred to s. 20.410 (3) (k) shall be the amount in the schedule under s. 20.410 (3) (k).

SECTION 358t. 20.455 (2) (kc) of the statutes is created to read:

20.455 **(2)** (kc) *Transaction information management of enforcement system.* The amounts in the schedule for payments for a lease with option to purchase regarding computers for the transaction information for the management of enforcement system. All moneys transferred from the appropriation account under par. (i) 1. shall be credited to this appropriation account.

SECTION 359b. 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, 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 from the appropriation account under par. (Lm) shall be credited to this appropriation account.

SECTION 359r. 20.455 (2) (ke) of the statutes is amended to read:

20.455 **(2)** (ke) *Drug enforcement intelligence operations.* The amounts in the schedule for drug enforcement tactical and strategic intelligence units. All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 9. shall be credited to this appropriation account.

SECTION 359s. 20.455 (2) (kh) of the statutes is created to read:

20.455 **(2)** (kh) *Sexual assault forensic exams.* The amounts in the schedule for reimbursing persons for the costs associated with sexual assault forensic exams. All moneys transferred to this appropriation from the appropriation account under par. (Lm) shall be credited to this appropriation account.

SECTION 359v. 20.455 (2) (kp) of the statutes is created to read:

20.455 **(2)** (kp) *Drug crimes enforcement; local grants.* The amounts in the schedule for grants to local multijurisdictional groups to enforce prohibitions related to controlled substances. All moneys transferred from the appropriation account under s. 20.455 (2) (i) 3. shall be credited to this appropriation account.

SECTION 362c. 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 ~~assessments~~ surcharges authorized under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s. 973.046 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 and family services and by county sheriffs ~~and~~, to transfer to the appropriation account under par. (kd) the amounts in the schedule under par. (kd), and to transfer to the appropriation account under par. (kh) the amounts in the schedule under par. (kh).

SECTION 363r. 20.455 (5) (kp) of the statutes is amended to read:

20.455 **(5)** (kp) *Reimbursement to counties for victim−witness services.* The amounts in the schedule for the purpose of reimbursing counties under s. 950.06 (2) for costs incurred in providing services to victims and witnesses of crime. All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ sub. (2) (i) 11. shall be credited to this appropriation account.

Vetoed In Part

SECTION 364c. 20.465 (1) (f) of the statutes is amended to read:

20.465 **(1)** (f) *Energy costs.* The amounts in the schedule to be used at military buildings under control of the department to pay for utilities and for fuel, heat and air conditioning and to pay costs incurred by or on behalf of the department under ~~ss.~~ s. 16.858 ~~and 16.895~~.

SECTION 364g. 20.465 (2) (a) of the statutes is amended to read:

20.465 **(2)** (a) *Tuition grants.* ~~Biennially, the amounts in the schedule~~ A sum sufficient for the payment of tuition grants to members of the Wisconsin national guard under s. 21.49 (3).

SECTION 371. 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) ~~and, beginning in the 1999−2000 fiscal year and ending in the 2003−04 fiscal year, for a payment of $80,000 in each fiscal year toward the department of administration's unfunded prior service liability under the Wisconsin retirement system that results from granting the creditable service under s. 40.02 (17) (gm)~~.

SECTION 372. 20.475 (1) (f) of the statutes is repealed.

SECTION 374m. 20.485 (1) (go) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

20.485 **(1)** (go) *Self−amortizing ~~housing~~ facilities; principal repayment and interest.* From the moneys received for providing housing services at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the principal and interest costs incurred in acquiring, constructing, developing, enlarging or improving ~~housing~~ facilities at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally Disabled and 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 such facilities.

SECTION 375cm. 20.485 (1) (q) of the statutes is created to read:

20.485 **(1)** (q) *Assistance to indigent residents.* From the veterans trust fund, the amounts in the schedule for the payment of assistance to indigent veterans under s. 45.43 to enable the veterans to reside at the Wisconsin Veterans Home at Union Grove.

SECTION 375dm. 20.485 (2) (b) of the statutes is created to read:

20.485 **(2)** (b) *Housing vouchers for homeless veterans.* From the general fund, the amounts in the schedule to provide housing vouchers to chronically homeless veterans under s. 45.03 (13) (k). No moneys may be encumbered from the appropriation under this paragraph after June 30, 2007.

SECTION 375gm. 20.485 (2) (f) of the statutes is created to read:

20.485 **(2)** (f) *Mission welcome home.* From the general fund, the amounts in the schedule to provide payments under s. 45.03 (13) (j). No moneys may be encumbered from the appropriation under this paragraph after June 30, 2007.

SECTION 376. 20.485 (2) (kg) of the statutes is created to read:

20.485 **(2)** (kg) *American Indian services coordinator.* The amounts in the schedule for an American Indian veterans benefits services coordinator position. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 13g. 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 377m. 20.485 (2) (km) of the statutes is created to read:

20.485 **(2)** (km) *American Indian grants.* The amounts in the schedule for grants to American Indian tribes and bands under s. 45.82 (4). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 13m. 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 378m. 20.485 (2) (q) of the statutes is renumbered 20.485 (2) (dm) and amended to read:

20.485 **(2)** (dm) *Military honors funerals.* Biennially, from the general fund, the amounts in the schedule to provide military honors funerals for veterans under s. 45.19 (1).

SECTION 379m. 20.485 (2) (th) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed.

SECTION 380r. 20.485 (2) (vg) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed.

SECTION 381m. 20.485 (2) (vm) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

20.485 **(2)** (vm) ~~*Subsistence aid*~~ *Assistance to needy veterans*. The amounts in the schedule for ~~payment of subsistence~~ aid ~~to veterans and their dependents under~~ payments under s. 45.40 ~~(1)~~.

SECTION 382m. 20.485 (2) (vz) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed.

Vetoed In Part

SECTION 384t. 20.485 (4) (r) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

20.485 **(4)** (r) *Cemetery energy costs.* From the veterans trust fund, the amounts in the schedule to be used at the veterans memorial cemeteries operated under s. 45.61 for utilities and for fuel, heat and air conditioning and for costs incurred by or on behalf of the department of veterans affairs under ~~ss.~~ s. 16.858 ~~and 16.895~~.

SECTION 385m. 20.485 (5) (title) of the statutes is renumbered 20.292 (2) (title).

SECTION 386f. 20.485 (5) (g) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 20.292 (2) (g) and amended to read:

20.292 **(2)** (g) *Proprietary school programs.* The amounts in the schedule for the examination and approval of proprietary school programs. ~~All~~ Ninety percent of all moneys received from the issuance of solicitor's permits under s. ~~39.90 (6)~~ 38.50 (8) and from the fees under s. ~~39.90 (7)~~ 38.50 (10) shall be credited to this appropriation account.

SECTION 387m. 20.485 (5) (gm) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 20.292 (2) (gm) and amended to read:

20.292 **(2)** (gm) *Student protection.* All moneys received from the fees received under s. ~~39.90 (7)~~ 38.50 (10) (c) 4. and all moneys transferred under 2005 Wisconsin Act .... (this act), section 9246 (1mq), from the appropriation account under par. (g), for the purpose of indemnifying students, parents, or sponsors under s. ~~39.90 (7) (a)~~ 38.50 (10) (a) and for the purpose of preserving under s. 38.50 (11) the student records of schools, as defined in s. 38.50 (11) (a) 2., that have discontinued their operations.

SECTION 388d. 20.485 (5) (h) of the statutes is repealed.

SECTION 388h. 20.505 (1) (cm) of the statutes is repealed. **Vetoed In Part**

SECTION 388n. 20.505 (1) (cn) of the statutes is repealed.

SECTION 389. 20.505 (1) (ie) of the statutes is repealed and recreated to read:

20.505 **(1)** (ie) *Land information; incorporations and annexations* . From the moneys received by the department under s. 59.72 (5) (a), the amounts in the schedule for the land information program under s. 16.967 and for reviews of proposed municipal incorporations and annexations by the department. **Vetoed In Part** **Vetoed In Part** **Vetoed**

SECTION 389m. 20.505 (1) (if) of the statutes is repealed. **Vetoed In Part**

SECTION 390. 20.505 (1) (ig) of the statutes is repealed and recreated to read: **Vetoed In Part**

20.505 **(1)** (ig) *Land information; technical assistance and education.* All moneys received from counties and participants in educational seminars, courses, and conferences under s. 16.967 (9), for the purpose of providing technical assistance to counties and conducting educational seminars, courses, and conferences under s. 16.967 (9). **Vetoed In Part** **Vetoed In Part**

SECTION 391. 20.505 (1) (ij) of the statutes is repealed and recreated to read: **Vetoed In Part**

20.505 **(1)** (ij) *Land information; aids to counties.* From the source specified in s. 59.72 (5) (a), if not deposited in the general fund under s. 16.967 (5) and not appropriated under par. (ie), to provide aids to county boards for land information projects under s. 16.967 (7), the amounts in the schedule . **Vetoed In Part** **Vetoed In Part**

SECTION 392. 20.505 (1) (ik) of the statutes is repealed.

SECTION 393. 20.505 (1) (ja) of the statutes is amended to read:

20.505 **(1)** (ja) *Justice information systems.* The amounts in the schedule for the development and operation of automated justice information systems under s. 16.971 (9). ~~Two−ninths~~ Five−twelfths of the moneys received under s. 814.86 (1) shall be credited to this appropriation account.

SECTION 393k. 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) and (kb) to (ku) and subs. (2) (k) and (5) (ka), ~~and~~ 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 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. 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, other than moneys received and disbursed under pars. (im) and (kb) to (ku) and subs. (2) (k) and (5) (ka), shall be credited to this appropriation account.

SECTION 393L. 20.505 (1) (ka) of the statutes, as affected by 1997 Wisconsin Act 27, sections 669am and 9456 (3m), 1999 Wisconsin Act 9, sections 519 and 9401 (2zt), 2001 Wisconsin Act 16, sections 813b and 9401 (2q), 2001 Wisconsin Act 104, section 141, 2003 Wisconsin Act 33, sections 2811 and 2812, and 2005 Wisconsin Act .... (this act), is repealed and recreated 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 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. 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, 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 394m. 20.505 (1) (kp) of the statutes is amended to read:

20.505 **(1)** (kp) *Interagency assistance; 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 ~~accounts~~ account under sub. (6) ~~(kt) and~~ (m) shall be credited to this appropriation account.

SECTION 394r. 20.505 (1) (kq) of the statutes is amended to read:

20.505 **(1)** (kq) *Justice information systems development, operation and maintenance.* The amounts in the schedule for the purpose of developing, operating and maintaining automated justice information systems under s. 16.971 (9). All moneys transferred from the appropriation account under ~~sub. (6) (j)~~ s. 20.455 (2) (i) 12. shall be credited to this appropriation account.

SECTION 396. 20.505 (1) (kt) of the statutes is repealed.

SECTION 400m. 20.505 (1) (z) of the statutes is repealed. **Vetoed In Part**

SECTION 401a. 20.505 (4) (ba) of the statutes is repealed.

SECTION 408. 20.505 (4) (Lm) of the statutes is created to read:

20.505 **(4)** (Lm) *Educational telecommunications; additional services.* All moneys received for the provision of telecommunications services to educational agencies under s. 16.998 to provide, or contract for the provision of, those services to those agencies.

SECTION 409. 20.505 (4) (mp) of the statutes is amended to read:

20.505 **(4)** (mp) *Federal e−rate aid.* All federal moneys received under 47 USC 254 for the provision of educational telecommunications access to educational agencies under s. 16.997 to pay administrative expenses relating to the receipt and disbursement of those federal moneys and to reimburse pars. (es) and (et) as provided in s. 16.995 (3m) and all federal moneys received under 47 USC 254 for the provision of additional educational telecommunications access to educational agencies under s. 16.998 to reduce the rates charged those educational agencies for those services as provided in s. 16.998.

SECTION 411g. 20.505 (4) (s) of the statutes is amended to read:

20.505 **(4)** (s) *Telecommunications access; school districts.* Biennially, from the universal service fund, the amounts in the schedule 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) (is), to make grants to school district consortia under s. 16.997 (7), and, prior to January 1, 2006, to make grants to school districts under s. 16.997 (6).

SECTION 413m. 20.505 (5) (ka) of the statutes is amended to read: **Vetoed In Part**

20.505 **(5)** (ka) *Facility operations and maintenance; police and protection functions.* The amounts in the schedule for the purpose of financing the costs of operation of state−owned or operated facilities that are not funded from other appropriations, including custodial and maintenance services; minor projects; utilities, fuel, heat and air conditioning; costs incurred under ~~ss.~~ s. 16.858 ~~and 16.895~~ by or on behalf of the department; and supplementing the costs of operation of child care facilities for children of state employees under s. 16.841; and for police and protection functions under s. 16.84 (2) and (3). All moneys received from state agencies for the operation of such facilities, parking rental fees established under s. 16.843 (2) (bm) and

Vetoed In Part

miscellaneous other sources, ~~all moneys received from assessments under s. 16.895,~~ all moneys received for the performance of gaming protection functions under s. 16.84 (3), and all moneys transferred from the appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

SECTION 414m. 20.505 (6) (b) of the statutes is created to read:

20.505 **(6)** (b) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs.* The amounts in the schedule for making grants to counties under s. 16.964 (12) (b) and entering into contracts under s. 16.964 (12) (j).

SECTION 414t. 20.505 (6) (d) of the statutes is renumbered 20.410 (3) (d) and amended to read:

20.410 **(3)** (d) *Youth diversion.* The amounts in the schedule for youth diversion services under s. ~~16.964 (8) (a) and (c)~~ 301.265 (1) and (3).

SECTION 415L. 20.505 (6) (j) (intro.) of the statutes is repealed.

SECTION 415m. 20.505 (6) (j) 3. of the statutes is renumbered 20.455 (2) (i) 3.

SECTION 415n. 20.505 (6) (j) 4. of the statutes is renumbered 20.455 (2) (i) 4.

SECTION 415o. 20.505 (6) (j) 5. of the statutes is renumbered 20.455 (2) (i) 5.

SECTION 415p. 20.505 (6) (j) 5m. of the statutes is renumbered 20.455 (2) (i) 5m.

SECTION 415q. 20.505 (6) (j) 6. of the statutes is renumbered 20.455 (2) (i) 6.

SECTION 415r. 20.505 (6) (j) 8. of the statutes is renumbered 20.455 (2) (i) 8. and amended to read:

20.455 **(2)** (i) 8. The amount transferred to ~~par.~~ s. 20.410 (3) (kj) shall be the amount in the schedule under ~~par.~~ s. 20.410 (3) (kj).

SECTION 415s. 20.505 (6) (j) 9. of the statutes is renumbered 20.455 (2) (i) 9. and amended to read:

20.455 **(2)** (i) 9. The amount transferred to ~~s. 20.455 (2)~~ par. (ke) shall be of the amount in the schedule under ~~s. 20.455 (2)~~ par. (ke).

SECTION 415t. 20.505 (6) (j) 11. of the statutes is renumbered 20.455 (2) (i) 11. and amended to read:

20.455 **(2)** (i) 11. The amount transferred to ~~s. 20.455~~ sub. (5) (kp) shall be the amount in the schedule under ~~s. 20.455~~ sub. (5) (kp).

SECTION 415u. 20.505 (6) (j) 12. of the statutes is renumbered 20.455 (2) (i) 12. and amended to read:

20.455 **(2)** (i) 12. The amount transferred to ~~sub.~~ s. 20.505 (1) (kq) shall be the amount in the schedule under ~~sub.~~ s. 20.505 (1) (kq).

SECTION 415v. 20.505 (6) (j) 13. of the statutes is renumbered 20.455 (2) (i) 13. and amended to read:

20.455 **(2)** (i) 13. The amount transferred to ~~par.~~ s. 20.505 (6) (k) shall be the amount in the schedule under ~~par.~~ s. 20.505 (6) (k).

SECTION 415vm. 20.505 (6) (j) 14. of the statutes is repealed.

SECTION 415w. 20.505 (6) (j) 15. of the statutes is renumbered 20.455 (2) (i) 15.

SECTION 415wg. 20.505 (6) (k) of the statutes is amended to read:

20.505 **(6)** (k) *Law enforcement programs ~~and youth diversion —~~ administration.* The amounts in the schedule for administering grants for law enforcement assistance ~~and for administering the youth diversion program under s. 16.964 (8)~~. All moneys transferred from the appropriation account under ~~par. (j)~~ s. 20.455 (2) (i) 13. shall be credited to this appropriation account.

SECTION 415wr. 20.505 (6) (kj) of the statutes is renumbered 20.410 (3) (kj) and amended to read:

20.410 **(3)** (kj) *Youth diversion program.* The amounts in the schedule for youth diversion services under s. ~~16.964 (8) (a) and (c)~~ 301.265 (1) and (3). All moneys transferred from the appropriation account under ~~par. (j)~~ s. 20.455 (2) (i) 8. shall be credited to this appropriation account.

SECTION 415x. 20.505 (6) (km) of the statutes is repealed. **Vetoed In Part**

SECTION 415y. 20.505 (6) (kp) of the statutes is repealed.

SECTION 416g. 20.505 (6) (kq) of the statutes is renumbered 20.455 (2) (kq) and amended to read:

20.455 **(2)** (kq) *County law enforcement services.* The amounts in the schedule to provide grants to counties under s. ~~16.964 (7)~~ 165.89. All moneys transferred from the appropriation account under sub. (8) (hm) 15d. 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 416h. 20.505 (6) (ks) of the statutes is renumbered 20.455 (2) (kw) and amended to read:

20.455 **(2)** (kw) *Tribal law enforcement assistance.* The amounts in the schedule to provide grants for tribal law enforcement under s. ~~16.964 (6)~~ 165.91. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 15. 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 416k. 20.505 (6) (kt) of the statutes is repealed.

SECTION 416m. 20.505 (6) (ku) of the statutes is created to read:

20.505 **(6)** (ku) *Grants for substance abuse treatment programs for criminal offenders.* All moneys received under s. 961.41 (5) (c) 2. or 973.043 for the purpose of making grants to counties under s. 16.964 (12) (b) and entering into contracts under s. 16.964 (12) (j).

SECTION 416p. 20.505 (6) (mb) of the statutes is created to read:

20.505 **(6)** (mb) *Federal aid, homeland security.* All moneys received from the federal government, as authorized by the governor under s. 16.54, for homeland security programs.

SECTION 417. 20.505 (8) (hm) 4b. of the statutes is created to read:

20.505 **(8)** (hm) 4b. The amount transferred to s. 20.215 (1) (km) shall be the amount in the schedule under s. 20.215 (1) (km).

SECTION 422. 20.505 (8) (hm) 13g. of the statutes is created to read:

20.505 **(8)** (hm) 13g. The amount transferred to s. 20.485 (2) (kg) shall be the amount in the schedule under s. 20.485 (2) (kg).

SECTION 423g. 20.505 (8) (hm) 13m. of the statutes is created to read:

20.505 **(8)** (hm) 13m. The amount transferred to s. 20.485 (2) (km) shall be the amount in the schedule under s. 20.485 (2) (km).

SECTION 423m. 20.505 (8) (hm) 15. of the statutes is amended to read:

20.505 **(8)** (hm) 15. The amount transferred to ~~sub. (6) (ks)~~ s. 20.455 (2) (kw) shall be the amount in the schedule under ~~sub. (6) (ks)~~ s. 20.455 (2) (kw).

SECTION 424b. 20.505 (8) (hm) 15d. of the statutes is amended to read:

20.505 **(8)** (hm) 15d. The amount transferred to ~~sub. (6) (kq)~~ s. 20.455 (2) (kq) shall be the amount in the schedule under ~~sub. (6) (kq)~~ s. 20.455 (2) (kq).

SECTION 427. 20.505 (8) (hm) 16m. of the statutes is created to read:

20.505 **(8)** (hm) 16m. The amount transferred to s. 20.410 (1) (ke) shall be the amount in the schedule under s. 20.410 (1) (ke).

SECTION 428. 20.505 (8) (hm) 16m. of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 429m. 20.505 (8) (hm) 18j. of the statutes is created to read:

20.505 **(8)** (hm) 18j. The amount transferred to s. 20.292 (1) (kd) shall be the amount in the schedule under s. 20.292 (1) (kd).

Vetoed In Part

SECTION 429v. 20.507 (1) (h) of the statutes is amended to read:

20.507 **(1)** (h) *Trust lands and investments — general program operations.* The amounts in the schedule for the general program operations of the board as provided under ss. 24.04, 24.09 ~~(1) (bm)~~ (3), 24.53 and 24.62 (1). All amounts deducted from the gross receipts of the appropriate funds as provided under ss. 24.04, 24.09 ~~(1) (bm)~~ (3), 24.53 and 24.62 (1) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance at the end of each fiscal year shall be transferred to the trust funds, as defined under s. 24.60 (5). The amount transferred to each trust fund, as defined under s. 24.60 (5), shall bear the same proportion to the total amount transferred to the trust funds that the gross receipts of that trust fund bears to the total gross receipts credited to this appropriation account during that fiscal year.

Vetoed In Part

SECTION 431. 20.510 (1) (gm) of the statutes is created to read:

20.510 **(1)** (gm) *Gifts and grants.* All moneys received from gifts and grants, to be used for the purposes for which made and received.

SECTION 433. 20.515 (1) (gm) of the statutes is created to read:

20.515 **(1)** (gm) *Gifts and grants.* All moneys received from gifts and grants to carry out the purposes for which made.

SECTION 434. 20.515 (1) (m) of the statutes is created to read:

20.515 **(1)** (m) *Federal aid.* All moneys received as federal aid, as authorized by the governor under s. 16.54, for operations and benefit programs under ch. 40.

SECTION 436. 20.515 (1) (sr) of the statutes is created to read:

20.515 **(1)** (sr) *Gifts and grants; public employee trust fund.* All moneys received from gifts and grants that are required to be deposited in the public employee trust fund to carry out the purposes for which made.

SECTION 437. 20.550 (1) (g) of the statutes is amended to read:

20.550 **(1)** (g) *Gifts ~~and~~, grants, and proceeds.* All moneys received from gifts and grants and, except as provided in pars. (fb), (h), (i), (kj), and (L), all proceeds from services, conferences, and sales of publications and promotional materials for the purposes for which made ~~and~~ or received.

SECTION 437d. 20.550 (1) (kj) of the statutes is amended to read:

20.550 **(1)** (kj) *Conferences and training.* The amounts in the schedule to sponsor conferences and training under ch. 977. All moneys transferred from the appropriation account under s. ~~20.505 (6) (j)~~ 20.455 (2) (i) 15. shall be credited to this appropriation account.

SECTION 437m. 20.566 (1) (gd) of the statutes is amended to read:

20.566 **(1)** (gd) *Administration of special district taxes.* From the moneys received from the appropriation account under s. 20.835 (4) (gb), the amounts in the schedule for the purpose of administering the special district taxes imposed under s. 77.705 by a district created under subch. III of ch. 229. Notwithstanding s. 20.001 (3) (a), beginning with the 2005−06 fiscal year, at the end of the fiscal year the unencumbered balance in this appropriation account shall be transferred to the appropriation account under s. 20.835 (4) (gb) to be used as provided under s. 77.705.

SECTION 437n. 20.566 (1) (ge) of the statutes is amended to read:

20.566 **(1)** (ge) *Administration of local professional football stadium district taxes.* From the moneys transferred from the appropriation account under s. 20.835 (4) (ge), the amounts in the schedule for administering the special district taxes imposed under s. 77.706 by a local professional football stadium district created under subch. IV of ch. 229. Notwithstanding s. 20.001 (3) (a), beginning with the 2005−06 fiscal year, at the end of the fiscal year the unencumbered balance in this appropriation account shall be transferred to the appropriation account under s. 20.835 (4) (ge) to be used as provided under s. 77.706.

SECTION 437p. 20.566 (1) (gf) of the statutes is amended to read:

20.566 **(1)** (gf) *Administration of resort tax.* From moneys received from the appropriation account under s. 20.835 (4) (gd), the amounts in the schedule for administering the tax under subch. X of ch. 77. Three percent of those taxes shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), beginning with the 2005−06 fiscal year, at the end of the fiscal year the unencumbered balance in this appropriation account shall be transferred to the appropriation account under s. 20.835 (4) (gd).

SECTION 437x. 20.566 (1) (gh) of the statutes is created to read:

20.566 **(1)** (gh) *Administration of regional transit authority fees.* The amounts in the schedule for administering the fees imposed under subch. XIII of ch. 77. An amount equal to 2.55% of all moneys received from the fees imposed under subch. XIII of ch. 77 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 account that exceeds 10% of the expenditures from this appropriation during the fiscal year shall be transferred to the appropriation account under s. 20.835 (4) (gh).

SECTION 438b. 20.566 (1) (ha) of the statutes is amended to read:

20.566 **(1)** (ha) *Administration of liquor tax and alcohol beverages enforcement.* The amounts in the schedule for computer ~~and~~, audit, and enforcement costs incurred in administering the tax under s. 139.03 (2m) and for costs incurred in enforcing the 3−tier system for alcohol beverages production, distribution, and sale under ch. 125. All moneys received from the administration fee under s. 139.06 (1) (a) shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end of each fiscal year, the unencumbered balance of this appropriation account, minus an amount equal to 10% of the sum of the amounts expended and the amounts encumbered from the account during the fiscal year, shall lapse to the general fund.

SECTION 439. 20.566 (1) (hp) of the statutes is amended to read:

20.566 **(1)** (hp) *Administration of endangered resources; professional football district; breast cancer research; veterans trust fund voluntary payments.* The amounts in the schedule for the payment of all administrative costs, including data processing costs, incurred in administering ss. 71.10 (5), (5e), ~~and~~ (5f), and (5g) and 71.30 (10). All moneys specified for deposit in this appropriation under ss. 71.10 (5) (h) 5., (5e) (h) 4., ~~and~~ (5f) (i) and (5g) (i) and 71.30 (10) (i) and (11) (i) shall be credited to this appropriation.

SECTION 439m. 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 70.75. All moneys received under ss. 70.055 and 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 439n. 20.566 (3) (gm) of the statutes is amended to read:

20.566 **(3)** (gm) *Reciprocity agreement and publications.* The amounts in the schedule to provide services for the Minnesota income tax reciprocity agreement under s. 71.10 (7) and for publications except as provided in par. (g) and sub. (2) (hi). All moneys received by the department of revenue in return for the provision of these services shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end of the 2006−07 fiscal year, the unencumbered balance of this appropriation account shall lapse to the general fund.

SECTION 439p. 20.566 (8) (r) of the statutes is amended to read:

20.566 **(8)** (r) *Retailer compensation.* From the lottery fund, a sum sufficient to pay compensation to retailers under s. 565.10 (14) (b). ~~No moneys may be encumbered or expended from this appropriation account during 1999−00.~~

SECTION 439t. 20.566 (8) (v) of the statutes is amended to read:

20.566 **(8)** (v) *Vendor fees.* From the lottery fund, a sum sufficient to pay vendors for on−line and instant ticket services and supplies provided by the vendors under contract under s. 565.25 (2) (a). ~~No moneys may be encumbered or expended from this appropriation account during 1999−00.~~

SECTION 440. 20.680 (2) (j) of the statutes is amended to read:

20.680 **(2)** (j) *Court information systems.* All moneys received under ss. 814.61, 814.62, and 814.63 that are required to be credited to this appropriation account under those sections and ~~six−ninths~~ one−half of the moneys received under s. 814.86 (1) for the operation of cir-

cuit court automated information systems under s. 758.19 (4).

SECTION 441. 20.765 (1) (a) of the statutes is amended to read:

20.765 **(1)** (a) *General program operations — assembly.* A sum sufficient to carry out the functions of the assembly, excluding expenses for legislative documents. ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005−07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

SECTION 442. 20.765 (1) (b) of the statutes is amended to read:

20.765 **(1)** (b) *General program operations — senate.* A sum sufficient to carry out the functions of the senate, excluding expenses for legislative documents. ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005−07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

SECTION 443. 20.765 (1) (d) of the statutes is amended to read:

20.765 **(1)** (d) *Legislative documents.* A sum sufficient to pay legislative expenses for acquisition, production, retention, sales and distribution of legislative documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), 13.93 (3) and 35.78 (1) or the rules of the senate and assembly, except as provided in sub. (3) (em). ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005−07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

SECTION 444. 20.765 (3) (fa) of the statutes is amended to read:

20.765 **(3)** (fa) *Membership in national associations.* A sum sufficient to be disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature to membership in national organizations including, without limitation because of enumeration, the National Conference of State Legislatures, the National Conference of Commissioners on Uniform State Laws and the National Committee on Uniform Traffic Laws and Ordinances. ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005−07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

SECTION 445. 20.765 (5) of the statutes is repealed.

SECTION 451. 20.835 (2) (cL) of the statutes is amended to read:

20.835 **(2)** (cL) *Development zones location credit.* A sum sufficient to make the payments under ss. 71.07 (2dL) (c) ~~2.~~, 71.28 (1dL) (c) ~~2.~~, and 71.47 (1dL) (c) ~~2~~.

SECTION 451s. 20.835 (2) (em) of the statutes is created to read:

20.835 **(2)** (em) *Veterans and surviving spouses property tax credit.* A sum sufficient to pay the claims approved under s. 71.07 (6e).

SECTION 451u. 20.835 (2) (eo) of the statutes is created to read: **Vetoed In Part**

20.835 **(2)** (eo) *Private school and homeschool tax credit.* A sum sufficient to pay the claims approved under s. 71.07 (8r).

SECTION 452. 20.835 (2) (f) of the statutes is amended to read:

20.835 **(2)** (f) *Earned income tax credit.* A sum sufficient to pay the excess claims approved under s. 71.07 (9e) that are not paid under ~~pars. (kf) and (r)~~ par. (kf).

SECTION 452h. 20.835 (2) (r) of the statutes is repealed.

SECTION 452m. 20.835 (4) (gb) of the statutes is amended to read:

20.835 **(4)** (gb) *Special district taxes.* All moneys received from the taxes imposed under s. 77.705, and from the appropriation account under s. 20.566 (1) (gd), for the purpose of distribution to the special districts that adopt a resolution imposing taxes under subch. V of ch. 77, and for the purpose of financing a local professional baseball park district, except that of those tax revenues collected under subch. V of ch. 77 3% for the first 2 years of collection and 1.5% thereafter shall be credited to the appropriation account under s. 20.566 (1) (gd).

SECTION 452n. 20.835 (4) (gd) of the statutes is amended to read:

20.835 **(4)** (gd) *Premier resort area tax.* All moneys received from the tax imposed under subch. X of ch. 77, and from the appropriation account under s. 20.566 (1) (gf), for distribution to the municipality or county that imposed the tax, except that 3.0% of those moneys shall be credited to the appropriation account under s. 20.566 (1) (gf).

SECTION 452p. 20.835 (4) (ge) of the statutes is amended to read:

20.835 **(4)** (ge) *Local professional football stadium district taxes.* All moneys received from the taxes imposed under s. 77.706, and from the appropriation account under s. 20.566 (1) (ge), for the purpose of distribution to the special districts that adopt a resolution imposing taxes under subch. V of ch. 77, and for the purpose of financing a local professional football stadium district, except that, of those tax revenues collected under

subch. V of ch. 77, 1.5% shall be credited to the appropriation account under s. 20.566 (1) (ge).

SECTION 453m. 20.835 (4) (gh) of the statutes is created to read:

20.835 **(4)** (gh) *Regional transit authority fees.* All moneys received from the fees imposed under subch. XIII of ch. 77, and from the appropriation account under s. 20.566 (1) (gh), for distribution to the regional transit authority under s. 59.58 (6), except that 2.55% of the moneys received from the fees imposed under subch. XIII of ch. 77 shall be credited to the appropriation account under s. 20.566 (1) (gh).

SECTION 454. 20.855 (4) (bm) of the statutes is created to read:

20.855 **(4)** (bm) *Oil pipeline terminal tax distribution.* A sum sufficient to distribute oil pipeline terminal taxes to towns, villages, and cities under s. 76.24 (2) (am), except that the distribution paid from this appropriation in fiscal year 2006−07 may not exceed $652,100.

SECTION 455m. 20.855 (4) (f) of the statutes is amended to read:

20.855 **(4)** (f) *Supplemental title fee matching.* From the general fund, a sum sufficient equal to the amount of supplemental title fees collected under ss. 101.9208 (1) (dm) and 342.14 (3m), as determined under s. 85.037, ~~less $555,000,~~ to be transferred to the environmental fund on October 1 annually.

SECTION 456. 20.855 (4) (q) of the statutes is amended to read:

20.855 **(4)** (q) *Terminal tax distribution.* From the transportation fund, a sum sufficient for the towns', villages' and cities' share of railroad taxes under s. 76.24 (2) (a).

Vetoed In Part

SECTION 456g. 20.855 (4) (v) of the statutes is created to read:

20.855 **(4)** (v) *Transfer to Medical Assistance trust fund; fiscal year 2005−06.* From the transportation fund, the amounts in the schedule to be transferred to the Medical Assistance trust fund.

Vetoed In Part

SECTION 456r. 20.855 (4) (v) of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 458. 20.865 (4) (gm) of the statutes is repealed.

SECTION 460. 20.866 (1) (u) of the statutes, as affected by 2003 Wisconsin Act 64, is amended to read:

20.866 **(1)** (u) *Principal repayment and interest.* A sum sufficient from moneys appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) ~~and~~, (f), 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), (db), ~~(fh), (ih),~~ (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (cg), (ea), (eq), and (er), 20.395 (6) (af), (aq), ~~and~~ (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4)~~,~~ (es), (et), (ha), and (hb) and (5) (c), (g) and (kc), 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bp), (bq), (br), (bt), (g), (h), (i), and (q) for the payment of principal and interest on public debt contracted under subchs. I and IV of ch. 18.

SECTION 460g. 20.866 (2) (s) of the statutes is amended to read:

20.866 **(2)** (s) *University of Wisconsin; academic facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university academic educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~$1,107,898,000~~ $1,358,615,800 for this purpose.

SECTION 460r. 20.866 (2) (t) of the statutes is amended to read:

20.866 **(2)** (t) *University of Wisconsin; self−amortizing facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the University of Wisconsin System to acquire, construct, develop, enlarge or improve university self−amortizing educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~$992,385,200~~ $1,274,517,100 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 461. 20.866 (2) (tc) of the statutes is amended to read: **Vetoed In Part**

20.866 **(2)** (tc) *Clean water fund program.* From the capital improvement fund, a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred to the environmental improvement fund for the purposes of the clean water fund program under ss. 281.58 and 281.59. The state may contract public debt in an amount not to exceed ~~$637,743,200~~ $622,043,200 for this purpose. Of this amount, the amount needed to meet the requirements for state deposits under 33 USC 1382 is allocated for those deposits. Of this amount, $8,250,000 is allocated to fund the minority business development and training program under s. 200.49 (2) (b). Moneys from this appropriation account may be expended for the purposes of s. 281.57 (10m) and (10r) only in the amount by which the department of natural resources and the department of administration determine that moneys available under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

SECTION 462. 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 ~~$26,210,000~~ $32,310,000 for this purpose.

SECTION 463. 20.866 (2) (te) of the statutes is amended to read:

20.866 **(2)** (te) *Natural resources; nonpoint source grants.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide funds for nonpoint source water pollution abatement projects under s. 281.65 and to provide the grant under 2003 Wisconsin Act 33, section 9138 (3f). The state may contract public debt in an amount not to exceed ~~$85,310,400~~ $89,310,400 for this purpose.

SECTION 463c. 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). The state may contract public debt in an amount not to exceed ~~$2,000,000~~ $4,000,000 for this purpose.

SECTION 464. 20.866 (2) (tg) of the statutes is amended to read:

20.866 **(2)** (tg) *Natural resources; environmental repair.* From the capital improvement fund, a sum sufficient for the department of natural resources to fund investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial action under s. 281.83 and for payment of this state's share of environmental repair that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may contract public debt in an amount not to exceed ~~$48,000,000~~ $51,000,000 for this purpose. Of this amount, $7,000,000 is allocated for remedial action under s. 281.83.

SECTION 465. 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 and to provide municipal flood control and riparian restoration cost−sharing grants under s. 281.665. The state may contract public debt in an amount not to exceed ~~$22,400,000~~ $23,900,000 for this purpose. Of this amount, $500,000 is allocated in fiscal biennium 2001−03 for dam rehabilitation grants under s. 31.387.

SECTION 465e. 20.866 (2) (tk) of the statutes is amended to read:

20.866 **(2)** (tk) *Natural resources; environmental segregated fund supported administrative facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment storage and maintenance facilities. The state may contract public debt in an amount not to exceed ~~$6,770,400~~ $7,490,000 for this purpose.

SECTION 465m. 20.866 (2) (tu) of the statutes is amended to read:

20.866 **(2)** (tu) *Natural resources; segregated revenue supported facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment storage or maintenance facilities and to acquire, construct, develop, enlarge or improve state recreation facilities and state fish hatcheries. The state may contract public debt in an amount not to exceed ~~$45,296,900~~ $55,078,100 for this purpose.

SECTION 465s. 20.866 (2) (tv) of the statutes is amended to read:

20.866 **(2)** (tv) *Natural resources; general fund supported administrative facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment, storage or maintenance facilities. The state may contract public debt in an amount not to exceed ~~$10,882,400~~ $11,410,200 for this purpose.

SECTION 467. 20.866 (2) (uup) of the statutes is created to read:

20.866 **(2)** (uup) *Transportation; Marquette interchange reconstruction project.* 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 state may contract public debt in an amount not to exceed $213,100,000 for this purpose.

SECTION 467m. 20.866 (2) (uur) of the statutes is created to read:

20.866 **(2)** (uur) *Transportation; state highway rehabilitation projects.* From the capital improvement fund, a sum sufficient for the department of transportation to fund state highway rehabilitation projects, as provided under s. 84.95. The state may contract public debt in an amount not to exceed $250,000,000 for this purpose.

SECTION 468. 20.866 (2) (uv) of the statutes is amended to read:

20.866 **(2)** (uv) *Transportation, harbor improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to provide grants for harbor improvements. The state may contract public debt in an amount not to exceed ~~$28,000,000~~ $40,700,000 for this purpose.

SECTION 469. 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 ~~$32,500,000~~ $44,500,000 for these purposes.

SECTION 469g. 20.866 (2) (ux) of the statutes is amended to read:

20.866 **(2)** (ux) *Corrections; correctional facilities.* From the capital improvement fund, a sum sufficient for the department of corrections to acquire, construct, develop, enlarge or improve adult and juvenile correctional facilities. The state may contract public debt in an amount not to exceed ~~$793,787,700~~ $801,979,400 for this purpose.

SECTION 469r. 20.866 (2) (uz) of the statutes is amended to read:

20.866 **(2)** (uz) *Corrections; juvenile correctional facilities.* From the capital improvement fund, a sum sufficient for the department of corrections to acquire, construct, develop, enlarge or improve juvenile correctional facilities. The state may contract public debt in an amount not to exceed ~~$27,726,500~~ $28,984,500 for this purpose.

SECTION 470. 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 ~~$20,575,000~~ $26,075,000 for this purpose.

SECTION 470p. 20.866 (2) (xb) of the statutes is repealed.

SECTION 471b. 20.866 (2) (xm) of the statutes, as affected by 2005 Wisconsin Act 1, 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 ~~$1,000,000,000~~ $1,400,000,000 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 471c. 20.866 (2) (y) of the statutes is amended to read:

20.866 **(2)** (y) *Building commission; housing state departments and agencies.* From the capital improvement fund, a sum sufficient to the building commission for the purpose of housing state departments and agencies. The state may contract public debt in an amount not to exceed ~~$480,088,500~~ $485,015,400 for this purpose.

SECTION 471e. 20.866 (2) (ym) of the statutes is amended to read:

20.866 **(2)** (ym) *Building commission; capital equipment acquisition.* From the capital improvement fund, a sum sufficient to the state building commission to acquire capital equipment for state departments and agencies. The state may contract public debt in an amount not to exceed ~~$117,042,900~~ $126,335,000 for this purpose.

SECTION 471g. 20.866 (2) (z) (intro.) of the statutes is amended to read:

20.866 **(2)** (z) *Building commission; other public purposes.* (intro.) From the capital improvement fund, a sum sufficient to the building commission for relocation assistance and capital improvements for other public purposes authorized by law but not otherwise specified in this chapter. The state may contract public debt in an amount not to exceed ~~$1,558,901,000~~ $1,758,901,000 for this purpose. Of this amount:

SECTION 471m. 20.866 (2) (zbt) of the statutes is created to read:

20.866 **(2)** (zbt) *Children's research institute.* From the capital improvement fund, a sum sufficient for the building commission to provide a grant to the Children's Hospital and Health System for construction of a children's research institute in the city of Wauwatosa. The state may contract public debt in an amount not to exceed $10,000,000 for this purpose.

SECTION 471p. 20.866 (2) (ze) of the statutes is amended to read:

20.866 **(2)** (ze) *Historical society; self−amortizing facilities.* From the capital improvement fund, a sum sufficient for the historical society to acquire, construct, develop, enlarge or improve facilities at historic sites, but not including the Wisconsin history center. The state may contract public debt in an amount not to exceed ~~$3,173,600~~ $1,157,000 for this purpose.

SECTION 471q. 20.866 (2) (zem) of the statutes is amended to read:

20.866 **(2)** (zem) *Historical society; historic records.* From the capital improvement fund, a sum sufficient for the historical society to construct a storage facility and to acquire and install systems and equipment necessary to prepare historic records for transfer to new storage facilities. The state may contract public debt in an amount not to exceed ~~$400,000~~ $15,400,000 for this purpose.

SECTION 471r. 20.866 (2) (zf) of the statutes is amended to read:

20.866 **(2)** (zf) *Historical society; historic sites.* From the capital improvement fund, a sum sufficient for the historical society to acquire, construct, develop, enlarge or improve historic sites and facilities. The state may contract public debt in an amount not to exceed ~~$1,839,000~~ $3,107,800 for this purpose.

SECTION 471t. 20.866 (2) (zj) of the statutes is amended to read:

20.866 **(2)** (zj) *Military affairs; armories and military facilities.* From the capital improvement fund, a sum sufficient for the department of military affairs to acquire, construct, develop, enlarge, or improve armories and other military facilities. The state may contract public debt in an amount not to exceed ~~$24,393,800~~ $27,463,900 for this purpose.

SECTION 472c. 20.866 (2) (zo) of the statutes is amended to read:

20.866 **(2)** (zo) *Veterans affairs; refunding bonds.* From the funds and accounts under s. 18.04 (6) (b), a sum sufficient for the department of veterans affairs to fund, refund, or acquire the whole or any part of public debt as set forth in s. 18.04 (5). The building commission may contract public debt in an amount not to exceed ~~$840,000,000~~ $1,015,000,000 for these purposes, exclusive of any amount issued to fund public debt contracted under par. (zn).

SECTION 472e. 20.866 (2) (zp) of the statutes is amended to read:

20.866 **(2)** (zp) *Veterans affairs; self−amortizing facilities.* From the capital improvement fund, a sum sufficient for the department of veterans affairs to acquire, construct, develop, enlarge or improve facilities at state veterans homes. The state may contract public debt in an amount not to exceed ~~$34,412,600~~ $34,912,600 for this purpose.

SECTION 472t. 20.866 (2) (zx) of the statutes is amended to read:

20.866 **(2)** (zx) *State fair park board; board facilities.* From the capital improvement fund, a sum sufficient for the state fair park board to acquire, construct, develop, enlarge, or improve state fair park board facilities. The state may contract public debt in an amount not to exceed ~~$13,587,100~~ $14,787,100 for this purpose.

SECTION 479m. 20.867 (3) (bq) of the statutes is created to read:

20.867 **(3)** (bq) *Principal repayment, interest and rebates; children's research institute.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the construction of a children's research institute in the city of Wauwatosa, to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the construction of the institute.

SECTION 482. 20.867 (3) (h) of the statutes is amended to read:

20.867 **(3)** (h) *Principal repayment, interest, and rebates.* A sum sufficient to guarantee full payment of principal and interest costs for self−amortizing or partially self−amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) ~~(ih),~~ (im), (je), (jq), (kd), (km), and (ko), 20.370 (7) (eq) and 20.485 (1) (go) if moneys available in those appropriations are insufficient to make full payment, and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) ~~(ih),~~ (im), (je), (jq), (kd), (km), or (ko), or 20.485 (1) (go) is insufficient to make full payment of those amounts. 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 482m. 20.875 (title) of the statutes is amended to read: **Vetoed In Part**

20.875 (title) ~~**Budget stabilization**~~ **Taxpayer protection fund.**

SECTION 482n. 20.875 (1) (intro.) of the statutes is amended to read:

20.875 **(1)** TRANSFERS TO FUND. (intro.) There is appropriated to the ~~budget stabilization~~ taxpayer protection fund:

SECTION 482p. 20.875 (2) (intro.) of the statutes is amended to read:

20.875 **(2)** TRANSFERS FROM FUND. (intro.) There is appropriated from the ~~budget stabilization~~ taxpayer protection fund to the general fund:

SECTION 482r. 20.875 (2) (q) of the statutes is amended to read:

20.875 **(2)** (q) ~~*Budget stabilization*~~ *Taxpayer protection fund transfer.* The amounts in the schedule to be transferred no later than October 15 of each year.

SECTION 484m. 20.903 (2) (c) of the statutes is amended to read: **Vetoed In Part**

20.903 **(2)** (c) All expenditures authorized by this subsection are subject to the estimate approval procedure provided in s. 16.50 (2). Notwithstanding pars. (a), (b) and (bn), the maximum amounts that may be expended from a program revenue or program revenue−service appropriation which is limited to the amounts in the schedule are the amounts in the schedule, except as authorized by the department of administration under s. 16.515 or the joint committee on finance under s. 13.101. Nothing in this paragraph requires the Board of Regents of the University of Wisconsin System to report any

Vetoed In Part

overdrafts in program revenue accounts to the department of administration.

SECTION 485. 20.905 (1) of the statutes is amended to read:

20.905 **(1)** MANNER OF PAYMENT. Payments to the state may be made in legal tender, postal money order, express money order, bank draft, or certified check. Payments to the state may also be made by personal check or individual check drawn in the ordinary course of business unless otherwise required by individual state agencies. Payments to the state made by a debit or credit card approved by the depository selection board may be accepted by state agencies. Prior to authorizing the use of a card, the depository selection board shall determine how any charges associated with the use of the card shall be paid, unless the method of payment of such charges is specified by law. Unless otherwise specifically prohibited by law, payments to the state may be made by electronic funds transfer.

SECTION 486. 20.905 (2) of the statutes is amended to read:

20.905 **(2)** PROTESTED PAYMENT. If a personal check tendered to make any payment to the state is not paid by the bank on which it is drawn, if an electronic funds transfer does not take place because of insufficient funds, or if a demand for payment under a debit or credit card transaction is not paid by the bank upon which demand is made, the person by whom the check has been tendered, the person whose funds were to be electronically transferred, or the person entering into the debit or credit card transaction shall remain liable for the payment of the amount for which the check was tendered, the amount that was to be electronically transferred, or the amount agreed to be paid by debit or credit card and for all legal penalties, additions and a charge set by the depository selection board which is comparable to charges for unpaid drafts made by establishments in the private sector. In addition, the officer to whom the check was tendered, to whom the electronic funds transfer was promised, or to whom the debit or credit card was presented may, if there is probable cause to believe that a crime has been committed, provide any information or evidence relating to the crime to the district attorney of the county having jurisdiction over the offense for prosecution as provided by law. If any license has been granted upon any such check, any such electronic funds transfer, or any such debit or credit card transaction, the license shall be subject to cancellation for the nonpayment of the check, the failure to make the electronic funds transfer, or failure of the bank to honor the demand for payment authorized by debit or credit card.

Vetoed In Part

SECTION 486m. 20.907 (1m) of the statutes is amended to read:

20.907 **(1m)** REPORTING. State agencies shall, by December 1 annually, submit a report to the joint committee on finance and the department of administration on expenditures made by the agency during the preceding fiscal year from nonfederal funds received as gifts, grants, bequests or devises. The department of administration shall prescribe a form, which the department may modify as appropriate for the various state agencies, that each state agency must use to report its expenditures as required under this subsection. The form shall require the expenditures to be reported in aggregate amounts as determined by the department of administration. The report shall also include a listing of in-kind contributions, including goods and services, received and used by the state agency during the preceding fiscal year. This subsection does not apply to the Board of Regents of the University of Wisconsin System.

Vetoed In Part

SECTION 487b. 20.923 (4) (c) 5. of the statutes is repealed.

SECTION 487e. 20.923 (4) (e) 1m. of the statutes is repealed.

SECTION 487r. 20.923 (4) (g) 1m. of the statutes is created to read:

20.923 **(4)** (g) 1m. Employee trust funds, department of: secretary.

SECTION 488g. 21.49 (2m) of the statutes is created to read:

21.49 **(2m)** INFORMATION REGARDING ATTENDANCE. The department shall promulgate by rule the number of days after commencement of a course that a guard member shall provide the department with the following information regarding his or her intent to seek reimbursement for a course under this section:

(a) The guard member's name.

(b) The qualifying school that the guard member is attending.

(c) Whether the guard member is enrolled full time or part time at the qualifying school.

(d) An estimate of the tuition grant that will be claimed after the completion date of the course.

SECTION 488m. 21.49 (3) (b) 1. of the statutes is amended to read:

21.49 **(3)** (b) 1. Be submitted to the department for approval of payment no later than ~~90~~ 60 days after the completion date of the course;

SECTION 490. 21.72 (1) (a) 4. of the statutes is amended to read:

21.72 **(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), 146.50 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f), ~~250.05 (5),~~ 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), or 343.305 (6) (a) or a permit for the operation of a campground specified in s. 254.47 (1).

Vetoed In Part

SECTION 490m. 23.09 (18m) of the statutes is created to read:

23.09 **(18m)** MANAGED FOREST LAND AIDS FOR CLOSED LANDS. (a) In this subsection "municipality" means a town, village, or city.

(b) From the appropriation under s. 20.370 (5) (br), the department shall make payments to each municipality that has land entered on the tax roll as closed land under s. 77.84 (1) on July 1 of the applicable fiscal year.

(c) The amount of the payment made in a fiscal year to an eligible municipality shall equal the municipality's proportionate share of the annual amount. The annual amount for fiscal year 2005−06 is $1,213,000. The annual amount for fiscal year 2006−07 and for each subsequent year is $1,113,000.

(d) An eligible municipality's proportionate share shall equal the number of acres within its boundaries that is entered on the tax roll as closed land under s. 77.84 (1) on July 1 of the fiscal year, divided by the total number of acres that is entered on the tax roll as closed land under s. 77.84 (1) throughout the state on that same date, multiplied by the applicable annual amount as specified under par. (c).

(e) Each municipality shall pay to the county in which the municipality is located 20 percent of the amounts the municipality receives under this subsection for closed land located in that county.

SECTION 491. 23.09 (25) of the statutes is repealed.

Vetoed In Part

SECTION 491b. 23.0917 (3) (a) of the statutes is amended to read:

23.0917 **(3)** (a) Beginning with fiscal year 2000−01 and ending with fiscal year 2009−10, the department may obligate moneys under the subprogram for land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m), (3m) (b), (7m), and (8) ~~and~~ 23.198 (1) (a). As soon as practicable, and not later than fiscal year 2009−2010, the department shall obligate moneys under the subprogram for land acquisition to acquire public land from the board of commissioners of public lands under s. 24.59 (1).

SECTION 491e. 23.0917 (3) (c) (intro.) of the statutes is amended to read:

23.0917 **(3)** (c) (intro.) In obligating moneys under the subprogram for land acquisition, the department shall give first priority to the acquisition of public land from the board of commissioners of public lands under s. 24.59 (1). The department shall give second priority to all of the following purposes and to awarding grants under s. 23.096 for all the following purposes:

SECTION 491f. 23.0917 (4) (a) of the statutes is amended to read:

23.0917 **(4)** (a) Beginning with fiscal year 2000−01 and ending with fiscal year 2009−10, the department may obligate moneys under the subprogram for property development and local assistance. As soon as practicable, and not later than fiscal year 2009−10, the department shall obligate moneys under the subprogram for property development and local assistance to acquire public land from the board of commissioners of public lands under s. 24.59 (1) if the moneys obligated under the subprogram for land acquisition are insufficient to acquire that land as required under sub. (3) (a). Moneys obligated under this subprogram may be only used for nature−based outdoor recreation, except as provided under par. (cm).

Vetoed In Part

SECTION 491fg. 23.0917 (4) (cm) 4m. of the statutes is created to read:

23.0917 **(4)** (cm) 4m. Acquisition of public land under s. 24.59 (1).

SECTION 491fr. 23.0917 (4) (d) 4m. of the statutes is created to read:

23.0917 **(4)** (d) 4m. If the department is required under par. (a) to obligate moneys from this subprogram to acquire public land from the board of commissioners of public lands under s. 24.59 (1), the department shall give priority to that acquisition.

Vetoed In Part

SECTION 491g. 23.0917 (5m) (a) of the statutes is amended to read:

23.0917 **(5m)** (a) Beginning in fiscal year 1999−2000, the department, subject to the approval of the governor and the joint committee on finance under sub. ~~(6)~~ (6m), may obligate under the subprogram for land acquisition any amount not in excess of the total bonding authority for that subprogram for the acquisition of land.

Vetoed In Part

SECTION 491i. 23.0917 (6c) of the statutes is created to read:

23.0917 **(6c)** USE OF PROCEEDS OF CERTAIN SALES. If the department acquires public land from the board of commissioners of public land under s. 24.59 (1) and subsequently sells that land, it shall credit the proceeds of that sale to the appropriation under s. 20.370 (7) (ah).

Vetoed In Part

SECTION 491k. 23.0917 (6m) of the statutes is created to read:

23.0917 **(6m)** REVIEW BY JOINT COMMITTEE ON FINANCE. (a) In addition to obtaining any necessary approval of the building commission under s. 13.48 or 13.488, the department may not obligate from the appropriation under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first notifies the joint committee on finance in writing of the proposal. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys only upon approval of the committee unless par. (b) applies.

Vetoed In Part

(b) If the committee does not hold the meeting to review the proposal within 75 days after the cochairpersons notify the department that a meeting has been scheduled, the department may obligate the moneys.

(c) The procedures under pars. (a) and (b) apply only to an amount for a project or activity that exceeds $300,000, except as provided in par. (d).

(d) The procedures under pars. (a) and (b) apply to any land acquisition under sub. (5m).

Vetoed In Part

(e) This subsection does not apply to land acquired by the department under s. 24.59 (1).

Vetoed In Part

SECTION 491m. 23.0917 (8) (d) of the statutes is amended to read:

23.0917 **(8)** (d) The department may not acquire land using moneys from the appropriation under s. 20.866 (2) (ta) without the prior approval of a majority of the members−elect, as defined in s. 59.001 (2m), of the county board of supervisors of the county in which the land is located if at least 66% of the land in the county is owned or under the jurisdiction of the state, the federal government, or a local governmental unit, as defined in s. 66.0131 (1) (a). Before determining whether to approve the acquisition, the county in which the land is located shall post notices that inform the residents of the community surrounding the land of the possible acquisitions. This paragraph does not apply to land acquired by the department under s. 24.59 (1).

Vetoed In Part

SECTION 491n. 23.0917 (8) (e) of the statutes is created to read:

23.0917 **(8)** (e) The department may not acquire land using moneys from the appropriation under s. 20.866 (2) (ta) without the prior approval of a majority of the members−elect, as defined in s. 59.001 (2m), of the town board of the town in which the land is located if at least 35 percent of the land in the town is owned or under the jurisdiction of the state, the federal government, or a local governmental unit, as defined in s. 66.0131 (1) (a). Before determining whether to approve the acquisition, the town in which the land is located shall post notices that inform the residents of the town surrounding the land of the possible acquisitions. This paragraph does not apply to land acquired by the department under s. 24.59 (1).

Vetoed In Part

SECTION 491p. 23.10 (1m) of the statutes is created to read:

23.10 **(1m)** The department shall designate a conservation warden as the chief warden and may designate one or more deputy chief wardens. The chief warden shall have the duty to direct, supervise, and control conservation wardens in the performance of their duties under sub. (1) and s. 29.921.

Vetoed In Part

SECTION 491s. 23.14 of the statutes is amended to read:

23.14 Approval required before new lands acquired. Prior to the initial acquisition of any lands by the department after July 1, 1977, for any new facility or project, the proposed initial acquisition shall be submitted to the governor for his or her approval. New facilities or projects include, without limitation because of enumeration, state parks, state forests, recreation areas, public shooting, trapping or fishing grounds or waters, fish hatcheries, game farms, forest nurseries, experimental stations, endangered species preservation areas, picnic and camping grounds, hiking trails, cross−country ski trails, bridle trails, nature trails, bicycle trails, snowmobile trails, youth camps, land in the lower Wisconsin state riverway as defined in s. 30.40 (15), natural areas and wild rivers. This section does not apply to the acquisition of public land from the board of commissioners of public lands under s. 24.59 (1).

Vetoed In Part

SECTION 492. 23.15 (6) of the statutes is created to read:

23.15 **(6)** This section does not apply to property that is authorized to be sold under s. 16.848.

SECTION 495. 23.22 (2) (c) of the statutes is amended to read:

23.22 **(2)** (c) Under the program established under par. (a), the department shall promulgate rules to establish a procedure to award cost−sharing grants to public and private entities for up to 50% of the costs of projects to control invasive species. The rules promulgated under this paragraph shall establish criteria for determining eligible projects and eligible grant recipients. Eligible projects shall include education and inspection activities at boat landings. The rules shall allow cost−share contributions to be in the form of money or in−kind goods or services or any combination thereof. In promulgating these rules, the department shall consider the recommendations of the council under sub. (3) (c). From the appropriation under s. 20.370 (6) (ar), the department shall make available ~~in each fiscal year at least $500,000~~ for cost−sharing grants to be awarded to local governmental units for the control of invasive species that are aquatic species $1,000,000 in fiscal year 2005−06 and $1,500,000 in fiscal year 2006−07 and each fiscal year thereafter.

SECTION 496. 23.27 (3) (a) of the statutes is repealed and recreated to read:

23.27 **(3)** (a) *Duties.* The department shall conduct a natural heritage inventory program. The department shall cooperate with the department of administration under s. 16.967 in conducting this program. This program shall establish a system for determining the existence and location of natural areas, the degree of endangerment of natural areas, an evaluation of the importance of natural areas, information related to the associated natural values of natural areas, and other information and data related to natural areas. This program shall establish a system for determining the existence and location of native plant and animal communities and endangered, threatened, and critical species, the degree of endangerment of these communities and species, the existence and

location of habitat areas associated with these communities and species, and other information and data related to these communities and species. This program shall establish and coordinate standards for the collection, storage, and management of information and data related to the natural heritage inventory.

SECTION 497. 23.32 (2) (d) of the statutes is repealed and recreated to read:

23.32 **(2)** (d) The department shall cooperate with the department of administration under s. 16.967 in conducting wetland mapping activities or any related land information collection activities.

SECTION 498. 23.325 (1) (a) of the statutes is repealed and recreated to read:

23.325 **(1)** (a) Shall consult with the department of administration, the department of transportation, and the state cartographer, and may consult with other potential users of the photographic products resulting from the survey, to determine the scope and character of the survey.

SECTION 499. 23.33 (2) (i) 1. of the statutes is amended to read:

23.33 **(2)** (i) 1. Directly issue, transfer, or renew the registration documentation with or without using the ~~expedited~~ service specified in par. (ig) 1.

SECTION 500. 23.33 (2) (i) 3. of the statutes is amended to read:

23.33 **(2)** (i) 3. Appoint persons who are not employees of the department as agents of the department to issue, transfer, or renew the registration documentation using either or both of the ~~expedited~~ services specified in par. (ig) 1.

SECTION 501. 23.33 (2) (ig) 1. (intro.) of the statutes is amended to read:

23.33 **(2)** (ig) 1. (intro.) For the issuance of original or duplicate registration documentation and for the transfer or renewal of registration documentation, the department may implement either or both of the following ~~expedited~~ procedures to be provided by the department and any agents appointed under par. (i) 3.:

SECTION 502. 23.33 (2) (ig) 1. a. of the statutes is amended to read:

23.33 **(2)** (ig) 1. a. A ~~noncomputerized~~ procedure under which the department or an agent ~~may accept~~ appointed under par. (i) 3. accepts applications for registration ~~certificates~~ documentation and issue a validated registration receipt at the time the applicant submits the application accompanied by the required fees.

SECTION 503. 23.33 (2) (ig) 1. b. of the statutes is amended to read:

23.33 **(2)** (ig) 1. b. A ~~computerized~~ procedure under which the department or agent may accept applications for registration documentation and issue to each applicant all or some of the items of the registration documentation at the time the applicant submits the application accompanied by the required fees.

SECTION 504. 23.33 (2) (ig) 2. of the statutes is amended to read:

23.33 **(2)** (ig) 2. Under either procedure under subd. 1., the applicant shall receive any remaining items of registration documentation directly from the department at a later date. The items of registration documentation issued at the time of the submittal of the application under either procedure shall be sufficient to allow the all−terrain vehicle for which the application is submitted to be operated in compliance with the registration requirements under this subsection. The items of registration documentation issued under subd. 1. b. shall include at least one registration decal.

SECTION 505. 23.33 (2) (ir) (title) of the statutes is repealed and recreated to read:

23.33 **(2)** (ir) (title) *Registration; supplemental fees.*

SECTION 506. 23.33 (2) (ir) 1. of the statutes is amended to read:

23.33 **(2)** (ir) 1. In addition to the applicable fee under par. (c), (d), or (e), each agent appointed under par. (i) 3. shall collect ~~an expedited~~ a service fee of $3 each time the agent issues a validated registration receipt under par. (ig) 1. a. The agent shall retain the entire amount of each ~~expedited~~ service fee the agent collects.

SECTION 507. 23.33 (2) (ir) 2. of the statutes is amended to read:

23.33 **(2)** (ir) 2. In addition to the applicable fee under par. (c), (d), or (e), the department or the agent appointed under par. (i) 3. shall collect ~~an expedited~~ a service fee of ~~$3~~ $5 each time the ~~expedited~~ service under par. (ig) 1. b. is provided. The agent shall remit to the department $1 of each ~~expedited~~ service fee the agent collects.

SECTION 508c. 24.01 (1) of the statutes is amended to read: **Vetoed In Part**

24.01 **(1)** "Agricultural college lands" embraces all lands granted to the state by an act of congress entitled "An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, as well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

SECTION 508f. 24.01 (4) of the statutes is amended to read:

24.01 **(4)** "Marathon County lands" embraces all lands acquired by the state pursuant to chapter 22 of the general laws of 1867, as well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

SECTION 508i. 24.01 (5) of the statutes is amended to read:

24.01 **(5)** "Normal school lands" embraces all parcels of said "swamp lands" which the legislature has declared or otherwise decided, or may hereafter declare or otherwise decide, were not or are not needed for the drainage or reclamation of the same or other lands, as

Vetoed In Part

well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

Vetoed In Part

SECTION 508L. 24.01 (7) of the statutes is amended to read:

24.01 **(7)** "School lands" embraces all lands made a part of "the school fund" by article X, section 2, of the constitution, as well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

SECTION 508p. 24.01 (9) of the statutes is amended to read:

24.01 **(9)** "Swamp lands" embraces all lands which have been or may be transferred to the state pursuant to an act of congress entitled "An act to enable the state of Arkansas and other states to reclaim the swamp lands within their limits," approved September 28, 1850, or pursuant to an act of congress entitled "An act for the relief of purchasers and locators of swamp and overflowed lands," approved March 2, 1855, as well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

SECTION 508q. 24.01 (10) of the statutes is amended to read:

24.01 **(10)** "University lands" embraces all lands the proceeds of which are denominated "the university fund" by article X, section 6, of the constitution, as well as any land received under s. 24.09 ~~(1) (bm)~~ (3) in exchange for such land.

SECTION 509s. 24.09 (1) (a) of the statutes is renumbered 24.09 (1) and amended to read:

24.09 **(1)** Except as provided under ~~par. (c)~~ sub. (4), the board may not sell or exchange any public lands which were not appraised or appraised under s. 24.08. Except as provided under ~~pars. (b), (bm) and (c)~~ subs. (2m), (3), and (4), the board may not sell or exchange any public lands except at public auction.

SECTION 509sg. 24.09 (1) (b) of the statutes is renumbered 24.09 (2m).

SECTION 509sm. 24.09 (1) (bm) of the statutes is renumbered 24.09 (3) and amended to read:

24.09 **(3)** The board may exchange part or all of any parcel of public lands for any other land of approximately equal value if the board determines that the exchange will contribute to the consolidation or completion of a block of land, enhance conservation of lands or otherwise be in the public interest. Under this ~~paragraph~~ subsection, an exchange is of "approximately equal value" if the difference in value between the more highly valued land and the less highly valued land does not exceed 10% of the value of the more highly valued land. All expenses necessarily incurred in making an exchange under this ~~paragraph~~ subsection shall be deducted from the gross receipts of the fund to which the proceeds of the sale of the exchanged land will be added.

Vetoed In Part

SECTION 509sr. 24.09 (1) (c) of the statutes is renumbered 24.09 (4).

Vetoed In Part

SECTION 509t. 24.09 (1) (d) of the statutes is renumbered 24.09 (5) and amended to read:

24.09 **(5)** All sales other than sales under ~~par. (b) or (c)~~ sub. (2m) or (4) shall be made at the times and public places the board designates. Prior to any sale, the board shall publish a class 3 notice, under ch. 985, specifying the time and place and describing the lands to be sold in a newspaper published in the county where the lands are situated.

SECTION 509u. 24.09 (2) of the statutes is repealed.

SECTION 509um. 24.09 (6) of the statutes is created to read:

24.09 **(6)** No parcel of public land that was acquired before the effective date of this subsection .... [revisor inserts date], may be exchanged under this section.

SECTION 509v. 24.10 of the statutes is amended to read:

24.10 Procedure at sale. At the time and place specified in the notice under s. 24.09 ~~(1) (d)~~ (5) the board shall commence the sale of the lands described in the notice and thereafter continue the same from day to day, Sundays excepted, between 9 a.m. and the setting of the sun, until all lands described in the notice have been offered. The order of the sale shall be to begin at the lowest number of the sections, townships and ranges in each county and proceed regularly to the highest, until all then to be sold are offered for sale. ~~Except for lands withheld from sale under s. 24.09 (2), each~~ Each lot or tract of lands to be sold shall be offered separately at the minimum price fixed by law and shall be cried at public auction long enough to enable every one present to bid. If the minimum price or more is bid, the lot or tract shall be struck off to the highest bidder, but if the minimum price is not bid the tract shall be set down unsold.

SECTION 511m. 24.59 of the statutes is created to read:

24.59 Sale of public lands to state under Warren Knowles−Gaylord Nelson stewardship 2000 program. (1) Notwithstanding ss. 24.09, 24.10, 24.15, and 24.16, but subject to subs. (2) and (3), the board shall sell as soon as practicable all public lands under its jurisdiction on the effective date of this subsection .... [revisor inserts date], to the state with the state using moneys obligated by the department as specified under s. 23.0917 (3) and (4). Notwithstanding s. 24.08 (4), the public lands shall be sold at the appraised value determined under sub. (2).

(2) The board shall have all of the public lands independently appraised under s. 24.08 (2) and (3) after the effective date of this subsection .... [revisor inserts date], but before sale under sub. (1).

(3) Notwithstanding s. 24.11, public lands sold under sub. (1) may not be paid for in installments.

Vetoed In Part

(4) The board may not take any action that would in any way impede or prohibit the sale of public lands under sub. (1).

SECTION 513. 24.61 (2) (a) (title) of the statutes is amended to read:

24.61 **(2)** (a) (title) *Authorized investments by board.*

SECTION 515. 24.61 (2) (b) of the statutes is amended to read:

24.61 **(2)** (b) *Deposited with secretary of administration.* All bonds, notes, and other securities ~~so~~ purchased under par. (a) shall be deposited with the secretary of administration.

SECTION 516. 24.61 (2) (c) of the statutes is created to read:

24.61 **(2)** (c) *Delegation of investment authority to investment board.* The board may delegate to the investment board the authority to invest part or all of the moneys belonging to the trust funds. If the board delegates the authority, the investment board may invest the moneys belonging to the trust funds in any fixed income investment or fund that invests only in fixed income instruments.

SECTION 520. 25.17 (1) (afp) of the statutes is created to read:

25.17 **(1)** (afp) Agricultural college fund (s. 24.82), but subject to the terms of delegation under s. 24.61 (2) (c);

Vetoed In Part

SECTION 520m. 25.17 (1) (ap) of the statutes is renumbered 25.17 (1) (tw) and amended to read:

25.17 **(1)** (tw) ~~Budget stabilization~~ Taxpayer protection fund (s. 25.60);

SECTION 521. 25.17 (1) (axp) of the statutes is created to read:

25.17 **(1)** (axp) Common school fund (s. 24.76), but subject to the terms of delegation under s. 24.61 (2) (c);

Vetoed In Part

SECTION 522c. 25.17 (1) (gf) of the statutes is repealed.

SECTION 523. 25.17 (1) (kd) of the statutes is created to read:

25.17 **(1)** (kd) Normal school fund (s. 24.80), but subject to the terms of delegation under s. 24.61 (2) (c);

SECTION 524. 25.17 (1) (xLc) of the statutes is created to read:

25.17 **(1)** (xLc) University fund (s. 24.81), but subject to the terms of delegation under s. 24.61 (2) (c);

SECTION 525. 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 under article X of the constitution are controlled and invested by the board of commissioners of public lands,~~ 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 525m. 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 commissioners of public lands or 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 525t. 25.17 (13m) of the statutes is amended to read:

25.17 **(13m)** No later than 45 days after the end of each calendar quarter, submit a report to the department of administration, the cochairpersons of the joint legislative audit committee, and the cochairpersons of the joint committee on finance detailing all costs and expenses charged to funds ~~under s. 25.18 (1) (a) or (m)~~ during that calendar quarter. The report shall include a breakdown of the amount and percentage of assets managed under each type of dedicated and commingled account or partnership, and the change in the amount and percentage from the prior calendar quarter.

SECTION 528d. 25.18 (2) (e) of the statutes is renumbered 25.18 (2) (e) 1. and amended to read:

25.18 **(2)** (e) 1. Contract with and delegate to investment advisers the management and control over assets from any fund or trust delivered to such investment advisers for investment in real estate, mortgages, equities, and debt and pay such advisers fees from the current income of the fund or trust being invested. ~~No~~ Subject to subd. 2., no more than ~~15%~~ 20 percent of the total assets of the fixed retirement investment trust or ~~15%~~ 20 percent of the total assets of the variable retirement investment trust may be delivered to investment advisers to manage in accounts in which the board directly holds title to all securities purchased for the accounts. The board shall set performance standards for such investment advisers, monitor such investments to determine if performance standards are being met and if an investment adviser does not consistently meet the performance standards then terminate the contract with such investment adviser.

SECTION 528g. 25.18 (2) (e) 2. of the statutes is created to read:

25.18 **(2)** (e) 2. For the purpose of calculating the 20 percent limit under subd. 1., the board shall not include any appreciation on assets delivered to the investment

advisers. The board shall also not include for this purpose shares or participation in mutual funds, index funds, commingled funds, partnership funds, or other similar collective investment instruments in which the board does not hold title to the underlying investments purchased by the manager of the fund or the collective investment instrument.

SECTION 528m. 25.187 (2) (c) 1. of the statutes is amended to read:

25.187 **(2)** (c) 1. Except as provided in subd. 2., the total amount that the board may assess the funds for which the board has management responsibility for any fiscal year may not exceed the greater of ~~$17,720,500~~ $20,352,800 or 0.0275% of the ~~total~~ average market value of the assets of the funds ~~on~~ at the end of each month between November 30 and April 30 of the preceding fiscal year.

SECTION 528r. 25.187 (2) (c) 2. of the statutes is amended to read:

25.187 **(2)** (c) 2. In addition to the amount assessed under subd. 1., the board may assess the funds for which the board has management responsibility for any fiscal year up to an additional 0.0025% of the ~~total~~ average market value of the assets of the funds ~~on~~ at the end of each month between November 30 and April 30 of the preceding fiscal year if the board notifies the joint committee on finance in writing of the proposed assessment. If the cochairpersons of the committee do not notify the board that the committee has scheduled a meeting for the purpose of reviewing the proposed assessment within 14 working days after the date of the board's notification, the board may make the assessment. If, within 14 working days after the date of the board's notification, the cochairpersons of the committee notify the board that the committee has scheduled a meeting for the purpose of reviewing the proposed assessment, the board may make the assessment only upon approval of the committee.

SECTION 528w. 25.187 (2) (c) 3. b. of the statutes is amended to read:

25.187 **(2)** (c) 3. b. Annually, no later than June 15, certify to the department of administration and to the joint committee on finance the ~~total~~ average market value of the assets of the funds ~~on~~ at the end of each month between November 30 and April 30 of the current fiscal year.

SECTION 529g. 25.36 (1) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

25.36 **(1)** Except as provided in sub. (2), all moneys appropriated or transferred by law shall constitute the veterans trust fund which shall be used for the lending of money to the mortgage loan repayment fund under s 45.37 (5) (a) 12. and for the veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy), ~~(vz),~~ (w), (z), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1), 45.41, 45.42, 45.43, and 45.82 and administered by the department of veterans affairs, including all moneys received from the federal government for the benefit of veterans or their dependents; all moneys paid as interest on and repayment of loans under the post−war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans under this fund; all moneys paid as expenses for, interest on, and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid as expenses for, interest on, and repayment of veterans personal loans; the net proceeds from the sale of mortgaged properties related to veterans personal loans; all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond issuance purchased with moneys in the veterans trust fund; all moneys received from the state investment board under s. 45.42 (8) (b); all moneys received from the veterans mortgage loan repayment fund under s. 45.37 (7) (a) and (c); and all gifts of money received by the board of veterans affairs for the purposes of this fund.

SECTION 529m. 25.40 (1) (a) 4g. of the statutes is created to read:

25.40 **(1)** (a) 4g. Fees collected under s. 341.14 (6r) (b) 9. that are deposited in the veterans trust fund.

SECTION 531m. 25.40 (2) (b) 19r. of the statutes is repealed.

SECTION 532. 25.40 (2) (b) 19rm. of the statutes is created to read:

25.40 **(2)** (b) 19rm. Section 20.380 (1) (w).

SECTION 533g. 25.40 (2) (b) 27. of the statutes is created to read: **Vetoed In Part**

25.40 **(2)** (b) 27. Section 20.855 (4) (v).

SECTION 533r. 25.40 (2) (b) 27. of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 535. 25.50 (7) of the statutes is amended to read:

25.50 **(7)** REIMBURSEMENT OF EXPENSES. The state treasurer shall deduct ~~quarterly a maximum of 0.25% of the amount of income received~~ monthly from the earnings of the fund during the preceding calendar ~~quarter for~~ month an amount sufficient to cover all actual and necessary expenses incurred by the state in administering the fund in the preceding calendar month, except that in no fiscal year may the state treasurer deduct an amount exceeding the amount appropriated under s. 20.585 (1) (g) for that fiscal year.

SECTION 535m. 25.55 (intro.) of the statutes is repealed. **Vetoed In Part**

SECTION 535p. 25.55 (3) of the statutes is renumbered 149.11 (2) (a) 1. and amended to read:

149.11 **(2)** (a) 1. Insurer assessments under ~~ch. 149~~ s. 149.13, paid to the board under s. 20.145 (5) (g).

SECTION 535r. 25.55 (4) of the statutes is renumbered 149.11 (2) (a) 2. and amended to read:

Vetoed In Part

149.11 **(2)** (a) 2. Premiums paid by eligible persons ~~under ch. 149~~.

SECTION 536. 25.60 of the statutes is amended to read:

Vetoed In Part

25.60 ~~**Budget stabilization**~~ **Taxpayer protection fund.** There is created a separate nonlapsible trust fund designated as the ~~budget stabilization~~ taxpayer protection fund, consisting of moneys transferred to the fund from the general fund under ss. 13.41 (3), 13.48 (14) (c), 16.518 (3), ~~and~~ 16.72 (4) (b), and 16.848.

Vetoed In Part

Vetoed In Part

SECTION 537. 25.77 (3) of the statutes is amended to read:

25.77 **(3)** All moneys received under s. 50.14 (2) from assessments on licensed beds of facilities ~~except $14,300,000 in fiscal year 2003−04 and $13,800,000 in fiscal year 2004−05 and, beginning July 1, 2005, 45% in each fiscal year~~ .

Vetoed In Part

Vetoed In Part

SECTION 537d. 25.77 (7) of the statutes is created to read:

25.77 **(7)** All moneys transferred under s. 20.855 (4) (v).

SECTION 537e. 25.77 (7) of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

SECTION 541b. 26.385 of the statutes is created to read:

26.385 Forestry research and development grants. (1) In this section, "forestry biomass" means byproducts and waste generated by the practice of forestry on forestry lands.

Vetoed In Part

(2) The department may use the moneys allocated under s. 28.085 (2) for grants to nonprofit organizations experienced in the commercialization of energy technologies for any of the following projects:

(a) Research and development of technologies for using forestry biomass as energy sources.

(b) Encouraging the use of forestry biomass as energy sources.

(c) Increasing the beneficial use of forestry biomass.

(d) Encouraging the development of biochemicals from forestry biomass.

(3) The department may provide the recipient of a grant under this section with not more than $300,000, of which not more than $150,000 may be for planning and not more than $150,000 may be for implementation, unless the application of these limitations interferes with the receipt or use of federal funding.

(4) The department may provide funding only for grants under this section that match funding provided by the federal government for forestry biomass research and development.

(5) The total amount of federal funding and funding from a grant under this section may not exceed 50 percent of the total cost of the project, unless the application of this limitation interferes with the receipt or use of federal funding.

SECTION 541c. 26.39 (title) of the statutes is amended to read:

26.39 (title) **Forestry education and training.**

SECTION 541d. 26.39 (4) (title) of the statutes is repealed.

SECTION 541e. 26.39 (4) (a) of the statutes is repealed.

SECTION 541f. 26.39 (4) (b) of the statutes is renumbered 28.06 (2m) (b) and amended to read:

28.06 **(2m)** (b) For fiscal year 2002−03 and each fiscal year thereafter, the department shall credit 50% of the moneys received as surcharges under ~~s. 28.06 (2m)~~ par. (a) during the applicable fiscal year to the appropriation account under s. 20.370 (1) (cu) and the remaining 50% to the appropriation account under s. 20.370 (1) (cv).

SECTION 541h. 26.39 (5) of the statutes is created to read:

26.39 **(5)** FUNDING FOR SCHOOL FORESTS. The department shall use the moneys allocated under s. 28.085 (4) to provide funding to school districts that have school forests for the purposes of maintaining the school forests and for transporting pupils to and from the school forests. The department shall promulgate rules to implement and administer this subsection, including educational and forest management requirements that school districts must meet to receive funding under this subsection.

Vetoed In Part

SECTION 541j. 26.39 (6) of the statutes is created to read:

26.39 **(6)** FORESTRY INTERNSHIPS. The department shall use the moneys allocated under s. 28.085 (6) to provide internships to University of Wisconsin System students who are enrolled in a course of study that will result in a bachelor's or higher degree in forestry. The department shall promulgate rules establishing the application process and the criteria for receipt of an internship under this subsection.

Vetoed In Part

SECTION 541m. 26.39 (7) of the statutes is created to read:

26.39 **(7)** LOGGING CERTIFICATION SCHOLARSHIPS. (a) From the appropriation under s. 20.370 (5) (ax), the department shall establish a scholarship grant program to assist individuals who are seeking certification by the Wisconsin Professional Loggers Association as master loggers. A scholarship grant under the program may not exceed 50 percent of the total cost of receiving the certification. The department shall promulgate rules that establish criteria for the program.

(b) The department shall allocate $50,000 for fiscal year 2005−06 and $150,000 for each subsequent fiscal year for scholarship grants under this program.

SECTION 542. 27.01 (7) (c) 7. of the statutes is amended to read:

27.01 **(7)** (c) 7. Any vehicle, except a motor bus, occupied by a person ~~holding~~ who is at least 18 years of

age and who holds a conservation patron license issued under s. 29.235.

SECTION 543. 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 ~~$19.50~~ $24.50 for each vehicle that has Wisconsin registration plates, except that no fee is charged for a receipt issued under s. 29.235 (6).

SECTION 544. 27.01 (7) (f) 2. of the statutes is amended to read:

27.01 **(7)** (f) 2. Except as provided in subds. 3. and 4. and par. (gm) 4., the fee for a daily vehicle admission receipt is ~~$4.85~~ $6.85 for any vehicle which has Wisconsin registration plates.

SECTION 545. 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 ~~$29.50~~ $34.50 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 546. 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 ~~$9.50~~ $12 or ~~$14.50~~ $17, 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.

Vetoed In Part

SECTION 546m. 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.

SECTION 547. 27.01 (8) (b) 3. of the statutes is amended to read:

27.01 **(8)** (b) 3. Any person ~~holding~~ who is at least 18 years of age and who holds a conservation patron license issued under s. 29.235.

SECTION 548. 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 ~~$8~~ $10 for a resident camping party.

SECTION 549. 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 ~~$10~~ $12 for a nonresident camping party.

SECTION 550. 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 ~~$7~~ $9 for a resident camping party.

SECTION 551. 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 ~~$9~~ $11 for a nonresident camping party.

SECTION 552. 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 ~~$6~~ $8 for a resident camping party.

SECTION 553. 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 ~~$8~~ $10 for a nonresident camping party.

SECTION 554. 27.01 (11) (cm) 1. of the statutes is renumbered 27.01 (11) (cm).

SECTION 555. 27.01 (11) (cm) 2. of the statutes is renumbered 27.01 (11) (cr) (intro.) and amended to read:

27.01 **(11)** (cr) (intro.) A contract entered into under this paragraph shall require that the department retain $1 of each reservation fee collected. Under the contract the other party shall be required to do either of the following:

SECTION 556. 27.01 (11) (cr) (title) of the statutes is created to read:

27.01 **(11)** (cr) (title) *Contracts; distribution of fees.*

SECTION 557. 27.01 (11) (cr) 1. and 2. of the statutes are created to read:

27.01 **(11)** (cr) 1. Remit the entire amount of each reservation fee it collects to the department. The department shall credit to the appropriation under s. 20.370 (1) (er) for payment to the party all but $1 of each fee remitted.

2. Remit $1 of each reservation fee it collects to the department.

SECTION 557d. 28.042 of the statutes is created to read:

28.042 Forestry inventory; implementation. (1) The department shall undertake and maintain an inventory of forested areas on land owned by the state, including the areas of timber in these forested areas that have been or are to be harvested for purposes of state forestry management.

(2) The department, in performing its duties under this chapter, shall give priority to the completion of the inventory described in sub. (1) and the completion of the harvesting of timber that has been identified for harvesting in this inventory.

SECTION 557g. 28.06 (2m) of the statutes is renumbered 28.06 (2m) (a) and amended to read:

28.06 **(2m)** (a) A person who purchases a seedling under sub. (2) shall pay, in addition to the price of the seedling charged under sub. (2), a surcharge for each seedling purchased. Beginning on September 1, 2001, and ending on June 30, 2002, the surcharge shall be 2 cents for each seedling. Beginning on July 1, 2002, the surcharge shall be 3 cents for each seedling. All surcharges collected under this ~~subsection~~ paragraph shall be deposited in the conservation fund.

SECTION 557m. 28.085 of the statutes is created to read:

Vetoed In Part

28.085 Timber sales; use of revenues . From the appropriation under s. 20.370 (5) (az), the department shall do all of the following:

Vetoed In Part

(1) Allocate for private forest grants under s. 26.38 for each fiscal year , beginning with fiscal year 2005−06, $400,000 or the amount available under the appropriation for the fiscal year, whichever is less.

Vetoed In Part

(2) After allocating the amount required under sub. (2), allocate for forestry research and development grants under s. 26.385 the following amounts:

Vetoed In Part

(a) For fiscal year 2006−07, $500,000 or the remaining amount available under the appropriation for fiscal year 2006−07 , whichever is less.

Vetoed In Part

(b) For fiscal year 2007−08, $3,500,000 or the remaining amount available under the appropriation for fiscal year 2007−08, whichever is less.

Vetoed In Part

(3) After allocating the amounts required under subs. (1) and (2), allocate for the forestry education grant program under s. 26.40 for each fiscal year, beginning with fiscal year 2005−06 , $250,000 or the remaining amount available under the appropriation for the fiscal year, whichever is less.

Vetoed In Part

(4) After allocating the amounts required under subs. (1) to (3), allocate for school forest transportation funding under s. 26.39 (5) for each fiscal year, beginning with fiscal year 2005−06 , $446,000 or the remaining amount available under the appropriation for the fiscal year, whichever is less.

Vetoed In Part

(5) After allocating the amounts required under subs. (1) to (4), allocate for transfer to the appropriation under s. 20.292 (1) (km) for master logger apprenticeship grants under s. 38.04 (29) for each fiscal year, beginning with fiscal year 2005−06 , $100,000 or the remaining amount available under the appropriation for the fiscal year, whichever is less.

Vetoed In Part

(6) After allocating the amounts required under subs. (1) to (5), allocate for forestry internships under s. 26.39 (6) for each fiscal year, beginning with fiscal year 2005−06, $100,000 or the remaining amount available under the appropriation for the fiscal year, whichever is less .

Vetoed In Part

SECTION 557t. 29.024 (2g) (a) 2. of the statutes is amended to read:

29.024 **(2g)** (a) 2. Any permit issued under s. 29.403, 29.537, 29.733, ~~29.735,~~ or 29.736.

Vetoed In Part

SECTION 557v. 29.024 (2r) (a) 14m. of the statutes is repealed.

SECTION 559. 29.164 (title) of the statutes is amended to read:

29.164 (title) **Wild turkey hunting ~~license~~ approvals.**

SECTION 560. 29.164 (2) (c) 2. of the statutes is amended to read:

29.164 **(2)** (c) 2. If the department establishes a wild turkey hunting zone where or a season time period during which wild turkey hunting is permitted, no person may hunt wild turkeys in that wild turkey hunting zone or during that season time period unless the person has a wild turkey hunting license ~~that is valid for that zone~~ and ~~that has~~ a valid wild turkey hunting stamp ~~attached or imprinted in the manner required by the rule promulgated under s. 29.024 (5) (a) 3~~ as required under subd. 1. and unless the person has a wild turkey hunting tag that is valid for that zone and that time period.

SECTION 561. 29.164 (3) (a) of the statutes is renumbered 29.164 (3) (a) 1. and amended to read:

29.164 **(3)** (a) 1. If the department requires wild turkey hunting licenses under sub. (2) (a) and the number of applications for wild turkey hunting ~~licenses~~ tags for a given wild turkey hunting zone or a given wild turkey hunting season time period exceeds the number of available wild turkey hunting ~~licenses~~ tags allocated by the department for that zone or that season time period, the department shall issue wild turkey hunting licenses and tags for that zone or that season time period according to the cumulative preference system under this subsection.

SECTION 562. 29.164 (3) (a) 2. of the statutes is created to read:

29.164 **(3)** (a) 2. If the department requires wild turkey hunting licenses under sub. (2) (a) and the number of applications for wild turkey hunting tags for a given wild turkey hunting zone or a given wild turkey hunting season time period does not exceed the number of available wild turkey hunting tags allocated by the department for that zone or that season time period, the department shall issue a wild turkey hunting license and tag to each applicant.

SECTION 563. 29.164 (3) (e) of the statutes is amended to read:

29.164 **(3)** (e) *Notification; issuance; payment.* The department shall issue a notice of approval to those qualified applicants selected to receive a wild turkey hunting license and tag under par. (a). A person who receives a notice of approval and who pays the license fee in the manner required by the department shall be issued a wild turkey hunting license and tag. The department may not charge a fee for a tag that is issued under this paragraph.

SECTION 564. 29.164 (4) (title) of the statutes is amended to read:

29.164 **(4)** (title) WILD TURKEY HUNTING STAMPS; ADDITIONAL TAGS.

SECTION 565. 29.164 (4) (b) of the statutes is repealed and recreated to read:

29.164 **(4)** (b) *Additional tags.* The department may issue the wild turkey hunting tags that were allocated for a given wild turkey hunting zone or season time period under sub. (3) (a) 2. but that were not issued. The department shall charge the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The issuance of a tag under this paragraph does not affect the priority that the person receiving the tag may have under the cumulative preference system.

SECTION 565g. 29.184 (6g) of the statutes is created to read:

29.184 **(6g)** ISSUANCE OF ADDITIONAL CLASS A BEAR LICENSES. (a) In addition to any other Class A bear hunting license that the department issues under this section, the department shall issue 2 certificates for Class A bear hunting licenses in a Class A bear hunting season to an organization known as the Wisconsin Bear Hunters' Association, Inc., if the organization applies for the certificates for that season.

(b) The organization known as the Wisconsin Bear Hunters' Association, Inc., shall award one of the certificates that is issued under par. (a) as a prize in a raffle conducted by a subunit of the organization that is licensed to conduct raffles under ch. 563 and shall award the other to the person who places the highest bid in a public auction.

(c) The organization known as the Wisconsin Bear Hunters' Association, Inc., shall transfer the certificate awarded under par. (b) only to persons who are qualified to receive a Class A bear hunting license. A person who receives a certificate may present that certificate to the department and request a resident or nonresident Class A bear hunting license. Upon receipt of the certificate and the appropriate required fees, the department shall issue the holder of the certificate a resident or nonresident Class A bear hunting license and the carcass tag and back tag under subs. (8) and (9).

(d) If the organization known as the Wisconsin Bear Hunters' Association, Inc., fails to transfer the certificates under par. (c), the certificates shall become invalid.

(e) The organization known as the Wisconsin Bear Hunters' Association, Inc., shall use the proceeds from the raffle and auction under par. (b) in this state to promote bear management and education and to further bear research.

(f) A person may be issued under par. (c) only one Class A bear hunting license in his or her lifetime, and the Class A bear hunting license shall be valid for only one Class A bear hunting season. The issuance under par. (c) of a license to the person is subject to s. 29.024 (2g).

SECTION 567. 29.191 (title) of the statutes is repealed and recreated to read:

29.191 (title) **Hunting stamps.**

SECTION 567d. 29.191 (2) (c) of the statutes is renumbered 29.191 (2) (c) 1. and amended to read:

29.191 **(2)** (c) 1. *Use of moneys from fees.* ~~The~~ Forty percent of the fees collected under this subsection shall be credited to the appropriation under s. 20.370 (1) (hr).

SECTION 567g. 29.191 (2) (c) 2. of the statutes is created to read:

29.191 **(2)** (c) 2. Sixty percent of the fees collected under this subsection shall be credited to the appropriation under s. 20.370 (1) (hw).

SECTION 569. 29.191 (4) of the statutes is renumbered 29.2285 (1).

SECTION 570. 29.191 (5) of the statutes is renumbered 29.2285 (2).

SECTION 571. 29.192 (4) of the statutes is amended to read:

29.192 **(4)** If the department decides to limit the number of ~~hunters or trappers~~ persons taking Canada geese, sharp−tailed grouse, fishers, otters, bobcats or sturgeon by issuing permits and if the number of persons seeking the permits exceeds the number of available permits, the department shall issue the permits according to a cumulative preference system established by the department. The department shall give a preference point to each applicant for each previous season for which the applicant applied but was not issued a permit. The system shall establish preference categories for these applicants, with higher priority given to those categories with more points than those with fewer points. Applicants who fail to apply at least once during any 3 consecutive years shall lose all previously accumulated preference points. If the number of applicants within a preference category or a subcategory exceeds the number of permits available in the category or subcategory, the department shall select at random within the category or subcategory the applicants to be issued the permits.

SECTION 572. 29.219 (3) (b) of the statutes is amended to read:

29.219 **(3)** (b) *Authorization.* Unless otherwise specifically prohibited, a resident 2−day sports fishing license only authorizes fishing in outlying trout and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

SECTION 572c. 29.219 (3m) of the statutes is created to read:

29.219 **(3m)** TWO−DAY INLAND LAKE TROUT FISHING LICENSE. (a) *Issuance.* The department shall issue a 2−day inland lake trout fishing license, subject to s. 29.024, to any resident who applies for this license.

(b) *Authorization.* Unless otherwise specifically prohibited, a 2−day inland lake trout fishing license only authorizes fishing for lake trout in inland lakes.

(c) *Use of fees.* The department shall deposit receipts from the sale of 2−day inland lake trout fishing licenses under this subsection in the conservation fund. The department shall credit 50 percent of these receipts to the appropriation account under s. 20.370 (4) (kv).

SECTION 573. 29.228 (7) (b) of the statutes is amended to read:

29.228 **(7)** (b) *Authorization.* Unless otherwise specifically prohibited, a nonresident 2−day sports fishing license only authorizes fishing in outlying trout and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

SECTION 574. 29.2285 (title) of the statutes is created to read:

29.2285 (title) **Fishing stamps and tags.**

SECTION 574c. 29.2285 (1) (b) and (c) of the statutes, as affected by 2005 Wisconsin Act .... (this act), are amended to read:

29.2285 **(1)** (b) *Requirement.* Except as provided in par. (d), no person may fish for trout in inland trout waters unless he or she is issued a conservation patron license, unless he or she is issued a 2−day inland lake trout fishing license, or unless he or she is issued an inland waters trout stamp which is attached to or imprinted on the person's fishing license or sports license in the manner required by the rule promulgated under s. 29.024 (5) (a) 3.

(c) *Issuance.* The department shall issue an inland waters trout stamp subject to s. 29.024 to each person holding or applying for a fishing license, other than a two−day inland lake trout fishing license, or holding or applying for a sports license if the person intends to use the license for trout fishing in inland trout waters of the state.

SECTION 575. 29.2285 (3) of the statutes is created to read:

29.2285 **(3)** STURGEON HOOK AND LINE TAGS. (a) *Requirement.* No person may possess a lake sturgeon taken by hook and line from the waters of the state unless he or she is issued one or more sturgeon hook and line tags.

(b) *Issuance.* The department shall issue sturgeon hook and line tags to each person holding or applying for a fishing license or a sports license if the person intends to possess a lake sturgeon taken by hook and line in the waters of the state.

(c) *Tagging requirement.* Any person having taken a lake sturgeon by means of a hook and line shall immediately attach a current, validated sturgeon hook and line tag issued to that person to the tail of the sturgeon. No person may possess, control, store, or transport a lake sturgeon carcass unless it is tagged as required under this paragraph.

(d) *License requirement.* Any person fishing for lake sturgeon shall hold a license authorizing the fishing or shall be exempt from holding such a license under s. 29.219 (1) (b) 1. or 2. or 29.228 (1) (b).

(e) *Use of moneys from fees.* The department shall deposit the receipts from the sale of sturgeon hook and line tags issued under this subsection into the conservation fund and shall credit these receipts to the appropriation account under s. 20.370 (4) (ky).

SECTION 576. 29.229 (2) (k) of the statutes is created to read:

29.229 **(2)** (k) Sturgeon hook and line tags.

SECTION 577. 29.229 (5) of the statutes is amended to read:

29.229 **(5)** RESTRICTIONS ON APPROVALS. A person who is fishing under the authority of an approval issued under this section shall be subject to the same conditions, limitations, and restrictions as are imposed on the equivalent approval issued under ~~s.~~ ss. ~~29.191 (4),~~ 29.219, 29.228, 29.2285 (1), and 29.231, including bag limits, size limits, rest days, and closed seasons.

SECTION 578. 29.2295 (2) (m) of the statutes is created to read:

29.2295 **(2)** (m) Sturgeon hook and line tags.

SECTION 579. 29.2295 (4) (c) 2. of the statutes is amended to read:

29.2295 **(4)** (c) 2. If the amount appropriated under s. 20.370 (9) (hk) is insufficient to make all of the payments under ~~this subsection~~ par. (a), the department shall make the remaining payments from the appropriation under s. 20.370 (9) (ht).

SECTION 580. 29.2295 (4m) of the statutes is created to read:

29.2295 **(4m)** RESOURCE MANAGEMENT. In addition to any payment made under sub. (4) (a), the department shall make an annual payment of $50,000 to the band for the purposes of fishery management within the reservation.

SECTION 581. 29.235 (1) of the statutes is amended to read:

29.235 **(1)** ISSUANCE. A resident conservation patron license shall be issued subject to s. 29.024 by the department to any resident ~~14~~ 12 years old or older who applies for the license. A nonresident conservation patron license shall be issued subject to s. 29.024 by the department to any person ~~14~~ 12 years old or older who is not a resident and who applies for the license.

SECTION 582. 29.235 (2) of the statutes is amended to read:

29.235 **(2)** AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES. A resident conservation patron license confers upon the licensee all the combined privileges conferred by a resident small game hunting license, a resident deer hunting license, a resident wild turkey hunting license, a resident archer hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a wild turkey hunting stamp, a resident annual fishing license, an inland waters trout stamp, a Great Lakes trout and salmon stamp, a sturgeon hook and line tag, and a trapping license.

SECTION 583. 29.235 (2m) of the statutes is amended to read:

29.235 **(2m)** AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A nonresident conservation

patron license confers upon the licensee all the combined privileges conferred by a nonresident small game hunting license, a nonresident deer hunting license, a nonresident wild turkey hunting license, a nonresident archer hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a wild turkey hunting stamp, a nonresident annual fishing license, an inland waters trout stamp, ~~and~~ a Great Lakes trout and salmon stamp, and a sturgeon hook and line tag.

SECTION 584. 29.235 (3) of the statutes is amended to read:

29.235 **(3)** AUTHORIZATION; ADMISSION TO STATE PARKS AND RELATED AREAS. A person may operate a motor vehicle, except a motor bus, as defined in s. 340.01 (31), subject to the admission requirements under s. 27.01 (7), in any vehicle admission area under s. 27.01 (7) without having an admission receipt affixed to the vehicle or otherwise displayed and without paying a fee if the vehicle has as an occupant a holder of a resident or nonresident conservation patron license who can present the license upon demand in the vehicle admission area. The conservation patron license permits the license holder to enter Heritage Hill state park or a state trail without paying an admission fee. This subsection does not apply to holders of conservation patron licenses who are under the age of 18 years.

SECTION 585. 29.235 (5) of the statutes is amended to read:

29.235 **(5)** SUBSCRIPTION. At the time the department issues a conservation patron license, it shall provide ~~the~~ each licensee who is at least 18 years of age with an annual subscription to the Wisconsin natural resources magazine without any additional fee or charge.

SECTION 586. 29.235 (6) of the statutes is amended to read:

29.235 **(6)** ADMISSION RECEIPT. At the same time the department issues a conservation patron license, it may issue an annual resident or nonresident vehicle admission receipt or a special receipt for admission to state parks and similar areas. The department may issue an annual resident or nonresident vehicle admission receipt or a special receipt for admission to state parks and similar areas to a person who has a conservation patron license on location at the state park or similar area. A person who is issued a receipt under this subsection shall affix the receipt by its own adhesive to the interior surface of the lower left−hand corner of the windshield of the vehicle or otherwise display it as authorized under a rule promulgated under s. 27.01 (7) (e) 2. A receipt issued under this section is not considered part of a conservation patron license for the purpose of issuing a duplicate. No duplicate receipt may be issued for a receipt that is affixed by its own adhesive to a windshield unless the license holder provides evidence that the vehicle upon which the sticker receipt is affixed is no longer usable or that the vehicle was transferred to another person and the license holder presents the original receipt or remnants of it to the department. Section 29.024 (7) applies to the issuance of a duplicate receipt that is displayed as authorized under the rule promulgated under s. 27.01 (7) (e) 2. This subsection does not apply to holders of conservation patron licenses who are under the age of 18 years.

SECTION 587. 29.401 (2m) of the statutes is amended to read:

29.401 **(2m)** The department may not promulgate or enforce a rule that prohibits persons from possessing barbed hooks while fishing for trout in inland trout waters, as defined in s. ~~29.191 (4)~~ 29.2285 (1) (a), during the period beginning on January 1 and ending on the Friday immediately preceding the first Saturday in the following May.

SECTION 587d. 29.404 (1) of the statutes is renumbered 29.404 (1m) and amended to read: **Vetoed In Part**

29.404 **(1m)** PUBLIC NUISANCE; REMOVAL. Any building, vehicle, tent, fish shanty or similar shelter that is used or left on the ice without a permit as required under sub. (1b) or in violation of any department order or that has fallen through the ice is a public nuisance. The department shall notify the owner, if known. If after the expiration of 10 days after notice is given the owner does not claim the nuisance, the department may destroy or sell the nuisance in the name of the state.

SECTION 587dm. 29.404 (1b) of the statutes is created to read:

29.404 **(1b)** NONRESIDENTS; PERMIT REQUIRED. A person who is not a resident may not place a fish shanty or similar shelter on the ice unless the person holds a nonresident annual fish shanty permit or a nonresident 7−day fish shanty permit issued by the department.

SECTION 587e. 29.424 (2) (intro.) and (b) of the statutes are consolidated, renumbered 29.424 (2) and amended to read: **Vetoed In Part**

29.424 **(2)** Subsection (1) does not authorize the department to remove fish from a self−contained fish rearing facility or from a preexisting fish rearing facility that is an artificial body of water unless ~~one or more of the following apply: (b) The~~ the department of agriculture, trade and consumer protection has requested that the department of natural resources remove the fish to address a problem affecting fish health.

SECTION 587g. 29.424 (2) (a) of the statutes is repealed.

SECTION 588m. 29.506 (7m) (a) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), 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. ~~39.90~~ 38.50.

SECTION 594. 29.559 (1) (c) of the statutes is created to read:

29.559 **(1)** (c) Any person, including the department, who issues a wild turkey hunting tag under s. 29.164 (4) (b) or a sturgeon hook and line tag under s. 29.2285 (3) (b) shall collect, in addition to the statutory fee, and issuing fee for each tag that the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4. may retain 15 cents for each issuing fee of each tag to compensate for services in issuing the tag.

Vetoed In Part

SECTION 594g. 29.559 (3) of the statutes is created to read:

29.559 **(3)** COLLECTION OF ISSUING FEE FOR FISH SHANTY PERMIT. Any person, including the department, may retain 50 cents of each fish shanty permit fee collected under s. 29.563 (11) (a) 3. or 4. as a fee to compensate for services in issuing the permit.

SECTION 595. 29.563 (2) (a) 1. of the statutes is amended to read:

29.563 **(2)** (a) 1. Small game: ~~$14.25~~ $15.25.

SECTION 597. 29.563 (2) (a) 4. of the statutes is amended to read:

29.563 **(2)** (a) 4. Small game issued to 12−year−olds to 17−year−olds: ~~$7.25~~ $6.25.

SECTION 598. 29.563 (2) (a) 5. of the statutes is amended to read:

29.563 **(2)** (a) 5. Deer: ~~$18.25~~ $21.25.

SECTION 598m. 29.563 (2) (a) 5g. of the statutes is created to read:

29.563 **(2)** (a) 5g. Deer issued to 12−year−olds to 17−year−olds: $17.25.

SECTION 599. 29.563 (2) (a) 5m. of the statutes is amended to read:

29.563 **(2)** (a) 5m. Elk: ~~$43.25~~ $46.25.

SECTION 600. 29.563 (2) (a) 6. of the statutes is amended to read:

29.563 **(2)** (a) 6. Class A bear: ~~$43.25~~ $46.25.

SECTION 601. 29.563 (2) (a) 7. of the statutes is amended to read:

29.563 **(2)** (a) 7. Class B bear: ~~$12.25~~ $11.25.

SECTION 602. 29.563 (2) (a) 8. of the statutes is amended to read:

29.563 **(2)** (a) 8. Archer: ~~$18.25~~ $21.25.

SECTION 602m. 29.563 (2) (a) 8m. of the statutes is created to read:

29.563 **(2)** (a) 8m. Archer issued to 12−year−olds to 17−year olds: $17.25.

SECTION 603. 29.563 (2) (a) 9. of the statutes is amended to read:

29.563 **(2)** (a) 9. Wild turkey: ~~$11.25~~ $12.25.

SECTION 604. 29.563 (2) (b) 1. of the statutes is amended to read:

29.563 **(2)** (b) 1. Annual small game: ~~$78.25~~ $82.25.

SECTION 605. 29.563 (2) (b) 2. of the statutes is amended to read:

29.563 **(2)** (b) 2. Five−day small game: ~~$48.25~~ $52.25.

SECTION 606. 29.563 (2) (b) 3. of the statutes is amended to read:

29.563 **(2)** (b) 3. Deer: ~~$158.25~~ $157.25.

SECTION 607. 29.563 (2) (b) 3m. of the statutes is amended to read:

29.563 **(2)** (b) 3m. Elk: ~~$249.25~~ $248.25.

SECTION 608. 29.563 (2) (b) 4. of the statutes is amended to read:

29.563 **(2)** (b) 4. Class A bear: ~~$249.25~~ $248.25.

SECTION 609. 29.563 (2) (b) 5. of the statutes is amended to read:

29.563 **(2)** (b) 5. Class B bear: ~~$108.25~~ $107.25.

SECTION 610. 29.563 (2) (b) 6. of the statutes is amended to read:

29.563 **(2)** (b) 6. Archer: ~~$158.25~~ $157.25.

SECTION 611. 29.563 (2) (b) 7. of the statutes is amended to read:

29.563 **(2)** (b) 7. Fur−bearing animal: ~~$158.25~~ $157.25.

SECTION 612. 29.563 (2) (b) 8. of the statutes is amended to read:

29.563 **(2)** (b) 8. Wild turkey: ~~$58.25~~ $57.25.

SECTION 616. 29.563 (2) (e) 2. of the statutes is amended to read:

29.563 **(2)** (e) 2. Pheasant: ~~$7~~ $9.75.

SECTION 619. 29.563 (2) (f) of the statutes is created to read:

29.563 **(2)** (f) *Resident tags.* Each additional wild turkey hunting tag issued to a resident under s. 29.164 (4) (b): $9.75.

SECTION 620. 29.563 (2) (g) of the statutes is created to read:

29.563 **(2)** (g) *Nonresident tags.* Each additional wild turkey hunting tag issued to a nonresident under s. 29.164 (4) (b): $14.75.

SECTION 621. 29.563 (3) (a) 1. of the statutes is amended to read:

29.563 **(3)** (a) 1. Annual: ~~$16.25~~ $19.25.

SECTION 623. 29.563 (3) (a) 3. of the statutes is amended to read:

29.563 **(3)** (a) 3. Husband and wife: ~~$28.25~~ $30.25.

SECTION 623c. 29.563 (3) (a) 5m. of the statutes is created to read:

29.563 **(3)** (a) 5m. Two−day inland lake trout fishing: $13.25.

SECTION 624e. 29.563 (3) (b) 1. of the statutes is amended to read:

29.563 **(3)** (b) 1. Annual: ~~$39.25~~ $49.25.

SECTION 624j. 29.563 (3) (b) 3. of the statutes is amended to read:

29.563 **(3)** (b) 3. Fifteen−day: ~~$23.25~~ $27.25.

SECTION 624m. 29.563 (3) (b) 5. of the statutes is amended to read:

29.563 **(3)** (b) 5. Four−day: ~~$17.25~~ $23.25.

SECTION 624r. 29.563 (3) (b) 7. of the statutes is amended to read:

29.563 **(3)** (b) 7. Sturgeon spearing: ~~$49.25~~ $64.25.

SECTION 625. 29.563 (3) (c) 1. of the statutes is amended to read:

29.563 **(3)** (c) 1. Inland waters trout: ~~$7~~ $9.75.

SECTION 626. 29.563 (3) (cm) of the statutes is created to read:

29.563 **(3)** (cm) *Tags.* 1. Sturgeon hook and line issued to a resident: $19.75.

2. Sturgeon hook and line issued to nonresident: $49.75.

SECTION 627. 29.563 (4) (a) 1. of the statutes is amended to read:

29.563 **(4)** (a) 1. Sports: ~~$43.25~~ $57.25 or a greater amount at the applicant's option.

SECTION 627m. 29.563 (4) (a) 1m. of the statutes is amended to read:

29.563 **(4)** (a) 1m. Sports issued to 12−year−olds to 17−year−olds: ~~$33.25~~ $32.25 or a greater amount at the applicant's option.

SECTION 628. 29.563 (4) (a) 2. of the statutes is amended to read:

29.563 **(4)** (a) 2. Conservation patron: ~~$137.25~~ $160.25 or a greater amount at the applicant's option.

SECTION 628m. 29.563 (4) (a) 2m. of the statutes is amended to read:

29.563 **(4)** (a) 2m. Conservation patron issued to 12−year−olds to 17−year−olds: ~~$72.25~~ $70.25 or a greater amount at the applicant's option.

SECTION 629. 29.563 (4) (b) 1. of the statutes is amended to read:

29.563 **(4)** (b) 1. Sports: ~~$273.25~~ $272.25 or a greater amount at the applicant's option.

SECTION 630. 29.563 (4) (b) 2. of the statutes is amended to read:

29.563 **(4)** (b) 2. Conservation patron: ~~$597.25~~ $595.25 or a greater amount at the applicant's option.

Vetoed In Part

SECTION 646d. 29.563 (11) (a) 3. of the statutes is created to read:

29.563 **(11)** (a) 3. Nonresident 7−day fish shanty permit: $20.

SECTION 646g. 29.563 (11) (a) 4. of the statutes is created to read:

29.563 **(11)** (a) 4. Nonresident annual fish shanty permit: $34.

SECTION 647. 29.563 (12) (a) 1. of the statutes is amended to read:

29.563 **(12)** (a) 1. Deer: ~~$12.25~~ $14.25.

SECTION 648. 29.563 (12) (a) 2. of the statutes is amended to read:

29.563 **(12)** (a) 2. Archer, sports or conservation patron: ~~$12.25~~ $14.25 if deer tags are included; ~~$9.25~~ $11.25 after open season and deer tags are not included.

SECTION 649. 29.563 (12) (a) 3. of the statutes is amended to read:

29.563 **(12)** (a) 3. Other hunting: ~~$7.25~~ $9.25.

SECTION 650. 29.563 (12) (b) of the statutes is renumbered 29.563 (12) (b) 1. and amended to read:

29.563 **(12)** (b) 1. Fishing: ~~$8.25~~ $9.25 except as provided in subd. 2.

SECTION 651. 29.563 (12) (b) 2. of the statutes is created to read:

29.563 **(12)** (b) 2. The total cost of issuing the original approval, including any supplemental fee under sub. (14), if the total cost is less than $10.

SECTION 652. 29.563 (13) (a) of the statutes is amended to read:

29.563 **(13)** (a) *Surcharge generally.* The surcharge for approvals listed under subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m. is ~~$1~~ $2 and shall be added to the fee specified for these approvals under subs. (2) and (4).

SECTION 653. 29.563 (13) (b) of the statutes is amended to read:

29.563 **(13)** (b) *Surcharge for conservation patron license.* The surcharge for licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~$2~~ $4 and shall be added to the fee specified for these approvals under sub. (4).

SECTION 656. 29.563 (14) (c) 6. of the statutes is created to read:

29.563 **(14)** (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4) (b) or sturgeon hook and line tag issued under s. 29.2285 (3) (b): 25 cents.

SECTION 657. 29.591 (3) of the statutes is amended to read:

29.591 **(3)** INSTRUCTION FEE. The department ~~may not charge~~ shall promulgate a rule establishing a fee for the course of instruction under the hunter education program and the bow hunter education program. If the department offers an advanced hunter education course or an advanced bow hunter education course, the rule may authorize the department to charge an additional fee for those courses. The instructor conducting a course under this subsection shall collect the instruction fee from each person who receives instruction. The ~~department may reimburse instructors for allowable costs, as determined by the department,~~ instructor may retain up to $5 for each person who receives instruction from that instructor for allowable costs of instruction, as determined by the department. The instructor shall remit the remainder of the fee, or if nothing is retained, the entire fee, to the department.

SECTION 657f. 29.709 (intro.) of the statutes is amended to read: **Vetoed In Part**

29.709 State fish hatcheries. (intro.) ~~The~~ Subject to s. 95.60, the department may operate state fish hatcheries and may do all of the following:

Vetoed In Part

SECTION 657h. 29.709 (4) of the statutes is amended to read:

29.709 **(4)** ~~Subject to s. 95.60, receive~~ Receive from any person all fish eggs or fish donated to the state or purchased, and procure, receive, exchange, distribute and dispose of fish eggs and fish.

SECTION 657L. 29.735 of the statutes is repealed.

SECTION 657m. 29.89 (5) (b) 1. of the statutes is amended to read:

29.89 **(5)** (b) 1. The department shall reimburse counties under this section from the appropriation under s. 20.370 (5) (fs) and (ft).

SECTION 657p. 29.89 (5) (b) 2. a. of the statutes is amended to read:

29.89 **(5)** (b) 2. a. The total amount of reimbursable costs exceeds the amount available under s. 20.370 (5) (fs) and (ft).

SECTION 657t. 30.203 (2) (b) of the statutes is amended to read:

30.203 **(2)** (b) In Lake Butte des Morts within an area that consists of the N−1/2 of Secs. 1 and 2, T. 18 N., R. 15 E., the S−1/2 of Secs. 25, 26 and 27, T. 19 N., R. 15 E., the E−1/2 of Sec. 34, T. 19 N., R. 15 E., and ~~the N−1/2 of~~ Secs. 35 and 36, T. 19 N., R. 15 E.

SECTION 657v. 30.203 (2) (c) of the statutes is amended to read:

30.203 **(2)** (c) In Lake Winneconne and Lake Poygan within an area that consists of the W−1/2 of Secs. 6 and 7, T. 19 N., R. 15 E.~~, and~~; the E−1/2 of Secs. 1 and 12 and the NE−1/4 of Sec. 2, T. 19 N., R. 14 E.; and the S−1/2 of Sec. 26, the SE−1/4 of Sec. 27, and the E−1/2 of Sec. 35, T. 20 N., R. 14 E.

SECTION 659. 30.50 (3b) of the statutes is amended to read:

30.50 **(3b)** "Certification or registration documentation" means a certificate of number certificate, certificate of number card, certification decal, registration certificate, registration card, ~~self−validated receipt,~~ or registration decal.

SECTION 660. 30.50 (11m) of the statutes is repealed.

SECTION 661. 30.52 (1m) (a) 3. of the statutes is amended to read:

30.52 **(1m)** (a) 3. Appoint persons who are not employees of the department as agents of the department to issue, transfer, or renew the certification or registration documentation using ~~either or both of the expedited services~~ the service under par. (ag) 1.

SECTION 662. 30.52 (1m) (ag) 1. (intro.) and b. of the statutes are consolidated, renumbered 30.52 (1m) (ag) 1. and amended to read:

30.52 **(1m)** (ag) 1. For the issuance of original or duplicate certification or registration documentation and for the transfer or renewal of certification or registration documentation, the department may implement ~~either or both of the following expedited procedures to be provided by the department and any agents appointed under par. (a) 3.: b. A computerized~~ a procedure under which the department or an agent ~~may accept~~ appointed under par. (a) 3. accepts applications for certification or registration documentation and ~~issue~~ issues to each applicant all or some of the items of the certification or registration documentation at the time the applicant submits the application accompanied by the required fees.

SECTION 663. 30.52 (1m) (ag) 1. a. of the statutes is repealed.

SECTION 664. 30.52 (1m) (ag) 2. of the statutes is amended to read:

30.52 **(1m)** (ag) 2. Under ~~either~~ the procedure under subd. 1., the applicant shall receive any remaining items of certification or registration documentation directly from the department at a later date. The items of certification or registration documentation issued at the time of the submittal of the application ~~under either procedure~~ shall be sufficient to allow the boat for which the application is submitted to be operated in compliance with the registration requirements under this section and ss. 30.51 and 30.523.

SECTION 665. 30.52 (1m) (ar) (title) of the statutes is repealed and recreated to read:

30.52 **(1m)** (ar) (title) *Supplemental fees.*

SECTION 666. 30.52 (1m) (ar) 1. of the statutes is repealed.

SECTION 667. 30.52 (1m) (ar) 2. of the statutes is renumbered 30.52 (1m) (ar) and amended to read:

30.52 **(1m)** (ar) In addition to the applicable fee under sub. (3), the department or the agent appointed under par. (a) 3. shall collect an expedited service fee of ~~$3~~ $5 each time the expedited service under par. (ag) ~~1. b.~~ is provided. The agent shall remit to the department $1 of each expedited service fee the agent collects.

SECTION 668. 30.52 (1m) (f) 1. of the statutes is amended to read:

30.52 **(1m)** (f) 1. A dealer in boats who assists a customer in applying for a certification of number or registration without using ~~either~~ the procedure specified in par. (ag) 1., may charge the customer a reasonable fee for providing this assistance.

SECTION 669. 30.52 (3m) (a) of the statutes is amended to read:

30.52 **(3m)** (a) Any applicant for the issuance or renewal of a certificate of number or registration under sub. (3) (b) to (im) may, in addition to paying the fee charged for the certificate, elect to make a voluntary ~~$1~~ $3 contribution to be used for lake research.

SECTION 678. 30.92 (1) (b) of the statutes is amended to read:

30.92 **(1)** (b) "Governmental unit" means the department, a municipality, a lake sanitary district, a public inland lake protection and rehabilitation district organized under ch. 33, the Milwaukee River revitalization council, the Lower Wisconsin State Riverway board, ~~the Fox River management commission~~ or any other local

governmental unit, as defined in s. 66.0131 (1) (a), that is established for the purpose of lake management.

SECTION 679. 30.92 (4) (a) of the statutes is amended to read:

30.92 **(4)** (a) The department shall develop and administer, with the approval of the commission, a financial assistance program for governmental units, including itself, and qualified lake associations for the construction and rehabilitation of capital improvements related to recreational boating facilities, for the improvement of locks and facilities which provide access between waterways and for the projects specified in par. (b) 8. ~~No financial assistance under this section may be provided to the Fox River management commission for feasibility studies of construction projects or for construction projects.~~ No financial assistance under this section may be provided to the department other than for projects for access to inland lakes without a public access facility.

SECTION 680. 30.93 of the statutes is repealed.

SECTION 682. Chapter 35 (title) of the statutes is amended to read:

CHAPTER 35

~~PUBLIC PRINTING;~~ PUBLICATION AND DISTRIBUTION OF LAWS AND PUBLIC DOCUMENTS

SECTION 683. 35.001 (2m) of the statutes is created to read:

35.001 **(2m)** "Printing" includes all public printing by means of graphic reproduction by whatever process and the necessary materials and binding. The term also includes reproduction of a document in optical disk format whenever the publishing state agency is authorized to reproduce and determines to reproduce copies of a document in optical disk format in lieu of printed format.

SECTION 684. 35.01 (intro.) of the statutes is amended to read:

35.01 Public printing; definition and classification. (intro.) ~~Public printing includes all graphic reproduction by whatever process and the necessary material and binding.~~ Public printing is divided into 7 classes:

SECTION 685. 35.24 (3) of the statutes is amended to read:

35.24 **(3)** Reprints of the feature article shall be bound in paper covers and shall be in such quantity as is authorized for each specific reprint by the joint committee on legislative organization. The cost of reprints shall be paid from the appropriation under s. 20.765 (1) (d) ~~or (5)~~.

SECTION 686. 35.27 of the statutes is amended to read:

35.27 Limitation of editions of official reports. Within 60 calendar days after receiving ~~printer's~~ final proof copy therefor, the department shall have printed and deliver editions of the reports mentioned in s. 35.26 and of any report required by law to be made to the governor or to the legislature if not otherwise limited. The department shall determine for any report the maximum number of copies and pages ~~shall be established by the department for any report~~, or the length if authorized to be reproduced in optical disk format.

SECTION 687. 35.50 (1) of the statutes is amended to read:

35.50 **(1)** Specifications for state printing except class 1, including type style and size, page size, titles, paper, form, quality, quantity, binding, and method, or optical disk manufacturing specifications whenever reproduction in optical disk format is authorized, shall be as determined by the department unless specified by statute. Any state agency which objects to such determination may appeal the decision to the governor.

SECTION 688. 35.50 (4) of the statutes is amended to read:

35.50 **(4)** Whenever possible, state publications printed on paper, other than printing of classes 4 and 5, shall be restricted to finished outside dimensions which shall not exceed 9 by 14 inches and shall not be less than 3 1/2 by 7 inches.

SECTION 689. 35.51 of the statutes is amended to read:

35.51 Proofs; where received. Contract printers shall submit proof sheets of all public printing done by them and when requested, revised proof sheets thereof, to the department, regardless of the format to be used for reproduction. When requested by the chief clerk of either house proof sheets of printing of the first class shall be delivered to them.

SECTION 690. 35.54 of the statutes is amended to read:

35.54 Title pages; names of authors. Every requisitioning agency shall provide the necessary printer's copy for a suitable title page, containing the name of the author for every book and other document which requires a title page; but on no such publication shall ~~have written or printed thereon~~ there appear, nor shall there be attached thereto, the words "Compliments of" followed by the name of the author, nor any other words of similar purport.

SECTION 691. 35.55 of the statutes is amended to read:

35.55 Editing printer's copy. Printer's copy must accompany every requisition. The editors of all state agencies may edit for themselves the matter and form of the contents of the printer's copy presented by them respectively to the department. All printer's copy which does not conform to accepted trade practices, and, in the opinion of the department is unsatisfactory, shall be returned to its author for revision and correction. An optical disk copy may be substituted if the document being published is authorized to be reproduced in optical disk format.

SECTION 692. 35.57 of the statutes is amended to read:

35.57 Advertisement for bids. The department shall publish advertisements that sealed proposals for furnishing printing, during the next ensuing contract period, with all other material which the department requires, will be received any time prior to a specified day, when all proposals will be publicly opened and read. The advertisements shall be run as class 2 notices, under ch. 985, in the official state paper. Separate advertisements may be used for publications authorized to be published in optical disk format.

SECTION 693. 35.91 (1) of the statutes is amended to read:

35.91 **(1)** The latest edition of the Wisconsin statutes shall be sold at a price, calculated to the nearest dollar, to be fixed by the department, based on cost plus 75% of the revisor's expenditures under s. 20.765 (3) (a) ~~or (5)~~ during the preceding biennium. The department may sell noncurrent editions of the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by it.

SECTION 694. 35.93 (9) of the statutes is amended to read:

35.93 **(9)** The department shall charge the legislature under s. 20.765 (1) (d) ~~or (5)~~ for the cost of distribution of the code and the register, including the costs specified in s. 35.80, and shall deposit all revenues received from their sale into the general fund.

SECTION 695. 36.09 (1) (e) of the statutes is repealed and recreated to read:

36.09 **(1)** (e) The board shall appoint a president of the system; a chancellor for each institution; a dean for each college campus; the state geologist; the director of the laboratory of hygiene; the director of the psychiatric institute; the state cartographer; and the requisite number of officers, other than the vice presidents, associate vice presidents, and assistant vice presidents of the system; faculty; academic staff; and other employees and fix the salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and 230.12 (3) (e), the duties and the term of office for each. The board shall fix the salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and 230.12 (3) (e), and the duties for each chancellor, vice president, associate vice president, and assistant vice president of the system. No sectarian or partisan tests or any tests based upon race, religion, national origin, or sex shall ever be allowed or exercised in the appointment of the employees of the system.

Vetoed In Part

SECTION 695g. 36.11 (37) of the statutes is amended to read:

36.11 **(37)** EXTENSION LOCAL PLANNING PROGRAM. The board shall offer a local planning program through the extension to educate local policymakers about local planning ~~and the grant program under s. 16.965~~.

Vetoed In Part

SECTION 695p. 36.11 (44) of the statutes is repealed.

SECTION 695q. 36.11 (49) of the statutes is created to read:

36.11 **(49)** TELECOMMUNICATIONS SERVICES. The board may use telecommunications services, including data and voice over Internet services, procured by the board only for the purpose of carrying out its mission. The board shall not offer, resell, or provide telecommunications services, including data and voice over Internet services, that are available from a private telecommunications carrier to the general public or to any other public or private entity except pursuant to a consortium agreement that is in effect on June 1, 2005, to provide services to member organizations .

Vetoed In Part

SECTION 695r. 36.11 (50) of the statutes is created to read:

36.11 **(50)** RESERVE OFFICER TRAINING CORPS. The board may not allocate general purpose revenue for the operation of an institution or college campus that prohibits the reserve officer training corps from operating on its campus.

SECTION 695t. 36.11 (51) of the statutes is created to read:

36.11 **(51)** AUTOMOBILE ALLOWANCE. The board may not use general purpose revenue, tuition, or academic fees for the president's or the chancellors' automobile allowance.

SECTION 695v. 36.11 (52) of the statutes is created to read:

36.11 **(52)** MIDWESTERN HIGHER EDUCATION COMPACT DUES. The board shall make full annual payments of membership dues to the Midwestern Higher Education Compact.

SECTION 696. 36.25 (12m) (intro.) of the statutes is repealed and recreated to read:

36.25 **(12m)** STATE CARTOGRAPHER. (intro.) The state cartographer shall:

SECTION 697. 36.25 (14) of the statutes is amended to read:

36.25 **(14)** GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant program for minority and disadvantaged graduate students enrolled in the system. The grants shall be awarded from the ~~appropriations~~ appropriation under s. 20.285 (4) (b) ~~and (gm)~~. The board shall give preference in awarding grants under this subsection to residents of this state. The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

SECTION 697m. 36.25 (25) (c) of the statutes is repealed.

Vetoed In Part

Vetoed In Part

SECTION 697r. 36.27 (1) (am) 4. of the statutes is amended to read:

36.27 **(1)** (am) 4. State−imposed costs not covered by general purpose revenue, as determined by the board. ~~Beginning on December 15, 2000, and annually thereafter, the board shall report costs under this subdivision to the secretary of administration.~~

Vetoed In Part

SECTION 697rm. 36.27 (1) (cm) of the statutes is created to read:

36.27 **(1)** (cm) The board shall charge a student the full cost per credit for any credit taken that exceeds 125 percent of the graduation credit requirements accumulated in course work toward a first baccalaureate degree.

Vetoed In Part

SECTION 697s. 36.27 (1) (d) of the statutes is created to read:

36.27 **(1)** (d) The board shall impose a 100 percent per credit tuition or academic fee surcharge for each course retaken because a student failed it on his or her first attempt.

SECTION 698m. 36.27 (2) (b) 4. of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

36.27 **(2)** (b) 4. A person who was a resident of this state at the time of entry into active duty, who is a resident of and living in this state at the time of registering at an institution, and who is a veteran, as defined in s. 45.01 (12)~~, and who is a resident for purposes of receiving benefits under ch. 45,~~ is entitled to the exemption under par. (a).

SECTION 700. 36.27 (3) (a) of the statutes is amended to read:

36.27 **(3)** (a) To a number of needy and worthy nonresident students upon the basis of merit, to be shown by suitable tests, examinations or scholastic records and continued high standards of scholastic attainment. ~~The aggregate amount of these nonresident remissions of tuition shall not exceed an amount equal to full remissions for 8% of the number of nonresident students registered at that institution in the preceding year, excluding those students participating in interstate agreements under s. 39.42.~~

SECTION 701. 36.27 (3) (b) of the statutes is amended to read:

36.27 **(3)** (b) To additional individual students who, in the judgment of the board, are deserving of relief from the assessment of nonresident tuition because of extraordinary circumstances. ~~The aggregate amount of these nonresident remissions of tuition shall not exceed an amount equal to full remissions for 2% of the number of nonresident students registered in the preceding year, excluding those students participating in interstate agreements under s. 39.42.~~

SECTION 702. 36.27 (3) (c) of the statutes is amended to read:

36.27 **(3)** (c) The board may remit nonresident tuition, in whole or in part, but no other fees, except in special circumstances as approved by the chancellor, to worthy and needy foreign students and to students who are United States citizens but whose residence is not in the United States. ~~The number of such remissions which may be awarded in any academic year at an institution shall not exceed 2% of the total full−time enrollment of students at that institution for the preceding academic year.~~

SECTION 702m. 36.27 (3n) of the statutes is created to read:

36.27 **(3n)** FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF CERTAIN VETERANS. (a) In this subsection, "eligible veteran" means a person verified by the department of veterans affairs to be either of the following:

1. A person who has served on active duty under honorable conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the national guard, or in a reserve component of the U.S. armed forces; who was a resident of this state at the time of entry into that service; and who, while a resident of this state, either died on active duty, or died in the line of duty while on active or inactive duty for training purposes.

2. A person who was a resident of this state at the time of entry into service described in subd. 1. and who, while a resident of this state, incurred at least a 30 percent service−connected disability rating under 38 USC 1114 or 1134.

(b) Except as provided in subds. 1. to 3., the board shall grant full remission of academic fees and segregated fees for 128 credits or 8 semesters, whichever is longer, to any resident student who is also any of the following:

1. A spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service−connected disability rating.

2. An unremarried surviving spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the veteran died.

3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years of age and is a full−time student at an institution.

SECTION 702n. 36.27 (3p) of the statutes is created to read:

36.27 **(3p)** FEE REMISSION FOR VETERANS. (a) In this subsection, "veteran" means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45, as being a resident at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces, and as meeting any of the following conditions:

1. The person has served on active duty for at least one qualifying term of service under subds. 2. to 4. under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces during a war period or in a crisis zone.

2. The person has served on active duty in the U.S. armed forces or in forces incorporated in the U.S. armed forces under honorable conditions, for 2 continuous years or more or for the full period of his or her initial service obligation, whichever is less.

3. The person has served on active duty for 90 days or more under honorable conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces during a war period or for any period of service under section 1 of executive order 10957 dated August 10, 1961.

4. The term of service in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces under honorable conditions entitled the person to receive the Armed Forces Expeditionary Medal, established by executive order 10977 on December 4, 1961, the Vietnam Service Medal established by executive order 11231 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary Medal, or an equivalent expeditionary or service medal.

5. The person was honorably discharged from the U.S. armed forces or from forces incorporated in the U.S. armed forces for a service−connected disability, for a disability subsequently adjudicated to have been service connected, or for reasons of hardship.

6. The person was released under honorable conditions from the U.S. armed forces or from forces incorporated in the U.S. armed forces due to a reduction in the U.S. armed forces.

(b) The board shall grant a remission equal to 100 percent of nonresident tuition and 50 percent of the academic fees and segregated fees charged for 128 credits or 8 semesters, whichever is longer, less the amount of any academic fees or segregated fees paid under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A), to any student who is a veteran.

SECTION 704. 36.34 (1) (b) of the statutes is amended to read:

36.34 **(1)** (b) The board shall establish a grant program for minority undergraduates enrolled in the system. The board shall designate all grants under this subsection as Lawton grants. Grants shall be awarded from the ~~appropriations~~ appropriation under s. 20.285 (4) (dd) ~~and (g)~~. The board may not make a grant under this subsection to a person whose name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the person provides to the board a payment agreement that has been approved by the county child support agency under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

SECTION 704g. 36.34 (1) (c) 1. a. and b. of the statutes are amended to read:

36.34 **(1)** (c) 1. a. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.285 (4) (dd) for fiscal year ~~2005−06~~ 2007−08, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2004−05~~ 2006−07.

b. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.285 (4) (dd) for each fiscal year after fiscal year ~~2005−06~~ 2007−08, "base amount" means the appropriation determined under subd. 2. for the previous fiscal year.

SECTION 704m. 36.34 (1) (c) 2. (intro.) and a. of the statutes are amended to read:

36.34 **(1)** (c) 2. (intro.) Beginning in ~~2005, annually~~ 2007, biennially, by February 1, the board shall ~~determine the appropriation~~ calculate the amounts to be appropriated under s. 20.285 (4) (dd) for the next ~~fiscal year~~ biennium as follows:

a. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the ~~current~~ next academic year at each institution within the University of Wisconsin System ~~has increased or decreased~~, as estimated by the board, will increase or decrease from the undergraduate academic fees charged for the ~~previous~~ current academic year.

SECTION 704p. 36.34 (1) (c) 2. b. of the statutes is amended to read:

36.34 **(1)** (c) 2. b. The appropriation for the ~~next~~ first fiscal year of the next biennium shall be the result obtained by increasing, to the nearest $100, the base amount by the ~~highest~~ average of the percentage ~~increase~~ increases determined under subd. 2a., except that, if the undergraduate academic fees for the ~~current~~ next academic year ~~decreased or did~~ are estimated to decrease or not change from the undergraduate academic fees charged for the ~~previous~~ current academic year at each institution specified in subd. 2a., the appropriation shall be the base amount.

SECTION 704r. 36.34 (1) (c) 2am. of the statutes is created to read:

36.34 **(1)** (c) 2am. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the academic year after the next academic year at each institution within the University of Wisconsin System, as estimated by the board, will increase or decrease from the estimated undergraduate fees that will be charged for the next academic year.

SECTION 704s. 36.34 (1) (c) 2bm. of the statutes is created to read:

36.34 **(1)** (c) 2bm. The appropriation for the 2nd fiscal year of the next biennium shall be the result obtained by increasing, to the nearest $100, the base amount by the average of the percentage increases determined under subd. 2am., except that, if the undergraduate academic fees for the academic year after the next academic year are estimated to decrease or not change from the esti-

mated undergraduate academic fees charged for the next academic year at each institution specified under subd. 2am., the appropriation shall be the base amount.

Vetoed In Part

SECTION 704t. 36.46 (title) of the statutes is amended to read:

36.46 (title) **Auxiliary reserves transfer report.**

SECTION 704w. 36.46 (1) of the statutes is repealed.

SECTION 704x. 36.46 (2) of the statutes is renumbered 36.46.

SECTION 705. 36.54 (2) (b) of the statutes is amended to read:

36.54 **(2)** (b) From the appropriations under s. 20.285 (1) ~~(ee),~~ (j), (r) and (rc), the environmental education board shall award grants to corporations and public agencies for the development, dissemination and presentation of environmental education programs. Programs shall be funded on an 18−month basis. The environmental education board may not award a grant unless the grant recipient matches at least 25% of the amount of the grant. Private funds and in−kind contributions may be applied to meet the matching requirement. Grants under this paragraph may not be used to replace funding available from other sources.

SECTION 706. 36.54 (2) (c) of the statutes is amended to read:

36.54 **(2)** (c) The environmental education board shall promulgate rules establishing the criteria and procedures for the awarding of grants for programs and projects under par. (b). The environmental education board shall use the priorities established under sub. (1) for awarding grants if the amount in the appropriations under s. 20.285 (1) ~~(ee),~~ (j), (r) and (rc) in any fiscal year is insufficient to fund all applications under this subsection.

SECTION 707. 38.04 (23) (intro.) of the statutes is amended to read:

38.04 **(23)** WORKPLACE LITERACY RESOURCE CENTER. (intro.) ~~From the appropriation under s. 20.292 (1) (bm), the~~ The board shall operate a workplace literacy resource center. The workplace literacy resource center shall do all of the following:

SECTION 707g. 38.04 (29) of the statutes is created to read:

38.04 **(29)** MASTER LOGGER APPRENTICESHIP GRANTS. The board shall use the moneys appropriated under s. 20.292 (1) (km) to award grants to businesses that provide technical college students with forest product internships for the purpose of placing eligible apprentices with loggers who are certified by the Wisconsin Professional Loggers Association as master loggers.

Vetoed In Part

SECTION 707m. 38.17 of the statutes is created to read:

38.17 Levy limit. (1) DEFINITION. In this section, "debt service" includes debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations, and related issuance costs and redemption premiums.

Vetoed In Part

(2) LIMIT. Except as provided in subs. (3) and (4), no district board may increase its levy for any fiscal year to an amount that exceeds its levy for the previous fiscal year multiplied by 1.026.

(3) ADJUSTMENTS. (a) 1. If a district board transfers to another governmental unit responsibility for providing any service that it provided in the preceding fiscal year, the limit otherwise applicable under sub. (2) in the current fiscal year is decreased by the cost that it would have incurred to provide that service, as determined by the department of revenue.

2. If a district board increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit that provided the service in the previous fiscal year, the limit otherwise applicable under sub. (2) in the current fiscal year is increased by the cost of that service, as determined by the department of revenue.

(b) 1. If the amount of debt service for a district board in the preceding fiscal year is less than the amount of debt service needed in the current fiscal year, as a result of the district board adopting a resolution before July 1, 2005, authorizing the issuance of debt, the limit otherwise applicable under sub. (2) for the current fiscal year is increased by the difference between the 2 amounts, as determined by the department of revenue.

2. The limit otherwise applicable under this section does not apply to amounts levied by a district board for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations, or the payment of related issuance costs or redemption premiums, authorized on or after July 1, 2005, by a referendum and secured by the full faith and credit of the district.

(4) REFERENDUM. (a) 1. A district board may exceed the levy limit under sub. (2) if it adopts a resolution to that effect and the resolution is approved in a referendum. The resolution shall specify the proposed amount of increase in the levy beyond the amount that is allowed under sub. (2), and shall also specify whether the proposed amount of increase is for the next fiscal year only or if it will apply on an ongoing basis.

2. Except as provided in subd. 3., the district board may call a special referendum for the purpose of submitting the resolution to the electors of the district for approval or rejection.

3. A referendum to exceed the limit under sub. (2) for the levy for the 2006−07 fiscal year shall be held at the spring primary or election or September primary or general election in 2006.

(b) The district board shall publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2).

Vetoed In Part Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this paragraph.

Vetoed In Part (c) The referendum shall be held in accordance with chs. 5 to 12. The district board shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). The question shall be submitted as follows: "Under state law, the percentage increase in the levy of the .... (name of district) for the next fiscal year, ... (year), is limited to ....%, resulting in a levy of $..... Shall the .... (name of district) be allowed to exceed this limit such that the percentage increase for the next fiscal year, ... (year), will be ....%, resulting in a levy of $....?".

(d) Within 14 days after the referendum, the district board shall certify the results of the referendum to the department of revenue. The limit otherwise applicable to the district under sub. (2) is increased for the next fiscal year by the amount approved by a majority of those voting on the question. If the resolution specifies that the increase is for one year only, the amount of the increase shall be subtracted from the base used to calculate the limit for the 2nd succeeding fiscal year.

(4m) PENALTY. The department of revenue shall notify the board of any amount levied by a district board that exceeds the district's limit under this section. The board shall reduce the district's state aid under s. 38.28 in the same fiscal year in which the excess levy occurred by an amount equal to the amount of the excess levy. The amount of the reduction shall lapse to the general fund.

(5) SUNSET. This section does not apply beginning 3 years after the effective date of this subsection .... [revisor inserts date].

SECTION 708d. 38.22 (6) (f) of the statutes is created to read:

38.22 **(6)** (f) Any person verified by the department of veterans affairs as being a resident of this state under s. 38.24 (8) (a).

SECTION 709. 38.24 (1s) (b) of the statutes is amended to read:

38.24 **(1s)** (b) A ~~short−term,~~ professional development, vocational−adult seminar or workshop, consisting of no more than 24 hours of instruction, offered to individuals who are employed in a related field. ~~The additional fee may not exceed an amount equal to the full cost of the seminar or workshop less the fee under sub. (1m).~~ Annually the district board shall report to the board the courses for which an additional fee was charged under this paragraph and the amount of the additional fee.

SECTION 709m. 38.24 (7) of the statutes is created to read:

38.24 **(7)** FEE REMISSION FOR SPOUSE, SURVIVING SPOUSE, AND CHILDREN OF CERTAIN VETERANS. (a) In this subsection, "eligible veteran" means a person verified by the department of veterans affairs to be either of the following:

1. A person who has served on active duty under honorable conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the national guard, or in a reserve component of the U.S. armed forces; who was a resident of this state at the time of entry into that service; and who, while a resident of this state, either died on active duty, or died in the line of duty while on active or inactive duty for training purposes.

2. A person who was a resident of this state at the time of entry into service described in subd. 1. and who, while a resident of this state, incurred at least a 30 percent service−connected disability rating under 38 USC 1114 or 1134.

(b) Except as provided in subds. 1. to 3., the district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer, to any resident student who is also any of the following:

1. A spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service−connected disability rating.

2. An unremarried surviving spouse of an eligible veteran. The remission under this subdivision applies only during the first 10 years after the veteran died.

3. A child of an eligible veteran, if the child is at least 18 but not yet 26 years of age and is a full−time student at a technical college.

SECTION 709n. 38.24 (8) of the statutes is created to read:

38.24 **(8)** FEE REMISSION FOR VETERANS. (a) In this subsection, "veteran" means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45, as being a resident at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces, and as meeting any of the following conditions:

1. The person has served on active duty for at least one qualifying term of service under subds. 2. to 4. under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces during a war period or in a crisis zone.

2. The person has served on active duty in the U.S. armed forces or in forces incorporated in the U.S. armed forces under honorable conditions, for 2 continuous years or more or for the full period of his or her initial service obligation, whichever is less.

3. The person has served on active duty for 90 days or more under honorable conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces during a war period or for any period of service under section 1 of executive order 10957 dated August 10, 1961.

4. The term of service in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces under honorable conditions entitled the person to receive the Armed Forces Expeditionary Medal, established by executive order 10977 on December 4, 1961, the Vietnam Service Medal established by executive order 11231 on July 8, 1965, the Navy Expeditionary Medal, the Marine Corps Expeditionary Medal, or an equivalent expeditionary or service medal.

5. The person was honorably discharged from the U.S. armed forces or from forces incorporated in the U.S. armed forces for a service−connected disability, for a disability subsequently adjudicated to have been service connected, or for reasons of hardship.

6. The person was released under honorable conditions from the U.S. armed forces or from forces incorporated in the U.S. armed forces due to a reduction in the U.S. armed forces.

(b) The district board shall grant remission equal to 50 percent of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters, whichever is longer, less the amount of any fees paid under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A), to any student who is a veteran.

SECTION 710. 38.28 (1m) (a) 1. of the statutes is amended to read:

38.28 **(1m)** (a) 1. "District aidable cost" means the annual cost of operating a technical college district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under sub. (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), and 118.55 (7r), ~~and 146.55 (5),~~ all receipts from grants awarded under ss. 38.04 (8), (20), (28), and (31), 38.14 (11), 38.26, 38.27, 38.33, and 38.38, all fees collected under s. 38.24, and driver education and chauffeur training aids.

SECTION 713m. 38.35 of the statutes is repealed.

SECTION 714d. 38.40 (title) of the statutes is amended to read:

38.40 (title) **~~School−to−work,~~ Technical preparation, school−to−work, and work−based learning programs.**

SECTION 715d. 38.40 (1) of the statutes is amended to read:

38.40 **(1)** EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall plan, coordinate, administer, and implement the technical preparation, school−to−work, and work−based learning programs under sub. (1m) and such other employment and education programs as the governor may by executive order assign to the board. Notwithstanding any limitations placed on the use of state employment and education funds under this section or under an executive order assigning an employment and education program to the board, the board may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

SECTION 716d. 38.40 (1m) (title) of the statutes is amended to read:

38.40 **(1m)** (title) ~~SCHOOL−TO−WORK~~ TECHNICAL PREPARATION, SCHOOL−TO−WORK, AND WORK−BASED LEARNING PROGRAMS.

SECTION 716m. 38.40 (1m) (a) of the statutes is created to read:

38.40 **(1m)** (a) A technical preparation program that includes the technical preparation programs under s. 118.34.

SECTION 719d. 38.40 (2) of the statutes is amended to read:

38.40 **(2)** INTERAGENCY ASSISTANCE. The council on workforce investment established under 29 USC 2821 and the department of public instruction shall assist the board in providing the technical preparation, school−to−work, and work−based learning programs under sub. (1m).

SECTION 724m. 38.41 of the statutes is created to read:

38.41 Jobs advantage training program. (1) Subject to sub. (2), the board may award a grant to a business if all of the following apply: **Vetoed In Part**

(a) The business is located in this state and satisfies any of the following criteria: **Vetoed In Part**

1. The business has not more than 50 full−time employees.

2. The business had not more than $5,000,000 in gross annual income in the year preceding the year in which the business receives the grant.

(b) The business has been in compliance with s. 77.58 for at least 6 months before applying for the grant.

(c) The business agrees in writing to use the grant only to provide skills training or other education related to the needs of the business to current or prospective employees of the business.

(d) The business agrees in writing to comply with sub. (2) (c).

(e) The business submits a plan to the board detailing the proposed use of the grant, and the board approves the plan.

(f) The business enters into a written agreement with the board that specifies the conditions for the use of the grant, including reporting and auditing requirements.

(g) The business agrees in writing to submit to the board the report required under sub. (3) by the time required under sub. (3).

(h) The business provides matching funds at least equal to the amount of the grant. The board may waive the requirement under this paragraph if the board determines that the business is subject to extreme financial hardship.

Vetoed In Part **(2)** (a) The board may not award a business more than $20,000 in grants under this section.

Vetoed In Part (b) Annually, each district board shall submit to the board a list of the types of businesses that the district board believes, based upon regional need, should be given preference in the granting of awards. The board shall give preference to those types of businesses designated by the district boards in awarding grants under this section.

Vetoed In Part (c) A grant under this section may not be used for any of the following:

Vetoed In Part 1. To pay more than 80 percent of the cost of any skills training or other education related to the needs of the recipient business that is provided to the owner of the business, the owner's spouse, or a child of the owner .

Vetoed In Part 2. To pay wages or compensate for lost revenue, if any, in connection with providing the training or other education, or otherwise.

Vetoed In Part **(3)** A business that receives a grant under this section shall submit to the board, within 6 months after spending the full amount of the grant proceeds, a report detailing how the grant proceeds were used.

(4) The board shall promulgate rules to implement and administer this section.

SECTION 725g. 38.50 (11) of the statutes is created to read:

38.50 **(11)** CLOSED SCHOOLS; PRESERVATION OF RECORDS. (a) In this subsection:

1. "Association" means the Wisconsin Association of Independent Colleges and Universities or a successor organization.

2. Notwithstanding sub. (1) (e), "school" has the meaning given in sub. (1) (e) (intro.) and also includes a school described in sub. (1) (e) 1., 6., 7., or 8.

3. "Student record" means, in the case of a school, as defined in sub. (1) (e) (intro.), a transcript for a student or former student of a school showing the name of the student, the title of the program in which the student was or is enrolled, the total number of credits or hours of instruction completed by the student, the dates of enrollment, the grade for each course, lesson, or unit of instruction completed by the student, the student's cumulative grade for the program, and an explanation of the school's credit and grading system. In the case of a school described in sub. (1) (e) 1., 6., 7., or 8., "student record" means a transcript for a student or former student of the school showing such information about the academic work completed by the student or former student as is customarily maintained by the school.

(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, if the student records of the school are not taken into possession under subd. 2., and if the board 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 may take possession of those student records.

2. If a school operating in this state that is a member of the association discontinues its operations, proposes to discontinue its operations, or is in imminent danger of discontinuing its operations as determined by the association and if the association 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 association shall 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 or association may seek a court order authorizing the board or association to take possession of those student records.

(d) The board or association shall preserve a student record that comes into the possession of the board or association under par. (b) 1. or 2. 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 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 or association shall provide a copy of the student record to the requester. The board 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 under this paragraph shall be credited to the appropriation account under s. 20.292 (2) (i).

SECTION 725m. 39.374 (2) of the statutes is amended to read:

39.374 **(2)** ~~There is created a separate nonlapsible trust fund designated the Wisconsin health education loan repayment fund consisting of all~~ All revenues received in repayment of loans funded under this section or loans financed from moneys made available under chapter 20, laws of 1981, section 2022 (1)~~. The board may pledge revenues received or to be received by the fund to secure revenue obligations issued under this section, and shall have all other powers necessary and convenient to distribute the proceeds of the revenue obligations and loan repayments in accordance with subch. II of ch. 18~~, shall be deposited in the general fund.

SECTION 727. 39.435 (7) (a) 1. of the statutes is amended to read:

39.435 **(7)** (a) 1. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.235 (1) (fe) for fiscal year ~~2005−06~~ 2007−08,

"base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2004−05~~ 2006−07.

SECTION 728d. 39.435 (7) (a) 2. of the statutes is amended to read:

39.435 **(7)** (a) 2. For purposes of ~~determining the appropriation~~ calculating the amount to be appropriated under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2005−06~~ 2007−08, "base amount" means the ~~maximum~~ appropriation amount ~~determined~~ calculated under par. (b) for the previous fiscal year.

SECTION 729d. 39.435 (7) (b) (intro.) of the statutes is amended to read:

39.435 **(7)** (b) (intro.) ~~Annually~~ Biennially, beginning on February 1, ~~2005~~ 2007, the board shall ~~determine the appropriation~~ calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next ~~fiscal year~~ biennium as follows:

SECTION 729f. 39.435 (7) (b) 1. of the statutes is amended to read:

39.435 **(7)** (b) 1. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the ~~current~~ next academic year at each institution within the University of Wisconsin System ~~has increased or decreased~~, as estimated by the board, will increase or decrease from the undergraduate academic fees charged for the ~~previous~~ current academic year.

SECTION 729h. 39.435 (7) (b) 1m. of the statutes is created to read:

39.435 **(7)** (b) 1m. The board shall determine the percentage by which the undergraduate academic fees that will be charged for the academic year after the next academic year at each institution within the University of Wisconsin System, as estimated by the board, will increase or decrease from the estimated undergraduate academic fees that will be charged for the next academic year.

SECTION 729j. 39.435 (7) (b) 2. of the statutes is amended to read:

39.435 **(7)** (b) 2. The appropriation for the ~~next~~ first fiscal year of the next biennium shall be the result obtained by increasing, to the nearest $100, the base amount by the ~~highest~~ average of the percentage ~~increase~~ increases determined under subd. 1., except that, if the undergraduate academic fees for the ~~current~~ next academic year ~~decreased or did~~ are estimated to decrease or not change from the undergraduate academic fees charged for the ~~previous~~ current academic year at each institution specified in subd. 1., the appropriation shall be the base amount.

SECTION 729k. 39.435 (7) (b) 2m. of the statutes is created to read:

39.435 **(7)** (b) 2m. The appropriation for the 2nd fiscal year of the next biennium shall be the result obtained by increasing, to the nearest $100, the base amount by the average of the percentage increases determined under subd. 1m., except that, if the undergraduate academic fees for the academic year after the next academic year are estimated to decrease or not change from the estimated undergraduate academic fees charged for the next academic year at each institution specified in subd. 1m., the appropriation shall be the base amount.

SECTION 730. 39.435 (8) of the statutes is amended to read:

39.435 **(8)** The board shall award grants under this section to University of Wisconsin System students from the ~~appropriations~~ appropriation under s. 20.235 (1) (fe) ~~and (ke)~~.

SECTION 731. 39.76 (1) of the statutes is amended to read:

39.76 **(1)** STATE REPRESENTATION ON THE EDUCATION COMMISSION OF THE STATES. There is created a 7−member delegation to represent the state of Wisconsin on the education commission of the states. The delegation shall consist of the governor, the state superintendent of public instruction, one senator and one representative to the assembly selected as are the members of standing committees in their respective houses, and 3 members appointed by the governor in compliance with s. 39.75 (3) (a) who shall serve at the pleasure of the governor. The chairperson of the delegation shall be designated by the governor from among its members. Members of the delegation shall serve without compensation but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties from the appropriation in s. 20.505 ~~(4) (ba)~~ (1) (ka). Annual commission membership dues shall be paid from the appropriation in s. 20.505 ~~(4) (ba)~~ (1) (ka).

SECTION 735b. Subchapter V (title) of chapter 39 [precedes 39.90] of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed.

SECTION 735c. 39.90 (title) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (title).

SECTION 735d. 39.90 (1) (intro.) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (intro.).

SECTION 735e. 39.90 (1) (a) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (a) and amended to read:

38.50 **(1)** (a) ~~"Board"~~ Notwithstanding s. 38.01 (2), "board" means the educational approval board.

SECTION 735f. 39.90 (1) (b) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (b).

SECTION 735g. 39.90 (1) (c) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (c).

SECTION 735h. 39.90 (1) (d) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (d).

SECTION 735i. 39.90 (1) (e) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (e).

SECTION 735j. 39.90 (1) (f) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (f).

SECTION 735k. 39.90 (1) (g) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (1) (g).

SECTION 735km. 39.90 (2) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (2).

SECTION 735m. 39.90 (3) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (3).

SECTION 735n. 39.90 (4) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (5) and amended to read:

38.50 **(5)** EMPLOYEES, QUARTERS. The board shall employ a person to perform the duties of an executive secretary and any other persons under the classified service that may be necessary to carry out the board's responsibilities. The person performing the duties of the executive secretary shall be in charge of the administrative functions of the board. The board shall, to the maximum extent practicable, keep its office with the ~~department of veterans affairs~~ technical college system board.

SECTION 735o. 39.90 (5) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (7).

SECTION 735p. 39.90 (6) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (8), and 38.50 (8) (b) and (c) 5., as renumbered, are amended to read:

38.50 **(8)** (b) *Solicitor's permit.* The application for a solicitor's permit shall be made on a form furnished by the board and shall be accompanied by a fee and a surety bond acceptable to the board in the sum of $2,000. The board shall, by rule, specify the amount of the fee for a solicitor's permit. The bond may be continuous and shall be conditioned to provide indemnification to any student suffering loss as the result of any fraud or misrepresentation used in procuring his or her enrollment or as a result of the failure of the school to perform faithfully the agreement the solicitor made with the student, and may be supplied by the solicitor or by the school itself either as a blanket bond covering each of its solicitors in the amount of $2,000 or the surety bond under sub. ~~(5)~~ (7) (i). Upon approval of a permit, the board shall issue an identification card to the solicitor giving his or her name and address, the name and address of the employing school, and certifying that the person whose name appears on the card is authorized to solicit students for the school. A permit shall be valid for one year from the date issued. Liability under this paragraph of the surety on the bond for each solicitor covered by the bond shall not exceed the sum of $2,000 as an aggregate for any and all students for all breaches of the conditions of the bond. The surety of a bond may cancel the bond upon giving 30 days' notice in writing to the board and shall be relieved of liability under this paragraph upon giving the notice for any breach of condition occurring after the effective date of the cancellation. An application for renewal shall be accompanied by a fee, a surety bond acceptable to the board in the sum of $2,000 if a continuous bond has not been furnished, and such information as the board requests of the applicant. The board shall, by rule, specify the amount of the fee for renewal of a solicitor's permit.

(c) 5. Failure of the school which the solicitor represents to meet requirements and standards established by and to comply with rules promulgated by the board under sub. ~~(5)~~ (7).

SECTION 735q. 39.90 (7) (title) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (title).

SECTION 735r. 39.90 (7) (a) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (a) and amended to read:

38.50 **(10)** (a) *Authority.* All proprietary schools shall be examined and approved by the board before operating in this state. Approval shall be granted to schools meeting the criteria established by the board for a period not to exceed one year. No school may advertise in this state unless approved by the board. All approved schools shall submit quarterly reports, including information on enrollment, number of teachers and their qualifications, course offerings, number of graduates, number of graduates successfully employed, and such other information as the board considers necessary. If a school closure results in losses to students, parents, or sponsors, the board may authorize the full or partial payment of those losses from the appropriation under s. ~~20.485 (5)~~ 20.292 (2) (gm).

SECTION 735s. 39.90 (7) (b) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (b).

SECTION 735t. 39.90 (7) (c) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (c).

SECTION 735u. 39.90 (7) (cm) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (cm).

SECTION 735v. 39.90 (7) (d) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (d).

SECTION 735w. 39.90 (7) (e) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (e).

SECTION 735x. 39.90 (7) (f) of the statutes, as created by 2005 Wisconsin Act .... (Assembly Bill 210), is renumbered 38.50 (10) (f).

SECTION 737. 40.03 (2) (b) of the statutes is amended to read:

40.03 **(2)** (b) Shall employ and select administrative, clerical or other employees as required for the administration of this chapter and establish the internal organization of the department~~, but the department shall always maintain an office in Milwaukee~~.

Vetoed In Part

SECTION 737e. 40.05 (1) (b) of the statutes is renumbered 40.05 (1) (b) 1. and amended to read:

40.05 **(1)** (b) 1. ~~In~~ Subject to subd. 2., in lieu of employee payment, the employer may pay all or part of the contributions required by par. (a), but all the payments shall be available for benefit purposes to the same extent as required contributions deducted from earnings of the participating employees. Action to assume employee contributions as provided under this paragraph shall be taken at the time and in the form determined by the governing body of the participating employer. The state shall pay under this paragraph for employees who are covered by a collective bargaining agreement under subch. V of ch. 111 ~~and for employees whose fringe benefits are determined under s. 230.12~~ an amount equal to 4% of the earnings paid by the state unless otherwise provided in a collective bargaining agreement under subch. V of ch. 111 ~~or unless otherwise determined under s. 230.12~~. The University of Wisconsin Hospitals and Clinics Authority shall pay under this paragraph for employees who are covered by a collective bargaining agreement under subch. I of ch. 111 and for employees whose fringe benefits are determined under s. 233.10 an amount equal to 4% of the earnings paid by the authority unless otherwise provided in a collective bargaining agreement under subch. I of ch. 111 or unless otherwise determined under s. 233.10. ~~The state shall pay under this paragraph for employees who are not covered by a collective bargaining agreement under subch. V of ch. 111 and for employees whose fringe benefits are not determined under s. 230.12 an amount equal to 4% of the earnings paid by the state unless a different amount is recommended by the director of the office of state employment relations and approved by the joint committee on employment relations in the manner provided for approval of changes in the compensation plan under s. 230.12 (3).~~ The University of Wisconsin Hospitals and Clinics Authority shall pay under this paragraph for its employees who are not covered by a collective bargaining agreement under subch. I of ch. 111 an amount equal to 4% of the earnings paid by the authority unless a different amount is established by the board of directors of the authority under s. 233.10.

Vetoed In Part

SECTION 737r. 40.05 (1) (b) 2. of the statutes is created to read:

40.05 **(1)** (b) 2. The state may not pay for its employees who are not covered by a collective bargaining agreement under subch. V of ch. 111 the first 1.5 percent of earnings that the employees are required to pay as contributions under par. (a). For state employees whose fringe benefits are determined under s. 230.12, the state shall pay any remaining contributions under par. (a) in an amount determined under s. 230.12. For state employees whose fringe benefits are determined under a compensation plan other than under s. 230.12, the state shall pay any remaining contributions under par. (a) in an amount recommended by the director of the office of state employment relations and approved by the joint committee on employment relations in the manner provided for approval of changes in the compensation plan under s. 230.12 (3).

Vetoed In Part

SECTION 738p. 40.05 (4) (bp) 3. c. of the statutes is repealed.

SECTION 740m. 41.11 (6) of the statutes is created to read:

41.11 **(6)** CERTAIN EXPENDITURES REQUIRED. From the appropriation under s. 20.380 (1) (b), (kg), or (w), the department shall expend the following amounts for the following purposes:

(a) In each fiscal year, not less than $125,000 to conduct or contract for marketing activities related to sporting activities and events.

(b) In each fiscal year, at least $25,000 for state sponsorship of, and advertising during, media broadcasts of the Milwaukee symphony.

(c) In each biennium, at least $50,000 for grants to America's Black Holocaust Museum in the city of Milwaukee.

(d) In each biennium, at least $200,000 for grants to the Milwaukee Public Museum for Native American exhibits and activities.

SECTION 741. 41.17 (5) of the statutes is amended to read:

41.17 **(5)** FUNDING SOURCE. Subject to the 50% limitation under s. 20.380 (1) (b) and the proportional expenditure requirements under s. 20.380 (1) (b) and (kg), the department shall expend, from the appropriations under s. 20.380 (1) (b) ~~and~~, (kg), and (v), at least $1,130,000 in the aggregate in each fiscal year in joint effort marketing funds under this section.

SECTION 743. 44.53 (1) (fm) of the statutes is created to read:

44.53 **(1)** (fm) Conduct a program identical to that described in par. (f), but only for American Indian individuals and groups. The program shall be funded from the appropriation under s. 20.215 (1) (km).

SECTION 744. 44.53 (2) (am) of the statutes is created to read:

44.53 **(2)** (am) Enter into contracts with American Indian individuals, organizations and institutions and American Indian tribal governments for services furthering the development of the arts and humanities.

SECTION 745b. 45.03 (5) (c) 1. a. of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.03 **(5)** (c) 1. a. Without limitation by reason of any other provisions of the statutes except s. 16.848, unless otherwise required by law, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings owned by the state that are under the jurisdiction of the department for the consideration and upon the terms and conditions as in the judgment of the board are in the public interest.

SECTION 745d. 45.03 (13) (j) of the statutes is created to read:

45.03 **(13)** (j) Provide grants to eligible persons who administer a program to identify, train, and place volunteers at the community level who will assist national guard members, members of the U.S. armed forces or forces incorporated in the U.S. armed forces, and their spouses and dependents, who return to this state after serving on active duty. The department shall make available to the volunteers, veterans, and their spouses and dependents, a packet of information about the benefits that they may be eligible to receive from the state or federal government. This paragraph does not apply after June 30, 2007.

SECTION 745f. 45.03 (13) (k) of the statutes is created to read:

45.03 **(13)** (k) Provide $117,300 in 2005−06 and $117,300 in 2006−07 to a housing authority in a 1st class city in a county with a population of at least 500,000 to supplement the housing costs of chronically homeless veterans and their families if the housing authority does all of the following:

1. Provides evidence that the money will be used to provide multi−family housing for individuals and families that contain at least one veteran who has been chronically homeless.

2. Uses at least 50 percent of the money for supplementing temporary privately owned rental housing costs and the remainder for subsidizing public rental housing costs.

3. In coordination with the department, submits reports to the legislature under s. 13.172 (2) and to the governor by August 15, 2006, and August 15, 2007, that contain the following information related to the money received in the previous fiscal year:

a. The number of veterans that received a housing supplement.

b. The size of the veterans' households.

c. The amount of the supplement and time that the supplement was provided to each veteran's household.

d. The housing status of the assisted veteran's household at the time the supplement ended.

e. Any other information that the department considers necessary to evaluate the program.

SECTION 745h. 45.03 (13) (L) of the statutes is created to read:

45.03 **(13)** (L) Provide verification to the educational institution of the information required under s. 36.27 (3p) (a) or 38.24 (8) (a).

SECTION 745i. 45.03 (13) (m) of the statutes is created to read:

45.03 **(13)** (m) Provide verification to the educational institution of the information required under s. 36.27 (3n) (a) or 38.24 (7) (a).

SECTION 745j. 45.03 (13) (n) of the statutes is created to read:

45.03 **(13)** (n) Provide verification to the department of revenue of the information required under s. 71.07 (6e) (a) 2. or 3.

SECTION 746g. 45.20 of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed and recreated to read:

45.20 Tuition reimbursement. (1) DEFINITIONS. In this section:

(a) "Institution of higher education" has the meaning given in 20 USC 1001 (a).

(c) "Part−time classroom study" means any of the following:

1. Enrollment in courses for which no more than 11 semester or the equivalent trimester or quarter credits will be given upon satisfactory completion.

2. Enrollment in courses during a summer semester or session.

(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 under s. 38.50, means the charge for the courses for which a person is enrolled.

(2) TUITION REIMBURSEMENT PROGRAM. (a) *Administration.* 1. The department shall administer a tuition reimbursement program for eligible veterans enrolling as undergraduates in any institution of higher education in this state, enrolling in a school that is approved under s. 45.03 (11), enrolling in a proprietary school that is approved under s. 38.50, enrolling in a public or private high school, or receiving a waiver of nonresident tuition under s. 39.47.

2. 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 under s. 38.50, if any of the following applies:

a. The part−time classroom study is not offered within 50 miles of the veteran's residence by any school or institution under this paragraph and the educational institution from which the study is offered is located not more than 50 miles from the boundary line of this state.

b. The correspondence course is not offered in this state.

(b) *Eligibility.* 1. A veteran is eligible for the tuition reimbursement program if he or she meets all of the following criteria:

a. The annual income of the veteran and his or her spouse does not exceed $50,000 plus $1,000 for each dependent in excess of 2 dependents.

b. The veteran applies for the program for courses begun within 10 years after separation from the service. This subd. 1. b. does not apply to a veteran who is applying for reimbursement for up to 60 credits of part−time classroom study courses.

c. The veteran is a resident at the time of application for the program and was a Wisconsin resident at the time of entry into service or was a resident for any consecutive 12−month period after entry into service and before the date of his or her application. If a person applying for a benefit under this subsection meets the residency requirement of 12 consecutive months, the department may not require the person to reestablish that he or she meets that residency requirement when he or she later applies for any other benefit under this chapter that requires that residency.

2. In determining eligibility under this subsection, the department shall verify all reported income amounts.

3. A veteran is not eligible under this program if the veteran has an undergraduate degree from any institution of higher education.

(c) *Program benefits.* 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 under s. 38.50, any public or private high school, 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.

2. An application for reimbursement of tuition under this subsection shall meet all of the following requirements:

a. Be completed and received by the department no later than 60 days after the completion of the semester or course. The department may accept an application received more than 60 days after the completion of the semester or course if the applicant shows good cause for the delayed receipt.

b. Contain the information necessary to establish eligibility as determined by the department.

c. Be on the application form established by the department.

d. Contain the signatures of both the applicant and a representative of the institution or school certifying that the applicant has satisfactorily completed the semester.

3. Reimbursement provided under this subsection shall be paid from the appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the amount available under s. 20.485 (2) (tf), the department may reduce the reimbursement percentage, except to disabled veterans who are eligible for 100 percent of tuition and fees under par. (e), or deny applications for reimbursement that would otherwise qualify under this subsection. In those cases, the department shall determine the reimbursement percentage, except to disabled veterans who are eligible for 100 percent of tuition and fees under par. (e), and eligibility on the basis of the dates on which applications for reimbursement were received.

4. Reimbursement of tuition and fees for a course may be provided at an institution or school under this paragraph other than the one from which the veteran is receiving his or her degree or certificate of graduation or course completion if all of the following apply:

a. The curriculum at the institution or school consists only of courses necessary to complete a degree in a particular course of study.

b. The course is accepted as transfer credits at the institution or school listed under this paragraph from which the veteran is receiving his or her degree but is not available at that institution or school.

(d) *Limitations.* 1. 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 under s. 38.50, at a public or private high school, or at an institution where he or she is receiving a waiver of nonresident tuition under s. 39.47 is limited to the following:

a. If the veteran served on active duty, except service on active duty for training purposes, for 90 to 180 days, the veteran may be reimbursed for a maximum of 30 credits or 2 semesters, or an equivalent amount of credits or semesters if at a school other than an institution of higher education.

b. If the veteran served on active duty, except service on active duty for training purposes, for 181 to 730 days, the veteran may be reimbursed for a maximum of 60

credits or 4 semesters, or an equivalent amount of credits or semesters if at a school other than an institution of higher education.

c. If the veteran served on active duty, except service on active duty for training purposes, for more than 730 days, the veteran may be reimbursed for a maximum of 120 credits or 8 semesters, or an equivalent amount of credits or semesters if at a school other than an institution of higher education.

2. The department may provide reimbursement under this subsection to a veteran who is delinquent in child support or maintenance payments or who owes past support, medical expenses or birth expenses, as established by appearance of the veteran's name on the statewide support lien docket under s. 49.854 (2) (b), only if the veteran provides the department with one of the following:

a. A repayment agreement that the veteran has entered into, that has been accepted by the county child support agency under s. 59.53 (5) and that has been kept current for the 6−month period immediately preceding the date of the application.

b. A statement that the veteran is not delinquent in child support or maintenance payments and does not owe past support, medical expenses or birth expenses, signed by the department of workforce development or its designee within 7 working days before the date of the application.

3. A veteran may not receive reimbursement under this subsection for any semester in which he or she is eligible for or received a grant under s. 21.49 or under 10 USC 2007.

4. A veteran may not receive reimbursement under this subsection for any semester in which the veteran fails to receive at least a 2.0 grade point average or an average grade of "C".

(e) *Disabled veteran eligibility.* A disabled veteran who meets the requirements under this subsection and whose disability is rated at 30% or more under 38 USC 1114 or 1134 may be reimbursed for up to 100% of the cost of tuition and fees, but that reimbursement is limited to 100% of the standard cost for a state resident for tuition and fees for an equivalent undergraduate course at the University of Wisconsin−Madison per course if the tuition and fees are for an undergraduate semester in any institution of higher education.

(f) *Reporting requirements.* The department shall promulgate a rule that establishes the number of days after the commencement of an academic term that begins after December 31, 2005, by which a veteran who will be seeking reimbursement under this section must provide the department with all of the following information:

1. The veteran's name.

2. The educational institution the veteran is attending.

3. Whether the veteran is enrolled full−time or part−time at the educational institution.

4. An estimate of the amount of tuition reimbursement that the veteran will claim at the end of the academic term.

SECTION 746r. 45.21 (2) (a) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), 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 by the educational approval board under s. ~~39.90~~ 38.50, 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 763p. 45.31 (9) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.31 **(9)** "Home" means a building or portion of a building used ~~as the veteran's principal place of~~ by the veteran as a residence, and includes condominiums and income−producing property, a portion of which is used as a principal place of residence by the veteran, and the land, including existing improvements, appertaining to the building.

SECTION 763q. 45.31 (15) of the statutes is created to read:

45.31 **(15)** "Qualified veterans' mortgage bonds" means federally tax−exempt bonds issued under the authority of 26 USC 143.

SECTION 763r. 45.33 (1) (d) of the statutes is created to read:

45.33 **(1)** (d) Any person who has completed 6 continuous years of service under honorable conditions in the army or air national guard or in any reserve component of the U.S. armed forces, and who is living in this state at the time of his or her application for benefits.

SECTION 763s. 45.34 (1) (c) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.34 **(1)** (c) A loan ~~of not more than $25,000~~ to improve a home, including the construction of a garage or the removal or other alteration of existing improvements that were made to improve the accessibility of a home for a permanently and totally disabled individual.

SECTION 763t. 45.34 (1) (d) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed and recreated to read:

45.34 **(1)** (d) Refinancing the balance due on an indebtedness that was incurred for a use designated in pars. (a) to (c).

SECTION 763u. 45.34 (2) (b) 1. of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.34 **(2)** (b) 1. The ~~residence~~ property to be purchased, constructed, improved, or refinanced with financial assistance under this subchapter will be used ~~as the person's principal~~ by the person as a residence.

SECTION 763v. 45.34 (3) of the statutes is created to read:

45.34 **(3)** QUALIFIED VETERANS MORTGAGE BONDS. If the source of the funding for a loan under this subchapter is the proceeds of a qualified veterans mortgage bond, the department shall apply any applicable requirements of the Internal Revenue Code in determining a person's eligibility for a loan to assure that the bonds are exempt from federal tax.

SECTION 795c. 45.40 of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is repealed and recreated to read:

45.40 Assistance to needy veterans. (1) SUBSISTENCE AID. (a) The department may provide subsistence payments to a veteran on a month−to−month basis or for a 3−month period. The department may pay subsistence aid for a 3−month period if the veteran will be incapacitated for more than 3 months and if earned or unearned income or aid from sources other than those listed in the application will not be available in the 3−month period. The department may provide subsistence payments only to a veteran who has suffered a loss of income due to illness, injury, or natural disaster. The department may grant subsistence aid under this subsection to a veteran whose loss of income is the result of abuse of alcohol or other drugs only if the veteran is participating in an alcohol and other drug abuse treatment program that is approved by the department. No payment may be made under this subsection if the veteran has other assets or income available to meet basic subsistence needs or if the veteran is eligible to receive aid from other sources to meet those needs.

(b) The maximum amount that any veteran may receive under this subsection per occurrence during a consecutive 12−month period may not exceed $2,000.

(2) HEALTH CARE. (a) The department may provide health care aid to a veteran for dental care, including dentures; vision care, including eyeglass frames and lenses; and hearing care, including hearing aids.

(b) The maximum amount that may be paid under this subsection for any consecutive 12−month period may not exceed $2,500 for dental care, $500 for vision care, and $1,500 per ear for hearing care.

(c) The department may not provide health care aid under this subsection unless the aid recipient's health care provider agrees to accept, as full payment for the health care provided, the amount of the payment, the amount of the recipient's health insurance or other 3rd−party payments, if any, and the amount that the department determines the veteran is capable of paying. The department may not pay health care aid under this subsection if the liquid assets of the veteran are in excess of $1,000.

(2m) DEPENDENTS ELIGIBILITY. (a) The unremarried spouse and dependent children of a veteran who died on active duty, or in the line of duty while on active or inactive duty for training purposes, in the U.S. armed forces or forces incorporated in the U.S. armed forces are eligible to receive payments under subs. (1) and (2) if the household income of those persons does not exceed the income limitations established under sub. (3m).

(b) The spouse and dependent children of a member of the U.S. armed forces or of the Wisconsin national guard who has been activated or deployed to serve in the U.S. armed forces who are residents of this state, who have suffered a loss of income due to that activation or deployment, and who experience an economic emergency during the member's activation or deployment are eligible to receive assistance under subs. (1) and (2).

(3) LIMITATIONS. The total cumulative amount that any veteran may receive under this section may not exceed $5,000.

(3m) RULES. The department shall promulgate rules establishing eligibility criteria and household income limits for payments under subs. (1), (2), and (2m).

(4) APPROPRIATIONS. The department may make payments under this section from the appropriation in s. 20.485 (2) (vm). Nothing in this section empowers the department to incur any state debt.

(5) JOINT FINANCE SUPPLEMENTAL FUNDING. The department may submit a request to the joint committee on finance for supplemental funds from the veterans trust fund to be credited to the appropriation account under s. 20.485 (2) (vm) to provide payments under this section. The joint committee on finance may, from the appropriation under s. 20.865 (4) (u), supplement the appropriation under s. 20.485 (2) (vm) in an amount equal to the amount that the department expects to expend under this section. If the cochairpersons of the committee do not notify the department that the committee has scheduled a meeting for the purpose of reviewing the request for a supplement within 14 working days after the date of the department's notification, the supplement to the appropriation is approved. If, within 14 working days after the date of the department's notification, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed supplement, the supplement may occur only upon approval of the committee.

SECTION 795d. 45.42 (2) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.42 **(2)** The department may lend a veteran, a veteran's unremarried surviving spouse, or a deceased veteran's child not more than $25,000, or a lesser amount established by the department under sub. (9). The depart-

ment may prescribe loan conditions, but the term of the loan may not exceed 10 years, or a shorter term established by the department under sub. (12). The department shall ensure that the proceeds of any loan made under this section shall first be applied to pay any delinquent child support or maintenance payments owed by the person receiving the loan and then to pay any past support, medical expenses, or birth expenses owed by the person receiving the loan.

SECTION 795e. 45.42 (12) of the statutes is created to read:

45.42 **(12)** Subject to the limit established in sub. (2), the department may periodically adjust the maximum term limits for loans based upon financial market conditions, funds available, needs of the veterans trust fund, or other factors that the department considers relevant.

Vetoed In Part

SECTION 795f. 45.50 (6) (a) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.50 **(6)** (a) The department may enter into agreements for furnishing and charging for water ~~and sewer~~ service from facilities constructed at and for veterans homes to public and private properties lying in the immediate vicinity of veterans homes.

SECTION 795g. 45.51 (3) (b) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.51 **(3)** (b) Spouses, surviving spouses, and parents derive their eligibility from the eligibility of the person under sub. (2) (a) 1. or 2. Surviving spouses and parents of eligible persons under sub. (2) (a) 1. or 2. ~~are~~ shall not be eligible ~~for admission only to a skilled nursing facility at a veterans home~~ for admission to the Wisconsin Veterans Home at Union Grove or the Wisconsin Veterans Home at King unless a home's overall occupancy level is below an optimal level as determined by the board.

SECTION 795h. 45.51 (10) (b) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.51 **(10)** (b) ~~The~~ Except where a sale occurs under s. 16.848, the department may manage, sell, lease, or transfer property passing to the state pursuant to this section or conveyed to it by members, defend and prosecute all actions concerning it, pay all just claims against it, and do all other things necessary for the protection, preservation, and management of the property. All expenditures necessary for the execution of functions under this paragraph or sub. (14) shall be made from the appropriation in s. 20.485 (1) (h).

SECTION 820g. 45.60 (2) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210) is amended to read:

45.60 **(2)** STIPENDS. From the appropriation under s. 20.485 (2) ~~(q)~~ (dm), the department shall reimburse a local unit of a member organization of the council on veterans programs or a local unit of a veterans organization certified by the department to provide military funeral honors for the costs of providing military funeral honors in this state to a person described in sub. (1). The reimbursement may not exceed $50 for each funeral for which military honors are provided.

SECTION 824m. 45.82 (4) of the statutes, as affected by 2005 Wisconsin Act .... (Assembly Bill 210), is amended to read:

45.82 **(4)** The department shall provide grants to the governing bodies of federally recognized American Indian tribes and bands from the appropriation under s. 20.485 (2) ~~(vz)~~ (km) if that governing body enters into an agreement with the department regarding the creation, goals, and objectives of a tribal veterans service officer, appoints a veteran to act as a tribal veterans service officer, and gives that veteran duties similar to the duties described in s. 45.80 (5), except that the veteran shall report to the governing body of the tribe or band. The department may make annual grants of up to ~~$2,500~~ $8,500 under this subsection and shall promulgate rules to implement this subsection.

SECTION 827. 46.03 (30) (a) of the statutes is amended to read:

46.03 **(30)** (a) To provide for an orderly reduction of state institutional primary psychiatric services the department may approve the institutes entering into contracts with county departments under s. 51.42 for providing primary psychiatric care. If excess capacity exists at state operated mental health institutes, the department shall, subject to s. 16.848, explore ~~whether~~ the possible sale or lease of such excess facilities ~~may be sold or leased~~ to a county department under s. 51.42.

SECTION 830. 46.034 (3) of the statutes is amended to read:

46.034 **(3)** With the agreement of the affected county board of supervisors in a county with a single−county department or boards of supervisors in counties with a multicounty department, effective for the contract period beginning January 1, 1980, the department may approve a county with a single−county department or counties participating in a multicounty department to administer a single consolidated aid consisting of the state and federal financial aid available to that county or those counties from appropriations under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o) for services provided and purchased by county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437. Under such an agreement, in the interest of improved service coordination and effectiveness, the county board of supervisors in a county with a single−county department or county boards of supervisors in counties with a multicounty department may reallocate among county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 funds that otherwise would be specified for use by a single county department. The budget under s. 46.031 (1) shall be the vehicle for expressing the proposed use of the single consolidated fund by the

county board of supervisors in a county with a single−county department or county boards of supervisors in counties with a multicounty department. Approval by the department of this use of the fund shall be in the contract under s. 46.031 (2g). Counties that were selected by the department to pilot test consolidated aids for contract periods beginning January 1, 1978, may continue or terminate consolidation with the agreement of the affected county board of supervisors in a county with a single−county department or county boards of supervisors in counties with a multicounty department.

SECTION 831. 46.035 (1) (a) of the statutes is amended to read:

46.035 **(1)** (a) The term "existing building" in relation to any conveyance, lease or sublease made under sub. (2) (a) ~~1., 2. and 3.~~, (b), and (c) means all detention, treatment, administrative, recreational, infirmary, hospital, vocational and academic buildings; all dormitories and cottages; all storage facilities, heating plants, sewage disposal plants, and such other buildings, structures, facilities and permanent improvements as in the judgment of the secretary are needed or useful for the purposes of the department, and all equipment therefor and all improvements and additions thereto which were erected, constructed or installed prior to the making of such conveyance, lease or sublease.

SECTION 832. 46.035 (1) (b) of the statutes is amended to read:

46.035 **(1)** (b) The term "new building" in relation to any conveyance, lease or sublease made under sub. (2) (a) ~~1., 2. and 3.~~, (b), and (c) means all detention, treatment, administrative, recreational, infirmary, hospital, vocational and academic buildings; all dormitories and cottages; all storage facilities, heating plants, sewage disposal plants, and such other buildings, structures, facilities and permanent improvements as in the judgment of the secretary are needed or useful for the purposes of the department, and all equipment therefor and all improvements and additions thereto which are erected, constructed or installed after the making of such conveyance, lease or sublease.

SECTION 833. 46.035 (2) (intro.) of the statutes is repealed.

SECTION 834. 46.035 (2) (a) of the statutes is renumbered 46.035 (2), and 46.035 (2) (intro.), (a) and (c) to (j), as renumbered, are amended to read:

46.035 **(2)** (intro.) In order to provide new buildings and to enable the construction and financing thereof, to refinance indebtedness hereafter created by a nonprofit corporation for the purpose of providing a new building or buildings or additions or improvements thereto which are located on land owned by, or owned by the state and held for, the department or on lands of the institutions under the jurisdiction of the department or by the nonprofit corporation, or for any one or more of said purposes, but for no other purpose unless authorized by law, the department has, subject to s. 16.848, the following powers and duties:

(a) Without limitation by reason of any other provisions of the statutes except s. 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or of any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the secretary are in the public interest.

(c) The power to lease or sublease from such nonprofit corporation, and to make available for public use, any such land and existing buildings conveyed or leased to such nonprofit corporation under ~~subds. 1. and 2.~~ pars. (a) and (b), and any new buildings erected upon such land or upon any other land owned by such nonprofit corporation, upon such terms, conditions and rentals, subject to available appropriations, as in the judgment of the secretary are in the public interest. With respect to any property conveyed to such nonprofit corporation under ~~subd. 1.~~ par. (a), such lease from such nonprofit corporation may be subject or subordinated to one or more mortgages of such property granted by such nonprofit corporation.

(d) The duty to submit the plans and specifications for all such new buildings and all conveyances, leases and subleases made under this ~~section~~ subsection to the department of administration and the governor for written approval before they are finally adopted, executed and delivered.

(e) The power to pledge and assign all or any part of the revenues derived from the operation of such new buildings as security for the payment of rentals due and to become due under any lease or sublease of such new buildings under ~~subd. 3~~ par. (c).

(f) The power to covenant and agree in any lease or sublease of such new buildings made under ~~subd. 3.~~ par. (c) to impose fees, rentals or other charges for the use and occupancy or other operation of such new buildings in an amount calculated to produce net revenues sufficient to pay the rentals due and to become due under such lease or sublease.

(g) The power to apply all or any part of the revenues derived from the operation of existing buildings to the payment of rentals due and to become due under any lease or sublease made under ~~subd. 3~~ par. (c).

(h) The power to pledge and assign all or any part of the revenues derived from the operation of existing buildings to the payment of rentals due and to become due under any lease or sublease made under ~~subd. 3~~ par. (c).

(i) The power to covenant and agree in any lease or sublease made under ~~subd. 3.~~ par. (c) to impose fees, rentals or other charges for the use and occupancy or other operation of existing buildings in an amount calculated to produce net revenues sufficient to pay the rentals due and to become due under such lease or sublease.

(j) The power and duty, upon receipt of notice of any assignment by any such nonprofit corporation of any lease or sublease made under ~~subd. 3.~~ par. (c), or of any of its rights under any such sublease, to recognize and give effect to such assignment, and to pay to the assignee thereof rentals or other payments then due or which may become due under any such lease or sublease which has been so assigned by such nonprofit corporation.

SECTION 835. 46.035 (2) (b) of the statutes is renumbered 46.035 (3) and amended to read:

46.035 **(3)** The state ~~shall be~~ is liable for accrued rentals and for any other default under any lease or sublease made under ~~par. (a) 3.~~ sub. (2) (c), and may be sued therefor on contract as in other contract actions pursuant to ch. 775, except that it ~~shall not be~~ is not necessary for the lessor under any such lease or sublease or any assignee of such lessor or any person or other legal entity proceeding on behalf of such lessor to file any claim with the legislature prior to the commencement of any such action.

SECTION 836. 46.035 (2) (c) of the statutes is renumbered 46.035 (4).

SECTION 837. 46.035 (2) (d) of the statutes is repealed.

SECTION 838. 46.035 (2) (e) of the statutes is renumbered 46.035 (5) and amended to read:

46.035 **(5)** All laws, except s. 16.848 and ch. 150, ~~conflicting~~ that conflict with any provisions of this section, are, insofar as they conflict with this section and no further, superseded by this section.

SECTION 839. 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) $1,379,300 in fiscal year ~~2003−04~~ 2005−06 and $1,379,300 in fiscal year ~~2004−05~~ 2006−07 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) ~~$2,086,700~~ $2,271,200 in fiscal year ~~2003−04~~ 2005−06 and ~~$2,155,600~~ $2,390,600 in fiscal year ~~2004−05~~ 2006−07 for services for juveniles placed at the Mendota juvenile treatment center. The department of health and family services may charge the department of corrections not more than the actual cost of providing those services.

SECTION 840. 46.06 (intro.) of the statutes is created to read:

46.06 Lands; condemnation, easements, leases, sales, purchases. (intro.) Subject to s. 16.848:

SECTION 841m. 46.07 of the statutes is amended to read:

46.07 Property of patients or residents. All money including wages and other property delivered to an officer or employee of any institution for the benefit of a patient or resident shall ~~forthwith~~ be delivered to the steward, who shall enter the ~~same~~ money upon the steward's books to the credit of the patient or resident. The property shall be used only under the direction and with the approval of the superintendent and for the crime victim and witness assistance surcharge under s. 973.045 (4), the delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid analysis surcharge under s. 973.046, the drug offender diversion surcharge under s. 973.043, or the benefit of the patient or resident. If the money remains uncalled for for one year after the patient's or resident's death or departure from the institution, the superintendent shall deposit the ~~same~~ money in the general fund. If any patient or resident leaves property, other than money, uncalled for at an institution for one year, the superintendent shall sell the property, and the proceeds shall be deposited in the general fund. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (c).

SECTION 842. 46.09 (intro.) of the statutes is created to read:

46.09 Purchases, bills, audits, payments. (intro.) Subject to s. 16.848:

SECTION 843. 46.10 (14) (a) of the statutes is amended to read:

46.10 **(14)** (a) Except as provided in pars. (b) and (c), liability of a person specified in sub. (2) or s. 46.03 (18) for inpatient care and maintenance of persons under 18 years of age at community mental health centers, a county mental health complex under s. 51.08, the centers for the developmentally disabled, the Mendota Mental Health Institute, and the Winnebago Mental Health Institute or care and maintenance of persons under 18 years of age in residential, nonmedical facilities such as group homes, foster homes, treatment foster homes, ~~child caring institutions,~~ subsidized guardianship homes, residential care centers for children and youth, and juvenile correctional institutions is determined in accordance with the cost−based fee established under s. 46.03 (18). The department shall bill the liable person up to any amount of liability not paid by an insurer under s. 632.89 (2) or (2m) or by other 3rd−party benefits, subject to rules that include formulas governing ability to pay promulgated by the department under s. 46.03 (18). Any liability of the patient not payable by any other person terminates when the patient reaches age 18, unless the liable person has prevented payment by any act or omission.

SECTION 844. 46.10 (14) (b) of the statutes is amended to read:

46.10 **(14)** (b) Except as provided in par. (c) and subject to par. (cm), liability of a parent specified in sub. (2) or s. 46.03 (18) 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 in a residential, nonmedical

facility such as a group home, foster home, treatment 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 of workforce development under s. 49.22 (9) and by applying the percentage standard in the manner established by the department under s. 46.247.

SECTION 845. 46.10 (16) of the statutes is amended to read:

46.10 **(16)** The department shall delegate to county departments under ss. 51.42 and 51.437 or the local providers of care and services meeting the standards established by the department under s. 46.036, the responsibilities vested in the department under this section for collection of patient fees for services other than those provided at state facilities or those provided to children that are reimbursed under a waiver under s. 46.27 (11), 46.275, ~~or~~, 46.278, or 46.2785 or a waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c), if the county departments or providers meet the conditions that the department determines are appropriate. The department may delegate to county departments under ss. 51.42 and 51.437 the responsibilities vested in the department under this section for collection of patient fees for services provided at the state facilities if the necessary conditions are met.

SECTION 849. 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 care and services to be purchased, except for care and services under subch. III of ch. 49 or s. 301.08 (2). The department of health and family 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 purposes. The joint committee on finance may require the department of health and family services to submit the contracts to the committee for review and approval. The department of health and family services may not make any payments to a county for programs included in a contract under review by the committee. The department of health and family services shall reimburse each county for the contracts from the appropriations under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o), as appropriate, under s. 46.495.

SECTION 850. 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 care and services, except under subch. III of ch. 49 and s. 301.08 (2), to be purchased. The department of health and family 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 purposes. The joint committee on finance may require the department of health and family services to submit the contracts to the committee for review and approval. The department of health and family 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 and family services shall reimburse each county for the contracts from the appropriations under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o) according to s. 46.495.

SECTION 851. 46.261 (1) (a) of the statutes is amended to read:

46.261 **(1)** (a) The child is living in a foster home or treatment foster home licensed under s. 48.62 if a license is required under that section, in a foster home or treatment foster home located within the boundaries of a federally recognized American Indian reservation in this state and licensed by the tribal governing body of the reservation, in a group home licensed under s. 48.625, in a subsidized guardianship home under s. 48.62 (5), or in a residential care center for children and youth licensed under s. 48.60, and has been placed in the foster home, treatment foster home, group home, subsidized guardianship home, or center by a county department under s. 46.215, 46.22, or 46.23, by the department, or by a federally recognized American Indian tribal governing body in this state under an agreement with a county department under s. 46.215, 46.22, or 46.23.

SECTION 852. 46.261 (2) (a) 1. of the statutes is amended to read:

46.261 **(2)** (a) 1. A nonrelative who cares for the dependent child in a foster home or treatment foster home having a license under s. 48.62, in a foster home or treatment foster home located within the boundaries of a federally recognized American Indian reservation in this state and licensed by the tribal governing body of the reservation or in a group home licensed under s. 48.625, a subsidized guardian or interim caretaker under s. 48.62 (5) who cares for the dependent child, or a minor custodial parent who cares for the dependent child, regardless of the cause or prospective period of dependency. The state shall reimburse counties pursuant to the procedure under s. 46.495 (2) and the percentage rate of participation set forth in s. 46.495 (1) (d) for aid granted under this section except that if the child does not have legal settlement in the granting county, state reimbursement shall be at 100%. The county department under s. 46.215 or 46.22 or the department under s. 48.48 (17) shall determine the legal settlement of the child. A child under one year of age shall be eligible for aid under this subsection irrespective of any other residence requirement for eligibility within this section.

SECTION 853. 46.261 (2) (a) 3. of the statutes is amended to read:

46.261 **(2)** (a) 3. A county or, in a county having a population of 500,000 or more, the department, when the child is placed in a licensed foster home, treatment foster

home, group home, or residential care center for children and youth or in a subsidized guardianship home by a licensed child welfare agency or by a federally recognized American Indian tribal governing body in this state or by its designee, if the child is in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or if the child was removed from the home of a relative, as defined under s. 48.02 (15), as a result of a judicial determination that continuance in the home of the relative would be contrary to the child's welfare for any reason and the placement is made pursuant to an agreement with the county department or the department.

SECTION 854. 46.261 (2) (a) 4. of the statutes is amended to read:

46.261 **(2)** (a) 4. A licensed foster home, treatment foster home, group home, or residential care center for children and youth or a subsidized guardianship home when the child is in the custody or guardianship of the state, when the child is a ward of an American Indian tribal court in this state and the placement is made under an agreement between the department and the tribal governing body, or when the child was part of the state's direct service case load and was removed from the home of a relative, as defined under s. 48.02 (15), as a result of a judicial determination that continuance in the home of a relative would be contrary to the child's welfare for any reason and the child is placed by the department.

SECTION 855. 46.261 (2) (b) of the statutes is amended to read:

46.261 **(2)** (b) Notwithstanding par. (a), aid under this section may not be granted for placement of a child in a foster home or treatment foster home licensed by a federally recognized American Indian tribal governing body, for placement of a child in a foster home, treatment foster home, group home, subsidized guardianship home, or residential care center for children and youth by a tribal governing body or its designee, or for the placement of a child who is a ward of a tribal court if the tribal governing body is receiving or is eligible to receive funds from the federal government for that type of placement ~~or for placement of a child in a group home licensed under s. 48.625~~.

SECTION 856. 46.27 (5) (i) of the statutes is amended to read:

46.27 **(5)** (i) In the instances in which an individual who is provided long−term community support services under par. (b) for which the individual receives direct funding, serve directly as a fiscal agent or contract with a fiscal intermediary to serve as a fiscal agent for that individual for the purposes of performing the responsibilities and protecting the interests of the individual under the unemployment insurance law. The county department or aging unit may elect to act as a fiscal agent or contract with a fiscal intermediary to serve as a fiscal agent for an individual who is provided long−term 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 individual, including any interest and penalties which are owed by the individual; for serving as the representative of the individual in any investigation, meeting, hearing or appeal involving ch. 108 or the federal unemployment tax act (26 USC 3301 to 3311) in which the individual 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 individual. An individual 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.

SECTION 857. 46.27 (6r) (a) of the statutes is amended to read:

46.27 **(6r)** (a) A person who is initially eligible for services under sub. (7) (b), for whom home and community−based services are available under sub. (11) or s. 46.275, 46.277 ~~or~~, 46.278, or 46.2785 that require less total expenditure of state funds than do comparable services under sub. (7) (b) and who is eligible for and offered the home and community−based services under sub. (11) or s. 46.275, 46.277 ~~or~~, 46.278, or 46.2785, but who declines the offer, except that a county may use funds received under sub. (7) (b) to pay for long−term community support services for the person for a period of up to 90 days during which an application for services under sub. (11) or s. 46.275, 46.277 ~~or~~, 46.278, or 46.2785 for the person is processed.

SECTION 862. 46.27 (11) (a) of the statutes is repealed.

SECTION 865m. 46.275 (5) (b) 5. of the statutes is amended to read:

46.275 **(5)** (b) 5. Provide residential services in any community−based residential facility, as defined in s. 50.01 (1g), or group home, as defined in s. 48.02 (7) that has more than ~~4~~ 8 beds~~, unless the department approves the provision of services in a community−based residential facility or group home that has 5 to 8 beds~~.

SECTION 868. 46.277 (1m) (ag) of the statutes is created to read:

46.277 **(1m)** (ag) "Delicensed" means deducted from the number of beds stated on a facility's license, as specified under s. 50.03 (4) (e).

SECTION 869. 46.277 (5) (g) of the statutes is amended to read:

46.277 **(5)** (g) The department may provide enhanced reimbursement for services provided under this section to an individual who has resided in a nursing home for at least 100 consecutive days and who is relocated to the community from a nursing home by a **Vetoed In Part**

county department on or after ~~July 26, 2003~~ the effective date of this paragraph .... [revisor inserts date], if the ~~nursing home bed that was used by the individual is delicensed upon relocation of the individual~~ number of individuals served under this paragraph does not exceed the number of nursing home beds that are delicensed as part of plans submitted by nursing homes and approved by the department. The department shall develop and utilize a formula to determine the enhanced reimbursement rate.

SECTION 872. 46.2785 of the statutes is created to read:

46.2785 Community Opportunities and Recovery Program. (1) DEFINITIONS. In this section:

(a) "Nursing facility" has the meaning given in 42 USC 1396r (a).

(b) "Serious mental illness" has the meaning given in 42 CFR 483.102 (b) (1).

(c) "Waiver program" means the Community Opportunities and Recovery Program for which a waiver has been requested under sub. (2) and granted under 42 USC 1396n (c).

(2) WAIVER REQUEST. The department may request a waiver from the secretary of the U.S. department of health and human services, under 42 USC 1396n (c), authorizing the department to serve in their communities medical assistance recipients who meet eligibility requirements specified in sub. (4) by providing them home or community−based services as part of the Medical Assistance program. If the department requests the waiver, it shall include all the assurances required under 42 USC 1396n (c) (2) in the request. If the department receives the waiver, it may request an extension of the waiver under 42 USC 1396n (c).

(3) CONTRACT FOR ADMINISTRATION. If doing so is consistent with the waiver received by the department as specified in sub. (2), the department may contract with a county or a private agency to administer the waiver program. A private agency with which the department contracts shall have the powers and duties of a county under this section.

(4) ELIGIBILITY. Any medical assistance recipient who has a serious mental illness and meets the level of care requirements under s. 49.45 (6m) (i) for reimbursement of nursing home care under the Medical Assistance program is eligible to participate in the waiver program.

(5) FUNDING. (a) Medical assistance reimbursement for services a county or private agency contracts for or provides under the waiver program shall be made from the appropriation accounts under s. 20.435 (4) (b) and (o).

(b) The department may, from the appropriation account under s. 20.435 (4) (o), reimburse a county for providing, or contracting to provide, services that cost more than the average annual per person rate established by the department, but less than the average amount approved by the federal government for the waiver program.

SECTION 872g. 46.279 (4n) of the statutes is created to read:

46.279 **(4n)** CONTRACT FOR PLAN PAYMENT. The department and the county specified in sub. (4m) (a) shall negotiate a contract under which the department shall provide payment, from the appropriation account under s. 20.435 (4) (b), to implement a plan to provide care in a noninstitutional community setting to an individual who has established residence in the county in order to be admitted to an intermediate facility in the county. The contract may provide for the negotiation of a memorandum of understanding between the parties that identifies the relative functions and duties of the department and the county in implementing plans under sub. (4) for residents of intermediate facilities in the county.

SECTION 872m. 46.281 (1) (e) of the statutes is renumbered 46.281 (1) (e) (intro.) and amended to read:

46.281 **(1)** (e) (intro.) After June 30, 2001~~, if:~~

1. If the local long−term care council for the applicable area has developed the initial plan under s. 46.282 (3) (a) 1., contract with entities specified under par. (d) and, only if specifically authorized by the legislature and if the legislature appropriates necessary funding, contract as so authorized with one or more entities in addition to those specified in par. (d) certified as meeting requirements under s. 46.284 (3) for services of the entity as a care management organization ~~and one or more entities for services specified under s. 46.283 (3) and (4)~~.

SECTION 872n. 46.281 (1) (e) 2. of the statutes is created to read:

46.281 **(1)** (e) 2. Contract with entities specified under par. (d) and other entities for the provision of services under s. 46.283 (3) and (4), except that after the effective date of this subdivision .... [revisor inserts date], the department shall notify the joint committee on finance in writing of any proposed contract with an entity that did not have a contract to provide services under s. 46.283 (3) and (4) before the effective date of this subdivision .... [revisor inserts date]. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting for the purpose of reviewing the proposed contract, the department may enter into the proposed contract. If within 14 working days after the date of the department's notification the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed contract, the department may enter into the proposed contract only upon approval of the committee.

SECTION 872o. 46.283 (1) (a) (intro.) of the statutes is amended to read:

46.283 **(1)** (a) (intro.) ~~After considering recommendations of the local long−term care council under s. 46.282 (3) (a) 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:

SECTION 872p. 46.283 (1) (b) of the statutes is amended to read:

46.283 **(1)** (b) ~~After considering recommendations of the local long−term care council under s. 46.282 (3) (a) 1., the~~ The governing body of a tribe or band or of the Great Lakes Inter−Tribal Council, Inc., may decide whether to authorize a tribal agency to apply to the department for a contract to operate a resource center for tribal members and, if so, which client group to serve.

SECTION 872q. 46.283 (1) (c) of the statutes is amended to read:

46.283 **(1)** (c) ~~Under the requirements of par. (a), a~~ A county board of supervisors may decide to apply to the department for a contract to operate a multicounty resource center in conjunction with the county board or boards of one or more other counties or a county−tribal resource center in conjunction with the governing body of a tribe or band or the Great Lakes Inter−Tribal Council, Inc.

SECTION 872r. 46.283 (1) (d) of the statutes is amended to read:

46.283 **(1)** (d) ~~Under the requirements of par. (b), the~~ The governing body of a tribe or band may decide to apply to the department for a contract to operate a resource center in conjunction with the governing body or governing bodies of one or more other tribes or bands or the Great Lakes Inter−Tribal Council, Inc., or with a county board of supervisors.

SECTION 872s. 46.283 (2) (b) (intro.) of the statutes is amended to read:

46.283 **(2)** (b) (intro.) After June 30, 2001, the department shall contract with the entities specified under s. 46.281 (1) (d) 1. and may, if the applicable review conditions under s. 48.281 (1) (e) 2. are satisfied, in addition to contracting with these entities ~~and subject to approval of necessary funding~~, contract to operate a resource center with counties, family 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 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:

SECTION 877. 46.286 (1) (a) 2. b. of the statutes is amended to read:

46.286 **(1)** (a) 2. b. Home and community−based waiver programs under 42 USC 1396n (c), including ~~community integration program~~ a community integration program under s. 46.275, 46.277, or 46.278 and the Community Opportunities and Recovery Program under s. 46.2785.

SECTION 878. 46.286 (3) (d) of the statutes is amended to read:

46.286 **(3)** (d) The department shall determine the date, which shall not be later than January 1, ~~2006~~ 2008, on which par. (a) shall first apply to persons who are not eligible for medical assistance under ch. 49. Before the date determined by the department, persons who are not eligible for medical assistance may receive the family care benefit within the limits of state funds appropriated for this purpose and available federal funds.

SECTION 878m. 46.2895 (1) (a) (intro.) of the statutes is amended to read:

46.2895 **(1)** (a) (intro.) ~~After considering recommendations of the local long−term care council under s. 46.282 (3) (a) 1., a~~ A county board of supervisors may create a special purpose district that is termed a "family care district", that is a local unit of government, that is separate and distinct from, and independent of, the state and the county, and that has the powers and duties specified in this section, if the county board does all of the following:

SECTION 879. 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 ~~(3) (o) and~~ (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. 46.51, 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), and (7) to (9).

SECTION 880. 46.48 (11m) of the statutes is created to read:

46.48 **(11m)** FEMALE OFFENDER REINTEGRATION PROGRAM. (a) In this subsection:

1. "Offender" has the meaning given in s. 304.16 (2) (i).

2. "Prisoner" has the meaning given in s. 301.01 (2).

(b) The department shall award not more than $83,800 in fiscal year 2005−06 and not more than $106,400 in fiscal year 2006−07 as a grant to an organization or a group of organizations to provide services for female prisoners and offenders from Milwaukee County and their children, if the prisoners or offenders have been convicted of nonviolent crimes.

(c) The grant awardee under par. (b) shall provide at least all of the following for up to 6 months before a prisoner's release from prison and up to 2 years after release:

1. Screening, assessment, and treatment, including mental health and permanency services, for the prisoners or offenders to assist in their reintegration into the community.

2. At−risk assessments for all dependent children of female prisoners or offenders who receive services under subd. 1., and comprehensive support services.

SECTION 883. 46.495 (1) (am) of the statutes is amended to read:

46.495 **(1)** (am) The department shall reimburse each county from the appropriations under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o) for social services as approved by the department under ss. 46.215 (1), (2) (c) 1., and (3) and 46.22 (1) (b) 1. d. and (e) 3. a. except that no reimbursement may be made for the administration of or aid granted under s. 49.02.

SECTION 884. 46.495 (1) (d) of the statutes is amended to read:

46.495 **(1)** (d) From the appropriations under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o), the department shall distribute the funding for social services, including funding for foster care ~~or~~, treatment foster care, or subsidized guardianship care of a child on whose behalf aid is received under s. 46.261, to county departments under ss. 46.215, 46.22, and 46.23 as provided under s. 46.40. County matching funds are required for the distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the distribution under s. 46.40 (2) shall be specified in a schedule established annually by the department of health and family services. Each county's required match for the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's distributions under s. 46.40 (8) for that year for which matching funds are required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile delinquency−related services from its distribution for 1987. Each county's required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that county's amounts described in s. 46.40 (9) (a) (intro.) for that year. Matching funds may be from county tax levies, federal and state revenue sharing funds, or private donations to the county that meet the requirements specified in s. 51.423 (5). Private donations may not exceed 25% of the total county match. If the county match is less than the amount required to generate the full amount of state and federal funds distributed for this period, the decrease in the amount of state and federal funds equals the difference between the required and the actual amount of county matching funds.

SECTION 885. 46.51 (4) of the statutes is amended to read:

46.51 **(4)** A county may use the funds distributed under this section to fund additional foster parents ~~and~~, treatment foster parents, and subsidized guardians or interim caretakers to care for abused and neglected children and to fund additional staff positions to provide services related to child abuse and neglect and to unborn child abuse.

SECTION 889. 46.515 (2) of the statutes is amended to read:

46.515 **(2)** FUNDS PROVIDED. If a county or Indian tribe applies and is selected by the department under sub. (5) to participate in the program under this section, the department shall award, from the appropriation under s. 20.435 ~~(3) (de)~~ (5) (ab), a grant annually to be used only for the purposes specified in sub. (4) (a) and (am). The minimum amount of a grant is $10,000. The department shall determine the amount of a grant awarded to a county, other than a county with a population of 500,000 or more, or Indian tribe in excess of the minimum amount based on the number of births that are funded by medical assistance under subch. IV of ch. 49 in that county or the reservation of that Indian tribe in proportion to the number of births that are funded by medical assistance under subch. IV of ch. 49 in all of the counties and the reservations of all of the Indian tribes to which grants are awarded under this section. The department shall determine the amount of a grant awarded to a county with a population of 500,000 or more in excess of the minimum amount based on 60% of the number of births that are funded by medical assistance under subch. IV of ch. 49 in that county in proportion to the number of births that are funded by medical assistance under subch. IV of ch. 49 in all of the counties and the reservations of all of the Indian tribes to which grants are awarded under this section.

SECTION 895. 46.52 of the statutes is amended to read:

46.52 Systems change grants. From the appropriation under s. 20.435 (7) (md), the department shall distribute funds to each grant recipient under this section so as to permit initial phasing in of recovery−oriented system changes, prevention and early intervention strategies, and consumer and family involvement for individuals with mental illness. At least 10% of the funds distributed shall be for children with mental illness. ~~The department shall eliminate the funding for a recipient at the end of a period of not more than 3 years in order to provide funding to benefit another recipient. The department shall require that community services that are developed under this section are continued, following termination of funding under this section, by use of savings made available from incorporating recovery, prevention and early intervention strategies, and consumer and family involvement in the services.~~

SECTION 896. 46.75 (2) (a) of the statutes is amended to read:

46.75 **(2)** (a) From the appropriation under s. 20.435 ~~(3)~~ (5) (dn), the department shall award grants to agencies to operate food distribution programs that qualify for participation in the emergency food assistance program under P.L. 98−8, as amended.

SECTION 897. 46.77 of the statutes is amended to read:

46.77 Food distribution administration. From the appropriation under s. 20.435 ~~(3)~~ (5) (dn), the department

shall allocate funds to eligible recipient agencies, as defined in the emergency food assistance act, P.L. 98−8, section 201A, as amended, for the storage, transportation and distribution of commodities provided under the hunger prevention act of 1988, P.L. 100−435, as amended.

SECTION 897p. 46.81 (2) of the statutes is amended to read:

46.81 **(2)** From the appropriation account under s. 20.435 (7) (dh), the department shall allocate $2,298,400 in each fiscal year and from the appropriation account under s. 20.435 (7) (kz) the department shall allocate $600,000 in fiscal year 2006−07 to aging units to provide benefit specialist services for older individuals. The department shall ensure that each aging unit receives funds and shall take into account the proportion of the state's population of low−income older individuals who reside in a county.

SECTION 897r. 46.81 (2) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

46.81 **(2)** From the appropriation account under s. 20.435 (7) (dh), the department shall allocate $2,298,400 in each fiscal year ~~and from the appropriation account under s. 20.435 (7) (kz) the department shall allocate $600,000 in fiscal year 2006−07~~ to aging units to provide benefit specialist services for older individuals. The department shall ensure that each aging unit receives funds and shall take into account the proportion of the state's population of low−income older individuals who reside in a county.

SECTION 898. 46.95 (2) (a) of the statutes is amended to read:

46.95 **(2)** (a) The secretary shall make grants from the appropriations under s. 20.435 (3) (cd)~~,~~ and (hh) ~~and (km)~~ to organizations for the provision of any of the services specified in sub. (1) (d). Grants may be made to organizations which have provided those domestic abuse services in the past or to organizations which propose to provide those services in the future. No grant may be made to fund services for child or unborn child abuse or abuse of elderly persons.

SECTION 898c. 46.95 (2) (d) 1. of the statutes is repealed.

SECTION 898e. 46.95 (2) (d) 2. of the statutes is renumbered 46.95 (2) (d) and amended to read:

46.95 **(2)** (d) ~~Not more than 33 1/3% of the 30% of an organization's operating budget not funded by grants under this section may consist of the value of~~ An organization that receives a grant under this section shall provide matching funds or in−kind contributions that are equal to 25 percent of the amount of the grant. The department shall establish guidelines regarding which contributions qualify as in−kind contributions.

SECTION 899. 46.95 (2) (f) (intro.) of the statutes is amended to read:

46.95 **(2)** (f) (intro.) From the appropriations under s. 20.435 (3) (cd)~~,~~ and (hh) ~~and (km)~~, the department shall do all of the following:

SECTION 900. 46.95 (2) (f) 7. of the statutes is amended to read:

46.95 **(2)** (f) 7. Award ~~a grant of $25,000~~ grants in each fiscal year to ~~each of 30~~ organizations to enhance support services. Funding may be used for such purposes as case management; children's programming; assisting victims of domestic abuse to find employment; and training in and activities promoting self−sufficiency.

SECTION 901. 46.95 (2) (f) 8. of the statutes is amended to read:

46.95 **(2)** (f) 8. Award ~~$200,000 in~~ grants in each fiscal year to organizations for domestic abuse services for individuals who are members of underserved populations, including racial minority group members and individuals with mental illness or developmental disabilities. ~~A grant to an organization may not exceed $60,000.~~

SECTION 902. 46.95 (2) (f) 9. of the statutes is amended to read:

46.95 **(2)** (f) 9. Award a grant ~~of $25,000 in fiscal year 1999−2000 and a grant of $50,000~~ in each fiscal year ~~thereafter~~ to the Wisconsin Coalition Against Domestic Violence ~~for~~ toward the cost of a staff person to provide assistance in obtaining legal services to domestic abuse victims.

SECTION 903. 46.95 (2) (f) 10. of the statutes is created to read:

46.95 **(2)** (f) 10. Award a grant of $563,500 in each fiscal year to the Refugee Family Strengthening Project for providing domestic abuse services to the refugee population. Funding may be used to hire bilingual staff persons, especially those who speak Hmong.

SECTION 904. 46.95 (2) (g) of the statutes is repealed.

SECTION 905. 46.972 (title) of the statutes is amended to read:

46.972 (title) ~~**Services**~~ **Primary health for homeless individuals.**

SECTION 906. 46.972 (2) (title) of the statutes is repealed.

SECTION 907. 46.972 (2) of the statutes is renumbered 46.972.

SECTION 908. 46.972 (3) of the statutes is renumbered 560.9811 and amended to read:

560.9811 Mental health services. (1) In this ~~subsection~~ section, "chronic mental illness" has the meaning given in s. 51.01 (3g).

(2) From the appropriation under s. ~~20.435 (7) (ce)~~ 20.143 (2) (fr), the department may not ~~allocate~~ award more than $45,000 in each fiscal year to applying public or nonprofit private entities for the costs of providing certain mental health services to homeless individuals with chronic mental illness. Entities that receive funds ~~allo-~~

~~cated~~ awarded by the department under this subsection shall provide the mental health services required under 42 USC 290cc−24. The amount that the department ~~allocates~~ awards to an applying entity may not exceed 50% of the amount of matching funds required under 42 USC 290cc−23.

SECTION 909. 46.977 (2) (a) of the statutes is amended to read:

46.977 **(2)** (a) ~~Annually, prior to April 30, an organization may apply to~~ From the appropriation under s. 20.435 (7) (cg), the department ~~for a grant~~ may under this section, based on the criteria under par. (c), award grants to applying organizations for the purpose of ~~recruiting,~~ training~~, monitoring~~ and assisting guardians for persons determined to be incompetent under ch. 880. ~~By June 30, the department shall determine which organizations will receive a grant during the following fiscal year based on the criteria under par. (c).~~ No grant may be ~~awarded~~ paid unless the ~~applicant~~ awardee provides matching funds equal to 10% of the amount of the award. ~~The department shall make grants under this section from the appropriation under s. 20.435 (7) (cg).~~

SECTION 910. 46.977 (2) (b) (intro.) of the statutes is amended to read:

46.977 **(2)** (b) (intro.) Organizations awarded grants under ~~this section~~ par. (a) shall do all of the following:

SECTION 911. 46.977 (2) (b) 1. of the statutes is repealed.

SECTION 912. 46.977 (2) (b) 2. of the statutes is amended to read:

46.977 **(2)** (b) 2. Provide training ~~for recruited guardians~~ and technical assistance on ~~their duties~~ guardianship issues.

SECTION 913. 46.977 (2) (b) 3. of the statutes is repealed.

SECTION 914. 46.977 (2) (b) 4. of the statutes is amended to read:

46.977 **(2)** (b) 4. Provide technical assistance to recruited guardians in performing their duties.

SECTION 915. 46.977 (2) (c) (intro.) and 2. of the statutes are consolidated, renumbered 46.977 (2) (c) and amended to read:

46.977 **(2)** (c) In reviewing applications for grants, the department shall consider ~~all of the following: The~~ the extent to which the proposed program will effectively ~~recruit,~~ train~~, monitor~~ and assist guardians for persons determined to be incompetent under ch. 880.

SECTION 916. 46.977 (2) (c) 1. of the statutes is repealed.

SECTION 917. 46.985 (2) (a) 4. of the statutes is amended to read:

46.985 **(2)** (a) 4. Procedures for coordinating the family support program and the use of its funds, throughout this state and in each service area, with other publicly funded programs including the community options program under s. 46.27; ~~the community integration program~~ a community integration program under ss. 46.275, 46.277, and 46.278; the Community Opportunity and Recovery Program under s. 46.2785; the social services, mental health, and developmental disabilities programs under ss. 46.495, 51.42, and 51.437; the independent living center program under s. 46.96; and the ~~medical assistance~~ Medical Assistance program under subch. IV of ch. 49.

SECTION 918. 46.99 (2) (a) (intro.) of the statutes is amended to read:

46.99 **(2)** (a) (intro.) From the appropriations under s. 20.435 (3) (eg)~~, (km)~~ and (nL), the department shall distribute $2,125,200 in each fiscal year to applying nonprofit corporations and public agencies operating in a county having a population of 500,000 or more and $1,199,300 in each fiscal year to applying county departments under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county having a population of 500,000 or more to provide programs to accomplish all of the following:

SECTION 919. 46.995 (1m) of the statutes is amended to read:

46.995 **(1m)** TRIBAL ADOLESCENT SERVICES ~~ALLOCATIONS~~ ALLOCATION. From the appropriation account under ~~s. 20.435 (3) (km), the department may allocate $195,000 in each fiscal year and, from the appropriation account under~~ s. 20.435 (3) (eg), the department may allocate ~~$15,000~~ $210,000 in each fiscal year to provide the grants specified in subs. (2), (3) (b), and (4m) (b).

SECTION 920. 46.995 (2) of the statutes is amended to read:

46.995 **(2)** ADOLESCENT SELF−SUFFICIENCY SERVICES. From the ~~allocations~~ allocation under sub. (1m), the department may provide a grant annually in the amount of $85,000 to the elected governing body of a federally recognized American Indian tribe or band to provide services for adolescent parents which shall emphasize high school graduation and vocational preparation, training, and experience and may be structured so as to strengthen the adolescent parent's capacity to fulfill parental responsibilities by developing social skills and increasing parenting skills. The tribe or band seeking to receive a grant to provide these services shall develop a proposed service plan that is approved by the department.

SECTION 921. 46.995 (3) (b) of the statutes is amended to read:

46.995 **(3)** (b) From the ~~allocations~~ allocation under sub. (1m), the department may provide a grant annually in the amount of $65,000 to the elected governing body of a federally recognized American Indian tribe or band to provide to high−risk adolescents pregnancy and parenthood prevention services which shall be structured so as to increase development of decision−making and communications skills, promote graduation from high school, and expand career and other options and which

may address needs of adolescents with respect to pregnancy prevention.

SECTION 922. 46.995 (4m) (b) (intro.) of the statutes is amended to read:

46.995 **(4m)** (b) (intro.) From the ~~allocations~~ allocation under sub. (1m), the department may provide a grant annually in the amount of $60,000 to the elected governing body of a federally recognized American Indian tribe or band for the provision of information to members of the tribe or band in order to increase community knowledge about problems of adolescents and information to and activities for adolescents, particularly female adolescents, in order to enable the adolescents to develop skills with respect to all of the following:

SECTION 924. 48.33 (4) (intro.) of the statutes is amended to read:

48.33 **(4)** OTHER OUT–OF–HOME PLACEMENTS. (intro.) A report recommending placement of an adult expectant mother outside of her home shall be in writing. A report recommending placement of a child in a foster home, treatment foster home, group home, or residential care center for children and youth ~~or~~, in the home of a relative other than a parent, or in the home of a guardian under s. 48.977 (2) shall be in writing and shall include all of the following:

SECTION 925. 48.345 (3) (c) of the statutes is amended to read:

48.345 **(3)** (c) A foster home or treatment foster home licensed under s. 48.62 ~~or~~, a group home licensed under s. 48.625, or in the home of a guardian under s. 48.977 (2).

Vetoed In Part

SECTION 926. 48.356 (1) of the statutes is amended to read:

48.356 **(1)** Whenever the court orders a child to be placed outside his or her home, orders an expectant mother of an unborn child to be placed outside of her home, or denies a parent visitation because the child or unborn child has been adjudged to be in need of protection or services under s. 48.345, 48.347, 48.357, 48.363, or 48.365 or whenever the court appoints a guardian for a child under s. 48.977 (2), the court shall orally inform the parent or parents who appear in court or the expectant mother who appears in court of any grounds for termination of parental rights under s. 48.415 ~~which~~ that may be applicable and of the conditions necessary for the child or expectant mother to be returned to the home or for the parent to be granted visitation.

SECTION 927. 48.425 (1) (g) of the statutes is amended to read:

48.425 **(1)** (g) If an agency designated under s. 48.427 (3m) (a) 1. to 4. determines that it is unlikely that the child will be adopted, or if adoption would not be in the best interests of the child, the report shall include a plan for placing the child in a permanent family setting. The plan shall include a recommendation as to the agency to be named guardian of the child ~~or~~, a recommendation that the person appointed as the guardian of the child under s. 48.977 (2) continue to be the guardian of the child, or a recommendation that a guardian be appointed for the child under s. 48.977 (2).

SECTION 928. 48.427 (3m) (intro.) of the statutes is amended to read:

48.427 **(3m)** (intro.) If the rights of both parents or of the only living parent are terminated under sub. (3) and if a guardian has not been appointed under s. 48.977, the court shall ~~either~~ do one of the following:

SECTION 929. 48.427 (3m) (c) of the statutes is created to read:

48.427 **(3m)** (c) Appoint a guardian under s. 48.977 and transfer guardianship and custody of the child to the guardian.

SECTION 930. 48.427 (3p) of the statutes is amended to read:

48.427 **(3p)** If the rights of both parents or of the only living parent are terminated under sub. (3) and if a guardian has been appointed under s. 48.977, the court may enter one of the orders specified in sub. (3m) (a) or (b). If the court enters an order under this subsection, the court shall terminate the guardianship under s. 48.977.

SECTION 932. 48.48 (17) (a) 3. of the statutes is amended to read:

48.48 **(17)** (a) 3. Provide appropriate protection and services for children and the expectant mothers of unborn children in its care, including providing services for those children and their families and for those expectant mothers in their own homes, placing the children in licensed foster homes, treatment foster homes, or group homes in this state or another state within a reasonable proximity to the agency with legal custody, placing the children in the homes of guardians under s. 48.977 (2), or contracting for services for those children by licensed child welfare agencies, except that the department may not purchase the educational component of private day treatment programs unless the department, the school board, as defined in s. 115.001 (7), and the state superintendent of public instruction all determine that an appropriate public education program is not available. Disputes between the department and the school district shall be resolved by the state superintendent of public instruction.

SECTION 933. 48.48 (17) (c) 4. of the statutes is amended to read:

48.48 **(17)** (c) 4. Is living in a foster home, treatment foster home, group home, ~~or~~, residential care center for children and youth, or subsidized guardianship home under s. 48.62 (5).

SECTION 934. 48.57 (1) (c) of the statutes is amended to read:

48.57 **(1)** (c) To provide appropriate protection and services for children and the expectant mothers of unborn children in its care, including providing services for those children and their families and for those expectant mothers in their own homes, placing those children in licensed foster homes, treatment foster homes, or group homes in

this state or another state within a reasonable proximity to the agency with legal custody, placing those children in the homes of guardians under s. 48.977 (2), or contracting for services for those children by licensed child welfare agencies, except that the county department may not purchase the educational component of private day treatment programs unless the county department, the school board, as defined in s. 115.001 (7), and the state superintendent of public instruction all determine that an appropriate public education program is not available. Disputes between the county department and the school district shall be resolved by the state superintendent of public instruction.

SECTION 935. 48.57 (3) (a) 4. of the statutes is amended to read:

48.57 **(3)** (a) 4. Is living in a foster home, treatment foster home, group home, ~~or~~, residential care center for children and youth, or subsidized guardianship home under s. 48.62 (5).

SECTION 936. 48.57 (3m) (cm) of the statutes is amended to read:

48.57 **(3m)** (cm) A kinship care relative who receives a payment under par. (am) for providing care and maintenance for a child is not eligible to receive a payment under sub. (3n) or s. 48.62 (4) or (5) for that child.

SECTION 937. 48.57 (3m) (h) of the statutes is created to read:

48.57 **(3m)** (h) A county department or, in a county having a population of 500,000 or more, the department may recover an overpayment made under par. (am) from a kinship care relative who continues to receive payments under par. (am) by reducing the amount of the kinship care relative's monthly payment. The department may by rule specify other methods for recovering overpayments made under par. (am). A county department that recovers an overpayment under this paragraph due to the efforts of its officers and employees may retain a portion of the amount recovered, as provided by the department by rule.

SECTION 938. 48.57 (3n) (cm) of the statutes is amended to read:

48.57 **(3n)** (cm) A long−term kinship care relative who receives a payment under par. (am) for providing care and maintenance for a child is not eligible to receive a payment under sub. (3m) or s. 48.62 (4) or (5) for that child.

SECTION 939. 48.57 (3n) (h) of the statutes is created to read:

48.57 **(3n)** (h) A county department or, in a county having a population of 500,000 or more, the department may recover an overpayment made under par. (am) from a long−term kinship care relative who continues to receive payments under par. (am) by reducing the amount of the long−term kinship care relative's monthly payment. The department may by rule specify other methods for recovering overpayments made under par. (am). A county department that recovers an overpayment under this paragraph due to the efforts of its officers and employees may retain a portion of the amount recovered, as provided by the department by rule.

SECTION 940. 48.57 (3p) (a) of the statutes is amended to read:

48.57 **(3p)** (a) In this subsection, "adult resident" means a person 18 years of age or over who lives at the home of a person who has applied for or is receiving payments under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b) with the intent of making that home his or her home or who lives for more than 30 days cumulative in any 6−month period at the home of a person who has applied for or is receiving payments under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b).

SECTION 941. 48.57 (3p) (b) 1. of the statutes is amended to read:

48.57 **(3p)** (b) 1. After receipt of an application for payments under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a population of 500,000 or more, the department of health and family services, with the assistance of the department of justice, shall conduct a background investigation of the applicant.

SECTION 942. 48.57 (3p) (b) 3. of the statutes is amended to read:

48.57 **(3p)** (b) 3. The county department or, in a county having a population of 500,000 or more, the department of health and family services, with the assistance of the department of justice, may conduct a background investigation of any person who is receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) at any time that the county department or department of health and family services considers to be appropriate.

SECTION 943. 48.57 (3p) (c) 1. of the statutes is amended to read:

48.57 **(3p)** (c) 1. After receipt of an application for payments under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a population of 500,000 or more, the department of health and family services, with the assistance of the department of justice, shall, in addition to the investigation under par. (b) 1., conduct a background investigation of all employees and prospective employees of the applicant who have or would have regular contact with the child for whom those payments are being made and of each adult resident.

SECTION 944. 48.57 (3p) (c) 2m. of the statutes is amended to read:

48.57 **(3p)** (c) 2m. The county department or, in a county having a population of 500,000 or more, the department of health and family services, with the assistance of the department of justice, may conduct a background investigation of any of the employees or prospective employees of any person who is receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) who have or would have regular contact with the child for whom pay-

ments are being made and of each adult resident at any time that the county department or department of health and family services considers to be appropriate.

SECTION 945. 48.57 (3p) (c) 3. of the statutes is amended to read:

48.57 **(3p)** (c) 3. Before a person who is receiving payments under sub. (3m) or (3n) or s. 48.62 (5) (a) or (b) may employ any person in a position in which that person would have regular contact with the child for whom those payments are being made or permit any person to be an adult resident, the county department or, in a county having a population of 500,000 or more, the department of health and family services, with the assistance of the department of justice, shall conduct a background investigation of the prospective employee or prospective adult resident unless that person has already been investigated under subd. 1., 2. or 2m.

SECTION 946. 48.57 (3p) (fm) 1m. of the statutes is amended to read:

48.57 **(3p)** (fm) 1m. The county department or, in a county having a population of 500,000 or more, the department of health and family services may not enter into the agreement under sub. (3n) (am) 6. or make payments under s. 48.62 (5) (a) or (b) unless the county department or department of health and family services receives information from the department of justice relating to the conviction record of the applicant under the law of this state and that record indicates either that the applicant has not been arrested or convicted or that the applicant has been arrested or convicted but the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary of health and family services to review conviction records under this subdivision determines that the conviction record is satisfactory because it does not include any arrest or conviction that the director or person designated by the secretary determines is likely to adversely affect the child or the ~~long−term kinship care relative's~~ applicant's ability to care for the child. The county department or, in a county having a population of 500,000 or more, the department of health and family services may make payments under sub. (3n) or s. 48.62 (5) (a) or (b) conditioned on the receipt of information from the federal bureau of investigation indicating that the person's conviction record under the law of any other state or under federal law is satisfactory because the conviction record does not include any arrest or conviction that the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary of health and family services to review conviction records under this subdivision determines is likely to adversely affect the child or the ~~long−term kinship care relative's~~ applicant's ability to care for the child.

SECTION 947. 48.57 (3p) (fm) 2m. of the statutes is amended to read:

48.57 **(3p)** (fm) 2m. A person receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) may provisionally employ a person in a position in which that person would have regular contact with the child for whom those payments are being made or provisionally permit a person to be an adult resident if the person receiving those payments states to the county department or, in a county having a population of 500,000 or more, the department of health and family services that, to the best of his or her knowledge, the employee or adult resident does not have any arrests or convictions that could adversely affect the child or the ability of the person receiving payments to care for the child. A person receiving payment under sub. (3n) or s. 48.62 (5) (a) or (b) may not finally employ a person in a position in which that person would have regular contact with the child for whom those payments are being made or finally permit a person to be an adult resident until the county department or, in a county having a population of 500,000 or more, the department of health and family services receives information from the department of justice relating to the person's conviction record under the law of this state and that record indicates either that the person has not been arrested or convicted or that the person has been arrested or convicted but the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary of health and family services to review conviction records under this subdivision determines that the conviction record is satisfactory because it does not include any arrest or conviction that is likely to adversely affect the child or the ~~long−term kinship care relative's~~ ability of the person receiving payments to care for the child and the county department or department of health and family services so advises the person receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b). A person receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) may finally employ a person in a position in which that person would have regular contact with the child for whom those payments are being made or finally permit a person to be an adult resident conditioned on the receipt of information from the county department or, in a county having a population of 500,000 or more, the department of health and family services that the federal bureau of investigation indicates that the person's conviction record under the law of any other state or under federal law is satisfactory because the conviction record does not include any arrest or conviction that the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary of health and family services to review conviction records under this subdivision determines is likely to adversely affect the child or the ~~long−term kinship care relative's~~ ability of the person receiving payments to care for the child.

SECTION 948. 48.57 (3p) (hm) of the statutes is amended to read:

48.57 **(3p)** (hm) A county department or, in a county having a population of 500,000 or more, the department may not make payments to a person under sub. (3n) or s. 48.62 (5) (a) or (b) and a person receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) may not employ a person in a position in which that person would have regular contact with the child for whom payments are being made or permit a person to be an adult resident if the director of the county department or, in a county having a population of 500,000 or more, the person designated by the secretary to review conviction records under this paragraph determines that the person has any arrest or conviction that is likely to adversely affect the child or the ~~long−term kinship care relative's~~ person's ability to care for the child.

SECTION 949. 48.61 (3) of the statutes is amended to read:

48.61 **(3)** To provide appropriate care and training for children in its legal or physical custody and, if licensed to do so, to place children in licensed foster homes, licensed treatment foster homes, and licensed group homes and in the homes of guardians under s. 48.977 (2).

SECTION 950. 48.615 (1) (b) of the statutes is amended to read:

48.615 **(1)** (b) Before the department may issue a license under s. 48.60 (1) to a child welfare agency that places children in licensed foster homes, licensed treatment foster homes, and licensed group homes and in the homes of guardians under s. 48.977 (2), the child welfare agency must pay to the department a biennial fee of $254.10.

SECTION 951d. 48.62 (4) of the statutes is amended to read:

48.62 **(4)** Monthly payments in foster care shall be provided according to the age−related rates specified in this subsection. ~~Beginning on January 1, 2000, the age−related rates are: $299 for children aged 4 and under; $326 for children aged 5 to 11; $371 for children aged 12 to 14 and $387 for children aged 15 to 17.~~ Beginning on January 1, ~~2001, the age−related rates are: $302 for children aged 4 and under; $329 for children aged 5 to 11; $375 for children aged 12 to 14; and $391 for children aged 15 to 17~~ 2006, the age−related rates are $310 for a child under 5 years of age; $337 for a child 5 to 11 years of age; $384 for a child 12 to 14 years of age; and $401 for a child 15 years of age or over. Beginning on January 1, 2007, the age−related rates are $317 for a child under 5 years of age; $346 for a child 5 to 11 years of age; $394 for a child 12 to 14 years of age; and $411 for a child 15 years of age or over. In addition to these grants for basic maintenance, the department shall make supplemental payments for special needs, exceptional circumstances, care in a treatment foster home, and initial clothing allowances according to rules promulgated by the department.

Vetoed In Part

SECTION 952. 48.62 (5) of the statutes is created to read:

48.62 **(5)** (a) Subject to par. (d), a county department or, in a county having a population of 500,000 or more, the department shall provide monthly subsidized guardianship payments in the amount specified in par. (e) to a guardian of a child under s. 48.977 (2) or under a substantially similar tribal law or law of another state who was licensed as the child's foster parent or treatment foster parent before the guardianship appointment and who has entered into a subsidized guardianship agreement with the county department or department if the guardian meets the conditions specified in par. (c) 1. and 2. and if the child meets any of the following conditions:

1. The child has been placed outside of his or her home, as described in s. 48.365 (1), for a cumulative total period of one year or longer, the court has found that the agency primarily responsible for providing services to the child under a court order has made reasonable efforts to make it possible for the child to return to his or her home, while assuring that the child's health and safety are the paramount concerns, but that reunification of the child with the child's parent or parents is unlikely or contrary to the best interests of the child and that further reunification efforts are unlikely to be made or are contrary to the best interests of the child, or that any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5. apply, and the court has found that appointment of a guardian for the child is in the best interests of the child.

2. The child does not meet the conditions specified in subd. 1., but the county department or department has determined, and a court has confirmed under s. 48.977 (3r) or under a substantially similar tribal law or law of another state, that appointing a guardian for the child and providing monthly subsidized guardianship payments to the guardian are in the best interests of the child.

(b) Subject to par. (d), on the death, incapacity, resignation, or removal of a guardian receiving payments under par. (a), a county department or, in a county having a population of 500,000 or more, the department shall provide monthly subsidized guardianship payments in the amount specified in par. (e) for a period of up to 12 months to an interim caretaker who meets all of the conditions specified in par. (c).

(c) A county department or, in a county having a population of 500,000 or more, the department may not provide monthly subsidized guardianship payments under par. (a) or (b) unless all of the following conditions are met:

1. The county department or department inspects the home of the guardian or interim caretaker, interviews the guardian or interim caretaker, and determines that placement of the child with the guardian or interim caretaker is in the best interests of the child.

2. The county department or department conducts a background investigation under s. 48.57 (3p) of the guardian or interim caretaker, the employees and prospective employees of the guardian or interim caretaker who have or would have regular contact with the child for whom the payments would be made, and any other adult resident, as defined in s. 48.57 (3p) (a), of the home of the guardian or interim caretaker and determines that those individuals do not have any arrests or convictions that are likely to adversely affect the child or the ability of the guardian or interim caretaker to care for the child.

3. In the case of an interim caretaker, the interim caretaker cooperates with the county department or department in finding a permanent placement for the child.

(d) The department shall request from the secretary of the federal department of health and human services a waiver of the requirements under 42 USC 670 to 679a that would authorize the state to receive federal foster care and adoption assistance reimbursement under 42 USC 670 to 679a for the costs of providing care for a child who is in the care of a guardian who was licensed as the child's foster parent or treatment foster parent before the guardianship appointment and who has entered into a subsidized guardianship agreement with the county department or department. If the waiver is approved for a county having a population of 500,000 or more, the department shall provide the monthly payments under par. (a) from the appropriations under s. 20.435 (3) (cx), (gx), (kw), and (mx). If the waiver is approved for any other county, the department shall determine which counties are authorized to provide monthly payments under par. (a) or (b), and the county departments of those counties shall provide those payments from moneys received under s. 46.495 (1) (d).

(e) The amount of a monthly payment under par. (a) or (b) for the care of a child shall equal the amount received under sub. (4) by the guardian of the child for the month immediately preceding the month in which the guardianship order was granted. A guardian or an interim caretaker who receives a monthly payment under par. (a) or (b) is not eligible to receive a payment under sub. (4) or s. 48.57 (3m) or (3n).

SECTION 953. 48.62 (6) of the statutes is created to read:

48.62 **(6)** The department or a county department may recover an overpayment made under sub. (4) or (5) from a foster parent, treatment foster parent, guardian, or interim caretaker who continues to receive payments under sub. (4) or (5) by reducing the amount of the person's monthly payment. The department may by rule specify other methods for recovering overpayments made under sub. (4) or (5). A county department that recovers an overpayment under this subsection due to the efforts of its officers and employees may retain a portion of the amount recovered, as provided by the department by rule.

SECTION 962d. 48.65 (3) (a) of the statutes is amended to read:

48.65 **(3)** (a) Before the department may issue a license under sub. (1) to a day care center that provides care and supervision for 4 to 8 children, the day care center must pay to the department a biennial fee of $60.50. Before the department may issue a license under sub. (1) to a day care center that provides care and supervision for 9 or more children, the day care center must pay to the department a biennial fee of $30.25, plus a biennial fee of ~~$8.47~~ $10.33 per child, based on the number of children that the day care center is licensed to serve. A day care center that wishes to continue a license issued under sub. (1) shall pay the applicable fee under this paragraph by the continuation date of the license. A new day care center shall pay the applicable fee under this paragraph no later than 30 days before the opening of the day care center.

SECTION 1023. 48.78 (2) (h) of the statutes is created to read:

48.78 **(2)** (h) Paragraph (a) does not prohibit the department, a county department, or a licensed child welfare agency from entering the content of any record kept or information received about an individual in its care or legal custody into the statewide automated child welfare information system established under s. 46.03 (7) (g). Paragraph (a) also does not prohibit a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, the department of health and family services, the department of corrections, or any other organization that has entered into an information sharing and access agreement with one of those county departments or departments and that has been approved for access to the statewide automated child welfare information system by the department of health and family services from having access to information concerning a client of that county department, department, or organization under this chapter or ch. 51 or 938 that is maintained in the statewide automated child welfare information system, if necessary to enable the county department, department, or organization to perform its duties under this chapter or ch. 51 or 938 or to coordinate the delivery of services under this chapter or ch. 51 or 938 to the client. Before entering any information about an individual into the statewide automated child welfare information system, the department, county department, or licensed child welfare agency entering the information shall notify the individual that the information entered may be disclosed as provided in this paragraph.

SECTION 1024. 48.975 (3) (a) 1. of the statutes is amended to read:

48.975 **(3)** (a) 1. Except as provided in subd. 3., for support of a child who was in foster care ~~or~~, treatment foster care, or subsidized guardianship care immediately prior to placement for adoption, the initial amount of adoption assistance for maintenance shall be equivalent

to the amount of that child's foster care ~~or~~, treatment foster care, or subsidized guardianship care payment at the time that the agreement under sub. (4) (a) is signed or a lesser amount if agreed to by the proposed adoptive parents and specified in that agreement.

SECTION 1025. 48.975 (3) (a) 2. of the statutes is amended to read:

48.975 **(3)** (a) 2. Except as provided in subd. 3., for support of a child not in foster care ~~or~~, treatment foster care, or subsidized guardianship care immediately prior to placement for adoption, the initial amount of adoption assistance for maintenance shall be equivalent to the uniform foster care rate in effect at the time that the agreement under sub. (4) (a) is signed or a lesser amount if agreed to by the proposed adoptive parents and specified in that agreement.

SECTION 1026. 48.975 (4) (a) of the statutes is amended to read:

48.975 **(4)** (a) Except in extenuating circumstances, as defined by the department by rule promulgated under sub. (5) (a), a written agreement to provide adoption assistance shall be made prior to adoption. An agreement to provide adoption assistance may be made only for a child who, at the time of placement for adoption, is in the guardianship of the department or other agency authorized to place children for adoption ~~or~~, in the guardianship of an American Indian tribal agency in this state, or in a subsidized guardianship under s. 48.62 (5).

SECTION 1027. 48.975 (4m) of the statutes is created to read:

48.975 **(4m)** RECOVERY OF INCORRECT PAYMENTS. The department may recover an overpayment of adoption assistance from an adoptive parent who continues to receive adoption assistance for maintenance by reducing the amount of the adoptive parent's monthly payment of adoption assistance for maintenance. The department may by rule specify other methods for recovering overpayments of adoption assistance.

SECTION 1028. 48.977 (title) of the statutes is amended to read:

48.977 (title) **Appointment of ~~relatives as~~ guardians for certain children in need of protection or services.**

SECTION 1029. 48.977 (1) of the statutes is repealed.

SECTION 1030. 48.977 (2) (intro.) of the statutes is amended to read:

48.977 **(2)** TYPE OF GUARDIANSHIP. (intro.) This section may be used for the appointment of a ~~relative of a child as a~~ guardian of the person for ~~the~~ a child if the court finds all of the following:

SECTION 1031. 48.977 (2) (a) of the statutes is amended to read:

48.977 **(2)** (a) That the child has been adjudged to be in need of protection or services under s. 48.13 (1), (2), (3), (3m), (4), (5), (8), (9), (10), (10m), (11), or (11m) or 938.13 (4) and been placed, or continued in a placement, outside of his or her home pursuant to one or more court orders under s. 48.345, 48.357, 48.363, 48.365, 938.345, 938.357, 938.363, or 938.365 ~~for a cumulative total period of one year or longer~~ or that the child has been so adjudged and placement of the child in the home of a guardian under this section has been recommended under s. 48.33 (1) or 938.33 (1).

SECTION 1032. 48.977 (2) (b) of the statutes is amended to read:

48.977 **(2)** (b) That the person nominated as the guardian of the child is a ~~relative of the child~~ person with whom the child has been placed or in whose home placement of the child is recommended under par. (a) and that it is likely that the child will continue to be placed with that ~~relative~~ person for an extended period of time or until the child attains the age of 18 years.

SECTION 1033. 48.977 (2) (c) of the statutes is amended to read:

48.977 **(2)** (c) That, if appointed, it is likely that the ~~relative~~ person would be willing and able to serve as the child's guardian for an extended period of time or until the child attains the age of 18 years.

SECTION 1034. 48.977 (2) (f) of the statutes is amended to read:

48.977 **(2)** (f) That the agency primarily responsible for providing services to the child under a court order has made reasonable efforts to make it possible for the child to return to his or her home, while assuring that the child's health and safety are the paramount concerns, but that reunification of the child with the child's parent or parents is unlikely or contrary to the best interests of the child and that further reunification efforts are unlikely to be made or are contrary to the best interests of the child or that the agency primarily responsible for providing services to the child under a court order has made reasonable efforts to prevent the removal of the child from his or her home, while assuring the child's health and safety, but that continued placement of the child in the home would be contrary to the welfare of the child, except that the court is not required to find that the agency has made those reasonable efforts with respect to a parent of the child if any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies to that parent. The court shall make the findings specified in this paragraph on a case−by−case basis based on circumstances specific to the child and shall document or reference the specific information on which those findings are based in the guardianship order. A guardianship order that merely references this paragraph without documenting or referencing that specific information in the order or an amended guardianship order that retroactively corrects an earlier guardianship order that does not comply with this paragraph is not sufficient to comply with this paragraph.

SECTION 1035. 48.977 (3r) of the statutes is created to read:

48.977 **(3r)** SUBSIDIZED GUARDIANSHIP. Subject to s. 48.62 (5) (d), if a county department or, in a county having a population of 500,000 or more, the department has determined under s. 48.62 (5) (a) 2. that appointing a guardian under sub. (2) for a child who does not meet the conditions specified under s. 48.62 (5) (a) 1. and providing monthly subsidized guardianship payments to the guardian are in the best interests of the child, the petitioner under sub. (4) (a) shall include in the petition under sub. (4) (b) a statement of that determination and a request for the court to include in the court's findings under sub. (4) (d) a finding confirming that determination. If the court confirms that determination and appoints a guardian for the child under sub. (2), the county department or department shall provide monthly subsidized guardianship payments to the guardian under s. 48.62 (5).

SECTION 1036. 48.977 (4) (a) 4. of the statutes is amended to read:

48.977 **(4)** (a) 4. The ~~relative~~ person with whom the child is placed or in whose home placement of the child is recommended as described in sub. (2) (a), if the ~~relative~~ person is nominated as the guardian of the child in the petition.

SECTION 1037. 48.977 (4) (a) 6. of the statutes is amended to read:

48.977 **(4)** (a) 6. A county department under s. 46.22 or 46.23 or, if the child has been placed pursuant to an order under ch. 938 or the child's placement with the guardian is recommended under ch. 938, a county department under s. 46.215, 46.22, or 46.23.

SECTION 1038. 48.977 (4) (b) 3. of the statutes is amended to read:

48.977 **(4)** (b) 3. The date on which the child was adjudged in need of protection or services under s. 48.13 (1), (2), (3), (3m), (4), (5), (8), (9), (10), (10m), (11), or (11m) or 938.13 (4) and the dates ~~that~~ on which the child has been placed, or continued in a placement, outside of his or her home pursuant to one or more court orders under s. 48.345, 48.357, 48.363, 48.365, 938.345, 938.357, 938.363, or 938.365 or, if the child has been so adjudged, but not so placed, the date of the report under s. 48.33 (1) or 938.33 (1) in which placement of the child in the home of the person is recommended.

SECTION 1039. 48.977 (4) (c) 1. g. of the statutes is amended to read:

48.977 **(4)** (c) 1. g. The ~~relative~~ person with whom the child is placed or in whose home placement of the child is recommended as described in sub. (2) (a), if the ~~relative~~ person is nominated as the guardian of the child in the petition.

SECTION 1040. 48.977 (4) (e) of the statutes is amended to read:

48.977 **(4)** (e) *Court report.* ~~The~~ For a child who has been placed, or continued in a placement, outside of his or her home for 6 months or longer, the court shall order the person or agency primarily responsible for providing services to the child under a court order to file with the court a report containing the written summary under s. 48.38 (5) (e) and as much information relating to the appointment of a guardian as is reasonably ascertainable. For a child who has been placed, or continued in a placement, outside of his or her home for less than 6 months, the court shall order the person or agency primarily responsible for providing services to the child under a court order to file with the court the report submitted under s. 48.33 (1) or 938.33 (1), the permanency plan prepared under s. 48.38 or 938.38, if one has been prepared, and as much information relating to the appointment of a guardian as is reasonably ascertainable. The agency shall file the report at least 48 hours before the date of the dispositional hearing under par. (fm).

SECTION 1041. 48.977 (4) (g) 1. of the statutes is amended to read:

48.977 **(4)** (g) 1. Whether the ~~relative~~ person would be a suitable guardian of the child.

SECTION 1042. 48.977 (4) (g) 2. of the statutes is amended to read:

48.977 **(4)** (g) 2. The willingness and ability of the ~~relative~~ person to serve as the child's guardian for an extended period of time or until the child attains the age of 18 years.

SECTION 1043. 48.977 (4) (h) 1. of the statutes is amended to read:

48.977 **(4)** (h) 1. A disposition dismissing the petition if the court determines that appointment of the ~~relative~~ person as the child's guardian is not in the best interests of the child.

SECTION 1044. 48.977 (4) (h) 2. of the statutes is amended to read:

48.977 **(4)** (h) 2. A disposition ordering that the ~~relative~~ person with whom the child has been placed or in whose home placement of the child is recommended as described in sub. (2) (a) be appointed as the child's guardian under sub. (5) (a) or limited guardian under sub. (5) (b), if the court determines that such an appointment is in the best interests of the child.

SECTION 1045. 48.982 (4) (a) of the statutes is amended to read:

48.982 **(4)** (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (m), and (q), the board shall award grants to organizations in accordance with the plan developed under sub. (2) (a). In each of the first 2 fiscal years in which grants are awarded, no organization may receive a grant or grants totaling more than $30,000.

SECTION 1046. 48.982 (6) (a) of the statutes is amended to read:

48.982 **(6)** (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (ma), and (q), the board shall award grants to organizations in accordance with the request−for−proposal procedures developed under sub. (2) (a). No organization may receive a grant or grants

under this subsection totaling more than $150,000 in any year.

SECTION 1047. 48.982 (7) (a) of the statutes is amended to read:

48.982 **(7)** (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), and (q), the board shall award grants to organizations in accordance with the plan developed under sub. (2) (a).

SECTION 1049. 49.134 (2) (a) of the statutes is amended to read:

49.134 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department shall make grants to local agencies to fund child care resource and referral services provided by those local agencies. The department shall provide an allocation formula to determine the amount of a grant awarded under this section.

SECTION 1052. 49.136 (2) (a) of the statutes is amended to read:

49.136 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department ~~shall~~ may award grants for the start−up or expansion of child care services.

SECTION 1053. 49.136 (2) (b) of the statutes is amended to read:

49.136 **(2)** (b) ~~The~~ If the department awards grants under this section, the department shall attempt to award the grants ~~under this section~~ to head start agencies designated under 42 USC 9836, employers that provide or wish to provide child care services for their employees, family day care centers, group day care centers and day care programs for the children of student parents, organizations that provide child care for sick children, and child care providers that employ participants or former participants in a Wisconsin ~~works~~ Works employment position under s. 49.147 (3) to (5).

SECTION 1055. 49.137 (2) (a) of the statutes is amended to read:

49.137 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department may award grants to child care providers that meet the quality of care standards established under s. 49.155 (1d) (b) to improve the retention of skilled and experienced child care staff. In awarding grants under this subsection, the department shall consider the applying child care provider's total enrollment of children and average enrollment of children who receive or are eligible for publicly funded care from the child care provider.

SECTION 1056. 49.137 (3) (a) of the statutes is amended to read:

49.137 **(3)** (a) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department may award grants to child care providers for assistance in meeting the quality of care standards established under s. 49.155 (1d) (b).

SECTION 1057. 49.137 (4) (intro.) of the statutes is amended to read:

49.137 **(4)** TRAINING AND TECHNICAL ASSISTANCE CONTRACTS. (intro.) From the allocation under s. 49.155 (1g) ~~(b)~~ (d), the department may contract with one or more agencies for the provision of training and technical assistance to improve the quality of child care provided in this state. The training and technical assistance activities contracted for under this subsection may include any of the following activities:

SECTION 1058. 49.137 (4m) of the statutes is amended to read:

49.137 **(4m)** LOCAL PASS−THROUGH GRANT PROGRAM. ~~The~~ From the allocation under s. 49.155 (1g) (d), the department shall award grants to local governments and tribal governing bodies for programs to improve the quality of child care. The department shall promulgate rules to administer the grant program, including rules that specify the eligibility criteria and procedures for awarding the grants.

SECTION 1059b. 49.138 (1m) (intro.) of the statutes is amended to read:

49.138 **(1m)** (intro.) The department shall implement a program of emergency assistance to needy persons in cases of fire, flood, natural disaster, homelessness or impending homelessness, or energy crisis. The department shall establish the maximum amount of aid to be granted, except for cases of energy crisis, per family member based on the funding available under s. 20.445 (3) (dz) and (md). The department need not establish the maximum amount by rule under ch. 227. The department shall publish the maximum amount and annual changes to it in the Wisconsin administrative register. Emergency assistance provided to needy persons under this section ~~in cases of fire, flood, natural disaster, or energy crisis~~ may only be provided to a needy person once in a 12−month period. Emergency assistance provided to needy persons under this section in cases of homelessness or impending homelessness may be used only to obtain or retain a permanent living accommodation ~~and, except as provided in sub. (2), may only be provided to a needy person once in a 36−month period~~. For the purposes of this section, a family is considered to be homeless, or to be facing impending homelessness, if any of the following applies:

SECTION 1059d. 49.138 (2) of the statutes is repealed.

SECTION 1059f. 49.143 (1) (ac) of the statutes is created to read:

49.143 **(1)** (ac) 1. Except for a county department under s. 46.21, 46.22, or 46.23 or a tribal governing body, a person who submits a bid in a competitive process under par. (a) 1. shall include with the proposal a filing fee of $50 and a statement of economic interests that discloses all of the following information:

a. The person's assets and liabilities.

b. The sources of the person's income.

c. All of the person's other clients, as well as a description of the goods or services provided to those clients.

d. The identity of all of the person's subsidiaries, affiliates, and parent companies, if any.

2. Except for a county department under s. 46.21, 46.22, or 46.23 or a tribal governing body, a Wisconsin Works agency that enters into a succeeding contract with the department under par. (a) 2. shall, before executing the succeeding contract, submit to the department a filing fee of $50 and a statement of economic interests that discloses the information specified in subd. 1. a. to d.

3. One year after entering into a contract under par. (a) 1. or 2., a Wisconsin Works agency that is not a county department under s. 46.21, 46.22, or 46.23 or a tribal governing body shall submit to the department a filing fee of $50 and an updated statement of economic interests that discloses the information specified in subd. 1. a. to d.

Vetoed In Part

SECTION 1059g. 49.143 (2) (intro.) of the statutes is amended to read:

49.143 **(2)** CONTRACT REQUIREMENTS. (intro.) Each contract under sub. (1) shall contain performance−based incentives established by the department, as well as financial penalties that the department shall enforce against a Wisconsin Works agency that fails to serve Wisconsin Works participants as required under the contract. The contract shall require a Wisconsin ~~works~~ Works agency to do all of the following:

SECTION 1059h. 49.143 (2) (g) of the statutes is created to read:

49.143 **(2)** (g) If the Wisconsin Works agency is not a county department under s. 46.21, 46.22, or 46.23 or a tribal governing body, provide to the department, one year after the date on which the contract under sub. (1) was signed, a filing fee of $50 and an updated statement of economic interests that discloses the information specified in sub. (1) (ac) 1. a. to d.

Vetoed In Part

SECTION 1059t. 49.143 (4) of the statutes is renumbered 49.143 (4) (a).

SECTION 1059u. 49.143 (4) (b) of the statutes is created to read:

49.143 **(4)** (b) For a Wisconsin Works agency that is not a county department under s. 46.215, 46.22, or 46.23 or a tribal governing body, the department may select the auditor for the annual single financial audit required under federal law. The Wisconsin Works agency shall be required to pay for the annual single financial audit.

SECTION 1059v. 49.143 (5) (c) of the statutes is amended to read:

49.143 **(5)** (c) ~~The~~ Subject to sub. (5m) (b), the department may inspect at any time any Wisconsin ~~works~~ Works agency's records as the department determines is appropriate and necessary for the overall administration of Wisconsin ~~works~~ Works.

SECTION 1059w. 49.143 (5m) of the statutes is created to read:

49.143 **(5m)** FINANCIAL RECORDS. (a) Each Wisconsin Works agency shall maintain its financial records in accordance with generally accepted accounting principles.

Vetoed In Part

(b) To ensure that all expenditures of state and federal moneys related to Wisconsin Works are made in compliance with applicable state laws and rules, applicable federal laws and regulations, and the terms of the contracts between the Wisconsin Works agencies and the department, the department shall do all of the following:

1. At least quarterly review the financial records of each Wisconsin Works agency that administers Wisconsin Works in any of the 10 most populous counties.

2. At least annually review the financial records of each Wisconsin Works agency not specified in subd. 1.

3. Periodically review the financial records of entities that have entered into subcontracts with Wisconsin Works agencies to provide goods or services related to Wisconsin Works.

SECTION 1059x. 49.145 (2) (s) of the statutes is amended to read:

49.145 **(2)** (s) The individual assigns to the state any right of the individual or of any dependent child of the individual to support or maintenance from any other person, including any right to amounts accruing during the time that any Wisconsin ~~works~~ Works benefit is paid to the individual. If a minor who is a beneficiary of any Wisconsin ~~works~~ Works benefit is also the beneficiary of support under a judgment or order that includes support for one or more children not receiving a benefit under Wisconsin ~~works~~ Works, any support payment made under the judgment or order is assigned to the state during the period that the minor is a beneficiary of the Wisconsin ~~works~~ Works benefit in the amount that is the proportionate share of the minor receiving the benefit under Wisconsin ~~works~~ Works, except as otherwise ordered by the court on the motion of a party. Amounts assigned to the state under this paragraph remain assigned to the state until the amount due to the federal government has been recovered. No amount of support that begins to accrue after the individual ceases to receive benefits under Wisconsin ~~works~~ Works may be considered assigned to this state. Except as provided in s. 49.1455, any money that is received by the department in a month under an assignment to the state under this paragraph for an individual applying for or participating in Wisconsin ~~works~~ Works and that is not the federal share of support shall be paid to the individual applying for or participating in Wisconsin ~~works~~ Works. The department shall pay the federal share of support assigned under this paragraph as required under federal law or waiver.

Vetoed In Part

SECTION 1060m. 49.147 (4) (as) of the statutes is amended to read:

49.147 **(4)** (as) *Required hours.* Except as provided in pars. (at) and (av) and sub. (5m), a Wisconsin ~~works~~

Vetoed In Part Works agency shall require a participant placed in a community service job program to work in a community service job for the number of hours determined by the Wisconsin ~~works~~ Works agency to be appropriate for the participant at the time of application or review, but not ~~to exceed~~ less than 20 hours per week, nor more than 30 hours per week, for a participant in a full−time community service job placement. Except as provided in pars. (at) and (av), a Wisconsin ~~works~~ Works agency may require a participant placed in the community service job program to participate in education or training activities for not more than 10 hours per week. The department shall monitor the number of hours that participants in community service job placements are required to work to ensure compliance with the requirements under this paragraph by Wisconsin Works agencies.

Vetoed In Part **SECTION 1060p.** 49.147 (5) (bs) of the statutes is amended to read:

49.147 **(5)** (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m), a Wisconsin ~~works~~ Works agency may require a participant placed in a full−time transitional placement to engage in activities under par. (b) 1. for ~~up to~~ not less than 20 hours per week nor more than 28 hours per week. Except as provided in sub. (5m), a Wisconsin ~~works~~ Works agency may require a participant placed in a transitional placement to participate in education or training activities under par. (bm) for not more than 12 hours per week. The department shall monitor the number of hours that participants in transitional placements are required to engage in activities under par. (b) 1. to ensure compliance with the requirements under this paragraph by Wisconsin Works agencies.

SECTION 1061. 49.147 (6) (c) of the statutes is amended to read:

49.147 **(6)** (c) *Distribution and administration.* From the ~~appropriations~~ appropriation under s. 20.445 (3) ~~(dz),~~ (jL)~~, and (md)~~, the department shall distribute funds for job access loans to a Wisconsin Works agency, which shall administer the loans in accordance with rules promulgated by the department.

SECTION 1069m. 49.153 of the statutes is created to read:

49.153 Notice before taking certain actions. (1) WRITTEN AND ORAL NOTICE. Before taking any action against a participant 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 Wisconsin Works, a Wisconsin Works agency shall do all of the following:

(a) Provide to the participant written notice of the proposed action and of the reasons for the proposed action.

(b) After providing written notice, explain to the participant orally in person or by phone, or make reasonable attempts to explain to the participant orally in person or by phone, the proposed action and the reasons for the proposed action.

(c) After providing the notice under par. (a) and the explanation or the attempts to provide an explanation under par. (b), allow the participant a reasonable time to rectify the deficiency, failure, or other behavior to avoid the proposed action.

(2) RULES. The department shall promulgate rules that establish procedures for the notice and explanation under sub. (1) and that define "reasonable attempts" for the purpose of sub. (1) (b) and "reasonable time" for the purpose of sub. (1) (c).

SECTION 1075. 49.155 (1g) (b) of the statutes is amended to read:

49.155 **(1g)** (b) From the ~~appropriation~~ appropriations under s. 20.445 (3) (cm), (kx), and (mc), distribute ~~$7,593,500 in fiscal year 2003−04 and $7,597,300~~ $1,488,500 in each fiscal year ~~2004−05 for administering the child care program under this section, for grants under s. 49.134 (2) for child day care resource and referral services, for grants under s. 49.137 (4m), for a child care scholarship and bonus program, and~~ for administration of the department's office of child care and for the department's share of the costs for the Child Care Information Center operated by the division for libraries, technology, and community learning in the department of public instruction. **Vetoed In Part** **Vetoed In Part**

SECTION 1076d. 49.155 (1g) (c) of the statutes is amended to read:

49.155 **(1g)** (c) From the appropriation account under s. 20.445 (3) (mc), transfer ~~$4,440,600~~ $4,438,200 in fiscal year ~~2003−04~~ 2005−06 and ~~$4,507,900~~ $4,440,500 in fiscal year ~~2004−05~~ 2006−07 to the appropriation account under s. 20.435 (3) (kx).

SECTION 1077d. 49.155 (1g) (d) of the statutes is created to read:

49.155 **(1g)** (d) From the appropriation under s. 20.445 (3) (md), distribute $3,378,500 in fiscal year 2005−06 and $3,378,500 in fiscal year 2006−07 for grants under s. 49.134 (2) for child day care resource and referral services, for contracts under s. 49.137 (4) for training and technical assistance, for grants under s. 49.137 (4m), and for a child care scholarship and bonus program.

SECTION 1077r. 49.155 (1m) (a) (intro.) of the statutes is amended to read:

49.155 **(1m)** (a) (intro.) The individual is a parent of a child who meets the requirement under s. 49.145 (2) (c) and who is under the age of 13 or, if the child is disabled, is under the age of 19; or is a person who, under s. 48.57 (3m) or (3n), is providing care and maintenance for a child who meets the requirement under s. 49.145 (2) (c) and who is under the age of 13 or, if the child is disabled, is under the age of 19; and child care services for that child are needed in order for the individual to do any of the following:

SECTION 1078. 49.155 (1m) (a) 1m. b. of the statutes is amended to read:

49.155 **(1m)** (a) 1m. b. The individual has not yet attained the age of 18 years and the individual resides with his or her custodial parent or with a kinship care relative under s. 48.57 (3m) or with a long−term kinship care relative under s. 48.57 (3n) or is in a foster home or treatment foster home licensed under s. 48.62, a subsidized guardianship home under s. 48.62 (5), a group home, or an independent living arrangement supervised by an adult.

SECTION 1079s. 49.155 (1m) (b) 1. of the statutes is amended to read:

49.155 **(1m)** (b) 1. Section 49.145 (2) ~~(c),~~ (f) and (g).

SECTION 1080. 49.155 (1m) (bm) of the statutes is amended to read:

49.155 **(1m)** (bm) If the individual is providing care for a child under a court order and is receiving payments on behalf of the child under s. 48.57 (3m) or (3n) or 48.62 (5), or if the individual is a foster parent or treatment foster parent, and child care is needed for that child, the ~~individual~~ child meets the requirement under s. 49.145 (2) (c).

SECTION 1081. 49.155 (1m) (c) 1g. of the statutes is amended to read:

49.155 **(1m)** (c) 1g. If the individual is a foster parent of the child or a subsidized guardian or interim caretaker of the child under s. 48.62 (5), the child's biological or adoptive family has a gross income that is at or below 200% of the poverty line. In calculating the gross income of the child's biological or adoptive family, the Wisconsin works agency shall include income described under s. 49.145 (3) (b) 1. and 3.

SECTION 1083m. 49.155 (6) (cm) of the statutes is created to read:

49.155 **(6)** (cm) The department shall modify child care provider reimbursement rates established under pars. (a) to (c) so that reimbursement rates are lower for providers of after−school day care.

Vetoed In Part

SECTION 1085f. 49.161 (4) of the statutes is created to read:

49.161 **(4)** UNRECOVERABLE OVERPAYMENTS CAUSED BY WISCONSIN WORKS AGENCY ERROR. If an overpayment under sub. (1), (2), or (3) resulted from an error or omission by a Wisconsin Works agency or a staff person of a Wisconsin Works agency and the department is unable to recover some or all of the overpayment from the individual who received it, the Wisconsin Works agency is liable to the department for the amount of the overpayment that the department is unable to recover.

SECTION 1086. 49.175 (1) (intro.) of the statutes is amended to read:

49.175 **(1)** ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within the limits of the appropriations under s. 20.445 (3) (a), (cm), (dz), ~~(jL),~~ (jm), (k), (kx), (L), (mc), (md), ~~(nL), and~~ (me), and (s) the department shall allocate the following amounts for the following purposes:

SECTION 1087. 49.175 (1) (a) of the statutes is amended to read:

49.175 **(1)** (a) *Wisconsin Works benefits.* For Wisconsin Works benefits ~~provided under contracts having a term that begins on January 1, 2002, and ends on December 31, 2003, $33,219,700 in fiscal year 2003−04; and for Wisconsin Works benefits provided under contracts having a term that begins on January 1, 2004, and ends on December 31, 2005, $33,219,700,~~ $59,184,700 in fiscal year ~~2003−04~~ 2005−06 and ~~$66,439,400~~ $51,930,000 in fiscal year ~~2004−05~~ 2006−07.

SECTION 1088. 49.175 (1) (b) of the statutes is amended to read:

49.175 **(1)** (b) *Wisconsin Works administration.* For administration of Wisconsin Works performed under contracts under s. 49.143 ~~having a term that begins on January 1, 2002, and ends on December 31, 2003, $10,582,800 in fiscal year 2003−04; and for administration of Wisconsin Works performed under contracts under s. 49.143 having a term that begins on January 1, 2004, and ends on December 31, 2005, $10,582,900,~~ $18,999,900 in fiscal year ~~2003−04~~ 2005−06 and ~~$21,165,700~~ $16,834,100 in fiscal year ~~2004−05~~ 2006−07.

SECTION 1089. 49.175 (1) (c) of the statutes is amended to read:

49.175 **(1)** (c) *Performance bonuses.* For the payment of performance bonuses to Wisconsin Works agencies that have entered into contracts under s. 49.143 having a term that begins on January 1, ~~2002~~ 2004, and that ends on December 31, ~~2003~~ 2005, $0 in fiscal year ~~2003−04~~ 2005−06.

SECTION 1090. 49.175 (1) (f) of the statutes is amended to read:

49.175 **(1)** (f) *Wisconsin Works ancillary services.* For program services under Wisconsin Works~~, including transportation assistance for individuals who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq.,~~ provided under contracts under s. 49.143 ~~having a term that begins on January 1, 2002, and ends on December 31, 2003, $27,803,300 in fiscal year 2003−04; and for program services under Wisconsin Works, including transportation assistance for individuals who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq., education and training, mentoring, and other services provided under contracts under s. 49.143 having a term that begins on January 1, 2004, and ends on December 31, 2005, $27,803,300,~~ $49,534,800 in fiscal year ~~2003−04~~ 2005−06 and ~~$55,606,600~~ $43,463,000 in fiscal year ~~2004−05~~ 2006−07.

SECTION 1091. 49.175 (1) (g) of the statutes is amended to read:

49.175 **(1)** (g) *State administration of public assistance programs.* For state administration of public assistance programs, ~~$18,484,600~~ $16,060,000 in each fiscal year.

Vetoed In Part

SECTION 1092. 49.175 (1) (m) of the statutes is amended to read:

49.175 **(1)** (m) *Children first.* For services under the work experience program for noncustodial parents under s. 49.36, ~~$1,140,000~~ $834,400 in each fiscal year.

SECTION 1093. 49.175 (1) (n) of the statutes is repealed.

SECTION 1094d. 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, ~~$298,640,600~~ $310,332,100 in fiscal year ~~2003–04~~ 2005–06 and ~~$308,040,600~~ $313,432,100 in fiscal year ~~2004–05~~ 2006–07.

SECTION 1095c. 49.175 (1) (q) of the statutes is amended to read:

Vetoed In Part

Vetoed In Part

49.175 **(1)** (q) ~~*Indirect child*~~ *Child care* ~~*services*~~ *state administration* . For ~~indirect~~ child care ~~services~~ state administration costs under s. 49.155 (1g)~~, $9,559,400~~ (b) and (c), $5,926,700 in fiscal year ~~2003–04~~ 2005–06 and ~~$9,626,700~~ $5,929,000 in fiscal year ~~2004–05~~ 2006–07.

SECTION 1096c. 49.175 (1) (qm) of the statutes is amended to read:

49.175 **(1)** (qm) ~~*Local pass–through grant program*~~ *Quality care for quality kids.* For the ~~local pass–through grant program under s. 49.137 (4m), $2,475,100 in fiscal year 2003–04 and $2,478,500 in~~ child care quality improvement activities specified in s. 49.155 (1g) (d), $3,378,500 in each fiscal year ~~2004–05~~.

SECTION 1098n. 49.175 (1) (r) of the statutes is amended to read:

49.175 **(1)** (r) *Early childhood excellence initiative.* For grants under s. 49.1375, ~~$2,500,000~~ $0 in each fiscal year.

SECTION 1100m. 49.175 (1) (ze) 1. of the statutes is amended to read:

49.175 **(1)** (ze) 1. 'Kinship care and long–term kinship care assistance.' For the kinship care and long–term kinship care programs under s. 48.57 (3m), (3n), and (3p), ~~$24,122,200~~ $23,034,200 in ~~each~~ fiscal year 2005–06 and $22,686,300 in fiscal year 2006–07.

SECTION 1101. 49.175 (1) (ze) 2. of the statutes is amended to read:

49.175 **(1)** (ze) 2. '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, ~~$26,397,200~~ $30,444,000 in fiscal year ~~2003–04~~ 2005–06 and ~~$29,175,100~~ $30,394,000 in fiscal year ~~2004–05~~ 2006–07.

SECTION 1102. 49.175 (1) (ze) 7. of the statutes is repealed.

SECTION 1103. 49.175 (1) (ze) 8. of the statutes is repealed.

SECTION 1104. 49.175 (1) (ze) 10m. of the statutes is amended to read:

49.175 **(1)** (ze) 10m. 'Safety services.' For services provided in counties having a population of 500,000 or more to ensure the safety of children who the department of health and family services determines may remain at home if appropriate services are provided, ~~$7,045,500~~ $5,707,200 in each fiscal year.

SECTION 1105. 49.175 (1) (ze) 12. of the statutes is amended to read:

49.175 **(1)** (ze) 12. 'Milwaukee and statewide child welfare administration.' For the costs associated with the Milwaukee child welfare information system and the Wisconsin statewide automated child welfare information system, ~~$1,695,700~~ $1,310,800 in fiscal year ~~2003–04~~ 2005–06 and ~~$1,741,300~~ $1,317,700 in fiscal year ~~2004–05~~ 2006–07.

SECTION 1106. 49.175 (1) (zh) of the statutes is amended to read:

49.175 **(1)** (zh) ~~*Taxable years 1999 and thereafter*~~ *Earned income tax credit supplement.* For the transfer of moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation account under s. 20.835 (2) (kf) for the earned income tax credit, ~~$57,892,000 in fiscal year 2003–04 and $59,532,000~~ $59,532,000 in each fiscal year ~~2004–05~~. **Vetoed In Part**

SECTION 1107. 49.175 (1) (zj) of the statutes is repealed.

SECTION 1108. 49.175 (1) (zL) of the statutes is renumbered 115.28 (35) and amended to read:

115.28 **(35)** *English for Southeast Asian children.* ~~To~~ Annually pay to the school board of the Wausau school district for English ~~training~~ instruction for 3–year–old, 4–year–old and 5–year–old Southeast Asian children~~, $100,000 in each fiscal year~~ the amount appropriated under s. 20.255 (2) (ce).

SECTION 1109. 49.175 (1) (zn) of the statutes is repealed.

SECTION 1110. 49.195 (3m) (b) of the statutes is amended to read:

49.195 **(3m)** (b) The clerk of circuit court shall accept, file, and enter ~~the~~ each warrant under par. (a) and each satisfaction, release, or withdrawal under par. (d), (e), (g), or (h) 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 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 of circuit court and the department. The department shall pay the fees, but shall add the fees provided by s. 814.61 (5) for entering the warrants to the amount of the warrant and shall collect the fees from the person named in the warrant when satisfaction or release is presented for entry.

SECTION 1111. 49.195 (3m) (h) of the statutes is amended to read:

49.195 **(3m)** (h) If the department arranges a payment schedule with the debtor and the debtor complies with the payment schedule, the department ~~shall~~ may issue a notice of withdrawal of the warrant to the clerk of circuit court for the county in which the warrant is filed. ~~The~~ If the department issues a notice of withdrawal of the warrant, the clerk shall void the warrant and the resulting liens.

SECTION 1112. 49.195 (3n) (p) of the statutes is amended to read:

49.195 **(3n)** (p) A levy is effective from the date on which the levy is first served on the 3rd party until the liability out of which the levy arose is satisfied~~,~~ or until the levy is released ~~or until one year from the date of service~~, whichever occurs first.

SECTION 1113. 49.195 (3n) (t) of the statutes is amended to read:

49.195 **(3n)** (t) Any 3rd party is entitled to a levy fee of $5 for each levy in any case ~~where~~ in which property is secured through the levy. ~~The~~ If the 3rd party retains the fee, the 3rd party shall increase the levy amount by the amount of the fee and deduct the fee from the proceeds of the levy.

SECTION 1114. 49.197 (1m) of the statutes is amended to read:

49.197 **(1m)** FRAUD INVESTIGATION. From the appropriations under s. 20.445 (3) (dz), (kx), (L), (md), (n), and (nL), the department shall establish a program to investigate suspected fraudulent activity on the part of recipients of aid to families with dependent children under s. 49.19, on the part of participants in the Wisconsin ~~works~~ Works program under ss. 49.141 to 49.161, and, if the department of health and family services contracts with the department under sub. (5), on the part of recipients of medical assistance under subch. IV ~~and~~, food stamp benefits under the food stamp program under 7 USC 2011 to 2036, supplemental security income payments under s. 49.77, payments for the support of children of supplemental security income recipients under s. 49.775, and health care benefits under the Badger Care health care program under s. 49.665. The department's activities under this subsection may include, but are not limited to, comparisons of information provided to the department by an applicant and information provided by the applicant to other federal, state, and local agencies, development of an advisory welfare investigation prosecution standard, and provision of funds to county departments under ss. 46.215, 46.22, and 46.23 and to Wisconsin ~~works~~ Works agencies to encourage activities to detect fraud. The department shall cooperate with district attorneys regarding fraud prosecutions.

SECTION 1115. 49.197 (3) of the statutes is amended to read:

49.197 **(3)** STATE ERROR REDUCTION ACTIVITIES. The department shall conduct activities to reduce payment errors in Wisconsin ~~works~~ Works under ss. 49.141 to 49.161 and, if the department of health and family services contracts with the department under sub. (5), the ~~medical assistance~~ Medical Assistance program under subch. IV ~~and~~, the food stamp program under 7 USC 2011 to 2036, the supplemental security income payments program under s. 49.77, the program providing payments for the support of children of supplemental security income recipients under s. 49.775, and the Badger Care health care program under s. 49.665.

SECTION 1116. 49.197 (4) of the statutes is amended to read:

49.197 **(4)** COUNTY AND TRIBAL ERROR REDUCTION. If the department of health and family services contracts with the department under sub. (5), the department shall provide funds from the appropriation under s. 20.445 (3) (kx) to counties and governing bodies of federally recognized American Indian tribes administering ~~medical assistance~~ Medical Assistance under subch. IV ~~or~~, the food stamp program under 7 USC 2011 to 2036, the supplemental security income payments program under s. 49.77, the program providing payments for the support of children of supplemental security income recipients under s. 49.775, and the Badger Care health care program under s. 49.665 to offset administrative costs of reducing payment errors in those programs.

SECTION 1117. 49.197 (5) of the statutes is amended to read:

49.197 **(5)** CONTRACTS FOR MEDICAL ASSISTANCE ~~AND~~, FOOD STAMPS, SUPPLEMENTAL SECURITY INCOME, AND CARETAKER SUPPLEMENT. ~~The~~ Notwithstanding s. 49.845 (1) and (2), the department of health and family services may contract with the department to investigate suspected fraudulent activity on the part of recipients of medical assistance under subch. IV ~~or recipients of~~, food stamp benefits under the food stamp program under 7 USC 2011 to 2036, supplemental security income payments under s. 49.77, payments for the support of children of supplemental security income recipients under s. 49.775, and health care benefits under the Badger Care health care program under s. 49.665 and to conduct activities to reduce payment errors in the Medical Assistance program under subch. IV, the food stamp program under 7 USC 2011 to 2036, the supplemental security income payments program under s. 49.77, the program providing payments for the support of children of supplemental security income recipients under s. 49.775, and the Badger Care health care program under s. 49.665, as provided in this section.

SECTION 1118. 49.22 (1) of the statutes is amended to read:

49.22 **(1)** There is created a child and spousal support and establishment of paternity and medical ~~liability~~ sup-

port liability program in the department. The purpose of this program is to establish paternity when possible, to establish or modify support obligations, to enforce support obligations owed by parents to their children and maintenance obligations owed to spouses or former spouses with whom the children reside in this state or owed in other states if the support order was issued in this state or owed in other states if the parent, spouse, or former spouse resides in this state, to locate persons who are alleged to have taken their child in violation of s. 948.31 or of similar laws in other states, and to locate and value property of any person having a support duty. To accomplish the objectives of this program and of other assistance programs under this chapter, county and state agencies will cooperate with one another to implement a child and spousal support and paternity establishment and medical support liability program in accordance with state and federal laws, regulations, and rules and to assure proper distribution of benefits of all assistance programs authorized under this chapter.

SECTION 1119. 49.36 (2) of the statutes is amended to read:

49.36 **(2)** The department may contract with any county, tribal governing body, or Wisconsin ~~works~~ Works agency to administer a work experience and job training program for parents who are not custodial parents and who fail to pay child support or to meet their children's needs for support as a result of unemployment or underemployment. The program may provide the kinds of work experience and job training services available from the program under s. 49.193, 1997 stats., or s. 49.147 (3) or (4). The program may also include job search and job orientation activities. The department shall fund the program from the ~~appropriation~~ appropriations under s. 20.445 (3) (dz) and (k).

SECTION 1120. 49.45 (2) (a) 3m. of the statutes is repealed.

SECTION 1124. 49.45 (3) (i) of the statutes is repealed.

Vetoed In Part

SECTION 1124g. 49.45 (3) (m) of the statutes is created to read:

49.45 **(3)** (m) Reimbursement for services provided by a health maintenance organization, as defined in s. 609.01 (2), with a contract under sub. (2) (b) 2. to provide health care to recipients of Medical Assistance or Badger Care, shall be made under capitation rates that are actuarially sound.

SECTION 1125s. 49.45 (6m) (a) 6. of the statutes is created to read:

49.45 **(6m)** (a) 6. "Resource Utilization Groupings III" means a comparative resource utilization grouping that classifies each facility resident based on information obtained from performing, for the resident, a minimum data set assessment developed by the federal Centers for Medicare and Medicaid Services.

SECTION 1128m. 49.45 (6m) (ag) 3p. of the statutes is created to read:

49.45 **(6m)** (ag) 3p. For all costs specified under par. (am) 1. bm., an acuity−based payment rate system to which all of the following applies:

a. The system shall incorporate acuity measurements under the most recent Resource Utilization Groupings III methodology to determine factors for case−mix adjustment.

b. Four times annually, for each facility resident who is a Medical Assistance recipient on March 31, June 30, September 30, or December 31, as applicable, the system shall determine the average case−mix index by use of the factors specified under subd. 3p. a.

c. The system shall incorporate payment adjustments for dementia, behavioral needs, or other complex medical conditions.

d. The system may include incentives for providing high quality of care.

e. The system shall identify the extent to which payment is made to facilities, under the system, for facilities' direct care nursing costs allowable under Medical Assistance. **Vetoed In Part**

SECTION 1132f. 49.45 (6m) (m) of the statutes is created to read: **Vetoed In Part**

49.45 **(6m)** (m) The department may not use the criteria for functional eligibility specified in s. 46.286 (1) (a) to determine rates of payment to facilities under this subsection.

SECTION 1133. 49.45 (6t) of the statutes, as affected by 2003 Wisconsin Act 318, is repealed.

SECTION 1135c. 49.45 (6x) (title) of the statutes is amended to read: **Vetoed In Part**

49.45 **(6x)** (title) FUNDING FOR ESSENTIAL ACCESS CITY ~~HOSPITAL~~ HOSPITALS.

SECTION 1135d. 49.45 (6x) (a) of the statutes is amended to read:

49.45 **(6x)** (a) Notwithstanding sub. (3) (e), from the appropriation accounts under s. 20.435 (4) (b), (gp), (o), and (w), the department shall distribute not more than $4,748,000 in each fiscal year, to provide funds to ~~an~~ essential access city ~~hospital~~ hospitals, except that the department may not allocate funds to an essential access city hospital to the extent that the allocation would exceed any limitation under 42 USC 1396b (i) (3).

SECTION 1135e. 49.45 (6x) (b) of the statutes is amended to read:

49.45 **(6x)** (b) The department shall develop procedures for solicitation and review of requests for funds and a method to distribute the funds under par. (a) to ~~an individual hospital~~ hospitals that shall include establishment of criteria for the designation as an essential access city hospital. Beginning on July 1, 2007, the criteria established by the department may not include reference to criteria that were required to have

Vetoed In Part been met during July 1, 1995, to June 30, 1996, but shall include the requirement that more than 30 percent of a hospital's total inpatient days are reimbursable under Medical Assistance. No hospital that qualifies for a Medical Assistance pediatric inpatient supplement is eligible for funds under this subsection.

Vetoed In Part **SECTION 1144p.** 49.45 (18) (ag) 1. of the statutes is amended to read:

49.45 **(18)** (ag) 1. A copayment of ~~$1~~ $3 for each prescription of a drug that bears only a generic name, as defined in s. 450.12 (1) (b).

Vetoed In Part **SECTION 1146j.** 49.45 (27) of the statutes is amended to read:

49.45 **(27)** ELIGIBILITY OF ALIENS. A person who is not a U.S. citizen or an alien lawfully admitted for permanent residence or otherwise permanently residing in the United States under color of law may not receive medical assistance benefits except as provided under 8 USC 1255a (h) (3) or 42 USC 1396b (v), subject to s. 49.46 (2) (f).

SECTION 1147. 49.45 (39) (b) 1. of the statutes is amended to read:

49.45 **(39)** (b) 1. 'Payment for school medical services.' If a school district or a cooperative educational service agency elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the school district or the cooperative educational service agency for 60% of the federal share of allowable charges for the school medical services that it provides and, as specified in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing elects to provide school medical services and meets all requirements under par. (c), the department shall reimburse the department of public instruction for 60% of the federal share of allowable charges for the school medical services that the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing provides and, as specified in subd. 2., for allowable administrative costs. A school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, claims for common carrier transportation costs as a school medical service unless the department receives notice from the federal health care financing administration that, under a change in federal policy, the claims are not allowed. If the department receives the notice, a school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired, or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing may submit, and the department shall allow, unreimbursed claims for common carrier transportation costs incurred before the date of the change in federal policy. The department shall promulgate rules establishing a methodology for making reimbursements under this paragraph. ~~Except as provided in subd. 1m., all~~ All other expenses for the school medical services provided by a school district or a cooperative educational service agency shall be paid for by the school district or the cooperative educational service agency with funds received from state or local taxes. The school district, the Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, or the cooperative educational service agency shall comply with all requirements of the federal department of health and human services for receiving federal financial participation.

SECTION 1148. 49.45 (39) (b) 1m. of the statutes is repealed.

SECTION 1149. 49.45 (39) (b) 2. of the statutes is amended to read:

49.45 **(39)** (b) 2. 'Payment for school medical services administrative costs.' The department shall reimburse a school district or a cooperative educational service agency specified under ~~subds.~~ subd. 1. ~~and 1m.~~ and shall reimburse the department of public instruction on behalf of the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin Educational Services Program for the Deaf and Hard of Hearing for 90% of the federal share of allowable administrative costs, using time studies, beginning in fiscal year 1999−2000. A school district or a cooperative educational service agency may submit, and the department of health and family services shall allow, claims for administrative costs incurred during the period that is up to 24 months before the date of the claim, if allowable under federal law.

SECTION 1149f. 49.45 (42m) of the statutes is created to read:

49.45 **(42m)** PHYSICAL AND OCCUPATIONAL THERAPY. (a) If, in authorizing the provision of physical or occupational therapy services under s. 49.46 (2) (b) 6. b., the department authorizes a reduced duration of services from the duration that the provider specifies in the authorization request, the department shall substantiate the reduction that the department made in the duration of the services if the provider of the services requests any additional authorizations for the provision of physical or occupational therapy services to the same individual.

(b) The division of the department that is responsible for health care financing shall monitor compliance with the requirement under par. (a) in concert with representatives of the Wisconsin Physical Therapy Association and the Wisconsin Occupational Therapy Association.

SECTION 1150. 49.46 (1) (a) 5. of the statutes is amended to read:

49.46 **(1)** (a) 5. Any child in an adoption assistance, foster care, kinship care, long−term kinship care ~~or~~, treat-

ment foster care, or subsidized guardianship placement under ch. 48 or 938, as determined by the department.

SECTION 1153. 49.46 (1) (a) 14. of the statutes is amended to read:

49.46 **(1)** (a) 14. Any person who would meet the financial and other eligibility requirements for home or community−based services under s. 46.27 (11) ~~or~~, 46.277, or 46.2785 but for the fact that the person engages in substantial gainful activity under 42 USC 1382c (a) (3), if a waiver under s. 49.45 (38) is in effect or federal law permits federal financial participation for medical assistance coverage of the person and if funding is available for the person under s. 46.27 (11) ~~or~~, 46.277, or 46.2785.

SECTION 1154. 49.46 (1) (a) 15. of the statutes is amended to read:

49.46 **(1)** (a) 15. Any individual who is infected with tuberculosis and meets the income and resource eligibility requirements for the federal ~~supplemental security~~ Supplemental Security Income program under 42 USC 1381 to 1383d.

SECTION 1157. 49.46 (2) (b) 8. of the statutes is amended to read:

49.46 **(2)** (b) 8. Home or community−based services, if provided under s. 46.27 (11), 46.275, 46.277 ~~or~~, 46.278, or 46.2785, under the family care benefit if a waiver is in effect under s. 46.281 (1) (c), or under a waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c).

Vetoed In Part

SECTION 1157j. 49.46 (2) (f) of the statutes is amended to read:

49.46 **(2)** (f) Benefits under this subsection or s. 49.45 (27) may not include payment for gastric bypass surgery or gastric stapling surgery unless ~~it is performed because of a medical emergency~~ the procedure is required to be covered under federal medicaid law, as interpreted by the federal centers for medicare and medicaid services.

SECTION 1158. 49.47 (4) (as) 1. of the statutes is amended to read:

49.47 **(4)** (as) 1. The person would meet the financial and other eligibility requirements for home or community−based services under s. 46.27 (11) ~~or~~, 46.277, or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1) (c) but for the fact that the person engages in substantial gainful activity under 42 USC 1382c (a) (3).

SECTION 1159. 49.47 (4) (as) 3. of the statutes is amended to read:

49.47 **(4)** (as) 3. Funding is available for the person under s. 46.27 (11) ~~or~~, 46.277, or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1) (c).

SECTION 1167. 49.497 (title) of the statutes is amended to read:

49.497 (title) **Recovery of incorrect ~~medical assistance~~ Medical Assistance or Badger Care payments.**

SECTION 1168. 49.497 (1) of the statutes is renumbered 49.497 (1) (a) (intro.) and amended to read:

49.497 **(1)** (a) (intro.) The department may recover any payment made incorrectly for benefits ~~specified under s. 49.46, 49.468 or 49.47~~ provided under this subchapter or s. 49.665 if the incorrect payment results from any of the following:

1. A misstatement or omission of fact by a person supplying information in an application for benefits under ~~s. 49.46, 49.468 or 49.47~~ this subchapter or s. 49.665.

2. The ~~department may also recover if a medical assistance~~ failure of a Medical Assistance or Badger Care recipient or any other person responsible for giving information on the recipient's behalf ~~fails~~ to report the receipt of income or assets in an amount that would have affected the recipient's eligibility for benefits.

(b) The department's right of recovery is against any ~~medical assistance~~ Medical Assistance or Badger Care recipient to whom or on whose behalf the incorrect payment was made. The extent of recovery is limited to the amount of the benefits incorrectly granted. The county department under s. 46.215 or 46.22 or the governing body of a federally recognized American Indian tribe administering ~~medical assistance~~ Medical Assistance or Badger Care shall begin recovery actions on behalf of the department according to rules promulgated by the department.

SECTION 1169. 49.497 (1) (a) 3. of the statutes is created to read:

49.497 **(1)** (a) 3. The failure of a Medical Assistance or Badger Care recipient or any other person responsible for giving information on the recipient's behalf to report any change in the recipient's financial or nonfinancial situation or eligibility characteristics that would have affected the recipient's eligibility for benefits or the recipient's cost−sharing requirements.

SECTION 1170. 49.497 (1m) of the statutes is created to read:

49.497 **(1m)** (a) If, after notice that an incorrect payment was made, a recipient, or parent of a minor recipient, who is liable for repayment of an incorrect payment fails to repay the incorrect payment or enter into, or comply with, an agreement for repayment, the department may bring an action to enforce the liability or may issue an order to compel payment of the liability. Any person aggrieved by an order issued by the department under this paragraph may appeal the order as a contested case under ch. 227 by filing with the department a request for a hearing within 30 days after the date of the order. The only issue at hearing shall be the determination by the department that the person has not repaid the incorrect payment or entered into, or complied with, an agreement for repayment.

(b) If any recipient, or parent of a minor recipient, named in an order to compel payment issued under par. (a) fails to pay the department any amount due under the terms of the order and no contested case to review the order is pending and the time for filing for a contested case review has expired, the department may present a certified copy of the order to the circuit court for any county. The sworn statement of the secretary shall be evidence of the incorrect payment. The circuit court shall, without notice, render judgment in accordance with the order. A judgment rendered under this paragraph shall have the same effect and shall be entered in the judgment and lien docket and may be enforced in the same manner as if the judgment had been rendered in an action tried and determined by the circuit court.

(c) The recovery procedure under this subsection is in addition to any other recovery procedure authorized by law.

SECTION 1171. 49.497 (2) of the statutes is amended to read:

49.497 **(2)** A county or governing body of a federally recognized American Indian tribe may retain 15% of benefits ~~distributed under s. 49.46, 49.468 or 49.47~~ provided under this subchapter or s. 49.665 that are recovered under ~~sub. (1)~~ this section due to the efforts of an employee or officer of the county or tribe.

SECTION 1172. 49.497 (4) of the statutes is created to read:

49.497 **(4)** The department may appear for the state in any and all collection matters under this section, and may commence suit in the name of the department to recover an incorrect payment from the recipient to whom or on whose behalf it was made.

SECTION 1173. 49.497 (5) of the statutes is created to read:

49.497 **(5)** The department may make an agreement with a recipient, or parent of a minor recipient, who is liable under sub. (1), providing for repayment of an incorrect payment at a specified rate or amount.

SECTION 1174. 49.665 (1) (b) of the statutes is amended to read:

49.665 **(1)** (b) "Child" means a person who is born and who is under the age of 19.

SECTION 1175. 49.665 (1) (g) of the statutes is created to read:

49.665 **(1)** (g) "Unborn child" means a person from the time of conception until it is born alive.

SECTION 1176. 49.665 (2) (a) of the statutes is renumbered 49.665 (2) (a) 1. and amended to read:

49.665 **(2)** (a) 1. The department of health and family services shall request a waiver from the secretary of the federal department of health and human services to permit the department of health and family services to implement, beginning not later than July 1, 1998, or the effective date of the waiver, whichever is later, a health care program under this section. If a waiver that is consistent with all of the provisions of this section, excluding sub. (4) (a) 3m. and (ap) and provisions related to sub. (4) (ap), is granted and in effect, the department of health and family services shall implement the program under this section, subject to subd. 2. The department of health and family services may not implement the program under this section unless a waiver that is consistent with all of the provisions of this section, excluding sub. (4) (a) 3m. and (ap) and provisions related to sub. (4) (ap), is granted and in effect.

SECTION 1177. 49.665 (2) (a) 2. of the statutes is created to read:

49.665 **(2)** (a) 2. The department may not implement sub. (4) (ap) or provisions related to the coverage under sub. (4) (ap) unless a state plan amendment authorizing the coverage under sub. (4) (ap) is approved by the federal department of health and human services.

SECTION 1178. 49.665 (3) of the statutes is amended to read:

49.665 **(3)** ADMINISTRATION. ~~The~~ Subject to sub. (2) (a) 2., the department shall administer a program to provide the health services and benefits described in s. 49.46 (2) to persons that meet the eligibility requirements specified in sub. (4). The department shall promulgate rules setting forth the application procedures and appeal and grievance procedures. The department may promulgate rules limiting access to the program under this section to defined enrollment periods. The department may also promulgate rules establishing a method by which the department may purchase family coverage offered by the employer of a member of an eligible family or ~~by~~ of a member of ~~a~~ an eligible child's household, or family or individual coverage offered by the employer of an eligible unborn child's mother or her spouse, under circumstances in which the department determines that purchasing that coverage would not be more costly than providing the coverage under this section.

SECTION 1179. 49.665 (4) (ap) of the statutes is created to read:

49.665 **(4)** (ap) An unborn child whose mother is not eligible for health care coverage under par. (a) or (am) or for medical assistance under s. 49.46 or 49.47, except that she may be eligible for benefits under s. 49.45 (27), is eligible for health care coverage under this section, which shall be limited to coverage for prenatal care, if all of the following requirements are met:

1. The income of the unborn child's mother, mother and her spouse, or mother and her family, whichever is applicable, does not exceed 185 percent of the poverty line, except as provided in par. (at) and except that, if an unborn child is already receiving health care coverage under this section, the applicable specified person or persons may have an income that does not exceed 200 percent of the poverty line. The department shall establish by rule the criteria to be used to determine income.

2. Each of the following applicable persons who is employed provides verification from his or her employer, in the manner specified by the department, of his or her earnings:

a. The unborn child's mother.

b. The spouse of the unborn child's mother.

c. Members of the unborn child's mother's family.

3. The unborn child's mother provides medical verification of her pregnancy, in the manner specified by the department.

4. The unborn child and the mother of the unborn child meet all other requirements established by the department by rule except for any of the following:

a. The mother is not a U.S. citizen or an alien qualifying for medicaid under 8 USC 1612.

b. The mother is an inmate of a public institution.

c. The mother does not provide a social security number, but only if subd. 4. a. applies.

SECTION 1180. 49.665 (4) (at) 3. of the statutes is amended to read:

49.665 **(4)** (at) 3. The department may not adjust the maximum income level of 200% of the poverty line for persons already receiving health care coverage under this section or for applicable persons specified in par. (ap) 1. with respect to an unborn child already receiving health care coverage under this section.

SECTION 1181. 49.665 (4) (c) of the statutes is amended to read:

49.665 **(4)** (c) No person may be denied health care coverage under this section solely because of a health condition of that person ~~or~~, of any family member of that person, or of the mother of an unborn child.

SECTION 1182. 49.665 (4) (d) of the statutes is created to read:

49.665 **(4)** (d) An unborn child's eligibility for coverage under par. (ap) shall not begin before the first day of the month in which the unborn child's mother provides the medical verification required under par. (ap) 3.

SECTION 1183. 49.665 (5) (ag) of the statutes is amended to read:

49.665 **(5)** (ag) Except as provided in pars. (am), (b), and (bm), a family, ~~or~~ a child who does not reside with his or her parent, or the mother of an unborn child, who receives health care coverage under this section shall pay a percentage of the cost of that coverage in accordance with a schedule established by the department by rule. The department may not establish or implement a schedule that requires a ~~family or child to contribute~~ contribution, including the amounts required under par. (am), of more than 5% of the ~~family's or child's~~ income of the family, child, or applicable persons specified in sub. (4) (ap) 1. towards the cost of the health care coverage provided under this section.

SECTION 1184. 49.665 (5) (am) (intro.) of the statutes is amended to read:

49.665 **(5)** (am) (intro.) Except as provided in pars. (b) and (bm), a child ~~or~~, a family member, or the mother of an unborn child, who receives health care coverage under this section shall pay the following cost−sharing amounts:

Vetoed In Part

SECTION 1184c. 49.665 (5) (am) 1. of the statutes is amended to read:

49.665 **(5)** (am) 1. A copayment of ~~$1~~ $3 for each prescription of a drug that bears only a generic name, as defined in s. 450.12 (1) (b).

SECTION 1185. 49.665 (5) (b) of the statutes is amended to read:

49.665 **(5)** (b) The department may not require a family, ~~or~~ child who does not reside with his or her parent, or applicable persons specified in sub. (4) (ap) 1., with an income below 150% of the poverty line, to contribute to the cost of health care coverage provided under this section.

SECTION 1186. 49.665 (5) (c) of the statutes is amended to read:

49.665 **(5)** (c) The department may establish by rule requirements for wage withholding as a means of collecting ~~the~~ a family's or an unborn child's mother's share of the cost of the health care coverage under this section.

SECTION 1186bc. 49.665 (7) of the statutes is created to read:

49.665 **(7)** EMPLOYER VERIFICATION FORMS; FORFEITURE AND PENALTY ASSESSMENT. (a) 1. Notwithstanding sub. (4) (a) 3m., the department shall mail information verification forms to the employers of the individuals required to provide the verifications under sub. (4) (a) 3m. to obtain the information specified.

2. An employer that receives a verification form shall complete the form and return it to the department, by mail, with a postmark that is not more than 30 working days after the date on which the department mailed the form to the employer.

3. As an alternative to the method under subd. 2., an employer may, within 30 working days after the date on which the department mailed the form to the employer, return the completed form to the department by any electronic means approved by the department. The department must be able to determine, or the employer must be able to verify, the date on which the form was sent to the department electronically.

(b) 1. Subject to subd. 3., an employer that does not comply with the requirements under par. (a) 2. or 3. shall be required to pay a forfeiture of $50 for each verification form not returned in compliance with par. (a) 2. or 3.

2. Subject to subd. 3., whenever the department imposes a forfeiture under subd. 1., the department shall also levy a penalty assessment of $50.

3. An employer with fewer than 250 employees may not be required to pay more than $1,000 in forfeitures and penalty assessments under this paragraph in any 6−month

period. An employer with 250 or more employees may not be required to pay more than $15,000 in forfeitures and penalty assessments under this paragraph in any 6−month period.

4. All penalty assessments collected under subd. 2. shall be credited to the appropriation account under s. 20.435 (4) (jz) and all forfeitures collected under subd. 1. shall be credited to the common school fund.

(c) An employer may contest an assessment of forfeiture or penalty assessment under par. (b) by sending a written request for hearing to the division of hearings and appeals in the department of administration. Proceedings before the division are governed by ch. 227.

SECTION 1186c. 49.665 (7) (a) 1. of the statutes, as created by 2005 Wisconsin Act .... (this act), is amended to read:

49.665 **(7)** (a) 1. Notwithstanding sub. (4) (a) 3m. and (ap) 2., the department shall mail information verification forms to the employers of the individuals required to provide the verifications under sub. (4) (a) 3m. and (ap) 2. to obtain the information specified.

SECTION 1188. 49.77 (6) of the statutes is created to read:

49.77 **(6)** AUTHORITY TO ADMINISTER; RULES. The department shall administer this section and s. 49.775, and may promulgate rules to guide the administration of eligibility determinations and benefits payments.

Vetoed In Part

SECTION 1188d. 49.77 (7) of the statutes is created to read:

49.77 **(7)** JOINT FINANCE SUPPLEMENTAL FUNDING. The department may request the joint committee on finance to provide supplemental funding under s. 13.101 (3) for the appropriation under s. 20.435 (7) (ed) if the department determines that the amounts appropriated under s. 20.435 (7) (ed) are insufficient to fully support benefit costs under this section. Notwithstanding s. 13.101 (3) (a) 1., the committee may provide supplemental funding under this subsection without finding that an emergency exists.

SECTION 1188p. 49.775 (2) (bm) of the statutes is amended to read:

49.775 **(2)** (bm) The custodial parent assigns to the state any right of the custodial parent or of the dependent child to support from any other person. No amount of support that begins to accrue after the individual ceases to receive payments under this section may be considered assigned to the state. Any money that is received by the department of workforce development under an assignment to the state under this paragraph and that is not the federal share of support shall be paid to the custodial parent. The department of workforce development shall pay the federal share of support assigned under this paragraph as required under federal law or waiver.

SECTION 1189. 49.78 (8) (a) of the statutes is amended to read:

49.78 **(8)** (a) From the appropriation accounts under s. 20.435 (4) (bn) ~~and~~, (nn), and (y) and subject to par. (b), the department shall reimburse each county and tribal governing body that contracts with the department under sub. (2) for reasonable costs of administering the income maintenance programs. The amount of each reimbursement paid under this paragraph shall be calculated using a formula based on workload within the limits of available state and federal funds under s. 20.435 (4) (bn) ~~and~~, (nn), and (y) by contract under sub. (2). The amount of reimbursement calculated under this paragraph and par. (b) is in addition to any reimbursement provided to a county or tribal governing body for fraud and error reduction under s. 49.197 ~~(1m) and (4)~~ or 49.845.

SECTION 1189m. 49.78 (8) (a) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

49.78 **(8)** (a) From the appropriation accounts under s. 20.435 (4) (bn)~~,~~ and (nn)~~, and (y)~~ and subject to par. (b), the department shall reimburse each county and tribal governing body that contracts with the department under sub. (2) for reasonable costs of administering the income maintenance programs. The amount of each reimbursement paid under this paragraph shall be calculated using a formula based on workload within the limits of available state and federal funds under s. 20.435 (4) (bn)~~,~~ and (nn)~~, and (y)~~ by contract under sub. (2). The amount of reimbursement calculated under this paragraph and par. (b) is in addition to any reimbursement provided to a county or tribal governing body for fraud and error reduction under s. 49.197 or 49.845.

SECTION 1190. 49.78 (11) of the statutes is created to read:

49.78 **(11)** REQUIREMENT TO PROVIDE INFORMATION. (a) 1. The department, a county department under s. 46.215, 46.22, or 46.23, or a tribal governing body may request from any person in this state information it determines appropriate and necessary for determining or verifying eligibility or benefits for a recipient under any income maintenance program. Unless access to the information is prohibited or restricted by law, or unless the person has good cause, as determined by the department in accordance with federal law and regulations, for refusing to cooperate, the person shall make a good faith effort to provide the information within 7 days after receiving a request under this paragraph. The department, county department, or tribal governing body, or employees of any of them, may not disclose information obtained under this subdivision for any purpose not connected with the administration of the income maintenance program for which the information was requested.

2. In conjunction with any request for information under subd. 1., including a request made by subpoena under par. (b), the department, county department, or

tribal governing body shall advise the person of the time by which the information must be provided.

(b) The department, a county department, or a tribal governing body may issue a subpoena, in substantially the form authorized under s. 885.02, to compel the production of financial information or other documentary evidence for determining or verifying eligibility or benefits for a recipient under any income maintenance program.

(c) A person is not liable to any person for any of the following:

1. Allowing access to financial or other records by the department, a county department, or a tribal governing body in response to a request under par. (a) or a subpoena described in par. (b).

2. Disclosing information from financial or other records to the department, a county department, or a tribal governing body in response to a request under par. (a) or a subpoena described in par. (b).

3. Any other action taken in good faith to comply with this subsection or a subpoena described in par. (b) or to comply with a request for information or access to records from the department, a county department, or a tribal governing body for determining or verifying eligibility or benefits for a recipient under any income maintenance program.

SECTION 1191. 49.785 (2) of the statutes is amended to read:

49.785 **(2)** From the appropriation under s. 20.435 (4) (bn), the department shall reimburse a county or applicable tribal governing body or organization for any amount that the county or applicable tribal governing body or organization is required to pay under sub. (1) if the county or applicable tribal governing body or organization complies with sub. (3). From the appropriation under s. 20.435 (4) (bn), the department shall reimburse a county or applicable tribal governing body or organization for cemetery expenses or for funeral and burial expenses for ~~persons~~ a person described under sub. (1) that the county or applicable tribal governing body or organization is not required to pay under subs. (1) and (1m) only if the department approves the reimbursement due to unusual circumstances and if the county or applicable tribal governing body or organization complies with sub. (3).

SECTION 1191c. 49.785 (3) of the statutes is created to read:

49.785 **(3)** As a condition for reimbursement under sub. (2) for amounts paid on behalf of a deceased recipient, a county or applicable tribal governing body or organization shall provide to the department all of the following information with respect to the deceased recipient:

(a) The total cemetery expenses.

(b) The total funeral and burial expenses.

(c) The total amount of each of the expenses under pars. (a) and (b) that the county or tribal governing body or organization paid on behalf of the deceased recipient.

SECTION 1192. 49.79 (9) of the statutes is repealed.

SECTION 1193. 49.82 (2) of the statutes is amended to read:

49.82 **(2)** ELIGIBILITY VERIFICATION. Proof shall be provided for each person included in an application for public assistance under this chapter, except for a child who is eligible for medical assistance under s. 49.46 or 49.47 because of 42 USC 1396a (e) (4) or an unborn child who is eligible for coverage under the Badger Care health care program under s. 49.665 (4) (ap), of his or her social security number or that an application for a social security number has been made.

SECTION 1194. 49.83 of the statutes is amended to read:

49.83 Limitation on giving information. Except as provided under s. 49.32 (9), (10), and (10m), no person may use or disclose information concerning applicants and recipients of relief funded by a relief block grant, aid to families with dependent children, Wisconsin ~~works~~ Works under ss. 49.141 to 49.161, social services, child and spousal support and establishment of paternity and medical support liability services under s. 49.22, or supplemental payments under s. 49.77 for any purpose not connected with the administration of the programs, except that the department of workforce development may disclose such information to the department of revenue for the sole purpose of administering state taxes. Any person violating this section may be fined not less than $25 nor more than $500 or imprisoned in the county jail not less than 10 days nor more than one year or both.

SECTION 1195. 49.845 of the statutes is created to read:

49.845 Fraud investigation and error reduction. (1) FRAUD INVESTIGATION. From the appropriations under s. 20.435 (4) (bn), (kz), (L), and (nn), the department of health and family services shall establish a program to investigate suspected fraudulent activity on the part of recipients of medical assistance under subch. IV, food stamp benefits under the food stamp program under 7 USC 2011 to 2036, supplemental security income payments under s. 49.77, payments for the support of children of supplemental security income recipients under s. 49.775, and health care benefits under the Badger Care health care program under s. 49.665 and, if the department of workforce development contracts with the department of health and family services under sub. (4), on the part of recipients of aid to families with dependent children under s. 49.19 and participants in the Wisconsin Works program under ss. 49.141 to 49.161. The activities of the department of health and family services under this subsection may include comparisons of information provided to the department by an applicant and information provided by the applicant to other federal, state, and local agencies, development of an advisory welfare investigation prosecution standard, and provision of funds to county departments under ss. 46.215, 46.22, and 46.23

and to Wisconsin Works agencies to encourage activities to detect fraud. The department of health and family services shall cooperate with district attorneys regarding fraud prosecutions.

(2) STATE ERROR REDUCTION ACTIVITIES. The department of health and family services shall conduct activities to reduce payment errors in the Medical Assistance program under subch. IV, the food stamp program under 7 USC 2011 to 2036, the supplemental security income payments program under s. 49.77, the program providing payments for the support of children of supplemental security income recipients under s. 49.775, and the Badger Care health care program under s. 49.665 and, if the department of workforce development contracts with the department of health and family services under sub. (4), in Wisconsin Works under ss. 49.141 to 49.161.

(3) WISCONSIN WORKS AGENCY ERROR REDUCTION. If the department of workforce development contracts with the department of health and family services under sub. (4), the department of health and family services shall provide funds from the appropriation under s. 20.435 (4) (kz) to Wisconsin Works agencies to offset the administrative costs of reducing payment errors in Wisconsin Works under ss. 49.141 to 49.161.

(4) CONTRACT FOR WISCONSIN WORKS. Notwithstanding s. 49.197 (1m) and (3), the department of workforce development may contract with the department of health and family services to investigate suspected fraudulent activity on the part of recipients of aid to families with dependent children under s. 49.19 and participants in Wisconsin Works under ss. 49.141 to 49.161 and to conduct activities to reduce payment errors in Wisconsin Works under ss. 49.141 to 49.161, as provided in this section.

SECTION 1196. 49.847 of the statutes is created to read:

49.847 Recovery of incorrect payments under certain public assistance programs. (1) Subject to ss. 49.497 (1) and 49.793 (1), the department of health and family services, or a county or elected governing body of a federally recognized American Indian tribe or band acting on behalf of the department, may recover benefits incorrectly paid under any of the programs administered by the department under this chapter.

(2) The department, county, or elected governing body may recover an overpayment from a family or individual who continues to receive benefits under any program administered by the department under this chapter by reducing the family's or individual's benefit amount. Subject to s. 49.793 (1), the department may by rule specify other methods for recovering incorrectly paid benefits.

(3) Subject to ss. 49.497 (2) and 49.793 (2), a county or elected governing body may retain a portion of an amount recovered under this section due to the efforts of an employee or officer of the county, tribe, or band, as provided by the department by rule.

SECTION 1197. 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 and family services may recover an amount under s. 49.497, 49.793, or 49.847, or that the department of workforce development may recover an amount under s. 49.161~~,~~ or 49.195 (3)~~, or 49.793,~~ 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~~ Works agency determines that the department of workforce development may recover an amount under s. 49.161 or 49.195 (3), or collect an amount under s. 49.147 (6) (cm), the Wisconsin ~~works~~ Works agency shall notify the department of workforce development of the determination.

SECTION 1198. 49.85 (2) (a) of the statutes is renumbered 49.85 (2) (a) (intro.) and amended to read:

49.85 **(2)** (a) (intro.) At least annually, the department of health and family services 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 health and family services, the department of health and family services has determined that it may recover under s. 49.45 (2) (a) 10. ~~or~~, 49.497, 49.793, or 49.847, except that the department of health and family services may not certify an amount under this subsection unless ~~it~~ all of the following apply:

1. The department has met the notice requirements under sub. (3) ~~and unless its~~.

2. The department's determination has either not been appealed or is no longer under appeal.

SECTION 1199. 49.85 (2) (a) 3. of the statutes is created to read:

49.85 **(2)** (a) 3. If the determination relates to recovery of an amount under s. 49.497, the determination was rendered to a judgment under s. 49.497 (1m) (b).

SECTION 1200. 49.85 (2) (b) of the statutes is amended to read:

49.85 **(2)** (b) At least annually, the department of workforce development 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 workforce development, the department of workforce development has determined that it may recover under ss. 49.161~~,~~ and 49.195 (3)~~, and 49.793,~~ and collect under s. 49.147 (6) (cm), except that the department of workforce development may not certify an amount under this subsection unless it has met the notice requirements under sub. (3) and unless its deter-

mination has either not been appealed or is no longer under appeal.

SECTION 1201. 49.85 (3) (a) 1. of the statutes is amended to read:

49.85 **(3)** (a) 1. Inform the person that the department of health and family services intends to certify to the department of revenue an amount that the department of health and family services has determined to be due under s. 49.45 (2) (a) 10. ~~or~~, 49.497, 49.793, or 49.847, for setoff from any state tax refund that may be due the person.

SECTION 1202. 49.85 (3) (b) 1. of the statutes is amended to read:

49.85 **(3)** (b) 1. Inform the person that the department of workforce development intends to certify to the department of revenue an amount that the department of workforce development has determined to be due under s. 49.161~~,~~ or 49.195 (3)~~, or 49.793,~~ 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 1203. 49.855 (6) of the statutes is amended to read:

49.855 **(6)** If the state implements the child and spousal support and establishment of paternity and medical support liability program under ss. 49.22 and 59.53 (5), the state may act under this section in place of the county child support agency under s. 59.53 (5).

SECTION 1205. 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., 146.50 (5) (a) or (b), (6g) (a) or (8) (a), ~~250.05 (5),~~ 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) or 255.08 (2).

Vetoed In Part

SECTION 1217r. 50.04 (2d) of the statutes is created to read:

50.04 **(2d)** RESIDENT LEVELS OF CARE. The department may not require a nursing home to use the criteria for functional eligibility specified in s. 46.286 (1) (a) to determine resident levels of care under sub. (2) (d).

SECTION 1218. 50.065 (2) (bg) of the statutes is amended to read:

50.065 **(2)** (bg) If an entity hires or contracts with a caregiver for whom, within the last 4 years, the information required under par. (b) 1. to 3. and 5. has already been obtained by another entity, the entity may obtain that information from that other entity, which, notwithstanding par. (br), shall provide the information, if possible, to the requesting entity. If an entity cannot obtain the information required under par. (b) 1. to 3. and 5. from another entity or if an entity has reasonable grounds to believe that any information obtained from another entity is no longer accurate, the entity shall obtain that information from the sources specified in par. (b) 1. to 3. and 5.

SECTION 1219. 50.065 (2) (br) of the statutes is created to read:

50.065 **(2)** (br) 1. Except as provided in subd. 2, an entity that receives information regarding the arrest or conviction of a caregiver from the federal bureau of investigation in connection with a criminal history search under this section may use the information only to determine whether the caregiver's arrest or conviction record disqualifies him or her from serving as a caregiver. An entity is immune from civil liability to a caregiver for using arrest or conviction information provided by the federal bureau of investigation to make an employment determination regarding the caregiver.

2. Subdivision 1. does not apply to use by an entity of arrest or conviction information that the entity requests from the federal bureau of investigation after September 30, 2007.

SECTION 1220. 50.065 (8) of the statutes is amended to read:

50.065 **(8)** The department may charge a fee for obtaining the information required under sub. (2) (am) or (3) (a) or for providing information to an entity to enable the entity to comply with sub. (2) (b) or (3) (b). ~~The fee may not exceed the reasonable cost of obtaining the information.~~ No fee may be charged to a nurse's assistant, as defined in s. 146.40 (1) (d), for obtaining or maintaining the information if to do so would be inconsistent with federal law.

SECTION 1221. 50.135 (2) (c) of the statutes is amended to read:

50.135 **(2)** (c) The fees collected under par. (a) shall be credited to the ~~appropriations~~ appropriation account under s. 20.435 ~~(4) (gm) and~~ (6) (jm) ~~as specified in those appropriations~~ for licensing, review and certifying activities.

SECTION 1222m. 50.14 (2) (intro.) of the statutes is amended to read:

50.14 **(2)** (intro.) For the privilege of doing business in this state, there is imposed on all licensed beds of a facility an assessment that may not exceed $445 per calendar month per licensed bed of an intermediate care facility for the mentally retarded ~~may not exceed $435 in fiscal year 2003−04 and may not exceed $445 in fiscal year 2004−05~~ and an assessment that may not exceed $75 per calendar month per licensed bed of a nursing home. The assessment moneys collected shall be deposited in the ~~general fund, except that in fiscal year 2003−04, amounts in excess of $14,300,000, in fiscal year 2004−05, amounts in excess of $13,800,000, and, beginning July 1, 2005, in each fiscal year, amounts in excess of 45% of the money received from the assessment shall be deposited in the~~ Medical Assistance trust fund. In determining the number of licensed beds, all of the following apply:

Vetoed In Part

Vetoed In Part

SECTION 1223. 50.14 (4) of the statutes is amended to read:

50.14 **(4)** Sections 77.59 (1) to (5), (6) (intro.), (a) and (c) and (7) to (10), 77.60 (1) to (7), (9) and (10), 77.61 (9) and (12) to (14) and 77.62, as they apply to the taxes under subch. III of ch. 77, apply to the assessment under this section, except that the amount of any assessment collected under s. 77.59 (7) ~~in excess of $14,300,000 in fiscal year 2003−04, in excess of $13,800,000 in fiscal year 2004−05, and, beginning July 1, 2005, in excess of 45% in each fiscal year~~ in a fiscal year shall be deposited in the Medical Assistance trust fund.

Vetoed In Part

SECTION 1224. 51.05 (3g) of the statutes is repealed.

SECTION 1225. 51.05 (3m) of the statutes is repealed.

Vetoed In Part

SECTION 1225m. 51.06 (7) of the statutes is created to read:

51.06 **(7)** JOINT SERVICES PROGRAMS. The department of health and family services, the department of veterans affairs, and the department of corrections shall, if the report specified under 2005 Wisconsin Act .... (this act), section 9121 (12q), is approved by the joint committee on finance, jointly fund and implement the programs proposed in the report at the Northern Center for the Developmentally Disabled and the Southern Center for the Developmentally Disabled for the joint provision, for all programs that each agency conducts at these places, of personnel, payroll, purchasing, custodianship, grounds and maintenance, distribution, warehouse, and security services.

SECTION 1226. 51.30 (4) (b) 27. of the statutes is created to read:

51.30 **(4)** (b) 27. For the purpose of entering information concerning the subject individual into the statewide automated child welfare information system established under s. 46.03 (7) (g). A county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, the department of health and family services, the department of corrections, or any other organization that has entered into an information sharing and access agreement with one of those county departments or departments and that has been approved for access to the statewide automated child welfare information system by the department of health and family services may have access to information concerning a client of that county department, department, or organization under this chapter or ch. 48 or 938 that is maintained in the statewide automated child welfare information system, if necessary to enable the county department, department, or organization to perform its duties under this chapter or ch. 48 or 938 or to coordinate the delivery of services under this chapter or ch. 48 or 938 to the client. Before entering any information about an individual into the statewide automated child welfare information system, the person entering the information shall notify the individual that the information entered may be disclosed as provided in this subdivision.

SECTION 1227. 51.423 (1) of the statutes is amended to read:

51.423 **(1)** The department shall fund, within the limits of the department's allocation for mental health services under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o) and subject to this section, services for mental illness, developmental disability, alcoholism, and drug abuse to meet standards of service quality and accessibility. The department's primary responsibility is to guarantee that county departments established under either s. 51.42 or 51.437 receive a reasonably uniform minimum level of funding and its secondary responsibility is to fund programs which meet exceptional community needs or provide specialized or innovative services. Moneys appropriated under s. 20.435 (7) (b) and earmarked by the department for mental health services under s. 20.435 (7) (o) shall be allocated by the department to county departments under s. 51.42 or 51.437 in the manner set forth in this section.

SECTION 1228. 51.423 (2) of the statutes is amended to read:

51.423 **(2)** From the appropriations under s. 20.435 ~~(3) (o) and~~ (7) (b) and (o), the department shall distribute the funding for services provided or purchased by county departments under s. 46.23, 51.42, or 51.437 to such county departments as provided under s. 46.40. County matching funds are required for the distributions under s. 46.40 (2) and (9) (b). Each county's required match for the distributions under s. 46.40 (2) for a year equals 9.89% of the total of the county's distributions under s. 46.40 (2) for that year for which matching funds are required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile delinquency−related services from its distribution for 1987. Each county's required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that county's amounts described in s. 46.40 (9) (a) (intro.) for that year. Matching funds may be from county tax levies, federal and state revenue sharing funds, or private donations to the counties that meet the requirements specified in sub. (5). Private donations may not exceed 25% of the total county match. If the county match is less than the amount required to generate the full amount of state and federal funds distributed for this period, the decrease in the amount of state and federal funds equals the difference between the required and the actual amount of county matching funds.

SECTION 1229. 51.437 (4rm) (c) 2. b. of the statutes is amended to read:

51.437 **(4rm)** (c) 2. b. Bill the county department of developmental disabilities services for services provided on or after December 31, 1997, at $48 per day, if an independent professional review established under 42 USC 1396a (a) (31) designates the person served as appropriate for community care, including persons who have been admitted for more than 180 consecutive days and for whom the cost of care in the community would be

equal to or less than ~~$184 per day~~ the daily rate for services under s. 46.275. The department of health and family services shall use money it receives from the county department of developmental disabilities services to offset the state's share of medical assistance. Payment is due from the county department of developmental disabilities services within 60 days of the billing date, subject to provisions of the contract. If the department of health and family services does not receive any payment within 60 days, it shall deduct all or part of the amount due from any payment the department of health and family services is required to make to the county department of developmental disabilities services. The department of health and family services shall first use collections received under s. 46.10 as a result of care at a center for the developmentally disabled to reduce the costs paid by medical assistance, and shall remit the remainder to the county department of developmental disabilities services up to the portion billed. The department of health and family services shall use the appropriation under s. 20.435 (2) (gk) to remit collection credits and other appropriate refunds to county departments of developmental disabilities services.

SECTION 1230. 59.40 (2) (p) of the statutes is amended to read:

59.40 **(2)** (p) Cooperate with the department of workforce development with respect to the child and spousal support and establishment of paternity and medical ~~liability~~ support liability program under ss. 49.22 and 59.53 (5), and provide that department with any information from court records which it requires to administer that program.

SECTION 1231. 59.43 (1) (u) of the statutes is repealed and recreated to read:

59.43 **(1)** (u) Submit that portion of recording fees collected under sub. (2) (ag) 1. and (e) and not retained by the county to the department of administration under s. 59.72 (5).

SECTION 1232. 59.43 (1) (um) of the statutes is repealed.

SECTION 1233. 59.43 (2) (ag) 1. of the statutes is repealed and recreated to read:

59.43 **(2)** (ag) 1. Subject to s. 59.72 (5), for recording any instrument entitled to be recorded in the office of the register of deeds, $11 for the first page and $2 for each additional page, except that no fee may be collected for recording a change of address that is exempt from a filing fee under s. 185.83 (1) (b).

SECTION 1234. 59.43 (2) (e) of the statutes is repealed and recreated to read:

59.43 **(2)** (e) Subject to s. 59.72 (5), for filing any instrument which is entitled to be filed in the office of register of deeds and for which no other specific fee is specified, $11 for the first page and $2 for each additional page.

SECTION 1235b. 59.58 (6) (title) of the statutes is amended to read:

59.58 **(6)** (title) REGIONAL ~~TRANSPORTATION~~ TRANSIT AUTHORITY.

SECTION 1235c. 59.58 (6) (a) 1. of the statutes is amended to read:

59.58 **(6)** (a) 1. "Authority" means the regional ~~transportation~~ transit authority.

SECTION 1235d. 59.58 (6) (a) 2. of the statutes is amended to read:

59.58 **(6)** (a) 2. "Region" means the geographic area composed of the counties of Kenosha, Milwaukee, ~~Ozaukee,~~ and Racine~~, Walworth, Washington and Waukesha~~.

SECTION 1235e. 59.58 (6) (b) of the statutes is repealed and recreated to read:

59.58 **(6)** (b) The counties of Kenosha, Milwaukee, and Racine shall create a regional transit authority. The governing body of the authority shall consist of the following members:

1. Three members, one from each county in the region, appointed by the county executive of each county and approved by the county board.

2. Three members, one from the most populous city in each county in the region, appointed by the mayor of each such city and approved by the common council.

3. One member from the most populous city in the region, nominated by the governor, and with the advice and consent of the senate appointed. **Vetoed In Part**

SECTION 1235i. 59.58 (6) (bm) of the statutes is created to read:

59.58 **(6)** (bm) No action may be taken by the authority unless at least 6 members of the authority's governing body vote to approve the action.

SECTION 1235k. 59.58 (6) (c) of the statutes is amended to read:

59.58 **(6)** (c) ~~The~~ Notwithstanding s. 59.84 (2), the authority shall be responsible for the coordination of ~~highway and~~ transit and commuter rail programs in the region ~~and for other responsibilities as specified for the authority by the legislature~~.

SECTION 1235L. 59.58 (6) (cg) of the statutes is created to read:

59.58 **(6)** (cg) 1. The authority may impose the fees under subch. XIII of ch. 77.

2. The authority shall retain all revenues received under subd. 1., except those expended as authorized under par. (cr), until the authority has submitted the report specified in par. (e) and action on the report is taken by the legislature.

SECTION 1235m. 59.58 (6) (cr) of the statutes is created to read:

59.58 **(6)** (cr) The authority may hire staff, conduct studies, and expend funds essential to the preparation of the report specified in par. (e).

SECTION 1235n. 59.58 (6) (d) of the statutes is amended to read:

59.58 **(6)** (d) The department of transportation or its designee, the southeastern Wisconsin Regional Planning Commission, or any designee of the governing body of the authority may provide administrative support services to assist the authority in fulfilling its duties.

SECTION 1235o. 59.58 (6) (dm) of the statutes is created to read:

59.58 **(6)** (dm) Any recipient of state funding for the planning or engineering of a commuter rail project in the region shall periodically report to the authority's governing body or staff.

SECTION 1235p. 59.58 (6) (e) (intro.) of the statutes is amended to read:

59.58 **(6)** (e) (intro.) By November 15, ~~1992~~ 2008, the authority shall submit to the governor and to the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), a report on the activities of the authority. The report shall include all of the following:

SECTION 1235q. 59.58 (6) (e) 1. and 2. of the statutes are repealed.

SECTION 1235r. 59.58 (6) (e) 3. of the statutes is amended to read:

59.58 **(6)** (e) 3. A plan to improve the ~~coordinating and funding~~ coordination of expanded ~~public~~ mass transit, commuter rail, and passenger rail in the region.

SECTION 1235s. 59.58 (6) (e) 3m. of the statutes is repealed.

SECTION 1235t. 59.58 (6) (e) 3r. of the statutes is amended to read:

59.58 **(6)** (e) 3r. A recommendation on the use of bonding for commuter rail and public transit in the region, and the role of the authority in such bonding.

SECTION 1235u. 59.58 (6) (e) 4. of the statutes is repealed.

SECTION 1235v. 59.58 (6) (e) 4g. and 4r. of the statutes are created to read:

59.58 **(6)** (e) 4g. A plan for the distribution among the mass transit operators in the region of any permanent regional funding specified in subd. 5.

4r. A recommendation as to whether the responsibilities of the authority should be limited to collection and distribution of regional transit funding or should also include operation of transit service.

SECTION 1235w. 59.58 (6) (e) 5. (intro.) of the statutes is renumbered 59.58 (6) (e) 5. and amended to read:

59.58 **(6)** (e) 5. A proposal that specifically identifies a permanent regional funding source to provide local funds for ~~highway improvements in the region that have a demonstrably regional impact, and for~~ the local portion of operating and capital costs of commuter rail and public transit that are not covered by passenger fares~~. In making its proposal, the authority shall consider at least the following~~ and that considers all potential funding sources~~:~~.

SECTION 1235x. 59.58 (6) (e) 5. a. to d. of the statutes are repealed.

SECTION 1235y. 59.58 (6) (e) 6. of the statutes is amended to read:

59.58 **(6)** (e) 6. A recommendation on whether the authority should continue in existence after September 30, ~~1993~~ 2009.

SECTION 1235z. 59.69 (3) (a) of the statutes is amended to read: **Vetoed In Part**

59.69 **(3)** (a) The county zoning agency may direct the preparation of a county development plan or parts of the plan for the physical development of the unincorporated territory within the county and areas within incorporated jurisdictions whose governing bodies by resolution agree to having their areas included in the county's development plan. The plan may be adopted in whole or in part and may be amended by the board and endorsed by the governing bodies of incorporated jurisdictions included in the plan. The county development plan, in whole or in part, in its original form or as amended, is hereafter referred to as the development plan. ~~Beginning on January 1, 2010, if the county engages in any program or action described in s. 66.1001 (3), the development plan shall contain at least all of the elements specified in s. 66.1001 (2).~~

SECTION 1236. 59.72 (3) of the statutes is repealed and recreated to read:

59.72 **(3)** LAND INFORMATION OFFICE. The board may establish a county land information office or may direct that the functions and duties of the office be performed by an existing department, board, commission, agency, institution, authority, or office. If the board establishes a county land information office, the office shall:

(a) Coordinate land information projects within the county, between the county and local governmental units, between the state and local governmental units and among local governmental units, the federal government and the private sector.

(b) Within 2 years after the land information office is established, develop and receive approval for a countywide plan for land records modernization. The plan shall be submitted for approval to the department of administration under s. 16.967 (3) (e).

(c) Review and recommend projects from local governmental units for grants from the department of administration under s. 16.967 (7).

SECTION 1237. 59.72 (4) of the statutes is repealed and recreated to read:

59.72 **(4)** AID TO COUNTIES. A board that has established a land information office under sub. (3) may apply to the department of administration for a grant for a land information project under s. 16.967 (7).

SECTION 1238. 59.72 (5) of the statutes is repealed and recreated to read:

59.72 **(5)** LAND RECORD MODERNIZATION FUNDING. (a) Before the 16th day of each month a register of deeds

shall submit to the department of administration $7 from the fee for recording or filing the first page of each instrument that is recorded or filed under s. 59.43 (2) (ag) 1. or (e), less any amount retained by the county under par. (b).

(b) A county may retain $5 of the $7 submitted under par. (a) from the fee for recording or filing the first page of each instrument that is recorded or filed under s. 59.43 (2) (ag) 1. or (e) if all of the following conditions are met:

1. The county has established a land information office under sub. (3).

2. A land information office has been established for less than 2 years or has received approval for a countywide plan for land records modernization under sub. (3) (b).

3. The county uses $4 of each $5 fee retained under this paragraph to develop, implement, and maintain the countywide plan for land records modernization and $1 of each $5 fee retained under this paragraph for the provision of land information on the Internet, including the county's land information records relating to housing.

Vetoed In Part

SECTION 1238m. 62.23 (2) of the statutes is amended to read:

62.23 **(2)** FUNCTIONS. It shall be the function and duty of the commission to make and adopt a master plan for the physical development of the city, including any areas outside of its boundaries that in the commission's judgment bear relation to the development of the city provided, however, that in any county where a regional planning department has been established, areas outside the boundaries of a city may not be included in the master plan without the consent of the county board of supervisors. The master plan, with the accompanying maps, plats, charts, and descriptive and explanatory matter, shall show the commission's recommendations for such physical development~~, and shall, as described in sub. (3) (b), contain at least the elements described in s. 66.1001 (2)~~. The commission may from time to time amend, extend, or add to the master plan or carry any part or subject matter into greater detail. The commission may adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

SECTION 1238n. 62.23 (3) (b) of the statutes is amended to read:

62.23 **(3)** (b) The commission may adopt the master plan as a whole by a single resolution, or, as the work of making the whole master plan progresses, may from time to time by resolution adopt a part or parts of a master plan. ~~Beginning on January 1, 2010, if the city engages in any program or action described in s. 66.1001 (3), the master plan shall contain at least all of the elements specified in s. 66.1001 (2).~~ The adoption of the plan or any part, amendment, or addition, shall be by resolution carried by the affirmative votes of not less than a majority of all the members of the city plan commission. The resolution shall refer expressly to the ~~elements under s. 66.1001 and other~~ matters intended by the commission to form the whole or any part of the plan, and the action taken shall be recorded on the adopted plan or part of the plan by the identifying signature of the secretary of the commission, and a copy of the plan or part of the plan shall be certified to the common council. The purpose and effect of the adoption and certifying of the master plan or part of the plan shall be solely to aid the city plan commission and the council in the performance of their duties.

Vetoed In Part

SECTION 1242p. 66.0216 of the statutes is created to read:

66.0216 Incorporation of certain towns contiguous to 2nd class cities. (1) CONDITIONS. (a) A town board may initiate the procedure for incorporating its town as a city or village under this section by adopting a resolution providing for a referendum by the electors of the town on the question of whether the town should become a city or village if on the date of the adoption of the resolution all of the following conditions are satisfied:

(b) The most recent federal decennial census shows that the resident population of the town exceeds 23,000.

(c) The town is contiguous to a 2nd class city with a resident population exceeding 75,000.

(d) The most recent per capita equalized valuation figures available from the department of revenue show that the per capita equalized valuation for the town is equal to or greater than the average per capita equalized valuation for all cities and villages in the state.

(e) The town board of the town is authorized to exercise village powers.

(f) The town contains at least 2,500 acres of land that has been zoned for industrial, commercial, communication, or public utility use.

(g) The town contains at least 400 acres of land actually used for industrial, commercial, communication, or public utility purposes.

(h) The common council of at least one 2nd class city that is contiguous to the town has adopted a resolution approving the incorporation of the town as a city or village.

(2) REFERENDUM RESOLUTION. The resolution of the town board required under sub. (1) shall do, or contain, all of the following:

(a) Certify that all of the conditions under sub. (1) are satisfied.

(b) Contain a description of the territory to be incorporated sufficiently accurate to determine its location and a statement that a scale map reasonably showing the boundaries of the territory is on file with the town clerk.

(c) If incorporation as a city is proposed, specify the number of members of the common council and the method of election, and specify the numbers and boundaries of the aldermanic districts.

(d) Determine the numbers and boundaries of each ward of the proposed city or village, conforming to the requirements of s. 5.15 (1) and (2).

(e) Determine the date of the referendum, which may not be earlier than 6 weeks after the adoption of the resolution.

(3) NOTICE OF REFERENDUM. The town clerk shall publish the resolution adopted under sub. (1) in a newspaper published in the town. If no newspaper is published in the town, the town clerk shall publish the resolution in a newspaper designated in the resolution. The town clerk shall publish the resolution once a week for 4 successive weeks, the first publication to be not more than 4 weeks before the referendum.

(4) VOTING PROCEDURE. The referendum shall be conducted in the same manner as elections for town board supervisors. The question appearing on the ballot shall be: "Shall the town of .... become a city?" or "Shall the town of .... become a village?" Below the question shall appear 2 squares. To the left of one square shall appear the words "For a city" or "For a village," and to the left of the other square shall appear the words "Against a city" or "Against a village." The inspectors shall make a return to the town clerk.

(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, 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 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 shall issue a certificate of incorporation and record the certificate in a book kept for that purpose. The secretary of state 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.

(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 charter of incorporation by the secretary of state. 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

(7) CITY OR VILLAGE POWERS. A city or village incorporated under this section is a body corporate and politic, with the powers and privileges of a municipal corporation at common law and conferred by ch. 61 or 62.

(8) EXISTING ORDINANCES. (a) Ordinances in force in the territory or any part of the territory, to the extent not inconsistent with ch. 61 or 62, continue in force until altered or repealed.

(b) A county shoreland zoning ordinance enacted under s. 59.692 that is in force in any part of the territory continues in force until altered under s. 59.692 (7) (ad).

(9) INTERIM OFFICERS, FIRST CITY OR VILLAGE ELECTION. Section 66.0215 (8) and (9), as it applies to a town that is incorporated as a city under s. 66.0215, applies to a town that is incorporated as a city or village under this section.

(10) SUNSET. This section does not apply after June 30, 2010.

SECTION 1242q. 66.0230 (2) (d) of the statutes is amended to read: **Vetoed In Part**

66.0230 **(2)** (d) The consolidating town, and city or village, agree to adopt a ~~comprehensive~~ master plan under ~~s. 66.1001~~ s. 62.23 (2) or (3) for the consolidated city or village, and the ~~comprehensive~~ master plan takes effect on the effective date of the consolidation.

SECTION 1242s. 66.0231 of the statutes is amended to read:

66.0231 Notice 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 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 4 copies of a notice of the commencement of the action. The clerk shall file with the secretary of state 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. The secretary of state 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 under this section.

SECTION 1250e. 66.0309 (8) (a) 1. b. of the statutes is amended to read: **Vetoed In Part**

66.0309 **(8)** (a) 1. b. ~~Consistent with the elements specified in s. 66.1001, make~~ Make plans for the physical, social and economic development of the region, and~~, consistent with the elements specified in s. 66.1001,~~ adopt by resolution any plan or the portion of any plan so prepared as its official recommendation for the development of the region.

SECTION 1250f. 66.0309 (9) of the statutes is amended to read:

66.0309 **(9)** PREPARATION OF MASTER PLAN FOR REGION. The regional planning commission shall have the function and duty of making and adopting a master

Vetoed In Part

plan for the physical development of the region. The master plan, with the accompanying maps, plats, charts, programs and descriptive and explanatory matter, shall show the commission's recommendations for physical development ~~and shall contain at least the elements described in s. 66.1001~~. The regional planning commission may amend, extend or add to the master plan or carry any part or subject matter into greater detail.

Vetoed In Part

SECTION 1250g. 66.0309 (10) of the statutes is amended to read:

66.0309 **(10)** ADOPTION OF MASTER PLAN FOR REGION. The master plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the region which will, in accordance with existing and future needs, best promote public health, safety, morals, order, convenience, prosperity or the general welfare, as well as efficiency and economy in the process of development. The regional planning commission may adopt the master plan as a whole by a single resolution, or, as the work of making the whole master plan progresses, may by resolution adopt a part or parts of the master plan~~, any part to correspond with one or more of the elements specified in s. 66.1001~~. The resolution shall refer expressly to the maps, plats, charts, programs and descriptive and explanatory matter, and other matters intended by the regional planning commission to form the whole or any part of the plan, and the action taken shall be recorded on the adopted plan or part of the adopted plan by the identifying signature of the chairperson of the regional planning commission and a copy of the plan or part of the adopted plan shall be certified to the legislative bodies of the local governmental units within the region. The purpose and effect of adoption of the master plan shall be solely to aid the regional planning commission and the local governments and local government officials comprising the region in the performance of their functions and duties.

SECTION 1250m. 66.0317 (2) (c) 2. e. of the statutes is repealed.

SECTION 1251c. 66.0602 of the statutes is created to read:

66.0602 Local levy limits. (1) DEFINITIONS. In this section:

(a) "Debt service" includes debt service on debt issued or reissued to fund or refund outstanding municipal or county obligations, interest on outstanding municipal or county obligations, and related issuance costs and redemption premiums.

Vetoed In Part

(b) "Penalized excess" means the levy over the limit under sub. (2) for the political subdivision, not including any amount that is excepted from the limit under subs. (3), (4), and (5).

(c) "Political subdivision" means a city, village, town, or county.

(d) "Valuation factor" means a percentage equal to the percentage change in the political subdivision's January 1 equalized value due to new construction less improvements removed between the previous year and the current year, but not less than zero.

Vetoed In Part

(2) LEVY LIMIT. Except as provided in subs. (3), (4), and (5), no political subdivision may increase its levy in any year by a percentage that exceeds the political subdivision's valuation factor. In determining its levy in any year, a city, village, or town shall subtract any tax increment that is calculated under s. 60.85 (1) (L) or 66.1105 (2) (i).

(3) EXCEPTIONS. (a) If a political subdivision transfers to another governmental unit responsibility for providing any service that the political subdivision provided in the preceding year, the levy increase limit otherwise applicable under this section to the political subdivision in the current year is decreased to reflect the cost that the political subdivision would have incurred to provide that service, as determined by the department of revenue.

(b) If a political subdivision increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit that provided the service in the preceding year, the levy increase limit otherwise applicable under this section to the political subdivision in the current year is increased to reflect the cost of that service, as determined by the department of revenue.

(c) If a city or village annexes territory from a town, the city's or village's levy increase limit otherwise applicable under this section is increased in the current year by an amount equal to the town levy on the annexed territory in the preceding year and the levy increase limit otherwise applicable under this section in the current year for the town from which the territory is annexed is decreased by that same amount, as determined by the department of revenue.

(d) 1. If the amount of debt service for a political subdivision in the preceding year is less than the amount of debt service needed in the current year, as a result of the political subdivision adopting a resolution before July 1, 2005, authorizing the issuance of debt, the levy increase limit otherwise applicable under this section to the political subdivision in the current year is increased by the difference between these 2 amounts, as determined by the department of revenue.

2. The limit otherwise applicable under this section does not apply to amounts levied by a political subdivision for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding obligations of the political subdivision, interest on outstanding obligations of the political subdivision, or the payment of related issuance costs or redemption premiums, authorized on or

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after July 1, 2005, by a referendum and secured by the full faith and credit of the political subdivision.

(e) The limit otherwise applicable under this section does not apply to the amount that a county levies in that year for a county children with disabilities education board.

(f) The limit otherwise applicable under this section does not apply to the amount that a 1st class city levies for school purposes.

(g) If a county has provided a service in a part of the county in the preceding year and if a city, village, or town has provided that same service in another part of the county in the preceding year, and if the provision of that service is consolidated at the county level, the levy increase limit otherwise applicable under this section to the county in the current year is increased to reflect the total cost of providing that service, as determined by the department of revenue.

(4) REFERENDUM EXCEPTION. (a) A political subdivision may exceed the levy increase limit under sub. (2) if its governing body adopts a resolution to that effect and if the resolution is approved in a referendum. The resolution shall specify the proposed amount of increase in the levy beyond the amount that is allowed under sub. (2), and shall specify whether the proposed amount of increase is for the next fiscal year only or if it will apply on an ongoing basis. With regard to a referendum relating to the 2005 or 2007 levy, the political subdivision may call a special referendum for the purpose of submitting the resolution to the electors of the political subdivision for approval or rejection. With regard to a referendum relating to the 2006 levy, the referendum shall be held at the next succeeding spring primary or election or September primary or general election.

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(b) The clerk of the political subdivision shall publish type A, B, C, D, and E notices of the referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this paragraph.

(c) The referendum shall be held in accordance with chs. 5 to 12. The political subdivision shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). The question shall be submitted as follows: "Under state law, the increase in the levy of the .... (name of political subdivision) for the tax to be imposed for the next fiscal year, ... (year), is limited to ....%, which results in a levy of $.... Shall the .... (name of political subdivision) be allowed to exceed this limit and increase the levy for the next fiscal year, ... (year), by a total of ....%, which results in a levy of $....?".

(d) Within 14 days after the referendum, the clerk of the political subdivision shall certify the results of the referendum to the department of revenue. The levy increase limit otherwise applicable to the political subdivision under sub. (2) is increased in the next fiscal year by the percentage approved by a majority of those voting on the question. If the resolution specifies that the increase is for one year only, the amount of the increase shall be subtracted from the base used to calculate the limit for the 2nd succeeding fiscal year.

Vetoed In Part

(5) EXCEPTION, CERTAIN TOWNS. A town with a population of less than 2,000 may exceed the levy increase limit otherwise applicable under this section to the town if the town board adopts a resolution supporting an increase and places the question on the agenda of an annual town meeting or a special town meeting and if the annual or special town meeting adopts a resolution endorsing the town board's resolution. The limit otherwise applicable to the town under sub. (2) is increased in the next fiscal year by the percentage approved by a majority of those voting on the question. Within 14 days after the adoption of the resolution, the town clerk shall certify the results of the vote to the department of revenue.

Vetoed In Part

(6) PENALTIES. If the department of revenue determines that a political subdivision has a penalized excess in any year, the department of revenue shall do all of the following:

(a) Reduce the amount of county and municipal aid payments to the political subdivision under s. 79.035 in the following year by an amount equal to the amount of the penalized excess.

(b) Ensure that the amount of any reductions in county and municipal aid payments under par. (a) lapses to the general fund.

(c) Ensure that the amount of the penalized excess is not included in determining the limit described under sub. (2) for the political subdivision for the following year.

Vetoed In Part

(7) SUNSET. This section does not apply beginning 3 years after the effective date of this subsection .... [revisor inserts date].

Vetoed In Part

Vetoed In Part

SECTION 1254m. 66.1001 of the statutes is repealed.

SECTION 1257. 69.22 (1) (c) of the statutes is amended to read:

Vetoed In Part

69.22 **(1)** (c) ~~Twelve~~ Fifteen dollars for issuing an uncertified copy of a birth certificate or a certified copy of a birth certificate, ~~$7~~ $9 of which shall be forwarded to the secretary of administration as provided in sub. (1m) and credited to the appropriations under s. 20.433 (1) (g) and (h); and $3 for issuing any additional certified or uncertified copy of the same birth certificate issued at the same time.

SECTION 1258. 69.22 (5) (b) 2. of the statutes is amended to read:

69.22 **(5)** (b) 2. The filing of a birth certificate under s. 69.14 (2) (b) 5. ~~The~~ To the fee under this subdivision ~~includes the search for the birth certificate and the first copy of the certificate except that the state registrar shall~~

Vetoed In Part

~~add to the $20 fee, the $5~~ shall be added the $15 fee required under sub. (1) (c), which shall be treated as specified in sub. (1) (c).

Vetoed In Part

SECTION 1258m. 70.05 (5) (a) 1m. of the statutes is amended to read:

70.05 **(5)** (a) 1m. "Class of property" means residential under s. 70.32 (2) (a) 1.; commercial under s. 70.32 (2) (a) 2.; public utility general structures and substations under s. 70.32 (2) (a) 8.; personal property; or the sum of undeveloped under s. 70.32 (2) (a) 5., agricultural forest under s. 70.32 (2) (a) 5m.; productive forest land under s. 70.32 (2) (a) 6. and other under s. 70.32 (2) (a) 7.

Vetoed In Part

SECTION 1259. 70.111 (3m) of the statutes is amended to read:

70.111 **(3m)** CHARTER SPORT FISHING BOATS. Motorboats, and the equipment used on them, which are regularly employed in carrying persons for hire for sport fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast guard to operate the boat for that purpose.

Vetoed In Part

SECTION 1260b. 70.112 (4) (a) of the statutes is amended to read:

70.112 **(4)** (a) ~~All~~ Except as provided in par. (am), all special property assessed under ss. 76.01 to 76.26 and property of any light, heat, and power company taxed under s. 76.28, car line company, and electric cooperative association that is used and useful in the operation of the business of such company or association. ~~If~~ Except as provided in par. (am) 1., if a general structure for which an exemption is sought under this section is used and useful in part in the operation of any public utility assessed under ss. 76.01 to 76.26 or of the business of any light, heat, and power company taxed under s. 76.28, car line company, or electric cooperative association and in part for nonoperating purposes of the public utility or company or association, that general structure shall be assessed for taxation under this chapter at the percentage of its full market value that fairly measures and represents the extent of its use for nonoperating purposes. Nothing provided in this paragraph shall exclude any real estate or any property which is separately accounted for under s. 196.59 from special assessments for local improvements under s. 66.0705.

SECTION 1260c. 70.112 (4) (am) of the statutes is created to read:

Vetoed In Part Vetoed In Part

70.112 **(4)** (am) 1. Except as provided in subd. 3., beginning with the property tax assessments as of January 1, 2007, a general structure owned or leased by a light, heat, and power company taxed under s. 76.28 or 76.29 is subject to general property taxes and, beginning with distributions in 2008, shall not be included in the calculation of payments under s. 79.04 (1) and (2) .

Vetoed In Part

2. Except as provided in subd. 3., beginning with the property tax assessments as of January 1, 2008, a substation of a light, heat, and power company taxed under s. 76.28 or 76.29 is subject to general property taxes and, beginning with distributions in 2009, shall not be included in the calculation of payments under s. 79.04 (1) and (2), except that this subdivision does not apply to transmission substation property.

3. This paragraph does not apply to the property of a light, heat, and power company that is located within the boundaries of the municipality that operates the company and for which payments are made under s. 66.0811 (2).

4. Property subject to taxation under this paragraph shall be assessed by the department of revenue, as provided under s. 70.995.

Vetoed In Part

SECTION 1260m. 70.114 (1) (b) of the statutes is renumbered 70.114 (1) (b) 1. and amended to read:

70.114 **(1)** (b) 1. ~~"Estimated value",~~ For land purchased before the effective date of this subdivision .... [revisor inserts date], "estimated value," for the year during which land is purchased, means the purchase price and, for later years, means the value that was used for calculating the aid payment under this section for the prior year increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent determination of equalized valuation under s. 70.57 for that property to the next preceding determination of equalized valuation under s. 70.57 for that property.

SECTION 1260n. 70.114 (1) (b) 2. of the statutes is created to read:

70.114 **(1)** (b) 2. For land purchased on or after the effective date of this subdivision .... [revisor inserts date], "estimated value," for the year during which land is purchased, means the lesser of the purchase price or the determination of the land's equalized valuation under s. 70.57 in the year before the year during which the land is purchased, increased or decreased to reflect the annual percentage change in the equalized valuation of all property, excluding improvements, in the taxation district, as determined by comparing the most recent determination of equalized valuation under s. 70.57 for that property to the next preceding determination of equalized valuation under s. 70.57 for that property, except that if the land was exempt from taxation in the year prior to the year during which the department purchased the land "estimated value," for the year during which the land is purchased, means the lesser of the purchase price, the most recent determination of the land's equalized valuation under s. 70.57, or an amount that would result in a payment under sub. (4) that is equal to $1 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

Vetoed In Part

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.

Vetoed In Part

SECTION 1260p. 70.32 (2) (a) 8. of the statutes is created to read:

70.32 **(2)** (a) 8. Public utility general structures and substations.

SECTION 1260q. 70.32 (2) (c) 2m. of the statutes is created to read:

70.32 **(2)** (c) 2m. "Public utility general structures and substations" means property described under s. 70.112 (4) (am).

SECTION 1260r. 70.58 of the statutes is renumbered 70.58 (1) and amended to read:

70.58 **(1)** ~~There~~ 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 1260s. 70.58 (2) of the statutes is created to read:

70.58 **(2)** In each of 3 years beginning with the property tax assessments as of January 1 of the year of the effective date of this subsection .... [revisor inserts date], the department of revenue shall adjust the rate of the tax imposed under this section so that the percentage increase from the previous year in the total amount levied under this section does not exceed 2.6 percent. The rate determined by the department of revenue for the property tax assessment as of January 1 of the 2nd year following the effective date of this subsection .... [revisor inserts date], shall be the rate of the tax imposed under this section for all subsequent years.

Vetoed In Part

SECTION 1260t. 70.995 (15) of the statutes is created to read:

70.995 **(15)** (a) For the property tax assessments as of January 1, 2007, the treatment of manufacturing property under subs. (4) to (14) extends to property described under s. 70.112 (4) (am) 1.

(b) For the property tax assessments as of January 1, 2008, the treatment of manufacturing property under subs. (4) to (14) extends to property described under s. 70.112 (4) (am) 2.

Vetoed In Part

SECTION 1261. 71.01 (1b) of the statutes is created to read:

71.01 **(1b)** For purposes of s. 71.04 (7) (df) and (dh), "commercial domicile" means the location from which a trade or business is principally managed and directed, based on any factors the department determines are appropriate, including the location where the greatest number of employees of the trade or business work, have their office or base of operations, or from which the employees are directed or controlled.

SECTION 1262. 71.01 (1n) of the statutes is created to read:

71.01 **(1n)** For purposes of s. 71.04 (7) (df) and (dh), "domicile" means an individual's true, fixed, and permanent home where the individual intends to remain permanently and indefinitely and to which, whenever absent, the individual intends to return, except that no individual may have more than one domicile at any time.

SECTION 1263. 71.01 (6) (j) of the statutes is repealed.

SECTION 1264. 71.01 (6) (k) of the statutes is repealed.

SECTION 1265. 71.01 (6) (L) of the statutes is amended to read:

71.01 **(6)** (L) For taxable years that begin after December 31, 1996, and before January 1, 1998, 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, 1996, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1266. 71.01 (6) (m) of the statutes is amended to read:

71.01 **(6)** (m) For taxable years that begin after December 31, 1997, and before January 1, 1999, 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, 1997, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1267. 71.01 (6) (n) of the statutes is amended to read:

71.01 **(6)** (n) For taxable years that begin after December 31, 1998, and before January 1, 2000, for nat-

ural 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, 1998, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1268. 71.01 (6) (o) of the statutes is amended to read:

71.01 **(6)** (o) For taxable years that begin after December 31, 1999, and before January 1, 2003, 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, 1999, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357.

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, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1269. 71.01 (6) (p) of the statutes is amended to read:

71.01 **(6)** (p) For taxable years that begin after December 31, 2002, and before January 1, 2004, 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, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375. 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, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002, and before January 1, 2004, except that changes to the Internal Revenue Code made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1270. 71.01 (6) (q) of the statutes is created to read:

71.01 **(6)** (q) For taxable years that begin after December 31, 2003, and before January 1, 2005, 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, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476. 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, 2003, do not apply to this paragraph with respect to taxable years beginning after December 31, 2003, and before January 1, 2005, except that changes to the Internal Revenue Code made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1271. 71.01 (6) (r) of the statutes is created to read:

71.01 **(6)** (r) For taxable years that begin after December 31, 2004, 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, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476. 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, 2004, do not apply to this paragraph with respect to taxable years beginning after December 31, 2004.

SECTION 1272. 71.01 (8g) of the statutes is amended to read:

71.01 **(8g)** "Member" does not include a member of a limited liability company treated as a corporation under s. 71.22 ~~(1)~~ (1k).

SECTION 1273. 71.01 (8m) of the statutes is amended to read:

71.01 **(8m)** "Partner" does not include a partner of a publicly traded partnership treated as a corporation under s. 71.22 ~~(1)~~ (1k).

SECTION 1274. 71.01 (10g) of the statutes is created to read:

71.01 **(10g)** For purposes of s. 71.04 (7) (df) and (dh), "state" means a state of the United States, the District of Columbia, the commonwealth of Puerto Rico, or any territory or possession of the United States, unless the context requires that "state" means only the state of Wisconsin.

SECTION 1275. 71.03 (1) of the statutes is amended to read:

71.03 **(1)** DEFINITION. In this section, "gross income" means all income, from whatever source derived and in whatever form realized, whether in money, property or services, which is not exempt from Wisconsin income taxes. "Gross income" includes, but is not limited to, the following items: compensation for services, including salaries, wages and fees, commissions and similar items; gross income derived from business; interest; rents; royalties; dividends; alimony and separate maintenance payments; annuities; income from life insurance and endowment contracts; pensions; income from discharge of indebtedness; distributive shares of partnership gross income except distributive shares of the income of publicly traded partnerships treated as corporations under s. 71.22 ~~(1)~~ (1k); distributive shares of limited liability company gross income except distributive shares of the income of limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k); income in respect of a decedent; and income from an interest in an estate or trust. "Gross income" from a business or farm consists of the total gross receipts without reduction for cost of goods sold, expenses or any other amounts. The gross rental amounts received from rental properties are included in gross income without reduction for expenses or any other amounts. "Gross income" from the sale of securities, property or other assets consists of the gross selling price without reduction for the cost of the assets, expenses of sale or any other amounts. "Gross income" from an annuity, retirement plan or profit sharing plan consists of the gross amount received without reduction for the employee's contribution to the annuity or plan.

SECTION 1276m. 71.04 (7) (d) of the statutes is amended to read:

71.04 **(7)** (d) ~~Sales~~ Except as provided in pars. (df) and (dh), sales, other than sales of tangible personal property, are in this state if the income−producing activity is performed in this state. If the income−producing activity is performed both in and outside this state the sales shall be divided between those states having jurisdiction to tax such business in proportion to the direct costs of performance incurred in each such state in rendering this service. ~~Services performed in states which do not have jurisdiction to tax the business shall be deemed to have been performed in the state to which compensation is allocated by s. 71.04 (6), 2001 stats.~~

SECTION 1279. 71.04 (7) (df) of the statutes is created to read:

71.04 **(7)** (df) 1. Gross receipts from the use of computer software are in this state if the purchaser or licensee uses the computer software at a location in this state.

2. Computer software is used at a location in this state if the purchaser or licensee uses the computer software in the regular course of business operations in this state, for personal use in this state, or if the purchaser or licensee is an individual whose domicile is in this state. If the purchaser or licensee uses the computer software in more than one state, the gross receipts shall be divided among those states having jurisdiction to impose an income tax on the taxpayer in proportion to the use of the computer software in those states. To determine computer software use in this state, the department may consider the number of users in each state where the computer software is used, the number of site licenses or workstations in this state, and any other factors that reflect the use of computer software in this state.

3. If the taxpayer is not subject to income tax in the state in which the gross receipts are considered received under this paragraph, but the taxpayer's commercial domicile is in this state, 50 percent of those gross receipts shall be included in the numerator of the sales factor.

SECTION 1281. 71.04 (7) (dh) of the statutes is created to read:

71.04 **(7)** (dh) 1. Gross receipts from services are in this state if the purchaser of the service received the benefit of the service in this state.

2. The benefit of a service is received in this state if any of the following applies:

a. The service relates to real property that is located in this state.

b. The service relates to tangible personal property that is located in this state at the time that the service is received or tangible personal property that is delivered directly or indirectly to customers in this state.

c. The service is provided to an individual who is physically present in this state at the time that the service is received.

d. The service is provided to a person engaged in a trade or business in this state and relates to that person's business in this state.

3. If the purchaser of a service receives the benefit of a service in more than one state, the gross receipts from the performance of the service are included in the numerator of the sales factor according to the portion of the service received in this state.

4. If the taxpayer is not subject to income tax in the state in which the benefit of the service is received, the benefit of the service is received in this state to the extent that the taxpayer's employees or representatives performed services from a location in this state. Fifty percent of the taxpayer's receipts that are considered received in this state under this paragraph shall be included in the numerator of the sales factor.

Vetoed In Part

SECTION 1286c. 71.05 (1) (bm) of the statutes is created to read:

71.05 **(1)** (bm) *Health Insurance Risk−Sharing Plan.* Income of the organization administering the Health Insurance Risk−Sharing Plan under ch. 149.

SECTION 1286e. 71.05 (6) (b) 20. (intro.) of the statutes is amended to read:

71.05 **(6)** (b) 20. (intro.) For taxable years beginning on or after January 1, 1995, and before January 1, 2006, an amount paid by a person who is the employee of another person if the person's employer pays no amount of money toward the person's medical care insurance, for medical care insurance for the person, his or her spouse and the person's dependents, calculated as follows:

SECTION 1286gm. 71.05 (6) (b) 21. of the statutes is renumbered 71.05 (6) (b) 21. a. and amended to read:

71.05 **(6)** (b) 21. a. ~~The~~ For taxable years beginning before January 1, 2007, the difference between the amount of social security benefits included in federal adjusted gross income for the current year and the amount calculated under section 86 of the ~~internal revenue code~~ Internal Revenue Code as that section existed on December 31, 1992.

SECTION 1286hm. 71.05 (6) (b) 21. b. of the statutes is created to read:

Vetoed In Part

71.05 **(6)** (b) 21. b. For taxable years beginning after December 31, 2006, and before January 1, 2008, the difference between the amount of social security benefits included in federal adjusted gross income for the current year and 70 percent of the amount calculated under section 86 of the Internal Revenue Code as that section existed on December 31, 1992.

Vetoed In Part

SECTION 1286im. 71.05 (6) (b) 21. c. of the statutes is created to read:

71.05 **(6)** (b) 21. c. For taxable years beginning after December 31, 2007 and before January 1, 2009, the difference between the amount of social security benefits included in federal adjusted gross income for the current year and 40 percent of the amount calculated under section 86 of the Internal Revenue Code as that section existed on December 31, 1992.

Vetoed In Part

Vetoed In Part

SECTION 1286jm. 71.05 (6) (b) 21. d. of the statutes is created to read:

71.05 **(6)** (b) 21. d. For taxable years beginning after December 31, 2008, the amount of social security benefits included in federal adjusted gross income under section 86 of the Internal Revenue Code.

Vetoed In Part

Vetoed In Part

SECTION 1286Lm. 71.05 (6) (b) 22. of the statutes is amended to read:

71.05 **(6)** (b) 22. For taxable years beginning after December 31, 1995, and before January 1, 2006, an amount up to $5,000 that is expended during the period that consists of the year to which the claim relates and the prior 2 taxable years, by a full−year resident of this state who is an adoptive parent, for adoption fees, court costs or legal fees relating to the adoption of a child, for whom a final order of adoption has been entered under s. 48.91 (3) during the taxable year.

Vetoed In Part

SECTION 1287. 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 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. ~~45.54~~ 38.50, 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 1288. 71.05 (6) (b) 28. a. of the statutes is amended to read:

71.05 **(6)** (b) 28. a. An amount equal to not more than ~~$3,000~~ twice the average amount charged by the board of regents of the University of Wisconsin System 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.

SECTION 1288e. 71.05 (6) (b) 35. of the statutes is created to read:

71.05 **(6)** (b) 35. For taxable years beginning after December 31, 2005, an amount paid by an individual who is the employee of another person if the individual's employer pays no amount of money toward the individual's medical care insurance, for medical care insurance for the individual, his or her spouse, and the individual's dependents, calculated as follows:

a. One hundred percent of the amount paid by the individual for medical care insurance. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for medical care benefits under a self−insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

b. From the amount calculated under subd. 35. a., subtract the amounts deducted from gross income for medical care insurance in the calculation of federal adjusted gross income.

c. For an individual who is a nonresident or part−year resident of this state, multiply the amount calculated under subd. 35. a. or b., by a fraction the numerator of which is the individual's wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state and the denominator of which is the individual's total wages, salary, tips, unearned income,

and net earnings from a trade or business. In this subd. 35. c., for married persons filing separately "wages, salary, tips, unearned income, and net earnings from a trade or business" means the separate wages, salary, tips, unearned income, and net earnings from a trade or business of each spouse, and for married persons filing jointly "wages, salary, tips, unearned income, and net earnings from a trade or business" means the total wages, salary, tips, unearned income, and net earnings from a trade or business of both spouses.

d. Reduce the amount calculated under subd. 35. a., b., or c. to the individual's aggregate wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state.

SECTION 1288f. 71.05 (6) (b) 36. of the statutes is created to read:

71.05 **(6)** (b) 36. For taxable years beginning after December 31, 2006, and before January 1, 2008, an amount paid by an individual, other than a person to whom subd. 19. applies, who has no employer and no self−employment income, for medical care insurance for the individual, his or her spouse, and the individual's dependents, calculated as follows:

a. Thirty−three and four−tenths percent of the amount paid by the individual for medical care insurance. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for medical care benefits under a self−insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

b. From the amount calculated under subd. 36. a., subtract the amounts deducted from gross income for medical care insurance in the calculation of federal adjusted gross income.

c. For an individual who is a nonresident or part−year resident of this state, multiply the amount calculated under subd. 36. a. or b., by a fraction the numerator of which is the individual's wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state and the denominator of which is the individual's total wages, salary, tips, unearned income, and net earnings from a trade or business. In this subd. 36. c., for married persons filing separately "wages, salary, tips, unearned income, and net earnings from a trade or business" means the separate wages, salary, tips, unearned income, and net earnings from a trade or business of each spouse, and for married persons filing jointly "wages, salary, tips, unearned income, and net earnings from a trade or business" means the total wages, salary, tips, unearned income, and net earnings from a trade or business of both spouses.

d. Reduce the amount calculated under subd. 36. a., b., or c. to the individual's aggregate wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state.

SECTION 1288g. 71.05 (6) (b) 37. of the statutes is created to read:

71.05 **(6)** (b) 37. For taxable years beginning after December 31, 2007, and before January 1, 2009, an amount paid by an individual, other than a person to whom subd. 19. applies, who has no employer and no self−employment income, for medical care insurance for the individual, his or her spouse, and the individual's dependents, calculated as follows:

a. Sixty−six and seven−tenths percent of the amount paid by the individual for medical care insurance. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for medical care benefits under a self−insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

b. From the amount calculated under subd. 37. a., subtract the amounts deducted from gross income for medical care insurance in the calculation of federal adjusted gross income.

c. For an individual who is a nonresident or part−year resident of this state, multiply the amount calculated under subd. 37. a. or b., by a fraction the numerator of which is the individual's wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state and the denominator of which is the individual's total wages, salary, tips, unearned income, and net earnings from a trade or business. In this subd. 37. c., for married persons filing separately "wages, salary, tips, unearned income, and net earnings from a trade or business" means the separate wages, salary, tips, unearned income, and net earnings from a trade or business of each spouse, and for married persons filing jointly "wages, salary, tips, unearned income, and net earnings from a trade or business" means the total wages, salary, tips, unearned income, and net earnings from a trade or business of both spouses.

d. Reduce the amount calculated under subd. 37. a., b., or c. to the individual's aggregate wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state.

SECTION 1288h. 71.05 (6) (b) 38. of the statutes is created to read:

71.05 **(6)** (b) 38. For taxable years beginning after December 31, 2008, an amount paid by an individual, other than a person to whom subd. 19. applies, who has no employer and no self−employment income, for medical care insurance for the individual, his or her spouse, and the individual's dependents, calculated as follows:

a. One hundred percent of the amount paid by the individual for medical care insurance. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for medical care benefits under a self−insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

b. From the amount calculated under subd. 38. a., subtract the amounts deducted from gross income for medical care insurance in the calculation of federal adjusted gross income.

c. For an individual who is a nonresident or part−year resident of this state, multiply the amount calculated under subd. 38. a. or b., by a fraction the numerator of which is the individual's wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state and the denominator of which is the individual's total wages, salary, tips, unearned income, and net earnings from a trade or business. In this subd. 38. c., for married persons filing separately "wages, salary, tips, unearned income, and net earnings from a trade or business" means the separate wages, salary, tips, unearned income, and net earnings from a trade or business of each spouse, and for married persons filing jointly "wages, salary, tips, unearned income, and net earnings from a trade or business" means the total wages, salary, tips, unearned income, and net earnings from a trade or business of both spouses.

d. Reduce the amount calculated under subd. 38. a., b., or c. to the individual's aggregate wages, salary, tips, unearned income, and net earnings from a trade or business that are taxable by this state.

SECTION 1289. 71.05 (22) (f) 4. a. of the statutes is amended to read:

71.05 **(22)** (f) 4. a. For taxable years beginning after December 31, 1997, in the case of a taxpayer with respect to whom ~~a deduction~~ an exemption under ~~s. 71.07 (8)~~ sub. (23) (b) 2. is allowable to another person, the Wisconsin standard deduction shall be the lesser of the amount under subd. 4. b. or one of the amounts calculated under subd. 4. c., whichever amount under subd. 4. c. is greater.

SECTION 1290. 71.05 (22) (g) of the statutes is amended to read:

71.05 **(22)** (g) *Nonresidents.* With respect to nonresident natural persons deriving income from property located, business transacted or personal or professional services performed in this state, including natural persons changing their domicile into or from this state, the Wisconsin standard deduction and itemized deductions are based on federal adjusted gross income, and as provided in par. (f) 4., and are limited by such fraction of that amount as Wisconsin adjusted gross income is of federal adjusted gross income. In this paragraph, for married persons filing separately "adjusted gross income" means the separate adjusted gross income of each spouse, and for married persons filing jointly "adjusted gross income" means the total adjusted gross income of both spouses.

SECTION 1291. 71.05 (22) (h) of the statutes is amended to read:

71.05 **(22)** (h) *Part−year residents.* If a person and that person's spouse are not both domiciled in this state during the entire taxable year, the Wisconsin standard deduction or itemized deduction on a joint return is determined by multiplying the Wisconsin standard deduction or itemized deduction, each calculated on the basis of federal adjusted gross income, and as provided in par. (f) 4., by a fraction the numerator of which is their joint Wisconsin adjusted gross income and the denominator of which is their joint federal adjusted gross income. For a married person who is not domiciled in this state for the entire taxable year and who files a separate return, the Wisconsin standard deduction and itemized deduction are determined under par. (g).

SECTION 1293. 71.07 (2di) (b) 1. of the statutes is repealed.

SECTION 1294. 71.07 (2dL) (c) 1. of the statutes is repealed.

SECTION 1295. 71.07 (2dL) (c) 2. of the statutes is renumbered 71.07 (2dL) (c).

SECTION 1296. 71.07 (2dL) (d) of the statutes is amended to read:

71.07 **(2dL)** (d) Except as provided in par. (c) ~~2.~~, the carry−over provisions of s. 71.28 (4) (e) and (f) as they relate to the credit under s. 71.28 (4) relate to the credit under this subsection and apply as if the development zone continued to exist.

SECTION 1297. 71.07 (2dm) (hm) of the statutes is amended to read:

71.07 **(2dm)** (hm) ~~Credits claimed~~ A claimant may claim the credit under this subsection, including any credits carried over, ~~may be offset only~~ against the amount of the tax otherwise due under this subchapter ~~attributable to income from the business operations of the claimant in the development zone; except that a claimant in a development zone under s. 560.795 (1) (e) may offset credits, 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 1298. 71.07 (2dr) (a) of the statutes is amended to read:

71.07 **(2dr)** (a) *Credit.* Any person may credit against taxes otherwise due under this chapter an amount equal to 5% of the amount obtained by subtracting from the person's qualified research expenses, as defined in section 41 of the internal revenue code, except that "qualified research expenses" include only expenses incurred by the claimant in a development zone under subch. VI of ch. 560, except that a taxpayer may elect the alternative computation under section 41 (c) (4) of the Internal Revenue Code and that election applies until the department permits its revocation and except that "qualified research expenses" do not include compensation used in computing the credit under sub. (2dj) nor research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), the person's base amount, as defined in section 41 (c) of the internal revenue code, in a development zone, except that gross receipts used in calculating the base amount means gross receipts from sales attributable to Wisconsin under s. 71.04 (7) (b) 1. and 2. ~~and~~, (d), (df), and (dh) and research expenses used in calculating the base amount include research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), in a development zone, if the claimant submits with the claimant's return a copy of the claimant's certification for tax benefits under s. 560.765 (3) and a statement from the department of commerce verifying the claimant's qualified research expenses for research conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to the credit under this paragraph. The rules under sub. (2di) (f) and (g), as they apply to the credit under that subsection, apply to claims under this paragraph. Section 41 (h) of the internal revenue code does not apply to the credit under this paragraph.

SECTION 1299. 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 ~~empowerment zone, or an enterprise community, that the U.S. government designates~~ 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~~ Works employment position, a person who is employed in a trial 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. by a designated local agency, as defined in sub. (2dj) (am) 2.

SECTION 1300. 71.07 (2dx) (b) (intro.) of the statutes is amended to read:

71.07 **(2dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and in s. 73.03 (35), and subject to s. 560.785, for any taxable year for which the person is entitled under s. 560.795 (3) to claim tax benefits or certified under s. 560.765 (3), 560.797 (4) or 560.798 (3), any person may claim as a credit against the taxes ~~imposed on the person's income from the person's business activities in a development zone~~ otherwise due under this chapter the following amounts:

SECTION 1305. 71.07 (3m) (a) 1. b. of the statutes is amended to read:

71.07 **(3m)** (a) 1. b. For partnerships except publicly traded partnerships treated as corporations under s. 71.22 ~~(1)~~ (1k), or limited liability companies, except limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k), "claimant" means each individual partner or member.

SECTION 1306. 71.07 (3n) (title) of the statutes is amended to read:

71.07 **(3n)** (title) DAIRY AND LIVESTOCK FARM INVESTMENT CREDIT.

SECTION 1310b. 71.07 (3n) (a) 2. (intro.) of the statutes is amended to read:

71.07 **(3n)** (a) 2. (intro.) "Dairy farm modernization or expansion" means the construction, the improvement, or the acquisition of buildings or facilities, or the acquisition of equipment, for dairy animal housing, confinement, animal feeding, milk production, or waste management, including the following, if used exclusively related to dairy animals and if acquired and placed in service in this state during taxable years that begin after December 31, 2003, and before January 1, 2010:

SECTION 1310c. 71.07 (3n) (a) 4. of the statutes is created to read:

71.07 **(3n)** (a) 4. "Livestock" means cattle, not including dairy animals; swine; poultry, including farm−raised pheasants, but not including other farm−raised game birds or ratites; fish that are raised in aquaculture facilities; sheep; and goats.

SECTION 1310d. 71.07 (3n) (a) 5. of the statutes is created to read:

71.07 **(3n)** (a) 5. "Livestock farm modernization or expansion" means the construction, the improvement, or the acquisition of buildings or facilities, or the acquisition of equipment, for livestock housing, confinement, feeding, or waste management, including the following, if used exclusively related to livestock and if acquired and placed in service in this state during taxable years that begin after December 31, 2005, and before January 1, 2012:

a. Birthing structures.
b. Rearing structures.
c. Feedlot structures.
d. Feed storage and handling equipment.
e. Fences.
f. Watering facilities.
g. Scales.
h. Manure pumping and storage facilities.
i. Digesters.
j. Equipment used to produce energy.
k. Fish hatchery buildings.
L. Fish processing buildings.
m. Fish rearing ponds.

SECTION 1310e. 71.07 (3n) (a) 6. of the statutes is created to read:

71.07 **(3n)** (a) 6. a. For taxable years that begin after December 31, 2003, and before January 1, 2006, "used exclusively," related to dairy animals, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

b. For taxable years that begin after December 31, 2005, and before January 1, 2010, "used exclusively," related to livestock, dairy animals, or both, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

c. For taxable years that begin after December 31, 2009, and before January 1, 2012, "used exclusively," related to livestock, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

SECTION 1311b. 71.07 (3n) (b) of the statutes is renumbered 71.07 (3n) (b) 1.

SECTION 1311c. 71.07 (3n) (b) 2. of the statutes is created to read:

71.07 **(3n)** (b) 2. Subject to the limitations provided in this subsection, for taxable years that begin after December 31, 2005, and before January 1, 2012, a claimant may claim as a credit against the tax imposed under ss. 71.02 and 71.08 an amount equal to 10 percent of the amount the claimant paid in the taxable year for livestock farm modernization or expansion related to the operation of the claimant's livestock farm.

SECTION 1311d. 71.07 (3n) (e) of the statutes is renumbered 71.07 (3n) (e) 1. and amended to read:

71.07 **(3n)** (e) 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 expenses under par. (b), except that the aggregate amount of credits that the entity may compute shall not exceed $50,000. 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 interest.

SECTION 1311e. 71.07 (3n) (e) 2. of the statutes is created to read:

71.07 **(3n)** (e) 2. If 2 or more persons own and operate the dairy or livestock farm, each person may claim a credit under par. (b) in proportion to his or her ownership interest, except that the aggregate amount of the credits claimed by all persons who own and operate the farm shall not exceed $50,000.

SECTION 1311g. 71.07 (5) (a) 15. of the statutes is amended to read:

71.07 **(5)** (a) 15. The amount claimed as a deduction for medical care insurance under section 213 of the Internal Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 17. to 20., 35., 36., 37., and 38. and the amount claimed as a deduction for a long−term care insurance policy under section 213 (d) (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

Vetoed In Part

SECTION 1311i. 71.07 (5g) of the statutes is created to read:

71.07 **(5g)** HEALTH INSURANCE RISK−SHARING PLAN ASSESSMENTS CREDIT. (a) *Definitions.* In this subsection, "claimant" means a partner, limited liability company member, or tax−option corporation shareholder who files a claim under this subsection and who is a partner, member, or shareholder of an entity that is an insurer, as defined in s. 149.10 (5).

(b) *Filing claims.* Subject to the limitations provided under this subsection, for taxable years beginning after December 31, 2005, a claimant may claim as a credit against the taxes imposed under s. 71.02 an amount that is equal to a percentage of the amount of the assessment under s. 149.13 that the claimant paid in the taxable year, as determined under par. (c).

(c) *Limitations.* 1. The department of revenue, in consultation with the office of the commissioner of insurance, shall determine the percentage under par. (b) for each claimant for each taxable year so that the cost of the credit under this subsection and ss. 71.28 (5g), 71.47 (5g), and 76.655 is as close as practicable to $2,000,000 in the 2006−07 fiscal year and $5,000,000 in each fiscal year thereafter.

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 payment of amounts described under par. (b). A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of

Vetoed In Part

tax–option corporations may claim the credit in proportion to their ownership interests.

(d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection.

Vetoed In Part

SECTION 1311ia. 71.07 (5i) of the statutes is created to read:

71.07 **(5i)** ADOPTION EXPENSES CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means an individual who is eligible for, and claims, the federal credit.

2. "Federal credit" means the federal tax credit, for adoption expenses, under section 23 of the Internal Revenue Code.

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02, up to the amount of those taxes, an amount of up to $5,000 of qualified adoption expenses, to the extent that those expenses exceed the amount of the credit for which a claimant is eligible, and claims, under the federal credit in the year to which the claim relates.

(c) *Limitations.* 1. No credit may be allowed under this subsection unless it is claimed within the time period under s. 71.75 (2).

2. For a claimant who is a nonresident or part–year resident of this state and who is a single person, multiply the credit for which the claimant is eligible under par. (b) by a fraction, the numerator of which is the individual's Wisconsin adjusted gross income and the denominator of which is the individual's federal adjusted gross income. If a claimant is married and files a joint return, and if the claimant or the claimant's spouse, or both, are nonresidents or part–year residents of this state, multiply the credit for which the claimant is eligible under par. (b) by a fraction, the numerator of which is the couple's joint Wisconsin adjusted gross income and the denominator of which is the couple's joint federal adjusted gross income.

3. The provisions contained in section 23 of the Internal Revenue Code, to the extent that they apply to the credit under that section, apply to the credit under this subsection, unless this subsection explicitly provides otherwise.

(d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit under that subsection, applies to the credit under this subsection.

(e) *Carry–forward.* If a credit computed under this subsection is not entirely offset against Wisconsin income taxes otherwise due, the unused balance may be carried forward and credited against Wisconsin income taxes otherwise due for the following 5 taxable years to the extent not offset by these taxes otherwise due in all intervening years between the year in which the expense was incurred and the year in which the carry–forward credit is claimed.

SECTION 1311j. 71.07 (6e) of the statutes is created to read:

71.07 **(6e)** VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. (a) *Definitions.* In this subsection:

1. "Claimant" means an eligible unremarried surviving spouse or an eligible veteran who files a claim under this subsection.

2. "Eligible unremarried surviving spouse" means an unremarried surviving spouse of one of the following, as verified by the department of veterans affairs:

a. An individual who had served on active duty in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces, who was a resident of this state at the time of entry into that active service, and who, while a resident of this state, died while on active duty.

b. An individual who had served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces; who was a resident of this state at the time of entry into that active service; who was at least 65 years of age at the time of his or her death or would have been 65 years of age at the close of the year in which the death occurred; who was a resident of this state at the time of his or her death; and who had a service–connected disability rating of 100 percent under 38 USC 1114 or 1134.

c. An individual who had served in the national guard or a reserve component of the U.S. armed forces, who was a resident of this state at the time of entry into that service, and who, while a resident of this state, died in the line of duty while on active or inactive duty for training purposes.

3. "Eligible veteran" means an individual who is at least 65 years of age and who is verified by the department of veterans affairs as meeting all of the following conditions:

a. Served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated in the U.S. armed forces.

b. Was a resident of this state at the time of entry into that active service.

c. Is currently a resident of this state for purposes of receiving veterans benefits under ch. 45.

d. Has a service–connected disability rating of 100 percent under 38 USC 1114 or 1134.

4. "Principal dwelling" has the meaning given in sub. (9) (a) 2.

5. "Property taxes" means real and personal property taxes, exclusive of special assessments, delinquent interest, and charges for service, paid by a claimant on the claimant's principal dwelling in this state during the taxable year for which credit under this subsection is claimed, less any property taxes paid which are properly includable as a trade or business expense under section 162 of the Internal Revenue Code. If the principal dwelling on which the taxes were paid is owned by 2 or more

persons or entities as joint tenants or tenants in common or is owned by spouses as marital property, "property taxes" is that part of property taxes paid that reflects the ownership percentage of the claimant. If the principal dwelling is sold during the taxable year, the "property taxes" for the seller and buyer shall be the amount of the tax prorated to each in the closing agreement pertaining to the sale or, if not so provided for in the closing agreement, the tax shall be prorated between the seller and buyer in proportion to months of their respective ownership. "Property taxes" includes monthly parking permit fees in respect to a principal dwelling collected under s. 66.0435 (3) (c).

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02 the amount of the claimant's property taxes. If the allowable amount of the claim exceeds the income taxes otherwise due on the claimant's income, the amount of the claim not used as an offset against those taxes shall be certified by the department of revenue to the department of administration for payment to the claimant by check, share draft, or other draft from the appropriation under s. 20.835 (2) (em).

(c) *Limitations.* 1. No credit may be allowed under this subsection unless it is claimed within the time period under s. 71.75 (2).

2. No credit may be allowed under this subsection if the individual, or the individual's spouse, files a claim under sub. (3m) or (9) or subch. VIII or IX that relates to the same taxable year for which a claim is made under this subsection.

(d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit under that subsection, applies to the credit under this subsection.

SECTION 1311m. 71.07 (6m) (b) of the statutes is renumbered 71.07 (6m) (b) (intro.) and amended to read:

71.07 **(6m)** (b) *Filing claims.* (intro.) Subject to the limitations and conditions provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02, up to the amount of those taxes, one of the following amounts:

1. For taxable years beginning before January 1, 2006, an amount up to $200 of military income for services performed by the claimant while he or she is stationed outside of the United States.

SECTION 1311n. 71.07 (6m) (b) 2. of the statutes is created to read:

71.07 **(6m)** (b) 2. For taxable years beginning after December 31, 2005, an amount up to $300 of military income for services performed by the claimant while he or she is stationed outside of the United States.

Vetoed In Part

SECTION 1311p. 71.07 (8r) of the statutes is created to read:

71.07 **(8r)** PRIVATE SCHOOL AND HOMESCHOOL TAX CREDIT. (a) *Definitions.* In this subsection:

Vetoed In Part

1. "Claimant" means an individual who claims a pupil as a dependent under section 151 (c) of the Internal Revenue Code on his or her tax return.

2. "Eligible institution" means a private school, as defined in s. 115.001 (3r), or a home−based private educational program, as defined in s. 115.001 (3g).

3. "Pupil" means an individual who is enrolled in kindergarten or grades one to 12 at an eligible institution and who is a dependent of the claimant under section 151 (c) of the Internal Revenue Code.

(b) *Filing claims.* Subject to the limitations provided in this subsection, a claimant may claim as a credit against the tax imposed under s. 71.02, for each pupil, $100. If the allowable amount of the claim exceeds the income taxes otherwise due on the claimant's income, the amount of the claim not used as an offset against those taxes shall be certified by the department of revenue to the department of administration for payment to the claimant by check, share draft, or other draft from the appropriation under s. 20.835 (2) (eo).

(c) *Limitations.* 1. No credit may be allowed under this subsection unless it is claimed within the time period under s. 71.75 (2).

2. Part−year residents and nonresidents of this state are not eligible for the credit under this subsection.

3. No credit may be claimed under this subsection for a pupil if the state superintendent of public instruction makes a payment to the private school on behalf of that pupil under s. 119.23.

(d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit under that subsection, applies to the credit under this subsection.

SECTION 1312. 71.07 (10) of the statutes is amended to read:

71.07 **(10)** CREDITS NOT ALLOWED. The credits under s. 71.28 (4) and (5) may not be claimed by partners, including partners of a publicly traded partnership treated as a corporation under s. 71.22 ~~(1)~~ (1k), members of a limited liability company, including members of a limited liability company treated as a corporation under s. 77.22 ~~(1)~~ (1k), or shareholders of a tax−option corporation.

SECTION 1312m. 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), (2fd), (3m), (3n), (3s), (3t), (5b), (5d), (6), (6e), (8r), and (9e), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), and (3t) and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), and (3t) and subchs. VIII and IX 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,

Vetoed In Part

married couple filing jointly, trust, or estate, instead of the tax under s. 71.02, an alternative minimum tax computed as follows:

Vetoed In Part

SECTION 1312o. 71.10 (4) (ce) of the statutes is created to read:

71.10 **(4)** (ce) The adoption expenses credit under s. 71.07 (5i).

Vetoed In Part

SECTION 1312r. 71.10 (4) (cp) of the statutes is created to read:

71.10 **(4)** (cp) Health insurance risk−sharing plan assessments credit under s. 71.07 (5g).

SECTION 1312u. 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 subch. IX, homestead credit under subch. VIII, farmland tax relief credit under s. 71.07 (3m), farmers' drought property tax credit under s. 71.07 (2fd), veterans and surviving spouses property tax credit under s. 71.07 (6e), private school and homeschool 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.

Vetoed In Part

SECTION 1313. 71.10 (5g) of the statutes is created to read:

71.10 **(5g)** VETERANS TRUST FUND DONATIONS. (a) *Definitions.* In this subsection:

1. "Department" means the department of revenue.

2. "Veterans trust fund" means the fund under s. 25.36.

(b) *Voluntary payments.* 1. 'Designation on return.' Every individual filing an income tax return who has a tax liability or is entitled to a tax refund may designate on the return any amount of additional payment or any amount of a refund due that individual as a veterans trust fund donation.

2. 'Designation added to tax owed.' If the individual owes any tax, the individual shall remit in full the tax due and the amount designated on the return as a veterans trust fund donation when the individual files a tax return.

3. 'Designation deducted from refund.' Except as provided in par. (d), if the individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80 (3) and (3m), the department of revenue shall deduct the amount designated on the return as a veterans trust fund donation from the amount of the refund.

(c) *Errors; failure to remit correct amount.* If an individual who owes taxes fails to remit an amount equal to or in excess of the total of the actual tax due, after error corrections, and the amount designated on the return as a veterans trust fund donation:

1. The department shall reduce the designation for the veterans trust fund to reflect the amount remitted in excess of the actual tax due, after error corrections, if the individual remitted an amount in excess of the actual tax due, after error corrections, but less than the total of the actual tax due, after error corrections, and the amount originally designated on the return as a veterans trust fund donation.

2. The designation for the veterans trust fund donation is void if the individual remitted an amount equal to or less than the actual tax due, after error corrections.

(d) *Errors; insufficient refund.* If an individual is owed a refund which does not equal or exceed the amount designated on the return as a veterans trust fund donation, after crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error corrections, the department shall reduce the designation for the veterans trust fund donation to reflect the actual amount of the refund that the individual is otherwise owed, after crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error corrections.

(e) *Conditions.* If an individual places any conditions on a designation for the veterans trust fund donation, the designation is void.

(f) *Void designation.* If a designation for the veterans trust fund donation is void, the department shall disregard the designation and determine amounts due, owed, refunded, and received without regard to the void designation.

(g) *Tax return.* The secretary of revenue shall provide a place for the designations under this subsection on the individual income tax return.

(h) *Certification of amounts.* Annually, on or before September 15, the secretary of revenue shall certify to the department of veterans affairs, the department of administration, and the state treasurer:

1. The total amount of the administrative costs, including data processing costs, incurred by the department in administering this subsection during the previous fiscal year.

2. The total amount received from all designations for veterans trust fund donations made by taxpayers during the previous fiscal year.

3. The net amount remaining after the administrative costs, including data processing costs, under subd. 1. are subtracted from the total received under subd. 2.

(i) *Appropriations.* From the moneys received from designations for veterans trust fund donations, an amount equal to the sum of administrative expenses, including data processing costs, certified under par. (h) 1. shall be deposited into the general fund and credited to the appropriation account under s. 20.566 (1) (hp), and the net amount remaining that is certified under par. (h) 3. shall be deposited into the veterans trust fund and used for veterans programs under s. 25.36 (1).

(j) *Amounts subject to refund.* Amounts designated as veterans trust fund donations under this subsection are not subject to refund to the taxpayer unless the taxpayer submits information to the satisfaction of the department, within 18 months after the date on which the taxes are due or the date on which the return is filed, whichever is later, that the amount designated is clearly in error. Any refund

granted by the department under this paragraph shall be deducted from the moneys received under this subsection in the fiscal year for which the refund is certified.

SECTION 1314. 71.10 (6) (a) of the statutes is amended to read:

71.10 **(6)** (a) *Joint returns.* Persons filing a joint return are jointly and severally liable for the tax, interest, penalties, fees, additions to tax and additional assessments under this chapter applicable to the return. ~~A~~ Except as provided in par. (e), a person shall be relieved of liability in regard to a joint return in the manner specified in section ~~6013 (e)~~ 6015 (a) to (d) and (f) of the ~~internal revenue code, notwithstanding the amount or percentage of the understatement~~ Internal Revenue Code.

SECTION 1315. 71.10 (6) (b) of the statutes is amended to read:

71.10 **(6)** (b) *Separate returns.* ~~A~~ Except as provided in par. (e), a spouse filing a separate return may be relieved of liability for the tax, interest, penalties, fees, additions to tax and additional assessments under this chapter ~~with regard to unreported marital property income~~ in the manner specified in section 66 (c) of the ~~internal revenue code~~ Internal Revenue Code. The department may not apply ch. 766 in assessing a taxpayer with respect to marital property income the taxpayer did not report if that taxpayer failed to notify the taxpayer's spouse about the amount and nature of the income before the due date, including extensions, for filing the return for the taxable year in which the income was derived. The department shall include all of that marital property income in the gross income of the taxpayer and exclude all of that marital property income from the gross income of the taxpayer's spouse.

SECTION 1316. 71.10 (6) (e) of the statutes is created to read:

71.10 **(6)** (e) *Application for relief.* A person who seeks relief from liability under par. (a) or (b) shall apply for relief with the department, on a form prescribed by the department, within 2 years after the date on which the department first begins collection activities after the effective date of this paragraph .... [revisor inserts date].

SECTION 1317. 71.10 (6m) (a) of the statutes is amended to read:

71.10 **(6m)** (a) ~~A~~ Except as provided in par. (c), a formerly married or remarried person filing a return for a period during which the person was married may be relieved of liability for the tax, interest, penalties, fees, additions to tax and additional assessments under this chapter ~~for unreported marital property income~~ from that period as if the person were a spouse under section 66 (c) of the ~~internal revenue code~~ Internal Revenue Code. The department may not apply ch. 766 in assessing the former spouse of the person with respect to marital property income that the former spouse did not report if that former spouse failed to notify the person about the amount and nature of the income before the due date, including extensions, for filing the return for the taxable year during which the income was derived. The department shall include all of that marital property income in the gross income of the former spouse and exclude all of that marital property income from the gross income of the person.

SECTION 1318. 71.10 (6m) (c) of the statutes is created to read:

71.10 **(6m)** (c) A person who seeks relief from liability under par. (a) shall apply for relief with the department as provided under sub. (6) (e).

SECTION 1319. 71.195 of the statutes is amended to read:

71.195 Definition. In this subchapter, "partnership" includes limited liability companies and other entities that are treated as partnerships under the Internal Revenue Code, and "partnership" does not include publicly traded partnerships treated as corporations under s. 71.22 ~~(1)~~ (1k).

SECTION 1319m. 71.21 (4) of the statutes is amended to read: **Vetoed In Part**

71.21 **(4)** Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2ds), (2dx), (3g), (3n), (3s), (3t), ~~and~~ (5b), and (5g) and passed through to partners shall be added to the partnership's income.

SECTION 1320. 71.22 (1) of the statutes is renumbered 71.22 (1k).

SECTION 1321. 71.22 (1g) of the statutes is created to read:

71.22 **(1g)** For purposes of s. 71.25 (9) (df) and (dh), "commercial domicile" means the location from which a trade or business is principally managed and directed, based on any factors the department determines are appropriate, including the location where the greatest number of employees of the trade or business work, have their office or base of operations, or from which the employees are directed or controlled.

SECTION 1322. 71.22 (1t) of the statutes is created to read:

71.22 **(1t)** For purposes of s. 71.25 (9) (df) and (dh), "domicile" means an individual's true, fixed, and permanent home where the individual intends to remain permanently and indefinitely and to which, whenever absent, the individual intends to return, except that no individual may have more than one domicile at any time.

SECTION 1323. 71.22 (4) (j) of the statutes is repealed.

SECTION 1324. 71.22 (4) (k) of the statutes is repealed.

SECTION 1325. 71.22 (4) (L) of the statutes is amended to read:

71.22 **(4)** (L) 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, 1996, and before January 1, 1998, means the federal Internal Revenue Code as amended to Decem-

ber 31, 1996, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1326. 71.22 (4) (m) of the statutes is amended to read:

71.22 **(4)** (m) 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, 1997, and before January 1, 1999, means the federal Internal Revenue Code as amended to December 31, 1997, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1997, do not apply to this paragraph with

respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1327. 71.22 (4) (n) of the statutes is amended to read:

71.22 **(4)** (n) 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, 1998, and before January 1, 2000, means the federal Internal Revenue Code as amended to December 31, 1998, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1328. 71.22 (4) (o) of the statutes is amended to read:

71.22 **(4)** (o) 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, 1999, and before January 1, 2003, means the federal Internal Revenue Code as amended to December 31, 1999, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1329. 71.22 (4) (p) of the statutes is amended to read:

71.22 **(4)** (p) 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, 2002, and before January 1, 2004, means the federal Internal Revenue Code as amended to December 31, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L.

108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375. 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, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002, and before January 1, 2004, except that changes to the Internal Revenue Code made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1330. 71.22 (4) (q) of the statutes is created to read:

71.22 **(4)** (q) 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, 2003, and before January 1, 2005, means the federal Internal Revenue Code as amended to December 31, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476. 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, 2003, do not apply to this paragraph with respect to taxable years beginning after December 31, 2003, and before January 1, 2005, except that changes to the Internal Revenue Code made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1331. 71.22 (4) (r) of the statutes is created to read:

71.22 **(4)** (r) 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, 2004, means the federal Internal Revenue Code as amended to December 31, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 sec-

tions 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476. 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, 2004, do not apply to this paragraph with respect to taxable years beginning after December 31, 2004.

SECTION 1332. 71.22 (4m) (h) of the statutes is repealed.

SECTION 1333. 71.22 (4m) (i) of the statutes is repealed.

SECTION 1334. 71.22 (4m) (j) of the statutes is amended to read:

71.22 **(4m)** (j) For taxable years that begin after December 31, 1996, and before January 1, 1998, "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, 1996, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188 and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect provisions applicable to this subchapter made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1335. 71.22 (4m) (k) of the statutes is amended to read:

71.22 **(4m)** (k) For taxable years that begin after December 31, 1997, and before January 1, 1999, "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, 1997, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1336. 71.22 (4m) (L) of the statutes is amended to read:

71.22 **(4m)** (L) For taxable years that begin after December 31, 1998, and before January 1, 2000, "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, 1998, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L.

107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1337. 71.22 (4m) (m) of the statutes is amended to read:

71.22 **(4m)** (m) For taxable years that begin after December 31, 1999, and before January 1, 2003, "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, 1999, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357. 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, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1338. 71.22 (4m) (n) of the statutes is amended to read:

71.22 **(4m)** (n) For taxable years that begin after December 31, 2002, and before January 1, 2004, "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, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L.

108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375. 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, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002, and before January 1, 2004, except that changes to the Internal Revenue Code made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, apply for Wisconsin purposes at the same time as for federal purposes.

Section 1339. 71.22 (4m) (o) of the statutes is created to read:

71.22 **(4m)** (o) For taxable years that begin after December 31, 2003, and before January 1, 2005, "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, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476. 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, 2003, do not apply to this paragraph with respect to taxable years beginning after December 31, 2003, and before January 1, 2005, except that changes to the Internal

Revenue Code made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1340. 71.22 (4m) (p) of the statutes is created to read:

71.22 **(4m)** (p) For taxable years that begin after December 31, 2004, "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, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476. 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, 2004, do not apply to this paragraph with respect to taxable years beginning after December 31, 2004.

SECTION 1341. 71.22 (6m) of the statutes is amended to read:

71.22 **(6m)** "Member" does not include a member of a limited liability company treated as a corporation under sub. ~~(1)~~ (1k).

SECTION 1342. 71.22 (7m) of the statutes is amended to read:

71.22 **(7m)** "Partner" does not include a partner of a publicly traded partnership treated as a corporation under sub. ~~(1)~~ (1k).

SECTION 1343. 71.22 (9g) of the statutes is created to read:

71.22 **(9g)** For purposes of s. 71.25 (9) (df) and (dh), "state" means a state of the United States, the District of Columbia, the commonwealth of Puerto Rico, or any territory or possession of the United States, unless the context requires that "state" means only the state of Wisconsin.

SECTION 1344v. 71.25 (9) (d) of the statutes is amended to read:

71.25 **(9)** (d) ~~Sales~~ Except as provided in pars. (df) and (dh), sales, other than sales of tangible personal property, are in this state if the income−producing activity is performed in this state. If the income−producing activity is performed both in and outside this state the sales shall be divided between those states having jurisdiction to tax such business in proportion to the direct costs of performance incurred in each such state in rendering this service. ~~Services performed in states which do not have jurisdiction to tax the business shall be deemed to have been performed in the state to which compensation is allocated by s. 71.25 (8), 2001 stats.~~

SECTION 1347. 71.25 (9) (df) of the statutes is created to read:

71.25 **(9)** (df) 1. Gross receipts from the use of computer software are in this state if the purchaser or licensee uses the computer software at a location in this state.

2. Computer software is used at a location in this state if the purchaser or licensee uses the computer software in the regular course of business operations in this state, for personal use in this state, or if the purchaser or licensee is an individual whose domicile is in this state. If the purchaser or licensee uses the computer software in more than one state, the gross receipts shall be divided among those states having jurisdiction to impose an income tax on the taxpayer in proportion to the use of the computer software in those states. To determine computer software use in this state, the department may consider the number of users in each state where the computer software is used, the number of site licenses or workstations in this state, and any other factors that reflect the use of computer software in this state.

3. If the taxpayer is not subject to income tax in the state in which the gross receipts are considered received under this paragraph, but the taxpayer's commercial domicile is in this state, 50 percent of those gross receipts shall be included in the numerator of the sales factor.

SECTION 1349. 71.25 (9) (dh) of the statutes is created to read:

71.25 **(9)** (dh) 1. Gross receipts from services are in this state if the purchaser of the service received the benefit of the service in this state.

2. The benefit of a service is received in this state if any of the following applies:

a. The service relates to real property that is located in this state.

b. The service relates to tangible personal property that is located in this state at the time that the service is received or tangible personal property that is delivered directly or indirectly to customers in this state.

c. The service is provided to an individual who is physically present in this state at the time that the service is received.

d. The service is provided to a person engaged in a trade or business in this state and relates to that person's business in this state.

3. If the purchaser of a service receives the benefit of a service in more than one state, the gross receipts from the performance of the service are included in the numerator of the sales factor according to the portion of the service received in this state.

4. If the taxpayer is not subject to income tax in the state in which the benefit of the service is received, the benefit of the service is received in this state to the extent that the taxpayer's employees or representatives performed services from a location in this state. Fifty percent of the taxpayer's receipts that are considered received in this state under this paragraph shall be included in the numerator of the sales factor.

Vetoed In Part

SECTION 1354L. 71.26 (1) (bn) of the statutes is created to read:

71.26 **(1)** (bn) *Health Insurance Risk−Sharing Plan.* Income of the organization administering the Health Insurance Risk−Sharing Plan under ch. 149.

Vetoed In Part

SECTION 1354m. 71.26 (2) (a) of the statutes is amended to read:

71.26 **(2)** (a) *Corporations in general.* The "net income" of a corporation means the gross income as computed under the Internal Revenue Code as modified under sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c) 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income under this paragraph at the time that the taxpayer first claimed the credit plus the amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3g), (3n), (3t), ~~and~~ (5b), and (5g) 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 (1) (g) plus the amount of losses from the sale or other disposition of assets the gain from which would be wholly exempt income, as defined in sub. (3) (L), if the assets were sold or otherwise disposed of at a gain and minus deductions, as computed under the Internal Revenue Code as modified under sub. (3), plus or minus, as appropriate, an amount equal to the difference between the federal basis and Wisconsin basis of any asset sold, exchanged, abandoned, or otherwise disposed of in a taxable transaction during the taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

Vetoed In Part

SECTION 1355. 71.26 (2) (b) 10. of the statutes is repealed.

SECTION 1356. 71.26 (2) (b) 11. of the statutes is repealed.

SECTION 1357. 71.26 (2) (b) 12. of the statutes is amended to read:

71.26 **(2)** (b) 12. For taxable years that begin after December 31, 1996, and before January 1, 1998, 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, 1996, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding

sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, "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, 1996, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188 and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1996, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1996, do not apply to this subdivision with respect to taxable years that begin after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121,

excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1358. 71.26 (2) (b) 13. of the statutes is amended to read:

71.26 **(2)** (b) 13. For taxable years that begin after December 31, 1997, and before January 1, 1999, 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, 1997, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, "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, 1997, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1997, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403

(a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1997, do not apply to this subdivision with respect to taxable years that begin after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121,P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1359. 71.26 (2) (b) 14. of the statutes is amended to read:

71.26 **(2)** (b) 14. For taxable years that begin after December 31, 1998, and before January 1, 2000, 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, 1998, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, "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, 1998, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201,

244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1998, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1998, do not apply to this subdivision with respect to taxable years that begin after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1360. 71.26 (2) (b) 15. of the statutes is amended to read:

71.26 **(2)** (b) 15. For taxable years that begin after December 31, 1999, and before January 1, 2003, 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, 1999, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, "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, 1999, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1999, 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, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 1999, do not apply to this subdivision with respect to taxable years that begin after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1361. 71.26 (2) (b) 16. of the statutes is amended to read:

71.26 **(2)** (b) 16. For taxable years that begin after December 31, 2002, and before January 1, 2004, 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, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, "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, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2002, do not apply to this subdivision with respect to taxable years that begin after December 31, 2002, and before January 1, 2004, except that changes to the Internal Revenue Code made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1362. 71.26 (2) (b) 17. of the statutes is created to read:

71.26 **(2)** (b) 17. For taxable years that begin after December 31, 2003, and before January 1, 2005, 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, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, "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, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2003, do not apply to this subdivision with respect to taxable years that begin after December 31, 2003, and before January 1, 2005, except that changes to the Internal Revenue Code made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1363. 71.26 (2) (b) 18. of the statutes is created to read:

71.26 **(2)** (b) 18. For taxable years that begin after December 31, 2004, 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, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, "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, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the Internal Revenue Code enacted after December 31, 2004, do not apply to this subdivision with respect to taxable years that begin after December 31, 2004.

SECTION 1365. 71.28 (1di) (b) 1. of the statutes is repealed.

SECTION 1366. 71.28 (1dL) (c) 1. of the statutes is repealed.

SECTION 1367. 71.28 (1dL) (c) 2. of the statutes is renumbered 71.28 (1dL) (c).

SECTION 1368. 71.28 (1dL) (d) of the statutes is amended to read:

71.28 **(1dL)** (d) Except as provided in par. (c) ~~2.~~, the carry−over provisions of sub. (4) (e) and (f) as they relate to the credit under that subsection relate to the credit under this subsection and apply as if the development zone continued to exist.

SECTION 1369. 71.28 (1dm) (hm) of the statutes is amended to read:

71.28 **(1dm)** (hm) ~~Credits claimed~~ A claimant may claim the credit under this subsection, including any credits carried over, ~~may be offset only~~ against the amount of the tax otherwise due under this subchapter ~~attributable to income from the business operations of the claimant in the development zone; except that a claimant in a development zone under s. 560.795 (1) (e) may offset credits, 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 1370. 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 ~~empowerment zone, or an enterprise community, that the U.S. government designates~~ 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~~ Works employment position, a person who is employed in a trial 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. by a designated local agency, as defined in sub. (1dj) (am) 2.

SECTION 1371. 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. 560.785, for any taxable year for which the person is

entitled under s. 560.795 (3) to claim tax benefits or certified under s. 560.765 (3), 560.797 (4) or 560.798 (3), any person may claim as a credit against the taxes ~~imposed on the person's income from the person's business activities in a development zone~~ otherwise due under this chapter the following amounts:

SECTION 1376. 71.28 (2m) (a) 1. b. of the statutes is amended to read:

71.28 **(2m)** (a) 1. b. For partnerships, except publicly traded partnerships treated as corporations under s. 71.22 ~~(1)~~ (1k), or limited liability companies, except limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k), "claimant" means each individual partner or member.

SECTION 1377. 71.28 (3n) (title) of the statutes is amended to read:

71.28 **(3n)** (title) DAIRY AND LIVESTOCK FARM INVESTMENT CREDIT.

SECTION 1381b. 71.28 (3n) (a) 2. (intro.) of the statutes is amended to read:

71.28 **(3n)** (a) 2. (intro.) "Dairy farm modernization or expansion" means the construction, the improvement, or the acquisition of buildings or facilities, or acquiring equipment, for dairy animal housing, confinement, animal feeding, milk production, or waste management, including the following, if used exclusively related to dairy animals and if acquired and placed in service in this state during taxable years that begin after December 31, 2003, and before January 1, 2010:

SECTION 1381c. 71.28 (3n) (a) 4. of the statutes is created to read:

71.28 **(3n)** (a) 4. "Livestock" means cattle, not including dairy animals; swine; poultry, including farm−raised pheasants, but not including other farm−raised game birds or ratites; fish that are raised in aquaculture facilities; sheep; and goats.

SECTION 1381d. 71.28 (3n) (a) 5. of the statutes is created to read:

71.28 **(3n)** (a) 5. "Livestock farm modernization or expansion" means the construction, the improvement, or the acquisition of buildings or facilities, or the acquisition of equipment, for livestock housing, confinement, feeding, or waste management, including the following, if used exclusively related to livestock and if acquired and placed in service in this state during taxable years that begin after December 31, 2005, and before January 1, 2012:

a. Birthing structures.
b. Rearing structures.
c. Feedlot structures.
d. Feed storage and handling equipment.
e. Fences.
f. Watering facilities.
g. Scales.
h. Manure pumping and storage facilities.
i. Digesters.
j. Equipment used to produce energy.
k. Fish hatchery buildings.
L. Fish processing buildings.
m. Fish rearing ponds.

SECTION 1381e. 71.28 (3n) (a) 6. of the statutes is created to read:

71.28 **(3n)** (a) 6. a. For taxable years that begin after December 31, 2003, and before January 1, 2006, "used exclusively," related to dairy animals, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

b. For taxable years that begin after December 31, 2005, and before January 1, 2010, "used exclusively," related to livestock, dairy animals, or both, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

c. For taxable years that begin after December 31, 2009, and before January 1, 2012, "used exclusively," related to livestock, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

SECTION 1382b. 71.28 (3n) (b) of the statutes is renumbered 71.28 (3n) (b) 1.

SECTION 1382c. 71.28 (3n) (b) 2. of the statutes is created to read:

71.28 **(3n)** (b) 2. Subject to the limitations provided in this subsection, for taxable years that begin after December 31, 2005, and before January 1, 2012, a claimant may claim as a credit against the tax imposed under s. 71.23 an amount equal to 10 percent of the amount the claimant paid in the taxable year for livestock farm modernization or expansion related to the operation of the claimant's livestock farm.

SECTION 1382d. 71.28 (3n) (e) of the statutes is renumbered 71.28 (3n) (e) 1. and amended to read:

71.28 **(3n)** (e) 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 expenses under par. (b), except that the aggregate amount of credits that the entity may compute shall not exceed $50,000. 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 interest.

SECTION 1382e. 71.28 (3n) (e) 2. of the statutes is created to read:

71.28 **(3n)** (e) 2. If 2 or more persons own and operate the dairy or livestock farm, each person may claim a credit under par. (b) in proportion to his or her ownership interest, except that the aggregate amount of the credits claimed by all persons who own and operate the farm shall not exceed $50,000.

SECTION 1383. 71.28 (4) (a) of the statutes is amended to read:

71.28 **(4)** (a) *Credit.* Any corporation may credit against taxes otherwise due under this chapter an amount equal to 5% 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 and except that "qualified research expenses" does not include compensation used in computing the credit under subs. (1dj) and (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. ~~and~~, (d), (df), and (dh). Section 41 (h) of the internal revenue code does not apply to the credit under this paragraph.

SECTION 1384. 71.28 (4) (am) 1. of the statutes is amended to read:

71.28 **(4)** (am) 1. In addition to the credit under par. (a), any corporation may credit against taxes otherwise due under this chapter an amount equal to 5% 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. VI of ch. 560, except that a taxpayer may elect the alternative computation under section 41 (c) (4) of the Internal Revenue Code and that election applies until the department permits its revocation and except that "qualified research expenses" do not include compensation used in computing the credit under sub. (1dj) nor research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), 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. ~~and~~, (d), (df), and (dh) and research expenses used in calculating the base amount include research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), in a development zone, if the claimant submits with the claimant's return a copy of the claimant's certification for tax benefits under s. 560.765 (3) and a statement from the department of commerce verifying the claimant's qualified research expenses for research conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to the credit under this 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 1385. 71.28 (4) (i) of the statutes is amended to read:

71.28 **(4)** (i) *Nonclaimants.* The credits under this subsection may not be claimed by a partnership, except a publicly traded partnership treated as a corporation under s. 71.22 ~~(1)~~ (1k), limited liability company, except a limited liability company treated as a corporation under s. 71.22 ~~(1)~~ (1k), or tax−option corporation or by partners, including partners of a publicly traded partnership, members of a limited liability company or shareholders of a tax−option corporation.

SECTION 1385h. 71.28 (5g) of the statutes is created to read: **Vetoed In Part**

71.28 **(5g)** HEALTH INSURANCE RISK−SHARING PLAN ASSESSMENTS CREDIT. (a) *Definitions.* In this subsection, "claimant" means an insurer, as defined in s. 149.10 (5), who files a claim under this subsection.

(b) *Filing claims.* Subject to the limitations provided under this subsection, for taxable years beginning after December 31, 2005, a claimant may claim as a credit against the taxes imposed under s. 71.23 an amount that is equal to a percentage of the amount of assessment under s. 149.13 that the claimant paid in the taxable year, as determined under par. (c) 1.

(c) *Limitations.* 1. The department of revenue, in consultation with the office of the commissioner of insurance, shall determine the percentage under par. (b) for each claimant for each taxable year so that the cost of the credit under this subsection and ss. 71.07 (5g), 71.47 (5g), and 76.655 is as close as practicable to $2,000,000 in the 2006−07 fiscal year and $5,000,000 in each fiscal year thereafter.

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 payment of amounts described under par. (b). A partnership, limited liability company, or tax−option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax−option corporations may claim the credit in proportion to their ownership interests.

(d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under sub. (4), applies to the credit under this subsection.

SECTION 1385p. 71.30 (3) (dm) of the statutes is created to read:

71.30 **(3)** (dm) Health insurance risk−sharing plan assessments credit under s. 71.28 (5g).

SECTION 1386. 71.30 (11) of the statutes is created to read:

71.30 **(11)** VETERANS TRUST FUND. (a) *Definitions.* In this subsection, "veterans trust fund" means the fund under s. 25.36.

(b) *Voluntary payments.* 1. 'Designation on return.' A corporation filing an income or franchise tax return may designate on the return any amount of additional payment or any amount of a refund that is due the corporation as a donation to the veterans trust fund to be used for veterans programs under s. 25.36 (1).

2. 'Designation added to tax owed.' If the corporation owes any tax, the corporation shall remit in full the tax due and the amount designated on the return as a donation to the veterans trust fund when the corporation files a tax return.

3. 'Designation deducted from refund.' Except as provided under par. (d), and subject to ss. 71.75 (9) and 71.80 (3), if the corporation is owed a refund, the department shall deduct the amount designated on the return as a donation to the veterans trust fund from the amount of the refund.

(c) *Errors; failure to remit correct amount.* 1. 'Reduced designation.' If a corporation remits an amount that exceeds the tax due, after error corrections, but that is less than the total of the tax due, after error corrections, and the amount designated by the corporation on the return as a donation to the veterans trust fund, the department shall reduce the designation to reflect the amount remitted that exceeds the tax due, after error corrections.

2. 'Void designation.' The designation for a donation to the veterans trust fund is void if the corporation remits an amount equal to or less than the tax due, after error corrections.

(d) *Errors; insufficient refund.* If a corporation is owed a refund that is less than the amount designated on the return as a donation to the veterans trust fund, after attachment and crediting under ss. 71.75 (9) and 71.80 (3) and after error corrections, the department shall reduce the designation to reflect the actual amount of the refund the corporation is otherwise owed.

(e) *Conditions.* If a corporation places any conditions on a designation for a donation to the veterans trust fund, the designation is void.

(f) *Void designation.* If a designation for a donation to the veterans trust fund is void, the department shall disregard the designation and determine the amounts due, owed, refunded, and received.

(g) *Tax return.* The secretary of revenue shall provide a place for the designations under this subsection on the corporate income and franchise tax returns and the secretary shall highlight that place on the returns by a symbol chosen by the department of veterans affairs that relates to veterans.

(h) *Certification of amounts.* Annually, on or before September 15, the secretary of revenue shall certify to the department of veterans affairs and the department of administration:

1. The total amount of the administrative costs, including data processing costs, incurred by the department of revenue in administering this subsection during the previous fiscal year.

2. The total amount received from all designations to the veterans trust fund under this subsection made by corporations during the previous fiscal year.

3. The net amount remaining after the administrative costs under subd. 1. are subtracted from the total received under subd. 2.

(i) *Appropriations.* From the moneys received from designations to the veterans trust fund under this subsection, an amount equal to the sum of administrative expenses certified under par. (h) 1. shall be deposited into the general fund and credited to the appropriation under s. 20.566 (1) (hp), and the net amount remaining certified under par. (h) 3. shall be deposited into the veterans trust fund and used for the veterans programs under s. 25.36 (1).

(j) *Refunds.* An amount designated as a donation to the veterans trust fund under this subsection is not subject to refund to a corporation that designates the donation unless the corporation submits information to the satisfaction of the department within 18 months from the date that taxes are due from the corporation or from the date that the corporation filed the return, whichever is later, that the amount designated is clearly in error. A refund granted by the department under this paragraph shall be deducted from the moneys received under this subsection in the fiscal year that the refund is certified under 71.75 (7).

SECTION 1386m. 71.34 (1) (g) of the statutes is amended to read: **Vetoed In Part**

71.34 **(1)** (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), (3), (3g), (3n), (3t), ~~and~~ (5b), and (5g) and passed through to shareholders.

SECTION 1387. 71.34 (1g) (j) of the statutes is repealed.

SECTION 1388. 71.34 (1g) (k) of the statutes is repealed.

SECTION 1389. 71.34 (1g) (L) of the statutes is amended to read:

71.34 **(1g)** (L) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 1996, and before January 1, 1998, means the federal Internal Revenue Code as amended to December 31, 1996, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−33, P.L. 105−34,

P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1390. 71.34 (1g) (m) of the statutes is amended to read:

71.34 **(1g)** (m) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 1997, and before January 1, 1999, means the federal Internal Revenue Code as amended to December 31, 1997, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. ~~and~~ 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1997, do not apply to this paragraph with

respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1391. 71.34 (1g) (n) of the statutes is amended to read:

71.34 **(1g)** (n) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 1998, and before January 1, 2000, means the federal Internal Revenue Code as amended to December 31, 1998, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1392. 71.34 (1g) (o) of the statutes is amended to read:

71.34 **(1g)** (o) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 1999, and before January 1, 2003, means the federal Internal Revenue Code as amended to December 31, 1999, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1393. 71.34 (1g) (p) of the statutes is amended to read:

71.34 **(1g)** (p) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 2002, and before January 1, 2004, means the federal Internal Revenue Code as amended to December 31, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002, and before January 1, 2004, except that changes to the Internal Revenue Code made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1394. 71.34 (1g) (q) of the statutes is created to read:

71.34 **(1g)** (q) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 2003, and before January 1, 2005, means the federal Internal Revenue Code as amended to December 31, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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, 2003, do not apply to this paragraph with respect to taxable years beginning after December 31, 2003, and before January 1, 2005, except that changes to the Internal Revenue Code made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1395. 71.34 (1g) (r) of the statutes is created to read:

71.34 **(1g)** (r) "Internal Revenue Code" for tax−option corporations, for taxable years that begin after December 31, 2004, means the federal Internal Revenue Code as amended to December 31, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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, 2004, do not apply to this paragraph with respect to taxable years beginning after December 31, 2004.

SECTION 1396. 71.42 (2) (i) of the statutes is repealed.

SECTION 1397. 71.42 (2) (j) of the statutes is repealed.

SECTION 1398. 71.42 (2) (k) of the statutes is amended to read:

71.42 **(2)** (k) For taxable years that begin after December 31, 1996, and before January 1, 1998, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1996, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1996, do not apply to this paragraph with respect to taxable years beginning after December 31, 1996, and before January 1, 1998, except that changes to the Internal Revenue Code made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−33, P.L. 105−34, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1399. 71.42 (2) (L) of the statutes is amended to read:

71.42 **(2)** (L) For taxable years that begin after December 31, 1997, and before January 1, 1999, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1997, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1997, do not apply to this paragraph with respect to taxable years beginning after December 31, 1997, and before January 1, 1999, except that changes to the Internal Revenue Code made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 105−178, P.L. 105−206, P.L. 105−277, P.L. 106−36, P.L. 106−170, P.L. 106−554, excluding sections 162 and 165 of P.L. 106−554, P.L. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, ~~and~~ P.L. 107−181, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1400. 71.42 (2) (m) of the statutes is amended to read:

71.42 **(2)** (m) For taxable years that begin after December 31, 1998, and before January 1, 2000, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1998, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1998, do not apply to this paragraph with respect to taxable years beginning after December 31, 1998, and before January 1, 2000, except that changes to the Internal Revenue Code made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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. 107−16, excluding section 431 of P.L. 107−16, P.L. 107−134, P.L. 107−147, excluding sections 101 and 406 of P.L. 107−147, P.L. 107−181, ~~and~~ P.L. 107−276, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1401. 71.42 (2) (n) of the statutes is amended to read:

71.42 **(2)** (n) For taxable years that begin after December 31, 1999, and before January 1, 2003, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 1999, 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 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104−188, and as amended by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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, 1999, do not apply to this paragraph with respect to taxable years beginning after December 31, 1999, and before January 1, 2003, except that changes to the Internal Revenue Code made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and changes that indirectly affect the provisions applicable to this subchapter made by 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 406 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1402. 71.42 (2) (o) of the statutes is amended to read:

71.42 **(2)** (o) For taxable years that begin after December 31, 2002, and before January 1, 2004, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2002, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, and section 101 of P.L. 107−147, and as amended by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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 section 101 of P.L. 107−147, P.L. 107−181, P.L. 107−210, P.L. 107−276, ~~and~~ P.L. 107−358, P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, 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, 2002, do not apply to this paragraph with respect to taxable years beginning after December 31, 2002, and before January 1, 2004, except that changes to the Internal Revenue Code made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−27, excluding sections 106, 201, and 202 of P.L. 108−27, P.L. 108−121, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, and P.L. 108−375, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1403. 71.42 (2) (p) of the statutes is created to read:

71.42 **(2)** (p) For taxable years that begin after December 31, 2003, and before January 1, 2005, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2003, 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, P.L. 106−519, sections 162 and 165 of P.L. 106−554, P.L. 106−573, section 431 of P.L. 107−16, section 101 of P.L. 107−147, sections 106, 201, and 202 of P.L. 108−27, section 109 of P.L. 108−121, and section 1201 of P.L. 108−173, and as amended by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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 section 101 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, excluding section 109 of 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, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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, 2003, do not apply to this paragraph with respect to taxable years beginning after December 31, 2003, and before January

1, 2005, except that changes to the Internal Revenue Code made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 108−203, P.L. 108−218, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1404. 71.42 (2) (q) of the statutes is created to read:

71.42 **(2)** (q) For taxable years that begin after December 31, 2004, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2004, 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, section 101 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, 401, and 403 (a) of P.L. 108−311, and sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, 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 section 101 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, 401, and 403 (a) of P.L. 108−311, P.L. 108−357, excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, P.L. 108−375, and P.L. 108−476, 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, 2004, do not apply to this paragraph with respect to taxable years beginning after December 31, 2004.

SECTION 1405. 71.42 (3d) of the statutes is amended to read:

71.42 **(3d)** "Member" does not include a member of a limited liability company treated as a corporation under s. 71.22 ~~(1)~~ (1k).

SECTION 1406. 71.42 (3h) of the statutes is amended to read:

71.42 **(3h)** "Partner" does not include a partner of a publicly traded partnership treated as a corporation under s. 71.22 ~~(1)~~ (1k).

SECTION 1406f. 71.45 (1m) of the statutes is created to read: **Vetoed In Part**

71.45 **(1m)** HEALTH INSURANCE RISK-SHARING PLAN. The income of the organization administering the Health Insurance Risk−Sharing Plan under ch. 149 is exempt from taxation under this subchapter.

SECTION 1406m. 71.45 (2) (a) 10. of the statutes is amended to read: **Vetoed In Part**

71.45 **(2)** (a) 10. By adding to federal taxable income the amount of credit computed under s. 71.47 (1dd) to (1dx), (3n), ~~and~~ (5b), and (5g) 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 (1) (g) and the amount of credit computed under s. 71.47 (1), (3), (3t), (4), and (5).

SECTION 1408. 71.47 (1di) (b) 1. of the statutes is repealed.

SECTION 1409. 71.47 (1dL) (c) 1. of the statutes is repealed.

SECTION 1410. 71.47 (1dL) (c) 2. of the statutes is renumbered 71.47 (1dL) (c).

SECTION 1411. 71.47 (1dL) (d) of the statutes is amended to read:

71.47 **(1dL)** (d) Except as provided in par. (c) ~~2.~~, the carry−over provisions of sub. (4) (e) and (f) as they relate to the credit under that subsection relate to the credit under this subsection and apply as if the development zone continued to exist.

SECTION 1412. 71.47 (1dm) (hm) of the statutes is amended to read:

71.47 **(1dm)** (hm) ~~Credits claimed~~ A claimant may claim the credit under this subsection, including any credits carried over, ~~may be offset only~~ against the amount of the tax otherwise due under this subchapter ~~attributable to income from the business operations of the claimant in the development zone; except that a claimant in a development zone under s. 560.795 (1) (e) may offset credits, 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 1413. 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 ~~empowerment zone, or an enterprise community, that the U.S. government designates~~ 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~~ Works employment position, a person who is employed in a trial 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. by a designated local agency, as defined in sub. (1dj) (am) 2.

SECTION 1414. 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

71.47 **(1dx)** (b) *Credit.* (intro.) Except ~~or~~ as provided in pars. (be) and (bg) and in s. 73.03 (35), and subject to s. 560.785, for any taxable year for which the person is entitled under s. 560.795 (3) to claim tax benefits or certified under s. 560.765 (3), 560.797 (4) or 560.798 (3), any person may claim as a credit against the taxes ~~imposed on the person's income from the person's business activities in a development zone~~ otherwise due under this chapter the following amounts:

SECTION 1419. 71.47 (2m) (a) 1. b. of the statutes is amended to read:

71.47 **(2m)** (a) 1. b. For partnerships, except publicly traded partnerships treated as corporations under s. 71.22 ~~(1)~~ (1k), or limited liability companies, except limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k), "claimant" means each individual partner or member.

SECTION 1420. 71.47 (3n) (title) of the statutes is amended to read:

71.47 **(3n)** (title) DAIRY AND LIVESTOCK FARM INVESTMENT CREDIT.

SECTION 1424b. 71.47 (3n) (a) 2. (intro.) of the statutes is amended to read:

71.47 **(3n)** (a) 2. (intro.) "Dairy farm modernization or expansion" means the construction, the improvement, or the acquisition of buildings or facilities, or the acquisition of equipment, for dairy animal housing, confinement, animal feeding, milk production, or waste management, including the following, if used exclusively related to dairy animals and if acquired and placed in service in this state during taxable years that begin after December 31, 2003, and before January 1, 2010:

SECTION 1424c. 71.47 (3n) (a) 4. of the statutes is created to read:

71.47 **(3n)** (a) 4. "Livestock" means cattle, not including dairy animals; swine; poultry, including farm−raised pheasants, but not including other farm−raised game birds or ratites; fish that are raised in aquaculture facilities; sheep; and goats.

SECTION 1424d. 71.47 (3n) (a) 5. of the statutes is created to read:

71.47 **(3n)** (a) 5. "Livestock farm modernization or expansion" means the construction, the improvement, or the acquisition of buildings or facilities, or the acquisition of equipment, for livestock housing, confinement, feeding, or waste management, including the following, if used exclusively related to livestock and if acquired and placed in service in this state during taxable years that begin after December 31, 2005, and before January 1, 2012:

a. Birthing structures.
b. Rearing structures.
c. Feedlot structures.
d. Feed storage and handling equipment.
e. Fences.
f. Watering facilities.
g. Scales.
h. Manure pumping and storage facilities.
i. Digesters.
j. Equipment used to produce energy.
k. Fish hatchery buildings.
L. Fish processing buildings.
m. Fish rearing ponds.

SECTION 1424e. 71.47 (3n) (a) 6. of the statutes is created to read:

71.47 **(3n)** (a) 6. a. For taxable years that begin after December 31, 2003, and before January 1, 2006, "used exclusively," related to dairy animals, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

b. For taxable years that begin after December 31, 2005, and before January 1, 2010, "used exclusively," related to livestock, dairy animals, or both, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

c. For taxable years that begin after December 31, 2009, and before January 1, 2012, "used exclusively," related to livestock, means used to the exclusion of all other uses except for use not exceeding 5 percent of total use.

SECTION 1425b. 71.47 (3n) (b) of the statutes is renumbered 71.47 (3n) (b) 1.

SECTION 1425c. 71.47 (3n) (b) 2. of the statutes is created to read:

71.47 **(3n)** (b) 2. Subject to the limitations provided in this subsection, for taxable years that begin after

December 31, 2005, and before January 1, 2012, a claimant may claim as a credit against the tax imposed under s. 71.43 an amount equal to 10 percent of the amount the claimant paid in the taxable year for livestock farm modernization or expansion related to the operation of the claimant's livestock farm.

SECTION 1425d. 71.47 (3n) (e) of the statutes is renumbered 71.47 (3n) (e) 1. and amended to read:

71.47 **(3n)** (e) 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 expenses under par. (b), except that the aggregate amount of credits that the entity may compute shall not exceed $50,000. 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 interest.

SECTION 1425e. 71.47 (3n) (e) 2. of the statutes is created to read:

71.47 **(3n)** (e) 2. If 2 or more persons own and operate the dairy or livestock farm, each person may claim a credit under par. (b) in proportion to his or her ownership interest, except that the aggregate amount of the credits claimed by all persons who own and operate the farm shall not exceed $50,000.

SECTION 1426. 71.47 (4) (a) of the statutes is amended to read:

71.47 **(4)** (a) *Credit.* Any corporation may credit against taxes otherwise due under this chapter an amount equal to 5% 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 and except that "qualified research expenses" does not include compensation used in computing the credit under subs. (1dj) and (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. ~~and~~, (d), (df), and (dh). Section 41 (h) of the internal revenue code does not apply to the credit under this paragraph.

SECTION 1427. 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. (a), any corporation may credit against taxes otherwise due under this chapter an amount equal to 5% 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. VI of ch. 560, except that a taxpayer may elect the alternative computation under section 41 (c) (4) of the Internal Revenue Code and that election applies until the department permits its revocation and except that "qualified research expenses" do not include compensation used in computing the credit under sub. (1dj) nor research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), 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. ~~and~~, (d), (df), and (dh) and research expenses used in calculating the base amount include research expenses incurred before the claimant is certified for tax benefits under s. 560.765 (3), in a development zone, if the claimant submits with the claimant's return a copy of the claimant's certification for tax benefits under s. 560.765 (3) and a statement from the department of commerce verifying the claimant's qualified research expenses for research conducted exclusively in a development zone. The rules under s. 73.03 (35) apply to the credit under this paragraph. The rules under sub. (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 1428. 71.47 (4) (i) of the statutes is amended to read:

71.47 **(4)** (i) *Nonclaimants.* The credits under this subsection may not be claimed by a partnership, except a publicly traded partnership treated as a corporation under s. 71.22 ~~(1)~~ (1k), limited liability company, except a limited liability company treated as a corporation under s. 71.22 ~~(1)~~ (1k), or tax−option corporation or by partners, including partners of a publicly traded partnership, members of a limited liability company or shareholders of a tax−option corporation.

SECTION 1428k. 71.47 (5g) of the statutes is created to read: **Vetoed In Part**

71.47 **(5g)** HEALTH INSURANCE RISK−SHARING PLAN ASSESSMENTS CREDIT. (a) *Definitions.* In this subsection, "claimant" means an insurer, as defined in s. 149.10 (5), who files a claim under this subsection.

(b) *Filing claims.* Subject to the limitations provided under this subsection, for taxable years beginning after

Vetoed In Part

December 31, 2005, a claimant may claim as a credit against the taxes imposed under s. 71.43 an amount that is equal to a percentage of the amount of assessment under s. 149.13 that the claimant paid in the taxable year, as determined under par. (c) 1.

Vetoed In Part

(c) *Limitations.* 1. The department of revenue, in consultation with the office of the commissioner of insurance, shall determine the percentage under par. (b) for each claimant for each taxable year so that the cost of the credit under this subsection and ss. 71.07 (5g), 71.28 (5g), and 76.655 is as close as practicable to $2,000,000 in the 2006–07 fiscal year and $5,000,000 in each fiscal year thereafter.

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 payment of amounts described under par. (b). A partnership, limited liability company, or tax–option corporation shall compute the amount of credit that each of its partners, members, or shareholders may claim and shall provide that information to each of them. Partners, members of limited liability companies, and shareholders of tax–option corporations may claim the credit in proportion to their ownership interests.

(d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under s. 71.28 (4), applies to the credit under this subsection.

SECTION 1428p. 71.49 (1) (dm) of the statutes is created to read:

71.49 **(1)** (dm) Health insurance risk–sharing plan assessments credit under s. 71.47 (5g).

SECTION 1429. 71.58 (1) (c) of the statutes is amended to read:

71.58 **(1)** (c) For partnerships except publicly traded partnerships treated as corporations under s. 71.22 ~~(1)~~ (1k), "claimant" means each individual partner.

SECTION 1430. 71.58 (1) (cm) of the statutes is amended to read:

71.58 **(1)** (cm) For limited liability companies, except limited liability companies treated as corporations under s. 71.22 ~~(1)~~ (1k), "claimant" means each individual member.

Vetoed In Part

SECTION 1430m. 71.67 (5) (a) of the statutes is amended to read:

71.67 **(5)** (a) *Wager winnings.* A person holding a license to sponsor and manage races under s. 562.05 (1) (b), (bm), or (c) shall withhold from the amount of any payment of pari–mutuel winnings under s. 562.065 (3) (a) or (3m) (a) an amount determined by multiplying the amount of the payment by the highest rate applicable to individuals under s. 71.06 (1) (a) to (c), (1m), (1n) or (1p) if the amount of the payment is more than $1,000.

SECTION 1430o. 71.67 (5) (b) of the statutes is amended to read:

Vetoed In Part

71.67 **(5)** (b) *Deposits.* The licensee under s. 562.05 (1) (b), (bm), or (c) shall deposit the amounts withheld under this subsection as would an employer depositing under s. 71.65 (3).

SECTION 1431. 71.775 of the statutes is created to read:

71.775 Withholding from nonresident members of pass–through entities. (1) DEFINITIONS. In this section:

(a) "Nonresident" includes an individual who is not domiciled in this state; a partnership, limited liability company, or corporation whose commercial domicile is outside the state; and an estate or a trust that is a nonresident under s. 71.14 (1) to (3m).

(b) "Pass–through entity" means a partnership, a limited liability company, a tax–option corporation, an estate, or a trust that is treated as a pass–through entity for federal income tax purposes.

(2) WITHHOLDING TAX IMPOSED. (a) For the privilege of doing business in this state or deriving income from property located in this state, a pass–through entity that has Wisconsin income for the taxable year that is allocable to a nonresident partner, member, shareholder, or beneficiary shall pay a withholding tax. The amount of the tax imposed under this subsection to be withheld from the income distributable to each nonresident partner, member, shareholder, or beneficiary is equal to the nonresident partner's, member's, shareholder's, or beneficiary's share of income attributable to this state, multiplied by the following:

Vetoed In Part

1. For an individual, an estate, or a trust that is a pass–through entity, the highest tax rate for a single individual for the taxable year under s. 71.06.

Vetoed In Part

2. For a partnership, a limited liability company, or a tax–option corporation that is a pass–through entity, the highest tax rate for the taxable year under s. 71.27.

(b) A pass–through entity that is also a member of another pass–through entity is subject to withholding under this subsection and shall pay the tax based on the share of income that is distributable to each of the entity's nonresident partners, members, shareholders, or beneficiaries.

(3) EXEMPTIONS. (a) A nonresident partner's, member's, shareholder's, or beneficiary's share of income from the pass–through entity that is attributable to this state shall not be included in determining the withholding under sub. (2) if any of the following applies:

1. The partner, member, shareholder, or beneficiary is exempt from taxation under this chapter. For purposes of this subdivision, the pass–through entity may rely on a written statement from the partner, member, shareholder, or beneficiary claiming to be exempt from taxation under this chapter, if the pass–through entity attaches a copy of the statement to its return for the taxable year and if the statement specifies the name, address, federal

employer identification number, and reason for claiming an exemption for each partner, member, shareholder, or beneficiary claiming to be exempt from taxation under this chapter.

2. The partner, member, shareholder, or beneficiary has no Wisconsin income other than his or her share of income from the pass−through entity that is attributable to this state and his or her share of such income is less than $1,000.

(b) A pass−through entity that is a joint venture is not subject to the withholding under sub. (2), if the pass−through entity has elected not to be treated as a partnership under section 761 of the Internal Revenue Code.

(cm) A pass−through entity that is a publicly traded partnership, as defined under section 7704 (b) of the Internal Revenue Code, that is treated as a partnership under the Internal Revenue Code is not subject to the withholding under sub. (2), if the entity files with the department an information return that reports the name, address, taxpayer identification number, and any other information requested by the department for each unit holder with an income in this state from the entity in excess of $500.

(4) ADMINISTRATION. (a) Each pass−through entity that is subject to the withholding under sub. (2) shall pay the amount of the tax withheld to the department no later than:

1. For tax−option corporations, the 15th day of the 3rd month following the close of the taxable year.

2. For partnerships, limited liability companies, estates, and trusts, the 15th day of the 4th month following the close of the taxable year.

(b) 1. If the pass−through entity has an extension of time to file its return, the tax withheld under sub. (2) is due on the unextended due date of the entity's return as provided under s. 71.13 (1), 71.20 (1), or 71.24 (1).

2. A pass−through entity that pays the tax withheld under sub. (2) as provided under subd. 1. is not subject to an underpayment of estimated tax under s. 71.09 or 71.29, if 90 percent of the tax that is due for the current taxable year is paid by the unextended due date or if 100 percent of the tax that is due for the taxable year immediately preceding the current taxable year is paid by the unextended due date and the taxable year immediately preceding the current taxable year was a 12−month period. Interest at the rate 12 percent shall be imposed on the unpaid amount of the tax withheld under sub. (2) during any extension period and interest at the rate of 18 percent shall be imposed on the unpaid amount of the tax withheld under sub. (2) for the period beginning with the extended due date and ending with the date that the unpaid amount is paid in full.

(c) On or before the due date, including extensions, of the entity's return, a pass−through entity that withholds tax under sub. (2) shall annually notify each of its nonresident partners, members, shareholders, or beneficiaries of the amount of the tax withheld under sub. (2) that the pass−through entity paid on the nonresident partner's, member's, shareholder's, or beneficiary's behalf. The pass−through entity shall provide a copy of the notice to the department with the return that it files for the taxable year.

(d) A nonresident partner, member, shareholder, or beneficiary of a pass−through entity may claim a credit, as prescribed by the department, on his or her Wisconsin income or franchise tax return for the amount withheld under sub. (2) on his or her behalf. For purposes of this paragraph, the amount withheld under sub. (2) is considered to be paid on the last day of the pass−through entity's taxable year for which the tax is paid.

(e) Any tax withheld under this section shall be held in trust for this state, and a pass−through entity subject to withholding under this section shall be liable to the department for the payment of the tax withheld. No partner, member, shareholder, or beneficiary of a pass−through entity shall have any right of action against the pass−through entity with respect to any amount withheld and paid in compliance with this section.

(f) If a pass−through entity subject to withholding under this section fails to withhold tax as required by this section, the pass−through entity shall be liable for any tax, interest, and penalties. If a nonresident partner, member, shareholder, or beneficiary of the pass−through entity files a return and pays the tax due, the pass−through entity shall not be liable for the tax, but shall be liable for any interest and penalties otherwise applicable for failure to withhold, as provided under ss. 71.82 (2) (d) and 71.83.

SECTION 1431s. 71.78 (2) of the statutes is amended to read:

71.78 **(2)** DISCLOSURE OF NET TAX. The department shall make available upon suitable forms prepared by the department information setting forth the net Wisconsin income tax, Wisconsin franchise tax or Wisconsin gift tax reported as paid or payable in the returns filed by any individual or corporation, and any amount of delinquent taxes owed, as described in s. 73.03 (62), by any such individual or corporation, for any individual year upon request. Before the request is granted, the person desiring to obtain the information shall prove his or her identity and shall be required to sign a statement setting forth the person's address and reason for making the request and indicating that the person understands the provisions of this section with respect to the divulgement, publication or dissemination of information obtained from returns as provided in sub. (1). The use of a fictitious name is a violation of this section. Within 24 hours after any information from any such tax return has been so obtained, the department shall mail to the person from whose return the information has been obtained a notification which shall give the name and address of the person obtaining the information and the reason assigned for requesting the information. The department shall collect

from the person requesting the information a fee of $4 for each return.

SECTION 1432c. 71.78 (4) (r) of the statutes is created to read:

71.78 **(4)** (r) The secretary of revenue and employees of that department for the purpose of preparing and maintaining the list of persons with unpaid tax obligations as described in s. 73.03 (62) so that the list of such persons is available for public inspection.

Vetoed In Part

SECTION 1432m. 71.83 (1) (ce) of the statutes is created to read:

71.83 **(1)** (ce) *Health savings accounts.* Any person who is liable for a penalty for federal income tax purposes under section 223 (f) (4) of the Internal Revenue Code is liable for a penalty equal to 33 percent of that penalty. The department of revenue shall assess, levy, and collect the penalty under this paragraph as it assesses, levies, and collects taxes under this chapter.

SECTION 1434. 71.93 (1) (a) 1. of the statutes is amended to read:

71.93 **(1)** (a) 1. An amount owed to a state agency ~~that~~, if the amount has been reduced to a judgment or if the state agency has provided the debtor reasonable notice and an opportunity to be heard with regards to the amount owed.

SECTION 1435. 71.93 (1) (a) 3. of the statutes is amended to read:

71.93 **(1)** (a) 3. An amount that the department of health and family services may recover under s. 49.45 (2) (a) 10. ~~or~~, 49.497, 49.793, or 49.847, if the department of health and family services has certified the amount under s. 49.85.

SECTION 1436. 71.93 (1) (a) 4. of the statutes is amended to read:

71.93 **(1)** (a) 4. An amount that the department of workforce development may recover under s. 49.161~~,~~ or 49.195 (3)~~, or 49.793,~~ or ~~may~~ collect under s. 49.147 (6) (cm), if the department of workforce development has certified the amount under s. 49.85.

SECTION 1437. 71.93 (1) (cm) of the statutes is created to read:

71.93 **(1)** (cm) "Disbursement" means any payment to a person who provides goods and services to the state under subch. IV or V of ch. 16 or under ch. 84.

SECTION 1438. 71.93 (2) of the statutes is amended to read:

71.93 **(2)** CERTIFICATION. A state agency may certify to the department ~~for setoff~~ any properly identified debt exceeding $20 so that the department may set off the amount of the debt against a refund to the debtor or so that the department of administration may reduce a disbursement to the debtor by the amount of the debt. At least 30 days prior to certification each debtor shall be sent a notice by the state agency of its intent to certify the debt to the department for setoff or reduction and of the debtor's right of appeal. At the time of certification, the certifying state agency shall furnish the social security number of individual debtors and the federal employer identification number of other debtors.

SECTION 1439. 71.93 (3) of the statutes is renumbered 71.93 (3) (a) and amended to read:

71.93 **(3)** (a) ADMINISTRATION. In administering this section the department shall first check with the state agency certifying the debt to determine whether the debt has been collected by other means. If the debt remains uncollected the department of revenue shall setoff any debt or other amount owed to the department, regardless of the origin of the debt or of the amount, its nature or its date. If after the setoff there remains a refund in excess of $10, the department shall set off the remaining refund against certified debts of other state agencies. If more than one certified debt exists for any debtor, the refund shall be first set off against the earliest debt certified, except that no child support or spousal support obligation submitted by an agency of another state may be set off until all debts owed to and certified by state agencies of this state have been set off. When all debts have been satisfied, any remaining refund shall be refunded to the debtor by the department. Any legal action contesting a setoff under this paragraph shall be brought against the state agency that certified the debt under sub. (2).

SECTION 1440. 71.93 (3) (b) of the statutes is created to read:

71.93 **(3)** (b) The department shall provide the information obtained under sub. (2) to the department of administration. Before reducing any disbursement as provided under this paragraph, the department of administration shall contact the department to verify whether a certified debt that is the basis of the reduction has been collected by other means. If the certified debt remains uncollected, the department of administration shall reduce the disbursement by the amount of the debtor's certified debt under sub. (2), notify the department of such reduction and disbursement, and remit the amount of the reduction to the department in the manner prescribed by the department. If more than one certified debt exists for any debtor, the disbursement shall be reduced first by any debts certified under s. 73.12 then by the earliest debt certified. Any legal action contesting a reduction under this paragraph shall be brought against the state agency that certified the debt under sub. (2).

SECTION 1441. 71.93 (4) of the statutes is amended to read:

71.93 **(4)** SETTLEMENT. Within 30 days after the close of each calendar quarter, the department shall settle with each state agency that has certified a debt. Each settlement shall note the opening balance of debts certified, any additions or deletions, reductions or amounts set off, and the ending balance at the close of the settlement period.

SECTION 1442. 71.93 (5) of the statutes is amended to read:

71.93 **(5)** STATE AGENCY CHARGED FOR COSTS. At the time of each settlement, each state agency shall be charged for administration expenses, and the amounts charged shall be credited to the department's appropriation under s. 20.566 (1) (h). Annually on or before November 1, the department shall review its costs incurred during the previous fiscal year in administering state agency setoffs and reductions and shall adjust its subsequent charges to each state agency to reflect that experience.

SECTION 1443. 71.93 (6) of the statutes is amended to read:

71.93 **(6)** WRITTEN AGREEMENT AND AUTHORITY OF DEPARTMENT. Any state agency wishing to certify debts to the department shall enter into a written agreement with the department prior to any certification of debt. Any certification of debts by a state agency or changes to certified debts shall be in a manner and form prescribed by the department. The secretary of revenue shall be the final authority in the resolution of any interagency disputes in regard to certification of debts. If a refund or disbursement is adjusted after a setoff or reduction, the department may readjust any erroneous settlement with a certifying state agency.

SECTION 1444. 71.93 (7) of the statutes is amended to read:

71.93 **(7)** EXCHANGE OF INFORMATION. Information relative to changes to any debt certified shall be exchanged promptly by each agency ~~and the department setoff~~. Setoff of refunds and reduction of disbursements against debts certified by agencies, and any ~~reports~~ report of the setoff or reduction to ~~certifying~~ state agencies, is not a violation of ss. 71.78, 72.06, 77.61 (5), 78.80 (3), and 139.38 (6).

SECTION 1445. 71.935 (1) (cm) of the statutes is created to read:

71.935 **(1)** (cm) "Disbursement" means any payment to a person who provides goods and services to the state under subch. IV or V of ch. 16 or under ch. 84.

SECTION 1446. 71.935 (2) of the statutes is amended to read:

71.935 **(2)** A municipality or county may certify to the department any debt owed to it. Not later than 5 days after certification, the municipality or county shall notify the debtor in writing of its certification of the debt to the department, of the basis of the certification and of the debtor's right to appeal and, in the case of parking citations, of the debtor's right to contest the citation. At the time of certification, the municipality or county shall furnish to the department the name and social security number or operator's license number of each individual debtor and the name and federal employer identification number of each other debtor.

SECTION 1447. 71.935 (3) of the statutes is renumbered 71.935 (3) (a) and amended to read:

71.935 **(3)** (a) If the debt remains uncollected and, in the case of a parking citation, if the debtor has not contested the citation within 20 days after the notice under sub. (2), the department shall set off the debt against any refund that is owed to the debtor after the setoff under s. 71.93. Any legal action contesting a setoff shall be brought against the municipality or county that certified the debt under sub. (2).

SECTION 1448. 71.935 (3) (b) of the statutes is created to read:

71.935 **(3)** (b) The department shall provide the information obtained under sub. (2) to the department of administration. Before reducing any disbursement as provided under this paragraph, the department of administration shall contact the department to verify whether a certified debt that is the basis of the reduction has been collected by other means and, in the case of a parking citation, whether the debtor has contested the citation within 20 days after the notice under sub. (2). If the certified debt remains uncollected and, in the case of a parking citation, the citation has not been contested within 20 days after the notice under sub. (2), the department of administration shall, after any reduction under s. 71.93, reduce the disbursement by the amount of the debtor's certified debt under sub. (2), notify the department of such reduction and disbursement, and remit the amount of the reduction to the department in the manner prescribed by the department. If more than one debt certified under sub. (2) exists for any debtor, the disbursement shall be reduced first by the earliest debt certified. Any legal action contesting a reduction under this paragraph shall be brought against the municipality or county that certified the debt under sub. (2).

SECTION 1449. 71.935 (4) of the statutes is amended to read:

71.935 **(4)** Within 30 days after the end of each calendar quarter, the department shall settle with each municipality and county for the amounts ~~that the department setoff~~ set off or reduced against certified debts for the municipality or county during that calendar quarter.

SECTION 1450. 71.935 (5) of the statutes is amended to read:

71.935 **(5)** At the time of each settlement, each municipality and county shall be charged for administration expenses, and the amounts charged shall be credited to the appropriation account under s. 20.566 (1) (h). Annually on or before November 1, the department shall review its costs incurred during the previous fiscal year in administering setoffs and reductions under this section and shall adjust its subsequent charges to each municipality and county to reflect that experience.

SECTION 1450g. Subchapter XVI of chapter 71 [precedes 71.98] of the statutes is created to read: **Vetoed In Part**

Vetoed In Part

CHAPTER 71

SUBCHAPTER XVI

INTERNAL REVENUE CODE UPDATE

71.98 Internal Revenue Code update. The following federal laws, to the extent that they apply to the Internal Revenue Code, apply to this chapter:

(1) HEALTH SAVINGS ACCOUNTS. Section 1201 of P.L. 108−173, relating to health savings accounts.

SECTION 1456c. 73.03 (62) of the statutes is created to read:

73.03 **(62)** To prepare and maintain a list of all persons who owe delinquent taxes, including interest, penalties, fees, and costs, to the department, in excess of $25,000, which are unpaid for more than 90 days after all appeal rights have expired, and to post the names of persons from this list on the Internet at a site that is created and maintained by the department for this purpose. The Internet site shall list the name, address, type of tax due, and amount of tax due, including interest, penalties, fees, and costs for each person who has one of the delinquent taxpayer accounts, and the Internet site shall also contain a special page for the persons who have the 100 largest delinquent taxpayer accounts. Except as otherwise provided in this subsection, the department shall update the Internet site on a quarterly basis. The department may not post on the Internet the name of any person who has reached an agreement or compromise with the department, or the department of justice, under s. 71.92 and is in compliance with that agreement, regarding the payment of delinquent taxes, or the name of any person who is protected by a stay that is in effect under the Federal Bankruptcy Code; the Internet posting shall be updated each business day, as defined in s. 562.01 (3m), to comply with these prohibitions.

SECTION 1459. 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) or (3m), 146.50 (5) (a) or (b), (6g) (a), (7) or (8) (a) or (f), ~~250.05 (5),~~ 252.23 (2), 252.24 (2), 254.176, 254.20 (3), 255.08 (2) (a) or 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

SECTION 1460. 73.0301 (2) (b) 1. a. of the statutes is amended to read:

73.0301 **(2)** (b) 1. a. If, after a request is made under par. (a) 1. or 2., the department of revenue certifies that the license holder or applicant for a license or license renewal or continuation is liable for delinquent taxes, revoke the license or deny the application for the license or license renewal or continuation. The department of transportation may suspend licenses described in sub. (1) (d) 7. in lieu of revoking those licenses. A suspension, revocation or denial under this subd. 1. a. is not subject to administrative review or, except as provided in subd. 2. and sub. (5) (am), judicial review. With respect to a license granted by a credentialing board, the department of regulation and licensing shall make a revocation or denial under this subd. 1. a. With respect to a license to practice law, the department of revenue shall not submit a certification under this subd. 1. a. to the supreme court until after the license holder or applicant has exhausted his or her remedies under sub. (5) (a) and (am) or has failed to make use of such remedies.

SECTION 1461. 73.0301 (2) (b) 1. b. of the statutes is amended to read:

73.0301 **(2)** (b) 1. b. Mail a notice of suspension, revocation or denial under subd. 1. a. to the license holder or applicant. The notice shall include a statement of the facts that warrant the suspension, revocation or denial and a statement that the license holder or applicant may, within 30 days after the date on which the notice of denial, suspension or revocation is mailed, file a written request with the department of revenue to have the certification of tax delinquency on which the suspension, revocation or denial is based reviewed at a hearing under sub. (5) (a). With respect to a license granted by a credentialing board, the department of regulation and licensing shall mail a notice under this subd. 1. b. With respect to a license to practice law, the department of revenue shall mail a notice under this subd. 1. b. and the notice shall indicate that the license holder or applicant may request a hearing under sub. (5) (a) and (am) and that the department of revenue shall submit a certificate of delinquency to suspend, revoke, or deny a license to practice law to the supreme court after the license holder or applicant has exhausted his or her remedies under sub. (5) (a) and (am) or has failed to make use of such remedies. A notice sent to a person who holds a license to practice law or who is an applicant for a license to practice law shall also indicate that the department of revenue may not submit a certificate of delinquency to the supreme court if the license holder or applicant pays the delinquent tax in full or enters into an agreement with the department of revenue to satisfy the delinquency.

SECTION 1462. 73.0301 (2) (b) 2. of the statutes is amended to read:

73.0301 **(2)** (b) 2. ~~If~~ Except as provided in subd. 2m., if notified by the department of revenue that the department of revenue has affirmed a certification of tax delinquency after a hearing under sub. (5) (a), affirm a suspension, revocation or denial under subd. 1. a. A license holder or applicant may seek judicial review under ss. 227.52 to 227.60, except that the review shall be in the circuit court for Dane County, of an affirmation of a revocation or denial under this subdivision. With respect to a license granted by a credentialing board, the department of regulation and licensing shall make an affirmation under this subdivision.

SECTION 1463. 73.0301 (2) (b) 2m. of the statutes is created to read:

73.0301 **(2)** (b) 2m. With respect to a license to practice law, if notified by the department of revenue that the department of revenue has affirmed a certification of tax delinquency after any requested review under sub. (5) (a) and (am), decide whether to suspend, revoke, or deny a license to practice law.

SECTION 1464. 73.0301 (2) (c) 2. of the statutes is amended to read:

73.0301 **(2)** (c) 2. A licensing department may not disclose any information received under subd. 1. a. or b. to any person except to the department of revenue for the ~~sole~~ purpose of requesting certifications under par. (b) 2. in accordance with the memorandum of understanding under sub. (4) and administering state taxes or to the department of workforce development for the purpose of administering s. 49.22.

SECTION 1465. 73.0301 (5) (a) of the statutes is amended to read:

73.0301 **(5)** (a) The department of revenue 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 by an applicant for certification or recertification or a certificate holder under s. 73.03 (50) or 73.09 (7m) (b) to review a certification or determination of tax delinquency that is the basis of a denial or revocation of a license in accordance with this section or of a certificate, certification or recertification under s. 73.03 (50) or 73.09 (7m). 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 delinquent taxes for which the department of revenue certified or determined the license or certificate holder or applicant is liable. At a hearing under this paragraph, any statement filed by the department of revenue, 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 par. (am) and sub. (2) (b) 2.

SECTION 1466. 73.0301 (5) (am) of the statutes is created to read:

73.0301 **(5)** (am) If a person who holds a license to practice law or who is an applicant for a license to practice law receives a hearing under par. (a) to review a certification or determination of tax delinquency that is the basis for a denial, suspension, or revocation of a license to practice law and such certification or determination is affirmed as a result of the hearing under par. (a), the person may seek judicial review of the certification or determination of tax delinquency under ss. 227.52 to 227.60, except that the review shall be in the circuit court for Dane County.

SECTION 1467. 73.0301 (5) (b) (intro.) of the statutes is amended to read:

73.0301 **(5)** (b) (intro.) After a hearing conducted under par. (a) or, in the case of a determination related to a license to practice law, after a hearing under par. (a) or, if the hearing is appealed, after judicial review under par. (am), the department of revenue shall do one of the following:

SECTION 1468. 73.12 (1) (b) of the statutes is amended to read:

73.12 **(1)** (b) "Vendor" means a person providing goods or services to this state under subch. IV or V of ch. 16 or under ch. 84 ~~if the value of the contract for those goods or services is at least $500~~.

SECTION 1470. 76.16 of the statutes is amended to read:

76.16 Separate valuation of repair facilities, docks, piers, wharves, ore yards, elevators, car ferries and oil pipeline terminal facilities. After the property of a company is first valued as a whole, if any repair facilities, docks, ore yards, piers, wharves, grain elevators or car ferries used in transferring freight or passengers between cars and vessels or transfer of freight cars located on car ferries, or if any oil pipeline terminal ~~storage~~ facilities~~, docks, pipelines and pumping equipment used in transferring oil from pipelines to vessels~~ shall be included in such valuation, then for the purpose of accounting to the proper taxation districts, the department shall make a separate valuation of each such repair facility, dock, ore yard, pier, wharf, grain elevator, including the approaches thereto, or car ferries and of each ~~such~~ oil pipeline terminal ~~storage~~ facility~~, dock, pipeline and pumping equipment~~. As used herein, an approach shall be an immediate access facility commencing at the switching point which leads primarily to the terminal facility. For the purpose of defining the oil pipeline terminal facilities affected by this section, such facilities shall begin where the incoming pipeline enters the terminal storage facility site ~~used in the transfer of oil to vessels~~.

SECTION 1471. 76.24 (2) (a) of the statutes is amended to read:

76.24 **(2)** (a) All taxes paid by any railroad company derived from or apportionable to repair facilities, docks, ore yards, piers, wharves, grain elevators, and their approaches, or car ferries ~~or terminal storage facilities, docks, pipelines and pumping equipment used in transferring oil from pipelines to vessels~~ on the basis of the separate valuation provided for in s. 76.16, shall be distributed annually from the transportation fund to the towns, villages and cities in which they are located, pursuant to certification made by the department of revenue on or before August 15.

SECTION 1472. 76.24 (2) (am) of the statutes is created to read:

76.24 **(2)** (am) All taxes paid by any pipeline company derived from or apportionable to oil pipeline terminal facilities on the basis of the separate valuation under s. 76.16 shall be distributed annually from the appropriation under s. 20.855 (4) (bm) to the towns, villages, and cities in which the facilities are located, pursuant to certification made by the department of revenue no later than November 1.

SECTION 1473. 76.24 (2) (bm) of the statutes is created to read:

76.24 **(2)** (bm) If the state is compelled to refund in whole or in part any of the taxes which have been distributed to municipalities under par. (am), the municipalities shall repay to the state, for deposit in the general fund, the amount of such tax received by them, and the department of administration shall certify the amounts to be repaid to the state to the county clerks of the counties in which the municipalities are located for levy and collection from the municipalities as other state taxes are levied and collected.

Vetoed In Part

SECTION 1473b. 76.28 (3) (e) of the statutes is created to read:

76.28 **(3)** (e) Beginning with the fees due in calendar year 2008, a light, heat, and power company may claim as a credit against the fees imposed under sub. (2) and s. 76.29 (2) an amount equal to the amount of property taxes imposed under ch. 70 on general structures and substations that the light, heat, and power company paid in the then current calendar year. If a credit computed under this paragraph is not entirely offset against the license fees otherwise due for the then current calendar year, the unused balance may be carried forward and credited against license fees otherwise due for the following 15 calender years to the extent not offset by the license fees otherwise due in all intervening years between the year in which the property taxes were paid and the year in which the carry−forward credit is claimed.

SECTION 1473d. 76.28 (9) of the statutes is amended to read:

76.28 **(9)** PROPERTY SUBJECT TO LOCAL TAX. ~~The~~ Except as provided in s. 70.112 (4) (am) the license fees imposed by this section upon the gross revenues of light, heat and power companies as defined in sub. (1) (e) shall be in lieu of all other taxes on all property used and useful in the operation of the business of such companies in this state, except that the same shall be subject to special assessments for local improvements. If a general structure is used and useful in part in the operation of the business of those companies in this state and in part for nonoperating purposes, the license fees imposed by this section are in place of the percentage of all other taxes on the property that fairly measures and represents the extent of the use and usefulness in the operation of the business of those companies in this state, and the balance is subject to local assessment and taxation, except that the entire general structure is subject to special assessments for local improvements. Property under s. 76.025 (2) shall not be taxed under this section, but shall be subject to local assessment and taxation.

Vetoed In Part

SECTION 1473e. 76.29 (2) of the statutes is amended to read:

76.29 **(2)** IMPOSITION. ~~There~~ Subject to the credits under ss. 76.28 (3) (e) and 76.48 (3d), there is imposed on every light, heat, and power company and electric cooperative that owns an electric utility plant, an annual license fee to be assessed by the department on or before May 1, 2005, and every May 1 thereafter, ending with the assessment on May 1, 2010, measured by the gross revenues of the preceding tax period in an amount equal to the apportionment factor multiplied by gross revenues multiplied by 1.59%. The fee shall become delinquent if not paid when due and when delinquent shall be subject to interest at the rate of 1.5% per month until paid. Gross revenues earned by a light, heat, and power company after December 31, 2009, are subject to the license fee imposed under s. 76.28 (2). Gross revenues earned by an electric cooperative after December 31, 2009, are subject to the license fee imposed under s. 76.48 (1r).

SECTION 1474c. 76.30 (2) (i) of the statutes is created to read:

76.30 **(2)** (i) The secretary of revenue and employees of that department for the purposes of preparing and maintaining the list of persons with unpaid tax obligations as described in s. 73.03 (62) so that the list of such persons is available for public inspection.

SECTION 1474m. 76.39 (1) (am) of the statutes is created to read:

76.39 **(1)** (am) "Average net rate of taxation" means the average net rate of taxation determined under s. 76.126 as of June of the year prior to the assessment.

SECTION 1474n. 76.39 (2) of the statutes is amended to read:

76.39 **(2)** There is levied annually a gross earnings tax in lieu of all property taxes on the car line equipment of a car line company equal to ~~3% of~~ the gross earnings in this state multiplied by the average net rate of taxation. Every railroad company operating in this state shall, upon making payment to each car line company for use of its cars, withhold ~~3% of~~ the amount ~~constituting the gross earnings in this state of such~~ of the tax imposed under this subsection on the car line company.

SECTION 1474p. 76.48 (3d) of the statutes is created to read:

Vetoed In Part

76.48 **(3d)** (a) Beginning with the fees due in calendar year 2008, an electric cooperative may claim as a credit against the fees imposed under sub. (1r) and s. 76.29 (2) an amount equal to the amount of any payments in lieu of property taxes that the electric cooperative paid in the then current calendar year, not to exceed the amount of property taxes that the cooperative would have paid in that year had the cooperative's property been subject to taxation under ch. 70. If a credit computed

Vetoed In Part

under this paragraph is not entirely offset against the license fees otherwise due for the then current calendar year, the unused balance may be carried forward and credited against license fees otherwise due for the following 15 calender years to the extent not offset by the license fees otherwise due in all intervening years between the year in which the payments were paid and the year in which the carry−forward credit is claimed.

(b) Beginning with distributions in 2008, a general structure owned or leased by an electric cooperative for which a payment in lieu of property taxes is made in the year of the distribution shall not be included in the calculation of payments under s. 79.04 (1) and (2). Beginning with distributions in 2009, a substation of an electric cooperative, other than a transmission substation, for which a payment in lieu of property taxes is made in the year of the distribution shall not be included in the calculation of payments under s. 79.04 (1) and (2).

Vetoed In Part

SECTION 1474q. 76.655 of the statutes is created to read:

76.655 Health insurance risk−sharing plan assessments credit. (1) DEFINITIONS. In this section, "claimant" means an insurer, as defined in s. 149.10 (5), who files a claim under this section.

(2) FILING CLAIMS. Subject to the limitations provided under this section, for taxable years beginning after December 31, 2005, a claimant may claim as a credit against the fees imposed under ss. 76.60, 76.63, 76.65, 76.66 or 76.67 an amount that is equal to a percentage of the amount of assessment under s. 149.13 that the claimant paid in the taxable year, as determined under sub. (3).

(3) LIMITATIONS. The department of revenue, in consultation with the office of the commissioner of insurance, shall determine the percentage under sub. (2) for each claimant for each taxable year so that the cost of the credit under this section and ss. 71.07 (5g), 71.28 (5g), and 71.47 (5g) is as close as practicable to $2,000,000 in the 2006−07 fiscal year and $5,000,000 in each fiscal year thereafter.

(4) CARRY−FORWARD. If the credit under sub. (2) is not entirely offset against the fees imposed under ss. 76.60, 76.63, 76.65, 76.66, or 76.67 that are otherwise due, the unused balance may be carried forward and credited against those fees in the following 15 years to the extent that it is not offset by those fees otherwise due in all the years between the year in which the assessment was paid and the year in which the carry−forward credit is claimed.

SECTION 1474s. 76.67 (2) of the statutes is amended to read:

76.67 **(2)** If any domestic insurer is licensed to transact insurance business in another state, this state may not require similar insurers domiciled in that other state to pay taxes greater in the aggregate than the aggregate amount of taxes that a domestic insurer is required to pay to that other state for the same year less the ~~credit~~ credits under ~~s.~~ ss. 76.635 and 76.655, except that the amount imposed shall not be less than the total of the amounts due under ss. 76.65 (2) and 601.93 and, if the insurer is subject to s. 76.60, 0.375% of its gross premiums, as calculated under s. 76.62, less offsets allowed under s. 646.51 (7) or under ~~s.~~ ss. 76.635 and 76.655 against that total, and except that the amount imposed shall not be less than the amount due under s. 601.93.

Vetoed In Part

SECTION 1474t. Chapter 77 (title) of the statutes is amended to read:

CHAPTER 77
TAXATION OF FOREST CROPLANDS; REAL ESTATE TRANSFER FEES; SALES AND USE TAXES; COUNTY AND SPECIAL DISTRICT SALES AND USE TAXES; MANAGED FOREST LAND; TEMPORARY RECYCLING SURCHARGE; LOCAL FOOD AND BEVERAGE TAX; LOCAL RENTAL CAR TAX; PREMIER RESORT AREA TAXES; STATE RENTAL VEHICLE FEE; DRY CLEANING FEES; REGIONAL TRANSIT AUTHORITY FEE

SECTION 1503. 77.51 (13) (a) of the statutes is amended to read:

77.51 **(13)** (a) Every seller who makes any sale, regardless of whether the sale is mercantile in nature, of tangible personal property or ~~taxable~~ a service specified under s. 77.52 (2) (a).

SECTION 1518m. 77.51 (14) (L) of the statutes is repealed.

Vetoed In Part

SECTION 1579. 77.54 (7m) of the statutes is amended to read:

77.54 **(7m)** Occasional sales of tangible personal property or services, including ~~but not limited to~~ admissions or tickets to an event; by a neighborhood association, church, civic group, garden club, social club or similar nonprofit organization; not involving entertainment for which payment in the aggregate exceeds ~~$300~~ $500 for performing or as reimbursement of expenses unless access to the event may be obtained without payment of a direct or indirect admission fee; conducted by the organization if the organization is not engaged in a trade or business and is not required to have a seller's permit. For purposes of this subsection, an organization is engaged in a trade or business and is required to have a seller's permit if its sales of tangible personal property and services, not including sales of tickets to events, and its events occur on more than 20 days during the year, unless its receipts do not exceed ~~$15,000~~ $25,000 during the year. The exemption under this subsection does not apply to gross receipts from the sale of bingo supplies to players or to

the sale, rental or use of regular bingo cards, extra regular cards and special bingo cards.

SECTION 1599. 77.54 (20) (c) 4. of the statutes is amended to read:

77.54 **(20)** (c) 4. Taxable sales do not include meals, food, food products, or beverages sold by hospitals, sanatoriums, nursing homes, retirement homes, community–based residential facilities, as defined in s. 50.01 (1g), or day care centers ~~registered~~ licensed under ch. 48 and served at a hospital, sanatorium, nursing home, retirement home, community–based residential facility, or day care center. In this subdivision "retirement home" means a nonprofit residential facility where 3 or more unrelated adults or their spouses have their principal residence and where support services, including meals from a common kitchen, are available to residents. Taxable sales do not include meals, food, food products, or beverages sold to the elderly or handicapped by persons providing "mobile meals on wheels".

SECTION 1631m. 77.54 (47) of the statutes is renumbered 77.54 (47) (intro.) and amended to read:

77.54 **(47)** (intro.) The gross receipts from the sale of and the storage, use, or other consumption of ~~live~~ all of the following:

(a) Live game birds~~,~~ and clay pigeons~~,~~ that are sold to bird hunting preserves licensed under s. 169.19.

SECTION 1631p. 77.54 (47) (b) of the statutes is created to read:

77.54 **(47)** (b) Clay pigeons that are sold to a shooting facility, if any of the following applies:

1. The shooting facility is required to pay the tax imposed under s. 77.52 on its gross receipts from charges for shooting at the facility.

2. The shooting facility is a nonprofit organization that charges for shooting at the facility, but is not required to pay the tax imposed under s. 77.52 on its gross receipts from such charges because the charges are for occasional sales, as provided under sub. (7m).

SECTION 1632m. 77.54 (49) of the statutes is created to read:

77.54 **(49)** The gross receipts from the sale of and the storage, use, or other consumption of taxable services and tangible personal property that is physically transferred to the purchaser as a necessary part of services that are subject to the taxes imposed under s. 77.52 (2) (a) 7., 10., 11., and 20., if the seller and the purchaser of such services and property are members of the same affiliated group under section 1504 of the Internal Revenue Code and are eligible to file a single consolidated return for federal income tax purposes. For purposes of this subsection, if a seller purchases a taxable service or tangible personal property, as described in the subsection, that is subsequently sold to a member of the seller's affiliated group and the sale is exempt under this subsection from the taxes imposed under this subchapter, the original purchase of the taxable service or tangible personal property by the seller is not considered a sale for resale or exempt under this subsection.

SECTION 1632n. 77.54 (50) of the statutes is created to read: **Vetoed In Part**

77.54 **(50)** The gross receipts from the sale of taxable services provided by a temporary help company, as defined in s. 108.02 (24m), if the client for whom the services are provided controls the means of performing the services and is responsible for the satisfactory completion of the services.

SECTION 1657c. 77.61 (5) (b) 12. of the statutes is created to read:

77.61 **(5)** (b) 12. The secretary of revenue and employees of that department for the purposes of preparing and maintaining the list of persons with unpaid tax obligations as described in s. 73.03 (62) so that the list of such persons is available for public inspection.

SECTION 1666m. 77.705 of the statutes is amended to read:

77.705 Adoption by resolution; baseball park district. A local professional baseball park district created under subch. III of ch. 229, by resolution under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at a rate of no more than 0.1% of the gross receipts or sales price. Those taxes may be imposed only in their entirety. The resolution shall be effective on the first day of the first month that begins at least 30 days after the adoption of the resolution. Any moneys transferred from the appropriation account under s. 20.566 (1) (gd) to the appropriation account under s. 20.835 (4) (gb) shall be used exclusively to retire the district's debt.

SECTION 1667n. 77.706 of the statutes is amended to read:

77.706 Adoption by resolution; football stadium district. A local professional football stadium district created under subch. IV of ch. 229, by resolution under s. 229.824 (15), may impose a sales tax and a use tax under this subchapter at a rate of 0.5% of the gross receipts or sales price. Those taxes may be imposed only in their entirety. The imposition of the taxes under this section shall be effective on the first day of the first month that begins at least 30 days after the certification of the approval of the resolution by the electors in the district's jurisdiction under s. 229.824 (15). Any moneys transferred from the appropriation account under s. 20.566 (1) (ge) to the appropriation account under s. 20.835 (4) (ge) shall be used exclusively to retire the district's debt.

SECTION 1684b. 77.81 (2m) of the statutes is created to read:

77.81 **(2m)** "Independent certified plan writer" means a plan writer certified by the department but who is not acting under contract with the department under s. 77.82 (3) (g).

SECTION 1684c. 77.82 (2) (i) of the statutes is amended to read:

77.82 **(2)** (i) If a proposed management plan is not submitted with the petition, a request that the department prepare a management plan. The department may decline to prepare the plan.

SECTION 1684d. 77.82 (2m) (a) of the statutes is repealed and recreated to read:

77.82 **(2m)** (a) 1. A petition under sub. (2), (4m), or (12) shall be accompanied by a nonrefundable application recording fee of $20 unless a different amount for the recording fee is established by the department by rule at an amount equal to the average expense to the department for recording an order issued under this subchapter.

2. If a petition under sub. (2), (4m), or (12) is not accompanied by a proposed management plan that meets the requirements under par. (c), the department shall charge the plan preparation fee established under par. (am) if the department agrees to complete the plan.

SECTION 1684e. 77.82 (2m) (am) of the statutes is created to read:

77.82 **(2m)** (am) The department shall by rule establish on an annual basis a nonrefundable fee that the department shall charge for a management plan prepared by the department, including any plan prepared by a certified plan writer contracted by the department under sub. (3) (g). The fee shall be based on the comparable commercial market rate that is charged for preparation of such management plans.

SECTION 1684f. 77.82 (2m) (b) of the statutes, as affected by 2003 Wisconsin Act 228, is repealed.

SECTION 1684g. 77.82 (2m) (c) (intro.) of the statutes is amended to read:

77.82 **(2m)** (c) (intro.) A proposed management plan that ~~qualifies for the reduced fee under par. (b)~~ is exempt from the plan preparation fee under par. (a) 2. shall be one of the following:

SECTION 1684j. 77.82 (2m) (c) of the statutes, as affected by 2003 Wisconsin Act 228 and 2005 Wisconsin Act .... (this act), is repealed and recreated to read:

77.82 **(2m)** (c) A proposed management plan is exempt from the plan preparation fee under par. (a) 2. if it is prepared by an independent certified plan writer.

SECTION 1684jm. 77.82 (2m) (c) 4. of the statutes is created to read:

77.82 **(2m)** (c) 4. A proposed management plan prepared by an independent certified plan writer.

SECTION 1684k. 77.82 (2m) (d) 1. of the statutes is renumbered 77.82 (2m) (d) and amended to read:

77.82 **(2m)** (d) ~~All the fees collected under this subsection shall be deposited in the conservation fund.~~ All of the recording fees collected under ~~par. (b) and $20 of each $300 fee collected under~~ par. (a) 1. shall be credited to the appropriation under s. 20.370 (1) (cr)~~, except as provided under subd. 2~~.

SECTION 1684m. 77.82 (2m) (d) 2. of the statutes is repealed.

SECTION 1684n. 77.82 (2m) (dm) of the statutes is renumbered 77.82 (2m) (dm) 1. and amended to read:

77.82 **(2m)** (dm) 1. ~~The fees~~ Of each fee $300 or the entire fee, whichever is less, that is collected under ~~pars.~~ par. (a) ~~and~~ or (e) that ~~are~~ is not credited to the appropriation under s. 20.370 (1) (cr) shall be credited to the appropriation under s. 20.370 (1) (cx).

SECTION 1684p. 77.82 (2m) (dm) 2. of the statutes is created to read:

77.82 **(2m)** (dm) 2. Any amount not credited to the appropriation under s. 20.370 (1) (cx), as calculated in subd. 1., shall be deposited into the conservation fund for forestry purposes.

SECTION 1684q. 77.82 (2m) (e) of the statutes is amended to read:

77.82 **(2m)** (e) If a proposed management plan accompanying a petition filed under sub. (2), (4m), or (12) is not approved by the department under its initial review under sub. (3) (a), and if the department agrees to complete the management plan under sub. (3) (a), the department shall collect from the petitioner ~~a fee in an amount equal to $300 less the amount the petitioner paid under par. (b)~~ the plan preparation fee established under par. (am), if the petitioner has not previously paid the fee.

SECTION 1684r. 77.82 (3) (a) of the statutes is amended to read:

77.82 **(3)** (a) ~~The petitioner may submit a~~ A proposed management plan ~~for~~ may cover the entire acreage of each parcel ~~with~~ subject to the petition. The department, after considering the owner's forest management objectives as stated under sub. (2) (e), shall review and either approve or disapprove the proposed management plan. If the department disapproves ~~a~~ the plan, it shall inform the petitioner of the changes necessary to qualify the plan for approval upon subsequent review. At the request of the petitioner, the department may agree to complete the proposed management plan that has been prepared by an independent certified plan writer. The department shall complete any proposed management plan prepared by the department.

SECTION 1684s. 77.82 (3) (b) of the statutes is repealed.

SECTION 1684t. 77.82 (3) (c) (intro.) of the statutes, as affected by 2005 Wisconsin Act 228, is amended to read:

77.82 **(3)** (c) (intro.) To qualify for approval, a management plan shall be prepared by ~~a~~ an independent certified plan writer ~~certified by the department~~ or prepared by the department ~~itself~~ and shall include all of the following:

SECTION 1684u. 77.82 (3) (g) of the statutes is amended to read:

77.82 **(3)** (g) The department shall certify plan writers and shall promulgate rules specifying the qualifications that a person must satisfy to become a certified plan

writer. For management plans prepared by the department under this subsection, the department may contract with plan writers certified by the department to prepare and complete these plans.

SECTION 1684v. 77.82 (4m) (d) of the statutes is amended to read:

77.82 **(4m)** (d) An owner of land who has filed a conversion petition under this subsection and ~~who has requested that~~ for whom the department ~~prepare~~ is preparing or completing a management plan ~~under sub. (3) (b)~~ may withdraw the request and ~~not~~ have it prepared by ~~the department~~ an independent certified plan writer if the owner determines that the department is not preparing the management plan in a timely manner.

SECTION 1684w. 77.82 (7) (c) 3. of the statutes, as created by 2003 Wisconsin Act 228, is amended to read:

77.82 **(7)** (c) 3. Except as provided in par. (d), if a petition is received on or before May 15 of any year from a petitioner who owns less than 1,000 acres in this state, who, before the deadline established by the department by rule, submitted a draft management plan prepared by ~~a plan writer certified by the department~~ an independent certified plan writer, and who submits a completed plan, as defined by the department by rule, with the petition, the department shall investigate and shall either approve the petition and issue the order under sub. (8) or deny the petition before the following November 21.

Vetoed In Part

SECTION 1686f. 77.92 (4) of the statutes is amended to read:

77.92 **(4)** "Net business income," with respect to a partnership, means taxable income as calculated under section 703 of the Internal Revenue Code; plus the items of income and gain under section 702 of the Internal Revenue Code, including taxable state and municipal bond interest and excluding nontaxable interest income or dividend income from federal government obligations; minus the items of loss and deduction under section 702 of the Internal Revenue Code, except items that are not deductible under s. 71.21; plus guaranteed payments to partners under section 707 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3s), (3n), (3t), ~~and~~ (5b), and (5g); and plus or minus, as appropriate, transitional adjustments, depreciation differences, and basis differences under s. 71.05 (13), (15), (16), (17), and (19); but excluding income, gain, loss, and deductions from farming. "Net business income," with respect to a natural person, estate, or trust, means profit from a trade or business for federal income tax purposes and includes net income derived as an employee as defined in section 3121 (d) (3) of the Internal Revenue Code.

Vetoed In Part

SECTION 1686m. 77.94 (1) (a) of the statutes is amended to read:

77.94 **(1)** (a) On a corporation under s. 77.93 (1) and (4), an amount equal to the amount calculated by multiplying gross tax liability for the taxable year of the corporation by ~~3 %~~ 2%, or in the case of a tax−option corporation an amount equal to the amount calculated by multiplying net income under s. 71.34 by ~~0.2 %~~ 0.133%, up to a maximum of $9,800, or $25, whichever is greater.

Vetoed In Part

SECTION 1686n. 77.94 (1) (b) of the statutes is amended to read:

77.94 **(1)** (b) On an entity under s. 77.93 (2), (3), or (5), except an entity that has less than $4,000,000 of gross receipts, an amount equal to the amount calculated by multiplying net business income as allocated or apportioned to this state by means of the methods under s. 71.04, for the taxable year of the entity by ~~0.2 %~~ 0.133%, up to a maximum of $9,800, or $25, whichever is greater.

SECTION 1692a. 77.994 (1) (a) of the statutes is renumbered 77.994 (1) (am).

SECTION 1692b. 77.994 (1) (ad) of the statutes is created to read:

77.994 **(1)** (ad) 5311 — Department stores.

SECTION 1692c. 77.994 (1) (em) of the statutes is created to read:

77.994 **(1)** (em) 5499 — Miscellaneous food stores.

SECTION 1692d. 77.994 (1) (fa) of the statutes is created to read:

77.994 **(1)** (fa) 5611 — Men's and boys' clothing and accessory stores.

SECTION 1692e. 77.994 (1) (fb) of the statutes is created to read:

77.994 **(1)** (fb) 5621 — Women's clothing stores.

SECTION 1692f. 77.994 (1) (fc) of the statutes is created to read:

77.994 **(1)** (fc) 5632 — Women's accessory and specialty stores.

SECTION 1692g. 77.994 (1) (fd) of the statutes is created to read:

77.994 **(1)** (fd) 5641 — Children's and infants' wear stores.

SECTION 1692h. 77.994 (1) (fe) of the statutes is created to read:

77.994 **(1)** (fe) 5651 — Family clothing stores.

SECTION 1692i. 77.994 (1) (ff) of the statutes is created to read:

77.994 **(1)** (ff) 5661 — Shoe stores.

SECTION 1692j. 77.994 (1) (fg) of the statutes is created to read:

77.994 **(1)** (fg) 5699 — Miscellaneous apparel and accessory stores.

SECTION 1692k. 77.994 (1) (ka) of the statutes is created to read:

77.994 **(1)** (ka) 5942 — Bookstores.

SECTION 1692L. 77.994 (1) (kb) of the statutes is created to read:

77.994 **(1)** (kb) 5943 — Stationery stores.

SECTION 1692m. 77.994 (1) (kc) of the statutes is created to read:

77.994 **(1)** (kc) 5944 — Jewelry stores.

SECTION 1692n. 77.994 (1) (kd) of the statutes is created to read:

77.994 **(1)** (kd) 5945 — Hobby, toy, and game shops.

SECTION 1692o. 77.994 (1) (ma) of the statutes is created to read:

77.994 **(1)** (ma) 5948 — Luggage and leather goods stores.

SECTION 1692p. 77.994 (1) (mb) of the statutes is created to read:

77.994 **(1)** (mb) 5949 — Sewing, needlework, and piece goods stores.

SECTION 1692q. 77.994 (1) (mc) of the statutes is created to read:

77.994 **(1)** (mc) 5992 — Florists.

SECTION 1692r. 77.994 (1) (md) of the statutes is created to read:

77.994 **(1)** (md) 5993 — Tobacco stores and stands.

SECTION 1692s. 77.994 (1) (me) of the statutes is created to read:

77.994 **(1)** (me) 5994 — News dealers and newsstands.

SECTION 1692t. 77.994 (1) (mf) of the statutes is created to read:

77.994 **(1)** (mf) 5999 — Miscellaneous retail stores.

SECTION 1692u. 77.994 (1) (pa) of the statutes is created to read:

77.994 **(1)** (pa) 7922 — Theatrical producers (except motion picture) and miscellaneous theatrical services.

SECTION 1692v. 77.994 (1) (pb) of the statutes is created to read:

77.994 **(1)** (pb) 7929 — Bands, orchestras, actors, and other entertainers and entertainment groups.

SECTION 1692w. 77.994 (1) (qa) of the statutes is created to read:

77.994 **(1)** (qa) 7991 — Physical fitness facilities.

SECTION 1692x. 77.994 (1) (ta) of the statutes is created to read:

77.994 **(1)** (ta) 7997 — Membership sports and recreation clubs.

SECTION 1692xm. 77.9941 (3m) of the statutes is renumbered 77.9941 (3m) (a).

SECTION 1692xn. 77.9941 (3m) (b) of the statutes is created to read:

77.9941 **(3m)** (b) The department of revenue shall provide appropriate guidance regarding the application of the tax imposed under this subchapter to all persons who hold a sales tax permit issued by the department. Any retail outlet that would have been classified as a tourism related retailer under s. 77.994 (1), but for the fact that it is a retail outlet for a manufacturer or wholesaler, shall be considered a tourism related retailer for purposes of s. 77.994 (1).

SECTION 1694. 77.995 (2) of the statutes is amended to read:

77.995 **(2)** There is imposed a fee at the rate of ~~3%, or~~ 5% ~~for the rental of limousines,~~ of the gross receipts on the rental, but not for rerental and not for rental as a service or repair replacement vehicle of Type 1 automobiles, as defined in s. 340.01 (4) (a); of mobile homes, as defined in s. 340.01 (29); of motor homes, as defined in s. 340.01 (33m); and of camping trailers, as defined in s. 340.01 (6m) by establishments primarily engaged in short−term rental of vehicles without drivers, for a period of 30 days or less, unless the sale is exempt from the sales tax under s. 77.54 (1), (4), (7) (a), (7m) or (9a). <u>There is also imposed a fee at the rate of 5% of the gross receipts on the rental of limousines.</u>

SECTION 1697m. Subchapter XIII of chapter 77 [precedes 77.9971] of the statutes is created to read:

CHAPTER 77

SUBCHAPTER XIII

REGIONAL TRANSIT

AUTHORITY FEE

77.9971 Imposition. A regional transit authority under s. 59.58 (6) may impose a fee at a rate not to exceed $2 for each transaction in the region, as defined in s. 59.58 (6) (a) 2., on the rental, but not for rerental and not for rental as a service or repair replacement vehicle, of Type 1 automobiles, as defined in s. 340.01 (4) (a), by establishments primarily engaged in short−term rental of passenger cars without drivers, for a period of 30 days or less, unless the sale is exempt from the sales tax under s. 77.54 (1), (4), (7) (a), (7m), (9), or (9a). The fee imposed under this subchapter shall be effective on the first day of the first month that begins at least 90 days after the governing body of the regional transit authority approves the imposition of the fee and notifies the department of revenue. The governing body shall notify the department of a repeal of the fee imposed under this subchapter at least 60 days before the effective date of the repeal.

77.9972 Administration. (1) The department of revenue shall administer the fee under this subchapter and may take any action, conduct any proceeding, and impose interest and penalties.

(2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14) (a) to (f), (j), and (k), 77.52 (4), (6), (13), (14), and (18), 77.58 (1) to (5) and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply to the taxes under subch. III, apply to the fee under this subchapter. Sections 77.72 (1) and (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the fee under this subchapter. The renter shall collect the fee under this subchapter from the person to whom the passenger car is rented.

(3) From the appropriation under s. 20.835 (4) (gh), the department of revenue shall distribute 97.45% of the fees collected under this subchapter for each regional transit authority to that authority and shall indicate to the authority the fees reported by each fee payer in the

authority's jurisdiction, no later than the end of the month following the end of the calendar quarter in which the amounts were collected. The fees distributed shall be increased or decreased to reflect subsequent refunds, audit adjustments, and all other adjustments. Interest paid on refunds of the fee under this subchapter shall be paid from the appropriation under s. 20.835 (4) (gh) at the rate under s. 77.60 (1) (a). Any regional transit authority that receives a report along with a payment under this subsection is subject to the duties of confidentiality to which the department of revenue is subject under s. 77.61 (5).

(4) Persons who are subject to the fee under this subchapter shall register with the department of revenue. Any person who is required to register; including any person authorized to act on behalf of a corporation, partnership, or other person who is required to register; who fails to do so is guilty of a misdemeanor.

(5) A retailer who collects a fee under this subchapter shall identify the fee as a separate item on a receipt the retailer provides to a rental customer.

77.9973 Discontinuation. Retailers and the department of revenue may not collect fees under this subchapter for any regional transit authority after the calendar quarter during which the regional transit authority ceases to exist, except that the department may collect from retailers fees that accrued before that calendar quarter and interest and penalties that relate to those fees. If fees are collected, the authority may use the revenue for any lawful purpose.

SECTION 1698. 78.005 (14) of the statutes is amended to read:

78.005 **(14)** "Supplier" includes a person who imports, or acquires immediately upon import, motor vehicle fuel by pipeline or marine vessel from a state, territory or possession of the United States or from a foreign country into a terminal and who is registered under 26 USC 4101 for tax−free transactions in gasoline. "Supplier" also includes a person who produces in this state; or imports into a terminal or bulk plant; or acquires immediately upon import by truck, railcar or barge into a terminal; alcohol or alcohol derivative substances. "Supplier" also includes a person who produces, manufactures or refines motor vehicle fuel in this state. "Supplier" also includes a person who acquires motor vehicle fuel pursuant to an industry terminal exchange agreement or by a 2−party exchange under section 4105 of the Internal Revenue Code. "Supplier" does not include a retail dealer or wholesaler who merely blends alcohol with gasoline before the sale or distribution of the product. "Supplier" does not include a terminal operator who merely handles in a terminal motor vehicle fuel consigned to the terminal operator.

Vetoed In Part

SECTION 1705b. 79.04 (1) (intro.) of the statutes is amended to read:

Vetoed In Part

79.04 **(1)** (intro.) Annually, except for production plants that begin operation after December 31, 2003, or begin operation as a repowered production plant after December 31, 2003, and except as provided in sub. (4m) and under s. 70.112 (4) (am), the department of administration, upon certification by the department of revenue, shall distribute to a municipality having within its boundaries a production plant, general structure, or substation, used by a light, heat, or power company assessed under s. 76.28 (2) or 76.29 (2), except property described in s. 66.0813 unless the production plant or substation is owned or operated by a local governmental unit located outside of the municipality, or by an electric cooperative assessed under ss. 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.0825 the amount determined as follows:

SECTION 1705c. 79.04 (1) (b) 1. of the statutes is amended to read:

79.04 **(1)** (b) 1. Beginning with the distribution under this subsection in 1991, and ending with the distribution under this subsection in 2006, the amount determined under par. (a) to value property used by a light, heat or power company in a municipality may not be less than the amount determined to value the property for the distribution to the municipality under this subsection in 1990, subject to subds. 2., 3. and 4.

SECTION 1705d. 79.04 (2) (a) of the statutes is amended to read:

79.04 **(2)** (a) Annually, except for production plants that begin operation after December 31, 2003, or begin operation as a repowered production plant after December 31, 2003, and except as provided in sub. (4m) and under s. 70.112 (4) (am), the department of administration, upon certification by the department of revenue, shall distribute from the shared revenue account or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t) to any county having within its boundaries a production plant, general structure, or substation, used by a light, heat or power company assessed under s. 76.28 (2) or 76.29 (2), except property described in s. 66.0813 unless the production plant or substation is owned or operated by a local governmental unit that is located outside of the municipality in which the production plant or substation is located, or by an electric cooperative assessed under ss. 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an amount determined by multiplying by 6 mills in the case of property in a town and by 3 mills in the case of property in a city or village the first $125,000,000 of the amount shown in the account, plus leased property, of each public utility except qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for "production plant, exclusive of land," "general structures," and "substations," in the case of light, heat and power companies, electric

Vetoed In Part

cooperatives or municipal electric companies, for all property within the municipality in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of revenue and less the value of treatment plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined by the department of revenue plus an amount from the shared revenue account or, for the distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by multiplying by 6 mills in the case of property in a town, and 3 mills in the case of property in a city or village, of the total original cost of production plant, general structures, and substations less depreciation, land and approved waste treatment facilities of each qualified wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property within the municipality. The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than $125,000,000. The amount distributable to a county under this subsection and sub. (6) in any year shall not exceed $100 times the population of the county.

SECTION 1705e. 79.04 (2) (am) 1. of the statutes is amended to read:

79.04 **(2)** (am) 1. Beginning with the distribution under this subsection in 1991, and ending with the distribution under this subsection in 2006, the amount determined under par. (a) to value property used by a light, heat or power company in a county may not be less than the amount determined to value the property for the distribution to the county under this subsection in 1990, subject to subds. 2. and 3.

SECTION 1705f. 79.04 (4m) of the statutes is created to read:

79.04 **(4m)** Beginning with distributions in 2007, for production plants described under subs. (1) and (2), if in any year the payments to the municipality and county in which the production plant is located would be greater under subs. (6) and (7) (c) 1. based on the production plant's name−plate capacity than under sub. (1) or (2) based on the depreciated net book value of the production plant, the municipality and county shall receive payments under subs. (6) and (7) (c) 1., rather than under sub. (1) or (2), beginning in that year and in each year thereafter.

SECTION 1705g. 79.04 (6) (a) of the statutes is amended to read:

79.04 **(6)** (a) Annually, beginning in 2005, for production plants that begin operation after December 31, 2003, or begin operation as a repowered production plant after December 31, 2003, except as provided in sub. (4m), the department of administration, upon certification by the department of revenue, shall distribute payments from the public utility account, as determined under par. (b), to each municipality and county in which a production plant is located, if the production plant has a name−plate capacity of at least one megawatt and is used by a light, heat, or power company assessed under s. 76.28 (2) or 76.29 (2), except property described in s. 66.0813, unless the production plant is owned or operated by a local governmental unit located outside of the municipality; by a qualified wholesale electric company, as defined in s. 76.28 (1) (gm); by a wholesale merchant plant, as defined in s. 196.491 (1) (w); by an electric cooperative assessed under ss. 76.07 and 76.48, respectively; or by a municipal electric company under s. 66.0825.

Vetoed In Part

SECTION 1706. 79.043 (4) of the statutes is amended to read:

79.043 **(4)** Except as provided under s. 79.02 (3) (e), beginning in 2004 the total amount to be distributed each year to municipalities from the aid account is ~~$703,102,200~~ $702,483,300.

SECTION 1710. 79.095 (4) of the statutes is amended to read:

79.095 **(4)** PAYMENT. The department shall calculate the payments due each taxing jurisdiction under this section by multiplying the full value as of the January 1 of the preceding year of the property that is exempt under s. 70.11 (39) and (39m) and that is located in the jurisdiction by the full−value gross tax rate of the jurisdiction for the preceding year. The department shall certify the amount of the payment due each taxing jurisdiction to the department of administration, which shall make the payments on or before the first Monday in May except that, beginning in 2007, the department of administration shall make the payments on or before the 4th Monday in July. For purposes of ch. 121, school districts shall treat the payments made in July under this subsection as if they had been received in the previous school year.

SECTION 1717. 79.14 of the statutes is amended to read:

79.14 School levy tax credit. The appropriation under s. 20.835 (3) (b) is $319,305,000 in 1994, 1995, and 1996 ~~and is;~~ $469,305,000 beginning in 1997 and ending in 2006; and $519,305,000 in 2007 and in each year thereafter.

Vetoed In Part

SECTION 1718g. 84.01 (30) (intro.) of the statutes is amended to read:

84.01 **(30)** BUILD−OPERATE−LEASE OR TRANSFER AGREEMENTS. (intro.) The department may enter into build−operate−lease or transfer agreements with private entities for the construction of transportation projects, including any projects to be financed under s. 84.59 for transportation administrative facilities under s. 84.01 (28) and, for projects that are not purchased by the state upon their completion, for the maintenance and operation of such projects. A project under this subsection may be constructed on state−owned land. An agreement under this subsection may not be entered into unless the depart-

ment determines that the agreement advances the public interest, and the private entity has prior experience in design, construction, site development and environmental impact analysis and, for a project that is not expected to be purchased by the state upon its completion, has the capability of maintaining and operating the facility upon completion of the project. The following provisions shall be contained in any build−operate−lease or transfer agreement under this subsection, except that they shall be included in an agreement for a sale of property under par. (g) 3. only if they are relevant to that sale:

SECTION 1718i. 84.01 (30) (g) 3. of the statutes is created to read:

84.01 **(30)** (g) 3. Notwithstanding any other statute, the department may sell, at fair market value, the real estate upon which a park−and−ride facility is or may be located, if the department determines that the sale is in the best interests of the public and the department determines that the real estate will be used in a manner consistent with the state's transportation interests.

SECTION 1718m. 84.013 (2) (b) of the statutes is amended to read:

84.013 **(2)** (b) Except as provided in ss. 84.014, 84.03 (3), and 84.555, and subject to s. 86.255, reconditioning, reconstruction and resurfacing of highways shall be funded from the appropriations under ~~s.~~ ss. 20.395 (3) (cq) to (cx) and 20.866 (2) (uur).

SECTION 1719. 84.014 (2) of the statutes is amended to read:

84.014 **(2)** Subject to ss. 84.555 and 86.255, any southeast Wisconsin freeway rehabilitation projects, including the Marquette interchange reconstruction project and projects that involve adding one or more lanes 5 miles or more in length to the existing freeway, may be funded only from the appropriations under ss. 20.395 (3) (cr), (ct), (cw), and (cy) and 20.866 (2) (uum) and (uup).

Vetoed In Part

SECTION 1719g. 84.014 (4) of the statutes is renumbered 84.014 (4) (a).

SECTION 1719h. 84.014 (4) (b) of the statutes is created to read:

84.014 **(4)** (b) In each fiscal year in which the department expends or encumbers funds for the Marquette interchange reconstruction project, the department shall, to the maximum extent possible, expend or encumber funds allocated under s. 20.395 (3) (cr) and (cy) for the project for that fiscal year before bonds under s. 20.866 (2) (uup) may be issued for the project in that fiscal year.

SECTION 1719i. 84.014 (4) (c) of the statutes is created to read:

84.014 **(4)** (c) Notwithstanding s. 16.42 (1), in submitting information under s. 16.42 for purposes of the 2009−11 biennial budget act and, to the extent the department maintains expenditure authorization under s. 20.395 (3) (cr), each biennial budget act thereafter, if the department determines that the amount of funds shown in the schedule, as defined in s. 84.03 (2) (a) 2., for the appropriation under s. 20.395 (6) (au) in the 2nd year of the current fiscal biennium exceeds the amount of funds needed for debt service payments under s. 20.395 (6) (au) in the first year of the fiscal biennium for which information is submitted, the department shall add the difference in these amounts to the amount of funds shown in the schedule, as defined in s. 84.03 (2) (a) 2., for the appropriation under s. 20.395 (3) (cr) in the 2nd year of the current fiscal biennium for the purpose of establishing its base level funding for the appropriation under s. 20.395 (3) (cr) in submitting its biennial budget request. In determining the amount of funds needed for debt service payments under s. 20.395 (6) (au) in the first year of the fiscal biennium for which information is submitted, the department shall assume that no additional bonds will be issued under s. 20.866 (2) (uup) during the fiscal biennium for which information is submitted.

Vetoed In Part

SECTION 1719L. 84.03 (3) (a) of the statutes is amended to read:

84.03 **(3)** (a) Subject to par. (b), the department shall, from the appropriations under s. 20.395 (3) (cr) and (cy), award a grant of $5,000,000 from the amounts allocated for the Marquette interchange reconstruction project under 2001 Wisconsin Act 16, section 9152 (5w), ~~shall award a grant of $2,500,000 under s. 86.31 (3s),~~ and shall award grants totaling $2,500,000 from the appropriation under s. 20.395 (3) (ck), to the city of Milwaukee for reconstruction of West Canal Street and extension of West Canal Street to USH 41 at Miller Park in the city of Milwaukee to serve as a transportation corridor for the purpose of mitigating traffic associated with the reconstruction of the Marquette interchange.

SECTION 1719r. 84.03 (3) (b) of the statutes is amended to read:

84.03 **(3)** (b) No grant may be awarded under par. (a) ~~or s. 86.31 (3s)~~ unless the city of Milwaukee contributes $10,000,000 toward the West Canal Street reconstruction and extension project.

SECTION 1723. 84.09 (9) of the statutes is created to read:

84.09 **(9)** Subsections (5), (5m), and (6) do not apply to state surplus property that is sold under s. 16.848.

SECTION 1723m. 84.115 of the statutes is created to read:

84.115 Bridge in Door County. (1) Notwithstanding ss. 84.11 and 84.14, and subject to sub. (3) (b), the department shall construct a bridge in the city of Sturgeon Bay in Door County that connects upper Door County and lower Door County. Construction of the bridge shall commence not later than one year after the effective date of this subsection .... [revisor inserts date] and prior to reconstruction of the Michigan Street Bridge in the city of Sturgeon Bay in Door County.

(2) (a) In this subsection, "design−build procurement process" means a method of contracting for a project

under which the engineering, design, and construction services are provided by a single private entity or consortium that is selected as part of a single bidding process for the project.

(b) Notwithstanding ss. 84.01 (13), 84.06 (2), and 84.11 (5n), the department may utilize a design−build procurement process for the project specified in sub. (1) if all of the following conditions are met:

1. The contract is awarded through a competitive selection process that utilizes, at a minimum, contractor qualifications, quality, completion time, and cost as award criteria. To be eligible to participate in the selection process, a bidder must have prior experience in design and construction and must be prequalified by the department as a design consultant and as a contractor.

2. The contract is approved by the appropriate federal authority if, in the judgment of the secretary, such approval is necessary for purposes relating to state eligibility for federal aid.

(3) (a) Notwithstanding s. 84.11 (5m), the bridge project specified in sub. (1) shall be funded only from the appropriations under s. 20.395 (3) (cq), (cv), and (cx).

(b) Door County shall contribute $1,500,000 to fund its share of the costs of the bridge project specified in sub. (1). The city of Sturgeon Bay shall acquire lands necessary for rights−of−way and other purposes, and construct or reconstruct as necessary all highway approaches, associated with construction of the bridge specified in sub. (1), but shall not otherwise be required to contribute to the costs of the bridge project specified in sub. (1).

SECTION 1725m. 84.185 (8r) of the statutes is created to read:

84.185 **(8r)** ETHANOL PRODUCTION FACILITIES. The department may not make a grant under this section after the effective date of this subsection .... [revisor inserts date], for an improvement related to an economic development project that involves the construction of an ethanol production facility, unless the department determines a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 1727. 84.555 (1m) of the statutes is renumbered 84.555 (1m) (a) and amended to read:

Vetoed In Part

84.555 **(1m)** (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, and subject to par. (b), the proceeds of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure obligations for the Marquette interchange reconstruction project under s. 84.014.

Vetoed In Part

SECTION 1727g. 84.555 (1m) (b) of the statutes is created to read:

84.555 **(1m)** (b) No bonds may be issued under s. 20.866 (2) (uup) to fund the Marquette interchange reconstruction project under s. 84.014 unless all of the following conditions are satisfied:

Vetoed In Part

1. Funds allocated under s. 20.395 (3) (cr) and (cy) for the Marquette interchange reconstruction project for the fiscal year in which the bonds are to be issued are not sufficient to meet estimated expenditure obligations for the project in that fiscal year and the bond issuance results in an amount of bond proceeds in that fiscal year that does not exceed the difference between the estimated expenditure obligations for the project in that fiscal year and the amount of funds allocated under s. 20.395 (3) (cr) and (cy) for the project for that fiscal year.

2. Bonds to be issued during the 2005−07 fiscal biennium bear a maturity date not later than June 30 of the 2nd fiscal year following the fiscal year in which the bonds are issued and bonds to be issued after the 2005−07 fiscal biennium bear a maturity date not later than June 30 of the fiscal year immediately following the fiscal year in which the bonds are issued.

SECTION 1728. 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 ~~$2,095,583,900~~ $2,324,377,900, excluding any obligations that have been defeased under a cash optimization program administered by the building commission, to be used for transportation facilities under s. 84.01 (28) and major highway projects for the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal amount, the building commission may contract revenue obligations under this section as the building commission determines is desirable to refund outstanding revenue obligations contracted under this section and to pay expenses associated with revenue obligations contracted under this section.

SECTION 1728m. 84.95 of the statutes is amended to read:

84.95 General obligation bonding for highway rehabilitation projects. Notwithstanding ss. 84.51, 84.53, and 84.59, ~~under s. 84.555~~ state highway rehabilitation projects for the purposes specified in s. 20.395 (3) (cq) may, under s. 84.555, be funded with the proceeds of general obligation bonds issued under s. 20.866 (2) (uum) and such projects may be funded with the proceeds of general obligation bonds issued under s. 20.866 (2) (uur).

SECTION 1730m. 85.022 (3) of the statutes is amended to read:

85.022 **(3)** A recipient of funding under this section shall make the results of its study available to any interested city, village, town or county and shall comply with the requirements of s. 59.58 (6) (dm), if applicable.

SECTION 1732g. 85.064 (1) (b) of the statutes is amended to read:

85.064 **(1)** (b) "Political subdivision" means any city, village, town, county, transit commission organized under s. 59.58 (2) or 66.1021 or recognized under s. 66.0301, or regional ~~transportation~~ transit authority organized under s. 59.58 (6) within this state.

SECTION 1732r. 85.064 (4) of the statutes is created to read:

85.064 **(4)** Any recipient of a grant under this section shall comply with the requirements of s. 59.58 (6) (dm), if applicable.

SECTION 1733. 85.103 (6) of the statutes is amended to read:

85.103 **(6)** The department may disclose the personal identifier of any person who has made a designation under sub. (2) or (3) if the department discloses the personal identifier under s. 341.17 (9), 342.06, 343.027, 343.14, 343.234, 343.235, 343.24 (3) and (4), or 343.245 (3m).

SECTION 1734. 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

85.20 **(4m)** (a) 6. cm. ~~For aid payable for calendar year 2002, from the appropriation under s. 20.395 (1) (ht), the department shall pay $55,697,800 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $80,000,000.~~ For aid payable for calendar ~~year 2003 and for each calendar year thereafter~~ years 2004 and 2005, from the appropriation under s. 20.395 (1) (ht), the department shall pay $56,811,800 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $80,000,000. From the appropriation under s. 20.395 (1) (ht), the department shall pay $57,948,000 for aid payable for calendar year 2006, and $59,107,000 for aid payable for calendar year 2007 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $80,000,000. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 1735. 85.20 (4m) (a) 6. d. of the statutes is amended to read:

85.20 **(4m)** (a) 6. d. ~~For aid payable for calendar year 2002, from the appropriation under s. 20.395 (1) (hu), the department shall pay $14,869,500 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000.~~ For aid payable for calendar ~~year 2003 and for each calendar year thereafter~~ years 2004 and 2005, from the appropriation under s. 20.395 (1) (hu), the department shall pay $15,166,900 to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000. From the appropriation under s. 20.395 (1) (hu), the department shall pay $15,470,200 for aid payable for calendar year 2006, and $15,779,600 for aid payable for calendar year 2007 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 1736. 85.20 (4m) (a) 7. b. of the statutes is amended to read:

85.20 **(4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the amounts for aids are ~~$20,596,400 in calendar year 2002, $21,008,300 in calendar year 2003, and~~ $21,757,600 in calendar ~~year 2004 and in each calendar year thereafter~~ years 2004 and 2005, $22,192,800 in calendar year 2006, and $22,636,700 in calendar year 2007 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 1737. 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are ~~$5,563,100 in calendar year 2002, $5,674,400 in calendar year 2003, and~~ $4,925,100 in calendar ~~year 2004 and in each calendar year thereafter~~ years 2004 and 2005, $5,023,600 in calendar year 2006, and $5,124,100 in calendar year 2007 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 1739. 86.30 (2) (a) 3. of the statutes is amended to read:

86.30 **(2)** (a) 3. For each mile of road or street under the jurisdiction of a municipality as determined under s. 86.302, the mileage aid payment shall be ~~$1,755 in calendar year 2002, and~~ $1,825 in calendar ~~year 2003~~ years 2004 and 2005, $1,862 in calendar year 2006, and $1,899 in calendar year 2007 and thereafter.

SECTION 1740. 86.30 (9) (b) of the statutes is amended to read:

86.30 **(9)** (b) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to counties are ~~$86,581,300 in calendar year 2002, and~~ $90,044,600 in calendar ~~year 2003~~ years 2004 and 2005, $91,845,500 in calendar year 2006, and $93,682,400 in calendar year 2007 and thereafter. These amounts, to the extent practicable, shall be used to determine the state-

wide county average cost−sharing percentage in the particular calendar year.

SECTION 1741. 86.30 (9) (c) of the statutes is amended to read:

86.30 **(9)** (c) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to municipalities are ~~$272,395,300 in calendar year 2002, and~~ $283,291,100 in calendar ~~year 2003~~ years 2004 and 2005, $288,956,900 in calendar year 2006, and $294,736,000 in calendar year 2007 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide municipal average cost−sharing percentage in the particular calendar year.

Vetoed In Part

SECTION 1741b. 86.31 (1) (b) of the statutes is repealed and recreated to read:

86.31 **(1)** (b) "Improvement" means:

1. With respect to a project funded under sub. (3), a highway construction project with a projected design life of at least 10 years or a feasibility study of a highway construction project with a projected design life of at least 10 years.

2. With respect to a project funded under subs. (3g) to (3r), a single highway construction project that may be let to contract in one or more components, with a projected design life of at least 10 years and that meets the minimum cost thresholds in subs. (3g) to (3r).

SECTION 1741d. 86.31 (2) (b) of the statutes is amended to read:

86.31 **(2)** (b) Except as provided in par. (d), improvements for highway construction projects funded under ~~the program~~ sub. (3) shall be under contracts. Such contracts shall be awarded on the basis of competitive bids and shall be awarded to the lowest responsible bidder. If a city or village does not receive a responsible bid for an improvement, the city or village may contract with a county for the improvement. A town may contract with a county for the improvement subject to the criteria and procedures promulgated as rules under sub. (6) (h).

SECTION 1741e. 86.31 (2) (br) of the statutes is created to read:

86.31 **(2)** (br) Improvements for highway construction projects funded under subs. (3g) to (3r) shall in all cases be under contracts. Such contracts shall be awarded on the basis of competitive bids and shall be awarded to the lowest responsible bidder.

SECTION 1741g. 86.31 (2) (c) of the statutes is amended to read:

86.31 **(2)** (c) Improvements consisting of feasibility studies funded under ~~the program~~ sub. (3) may be performed by political subdivisions or the department of transportation, including the making and execution of all contracts.

SECTION 1741h. 86.31 (2) (d) (intro.) of the statutes is amended to read:

86.31 **(2)** (d) (intro.) County trunk highway improvements funded under ~~the program~~ sub. (3), including the hauling and laying of asphaltic hot mix, may be performed by county highway departments, subject to the following restrictions:

Vetoed In Part

SECTION 1741j. 86.31 (3) (title) of the statutes is repealed and recreated to read:

86.31 **(3)** (title) ENTITLEMENT COMPONENT.

SECTION 1741k. 86.31 (3) (a) (intro.) of the statutes is amended to read:

86.31 **(3)** (a) (intro.) Funds provided under s. 20.395 (2) (fr) shall be distributed under this subsection. For purposes of entitlement, the program shall consist of the following components:

SECTION 1741m. 86.31 (3) (b) (intro.) of the statutes is amended to read:

86.31 **(3)** (b) (intro.) From the appropriation under s. 20.395 (2) (fr), ~~after first deducting the funds allocated under subs. (3g), (3m) and (3r),~~ the department shall allocate funds for entitlement as follows:

SECTION 1741o. 86.31 (3) (c) of the statutes is amended to read:

86.31 **(3)** (c) Entitlements for each component under this subsection will be determined by a formula and calculated for each county, except that cities and villages with a population of 20,000 or more shall receive a proportionate share of the entitlement for city and village street improvements for the applicable county. No county may receive less than 0.5% of the total funds allocated to counties for county trunk highway improvements under par. (b) 1.

SECTION 1741p. 86.31 (3g) of the statutes is amended to read:

86.31 **(3g)** COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS. ~~From~~ Subject to sub. (3u), from the appropriation under s. 20.395 (2) ~~(fr)~~ (ft), the department shall allocate ~~$5,250,000~~ $7,400,000 in each fiscal year, beginning in fiscal year ~~2001−02~~ 2005−06, to fund county trunk highway improvements with eligible costs totaling more than $250,000. The funding of improvements under this subsection is in addition to the allocation of funds for entitlements under sub. (3). Notwithstanding requirements in this subsection, the department may distribute up to 20 percent of the funds allocated to counties under this subsection for projects with eligible costs between $150,000 and $250,000 to counties that have a total equalized value, exclusive of the incremental value in tax incremental financing districts, in the lowest 20 percent of the state's counties.

Vetoed In Part

Vetoed In Part

SECTION 1741q. 86.31 (3m) of the statutes is amended to read:

86.31 **(3m)** TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. ~~From~~ Subject to sub. (3u), from the appropriation under s. 20.395 (2) ~~(fr)~~ (ft), the department shall allocate ~~$750,000~~ $2,175,000 in each fiscal year, beginning in fiscal year ~~2001−02~~ 2005−06, to fund town road improvements with eligible costs totaling $100,000 or more. The funding of improvements under

Vetoed In Part

this subsection is in addition to the allocation of funds for entitlements under sub. (3).

SECTION 1741s. 86.31 (3r) of the statutes is amended to read:

Vetoed In Part

86.31 **(3r)** MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS. ~~From~~ Subject to sub. (3u), from the appropriation under s. 20.395 (2) ~~(fr)~~ (ft), the department shall allocate ~~$1,000,000~~ $2,425,000 in each fiscal year, beginning in fiscal year ~~2001–02~~ 2005–06, to fund municipal street improvement projects having total estimated costs of $250,000 or more. The funding of improvements under this subsection is in addition to the allocation of funds for entitlements under sub. (3).

Vetoed In Part

SECTION 1741u. 86.31 (3s) of the statutes is repealed.

SECTION 1741v. 86.31 (3u) of the statutes is created to read:

86.31 **(3u)** ADJUSTMENTS TO FUNDING ALLOCATIONS. If the sum of allocations required under subs. (3g) to (3r) exceeds the amounts in the schedule under s. 20.395 (2) (ft), the department shall make proportionate adjustments to the allocations under subs. (3g) to (3r) so that the total allocations under subs. (3g) to (3r) equal the amounts in the schedule under s. 20.395 (2) (ft).

SECTION 1741x. 86.31 (4) of the statutes is amended to read:

86.31 **(4)** REIMBURSEMENT FOR IMPROVEMENTS. All costs of an improvement funded under this section shall be the responsibility of the political subdivision. At the completion of an improvement under sub. (3), the political subdivision may apply to the department for reimbursement of not more than 50% of eligible costs in the manner and form prescribed by the department. At the completion of an improvement under subs. (3g) to (3r), the political subdivision may apply to the department for reimbursement of not more than 55% of eligible costs in the manner and form prescribed by the department.

SECTION 1741y. 86.31 (6) (h) (intro.) of the statutes is amended to read:

86.31 **(6)** (h) (intro.) Criteria and procedures for contracting with a county for a town road improvement under sub. (3) that includes at least all of the following:

SECTION 1742. 92.10 (4) (a) of the statutes is repealed and recreated to read:

92.10 **(4)** (a) *Data.* The department shall develop a systematic method of collecting and organizing data related to soil erosion. The department shall cooperate with the department of administration under s. 16.967 in developing this methodology or any related activities related to land information collection.

SECTION 1743. 93.06 (1qm) of the statutes is created to read:

93.06 **(1qm)** LOANS FOR RURAL DEVELOPMENT. Make loans, and charge interest and origination fees and take security for those loans, as required to receive federal funding for the development of rural business enterprises or for rural economic development.

SECTION 1751h. 93.29 (3) of the statutes is created to read:

93.29 **(3)** The department may not make a grant under sub. (1) after June 30, 2014.

SECTION 1751v. 93.46 (2) (e) of the statutes is created to read:

Vetoed In Part

93.46 **(2)** (e) The department may not award a total of more than $380,000 in a fiscal year for grants under this subsection and s. 93.47. The department may not make a grant under this subsection or s. 93.47 that exceeds 75 percent of project costs.

SECTION 1752. 93.46 (3) of the statutes is created to read:

93.46 **(3)** (a) The department may make grants for any of the following:

1. Research and development of technologies, including digesters and biodiesel technology, for using agricultural products or agricultural waste as energy sources.

2. Encouraging the use of agricultural products or agricultural waste, including forestry waste, as energy sources.

3. Reducing the generation of agricultural wastes, including forestry wastes, or increasing the beneficial use of agricultural wastes, including forestry wastes.

4. Encouraging the development of biochemicals from agricultural products.

(b) The department may provide the recipient of a grant under this subsection with not more than $300,000, of which not more than $150,000 may be for planning and not more than $150,000 may be for implementation. The department may not make a grant under this subsection that exceeds 50 percent of project costs.

SECTION 1752c. 93.46 (4) of the statutes is created to read:

93.46 **(4)** The department may not make a grant under this section for an ethanol production facility on which construction begins after the effective date of this subsection .... [revisor inserts date], unless a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 1752d. 93.47 (2) of the statutes is amended to read:

93.47 **(2)** The department may award grants from the appropriation accounts under s. 20.115 (4) (c) and (r) and (8) (g) to individuals or organizations to fund demonstration projects designed to encourage the use of sustainable agriculture. The department shall promulgate rules to govern the sustainable agriculture grant program under this section.

SECTION 1752f. 93.75 (1) (intro.) of the statutes is amended to read:

93.75 **(1)** ELIGIBILITY. (intro.) Beginning on July 1, 2001, the department shall administer a program under which the department makes payments to a person who produces ethanol ~~and who satisfies~~ if all of the following criteria are satisfied:

SECTION 1752g. 93.75 (1) (d) of the statutes is created to read:

93.75 **(1)** (d) If construction of the ethanol production facility begins after the effective date of this paragraph .... [revisor inserts date], a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 1752m. 94.64 (4) (a) 5. of the statutes is amended to read:

94.64 **(4)** (a) 5. An agricultural chemical cleanup surcharge of ~~86~~ 63 cents per ton on all fertilizer that the person sells or distributes in this state after June 30, 2005, unless the department establishes a lower surcharge under s. 94.73 (15).

SECTION 1753. 95.23 (1m) (b) of the statutes is amended to read:

95.23 **(1m)** (b) The department shall indemnify the owner of an animal that must be killed in order to conduct testing under par. (a)~~, if funds are available from the appropriation under s. 20.115 (2) (m) or (8) (ks) to pay the indemnity,~~ in an amount equal to two−thirds of the difference between the net salvage value and the appraised value of the animal but not more than $1,500 for one animal, except as provided in s. 95.31 (3m). The department may pay an indemnity under this paragraph from the appropriation account under s. 20.115 (2) (b) only if funds received by the department under s. 20.115 (2) (m) and (8) (ks) for the payment of indemnities are insufficient to pay the indemnity.

SECTION 1754. 95.31 (3) of the statutes is amended to read:

95.31 **(3)** In addition to the indemnities for specific animal diseases provided under ss. 95.25, 95.26 and 95.27 or under special emergency programs and subject to s. 95.36, the department shall pay indemnities on livestock condemned and slaughtered or destroyed because of other diseases if the department determines that the condemnation and slaughter or destruction is necessary to protect public health or the livestock industry. The indemnity under this subsection shall be two−thirds of the difference between net salvage value and appraised value, but may not exceed $1,500 for an animal, except as provided in sub (3m). As used in this subsection, "livestock" means animals of species raised primarily to produce food for human consumption, including farm−raised deer.

SECTION 1755. 95.31 (3m) of the statutes is created to read:

95.31 **(3m)** If the department condemns an animal because the animal is suspected to have a transmissible spongiform encephalopathy and the owner disposes of the carcass as directed by the department, the department shall increase the amount of the indemnity calculated under sub. (3) or s. 95.23 (1m) (b) by the costs of the destruction of the animal and of the disposal, transportation, and any necessary storage of the animal's carcass. An indemnity paid because of the condemnation of an animal to which this subsection applies may exceed $1,500.

SECTION 1756d. 95.60 (2) (d) of the statutes is repealed. **Vetoed In Part**

SECTION 1756e. 95.60 (2) (e) of the statutes is created to read:

95.60 **(2)** (e) The department shall provide the department of natural resources with a copy of each application for a permit under par. (a) and of each permit issued under par. (a).

SECTION 1756g. 95.60 (4s) (b) of the statutes is amended to read:

95.60 **(4s)** (b) ~~In consultation with the department of natural resources, promulgate~~ Promulgate rules specifying fish health standards and requirements for certifying that fish meet those standards for the purpose of s. 29.736.

SECTION 1756h. 95.60 (4s) (d) of the statutes is amended to read:

95.60 **(4s)** (d) ~~In consultation with the department of natural resources, promulgate~~ Promulgate rules specifying diseases and requirements for certifying that fish are free of those diseases for the purposes of sub. (2) (b).

SECTION 1756i. 95.60 (6) (a) of the statutes is renumbered 95.60 (6).

SECTION 1756j. 95.60 (6) (c) of the statutes is repealed.

SECTION 1756L. 95.60 (9) of the statutes is created to read: **Vetoed In Part**

95.60 **(9)** The department of natural resources is subject to this section, except for the fees under sub. (5).

SECTION 1779t. 100.20 (1n) of the statutes is created to read:

100.20 **(1n)** It is an unfair method of competition or an unfair trade practice for any person to sell cigarettes to consumers in this state in violation of s. 139.345.

SECTION 1826L. 100.53 of the statutes is created to read:

100.53 Vehicle rentals; title and registration fees. (1) In this section:

(a) "Rental company" has the meaning given in s. 344.51 (1) (c).

(b) "Title or registration fee" means a fee charged by a rental company to recover the cost of registering or obtaining a certificate of title.

(2) No rental company may disseminate or make in this state an advertisement or representation that includes a statement of the rental rate for a private passenger vehicle, as defined in s. 344.57 (4), that is available for

rent from a location in this state, unless one of the following applies:

(a) The statement of the rental rate includes the amount of any title or registration fee charged by the rental company.

(b) The advertisement or representation includes a statement that the customer must pay a title or registration fee, and the rental company notifies a customer of the amount of the title or registration fee before the customer enters into an agreement with the rental company.

Vetoed In Part

SECTION 1829p. 101.143 (9m) (g) 2. of the statutes is amended to read:

101.143 **(9m)** (g) 2. Revenue obligations issued under this subsection may not exceed ~~$436,000,000~~ $386,924,000 in principal amount, excluding any obligations that have been defeased under a cash optimization program administered by the building commission. In addition to this limit on principal amount, the building commission may contract revenue obligations under this subsection as the building commission determines is desirable to fund or refund outstanding revenue obligations, to pay issuance or administrative expenses, to make deposits to reserve funds, or to pay accrued or capitalized interest.

SECTION 1830e. 101.63 (3m) of the statutes is renumbered 101.657 (1) and amended to read:

101.657 **(1)** ~~Contract~~ The department shall contract with a private organization to provide education regarding construction standards and inspection requirements under this subchapter and under rules promulgated under this subchapter to builders of dwellings in this state.

(4) Each contract under sub. (1), (2), and (3) shall be a separate contract. The department ~~may only contract with an organization under this subsection if the organization is~~ is limited for these contracts to contracting only with organizations that are described in section 501 (c) (6) of the Internal Revenue Code and ~~is~~ are exempt from federal income tax under section 501 (a) of the Internal Revenue Code.

SECTION 1830g. 101.657 (title) of the statutes is created to read:

101.657 (title) **Education contracts for builders and consumers.**

SECTION 1830h. 101.657 (2) of the statutes is created to read:

101.657 **(2)** The department shall contract with a private organization to provide education regarding business practices to builders of dwellings in this state.

SECTION 1830j. 101.657 (3) of the statutes is created to read:

101.657 **(3)** The department shall contract with a private organization to provide education regarding the dwelling building process to consumers in this state. The education curriculum shall include selecting a contractor, the construction process, and consumer protection.

SECTION 1830m. 101.657 (5) of the statutes is created to read:

101.657 **(5)** From the appropriation under s. 20.143 (3) (j), beginning with fiscal year 2005−06, the department shall allocate $100,000 annually for the contract required under sub. (2) and at least $600,000 annually for the contract required under sub. (3).

SECTION 1834v. 106.12 (title) of the statutes is repealed.

SECTION 1834x. 106.12 (1) of the statutes is repealed.

SECTION 1835d. 106.12 (2) of the statutes is renumbered 106.12 and amended to read:

106.12 Employment and education program administration. The ~~board~~ department shall plan, coordinate, administer, and implement the youth apprenticeship program under s. 106.13 (1) and such other employment and education programs as the governor may by executive order assign to the ~~board~~ department. Notwithstanding any limitations placed on the use of state employment and education funds under this section or s. 106.13 or under an executive order assigning an employment and education program to the ~~board~~ department, the ~~board~~ department may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

SECTION 1835g. 106.12 (3) of the statutes is repealed.

SECTION 1835m. 106.12 (4) of the statutes is renumbered 38.40 (4r) and amended to read:

38.40 **(4r)** PUBLICATIONS AND SEMINARS. The board may provide publications and seminars relating to the employment and education programs administered by the board and may establish a schedule of fees for those publications and seminars. Fees established under this subsection for publications and seminars provided by the board may not exceed the actual cost incurred in providing those publications and seminars. The fees collected under this subsection shall be credited to the appropriation account under s. ~~20.445 (7)~~ 20.292 (1) (ga).

SECTION 1835p. 106.13 (title) of the statutes is amended to read:

106.13 (title) **Youth apprenticeship~~, school-to-work and work-based learning programs~~ program.**

SECTION 1837d. 106.13 (2) of the statutes is amended to read:

106.13 **(2)** The council on workforce investment established under 29 USC 2821, the technical college system board, and the department of public instruction shall assist the ~~board~~ department in providing the youth apprenticeship program under sub. (1).

SECTION 1838d. 106.13 (2m) of the statutes is amended to read:

106.13 **(2m)** The ~~board~~ department shall approve occupations and maintain a list of approved occupations

for the youth apprenticeship program. From the appropriation under s. 20.445 (1) (a), the ~~board~~ department shall develop curricula for youth apprenticeship programs for occupations approved under this subsection.

SECTION 1839d. 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) (e), the ~~board~~ department shall 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 1839g. 106.13 (3m) (b) 6. of the statutes is amended to read:

106.13 **(3m)** (b) 6. Any other implementation or coordination activity that the ~~board~~ department may direct or permit the local partnership to perform.

SECTION 1839j. 106.13 (4) (a) 1d. of the statutes is amended to read:

106.13 **(4)** (a) 1d. "Eligible employer" means an employer that is eligible to receive a grant under this subsection according to the criteria established by the ~~board~~ department under par. (d).

SECTION 1839m. 106.13 (4) (b) of the statutes is amended to read:

106.13 **(4)** (b) From the appropriation under s. 20.445 ~~(7)~~ (1) (em), the ~~board~~ department may award a grant to a public agency or a nonprofit organization, or to an eligible employer that is responsible for the on−the−job training and supervision of a youth apprentice. A public agency or nonprofit organization that receives a grant under this subsection shall use the funds awarded under the grant to award training grants to eligible employers that provide on−the−job training and supervision for youth apprentices. Subject to par. (c), a training grant provided under this subsection may be awarded to an eligible employer for each youth apprentice who receives at least 180 hours of paid on−the−job training from the eligible employer during a school year, as defined in s. 115.001 (13). The amount of a training grant may not exceed $500 per youth apprentice per school year. A training grant may not be awarded for any specific youth apprentice for more than 2 school years.

SECTION 1839p. 106.13 (4) (c) of the statutes is amended to read:

106.13 **(4)** (c) Notwithstanding par. (b), the ~~board~~ department may award a training grant under this subsection to an eligible employer that provides less than 180 hours of paid on−the−job training for a youth apprentice during a school year, as defined in s. 115.001 (13), if the ~~board~~ department determines that it would be beneficial for the youth apprentice to receive on−the−job training from more than one eligible employer.

SECTION 1839r. 106.13 (4) (d) of the statutes is amended to read:

106.13 **(4)** (d) The ~~board~~ department shall establish eligibility criteria for a grant under this subsection. That criteria shall specify that eligibility for a grant shall be limited to small employers, as determined by the ~~board~~ department, and to employers providing on−the−job training in employment areas determined by the ~~board~~ department. Notwithstanding sub. (5), those criteria need not be promulgated as rules.

SECTION 1839t. 106.13 (5) of the statutes is amended to read:

106.13 **(5)** The ~~board~~ department shall promulgate rules to administer this section.

SECTION 1839u. 106.50 (6) (c) 2. of the statutes is amended to read:

106.50 **(6)** (c) 2. At the conclusion of the investigation of the allegations, the department shall make a determination as to whether probable cause exists to believe that discrimination has occurred or is about to occur. In making a determination of probable cause, the department shall consider whether the facts concerning the alleged discrimination are sufficient to warrant the initiation of a civil action. If the department determines that probable cause exists, the department shall immediately issue a charge on behalf of the aggrieved person and refer the charge to the attorney general. If the attorney general concurs in the department's determination of probable cause, the attorney general shall represent the aggrieved person at the hearing under par. (f) or, if an election is made under subd. 2m., shall commence a civil action in the name of the state on behalf of the aggrieved person under sub. (6m).

2m. Service of copies of the charge shall be made on the complainant, the respondent, and the aggrieved person by certified mail, return receipt requested. When a charge is filed, a complainant, a respondent, or an aggrieved person on whose behalf the complaint was filed may elect to have the claims asserted in that charge decided in a civil action under sub. (6m) in lieu of a hearing under par. (f). The election shall be made no later than 20 days after the receipt by the electing person of service of the charge, along with information about how to make the election. If an election is made, the person making the election shall give notice of doing so to the department and to all other complainants and respondents to whom

the charge relates. The department shall notify the aggrieved persons that an election is made.

SECTION 1839v. 106.50 (6) (d) of the statutes is amended to read:

106.50 **(6)** (d) *Temporary judicial relief.* At any time after a complaint is filed alleging discrimination in violation of sub. (2), (2m), or (2r), the department may request the attorney general to file a petition in the circuit court for the county in which the act of discrimination allegedly occurred or for the county in which a respondent resides or transacts business, seeking a temporary injunction or restraining order against the respondent to prevent the respondent from performing an act that would tend to render ineffectual an order that the department may enter with respect to the complaint, pending final determination of proceedings under this section. On receipt of the department's request, the attorney general shall promptly file the petition.

SECTION 1839w. 106.50 (6) (e) 4. of the statutes is amended to read:

106.50 **(6)** (e) 4. Whenever the department has reasonable cause to believe that a respondent has breached a conciliation agreement, the department shall refer the matter to the ~~department of justice~~ attorney general with a recommendation that a civil action be filed for enforcement of the agreement.

SECTION 1839x. 106.50 (6) (f) 2. of the statutes is amended to read:

106.50 **(6)** (f) 2. If an election is not made under par. (c) ~~2.~~ 2m., the hearing shall be conducted by a hearing examiner. ~~A~~ If the attorney general has concurred in the department's determination of probable cause under par. (c) 2., the aggrieved person on whose behalf the charge was issued shall be represented by the attorney general. Any other person who is aggrieved, with respect to the issues to be determined at the hearing, may be represented by private counsel.

SECTION 1839y. 106.50 (6) (f) 3. of the statutes is amended to read:

106.50 **(6)** (f) 3. The department, the attorney general, or 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 shall be in substantially the same form as provided in s. 805.07 (4) and shall 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 hearing examiner who is responsible for conducting the hearing.

SECTION 1839z. 106.50 (6m) (a) of the statutes is amended to read:

106.50 **(6m)** (a) Any person~~, including the state,~~ alleging a violation of sub. (2), (2m), or (2r), including the attorney general on behalf of an aggrieved person, may bring a civil action for injunctive relief, for damages, including punitive damages, and, in the case of a prevailing plaintiff, for court costs and reasonable attorney fees.

SECTION 1840. 108.02 (13) (k) of the statutes is amended to read:

108.02 **(13)** (k) "Employer" does not include a county department ~~or~~ aging unit, or, under s. 46.2785, a private agency that serves as a fiscal agent or contracts with a fiscal intermediary to serve as a fiscal agent under s. 46.27 (5) (i) or 47.035 as to any individual performing services for a person receiving long-term support services under s. 46.27 (5) (b), 46.275, 46.277, 46.278, 46.2785, 46.286, 46.495, 51.42, or 51.437 or personal assistance services under s. 47.02 (6) (c).

SECTION 1854g. 115.28 (7) (d) of the statutes is renumbered 115.28 (7) (d) 1. and amended to read: **Vetoed In Part**

115.28 **(7)** (d) 1. ~~Annually,~~ Except as provided in subd. 2., annually establish fees for the ~~certification or~~ licensure of school and public library personnel sufficient to fund ~~certification and~~ licensing administrative costs.

SECTION 1854m. 115.28 (7) (d) 2. of the statutes is created to read:

115.28 **(7)** (d) 2. Charge a fee of $150 for the initial and renewal teacher license of each resident applicant.

SECTION 1855. 115.28 (45) of the statutes is created to read:

115.28 **(45)** GRANTS FOR ADVANCED PLACEMENT COURSES. From the appropriation under s. 20.255 (2) (fw), award grants to school districts to partially reimburse them for the costs of offering advanced placement courses in high schools that are not offering such courses. A grant may not exceed an amount equal to $300 multiplied by the number of pupils in the high school's advanced placement courses in the fall or spring session in which the grant is awarded.

SECTION 1856f. 115.28 (48m) of the statutes is created to read: **Vetoed In Part**

115.28 **(48m)** EXPENDITURE OF FEDERAL ADMINISTRATIVE FUNDS. Submit each proposal for the expenditure of federal administrative funding for federal programs administered by the department to the joint committee on finance. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the proposed expenditure's submission that the committee has scheduled a meeting to review the proposed expenditure, the proposed expenditure may be made. If, within 14 working days after the date of the proposed expenditure's submission, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposed expenditure, the proposed expenditure may be made only upon the committee's approval.

SECTION 1856m. 115.28 (52) of the statutes is created to read:

115.28 **(52)** ADULT LITERACY GRANTS. From the appropriation under s. 20.255 (3) (b), award grants to nonprofit organizations, as defined in s. 108.02 (19), to

support programs that train community−based adult literacy staff and to establish new volunteer−based programs in areas of this state that have a demonstrated need for adult literacy services. No grant may exceed $10,000, and no organization may receive more than one grant in any fiscal year.

SECTION 1856w. 115.28 (54) of the statutes is created to read:

115.28 **(54)** SECOND CHANCE PARTNERSHIP. From the appropriation under s. 20.255 (2) (ep), pay to the Second Chance Partnership, a nonprofit corporation operating a program in which children at risk participate in apprenticeships while earning high school diplomas, an amount equal to $4,610 multiplied by the number of pupils participating in the program.

SECTION 1857. 115.29 (6) of the statutes is created to read:

115.29 **(6)** ENGLISH LANGUAGE PROFICIENCY ASSESSMENT SYSTEM. Assist in the establishment of, and participate in, a consortium of state education agencies organized to obtain public and private funds to be used to purchase an English language proficiency assessment system.

SECTION 1857m. 115.34 (2) of the statutes is amended to read:

115.34 **(2)** The state superintendent shall make payments to school districts ~~and to~~, private schools, charter schools under s. 118.40 (2r), the program under s. 115.52, and the center under s. 115.525 for school lunches served to children in the prior year as determined by the state superintendent from the appropriation under s. 20.255 (2) (cn). Payments ~~to school districts and to private schools~~ shall equal the state's matching obligation under 42 USC 1751 et seq. Payments in the current year shall be determined by prorating the state's matching obligation based on the number of school lunches served to children in the prior year. In this subsection, "private school" means any school defined in s. 115.001 (3r) which complies with the requirements of 42 USC 2000d.

SECTION 1859. 115.3615 of the statutes is amended to read:

115.3615 Head start supplement. From the ~~appropriations~~ appropriation under s. 20.255 (2) (eh) ~~and (kh)~~, the state superintendent shall distribute funds to agencies determined by the state superintendent to be eligible for designation as head start agencies under 42 USC 9836 to provide comprehensive health, educational, nutritional, social and other services to economically disadvantaged children and their families. The state superintendent shall distribute the funds in a manner consistent with 42 USC 9831 to 9852 except that there is no matching fund requirement. The state superintendent shall give preference in funding under this section to agencies that are receiving federal funds under 42 USC 9831 to 9852 and to agencies that operate full−time or early head start programs. Funds distributed under this section may be used to match available federal funds under 42 USC 9831 to 9852 only if the funds are used to secure additional federal funds for the purposes under this section.

SECTION 1861. 115.405 (1) of the statutes is renumbered 115.405 (1) (a) and amended to read:

115.405 **(1)** (a) A cooperative educational service agency or a consortium consisting of 2 or more school districts or cooperative educational service agencies, or a combination thereof, may apply to the department for a grant to provide technical assistance and training for teachers who are licensed or have been issued a permit under ss. 115.28 (7) and 118.192 to implement peer review and mentoring programs. An applicant for a grant under this ~~section~~ subsection shall submit to the department a plan identifying the school districts and cooperative educational service agencies that will participate in the peer review and mentoring program and describing how the grant funds will be allocated. As a condition of receiving a grant under this ~~section~~ subsection, a cooperative educational service agency or a consortium shall provide matching funds in an amount equal to at least 20% of the amount of the grant awarded. The matching funds may be in the form of money or in−kind services or both.

SECTION 1862. 115.405 (2) of the statutes is renumbered 115.405 (1) (b) and amended to read:

115.405 **(1)** (b) The department shall award grants under par. (a) from the appropriation under s. 20.255 (2) (fk). The department may not award more than $25,000 to an applicant in a fiscal year.

SECTION 1863. 115.405 (2m) of the statutes is created to read:

115.405 **(2m)** (a) In this subsection, "initial educator" means a person who is licensed by the department as an initial educator under s. PI 34.17, Wis. Adm. Code.

(b) From the appropriation under s. 20.255 (2) (kg), beginning in the 2006−07 school year the department shall award a grant to each person employing an initial educator in a position requiring a teaching license issued by the department under s. 115.28 (7), for each initial educator so employed. The amount of the grant shall be equal to the amount that the employer is spending to provide a mentor for the initial educator, but not more than $375. The employer shall use the money to provide a mentor for each initial educator employed.

(c) If the amount appropriated under s. 20.255 (2) (kg) in any fiscal year is insufficient to fully fund the grants under this subsection, the department shall prorate the payments to eligible persons.

SECTION 1877. 115.88 (1) of the statutes is amended to read:

115.88 **(1)** PERSONNEL. A school board, board of control of a cooperative educational service agency or, upon authorization of the county board, a county children with disabilities education board may employ, for a special education program, either full− or part−time licensed

teachers, licensed coordinators of special education, licensed school nurses, licensed school social workers, licensed school psychologists, licensed school counselors, paraprofessionals, licensed consulting teachers to work with any teacher of regular education programs who has a child with a disability in a class and any other personnel approved by the department. The board may contract with private or public agencies for physical or occupational therapy services on the basis of demonstrated need. A school board may contract with a charter school to provide special education services to pupils attending the charter school if the charter school is under contract with the school board under s. 118.40 (2m) and the charter school is not an instrumentality of the school district.

SECTION 1877m. 115.88 (1m) (a) of the statutes is amended to read:

115.88 **(1m)** (a) If, upon receipt of the plan under s. 115.77 (4), the state superintendent is satisfied that the special education program has been maintained during the preceding school year in accordance with law, the state superintendent shall certify to the department of administration in favor of each county, cooperative educational service agency, and school district maintaining such special education program a sum equal to the amount expended by the county, agency, and school district during the preceding year for salaries of personnel enumerated in sub. (1)~~, including~~, the salary portion of any authorized contract for physical or occupational therapy services~~,~~; the salary portion of any contract to provide special education services to pupils attending a charter school, as authorized under sub. (1); and other expenses approved by the state superintendent, as costs eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

SECTION 1878. 115.88 (1m) (am) of the statutes is amended to read:

115.88 **(1m)** (am) If the operator of a charter school established under s. 118.40 (2r) operates a special education program and the state superintendent is satisfied that the operator of the charter school is complying with 20 USC 1400 to 1491o, the state superintendent shall certify to the department of administration in favor of the operator of the charter school a sum equal to the amount that the operator of the charter school expended during the previous school year for salaries of full−time or part−time licensed teachers, licensed coordinators of special education, licensed school nurses, licensed school social workers, licensed school psychologists, licensed school counselors, paraprofessionals, licensed consulting teachers to work with any teacher of regular education programs who has a child with a disability in a class and any other personnel, as determined by the state superintendent. Certified costs under this paragraph are eligible for reimbursement from the appropriation under s. 20.255 (2) (b). The state superintendent may audit costs under this paragraph and adjust reimbursement to cover only actual, eligible costs.

SECTION 1878c. 115.88 (2m) of the statutes is amended to read:

115.88 **(2m)** OTHER TRANSPORTATION AID. If the operator of a charter school established under s. 118.40 (2r) or established as a noninstrumentality charter school under s. 118.40 (2m) transports children with disabilities and the state superintendent is satisfied that the operator of the charter school is complying with 20 USC 1400 to 1491o, the state superintendent shall certify to the department of administration in favor of the operator of the charter school a sum equal to the amount that the operator of the charter school expended during the previous school year for transportation under this subsection as costs eligible for reimbursement from the appropriations under s. 20.255 (2) (b). The state superintendent may audit costs under this subsection and adjust reimbursement to cover only actual, eligible costs.

SECTION 1879. 115.881 of the statutes is created to read:

115.881 Additional special education aid. (1) A school board, board of control of a cooperative educational service agency, county children with disabilities education board, or operator of a charter school established under s. 118.40 (2r) may apply to the department for aid under this section if the applicant incurred, in the previous school year, more than $30,000 of nonadministrative costs for providing special education and related services to a child and those costs were not eligible for reimbursement under s. 115.88, 115.93, or 118.255, 20 USC 1400 et seq., or federal medicaid.

(2) For each child whose costs exceeded $30,000 under sub. (1), the department shall, from the appropriation under s. 20.255 (2) (bd), pay an eligible applicant in the current school year an amount equal to 0.90 multiplied by that portion of the cost under sub. (1) that exceeded $30,000.

(3) If the appropriation under s. 20.255 (2) (bd) is insufficient to pay the full amount of costs under sub. (2), the department shall prorate payments among eligible applicants.

SECTION 1880. 115.882 of the statutes is amended to read:

115.882 Payment of state aid. Funds appropriated under s. 20.255 (2) (b) shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement from the appropriation under s. 20.255 (2) (b) under ss. 115.88 (1m) to (3), (6) and (8), 115.93, and 118.255 (4) shall be reimbursed at a rate set to distribute the full amount appropriated for reimbursement for the costs, ~~less the amount paid by the department of health and family services under s. 20.435 (4) (b) and (o) under s. 49.45 (39) (b) 1m.,~~ not to exceed 100%.

SECTION 1881. 118.153 (4) (b) of the statutes is amended to read:

118.153 **(4)** (b) Upon receipt of a school board's annual report under par. (a) the state superintendent shall pay to the school district from the appropriation under s. 20.255 (2) (bc), for each pupil enrolled in a program for children at risk who achieved at least 3 of the objectives under par. (c) in the previous school year, additional state aid in an amount equal to 10% of the school district's average per pupil aids provided under s. 20.835 (7) (a), 1991 stats., and s. 20.255 (2) (ac) ~~and (r)~~ in the previous school year.

SECTION 1883. 118.35 (4) of the statutes is created to read:

118.35 **(4)** From the appropriation under s. 20.255 (2) (fy), the department shall award grants to cooperative educational service agencies and the school district operating under ch. 119 for the purpose of providing advanced curriculum and assessments for gifted and talented middle school pupils.

Vetoed In Part

SECTION 1883f. 118.40 (2r) (c) 1. of the statutes is amended to read:

118.40 **(2r)** (c) 1. Except as provided in ~~subd.~~ subds. 3. and 4., only pupils who reside in the school district in which a charter school established under this subsection is located may attend the charter school.

SECTION 1883g. 118.40 (2r) (c) 2. of the statutes is repealed.

Vetoed In Part

SECTION 1883r. 118.40 (2r) (c) 4. of the statutes is created to read:

118.40 **(2r)** (c) 4. A pupil who resides outside the school district operating under ch. 119 may attend a charter school established under this subsection in the school district operating under ch. 119, but the charter school shall give preference in admissions to pupils who reside in the school district operating under ch. 119.

Vetoed In Part

SECTION 1888m. 118.43 (2) (g) of the statutes is amended to read:

118.43 **(2)** (g) The department may renew an achievement guarantee contract under pars. (b), (bg), and (br) for one or more terms of 5 school years. As a condition of receiving payments under a renewal of an achievement guarantee contract, a school board shall maintain the reduction of class size achieved during the last school year of the original achievement guarantee contract for the grades specified for the last school year of the contract, but this condition does not apply to a school district under sub. (4m).

SECTION 1888r. 118.43 (3) (intro.) of the statutes is amended to read:

118.43 **(3)** CONTRACT REQUIREMENTS. (intro.) Except as provided in pars. (am) and (ar) and sub. (4m), an achievement guarantee contract shall require the school board to do all of the following in each participating school:

SECTION 1888s. 118.43 (4m) of the statutes is created to read:

Vetoed In Part

118.43 **(4m)** EXCEPTIONS. A school district participating in the program under this section on or after the effective date of this subsection .... [revisor inserts date], may choose not to comply with the requirement to reduce class size to 15 in grades 2 or 3, or both, in any school.

SECTION 1889. 118.43 (6) (a) of the statutes is amended to read:

118.43 **(6)** (a) In this subsection, "amount appropriated" means the amount appropriated under s. 20.255 (2) (cu) in any fiscal year less $250,000~~, plus the amount appropriated under s. 20.255 (2) (cv)~~.

SECTION 1890. 118.43 (6) (b) (intro.) of the statutes is amended to read:

118.43 **(6)** (b) (intro.) From the ~~appropriations~~ appropriation under s. 20.255 (2) (cu) ~~and (cv)~~, subject to par. (c), the department shall pay to each school district that has entered into a contract with the department under this section an amount determined as follows:

SECTION 1891t. 118.43 (6) (b) 9. of the statutes is created to read:

118.43 **(6)** (b) 9. In the 2005−06 and any subsequent school year, $2,000 multiplied by the number of low−income pupils enrolled in grades eligible for funding in each school in the school district covered by renewals of contracts under sub. (2) (g). For purposes of this subdivision, the grades eligible for funding for a school district under sub. (4m) are those grades in which the school district chooses to comply with the requirement to reduce class size to 15.

Vetoed In Part

SECTION 1893m. 118.43 (6g) of the statutes is created to read:

Vetoed In Part

118.43 **(6g)** MILWAUKEE PUBLIC SCHOOLS. Notwithstanding subs. (3), (4), and (4m), the department shall pay the school district operating under ch. 119 state aid under sub. (6), if the participating schools comply with either the requirements under subs. (3) or (4) or the requirements under s. 115.45. For purposes of state aid payments for participating schools under this subsection, the department shall multiply the per pupil payment amount by the number of low−income pupils enrolled in grades eligible for funding under this section.

SECTION 1895d. 119.23 (1) (d) of the statutes is created to read:

119.23 **(1)** (d) "Teacher" means a person who has primary responsibility for the academic instruction of pupils.

SECTION 1895h. 119.23 (2) (a) 1. of the statutes is amended to read:

Vetoed In Part

119.23 **(2)** (a) 1. The pupil is a member of a family that has a total family income that does not exceed an amount equal to 1.75 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. A pupil attending a private school under this section whose

Vetoed In Part

family income increases may continue to attend a private school under this section if the pupil is a member of a family that has a total family income that does not exceed an amount equal to 2.2 times the poverty level determined in accordance with criteria established by the director of the federal office of management and budget. For purposes of admission to a private school under this section, siblings of pupils attending a private school under this section are subject to the higher income limit. If a pupil attending a private school under this section ceases to attend a private school under this section, the lower income limit applies unless the pupil is a sibling of a pupil attending a private school under this section.

SECTION 1895p. 119.23 (2) (a) 2. of the statutes is repealed.

SECTION 1895t. 119.23 (2) (a) 6. of the statutes is created to read:

119.23 **(2)** (a) 6. All of the private school's teachers have graduated from high school or been granted a declaration of equivalency of high school graduation.

SECTION 1895v. 119.23 (4) (b) 2. of the statutes is amended to read:

119.23 **(4)** (b) 2. The amount paid per pupil under this paragraph in the previous school year multiplied by the sum of 1.0 plus the percentage change from the previous school year to the current school year in the total amount appropriated under s. 20.255 (2) (ac) ~~and (r)~~ expressed as a decimal, but not less than zero.

SECTION 1897. 121.007 of the statutes is amended to read:

121.007 Use of state aid; exemption from execution. All moneys paid to a school district under s. 20.255 (2) (ac), (bc), (cg), and (cr), ~~and (r)~~ shall be used by the school district solely for the purposes for which paid. Such moneys are exempt from execution, attachment, garnishment, or other process in favor of creditors, except as to claims for salaries or wages of teachers and other school employees and as to claims for school materials, supplies, fuel, and current repairs.

Vetoed In Part

SECTION 1897g. 121.05 (1) (a) 9. of the statutes is amended to read:

121.05 **(1)** (a) 9. Pupils enrolled in a charter school~~, other than a charter school under s. 118.40 (2r)~~.

SECTION 1897i. 121.07 (6) (a) (intro.) of the statutes is amended to read:

121.07 **(6)** (a) (intro.) ~~"Shared~~ Subject to par. (am), "shared cost" is the sum of the net cost of the general fund and the net cost of the debt service fund, ~~except that "shared cost" excludes~~ including the amount determined by multiplying the number of pupils who attended a charter school under s. 118.40 (2r) that is located in the school district by the amount paid by the state for each such pupil under s. 118.40 (2r), but excluding any costs, including attorney fees, incurred by a school district as a result of its participation in a lawsuit commenced against the state, beginning with such costs incurred in the fiscal year in which the lawsuit is commenced, ~~excludes~~ any expenditures from a capital improvement fund created under s. 120.135, and ~~excludes~~ the costs of transporting those transfer pupils for whom the school district operating under ch. 119 does not receive intradistrict transfer aid under s. 121.85 (6) as a result of s. 121.85 (6) (am). In this paragraph, "net cost of the debt service fund" includes all of the following amounts:

Vetoed In Part

SECTION 1897j. 121.07 (6) (am) of the statutes is repealed and recreated to read:

121.07 **(6)** (am) In par. (a), for the purpose of calculating state aid paid to a school district in the 2006–07 and 2007–08 school years, "shared cost" excludes any amount expended in the previous school year from the school district's fund balance to pay the school district's unfunded pension liability under the Wisconsin Retirement System or to pay debt service for debt issued to refinance the balance of the unfunded pension liability if the result of excluding such expenditures is an increase in state aid paid to the school district under s. 121.08.

SECTION 1897m. 121.07 (7) (b) of the statutes is amended to read:

121.07 **(7)** (b) The "secondary guaranteed valuation per member" is an amount, rounded to the next lower dollar, that, after subtraction of payments under ss. 121.09 and 121.85 (6) (b) 2. and 3. and (c), fully distributes an amount equal to the amount remaining in the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~.

SECTION 1898b. 121.08 (4) (a) (intro.) of the statutes is amended to read:

121.08 **(4)** (a) (intro.) The amount of state aid that a school district in which a charter school under s. 118.40 (2r) is located is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~ shall be reduced by the amount determined as follows:

Vetoed In Part

Vetoed In Part

SECTION 1898e. 121.08 (4) (a) 1. of the statutes is repealed and recreated to read:

121.08 **(4)** (a) 1. Divide the number of pupils who in the current school year are attending charter schools under s. 118.40 (2r) that are located in the school district by the total number of pupils who in the current school year are attending charter schools under s. 118.40 (2r).

SECTION 1898m. 121.08 (4) (a) 2. of the statutes is repealed and recreated to read:

121.08 **(4)** (a) 2. Multiply the sum of the amounts paid under s. 118.40 (2r) in the current school year by the school district's quotient under subd. 1.

SECTION 1898s. 121.08 (4) (a) 3. of the statutes is repealed.

SECTION 1899. 121.08 (4) (b) of the statutes is amended to read:

121.08 **(4)** (b) The amount of state aid that the school district operating under ch. 119 is eligible to be paid from the ~~appropriations~~ appropriation under s. 20.255 (2) (ac) ~~and (r)~~ shall also be reduced by 45% of the amounts paid under s. 119.23 (4) and (4m) in the current school year.

SECTION 1899d. 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 also be reduced by an amount equal to the amount paid to the Second Chance Partnership under s. 115.28 (54) for pupils enrolled in the school district. The department shall ensure that the amount of the aid reduction lapses to the general fund and that it does not affect the amount determined to be received by a school district as state aid under this section for any other purpose.

Vetoed In Part

SECTION 1899m. 121.08 (4) (d) of the statutes is amended to read:

121.08 **(4)** (d) The state superintendent shall ensure that the total amount of aid reduction under pars. (a) and (b) lapses to the general fund and that the aid reduction under par. (a) does not affect the amount determined to be received by a school district under this section for any other purpose.

SECTION 1906. 121.58 (2) (a) of the statutes is renumbered 121.58 (2) (a) (intro.) and amended to read:

121.58 **(2)** (a) (intro.) A school district which provides transportation to and from a school under ss. 121.54 (1) to (3), (5) and (6) and 121.57, and the 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), shall be paid state aid for such transportation at the ~~rate of $30 per school year per~~ following rates:

1. For each pupil so transported whose residence is at least 2 miles and not more than 5 miles from the school attended, ~~$45 per school year per~~ $30 per school year in the 2005−06 school year and $35 per school year thereafter.

2. For each pupil so transported whose residence is ~~at least~~ more than 5 miles and not more than 8 miles from the school attended, ~~$60 per school year per~~ $45 per school year in the 2005−06 school year and $55 per school year thereafter.

3. For each pupil so transported whose residence is ~~at least~~ more than 8 miles and not more than 12 miles from the school attended, ~~$68 per school year per~~ $82 per school year in the 2005 school year and $110 per school year thereafter.

4. For each pupil so transported whose residence is ~~at least 12 miles and not~~ more than ~~15~~ 12 miles from the school attended, ~~$75 per school year per pupil so transported whose residence is at least 15 miles and not more than 18 miles from the school attended, and $85 per school year per pupil so transported whose residence is more than 18 miles from the school attended. Such state~~ $150 per school year in the 2005−06 school year and $180 per school year thereafter.

(am) State aid under par. (a) shall be reduced proportionately in the case of a pupil transported for less than a full school year because of nonenrollment. State aid for transportation shall not exceed the actual cost thereof. No state aid of any kind may be paid to a school district which charges the pupil transported or his or her parent or guardian any part of the cost of transportation provided under ss. 121.54 (1) to (3), (5), (6) and (10) and 121.57 or which willfully or negligently fails to transport all pupils for whom transportation is required under s. 121.54.

SECTION 1907. 121.58 (2) (b) of the statutes is amended to read:

121.58 **(2)** (b) A school board that provides transportation under s. 121.54 (2) (am) shall be paid state aid for such transportation at the rates specified and according to the conditions established under ~~par.~~ pars. (a) and (am), except that the amount of state aid may not exceed the amount which the school district would receive for transporting the child between the child's residence and school attended under s. 121.54 (1) to (3), (5), (6) or (9) or 121.57.

SECTION 1908. 121.58 (2) (c) of the statutes is amended to read:

121.58 **(2)** (c) A school district which provides transportation to and from a school under s. 121.54 (9) shall be paid state aid for such transportation at the rate of $12 per school year per pupil so transported in the 2005−06 school year and $15 per school year per pupil so transported thereafter. Such state aid shall be reduced proportionately in the case of a pupil transported for less than a full year because of nonenrollment. State aid for such transportation shall not exceed the actual cost thereof.

SECTION 1909m. 121.85 (6) (am) 5. of the statutes is amended to read:

121.85 **(6)** (am) 5. In the 2004−05 school year ~~and each school year thereafter~~, the number of pupils whose parents or guardians have not provided the board of school directors with written consent to a pupil transfer to another attendance area.

SECTION 1909r. 121.85 (6) (am) 6. of the statutes is created to read:

121.85 **(6)** (am) 6. In the 2005−06 school year and in each school year thereafter:

a. Subtract from 95% the percentage of pupils whose parents or guardians have provided the board of school directors with written consent to a pupil transfer to another attendance area.

b. Multiply the result under subd. 6. a. by the total number of transfer pupils under par. (a) in the current school year.

SECTION 1912m. 121.90 (1) (f) of the statutes is created to read: **Vetoed In Part**

121.90 **(1)** (f) In determining a school district's revenue limit for the 2005−06 school year or for any school year thereafter, the department shall include in the number of pupils enrolled in each school year prior to the 2005−06 school year all pupils attending charter schools under s. 118.40 (2r) that are located in the school district.

SECTION 1913. 121.905 (1) of the statutes is amended to read:

121.905 **(1)** In this section, "revenue ceiling" means ~~$6,900, except that "revenue ceiling" means $7,400~~ $8,100 in the ~~2003–04~~ 2005–06 school year and ~~$7,800~~ $8,400 in any subsequent school year.

Vetoed In Part

SECTION 1915. 121.91 (2m) (e) (intro.) of the statutes is amended to read:

121.91 **(2m)** (e) (intro.) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 1999–2000, 2000–01, 2001–02, 2002–03, 2003–04, or 2004–05 school year ~~or for any school year thereafter~~ to an amount that exceeds the amount calculated as follows:

SECTION 1915d. 121.91 (2m) (f) of the statutes is created to read:

121.91 **(2m)** (f) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 2005–06 school year to an amount that exceeds the amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous school years.

2. Add $120 to the result under subd. 1.

3. Multiply the result under subd. 2. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

SECTION 1915e. 121.91 (2m) (g) of the statutes is created to read:

121.91 **(2m)** (g) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 2006–07 school year or for any school year thereafter to an amount that exceeds the amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous school years.

2. Add $100 to the result under subd. 2.

3. Multiply the result under subd. 2. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

SECTION 1915f. 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

121.91 **(2m)** (r) 1. (intro.) Notwithstanding pars. (c)~~, (d) and (e)~~ to (g), if a school district is created under s. 117.105, its revenue limit under this section for the school year beginning with the effective date of the reorganization shall be determined as follows except as provided under subs. (3) and (4):

SECTION 1915g. 121.91 (2m) (r) 1. b. of the statutes is amended to read:

Vetoed In Part

121.91 **(2m)** (r) 1. b. Add ~~an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal~~ $120 to the result under subd. 1. a. to compute the limit for the 2005–06 school year, and add $100 to the result under subd. 1. a. to compute the limit for any school year thereafter.

SECTION 1915h. 121.91 (2m) (r) 2. of the statutes is amended to read:

121.91 **(2m)** (r) 2. If a school district is created under s. 117.105, the following adjustments to the calculations under pars. (c)~~, (d) and (e)~~ to (g) apply for the 2 school years beginning on the July 1 following the effective date of the reorganization:

a. For the school year beginning on the first July 1 following the effective date of the reorganization the number of pupils in the previous school year shall be used under pars. (c) 1., (d) 1. ~~and~~, (e) 1., (f) 1., and (g) 1. instead of the average of the number of pupils in the 3 previous school years, and for the school year beginning on the 2nd July 1 following the effective date of the reorganization the average of the number of pupils in the 2 previous school years shall be used under pars. (c) 1., (d) 1. ~~and~~, (e) 1., (f) 1., and (g) 1. instead of the average of the number of pupils in the 3 previous school years.

b. For the school year beginning on the first July 1 following the effective date of the reorganization the average of the number of pupils in the current and the previous school years shall be used under pars. (c) 4., (d) 4. ~~and~~, (e) ~~3.~~ 4., (f) 3., and (g) 3. instead of the average of the number of pupils in the current and the 2 preceding school years.

SECTION 1916. 121.91 (4) (d) of the statutes is amended to read:

121.91 **(4)** (d) If a school district's revenue in the preceding school year was less than the limit under sub. (2m) in the preceding school year, the limit otherwise applicable to the school district's revenue in the current school year under sub. (2m) is increased by an amount equal to ~~75% of~~ the difference between the amount of its revenue in the preceding school year and the amount of the limit in the preceding school year under sub. (2m).

SECTION 1917. 121.91 (4) (dg) of the statutes is repealed.

SECTION 1918. 121.91 (4) (dr) of the statutes is repealed.

SECTION 1919. 121.91 (4) (f) 1. of the statutes is amended to read:

Vetoed In Part

121.91 **(4)** (f) 1. For the 1999–2000 school year or any school year thereafter, if the average of the number of pupils enrolled in the current and the 2 preceding school years is less than the average of the number of pupils enrolled in the 3 previous school years, the limit otherwise applicable under sub. (2m) (e), (f), or (g) is increased by the additional amount that would have been

Vetoed In Part

calculated had the decline in average enrollment been 25% of what it was.

SECTION 1919d. 121.91 (4) (f) 2. of the statutes is amended to read:

121.91 **(4)** (f) 2. Any additional revenue received by a school district as a result of subd. 1. shall not be included in the base for determining the school district's limit under sub. (2m) (e), (f), or (g) for the following school year.

SECTION 1921. 125.12 (6) of the statutes is created to read:

125.12 **(6)** REVOCATION OR SUSPENSION OF INTOXICATING LIQUOR WHOLESALERS' PERMITS FOR CERTAIN VIOLATIONS. (a) Any person may file a sworn written complaint with the department alleging that an intoxicating liquor wholesaler has violated s. 125.54 (7) (a). The complaint shall identify the specific legal basis for the complaint and sufficient facts for the department to determine whether there is cause to find that a violation has occurred. The department shall provide a copy of the complaint to any wholesaler against whom allegations are made, along with notice of the time period under par. (b) to show cause why the wholesaler's permit should not be revoked or suspended or to request a hearing.

(b) Within 30 days of receiving a copy of the complaint under par. (a), any wholesaler against whom allegations are made may file a sworn written response or a written request for an evidentiary hearing before the department under s. 227.44.

(c) Subject to pars. (d) 1. and (dm), if no request for an evidentiary hearing is made under par. (b), within 60 days of receiving any response under par. (b) or, if no response is made, within 60 days of the date on which a response or request for hearing is due under par. (b), the department shall make a written decision as to whether a violation has occurred and either dismiss the complaint or take action under par. (e). Any decision under this paragraph shall include findings of fact and conclusions of law and shall state all reasons for the decision. The department shall provide a copy of the decision to the complainant and to any wholesaler against whom allegations are made.

(cm) Subject to pars. (d) 2. and (dm), if a request for an evidentiary hearing is made under par. (b), the hearing shall be conducted in the manner specified for a contested case under ss. 227.44 to 227.50, except that the hearing shall be conducted within 45 days of receiving the request for hearing under par. (b) and the department shall make its written decision, including whether a violation has occurred and whether the complaint is dismissed or action is taken under par. (e), within 15 days after the hearing. In addition to service of the decision as provided under s. 227.48, the department shall provide a copy of the decision to the complainant.

(d) 1. If no request for an evidentiary hearing is made under par. (b), within 60 days of receiving any response under par. (b) or, if no response is made, within 60 days of the date on which a response or request for hearing is due under par. (b), the department may extend the time period for making a decision under par. (c) by an additional 60 days if the department provides notice within the time period specified in par. (c) that an additional 60 days is necessary for investigation.

2. If a request for an evidentiary hearing is made under par. (b), within 45 days of receiving the request for hearing under par. (b), the department may extend the time period for conducting the hearing by an additional 45 days if the department provides notice within 45 days of receiving the request for hearing under par. (b) that an additional 45 days is necessary for investigation.

(dm) Within 45 days of receiving any response or request for hearing under par. (b) or, if no response or request for hearing is made, within 45 days of the date on which a response or request for hearing is due under par. (b), the department may elect to file a complaint in circuit court under sub. (4) that includes all allegations of the complaint under par. (a) for which the department determines there is cause to find that a violation of s. 125.54 (7) (a) has occurred. If the department files a complaint in circuit court as provided under this paragraph, the department shall not conduct a hearing under par. (cm) or make a written decision under par. (c), but shall proceed with the matter as provided under sub. (4).

(e) If the department finds the allegations under par. (a) true and sufficient, the department shall either suspend for not less than 10 days nor more than 90 days or revoke the wholesaler's permit, and give notice of the suspension or revocation to the wholesaler.

(f) A revocation or suspension proceeding under this subsection is a contested case under ch. 227, except that ss. 227.44 to 227.50 apply to a proceeding under this subsection only if a request for an evidentiary hearing is made under par. (b).

SECTION 1922. 125.145 of the statutes is amended to read:

125.145 Prosecutions by attorney general or department. Upon request by the secretary of revenue, the attorney general may represent this state or assist a district attorney in prosecuting any case arising under this chapter. The department may represent this state in prosecuting any violation of s. 125.54 (7) (a) or (b) and shall bring any such action in the circuit court for Dane County.

SECTION 1923. 125.15 of the statutes is created to read:

125.15 Actions against intoxicating liquor wholesalers. (1) An intoxicating liquor wholesaler, intoxicating liquor retail licensee or permittee, or intoxicating liquor trade association that makes a written complaint to the department under s. 125.12 (6) of a violation of s. 125.54 (7) (a) may bring an action to enforce the provisions of s. 125.54 (7) if any of the following apply:

(a) The department has not rendered a decision within the time periods specified in s. 125.12 (6) (c) to (d).

(b) The department has rendered a decision under s. 125.12 (6) in which the department has determined that a violation has occurred but no action has been brought in circuit court by the department, attorney general, or a district attorney to prosecute the violation.

(2) An intoxicating liquor wholesaler, intoxicating liquor retail licensee or permittee, or intoxicating liquor trade association that brings an action under sub. (1) shall be entitled to recover reasonable attorney fees if found to be the prevailing party.

SECTION 1924. 125.54 (7) of the statutes is created to read:

125.54 **(7)** BONA FIDE WHOLESALERS. (a) 1. The premises described in a permit issued under this section shall be capable of warehousing intoxicating liquor. Any intoxicating liquor sold by the permittee shall be physically unloaded at the premises described in the permit, or at any warehouse premises for which the permittee under this section also holds a permit issued under s. 125.19, prior to being delivered to a retail licensee or permittee or to another wholesaler.

2. A permittee under this section shall annually sell and deliver intoxicating liquor to at least 10 retail licensees or permittees that do not have any direct or indirect interest in each other or in the permittee under this section. The department shall not issue a permit under this section unless the applicant represents to the department an intention to satisfy this requirement, and shall not renew a permit issued under this section unless the permittee demonstrates that this requirement has been satisfied.

(b) No intoxicating liquor retail licensee or permittee may receive a benefit from a violation under par. (a) with knowledge of the circumstances giving rise to the violation.

(c) 1. A wholesaler who violates this subsection shall be fined not more than $10,000. In addition, a court shall order the wholesaler to forfeit an amount equal to any profit gained by the wholesaler or by a retail licensee or permittee that violates par. (b), or by both, resulting from the violation, and the court shall further order that the wholesaler's permit be revoked.

2. A court shall order a retail licensee or permittee who violates this subsection to forfeit an amount equal to any profit gained by the retail licensee or permittee resulting from the violation, and the court shall further order that the retail license or permit be revoked.

3. This paragraph shall not affect the authority of any municipality or the department to revoke, suspend, or refuse to renew or issue a license or permit under s. 125.12.

(d) The department shall promulgate rules to administer and enforce the requirements under this subsection. The rules shall ensure coordination between the department's issuance and renewal of permits under this section and its enforcement of the requirements of this subsection, and shall require that all applications for issuance or renewal of permits under this section be processed by department personnel generally familiar with activities of intoxicating liquor wholesalers. The department shall establish by rule minimum requirements for warehouse facilities on premises described in permits issued under this section and for periodic site inspections by the department of such warehouse facilities.

SECTION 1924m. 125.68 (10) (bs) of the statutes is amended to read:

125.68 **(10)** (bs) No individual may resell wine received under par. (bm) or receive more than ~~9~~ 27 liters of wine annually under par. (bm).

SECTION 1930. 134.66 (1) (a) of the statutes is amended to read:

134.66 **(1)** (a) "Cigarette" has the meaning given in s. 139.30 ~~(1)~~ (1m).

SECTION 1931. 134.66 (1) (am) of the statutes is created to read:

134.66 **(1)** (am) "Direct marketer" has the meaning given in s. 139.30 (2n).

SECTION 1932. 134.66 (2) (a) of the statutes is amended to read:

134.66 **(2)** (a) No retailer, direct marketer, manufacturer, distributor, jobber or subjobber, no agent, employee or independent contractor of a retailer, direct marketer, manufacturer, distributor, jobber or subjobber and no agent or employee of an independent contractor may sell or provide for nominal or no consideration cigarettes or tobacco products to any person under the age of 18, except as provided in s. 254.92 (2) (a). A vending machine operator is not liable under this paragraph for the purchase of cigarettes or tobacco products from his or her vending machine by a person under the age of 18 if the vending machine operator was unaware of the purchase.

SECTION 1933. 134.66 (2) (am) of the statutes is amended to read:

134.66 **(2)** (am) No retailer, direct marketer, manufacturer, distributor, jobber, subjobber, no agent, employee or independent contractor of a retailer, direct marketer, manufacturer, distributor, jobber or subjobber and no agent or employee of an independent contractor may provide for nominal or no consideration cigarettes or tobacco products to any person except in a place where no person younger than 18 years of age is present or permitted to enter unless the person who is younger than 18 years of age is accompanied by his or her parent or guardian or by his or her spouse who has attained the age of 18 years.

SECTION 1935. 134.66 (2) (e) of the statutes is amended to read:

134.66 **(2)** (e) No retailer or direct marketer may sell cigarettes in a form other than as a package or container on which a stamp is affixed under s. 139.32 (1).

SECTION 1946. 139.06 (1) (a) of the statutes is amended to read:

139.06 **(1)** (a) The taxes imposed under s. 139.03 (intro.) on intoxicating liquor at the rates under s. 139.03 (2m) shall be paid to, and a monthly return filed with, the department of revenue on or before the 15th of the month following the month in which the tax liability is incurred. An administrative fee of ~~3~~ 11 cents per gallon on intoxicating liquor taxed at the rates under s. 139.03 (2m) is imposed, shall be paid along with the taxes and shall be deposited in the appropriation under s. 20.566 (1) (ha).

SECTION 1948. 139.30 (1) of the statutes is renumbered 139.30 (1m).

SECTION 1949. 139.30 (1d) of the statutes is created to read:

139.30 **(1d)** "Bonded direct marketer" means any person who acquires unstamped cigarettes from the manufacturer thereof, affixes stamps to the packages or other containers, stores them and sells them by direct marketing to consumers for their own personal use and who may also acquire stamped cigarettes from manufacturers or distributors for such sales.

SECTION 1950. 139.30 (1s) of the statutes is created to read:

139.30 **(1s)** "Consumer" means any individual who receives cigarettes for his or her personal use or consumption or any individual who has title to or possession of cigarettes for any purpose other than for sale or resale.

SECTION 1951. 139.30 (2n) of the statutes is created to read:

139.30 **(2n)** "Direct marketer" means a bonded direct marketer or a nonbonded direct marketer.

SECTION 1952. 139.30 (2p) of the statutes is created to read:

139.30 **(2p)** "Direct marketing" means publishing or making accessible an offer for the sale of cigarettes to consumers in this state, or selling cigarettes to consumers in this state, using any means by which the consumer is not physically present at the time of sale on a premise that sells cigarettes.

SECTION 1954b. 139.30 (4n) of the statutes is created to read:

139.30 **(4n)** "Government issued identification" includes a valid driver's license, state identification card, passport, or military identification.

SECTION 1956. 139.30 (8d) of the statutes is created to read:

139.30 **(8d)** "Nonbonded direct marketer" means any person who acquires stamped cigarettes from the manufacturers or distributors, stores them, and sells them by direct marketing to consumers for their own personal use.

SECTION 1958. 139.30 (10) of the statutes is amended to read:

139.30 **(10)** "Retailer" ~~means any person who sells, exposes for sale or possesses with intent to sell to consumers any cigarettes~~ has the meaning given in s. 134.66 (1) (g).

SECTION 1959. 139.32 (1) of the statutes is amended to read:

139.32 **(1)** The tax imposed by s. 139.31 (1) shall be paid. To evidence the payment, the department shall provide stamps. A person who has paid the tax shall affix stamps of the proper denomination to each package in which cigarettes are packed, prior to the first sale within this state. First sale does not include a sale by a manufacturer to a distributor or to a bonded direct marketer or by a distributor to a permittee who has obtained department approval as provided for in s. 139.321 (1) (a) 2. The tax shall be paid only once on each package or container.

SECTION 1961. 139.32 (5) of the statutes is amended to read:

139.32 **(5)** Manufacturers, bonded direct marketers, and distributors ~~having a permit from the secretary~~ who are authorized by the department to purchase tax stamps shall receive a discount of 1.6% of the tax paid on stamp purchases.

SECTION 1962. 139.32 (5m) of the statutes is amended to read:

139.32 **(5m)** Distributors, bonded direct marketers, and manufacturers shall pay to the department the cost of printing and shipping those stamps.

SECTION 1963. 139.32 (6) of the statutes is amended to read:

139.32 **(6)** Manufacturers, bonded direct marketers, and distributors ~~having a permit from the secretary~~ who are authorized by the department to purchase tax stamps may purchase stamps on credit. The secretary may require manufacturers, bonded direct marketers, and distributors who purchase stamps on credit to file under the conditions prescribed by the secretary by rule.

SECTION 1964. 139.321 (1) (intro.) of the statutes is amended to read:

139.321 **(1)** (intro.) It is unlawful for any person to possess ~~in excess of 400~~ cigarettes unless the required stamps are properly affixed as provided in ss. 139.32 (1) and 139.33 (4).

SECTION 1966. 139.33 (3) of the statutes is amended to read:

139.33 **(3)** No person other than a member of the armed forces, as specified in this subsection, a ~~licensed~~ distributor, or a bonded direct marketer who is authorized by the department to purchase and affix tax stamps may import into this state ~~more than 400~~ cigarettes on which the excise tax imposed by s. 139.31 has not been paid and the container of which does not bear proper stamps. Within 15 days, any such person importing cigarettes

shall file a declaration of such cigarettes imported and shall remit therewith the tax on such cigarettes imposed by this section. Members of the armed forces shall not be required to report or pay the tax on cigarettes in their possession if such cigarettes are issued to them by the U.S. government or any of its subdivisions or were purchased in any armed forces post exchange or service store for their personal use or consumption. If the use tax imposed by this section is not paid when due, it shall become delinquent and the person liable for it shall pay, in addition, a penalty of $25 for each 200 cigarettes. Interest on the delinquent tax and penalty shall accrue at the rate of 1.5% per month or each fraction of a month from the date the tax became due until paid.

SECTION 1975. 139.34 (3) of the statutes is amended to read:

139.34 **(3)** No distributor or bonded direct marketer may affix stamps to cigarette packages, as provided in s. 139.32, unless the distributor or bonded direct marketer certifies to the department, in a manner prescribed by the department, that the distributor or bonded direct marketer purchases cigarettes directly from a manufacturer.

SECTION 1979b. 139.345 of the statutes is created to read:

139.345 Direct marketing. (1) (a) (intro.) No person may sell cigarettes to consumers in this state as a direct marketer unless the person submits to the department the person's name, trade name, address of the person's principal place of business, phone number, e−mail address, and Web site address.

(b) No person may sell cigarettes as described under this section unless the person certifies to the department, in the manner prescribed by the department, that the person shall acquire stamped cigarettes from a licensed distributor or unstamped cigarettes from the manufacturer thereof, pay the tax imposed under this subchapter on all unstamped cigarettes and affix stamps to the cigarette packages or containers as provided under s. 139.32 (1), store such packages or containers, and sell only such packages or containers to consumers in this state by direct marketing; or acquire cigarettes from a distributor, to the packages or containers of which stamps have been affixed as provided under s. 139.32 (1), and sell only such packages or containers to consumers in this state by direct marketing.

(d) No person may sell cigarettes as described in this section unless the person certifies to the department, in the manner prescribed by the department, that the person shall register with credit card and debit card companies; that the invoices and all means of solicitation for all shipments of cigarette sales from the person shall bear the person's name and address; and that the person shall provide the department any information the department considers necessary to administer this section.

(2) No person may sell cigarettes to consumers in this state by direct marketing unless the tax imposed under s. 77.52 or 77.53 is paid on the sale of such cigarettes.

(3) No person may sell cigarettes to consumers in this state unless the person does all of the following:

(a) Verifies the consumer's name and address and that the consumer is at least 18 years of age by any of the following methods:

1. The person uses a database that includes information based on public records.

2. The person receives from the consumer, at the time of purchase, a copy of a government issued identification.

3. The person uses a mechanism, other than a mechanism specified under subd. 1. or 2., that is approved by the department.

(b) Obtains from the consumer, at the time of purchase, a statement signed by the consumer that confirms all of the following:

1. The consumer's name, address, and birth date.

2. That the consumer understands that no person who is under 18 years of age may purchase or possess cigarettes or falsely represent his or her age for the purpose of receiving cigarettes, as provided under s. 254.92.

3. That the consumer understands that any person who, for the purpose of obtaining credit, goods, or services, intentionally uses, attempts to use, or possesses with intent to use, any personal identifying information or personal identification document of an individual, including a deceased individual, without the authorization or consent of the individual and by representing that he or she is the individual, that he or she is acting with the authorization or consent of the individual, or that the information or document belongs to him or her, is guilty of a Class H felony, as provided under s. 943.201.

(4) Any person who makes a sale of cigarettes by means of the Internet shall, at the time of purchase, obtain the purchaser's electronic mail address and shall receive payment for the sale by credit card, debit card, or check prior to shipping.

(5) The invoice for any shipment of cigarettes sold to consumers in this state by direct marketing shall specify the name and address of the seller and any valid permit issued under s. 139.34 that is held by the seller.

(6) All packages of cigarettes shipped to consumers in this state shall be clearly labelled "CIGARETTES" on the outside of such packages.

(7) (a) No person may deliver a package of cigarettes sold by direct marketing to a consumer in this state unless the person making the delivery receives a government issued identification card from the person receiving the package and verifies that the person receiving the package is at least 18 years of age. If the person receiving the package is not the person to whom the package is

addressed, the person delivering the package shall have the person receiving the package sign a statement that affirms that the person to whom the package is addressed is at least 18 years of age.

(b) No person may deliver a package of cigarettes to a consumer in this state unless the seller of the cigarettes provides proof to the person making the delivery that the seller has complied with all requirements under this subchapter. A seller shall have no course of action against any person who refuses to deliver cigarettes as provided under this subdivision.

SECTION 1980. 139.35 (1) of the statutes is amended to read:

139.35 **(1)** TRANSFERS. No person may give, sell or lend any stamps to another and no person may accept, purchase or borrow any stamps from another. All sales and transfers of stamps may be made only by the secretary to permit holding manufacturers ~~and~~, distributors, and bonded direct marketers who are authorized by the department to purchase and affix tax stamps.

SECTION 1980m. 139.362 of the statutes is created to read:

139.362 Bad debt deductions. (1) In this section, "bad debt" means an amount that is equal to the purchase price of cigarettes, if such amount may be claimed as a deduction under section 166 of the Internal Revenue Code. "Bad debt" does not include financing charges, interest on the wholesale price of cigarettes, uncollectible amounts on property that remains in the seller's possession until the full purchase price is paid, expenses incurred in attempting to collect any debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

(2) A person who pays the taxes imposed under this subchapter may claim as a deduction on a return under s. 139.38, and against the purchase of stamps under s. 139.32, the amount of any such taxes that are attributable to bad debt that the person writes off as uncollectible in the person's books and records and that is eligible to be deducted as bad debt for federal income tax purposes, regardless of whether the person is required to file a federal income tax return. A person who claims a deduction under this section shall claim the deduction on the return under s. 139.38 that is submitted for the period in which the person writes off the amount of the bad debt as uncollectible in the person's books and records and in which such amount is eligible to be deducted as bad debt for federal income tax purposes. If the person subsequently collects in whole or in part any bad debt for which a deduction is claimed under this section, the person shall submit to the department the portion of the deduction related to the amount collected, in the manner prescribed by the department and for the period in which the amount is collected.

(3) A person who claims a deduction under this section shall submit the claim on a form prescribed by the department and shall submit with the form all of the following:

(a) A copy of the original invoice for the sale of cigarettes that represents bad debt.

(b) Evidence that the cigarettes described in the invoice under par. (a) were delivered to the person who ordered them.

(c) Evidence that the person who ordered and received the cigarettes did not pay the person who claims a deduction under this section for the cigarettes.

(d) Evidence that the person who claims a deduction under this section used reasonable collection practices in attempting to collect the amount owed under par. (c).

(4) Any person who possesses cigarettes for which the taxes imposed under this subchapter have not been paid and have been claimed as a deduction under this section shall file a report as prescribed by the department, pay the taxes imposed under this subchapter on the cigarettes, and be subject to this subchapter in the same manner as is provided for persons who hold valid permits under this subchapter.

SECTION 1980n. 139.363 of the statutes is created to read:

139.363 Preferred claims. If the property of any purchaser of cigarettes from any permittee under this subchapter is seized upon any intermediate or final process of any court in this state, or if the business of any purchaser of cigarettes from any permittee under this subchapter is suspended by the action of creditors or put into the hands of any assignee, receiver, or trustee, all amounts that are due from the purchaser to any permittee for taxes imposed under this subchapter that the permittee has paid to the state for cigarettes purchased from the permittee shall be considered preferred claims, and shall be paid in full, and the permittee shall be a preferred creditor.

SECTION 1982. 139.38 (1) of the statutes is amended to read:

139.38 **(1)** Every manufacturer located out of the state shall keep records of all sales of cigarettes shipped into this state. Every manufacturer located in the state shall keep records of production, sales and withdrawals of cigarettes. Every distributor and direct marketer shall keep records of purchases and sales of cigarettes. Every manufacturer, bonded direct marketer, and distributor ~~holding a permit from the secretary with the right~~ who is authorized by the department to purchase and apply stamps shall also keep records of purchases and disposition of stamps. Every jobber, multiple retailer, and vending machine operator shall keep records of all purchases and disposition of cigarettes. Every warehouse operator shall keep records of receipts and withdrawals of cigarettes. All such records shall be accurate and complete and be kept in a manner prescribed by the secretary. These records shall be preserved on the premises described in the permit or license in such a manner as to

ensure permanency and accessibility for inspection at reasonable hours by authorized personnel of the department.

SECTION 1983. 139.38 (1m) of the statutes is created to read:

139.38 **(1m)** Records of purchases and sales of cigarettes under sub. (1) that are kept by direct marketers shall indicate, for each shipment of cigarettes into this state in the month preceding the report under sub. (2), the invoice date and number; the quantity of cigarettes shipped; the brand name of the cigarettes shipped; the manufacturer of the cigarettes shipped and the point of origin; the purchaser's name, address, and birth date; the name of the person to whom the cigarettes were shipped; the address to which the cigarettes were shipped; and any other information the department requires.

SECTION 1984. 139.38 (2) of the statutes is amended to read:

139.38 **(2)** (a) Except as provided in par. (b), every ~~permittee~~ manufacturer, distributor, jobber, and direct marketer shall render a true and correct invoice of every sale of cigarettes ~~at wholesale~~ and every permittee shall on or before the 15th day of each calendar month file a verified report of all cigarettes purchased, sold, received, warehoused or withdrawn during the preceding calendar month.

(b) The department may allow any jobber, multiple retailer, nonbonded direct marketer, or vending machine operator permittee who does not sell cigarettes, except for those on which the tax under this chapter is paid, to file a quarterly report. The quarterly report shall be filed on or before the 15th day of the next month following the close of each calendar quarter. The report shall specify the number of cigarettes purchased and sold during the preceding calendar quarter.

SECTION 1986. 139.395 of the statutes is amended to read:

139.395 Theft of tax moneys. All cigarette tax moneys received by a distributor, bonded direct marketer, or manufacturer for the sale of cigarettes on which the tax under this subchapter has become due and has not been paid are trust funds in the hands of the distributor, bonded direct marketer, or manufacturer and are the property of this state. Any distributor, bonded direct marketer, or manufacturer who fraudulently withholds, appropriates or otherwise uses cigarette tax moneys that are the property of this state is guilty of theft under s. 943.20 (1), whether or not the distributor, bonded direct marketer, or manufacturer has or claims to have an interest in those moneys.

SECTION 1992. 139.45 of the statutes is amended to read:

139.45 Prosecutions by attorney general. Upon request by the secretary of revenue, the attorney general may represent this state or assist a district attorney in prosecuting any case arising under this subchapter or under ss. 134.65 and 134.66. The attorney general may take any action necessary to enforce s. 139.345.

SECTION 1992c. 139.46 of the statutes is created to read:

139.46 Lists. The department shall compile and maintain a list of direct marketers who have complied with the requirements of s. 139.345 and a list of direct marketers who the department knows have not complied with such requirements. The department shall provide copies of the lists described under this section to the attorney general and to each person who delivers cigarettes to consumers in this state that are sold by direct marketing under s. 139.345.

SECTION 2003. 139.75 (12) of the statutes is amended to read:

139.75 **(12)** "Tobacco products" means cigars; cheroots; stogies; periques; granulated, plug cut, crimp cut, ready−rubbed and other smoking tobacco; snuff; snuff flour; cavendish; plug and twist tobacco; fine cut and other chewing tobaccos; shorts; refuse scraps, clippings, cuttings and sweepings of tobacco and other kinds and forms of tobacco prepared in such manner as to be suitable for chewing or smoking in a pipe or otherwise, or both for chewing and smoking; but "tobacco products" does not include cigarettes, as defined under s. 139.30 ~~(1)~~ (1m).

SECTION 2009m. 139.801 of the statutes is created to read:

139.801 Bad debt deductions. (1) In this section, "bad debt" means an amount that is equal to the purchase price of tobacco products, if such amount may be claimed as a deduction under section 166 of the Internal Revenue Code. "Bad debt" does not include financing charges, interest on the wholesale price of tobacco products, uncollectible amounts on property that remains in the seller's possession until the full purchase price is paid, expenses incurred in attempting to collect any debt, debts sold or assigned to 3rd parties for collection, and repossessed property.

(2) A distributor who pays the taxes imposed under s. 139.76 may claim as a deduction on a return under s. 139.77 the amount of any such taxes that are attributable to bad debt that the distributor writes off as uncollectible in the distributor's books and records and that is eligible to be deducted as bad debt for federal income tax purposes, regardless of whether the distributor is required to file a federal income tax return. A distributor who claims a deduction under this section shall claim the deduction on the return under s. 139.77 that is submitted for the period in which the distributor writes off the amount of the deduction as uncollectible in the distributor's books and records and in which such amount is eligible to be deducted as bad debt for federal income tax purposes. If the distributor subsequently collects in whole or in part any bad debt for which a deduction is claimed under this section, the distributor shall include the amount collected

in the return filed for the period in which the amount is collected and shall pay the tax with the return.

(3) A distributor who claims a deduction under this section shall submit with the return under sub. (2) all of the following:

(a) A copy of the original invoice for the sale of tobacco products that represents bad debt.

(b) Evidence that the tobacco products described in the invoice under par. (a) were delivered to the person who ordered them.

(c) Evidence that the person who ordered and received the tobacco products did not pay the distributor for the tobacco products.

(d) Evidence that the distributor used reasonable collection practices in attempting to collect the amount owed under par. (c).

(4) Any person who possesses tobacco products for which the taxes imposed under this subchapter have not been paid and have been claimed as a deduction under this section shall file a report as prescribed by the department, pay the taxes imposed under this subchapter on the tobacco products, and be subject to this subchapter in the same manner as is provided for persons who hold valid permits under this subchapter.

SECTION 2009n. 139.802 of the statutes is created to read:

139.802 Preferred claims. If the property of any purchaser of tobacco products from any permittee under this subchapter is seized upon any intermediate or final process of any court in this state, or if the business of any purchaser of tobacco products from any permittee under this subchapter is suspended by the action of creditors or put into the hands of any assignee, receiver, or trustee, all amounts that are due from the purchaser to any permittee for taxes imposed under this subchapter that the permittee has paid to the state for tobacco products purchased from the permittee shall be considered preferred claims, and shall be paid in full, and the permittee shall be a preferred creditor.

SECTION 2012c. 139.91 (1) of the statutes is amended to read:

139.91 **(1)** ~~The~~ Except as provided in sub. (4), the department may not reveal facts obtained in administering this subchapter, except that the department may publish statistics that do not reveal the identities of dealers.

SECTION 2013c. 139.91 (4) of the statutes is created to read:

139.91 **(4)** The secretary of revenue and employees of that department may reveal facts obtained in administering this subchapter for the purposes of preparing and maintaining the list of persons with unpaid tax obligations as described in s. 73.03 (62) so that the list of such persons is available for public inspection.

SECTION 2014. 145.08 (1) (b) of the statutes is amended to read:

145.08 **(1)** (b) For master plumber's license, ~~$250~~ $500, and ~~$250~~ $500 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $20.

SECTION 2015. 145.08 (1) (d) of the statutes is amended to read:

145.08 **(1)** (d) For journeyman plumber's license, ~~$90~~ $180, and ~~$90~~ $180 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $10.

SECTION 2016. 145.08 (1) (e) of the statutes is amended to read:

145.08 **(1)** (e) For temporary permit pending examination and issuance of license for master plumber, $400; for journeyman $150 and which shall also cover the examination fee prescribed and the license fee for the ~~2−year~~ 4−year period in which issued.

SECTION 2017. 145.08 (1) (g) of the statutes is amended to read:

145.08 **(1)** (g) For master plumber's license (restricted), ~~$250~~ $500, and ~~$250~~ $500 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $20.

SECTION 2018. 145.08 (1) (i) of the statutes is amended to read:

145.08 **(1)** (i) For journeyman plumber's license (restricted), ~~$90~~ $180, and ~~$90~~ $180 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $10.

SECTION 2019. 145.08 (1) (L) of the statutes is amended to read:

145.08 **(1)** (L) For an automatic fire sprinkler contractor's license, ~~$1,000~~ $2,000, and ~~$1,000~~ $2,000 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $25.

SECTION 2020. 145.08 (1) (Lm) of the statutes is amended to read:

145.08 **(1)** (Lm) For an automatic fire sprinkler − maintenance only registration, ~~$200~~ $400, and ~~$200~~ $400 for each renewal of the ~~2−year~~ 4−year registration if application is made prior to the date of expiration; after that date an additional fee of $25.

SECTION 2021. 145.08 (1) (n) of the statutes is amended to read:

145.08 **(1)** (n) For a journeyman automatic fire sprinkler fitter's license, ~~$90~~ $180, and ~~$90~~ $180 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $10.

SECTION 2022. 145.08 (1) (nm) of the statutes is amended to read:

145.08 **(1)** (nm) For an automatic fire sprinkler fitter − maintenance only registration certificate, ~~$30~~ $60, and ~~$30~~ $60 for each renewal of the ~~2−year~~ 4−year registration if application is made prior to the date of expiration; after that date an additional fee of $10.

SECTION 2023. 145.08 (1) (o) of the statutes is amended to read:

145.08 **(1)** (o) For utility contractor's license, ~~$250,~~ $500 and ~~$250~~ $500 for each renewal of the ~~2−year~~ 4−year license if application is made prior to the date of expiration; after that date an additional fee of $10.

SECTION 2024. 145.08 (1) (p) of the statutes is amended to read:

145.08 **(1)** (p) For a plumbing supervisor employed by the department in accord with s. 145.02 (3) (a), no cost for the appropriate ~~2−year~~ 4−year license for which the plumbing supervisor has previously qualified.

SECTION 2025. 145.08 (1) (q) of the statutes is amended to read:

145.08 **(1)** (q) For a pipelayer's registration, ~~$90~~ $180 at the time of registration and ~~$90~~ $180 for each subsequent ~~2−year~~ 4−year period of registration.

SECTION 2026. 145.08 (2) of the statutes is amended to read:

145.08 **(2)** No license or registration may be issued for longer than ~~2~~ 4 years. Any license or registration may be renewed upon application made prior to the date of expiration. The department may renew licenses or registrations upon application made after the date of expiration if it is satisfied that the applicant has good cause for not applying for renewal prior to the date of expiration and upon payment of the renewal and additional fees prescribed.

SECTION 2026r. 146.50 (9) of the statutes is amended to read:

146.50 **(9)** TRAINING. The department may arrange for or approve courses of or instructional programs in or outside this state to meet the education and training requirements of this section, including training required for license or certificate renewal. ~~Courses required for a license or renewal of a license as an emergency medical technician − basic shall be free of charge to an individual who is employed by or affiliated with a public agency, volunteer fire company or nonprofit corporation and is the holder of a license or training permit as an emergency medical technician− basic or eligible to hold such a license or training permit.~~ If the department determines that an area or community need exists, the courses shall be offered at technical colleges in the area or community. Initial priority shall be given to the training of emergency medical technicians – basic serving the rural areas of the state. If an emergency medical technician − basic completes a course approved by the department on treatment of anaphylactic shock, the emergency medical technician – basic acts within the scope of the license if he or she performs injections or other treatment for anaphylactic shock under the direction of a physician.

SECTION 2028. 146.55 (5) of the statutes is renumbered 146.55 (5) (a) and amended to read:

146.55 **(5)** (a) From the appropriation under s. 20.435 (5) (ch), the department shall annually distribute funds to ~~entities, including technical college districts, whose courses or instructional programs are approved by the department under s. 146.50 (9), to assist the entities in providing~~ ambulance service providers that are public agencies, volunteer fire departments, or nonprofit corporations to purchase the training required for licensure and renewal of licensure as an emergency medical technician − basic under s. 146.50 (6), and to ~~fund each examination administered by the entity~~ pay for administration of the examination required for licensure or renewal of licensure as an emergency medical technician − basic under s. 146.50 (6) (a) 3. and (b) 1.

SECTION 2029. 146.55 (5) (b) of the statutes is created to read:

146.55 **(5)** (b) The department shall require as a condition of relicensure that an ambulance service provider submit to the department a financial report on the expenditure of funds received under par. (a).

SECTION 2030. 146.58 (7) of the statutes is amended to read:

146.58 **(7)** Advise, make recommendations to, and consult with the department concerning the funding under s. 146.55 (4) and (5), including recommending a formula for allocating funds among ambulance service providers under s. 146.55 (5).

SECTION 2031m. 146.65 (1) (c) of the statutes is created to read:

146.65 **(1)** (c) In each fiscal year, not more than $400,000, to a rural health clinic in Chippewa Falls to provide dental services to persons who are developmentally disabled or elderly or who have low income, in the area surrounding Chippewa Falls, including the counties of Chippewa, Dunn, Barron, Taylor, Clark, and Eau Claire.

SECTION 2032. 146.70 (3m) (d) 1g. of the statutes is repealed and recreated to read:

146.70 **(3m)** (d) 1g. If an application under par. (c) includes an estimate of costs identified in par. (c) 1. d. incurred during the reimbursement period or between January 1, 1999, and September 3, 2003, the commission may approve the application only if the commission determines that the local government's collection of land information, as defined in s. 16.967 (1) (b), and development of a land information system, as defined in s. 16.967 (1) (c), that is related to that purpose are consistent with the applicable county land records modernization plans developed under s. 59.72 (3) (b), conform to the standards on which such plans are based, and do not duplicate land information collection and other efforts funded

through the land information program under s. 16.967 (7). The commission shall obtain the advice of the department of administration in making determinations under this subdivision.

Vetoed In Part

SECTION 2032m. Chapter 149 (title) of the statutes is amended to read:

CHAPTER 149
~~MANDATORY~~ HEALTH INSURANCE RISK−SHARING PLAN

SECTION 2033m. 149.10 (2) of the statutes is amended to read:

149.10 **(2)** "Board" means the board of ~~governors established~~ directors under s. ~~149.15~~ 149.11 (1).

SECTION 2033r. 149.10 (2j) (a) 3. of the statutes is amended to read:

149.10 **(2j)** (a) 3. Part A ~~or~~, part B, or part D of title XVIII of the federal Social Security Act.

SECTION 2034c. 149.10 (2m) of the statutes is repealed.

SECTION 2034m. 149.10 (2t) (c) of the statutes is amended to read:

149.10 **(2t)** (c) The individual does not have creditable coverage and is not eligible for coverage under a group health plan, part A ~~or~~, part B, or part D of title XVIII of the federal Social Security Act or a state plan under title XIX of the federal Social Security Act or any successor program.

SECTION 2035c. 149.10 (3) of the statutes is amended to read:

149.10 **(3)** "Eligible person" means a resident ~~of this state~~ who qualifies under s. 149.12 whether or not the person is legally responsible for the payment of medical expenses incurred on the person's behalf.

SECTION 2035m. 149.10 (3e) of the statutes is amended to read:

149.10 **(3e)** "Fund" means the ~~health insurance risk−sharing plan~~ Health Insurance Risk−Sharing Plan fund under s. 149.11 (2).

SECTION 2036c. 149.10 (7) of the statutes is amended to read:

149.10 **(7)** "Medicare" means coverage under ~~both~~ part A ~~and~~, part B, and part D of Title XVIII of the federal social security act, 42 USC 1395 et seq., as amended.

SECTION 2036m. 149.10 (9) of the statutes is amended to read:

149.10 **(9)** "Resident" means a person who has been legally domiciled in this state for a period of at least ~~30 days~~ 6 months or, with respect to an eligible individual, an individual who resides in this state. For purposes of this chapter, legal domicile is established by living in this state and obtaining a Wisconsin motor vehicle operator's license, registering to vote in Wisconsin or filing a Wisconsin income tax return. A child is legally domiciled in this state if the child lives in this state and if at least one of the child's parents or the child's guardian is legally domiciled in this state. A person with a developmental disability or another disability which prevents the person from obtaining a Wisconsin motor vehicle operator's license, registering to vote in Wisconsin, or filing a Wisconsin income tax return, is legally domiciled in this state by living in this state.

Vetoed In Part

SECTION 2037c. 149.10 (10) of the statutes is repealed.

SECTION 2037m. 149.11 of the statutes is repealed and recreated to read:

149.11 Administration of plan. (1) APPOINTMENT OF BOARD OF DIRECTORS; FORMATION OF ADMINISTERING ORGANIZATION. (a) No later than September 1, 2005, the commissioner shall nominate 13 individuals to be appointed with the advice and consent of the senate to serve as the initial directors of the board of the organization to be formed under par. (b). The board shall consist of 4 representatives of participating insurers; 4 representatives of health care providers, including one representative of the Wisconsin Medical Society, one representative of the Wisconsin Hospital Association, Inc., one representative of the Pharmacy Society of Wisconsin, and one representative of health care providers that provide services to persons with coverage under the plan; and 5 other members, at least one of whom represents small businesses that purchase private health insurance and at least one of whom is a person with coverage under the plan. In making the nominations to the board, the commissioner shall first consult with one or more trade or professional associations whose members include participating insurers, one or more trade or professional associations whose members include health care providers that provide services to persons with coverage under the plan, and one or more trade or professional associations whose members include small business owners.

(b) The individuals appointed as initial directors under par. (a) shall form a private, nonprofit organization under ch. 181 and shall take all actions necessary to exempt the organization from federal taxation under section 501 (a) of the Internal Revenue Code. The articles of incorporation shall include all of the following:

1. The names and addresses of the 13 individuals as the initial directors.

2. That the purpose of the organization is to administer the plan.

3. That the directors, including the initial directors, shall serve staggered 3−year terms.

4. That the directors shall satisfy the criteria specified in par. (a) and shall be nominated by the commissioner, after consultation as specified in par. (a), and appointed with the advice and consent of the senate.

(c) As a condition for the release of funds under s. 20.145 (5) (g), the organization, through the board, shall administer the plan in conformity with this chapter and

perform any other duties required of the organization or board under this chapter.

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(2) FUND. (a) The board shall pay the operating and administrative expenses of the plan from the fund, which shall be outside the state treasury and which shall consist of all of the following:

3. The earnings resulting from investments under par. (b).

4. Any other moneys received by the organization or board from time to time.

(b) The board controls the assets of the fund and shall select regulated financial institutions in this state that receive deposits in which to establish and maintain accounts for assets needed on a current basis. If practicable, the accounts shall earn interest.

(c) Moneys in the fund may be expended only for the purposes specified in par. (a).

(3) IMMUNITY. No cause of action of any nature may arise against and no liability may be imposed upon the organization, plan, or board; or any agent, employee, or director of any of them; or contributor insurers; or the commissioner; or any of the commissioner's agents, employees, or representatives, for any act or omission by any of them in the performance of their powers and duties under this chapter.

SECTION 2038c. 149.115 of the statutes is amended to read:

149.115 Rules relating to creditable coverage. The commissioner~~, in consultation with the department,~~ shall promulgate rules that specify how creditable coverage is to be aggregated for purposes of s. 149.10 (2t) (a) and that determine the creditable coverage to which s. 149.10 (2t) (b) and (d) applies. The rules shall comply with section 2701 (c) of P.L. 104−191.

SECTION 2038m. 149.12 (1) (intro.) of the statutes is amended to read:

149.12 **(1)** (intro.) Except as provided in subs. (1m) ~~and~~, (2), and (3), the board ~~or plan administrator~~ shall certify as eligible a person who is covered by ~~medicare~~ Medicare because he or she is disabled under 42 USC 423, a person who submits evidence that he or she has tested positive for the presence of HIV, antigen or nonantigenic products of HIV, or an antibody to HIV, a person who is an eligible individual, and any person who receives and submits any of the following based wholly or partially on medical underwriting considerations within 9 months prior to making application for coverage by the plan:

SECTION 2039c. 149.12 (1) (a) of the statutes is amended to read:

149.12 **(1)** (a) A notice of rejection of coverage from ~~one~~ 2 or more insurers.

SECTION 2039m. 149.12 (1m) of the statutes is amended to read:

149.12 **(1m)** The board ~~or plan administrator~~ may not certify a person as eligible under circumstances requiring notice under sub. (1) (a) to (d) if the required notices were issued by an insurance intermediary who is not acting as an administrator, as defined in s. 633.01.

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SECTION 2040c. 149.12 (2) (g) of the statutes is created to read:

149.12 **(2)** (g) A person is not eligible for coverage under the plan if the person is eligible for any of the following:

1. Services under s. 46.27 (11), 46.275, 46.277, or 46.278.

2. Medical assistance provided as part of a family care benefit, as defined in s. 46.2805 (4).

3. Services provided under a waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c).

4. Services provided under the program of all−inclusive care for persons aged 55 or older authorized under 42 USC 1396u−4.

5. Services provided under the demonstration program under a federal waiver authorized under 42 USC 1315.

6. Health care coverage under the Badger Care health care program under s. 49.665.

SECTION 2040m. 149.12 (3) (a) of the statutes is amended to read:

149.12 **(3)** (a) Except as provided in pars. (b) ~~to (c)~~ and (bm), no person is eligible for coverage under the plan for whom a premium, deductible, or coinsurance amount is paid or reimbursed by a federal, state, county, or municipal government or agency as of the first day of any term for which a premium amount is paid or reimbursed and as of the day after the last day of any term during which a deductible or coinsurance amount is paid or reimbursed.

SECTION 2041c. 149.12 (3) (c) of the statutes is repealed.

SECTION 2041m. 149.12 (4) and (5) of the statutes are created to read:

149.12 **(4)** Subject to subs. (1m), (2), and (3), the board may establish criteria that would enable additional persons to be eligible for coverage under the plan. The board shall ensure that any expansion of eligibility is consistent with the purpose of the plan to provide health care coverage for those who are unable to obtain health insurance in the private market and does not endanger the solvency of the plan.

(5) The board shall establish policies for determining and verifying the continued eligibility of an eligible person.

SECTION 2042c. 149.13 (1) of the statutes is amended to read:

149.13 **(1)** Every insurer shall participate in the cost of administering the plan, except the commissioner may by rule exempt as a class those insurers whose share as determined under sub. (2) would be so minimal as to not exceed the estimated cost of levying the assessment. The

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commissioner shall advise the ~~department~~ board of the insurers participating in the cost of administering the plan.

SECTION 2042m. 149.13 (3) (a) of the statutes is amended to read:

149.13 **(3)** (a) Each insurer's proportion of participation under sub. (2) shall be determined annually by the commissioner based on annual statements and other reports filed by the insurer with the commissioner. The commissioner shall assess an insurer for the insurer's proportion of participation based on the total assessments estimated by the ~~department under s. 149.143 (2) (a) 3.~~ board.

SECTION 2043c. 149.13 (3) (b) of the statutes is amended to read:

149.13 **(3)** (b) If the ~~department~~ board or the commissioner finds that the commissioner's authority to require insurers to report under chs. 600 to 646 and 655 is not adequate to permit ~~the department,~~ the commissioner or the board to carry out the ~~department's,~~ commissioner's or board's responsibilities under this chapter, the commissioner shall promulgate rules requiring insurers to report the information necessary for the ~~department,~~ commissioner and board to make the determinations required under this chapter.

SECTION 2043m. 149.13 (4) of the statutes is amended to read:

149.13 **(4)** Notwithstanding subs. (1) to (3), the ~~department~~ board, with the agreement of the commissioner, may perform various administrative functions related to the assessment of insurers participating in the cost of administering the plan.

SECTION 2044c. 149.14 (1) (a) of the statutes is amended to read:

149.14 **(1)** (a) The plan shall offer coverage for each eligible person in an annually renewable policy ~~the coverage specified in this section for each eligible person~~. If an eligible person is also eligible for ~~medicare~~ Medicare coverage, the plan shall not pay or reimburse any person for expenses paid for by ~~medicare~~ Medicare.

SECTION 2044m. 149.14 (2) (a) of the statutes is amended to read:

149.14 **(2)** (a) The plan shall provide every eligible person who is not eligible for ~~medicare~~ Medicare with major medical expense coverage. Major medical expense coverage offered under the plan under this section shall pay an eligible person's covered expenses, subject to ~~sub. (3) and~~ deductible, copayment, and coinsurance payments ~~authorized under sub. (5)~~, up to a lifetime limit of $1,000,000 per covered individual. ~~The maximum limit under this paragraph shall not be altered by the board, and no actuarially equivalent benefit may be substituted by the board.~~

SECTION 2045c. 149.14 (3) (intro.) of the statutes is renumbered 149.14 (3) and amended to read:

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149.14 **(3)** COVERED EXPENSES. ~~Except as provided in sub. (4), except as restricted by cost containment provisions under s. 149.17 (4) and except as reduced by the department under ss. 149.143 and 149.144, covered~~ Covered expenses for ~~the~~ coverage under ~~this section~~ the plan shall be the payment rates established by the ~~department under s. 149.142~~ board for ~~the~~ services provided by persons licensed under ch. 446 and certified under s. 49.45 (2) (a) 11. ~~Except as provided in sub. (4), except as restricted by cost containment provisions under s. 149.17 (4) and except as reduced by the department under ss. 149.143 and 149.144, covered~~ Covered expenses for ~~the~~ coverage under ~~this section~~ the plan shall also be the payment rates established by the ~~department under s. 149.142~~ board for ~~the following~~ services and articles if the service or article is prescribed by a physician who is licensed under ch. 448 or in another state and who is certified under s. 49.45 (2) (a) 11. and if the service or article is provided by a provider certified under s. 49.45 (2) (a) 11.~~:~~

SECTION 2045m. 149.14 (3) (a) to (r) of the statutes are repealed.

SECTION 2046c. 149.14 (4) of the statutes is repealed and recreated to read:

149.14 **(4)** BENEFIT DESIGN. Except as provided in subs. (2) (a) and (6), the board shall determine the benefit design of the plan, including the covered expenses, expenses excluded from coverage, deductibles, copayments, coinsurance, out−of−pocket limits, and coverage limitations. The board may establish more than one benefit design under the plan. All benefit designs shall be comparable to typical individual health insurance policies offered in the private sector market in this state.

SECTION 2046m. 149.14 (4c) of the statutes is repealed.

SECTION 2047c. 149.14 (4m) of the statutes is renumbered 149.142 (2m) and amended to read:

149.142 **(2m)** PAYMENT IS PAYMENT IN FULL. Except for copayments, coinsurance, or deductibles required or authorized under the plan, a provider of a covered service or article shall accept as payment in full for the covered service or article the payment rate determined under ~~ss. 149.142, 149.143 and 149.144~~ sub. (1) and may not bill an eligible person who receives the service or article for any amount by which the charge for the service or article is reduced under ~~s. 149.142, 149.143 or 149.144~~ sub. (1).

SECTION 2047m. 149.14 (5) of the statutes is repealed.

SECTION 2048c. 149.14 (5m) of the statutes is repealed.

SECTION 2048m. 149.14 (6) (a) of the statutes is repealed.

SECTION 2049c. 149.14 (6) (b) of the statutes is renumbered 149.14 (6).

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SECTION 2049m. 149.14 (7) (b) of the statutes is amended to read:

149.14 **(7)** (b) The ~~department~~ organization has a cause of action against an eligible participant for the recovery of the amount of benefits paid which are not for covered expenses under the plan. Benefits under the plan may be reduced or refused as a setoff against any amount recoverable under this paragraph.

SECTION 2050c. 149.14 (7) (c) of the statutes is amended to read:

149.14 **(7)** (c) The ~~department~~ organization is subrogated to the rights of an eligible person to recover special damages for illness or injury to the person caused by the act of a 3rd person to the extent that benefits are provided under the plan. Section 814.03 (3) applies to the ~~department~~ organization under this paragraph.

SECTION 2050m. 149.14 (8) of the statutes is repealed and recreated to read:

149.14 **(8)** SUBSIDIES. The board shall provide for subsidies for premiums, deductibles, and copayments for eligible persons with household incomes below a level established by the board.

SECTION 2051c. 149.141 of the statutes is created to read:

149.141 Premiums. The board shall set premiums for coverage under the plan at a level that is sufficient to cover 60 percent of plan costs, as provided in s. 149.143 (1), except that in no event may plan rates exceed 200 percent of rates applicable to individual standard risks.

SECTION 2051m. 149.142 (1) (a) of the statutes is renumbered 149.142 (1) and amended to read:

149.142 **(1)** ESTABLISHMENT OF RATES. ~~Except as provided in par. (b), the department~~ The board shall establish provider payment rates for covered expenses that consist of the allowable charges paid under s. 49.46 (2) for the services and articles provided plus an enhancement determined by the ~~department~~ board. The rates shall be based on the allowable charges paid under s. 49.46 (2), projected plan costs, and trend factors. Using the same methodology that applies to medical assistance under subch. IV of ch. 49, the ~~department~~ board shall establish hospital outpatient per visit reimbursement rates and hospital inpatient reimbursement rates that are specific to diagnostically related groups of eligible persons. The adjustments to the usual and customary rates shall be sufficient to cover 20 percent of plan costs, as provided in s. 149.143 (3).

SECTION 2052c. 149.142 (1) (b) of the statutes is repealed.

SECTION 2052m. 149.142 (2) of the statutes is repealed.

SECTION 2053c. 149.143 of the statutes is repealed and recreated to read:

149.143 Payment of plan costs. The board shall pay plan costs, including any premium, deductible, and copayment subsidies, as follows:

(1) Sixty percent from premiums paid by eligible persons.

(2) Twenty percent from insurer assessments under s. 149.13.

(3) Twenty percent from adjustments to provider payment rates under s. 149.142.

SECTION 2053m. 149.144 of the statutes is repealed.

SECTION 2054c. 149.145 of the statutes is repealed.

SECTION 2054m. 149.146 (1) (a) and (b) of the statutes are consolidated, renumbered 149.14 (2) (c) and amended to read:

149.14 **(2)** (c) ~~Beginning on January 1, 1998, in~~ In addition to the coverage ~~required~~ under ~~s. 149.14~~ pars. (a) and (b), the plan shall offer to all eligible persons who are not eligible for ~~medicare~~ Medicare a choice of coverage, as described in section 2744 (a) (1) (C), P.L. 104−191. Any such choice of coverage shall be major medical expense coverage. ~~(b)~~ An eligible person ~~under par. (a)~~ who is not eligible for Medicare may elect once each year, at the time and according to procedures established by the ~~department~~ board, among the coverages offered under this ~~section and s. 149.14. If an eligible person elects new coverage, any preexisting condition exclusion imposed under the new coverage is met to the extent that the eligible person has been previously and continuously covered under this chapter. No preexisting condition exclusion may be imposed on an eligible person who elects new coverage if the person was an eligible individual when first covered under this chapter and the person remained continuously covered under this chapter up to the time of electing the new coverage~~ paragraph and par. (a).

SECTION 2055c. 149.146 (2) of the statutes is repealed.

SECTION 2055m. 149.15 of the statutes is repealed.

SECTION 2056c. 149.155 of the statutes is created to read:

149.155 Additional duties of board. The board shall do all of the following:

(1) Adopt policies for the administration of this chapter, including delegation of any part of its powers and its own procedures.

(5) Seek to qualify the plan as a state pharmacy assistance program, as defined in 42 CFR 423.464.

(6) Annually submit a report to the legislature under s. 13.172 (2) and to the governor on the operation of the plan.

SECTION 2056m. 149.16 (title) of the statutes is repealed.

SECTION 2057c. 149.16 (1m) of the statutes is repealed.

SECTION 2057m. 149.16 (3) (a) of the statutes is renumbered 149.155 (2) and amended to read:

149.155 **(2)** ~~The plan administrator shall perform~~ Perform all eligibility and administrative claims payment functions relating to the plan.

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SECTION 2058c. 149.16 (3) (b) of the statutes is renumbered 149.155 (3) and amended to read:

149.155 **(3)** ~~The plan administrator shall establish~~ Establish a premium billing procedure for collection of premiums from insured persons. Billings shall be made on a periodic basis as determined by the ~~department~~ board.

SECTION 2058m. 149.16 (3) (c) of the statutes is renumbered 149.155 (4), and 149.155 (4) (intro.), as renumbered, is amended to read:

149.155 **(4)** (intro.) ~~The plan administrator shall perform~~ Perform all necessary functions to assure timely payment of benefits to covered persons under the plan, including:

SECTION 2059c. 149.16 (3) (e) of the statutes is repealed.

SECTION 2059m. 149.16 (4) of the statutes is repealed.

SECTION 2060c. 149.16 (5) of the statutes is repealed.

SECTION 2060m. 149.165 of the statutes is repealed.

SECTION 2061c. 149.17 (1) of the statutes is amended to read:

149.17 **(1)** Subject to ~~ss. 149.14 (5m),~~ s. 149.143 ~~and 149.146 (2) (b),~~ a rating plan calculated in accordance with generally accepted actuarial principles.

SECTION 2061m. 149.17 (2) of the statutes is repealed.

SECTION 2062c. 149.17 (4) of the statutes is repealed.

SECTION 2062m. 149.175 of the statutes is repealed.

SECTION 2063c. 149.20 of the statutes is repealed.

SECTION 2065. 149.25 of the statutes is repealed.

SECTION 2067. 153.05 (6m) of the statutes is amended to read:

153.05 **(6m)** The department may contract with the group insurance board for the provision of data collection and analysis services related to health maintenance organizations and insurance companies that provide health insurance for state employees. The department shall establish contract fees for the provision of the services. All moneys collected under this subsection shall be credited to the appropriation under s. 20.435 ~~(4)~~ (1) (hg).

Vetoed In Part

SECTION 2067g. 153.05 (14) of the statutes is created to read:

153.05 **(14)** With respect to health care information required to be collected under this section from health care providers that are not hospitals or ambulatory surgery centers, the department shall do all of the following:

(a) Develop procedures to ensure that data are submitted consistently and accurately, including clarifying the place−of−service codes and types of ancillary services that are required to be reported.

(b) Work directly with individual physician practice groups to identify and correct data submission errors.

(c) Develop and publish standard reports under s. 153.45 (1) (a) that are understandable by individuals other than medical professionals.

(d) Make program data available in a timely fashion.

(e) Enter into a memorandum of understanding with the department of regulation and licensing to improve the timeliness of updating physician information and to improve the assessment process under s. 153.60 (1).

Vetoed In Part

SECTION 2074. 153.60 (1) of the statutes is amended to read:

153.60 **(1)** The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures under this chapter for the department and the board 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 maintaining the board. 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 chapter under s. 20.435 ~~(4)~~ (1) (hi) during the fiscal year~~,~~ and the unencumbered balance of the amount received for purposes of administration of this chapter under s. 20.435 ~~(4)~~ (1) (hi) from the prior fiscal year ~~and the amount in the appropriation account under s. 20.435 (1) (dg), 1997 stats., for the 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 chapter in a manner specified by the department by rule. The department shall obtain approval from the board for the amounts of assessments for health care providers other than hospitals and ambulatory surgery centers. The department shall work together with the department of regulation and licensing 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 ~~(4)~~ (1) (hg).

SECTION 2075. 153.60 (3) of the statutes is amended to read:

153.60 **(3)** The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures required for the collection, database development and maintenance and generation of public data files and standard reports for health care plans that voluntarily agree to supply health care data under s. 153.05 (6r). The department shall assess the estimated total amount for that fiscal year to health care plans in a manner specified by the department by rule and may enter into an agreement with the office of the commissioner of insurance for collection of the assessments.

Each health plan that voluntarily agrees to supply this information shall pay the assessments on or before December 1. All payments of assessments shall be deposited in the appropriation under s. 20.435 ~~(4)~~ (1) (hg) and may be used solely for the purposes of s. 153.05 (6r).

SECTION 2076. 153.65 (1) of the statutes is amended to read:

153.65 **(1)** The department may, but is not required to, provide, upon request from a person, a data compilation or a special report based on the information collected by the department. The department shall establish user fees for the provision of these compilations or reports, payable by the requester, which shall be sufficient to fund the actual necessary and direct cost of the compilation or report. All moneys collected under this subsection shall be credited to the appropriation under s. 20.435 ~~(4)~~ (1) (hi).

SECTION 2081na. 157.061 (2g) of the statutes is created to read:

157.061 **(2g)** "Cemetery board" means the board created in s. 15.405 (3m).

SECTION 2081nb. 157.08 (2) (b) of the statutes is amended to read:

157.08 **(2)** (b) Before a cemetery authority sells or encumbers any cemetery land, except for a sale described in par. (a), the cemetery authority shall notify the ~~department~~ cemetery board in writing of the proposed sale or encumbrance. If within 60 days after the ~~department~~ cemetery board is notified of the proposed sale or encumbrance the ~~department~~ cemetery board notifies the cemetery authority in writing that the ~~department~~ cemetery board objects to the sale or encumbrance the cemetery authority may not sell or encumber the cemetery land unless the ~~department~~ cemetery board subsequently notifies the cemetery authority in writing that the objection is withdrawn. The ~~department~~ cemetery board may object to a sale or encumbrance only if it determines that the cemetery authority will not be financially solvent or that the rights and interests of owners of cemetery lots and mausoleum spaces will not be adequately protected if the sale or encumbrance occurs. The ~~department~~ cemetery board may, before the expiration of the 60−day period, notify the cemetery authority in writing that the ~~department~~ cemetery board approves of the sale or encumbrance. Upon receipt of the ~~department's~~ cemetery board's written approval, the cemetery authority may sell or encumber the cemetery land and is released of any liability under this paragraph. The ~~department~~ cemetery board shall make every effort to make determinations under this paragraph in an expeditious manner.

SECTION 2081nc. 157.08 (5) of the statutes is amended to read:

157.08 **(5)** Subsections (1) and (2) (b) do not apply to a religious society organized under ch. 187, and sub. (2) (b) does not apply to a cemetery authority that is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

SECTION 2081nd. 157.11 (11) of the statutes is amended to read:

157.11 **(11)** EXEMPTION FOR CERTAIN NONPROFIT CEMETERIES. Subsection (9g) does not apply to a cemetery authority that is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

SECTION 2081ne. 157.128 (3) (b) of the statutes is amended to read:

157.128 **(3)** (b) A cemetery consisting of less than 20 contiguous acres may be dedicated by a cemetery authority that is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

SECTION 2081ng. 157.19 (5) (a) of the statutes is amended to read:

157.19 **(5)** (a) This section does not apply to care funds under s. 157.11 (9g) that are deposited with a city or county as provided under s. 157.11 (9g) (a), to care funds of a cemetery for which a certification under s. 157.63 is effective, to preneed trust funds of a cemetery for which a certification under s. 440.92 (9) is effective, or to care funds or preneed trust funds of a cemetery authority that is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

SECTION 2081ni. 157.625 (3) of the statutes is amended to read:

157.625 **(3)** Section 157.62 does not apply to a cemetery authority that is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

SECTION 2081s. 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 ~~department of regulation and licensing~~ board described in s. 15.405 (3m) or the department of commerce to exercise its authority under sub. (1) to aid in the investigation of alleged violations of this subchapter.

SECTION 2086. 165.755 (1) (a) of the statutes is amended to read:

165.755 **(1)** (a) Except as provided in par. (b), a court shall impose under ch. 814 a crime laboratories and drug law enforcement surcharge of ~~$7~~ $8 if the court imposes a sentence, places a person on probation, or imposes a forfeiture for a violation of state law or for a violation of a municipal or county ordinance.

SECTION 2086s. 165.89 (title) and (4) of the statutes are created to read:

165.89 (title) **Grants to certain counties for law enforcement programs.**

(4) Notwithstanding subs. (1) and (2) and any criteria and procedures developed under sub. (3), the department shall allocate $300,000 to Forest County each fiscal year from the appropriation account under s. 20.455 (2) (kq) to fund law enforcement services.

SECTION 2088m. 165.91 (title) of the statutes is created to read:

165.91 (title) **Grants to tribes for law enforcement programs.**

SECTION 2094. 168.01 (2) of the statutes is amended to read:

168.01 **(2)** "Supplier" includes a person who imports, or acquires immediately upon import, petroleum products by pipeline or marine vessel from a state, territory or possession of the United States or from a foreign country into a terminal and who is registered under 26 USC 4101 for tax−free transactions in gasoline. "Supplier" also includes a person who produces in this state; or imports into a terminal or bulk plant; or acquires immediately upon import by truck, railcar or barge into a terminal; alcohol or alcohol derivative products. "Supplier" also includes a person who produces, manufactures or refines petroleum products in this state. "Supplier" also includes a person who acquires petroleum products pursuant to an industry terminal exchange agreement or by a 2−party exchange under section 4105 of the Internal Revenue Code. "Supplier" does not include a retail dealer or wholesaler who merely blends alcohol with gasoline before the sale or distribution of the product and does not include a terminal operator who merely handles in a terminal petroleum products consigned to the terminal operator.

SECTION 2094f. 168.12 (1) of the statutes is amended to read:

168.12 **(1)** Except as provided in subs. (1g) and (1r), there is imposed a petroleum inspection fee at the rate of ~~3~~ 2 cents per gallon on all petroleum products that are received by a supplier for sale in this state or for sale for export to this state. The department of revenue shall determine when a petroleum product is received under this subsection in the same manner that it determines under s. 78.07 when motor vehicle fuel is received. The fee shall be paid under s. 168.125 and shall be based on the number of gallons reported under s. 168.125.

SECTION 2094m. 180.0122 (1) (u) of the statutes is amended to read:

180.0122 **(1)** (u) Application for certificate of authority, $100, and ~~$2~~ $3 for every $1,000 or fraction thereof of the foreign corporation's capital exceeding $60,000 employed or to be employed in this state, computed as provided in s. 180.1503, as shown by the application.

SECTION 2095. 180.0122 (1) (w) of the statutes is amended to read:

180.0122 **(1)** (w) Application for certificate of withdrawal, $40, and in case that application shows that the foreign corporation employs in this state capital in excess of the amount of capital on which a fee has previously been paid, computed as provided in s. 180.1520 (2) (f), an additional fee which, with previous payments made on account of capital employed in this state, will amount to ~~$2~~ $3 for each $1,000 or fraction thereof of the excess.

SECTION 2096. 180.0122 (1) (y) of the statutes is amended to read:

180.0122 **(1)** (y) Annual report of a foreign corporation, $65, and in case the annual report shows that the foreign corporation employs in this state capital in excess of the amount of capital on which a fee has previously been paid, computed as provided in s. 180.1503, an additional fee which, with previous payments made on account of capital employed in this state, will amount to ~~$2~~ $3 for each $1,000 or fraction thereof of the excess.

SECTION 2097. 182.028 of the statutes is amended to read:

182.028 School 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. ~~45.54~~ 38.50 (10) without complying with the requirements of s. ~~45.54~~ 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 2097m. 196.20 (7) (c) of the statutes is renumbered 196.20 (7) (c) 1. and amended to read: **Vetoed In Part**

196.20 **(7)** (c) 1. ~~The~~ Except as provided in subd. 2., the commission shall only approve a mitigation payment agreement that is received by the commission before June 10, 2003, and, if the commission finds the agreement to be reasonable, shall not subsequently modify the agreement.

Vetoed In Part

SECTION 2097n. 196.20 (7) (c) 2. of the statutes is created to read:

196.20 **(7)** (c) 2. If the commission receives a mitigation payment agreement before June 10, 2003, and does not determine that the agreement is unreasonable before November 11, 2003, mitigation payments in accordance with the terms of the agreement shall be recoverable in rates, notwithstanding any subsequent limitations imposed by the commission on the mitigation payments.

SECTION 2097q. 196.218 (3) (e) of the statutes is amended to read:

196.218 **(3)** (e) Except as provided in par. (f) and s. 196.196 (2) (d), a telecommunications provider or other person may not establish a surcharge on customers' bills to collect from customers contributions required under this subsection.

SECTION 2097r. 196.218 (3) (f) of the statutes is amended to read:

196.218 **(3)** (f) Notwithstanding ss. 196.196 (1) and (5) (d) 2., 196.20 (2m), (5) and (6), 196.213 and 196.215, a telecommunications utility that provides local exchange service may make adjustments to local exchange service rates for the purpose of recovering the portion of its contributions to the universal service fund that is determined by the commission under par. (a) 4. A telecommunications utility that adjusts local exchange service rates for the purpose of recovering all or any amount of that portion shall identify on customer bills a single amount that is the total amount of the adjustment. The public service commission shall provide telecommunications utilities the information necessary to identify such amounts on customer bills.

SECTION 2098. 196.219 (3m) of the statutes is created to read:

196.219 **(3m)** LATE PAYMENT CHARGES. (a) *Maximum allowed.* 1. Except as provided in subds. 2. and 3., a telecommunications utility may not impose a late payment charge on a retail consumer at a rate that exceeds $1.50 upon $100 for each month computed upon the declining principal balance of any amount that is not paid when due.

2. Except as provided in subd. 3., if the maximum late payment charge for any month that is allowed under subd. 1. is less than $5 for that month, the telecommunications utility may impose a late payment charge that does not exceed $5 for that month. This subdivision does not apply to residential retail consumers.

3. The commission may allow a telecommunications utility to impose a late payment charge at a rate that is greater than that allowed under subd. 1. or 2. if the commission determines that the greater amount is consistent with the factors specified in s. 196.03 (6).

(c) *Commission jurisdiction.* The commission does not have jurisdiction over late payment charges except as may be necessary to enforce the requirements of this subsection.

Vetoed In Part

SECTION 2098m. 196.491 (3) (gm) of the statutes is amended to read:

196.491 **(3)** (gm) The commission may not approve an application filed after October 29, 1999, under this subsection for a certificate of public convenience and necessity for a high−voltage transmission line that is designed for operation at a nominal voltage of 345 kilovolts or more unless the approval includes the condition that the applicant shall pay the fees specified in sub. (3g) (a). If the commission has approved an application under this subsection for a certificate of public convenience and necessity for a high−voltage transmission line that is designed for operation at a nominal voltage of 345 kilovolts or more that was filed after April 1, 1999, and before October 29, 1999, the commission shall require the applicant to pay the fees specified in sub. (3g) (a). For any application subject to this paragraph, the commission shall determine the ~~cost~~ net book value of the high−voltage transmission line, identify the counties, towns, villages and cities through which the high−voltage transmission line is routed and allocate the amount of investment associated with the high−voltage transmission line to each such county, town, village and city.

SECTION 2099. 218.0116 (1) (gr) of the statutes is created to read:

218.0116 **(1)** (gr) Being a dealer who violates s. 218.0146 (4).

SECTION 2100. 218.0146 (4) of the statutes is created to read:

218.0146 **(4)** A motor vehicle dealer who is required to process an application for transfer of title and registration under s. 342.16 (1) (a) shall comply with the requirements of s. 342.16 (1) (am).

SECTION 2107. 230.08 (2) (e) 5m. of the statutes is amended to read:

230.08 **(2)** (e) 5m. Historical society — ~~6~~ 5.

Vetoed In Part

SECTION 2107d. 230.08 (2) (e) 8. of the statutes is amended to read:

230.08 **(2)** (e) 8. Natural resources — ~~7~~ 6.

SECTION 2109. 230.08 (2) (x) of the statutes is amended to read:

230.08 **(2)** (x) The executive director of the waste facility siting board, unless the board chooses to appoint the executive director under the classified service.

SECTION 2109j. 230.08 (2) (yr) of the statutes is repealed.

SECTION 2111. 230.45 (3) of the statutes is amended to read:

230.45 **(3)** The commission shall promulgate rules establishing a schedule of filing fees to be paid by any person who files an appeal under sub. (1) (c) or (e) or s. 230.44 (1) (a) or (b) with the commission on or after the

effective date of the rules promulgated under this subsection. Fees paid under this subsection shall be ~~deposited in the general fund as general purpose revenue − earned~~ credited to the appropriation account under s. 20.425 (1) (i).

SECTION 2118k. 234.165 (2) (c) (intro.) of the statutes is amended to read:

234.165 **(2)** (c) (intro.) ~~Surplus~~ Except as provided in sub. (3), surplus may be expended or encumbered only in accordance with the plan approved under par. (b), except that the authority may transfer from one plan category to another:

SECTION 2118L. 234.165 (2) (c) (intro.) of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

234.165 **(2)** (c) (intro.) ~~Except as provided in sub. (3), surplus~~ Surplus may be expended or encumbered only in accordance with the plan approved under par. (b), except that the authority may transfer from one plan category to another:

SECTION 2118m. 234.165 (3) of the statutes is created to read:

234.165 **(3)** For the purpose of housing grants and loans under s. 560.9803 and housing grants under s. 560.9805, in fiscal year 2005−06 the authority shall transfer to the department of commerce $3,000,000 of its actual surplus under this section and in fiscal year 2006−07 the authority shall transfer to the department of commerce $2,000,000 of its actual surplus under this section.

SECTION 2118n. 234.165 (3) of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed.

Vetoed In Part

SECTION 2118r. 236.13 (1) (c) (intro.) of the statutes is amended to read:

236.13 **(1)** (c) (intro.) ~~A comprehensive plan under s. 66.1001 or, if the municipality, town, or county does not have a comprehensive plan, either~~ Either of the following:

SECTION 2119. 237.15 of the statutes is repealed.

SECTION 2120. 250.041 (1) (a) of the statutes is repealed.

SECTION 2121. 250.05 (title) of the statutes is renumbered 440.70 (title).

SECTION 2122. 250.05 (1) of the statutes is renumbered 440.70 (1).

SECTION 2123. 250.05 (2) of the statutes is renumbered 440.70 (2).

SECTION 2124. 250.05 (3) of the statutes is renumbered 440.70 (3) and amended to read:

440.70 **(3)** SANITARIANS; EMPLOYMENT OR CONTRACTUAL SERVICES. Any agency of the state may employ or contract for the services of sanitarians, registered under this section, who shall enforce the public health statutes under chs. 250 to 255 or rules promulgated under those statutes.

SECTION 2125. 250.05 (5) of the statutes is renumbered 440.70 (5) and amended to read:

440.70 **(5)** REGISTRATION. Except as provided in ~~sub. (8m) and s. 250.041~~ s. 440.12 or 440.13, the department~~, upon application on forms prescribed by it and payment of the prescribed fee,~~ shall register as a sanitarian any person who satisfies the conditions in sub. (6) and who has presented evidence satisfactory to the department that sanitarian registration standards and qualifications of the department, as established by rule, have been met.

SECTION 2126m. 250.05 (6) of the statutes is repealed.

SECTION 2127. 250.05 (7) of the statutes is renumbered 440.70 (7).

SECTION 2128. 250.05 (8) of the statutes is renumbered 440.70 (8) and amended to read:

440.70 **(8)** REVOCATION OF REGISTRATION. The department may, after a hearing held in conformance with ch. 227, ~~except as provided in sub. (8m) (e),~~ revoke ~~or~~, deny, suspend, or limit under this ~~section~~ subchapter the registration of any sanitarian, or reprimand the sanitarian, for practice of fraud or deceit in obtaining the registration or any ~~gross professional negligence~~ unprofessional conduct, incompetence, or ~~misconduct~~ professional negligence.

SECTION 2129. 250.05 (8m) of the statutes is repealed.

SECTION 2130. 250.05 (9) of the statutes is repealed.

SECTION 2131. 250.10 of the statutes is renumbered 250.10 (intro.) and amended to read:

250.10 Grant for dental services. (intro.) From the appropriation under s. 20.435 (5) (de)~~, the~~:

(1) The department shall provide funding in each fiscal year to the Marquette University School of Dentistry for clinical education of Marquette University School of Dentistry students through the provision of dental services by the students and faculty of the Marquette University School of Dentistry in underserved areas and to underserved populations in the state, as determined by the department in conjunction with the Marquette University School of Dentistry; to inmates of correctional centers in Milwaukee County; and in clinics in the city of Milwaukee. ~~Beginning July 1, 2000, the~~.

(2) The department shall ~~also~~ distribute in each fiscal year to qualified applicants grants totaling $25,000 for fluoride supplements, $25,000 for a fluoride mouth−rinse program, and ~~$60,000~~ $120,000 for a school−based dental sealant program.

SECTION 2132. 250.10 (3) of the statutes is created to read:

250.10 **(3)** The department may provide funding to technical college district boards to provide oral health services.

SECTION 2133. 252.12 (2) (a) 8. of the statutes is amended to read:

252.12 **(2)** (a) 8. '~~Life~~ Mike Johnson life care and early intervention services grants.' The department shall award not more than ~~$1,994,900~~ $2,569,900 in fiscal year ~~2001−02~~ 2005−06 and ~~not more than $2,069,900 in~~ each fiscal year thereafter in grants to applying organizations for the provision of needs assessments; assistance in procuring financial, medical, legal, social and pastoral services; counseling and therapy; homecare services and supplies; advocacy; and case management services. These services shall include early intervention services. The department shall also award not more than $74,000 in each year from the appropriation under s. 20.435 (7) (md) for the services under this subdivision. The state share of payment for case management services that are provided under s. 49.45 (25) (be) to recipients of medical assistance shall be paid from the appropriation under s. 20.435 (5) (am).

Vetoed In Part

SECTION 2133c. 253.07 (1) (c) of the statutes is created to read:

253.07 **(1)** (c) "Tribal health center" means a health center that is under the direction and control of the governing body of a federally recognized American Indian tribe or band.

SECTION 2133f. 253.07 (2) (b) of the statutes is renumbered 253.07 (2) (b) 1.

SECTION 2133i. 253.07 (2) (b) 2. of the statutes is created to read:

253.07 **(2)** (b) 2. In distributing the funds under subd. 1., the department shall do all of the following:

a. Provide sufficient notice of the availability of the funds to enable local health departments and tribal health centers to apply for the funds.

b. Give preference, in awarding funds, to applicants that are local health departments or tribal health centers that will directly provide family planning services.

c. Award the funds to applying local health departments or tribal health centers that are qualified to provide family planning services.

SECTION 2133L. 253.07 (2) (b) 3. of the statutes is created to read:

253.07 **(2)** (b) 3. The department may award any funds available, after award has been made under subd. 2. c., to family planning agencies that apply and are qualified to provide family planning services.

SECTION 2133n. 253.07 (2) (d) of the statutes is amended to read:

253.07 **(2)** (d) The department shall encourage maximum coordination of family planning services between county social services departments, family planning agencies, tribal health centers, and local health departments to maximize the use of health, social service and welfare resources.

SECTION 2133p. 253.07 (4) (intro.) of the statutes is amended to read:

253.07 **(4)** FAMILY PLANNING SERVICES. (intro.) ~~From~~ Subject to sub. (2) (b) 2. and 3., from the appropriation under s. 20.435 (5) (f), the department shall allocate funds in the following amounts, for the following services:

SECTION 2134. 254.15 (1) of the statutes is amended to read:

254.15 **(1)** Develop and implement a comprehensive statewide lead poisoning or lead exposure prevention and treatment program that includes lead poisoning or lead exposure prevention grants under s. 254.151; any childhood lead poisoning screening requirement under rules promulgated under ss. 254.158 and 254.162; any requirements regarding care coordination and follow−up for children with lead poisoning or lead exposure required under rules promulgated under s. 254.164; ~~departmental~~ responses to reports of lead poisoning or lead exposure under s. 254.166; any lead investigation requirements under rules promulgated under ss. 254.167; any lead inspection requirements under rules promulgated under 254.168; any lead hazard reduction requirements under rules promulgated under s. 254.172; certification, accreditation and approval requirements under ss. 254.176 and 254.178; any certification requirements and procedures under rules promulgated under s. 254.179; and any fees imposed under s. 254.181.

SECTION 2136. 254.166 (title) of the statutes is amended to read:

254.166 (title) **~~Departmental response~~ Response to reports of lead poisoning or lead exposure.**

SECTION 2137. 254.166 (2) (d) of the statutes is amended to read:

254.166 **(2)** (d) Notify the owner of the dwelling or premises of the presence of a lead hazard. ~~The~~

(2m) If the department determines that a lead hazard is present in any dwelling or premises, the local health department shall and the department may issue an order that requires reduction or elimination of an imminent lead hazard within 5 days after the order's issuance and reduction or elimination of other lead hazards within 30 days after the order's issuance, except that, for orders that are issued between October 1 and May 1 and that relate only to exterior lead hazards that are not imminent lead hazards, the order may require elimination or reduction of the lead hazard no earlier than the June 1 immediately following the order's issuance. If the ~~department~~ agency that issued the order determines that the owner has good cause for not complying with the order within the 5−day or 30−day time period, ~~the department~~ the agency may extend the time period within which the owner is required to comply with the order. The failure to comply with ~~the department's~~ an order within the time prescribed or as extended ~~by the department~~ shall be prima facie evidence of negligence in any action brought to recover damages for injuries incurred after the time period expires. If an order to conduct lead hazard reduction is issued by the department or by a local health department and if the owner of the dwelling or premises complies with that

order, there is a rebuttable presumption that the owner of the dwelling or premises has exercised reasonable care with respect to lead poisoning or lead exposure caused, after the order has been complied with, by lead hazards covered by the order, except that with respect to interim control activities the rebuttable presumption continues only for the period for which the interim control activity is reasonably expected to reduce or eliminate the lead hazard.

SECTION 2138. 254.166 (2) (e) of the statutes is renumbered 254.166 (2r) and amended to read:

254.166 **(2r)** ~~If an order is issued under par. (d),~~ The department may conduct or require a certified lead risk assessor or other person certified under s. 254.176 to conduct a lead investigation, a check of work completed, and dust tests for the presence of hazardous levels of lead to ensure compliance with ~~the~~ an order issued under sub. (2m).

SECTION 2141. 254.171 of the statutes is repealed.

SECTION 2142. 254.173 (3) (c) 1. of the statutes, as affected by 1999 Wisconsin Act 113, is amended to read:

254.173 **(3)** (c) 1. The owner receives an order under s. 254.166 ~~(2) (d)~~ (2m) and fails to comply with the order.

SECTION 2143. 254.179 (1) (c) 2. (intro.) of the statutes is amended to read:

254.179 **(1)** (c) 2. (intro.) The standards limiting the length of validity of a certificate of lead−safe status, including the condition of a premises, dwelling, or unit of a dwelling, the type of lead hazard reduction activity that was performed, if any, and any other requirements that must be met to maintain certification, unless the certificate is earlier revoked because of erroneous issuance or because the premises, dwelling, or unit of the dwelling is not safe from lead−bearing paint hazards. The rules shall specify that the face of the certificate shall indicate the certificate's length of validity. ~~The rules shall further specify that applications for certificates of lead−safe status for identical premises may be made only as follows:~~

SECTION 2144. 254.179 (1) (c) 2. a., b. and c. of the statutes are repealed.

SECTION 2145. 254.911 (1) of the statutes is amended to read:

254.911 **(1)** "Cigarette" has the meaning given in s. 139.30 ~~(1)~~ (1m).

SECTION 2145g. 254.92 (2m) of the statutes is created to read:

254.92 **(2m)** No person may purchase cigarettes on behalf of, or to provide to, any person who is under 18 years of age. Any person who violates this subsection may be:

(a) Required to forfeit not more than $500 if the person has not committed a previous violation within 30 months of the violation.

(b) Fined not more than $500 or imprisoned for not more than 30 days or both if the person has committed a previous violation within 30 months of the violation.

(c) Fined not more than $1,000 or imprisoned for not more than 90 days or both if the person has committed 2 previous violations within 30 months of the violation.

(d) Fined not more than $10,000 or imprisoned for not more than 9 months or both if the person has committed 3 or more previous violations within 30 months of the violation.

SECTION 2146. 255.06 (2) (intro.) of the statutes is amended to read:

255.06 **(2)** WELL−WOMAN PROGRAM. (intro.) From the appropriation under s. 20.435 (5) (cb), the department shall administer a well−woman program to provide reimbursement for health care screenings, referrals, follow−ups, case management, and patient education provided to low−income, underinsured, and uninsured women. Reimbursement to service providers under this section shall be at the rate of reimbursement for identical services provided under medicare, except that, if projected costs under this section exceed the amounts appropriated under s. 20.435 (5) (cb), the department shall modify services or reimbursement accordingly. Within this limitation, the department shall implement the well−woman program to do all of the following:

SECTION 2147. 255.06 (2) (a) (intro.) of the statutes is renumbered 255.06 (2) (a) and amended to read:

255.06 **(2)** (a) *Breast cancer screening services.* Provide not more than $422,600 in each fiscal year as reimbursement for the provision of breast cancer screening services to women who are aged 40 years or older and whose income does not exceed 250 percent of the poverty line, by a hospital or organization that has a mammography unit available for use and that is selected by the department under procedures established by the department. ~~Recipients of services under this paragraph are subject to a copayment, payable to the service provider, for which the department shall reduce reimbursement to the service provider, as follows:~~ The department shall reduce reimbursement for a service provided under this paragraph by the amount of any applicable 3rd−party coverage.

SECTION 2148. 255.06 (2) (a) 1. to 3. of the statutes are repealed.

SECTION 2149. 255.06 (2) (e) of the statutes is amended to read:

255.06 **(2)** (e) *Health care screening, referral, follow−up, case management, and patient education.* Reimburse service providers for the provision of health care screening, referral, follow−up, case management, and patient education to low−income, underinsured, and uninsured women.

SECTION 2149g. 255.15 (3) (bm) of the statutes is created to read:

255.15 **(3)** (bm) From the appropriation under s. 20.435 (5) (fm), the department shall distribute $96,000 annually for programs to discourage use of smokeless tobacco.

SECTION 2149h. 255.15 (3) (c) of the statutes is amended to read:

255.15 **(3)** (c) No recipient of moneys distributed under par. (b) or (bm) may expend more than 10% of those moneys for administrative costs.

SECTION 2151. 281.58 (1) (cg) of the statutes is amended to read:

281.58 **(1)** (cg) "Market interest rate" ~~means the interest at the effective rate of a revenue obligation issued by the state to fund a project loan or a portion of a project loan under the clean water fund program~~ has the meaning given in s. 281.59 (1) (b).

SECTION 2152. 281.58 (2m) (e) of the statutes is amended to read:

281.58 **(2m)** (e) Inspect periodically clean water fund project construction to determine project compliance with construction plans and specifications ~~approved by the department~~ and the requirements of this section and s. 281.59 and, if applicable, of 33 USC 1251 to 1376 and 33 USC 1381 to 1387 and the regulations promulgated thereunder.

SECTION 2152s. 281.58 (9) (a) of the statutes is amended to read:

281.58 **(9)** (a) After the department approves a municipality's facility plan submitted under sub. (8s), the municipality shall submit an application for participation to the department. The application shall be in such form and include such information as the department and the department of administration prescribe and shall include design plans and specifications ~~that are approvable by the department under this chapter~~. The department shall review applications for participation in the clean water fund program. The department shall determine which applications meet the eligibility requirements and criteria under subs. (6), (7), (8), (8m) and (13).

SECTION 2153. 281.58 (9) (ae) of the statutes is amended to read:

281.58 **(9)** (ae) A municipality that submits an application under par. (a) without design plans and specifications may obtain an initial determination of financial eligibility from the department of administration. The department of natural resources may not approve a municipality's application until the municipality submits ~~approvable~~ design plans and specifications.

SECTION 2154. 281.58 (15) (a) (intro.) and 1. of the statutes are consolidated, renumbered 281.58 (15) (a) and 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 ~~all of the following occur: 1. The~~ the department approves the municipality's application under sub. (9m) (a) and the department of administration has allocated subsidy for the municipality's project.

SECTION 2155. 281.58 (15) (a) 2. of the statutes is repealed.

SECTION 2156. 281.59 (1) (b) of the statutes is amended to read:

281.59 **(1)** (b) "Market interest rate" means the ~~interest at the~~ effective interest rate ~~of a~~ on a fixed−rate revenue obligation issued by the state to fund a loan ~~or a portion of a loan for a project under the clean water fund program~~ made under this section or, for a variable rate obligation, the effective interest rate that the department of administration determines would have been paid if the variable rate obligation had been sold at a fixed rate.

SECTION 2157. 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

281.59 **(3e)** (b) 1. Equal to ~~$90,000,000~~ $109,600,000 during the ~~2003−05~~ 2005−07 biennium.

3. Equal to $1,000 for any biennium after the ~~2003−05~~ 2005−07 biennium.

SECTION 2158. 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

281.59 **(3m)** (b) 1. Equal to ~~$4,000,000~~ $2,700,000 during the ~~2003−05~~ 2005−07 biennium.

2. Equal to $1,000 for any biennium after the ~~2003−05~~ 2005−07 biennium.

SECTION 2159. 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

281.59 **(3s)** (b) 1. Equal to ~~$12,800,000~~ $10,800,000 during the ~~2003−05~~ 2005−07 biennium. **Vetoed In Part**

2. Equal to $1,000 for any biennium after the ~~2003−05~~ 2005−07 biennium.

SECTION 2160. 281.61 (1) (b) of the statutes is amended to read:

281.61 **(1)** (b) "Market interest rate" ~~means the interest at the effective rate of a revenue obligation issued by this state to fund a loan or portion of a loan for a clean water fund program project under s. 281.58~~ has the meaning given in s. 281.59 (1) (b).

SECTION 2192. 285.01 (17m) of the statutes is created to read:

285.01 **(17m)** "Entire facility" means all stationary sources that are under the control of one person or under the control of persons who are under common control and that are located on contiguous properties.

SECTION 2192p. 285.66 (1) of the statutes is amended to read:

285.66 **(1)** CONSTRUCTION. Unless otherwise specified in ~~the permit,~~ a construction permit, the authorization to construct, reconstruct, replace, or modify a stationary source is valid for 18 months from the date of issuance of the permit unless the permit is revoked or suspended. The department may extend the term of the authorization in the construction permit for the purposes of commencing or completing construction, reconstruction, replacement, or modification. Unless otherwise specified in a construction permit, the department may only extend the term of the authorization in the permit for up to 18 additional months beyond the original 18−month period. If construction, reconstruction, replacement, or

modification is not completed within the term specified in the permit or any extension granted by the department, the applicant shall apply for a new construction permit. Notwithstanding the fact that authorization to construct, reconstruct, replace, or modify a source expires under this subsection, all conditions in a construction permit are permanent unless the conditions are revised through a revision of the construction permit or through the issuance of a new construction permit.

SECTION 2192v. 285.69 (1) (a) of the statutes is renumbered 285.69 (1) (a) (intro.) and amended to read:

285.69 **(1)** (a) *Application for permit.* (intro.) Reviewing and acting upon any application for a construction permit~~.~~, except that the department may not impose a fee on any of the following persons who apply for a construction permit:

SECTION 2192w. 285.69 (1) (a) 1. to 3. of the statutes are created to read:

285.69 **(1)** (a) 1. An owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act if the entire facility is covered by a registration permit under s. 285.60 (2g).

2. An owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act if the entire facility is covered by a general permit under s. 285.60 (3).

3. An owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act for which the department has issued an operation permit, if the owner or operator has paid the fee under sub. (2) (h) at any time before applying for the construction permit.

SECTION 2193. 285.69 (1d) of the statutes is created to read:

285.69 **(1d)** REQUEST FOR WAIVER OF CONSTRUCTION PERMIT REQUIREMENT. An owner or operator that requests a waiver under s. 285.60 (5m) of the requirement to obtain a construction permit shall pay to the department a fee of $300.

SECTION 2194. 285.69 (1g) of the statutes is created to read:

285.69 **(1g)** ANNUAL FEES FOR OPERATION PERMIT EXEMPTION. The owner or operator of a stationary source that is exempt from the requirement to obtain an operation permit under s. 285.62 shall pay to the department a fee of $300 per year if the stationary source had actual emissions of a regulated pollutant in excess of 3 tons in the preceding year.

SECTION 2196d. 285.69 (2) (c) (intro.) of the statutes is amended to read:

285.69 **(2)** (c) (intro.) The fees collected under pars. (a) and (e) from the owner or operator of a stationary source for which an operation permit is required under the federal clean air act shall be credited to the appropriations under s. 20.370 (2) (bg), (3) (bg), (8) (mg) and (9) (mh) for the following:

SECTION 2196g. 285.69 (2) (f) of the statutes is created to read:

285.69 **(2)** (f) Notwithstanding pars. (a) and (e), the owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act shall pay to the department a fee of $1,100 for a year if the preceding year was the first year in which the entire facility was covered by a registration permit under s. 285.60 (2g). Paragraphs (a) and (e) apply in all other years.

SECTION 2196h. 285.69 (2) (g) of the statutes is created to read:

285.69 **(2)** (g) Notwithstanding pars. (a) and (e), the owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act shall pay to the department a fee of $2,300 for a year if the preceding year was the first year in which the entire facility was covered by a general permit under s. 285.60 (3) and the facility was first covered by an operation permit after the effective date of this paragraph .... [revisor inserts date]. Paragraphs (a) and (e) apply in all other years.

SECTION 2196i. 285.69 (2) (h) of the statutes is created to read:

285.69 **(2)** (h) 1. Notwithstanding pars. (a) and (e), the owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act may elect to pay the department a fee of $7,500 for a year if the entire facility was not covered by a registration operation permit under s. 285.60 (2g) or by a general operation permit under s. 285.60 (3) in the preceding year and the owner or operator has not previously elected to pay the fee under this subdivision. Paragraphs (a) and (e) apply in all other years. **Vetoed In Part**

2. Notwithstanding subd. 1. and pars. (a) and (e), for 2006 only, the owner or operator of an entire facility for which an operation permit is required under s. 285.60 but not under the federal clean air act and that is not a synthetic minor source, as defined in NR 407.02 (9), Wis. Adm. Code, shall pay a fee of $300 if the entire facility was not covered by a registration operation permit under s. 285.60 (2g) or by a general operation permit under s. 285.60 (3) in 2005. **Vetoed In Part**

SECTION 2196j. 285.69 (2) (i) of the statutes is created to read:

285.69 **(2)** (i) The fees collected under this subsection from the owner or operator of a stationary source for which an operation permit is required under s. 285.60 but not under the federal clean air act and under sub. (1g) shall be credited to the appropriation account under s. 20.370 (2) (bh) for the following purposes as they relate to stationary sources for which an operation permit is

required under s. 285.60 but not under the federal clean air act:

1. The costs of reviewing and acting on applications for operation permits; implementing and enforcing operation permits except for court costs or other costs associated with an enforcement action; monitoring emissions and ambient air quality; preparing rules and materials to assist persons who are subject to the operation permit program; ambient air quality modeling; preparing and maintaining emission inventories; and any other direct and indirect costs of the operation permit program.

2. Costs of any other activities related to stationary sources of air contaminants.

SECTION 2198. 287.26 of the statutes is created to read:

287.26 Business waste reduction and recycling assistance. The department may contract with a nonprofit organization for services to assist businesses to reduce the amount of solid waste generated or to reuse or recycle solid waste. The department may not provide more than $250,000 annually under a contract under this section. The department may not provide funds under this section in an amount that exceeds 50 percent of the costs of the services to be provided under the contract. The department shall include in any contract under this section goals and objectives for the services to be provided, methods to measure progress toward the goals and objectives, and a schedule for reporting to the department on the use of funds and progress towards the goals and objectives.

Vetoed In Part

SECTION 2198t. 289.64 (3) of the statutes is amended to read:

289.64 **(3)** AMOUNT OF SOLID WASTE FACILITY SITING BOARD FEE. The fee imposed under this section is ~~1.7~~ 0.7 cents per ton for solid waste or hazardous waste.

Vetoed In Part

SECTION 2198x. 289.645 (3) of the statutes is amended to read:

289.645 **(3)** AMOUNT OF RECYCLING FEE. The fee imposed under this section is ~~$3~~ $2.25 per ton for all solid waste other than high−volume industrial waste.

SECTION 2199. 289.645 (4) (e) of the statutes is created to read:

289.645 **(4)** (e) The recycling fee does not apply to waste material that is removed from recycled materials intended for use as recycled fiber by a person that makes paper, pulp, or paperboard from wastepaper, if the waste material cannot be used to make paper, pulp, or paperboard.

SECTION 2202. 292.57 (2) (b) of the statutes is amended to read:

292.57 **(2)** (b) Any moneys collected under this subsection shall be credited to the appropriation account under s. 20.370 (2) ~~(mi)~~ (dh).

SECTION 2203m. 301.067 of the statutes is created to read:

301.067 Funding for certain community reintegration services. From the appropriation under s. 20.410 (1) (d), the department shall provide $50,000 each fiscal year to Madison−area Urban Ministry, Inc., and $50,000 each fiscal year to Project Return for community reintegration services.

SECTION 2204. 301.235 (2) (a) (intro.) of the statutes is amended to read:

301.235 **(2)** (a) (intro.) In order to provide new buildings and to enable the construction and financing thereof, to refinance indebtedness created by a nonprofit corporation for the purpose of providing a new building or buildings or additions or improvements thereto which are located on land owned by, or owned by the state and held for, the department or on lands of the institutions under the jurisdiction of the department or owned by the nonprofit corporation, or for any one or more of those purposes, but for no other purpose unless authorized by law, the department, subject to s. 16.848, has the following powers and duties:

SECTION 2205. 301.235 (2) (a) 1. of the statutes is amended to read:

301.235 **(2)** (a) 1. Without limitation by reason of any other statute except s. 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the secretary are in the public interest.

SECTION 2206. 301.24 (4) of the statutes is amended to read:

301.24 **(4)** SALES. ~~The~~ Except where a sale occurs under s. 16.848, the department, with the approval of the building commission, may sell and convey such lands under the jurisdiction of the department as the secretary deems to be in excess of the present or future requirements of the department for either the operation of its facilities or programs, for the maintenance of buffer zones adjacent to its facilities or for other public purposes. The proceeds of the sales shall be credited to the state building trust fund.

SECTION 2207. 301.24 (4m) of the statutes is amended to read:

301.24 **(4m)** CORRECTIONAL INSTITUTION PROPERTY DISPOSITION. In addition to any other requirements under this section, except where a sale occurs under s. 16.848, the department may sell or otherwise transfer or dispose of the property acquired for the correctional institution under s. 46.05 (1o), 1985 stats., only if the sale, transfer or disposition is approved by the joint committee on finance. The department shall submit a plan for any such proposed sale, transfer or disposition to the committee.

SECTION 2208. 301.25 of the statutes is amended to read:

301.25 Sewer system at Taycheedah Correctional Institution. The department, with the approval of the governor, may enter into an agreement containing terms, conditions and covenants approved by the building commission, to participate in the construction of a sanitary sewer system in the area adjacent to the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac County; to connect the sewer system of the Taycheedah Correctional Institution thereto; to pay sewage disposal charges; and to grant easements or, subject to s. 16.848, convey land to meet construction requirements.

SECTION 2209d. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 **(4)** (d) 2. Beginning on July 1, ~~2003~~ 2005, and ending on June 30, ~~2004~~ 2006, the per person daily cost assessment to counties shall be ~~$183~~ $203 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~$183~~ $203 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$225~~ $234 for care in a residential care center for children and youth, ~~$142~~ $157 for care in a group home for children, $47 for care in a foster home, ~~$88~~ $83 for care in a treatment foster home, ~~$86~~ $81 for departmental corrective sanctions services, and ~~$25~~ $32 for departmental aftercare services.

SECTION 2209d. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 **(4)** (d) 3. Beginning on July 1, ~~2004~~ 2006, and ending on June 30, ~~2005~~ 2007, the per person daily cost assessment to counties shall be ~~$187~~ $209 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~$187~~ $209 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$239~~ $244 for care in a residential care center for children and youth, ~~$149~~ $163 for care in a group home for children, ~~$49~~ $50 for care in a foster home, ~~$92~~ $87 for care in a treatment foster home, ~~$87~~ $82 for departmental corrective sanctions services, and ~~$26~~ $33 for departmental aftercare services.

Vetoed In Part

SECTION 2210m. 301.26 (5) of the statutes is created to read:

301.26 **(5)** REVENUE SUFFICIENCY. (a) Before the close of each odd−numbered fiscal year, the department of corrections shall project the balance that will remain in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year and provide that information to the department of administration.

(b) 1. If the department of corrections projects under par. (a) that there will be a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an odd−numbered year, the department of administration shall include the amount of that projected deficit in the cost basis used to calculate the per person daily cost assessments under sub. (4) (d) 2. and 3. for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50% of that projected deficit to the cost basis used to determine the per person daily cost assessment under sub. (4) (d) 2. for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the first year of the next fiscal biennium and by adding 50% of that projected deficit to the cost basis used to determine the per person daily cost assessment under sub. (4) (d) 3. for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), for the 2nd year of the next fiscal biennium.

Vetoed In Part

2. The secretary of administration shall place in unallotted reserve and use to recoup the projected deficit specified in subd. 1. all moneys generated by the increases in the per person daily cost assessments specified in subd. 1. that result from adding that projected deficit to the cost basis specified in subd. 1.

(c) If on June 30 of the odd−numbered year of the next fiscal biennium the moneys placed in unallotted reserve under par. (b) 2. exceed the amount of the actual deficit on June 30 of the odd−numbered year of the fiscal biennium in which that deficit was incurred, all moneys in excess of that actual deficit shall be remitted to the counties or transferred to the appropriation account under s. 20.410 (3) (kx) by September 30 of that odd−numbered year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at Type 1 secured correctional facilities, as defined in s. 938.02 (19), for each county and the state during that next fiscal biennium. Counties shall use any amounts remitted under this paragraph for the purposes specified in this section. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under s. 20.410 (3) (kx).

SECTION 2211. 301.26 (7) (intro.) of the statutes is amended to read:

301.26 **(7)** ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate funds for community youth and family aids for the period beginning on July 1, ~~2003~~ 2005, and ending on June 30, ~~2005~~ 2007, as provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

SECTION 2212. 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 $44,145,100 for the last 6 months of ~~2003~~ 2005, $88,290,200 for ~~2004~~ 2006, and $44,145,100 for the first 6 months of ~~2005~~ 2007.

SECTION 2213. 301.26 (7) (b) (intro.) of the statutes is amended to read:

Vetoed In Part

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 ~~2003~~ 2005, $4,000,000 for ~~2004~~ 2006, and $2,000,000 for the first 6 months of ~~2005~~ 2007 to counties based on each of the following factors weighted equally:

SECTION 2214. 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 ~~2003~~ 2005, $2,106,500 for ~~2004~~ 2006, and $1,053,300 for the first 6 months of ~~2005~~ 2007 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 2215. 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 ~~2003~~ 2005, $250,000 for ~~2004~~ 2006, and $125,000 for the first 6 months of ~~2005~~ 2007. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

SECTION 2216. 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 ~~2003~~ 2005, $2,124,800 in ~~2004~~ 2006, and $1,062,400 in the first 6 months of ~~2005~~ 2007 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 2217. 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 ~~2003~~ 2005, $1,333,400 in ~~2004~~ 2006, and $666,700 in the first 6 months of ~~2005~~ 2007 for alcohol and other drug abuse treatment programs.

SECTION 2221g. 301.265 (title) of the statutes is created to read:

301.265 (title) **Diversion of youth from gang activities.**

SECTION 2221m. 301.289 of the statutes is created to read:

301.289 Unit supervisor positions. The department may not employ a unit supervisor or a person having comparable duties to supervise correctional institution security staff unless the person directly reports to the institution's security director.

SECTION 2222. 301.32 (1) of the statutes is amended to read:

301.32 **(1)** PROPERTY DELIVERED TO WARDEN OR SUPERINTENDENT; CREDIT AND DEBIT. All money and other property delivered to an employee of any state correctional institution for the benefit of a prisoner or resident shall be delivered to the warden or superintendent, who shall enter the property upon his or her accounts to the credit of the prisoner or resident. The property may be used only under the direction and with the approval of the superintendent or warden and for the crime victim and witness assistance surcharge under s. 973.045 (4), the delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid analysis surcharge under s. 973.046, the drug offender diversion surcharge under s. 973.043, or the benefit of the prisoner or resident. If the money remains uncalled for for one year after the prisoner's or resident's death or departure from the state correctional institution, the superintendent shall deposit it in the general fund. If any prisoner or resident leaves property, other than money, uncalled for at a state correctional institution for one year, the superintendent shall sell the property and deposit the proceeds in the general fund, donate the property to a public agency or private, nonprofit organization or destroy the property. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (bm).

SECTION 2223. 301.45 (10) of the statutes is created to read:

301.45 **(10)** The department may require a person who must register as a sex offender and who is in its custody or on probation, parole, or extended supervision to pay an annual fee to partially offset its costs in monitoring persons on probation, parole, or extended supervision. The department shall establish any such fee by rule, but the fee may not exceed $50.

SECTION 2225. 302.04 of the statutes is amended to read:

302.04 Duties of warden and superintendents. ~~The~~ Except as provided in s. 16.848, the warden or the superintendent of each state prison shall have charge and custody of the prison and all lands, belongings, furniture,

implements, stock and provisions and every other species of property within the same or pertaining thereto. The warden or superintendent shall enforce the ~~regulations~~ rules of the department for the administration of the prison and for the government of its officers and the discipline of its inmates.

SECTION 2226m. 302.05 (1) of the statutes is renumbered 302.05 (1) (am).

SECTION 2227m. 302.05 (1) (c) of the statutes is created to read:

302.05 **(1)** (c) The Robert E. Ellsworth Correctional Center shall provide a substance abuse treatment program for inmates for the purposes of the earned release program described in sub. (3).

SECTION 2228. 302.05 (3) (b) of the statutes is amended to read:

302.05 **(3)** (b) Except as provided in par. (d), if the department determines that an eligible inmate serving a sentence other than one imposed under s. 973.01 has successfully completed ~~the~~ a treatment program described in sub. (1), the parole commission shall parole the inmate for that sentence under s. 304.06, regardless of the time the inmate has served. If the parole commission grants parole under this paragraph, it shall require the parolee to participate in an intensive supervision program for drug abusers as a condition of parole.

SECTION 2229. 302.05 (3) (c) 1. of the statutes is amended to read:

302.05 **(3)** (c) 1. Except as provided in par. (d), if the department determines that an eligible inmate serving the term of confinement in prison portion of a bifurcated sentence imposed under s. 973.01 has successfully completed ~~the~~ a treatment program described in sub. (1), the department shall inform the court that sentenced the inmate.

SECTION 2230. 302.05 (3) (c) 2. (intro.) of the statutes is amended to read:

302.05 **(3)** (c) 2. (intro.) Upon being informed by the department under subd. 1. that an inmate whom the court sentenced under s. 973.01 has successfully completed ~~the~~ a treatment program described in sub. (1), the court shall modify the inmate's bifurcated sentence as follows:

SECTION 2231. 302.05 (3) (d) of the statutes is amended to read:

302.05 **(3)** (d) The department may place intensive sanctions program participants in ~~the~~ a treatment program described in sub. (1), but pars. (b) and (c) do not apply to those participants.

SECTION 2232. 302.12 (2) of the statutes is amended to read:

302.12 **(2)** Money accruing under this section remains under the control of the department, to be used for the crime victim and witness assistance surcharge under s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046, the drug offender diversion surcharge under s. 973.043, and the benefit of the inmate or the inmate's family or dependents, under rules promulgated by the department as to time, manner and amount of disbursements. The rules shall provide that the money be used for the reasonable support of the inmate's family or dependents before it is allocated for the drug offender diversion surcharge.

SECTION 2233. 302.13 of the statutes is amended to read:

302.13 Preservation of property an inmate brings to prison. The department shall preserve money and effects, except clothes, in the possession of an inmate when admitted to the prison and, subject to the crime victim and witness assistance surcharge under s. 973.045 (4) ~~and~~, the deoxyribonucleic acid analysis surcharge under s. 973.046, and the drug offender diversion surcharge under s. 973.043, shall restore the money and effects to the inmate when discharged.

SECTION 2233m. 302.43 of the statutes is amended to read:

302.43 Good time. Every inmate of a county jail is eligible to earn good time in the amount of one−fourth of his or her term for good behavior if sentenced to at least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit for time served prior to sentencing under s. 973.155, including good time under s. 973.155 (4). An inmate who violates any law or any regulation of the jail, or neglects or refuses to perform any duty lawfully required of him or her, may be deprived by the sheriff of good time under this section, except that the sheriff shall not deprive the inmate of more than 2 days good time for any one offense without the approval of the court. An inmate who files an action or special proceeding, including a petition for a common law writ of certiorari, to which s. 807.15 applies shall be deprived of the number of days of good time specified in the court order prepared under s. 807.15 (3). This section does not apply to a person who is confined in the county jail in connection with his or her participation in a substance abuse treatment program that meets the requirements of s. 16.964 (12) (c), as determined by the office of justice assistance under s. 16.964 (12) (j).

SECTION 2235. 303.01 (8) (b) of the statutes is amended to read:

303.01 **(8)** (b) The department shall distribute earnings of an inmate or resident, other than an inmate or resident employed under sub. (2) (em), for the crime-victim and witness assistance surcharge under s. 973.045 (4), for the delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), for the deoxyribonucleic acid analysis surcharge under s. 973.046 (4) and for compliance with s. 303.06 (2) and may distribute earnings for the support of the inmate's or resident's dependents and for other obligations either acknowledged by the inmate or resident in writing or which have been reduced to judgment that may be satisfied according to law. The department may also distribute earnings for the drug offender

diversion surcharge under s. 973.043, but only if the inmate or resident has first provided for the reasonable support of his or her dependents.

SECTION 2236m. 303.01 (8) (c) 8. of the statutes is created to read:

303.01 **(8)** (c) 8. Payment of the drug offender diversion surcharge under s. 973.043.

SECTION 2239m. 303.015 (1) (e) of the statutes is amended to read:

Vetoed In Part

303.015 **(1)** (e) The board shall review and either approve or deny a proposal under s. 303.06 (5) to offer for sale in the open market a product or type of product manufactured in whole or in part by inmates as part of a hobby−craft program ~~or vocational training~~. Once the board has approved the sale of a particular product or type of product under this paragraph, the product or type of product may be offered for sale by any tax−supported or nonprofit agency under s. 303.06 (5) without further approval by the board under this paragraph.

SECTION 2240g. 303.06 (5) of the statutes is amended to read:

303.06 **(5)** A tax−supported institution or a nonprofit agency may offer for sale in the open market products manufactured in whole or in part by inmates in a state penal institution as part of a hobby−craft program ~~or vocational training~~ if the purpose of the sale is to support the institution's or agency's mission or is for some other charitable purpose and if the sale of that product or type of product has been approved by the prison industries board under s. 303.015 (1) (e).

SECTION 2240r. 303.06 (6) of the statutes is created to read:

303.06 **(6)** The department may sell, in the open market, products produced in whole or in part by inmates in a state penal institution if the products are produced as part of a technical college course provided to inmates.

SECTION 2241m. 303.065 (5) (cm) of the statutes is created to read:

303.065 **(5)** (cm) Payment of the drug offender diversion surcharge under s. 973.043.

SECTION 2243. 341.09 (2m) (a) 1., 2. and 3. and (d) of the statutes are amended to read:

341.09 **(2m)** (a) 1. Upon request by a dealer licensed in this state, the department may issue any number of temporary operation plates and temporary permits to a dealer under sub. (2) at a fee of $3 per ~~plate~~ item. The dealer may issue the temporary operation plate or permit at a fee of $3 to any of the following:

2. Notwithstanding subd. 1., the department shall issue a sufficient number of temporary operation plates and temporary permits without charge to each dealer licensed in this state for issuance under this subdivision. Each dealer shall issue a temporary operation plate or a temporary permit without charge to any state resident who purchases or leases from the dealer an automobile or motor truck having a registered weight of 8,000 pounds or less, for use on such vehicle if the state resident submits to the dealer a complete application for registration of the vehicle, including evidence of inspection under s. 110.20 when required, and for a new certificate of title for a purchased vehicle, together with a check or money order made payable to the department for all applicable title, registration, security interest and sales tax moneys, for transmittal to the department by the dealer.

Vetoed In Part

3. The department shall prescribe the manner in which a dealer shall keep records of temporary operation plates and temporary permits issued by the dealer.

(d) If the department determines that a dealer has misused plates or permits issued under this subsection or sub. (4) or has failed to comply with the requirements of this section or rules issued under this section, the department may order the dealer to return all temporary operation plates and permits in the dealer's possession. Within 30 days after the issuance of the order, the dealer may request a hearing before the division of hearings and appeals. The division of hearings and appeals shall schedule a hearing with reasonable promptness. The dealer may not issue any temporary operation plates or permits until after the division of hearings and appeals holds its scheduled hearing and issues its findings.

SECTION 2244. 341.09 (9) of the statutes is amended to read:

341.09 **(9)** Notwithstanding any other provision of this section, the department shall issue a temporary operation plate or a temporary permit without charge for an automobile or motor truck having a registered weight of 8,000 pounds or less upon receipt of a complete application accompanied by the required fee for registration of the vehicle, including evidence of any inspection under s. 110.20 when required, if the department does not immediately issue the regular registration plates for the vehicle and the department determines that the applicant has not otherwise been issued a temporary operation plate or a temporary permit under this section.

SECTION 2244f. 341.135 (1) of the statutes is amended to read:

341.135 **(1)** DESIGN. Every ~~7th~~ 10th year, the department shall establish new designs of registration plates to be issued under ss. 341.14 (1a), (1m), (1q), (2), (2m), (6m), and (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2) and (3) (a) 1. and (am). Any design for registration plates issued for automobiles and for vehicles registered on the basis of gross weight shall comply with the applicable design requirements of ss. 341.12 (3), 341.13, and 341.14 (6r) (c). The designs for registration plates specified in this subsection shall be as similar in appearance as practicable during each ~~7−year~~ 10−year design interval. Except as provided in s. 341.13 (2r), each registration plate issued under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a) 1. or (am) during each ~~7−year~~ 10−year design interval shall be

of the design established under this subsection. The department may not redesign registration plates for the special groups under s. 341.14 (6r) (f) 53., 54., or 55. until July 1, ~~2007~~ 2010. Except for registration plates issued under s. 341.14 (6r) (f) 53., 54., or 55., the first design cycle for registration plates issued under ss. 341.14 (1a), (1m), (1q), (2), (2m), (6m), and (6r), 341.25 (1) (a), (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2) and (3) (a) 1. and (am) began July 1, 2000.

SECTION 2244k. 341.135 (2) (a) 2. of the statutes is amended to read:

341.135 **(2)** (a) 2. Notwithstanding s. 341.13 (3), beginning with registrations initially effective on July 1, ~~2007~~ 2010, upon receipt of a completed application to initially register a vehicle under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), or s. 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) or 341.26 (2) or (3) (a) 1. or (am), or to renew the registration of a vehicle under those sections for which a registration plate has not been issued during the previous ~~7~~ 10 years, the department shall issue and deliver prepaid to the applicant 2 new registration plates of the design established for that ~~7−year~~ 10−year period under sub. (1).

SECTION 2244o. 341.135 (2) (am) of the statutes is amended to read:

341.135 **(2)** (am) Notwithstanding s. 341.13 (3) and (3m), beginning with registrations initially effective on July 1, 2000, upon receipt of a completed application to renew the registration of a vehicle registered under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), except s. 341.14 (6r) (f) 53., 54., or 55., or s. 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) for which a registration plate of the design established under sub. (1) has not been issued, the department may issue and deliver prepaid to the applicant 2 new registration plates of the design established under sub. (1). This paragraph does not apply to registration plates issued under s. 341.14 (6r) (f) 52., 1997 stats. This paragraph does not apply after June 30, ~~2007~~ 2010.

SECTION 2244r. 341.135 (2) (e) of the statutes is amended to read:

341.135 **(2)** (e) The department shall issue new registration plates of the design established under sub. (1) for every vehicle registered under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a) 1. or (am) after July 1, ~~2007~~ 2010.

SECTION 2245m. 341.135 (2m) of the statutes is created to read:

341.135 **(2m)** APPLICABILITY. This section does not apply to special group plates under s. 341.14 (6r) (f) 19m.

SECTION 2245n. 341.14 (6r) (a) of the statutes is renumbered 341.14 (6r) (a) (intro.) and amended to read:

341.14 **(6r)** (a) (intro.) In this subsection and s. 341.145 (1) (c)~~, "authorized~~:

1. "Authorized special group" means a special group enumerated in par. (f) or designated by the department under par. (fm).

SECTION 2245o. 341.14 (6r) (a) 2. of the statutes is created to read:

341.14 **(6r)** (a) 2. "Immediate family member" means a spouse, grandparent, parent, sibling, child, stepchild, stepparent, or grandchild, or the spouse of a grandparent, parent, sibling, child, stepchild, stepparent, or grandchild.

SECTION 2245om. 341.14 (6r) (b) 2. of the statutes is amended to read:

341.14 **(6r)** (b) 2. An additional fee of $15 shall be charged for the issuance or reissuance of the plates for special groups specified under par. (f), except that no additional fee may be charged under this subdivision for the issuance or reissuance of the plates for special groups specified under par. (f) 1. to 32., 49., 49m., 51., or 56.

SECTION 2246. 341.14 (6r) (b) 9. of the statutes is created to read:

341.14 **(6r)** (b) 9. A fee of $15 shall be charged for the issuance or reissuance of a plate for a special group specified under par. (f) 1. to 19., 20. to 32., 49., 49m., 51., or 56. All moneys received under this subdivision in excess of the initial costs of production of the special group plate under par. (f) 56. or $27,600, whichever is less, shall be deposited in the veterans trust fund.

SECTION 2246m. 341.14 (6r) (d) of the statutes is renumbered 341.14 (6r) (d) 1. and amended to read:

341.14 **(6r)** (d) 1. ~~The~~ Subject to subd. 2., 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 associated with a branch of the armed services or a related organization after consultation with the appropriate state or federal representative of that service or organization. Special group plates for a group associated with a branch of the armed services or a related organization shall be colored red, white and blue.

SECTION 2246n. 341.14 (6r) (d) 2. of the statutes is created to read:

341.14 **(6r)** (d) 2. Special group plates under par. (f) 19m. shall display a gold star flag. The department shall consult the Brian LaViolette Scholarship Foundation, Inc., in designing the special group plates under par. (f) 19m., and the department may not specify a design for the special group plates under par. (f) 19m. unless the design is approved in writing by the department of veterans affairs and by the Brian LaViolette Scholarship Foundation, Inc . **Vetoed In Part**

SECTION 2246o. 341.14 (6r) (f) 19m. of the statutes is created to read:

341.14 **(6r)** (f) 19m. Persons who have had an immediate family member die in combat while serving in the U.S. armed forces.

SECTION 2247. 341.14 (6r) (f) 56. of the statutes is created to read:

341.14 **(6r)** (f) 56. Persons interested in supporting veterans.

SECTION 2247g. 341.14 (6r) (fm) 7. of the statutes is amended to read:

341.14 **(6r)** (fm) 7. ~~Except for the authorized special group enumerated under par. (f) 55., after~~ After October 1, 1998, additional authorized special groups may only be special groups designated by the department under this paragraph. The authorized special groups enumerated in par. (f) shall be limited solely to those special groups specified under par. (f) on October 1, 1998~~, except for the authorized special group enumerated under par. (f) 55~~. This subdivision does not apply to the special ~~group~~ groups specified under par. (f) 54., 55., and 56.

SECTION 2247r. 341.14 (6r) (fm) 7. of the statutes, as affected by 2005 Wisconsin Act .... (this act), is amended to read:

341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups may only be special groups designated by the department under this paragraph. The authorized special groups enumerated in par. (f) shall be limited solely to those special groups specified under par. (f) on October 1, 1998. This subdivision does not apply to the special groups specified under par. (f) 19m., 54., 55., and 56.

SECTION 2252. 342.06 (1) (intro.) of the statutes is amended to read:

342.06 **(1)** (intro.) An application for a certificate of title shall be made to the department upon a form or in an automated format prescribed by it and shall be accompanied by the required fee and any applicable taxes. The department shall provide the information it obtains under this subsection to the department of revenue for the sole purpose of administering state taxes. Each application for certificate of title shall include the following information:

SECTION 2253. 342.06 (1) (eg) of the statutes is amended to read:

342.06 **(1)** (eg) Except as provided in par. (eh), if the applicant is an individual, the social security number of the applicant. The department of transportation may not disclose a social security number obtained under this paragraph to any person except to the department of workforce development for the sole purpose of administering s. 49.22 and to the department of revenue for the sole purpose of administering state taxes.

SECTION 2254. 342.14 (1) of the statutes is amended to read:

342.14 **(1)** For filing an application for the first certificate of title, ~~$18.50~~ $28.50, by the owner of the vehicle.

SECTION 2255. 342.14 (1r) of the statutes is amended to read:

342.14 **(1r)** Upon filing an application under sub. (1) or (3), an environmental impact fee of $9, by the person filing the application. All moneys collected under this subsection shall be credited to the environmental fund for environmental management. This subsection does not apply after December 31, ~~2005~~ 2007.

SECTION 2256. 342.14 (3) of the statutes is amended to read:

342.14 **(3)** For a certificate of title after a transfer, ~~$18.50~~ $28.50, by the owner of the vehicle.

SECTION 2258. 342.14 (5) of the statutes is amended to read:

342.14 **(5)** For a replacement certificate of title, ~~$8~~ $20, by the owner of the vehicle.

SECTION 2259. 342.16 (1) (a) of the statutes is amended to read:

342.16 **(1)** (a) Except as provided in par. (c), if a dealer acquires a new or used vehicle that is not a salvage vehicle and holds it for resale, or acquires a salvage vehicle that is currently titled as a salvage vehicle and holds it for resale or accepts a vehicle for sale on consignment, the dealer may not submit to the department the certificate of title or application for certificate of title naming the dealer as owner of the vehicle. Upon transferring the vehicle to another person, the dealer shall immediately give the transferee on a form prescribed by the department a receipt for all title, registration, security interest and sales tax moneys paid to the dealer for transmittal to the department when required. The dealer shall promptly execute the assignment and warranty of title, showing the name and address of the transferee and of any secured party holding a security interest created or reserved at the time of the resale or sale on consignment, in the spaces provided therefor on the certificate or as the department prescribes. Within 7 business days following the sale or transfer, the dealer shall process the application for certificate of title, and within the next business day after processing the application, the dealer shall mail or deliver the ~~certificate or~~ original application for certificate and all associated materials required by the department to the department ~~with the transferee's application for a new certificate.~~ A nonresident who purchases a motor vehicle from a dealer in this state may not, unless otherwise authorized by rule of the department, apply for a certificate of title issued for the vehicle in this state unless the dealer determines that a title is necessary to protect the interests of a secured party. The dealer is responsible for determining whether a title and perfection of security interest is required. The dealer is liable for any damages incurred by the department or any secured party for the dealer's failure to perfect a security interest which the dealer had knowledge of at the time of sale.

SECTION 2260. 342.16 (1) (am) of the statutes is created to read:

342.16 **(1)** (am) 1. Except as provided in subd. 2., a motor vehicle dealer, as defined in s. 218.0101 (23), who processes an application for transfer of title and registration as provided in par. (a) shall utilize an electronic process prescribed by the department under this paragraph or provided for under ss. 341.20 and 341.21.

2. The department may, by rule, exempt a motor vehicle dealer from the requirements of this paragraph. A motor vehicle dealer who is exempted shall pay a fee to the department to process applications for transfer of title and registration that are submitted to the department by the exempted dealer.

3. The department shall promulgate rules to implement and administer this paragraph.

SECTION 2261. 343.027 of the statutes is amended to read:

343.027 Confidentiality of signatures. Any signature collected under this chapter may be maintained by the department and shall be kept confidential~~. The~~, except that the department may release a signature or a facsimile of a signature ~~only~~ to the person to whom the signature relates and to the department of revenue for the sole purpose of investigating allegations of tax fraud.

SECTION 2262. 343.14 (1) of the statutes is amended to read:

343.14 **(1)** Every application to the department for a license or identification card or for renewal thereof shall be made upon the appropriate form furnished by the department and shall be accompanied by the required fee. The department shall provide the information it obtains under this subsection, excluding medical information, to the department of revenue for the purpose of administering setoffs under ss. 71.93 and 71.935 and state taxes.

SECTION 2263. 343.14 (2j) (b) of the statutes is amended to read:

343.14 **(2j)** (b) Except as otherwise required to administer and enforce this chapter, the department of transportation may not disclose a social security number obtained from an applicant for a license under sub. (2) (bm) to any person except to the department of workforce development for the sole purpose of administering s. 49.22 or to the department of revenue for the purpose of administering setoffs under ss. 71.93 and 71.935 and state taxes.

SECTION 2265. 343.44 (2) (as) of the statutes is created to read:

343.44 **(2)** (as) Any person who violates sub. (1) (b) after the effective date of this paragraph .... [revisor inserts date], shall forfeit not more than $2,500, except that, if the person has been convicted of a previous violation of sub. (1) (b) within the preceding 5−year period or if the revocation identified under sub. (1) (b) resulted from an offense that may be counted under s. 343.307 (2), the penalty under par. (b) shall apply.

SECTION 2266. 343.44 (2) (b) (intro.) of the statutes is amended to read:

343.44 **(2)** (b) (intro.) Except as provided in ~~par.~~ pars. (am) and (as), any person who violates sub. (1) (b), (c) or (d) shall be fined not more than $2,500 or imprisoned for not more than one year in the county jail or both. In imposing a sentence under this paragraph, or a local ordinance in conformity with this paragraph, the court shall review the record and consider the following:

SECTION 2270. 350.12 (3h) (a) 1. of the statutes is amended to read:

350.12 **(3h)** (a) 1. Directly issue, transfer, or renew the registration documentation with or without using the ~~expedited~~ services specified in par. (ag) 1.

SECTION 2271. 350.12 (3h) (a) 3. of the statutes is amended to read:

350.12 **(3h)** (a) 3. Appoint persons who are not employees of the department as agents of the department to issue, transfer, or renew the registration documentation using either or both of the ~~expedited~~ services specified in par. (ag) 1.

SECTION 2272. 350.12 (3h) (ag) 1. (intro.) of the statutes is amended to read:

350.12 **(3h)** (ag) 1. (intro.) For the issuance of original or duplicate registration documentation and for the transfer or renewal of registration documentation, the department may implement either or both of the following ~~expedited~~ procedures to be provided by the department and any agents appointed under par. (a) 3.:

SECTION 2273. 350.12 (3h) (ag) 1. a. of the statutes is amended to read:

350.12 **(3h)** (ag) 1. a. A ~~noncomputerized~~ procedure under which the department or agent may accept applications for registration ~~certificates~~ documentation and issue a validated registration receipt at the time the applicant submits the application accompanied by the required fees.

SECTION 2274. 350.12 (3h) (ag) 1. b. of the statutes is amended to read:

350.12 **(3h)** (ag) 1. b. A ~~computerized~~ procedure under which the department or agent may accept applications for registration documentation and issue to each applicant all or some of the items of the registration documentation at the time the applicant submits the application accompanied by the required fees.

SECTION 2275. 350.12 (3h) (ag) 2. of the statutes is amended to read:

350.12 **(3h)** (ag) 2. Under either procedure under subd. 1., the applicant shall receive any remaining items of registration documentation directly from the department at a later date. The items of registration documentation issued at the time of the submittal of the application under either procedure shall be sufficient to allow the snowmobile for which the application is submitted to be operated in compliance with the registration requirements under this section. The items of registration documentation issued under subd. 1. b. shall include at least one registration decal.

SECTION 2276. 350.12 (3h) (ar) (title) of the statutes is repealed and recreated to read:

350.12 **(3h)** (ar) (title) *Registration; supplemental fees.*

SECTION 2277. 350.12 (3h) (ar) 1. of the statutes is amended to read:

350.12 **(3h)** (ar) 1. In addition to the applicable fee under sub. (3) (a), each agent appointed under par. (a) 3. shall collect ~~an expedited~~ a service fee of $3 each time the agent issues a validated registration receipt under par. (ag) 1. a. The agent shall retain the entire amount of each ~~expedited~~ service fee the agent collects.

SECTION 2278. 350.12 (3h) (ar) 2. of the statutes is amended to read:

350.12 **(3h)** (ar) 2. In addition to the applicable fee under sub. (3) (a), the department or the agent appointed under par. (a) 3. shall collect ~~an expedited~~ a service fee of ~~$3~~ $5 each time the ~~expedited~~ service under par. (ag) 1. b. is provided. The agent shall remit to the department $1 of each ~~expedited~~ service fee the agent collects.

SECTION 2278m. 350.12 (4) (bg) (title) of the statutes is amended to read:

350.12 **(4)** (bg) (title) *Supplemental trail ~~aid payments~~ aids; funding.*

SECTION 2278s. 350.12 (4) (bm) (intro.) of the statutes is amended to read:

350.12 **(4)** (bm) (intro.) *Supplemental trail ~~aid payments~~ aids; eligibility.* A county or the department shall be eligible for payments under par. (bg) for a given fiscal year if it applies for the aid and if all of the following apply:

SECTION 2279. 350.12 (4) (bm) 2. of the statutes is amended to read:

350.12 **(4)** (bm) 2. Of the actual cost incurred by the department or the county in maintaining its trails that are qualified under par. (b) 1. or 4. for the fiscal year applicable under subd. 1., the actual cost incurred in grooming the trails exceeds a maximum of ~~$130~~ $150 per mile per year.

SECTION 2279m. 350.12 (4) (bn) of the statutes is created to read:

350.12 **(4)** (bn) *Supplemental trail aids; payments.* Each county shall submit its application for aid under par. (bm) before the August 1 immediately following June 30 of the fiscal year for which the county is applying. Before the September 15 immediately following the date of application, the department shall make an initial payment to each county that is equal to 50 percent of the amount applied for. After determining under pars. (bg) and (bm) the total amounts due all counties, the department shall notify each county, before the December 1 immediately following the date of the initial payment, of the balance still owing. If the department determines that the total amount for which the county is eligible is less than the amount applied for, the department shall deduct the difference from the balance paid to the county.

SECTION 2279p. 350.12 (4) (br) (title) of the statutes is amended to read:

350.12 **(4)** (br) (title) *Supplemental trail ~~aid payments~~ aids; insufficient funding.*

SECTION 2280. 350.125 (1) (am) of the statutes is repealed.

SECTION 2281. 351.02 (1) (b) of the statutes is amended to read:

351.02 **(1)** (b) Twelve or more convictions of ~~moving~~ violations of ch. 346, including violations under par. (a)~~, of traffic regulations or of crimes in the operation of a motor vehicle which are required to be reported under s. 343.28 or 345.37 (5)~~.

SECTION 2282. 351.02 (1) (f) of the statutes is amended to read:

351.02 **(1)** (f) The department may, by rule, exempt specific ~~moving~~ violations of ch. 346 from being counted under par. (b) if the department determines that the violation is a petty offense, except that the department may not exempt any violation for which the department assigns demerit points under s. 343.32 (2) or rules promulgated thereunder.

SECTION 2283. 351.02 (2) of the statutes is repealed.

SECTION 2283g. 440.03 (9) (b) of the statutes is amended to read:

440.03 **(9)** (b) A recommended change to each fee specified under s. 440.05 (1) for an initial credential for which an examination is not required, under s. 440.05 (2) for a reciprocal credential and under s. 440.08 (2) (a) for a credential renewal if the change 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 the recommended change to each fee specified under s. 440.08 (2) (a) for a credential renewal, to reflect an estimate of any additional moneys available for the department's general program operations, during the budget period to which the biennial budget request applies, as a result of appropriation transfers that have been or are estimated to be made under s. 20.165 (1) (i) prior to and during that budget period. The department may not recommend an initial credential fee that exceeds the amount of the fee that the department recommends for a renewal of the same credential, if no examination is required for the initial credential.

SECTION 2284. 440.03 (11m) (c) of the statutes is amended to read:

440.03 **(11m)** (c) The department of regulation and licensing 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 workforce development for purposes of administering s. 49.22; and, for a social security number obtained under par. (a) 1., the department of revenue

for the ~~sole~~ purpose of requesting certifications under s. 73.0301 and administering state taxes.

SECTION 2284mg. 440.03 (13) (b) 5m. of the statutes is created to read:

440.03 **(13)** (b) 5m. Substance abuse counselor, clinical supervisor, or prevention specialist.

SECTION 2285. 440.03 (13) (b) 66d. of the statutes is created to read:

440.03 **(13)** (b) 66d. Sanitarian.

SECTION 2286b. 440.05 (intro.) of the statutes is amended to read:

440.05 Standard fees. (intro.) The following standard fees apply to all initial credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, ~~440.9935,~~ 444.03, 444.11, 446.02 (2) (c), 447.04 (2) (c) 2., 449.17, and 449.18:

SECTION 2287. 440.08 (2) (a) 1. of the statutes is amended to read:

440.08 **(2)** (a) 1. Accountant, certified public: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $59.

SECTION 2288. 440.08 (2) (a) 3. of the statutes is amended to read:

440.08 **(2)** (a) 3. Accounting corporation or partnership: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $56.

SECTION 2289. 440.08 (2) (a) 5. of the statutes is amended to read:

440.08 **(2)** (a) 5. Aesthetician: ~~July~~ April 1 of each odd−numbered year; $87.

SECTION 2290. 440.08 (2) (a) 6. of the statutes is amended to read:

440.08 **(2)** (a) 6. Aesthetics establishment: ~~July~~ April 1 of each odd−numbered year; $70.

SECTION 2291. 440.08 (2) (a) 7. of the statutes is amended to read:

440.08 **(2)** (a) 7. Aesthetics instructor: ~~July~~ April 1 of each odd−numbered year; $70.

SECTION 2292. 440.08 (2) (a) 8. of the statutes is amended to read:

440.08 **(2)** (a) 8. Aesthetics school: ~~July~~ April 1 of each odd−numbered year; $115.

SECTION 2293. 440.08 (2) (a) 9. of the statutes is amended to read:

440.08 **(2)** (a) 9. Aesthetics specialty school: ~~July~~ April 1 of each odd−numbered year; $53.

SECTION 2293m. 440.08 (2) (a) 9m. of the statutes is created to read:

440.08 **(2)** (a) 9m. Substance abuse counselor, clinical supervisor, or prevention specialist: March 1 of each odd−numbered year; $70.

SECTION 2294. 440.08 (2) (a) 11. of the statutes is amended to read:

440.08 **(2)** (a) 11. Appraiser, real estate, certified general: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $162.

SECTION 2295. 440.08 (2) (a) 11m. of the statutes is amended to read:

440.08 **(2)** (a) 11m. Appraiser, real estate, certified residential: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $167.

SECTION 2296. 440.08 (2) (a) 12. of the statutes is amended to read:

440.08 **(2)** (a) 12. Appraiser, real estate, licensed: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $185.

SECTION 2296k. 440.08 (2) (a) 14d. of the statutes is amended to read:

440.08 **(2)** (a) 14d. Athlete agent: July 1 of each even−numbered year; ~~the amount specified in rules promulgated under s. 440.9935~~ $53.

SECTION 2297. 440.08 (2) (a) 14g. of the statutes is amended to read:

440.08 **(2)** (a) 14g. Auction company: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $56.

SECTION 2298. 440.08 (2) (a) 14r. of the statutes is amended to read:

440.08 **(2)** (a) 14r. Auctioneer: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $174.

SECTION 2299. 440.08 (2) (a) 16. of the statutes is amended to read:

440.08 **(2)** (a) 16. Barbering or cosmetology establishment: ~~July~~ April 1 of each odd−numbered year; $56.

SECTION 2300. 440.08 (2) (a) 17. of the statutes is amended to read:

440.08 **(2)** (a) 17. Barbering or cosmetology instructor: ~~July~~ April 1 of each odd−numbered year; $91.

SECTION 2301. 440.08 (2) (a) 18. of the statutes is amended to read:

440.08 **(2)** (a) 18. Barbering or cosmetology manager: ~~July~~ April 1 of each odd−numbered year; $71.

SECTION 2302. 440.08 (2) (a) 19. of the statutes is amended to read:

440.08 **(2)** (a) 19. Barbering or cosmetology school: ~~July~~ April 1 of each odd−numbered year; $138.

SECTION 2303. 440.08 (2) (a) 20. of the statutes is amended to read:

440.08 **(2)** (a) 20. Barber or cosmetologist: ~~July~~ April 1 of each odd−numbered year; $63.

SECTION 2303k. 440.08 (2) (a) 21. of the statutes is amended to read:

440.08 **(2)** (a) 21. Cemetery authority, licensed: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $343, plus an amount to be determined by rule by the cemetery board.

SECTION 2305. 440.08 (2) (a) 22. of the statutes is amended to read:

440.08 **(2)** (a) 22. Cemetery preneed seller: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $61.

SECTION 2306. 440.08 (2) (a) 23. of the statutes is amended to read:

440.08 **(2)** (a) 23. Cemetery salesperson: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $90.

SECTION 2307. 440.08 (2) (a) 24. of the statutes is amended to read:

440.08 **(2)** (a) 24. Chiropractor: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $168.

SECTION 2308. 440.08 (2) (a) 30. of the statutes is amended to read:

440.08 **(2)** (a) 30. Electrologist: ~~July~~ April 1 of each odd−numbered year; $76.

SECTION 2309. 440.08 (2) (a) 31. of the statutes is amended to read:

440.08 **(2)** (a) 31. Electrology establishment: ~~July~~ April 1 of each odd−numbered year; $56.

SECTION 2310. 440.08 (2) (a) 32. of the statutes is amended to read:

440.08 **(2)** (a) 32. Electrology instructor: ~~July~~ April 1 of each odd−numbered year; $86.

SECTION 2311. 440.08 (2) (a) 33. of the statutes is amended to read:

440.08 **(2)** (a) 33. Electrology school: ~~July~~ April 1 of each odd−numbered year; $71.

SECTION 2312. 440.08 (2) (a) 34. of the statutes is amended to read:

440.08 **(2)** (a) 34. Electrology specialty school: ~~July~~ April 1 of each odd−numbered year; $53.

SECTION 2313. 440.08 (2) (a) 36. of the statutes is amended to read:

440.08 **(2)** (a) 36. Funeral director: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $135.

SECTION 2314. 440.08 (2) (a) 38g. of the statutes is amended to read:

440.08 **(2)** (a) 38g. Home inspector: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $53.

SECTION 2315. 440.08 (2) (a) 42. of the statutes is amended to read:

440.08 **(2)** (a) 42. Manicuring establishment: ~~July~~ April 1 of each odd−numbered year; $53.

SECTION 2316. 440.08 (2) (a) 43. of the statutes is amended to read:

440.08 **(2)** (a) 43. Manicuring instructor: ~~July~~ April 1 of each odd−numbered year; $53.

SECTION 2317. 440.08 (2) (a) 44. of the statutes is amended to read:

440.08 **(2)** (a) 44. Manicuring school: ~~July~~ April 1 of each odd−numbered year; $118.

SECTION 2318. 440.08 (2) (a) 45. of the statutes is amended to read:

440.08 **(2)** (a) 45. Manicuring specialty school: ~~July~~ April 1 of each odd−numbered year; $53.

SECTION 2319. 440.08 (2) (a) 46. of the statutes is amended to read:

440.08 **(2)** (a) 46. Manicurist: ~~July~~ April 1 of each odd−numbered year; $133.

SECTION 2320. 440.08 (2) (a) 46m. of the statutes is amended to read:

440.08 **(2)** (a) 46m. Marriage and family therapist: ~~July~~ March 1 of each odd−numbered year; $84.

SECTION 2321. 440.08 (2) (a) 54. of the statutes is amended to read:

440.08 **(2)** (a) 54. Optometrist: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $65.

SECTION 2322. 440.08 (2) (a) 62. of the statutes is amended to read:

440.08 **(2)** (a) 62. Private detective agency: September 1 of each ~~even−numbered~~ odd−numbered year; $53.

SECTION 2323. 440.08 (2) (a) 63m. of the statutes is amended to read:

440.08 **(2)** (a) 63m. Professional counselor: ~~July~~ March 1 of each odd−numbered year; $76.

SECTION 2324. 440.08 (2) (a) 65. of the statutes is amended to read:

440.08 **(2)** (a) 65. Real estate broker: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $128.

SECTION 2325. 440.08 (2) (a) 66. of the statutes is amended to read:

440.08 **(2)** (a) 66. Real estate business entity: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $56.

SECTION 2326. 440.08 (2) (a) 67. of the statutes is amended to read:

440.08 **(2)** (a) 67. Real estate salesperson: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $83.

SECTION 2327. 440.08 (2) (a) 68b. of the statutes is created to read:

440.08 **(2)** (a) 68b. Sanitarian: January 1 of each even−numbered year, $53.

SECTION 2328. 440.08 (2) (a) 68d. of the statutes is amended to read:

440.08 **(2)** (a) 68d. Social worker: ~~July~~ March 1 of each odd−numbered year; $63.

SECTION 2329. 440.08 (2) (a) 68h. of the statutes is amended to read:

440.08 **(2)** (a) 68h. Social worker, advanced practice: ~~July~~ March 1 of each odd−numbered year; $70.

SECTION 2330. 440.08 (2) (a) 68p. of the statutes is amended to read:

440.08 **(2)** (a) 68p. Social worker, independent: ~~July~~ March 1 of each odd−numbered year; $58.

SECTION 2331. 440.08 (2) (a) 68t. of the statutes is amended to read:

440.08 **(2)** (a) 68t. Social worker, independent clinical: ~~July~~ March 1 of each odd−numbered year; $73.

SECTION 2332. 440.08 (2) (a) 69. of the statutes is amended to read:

440.08 **(2)** (a) 69. Time−share salesperson: ~~January 1~~ December 15 of each ~~odd−numbered~~ even−numbered year; $119.

SECTION 2333. 440.08 (2) (a) 70. of the statutes is amended to read:

440.08 **(2)** (a) 70. Veterinarian: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $105.

SECTION 2334. 440.08 (2) (a) 71. of the statutes is amended to read:

440.08 **(2)** (a) 71. Veterinary technician: ~~January 1~~ December 15 of each ~~even−numbered~~ odd−numbered year; $58.

SECTION 2336. Subchapter VI of chapter 440 [precedes 440.70] of the statutes is created to read:

CHAPTER 440

SUBCHAPTER VI

SANITARIANS

SECTION 2336m. 440.70 (6) of the statutes is created to read:

440.70 **(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 fee specified in s. 440.05 (1). The renewal date and renewal fee for a sanitarian registration are specified under s.440.08 (2) (a).

SECTION 2337. 440.70 (9) of the statutes is created to read:

440.70 **(9)** FORFEITURE. In addition to or in lieu of a reprimand or a denial, limitation, suspension, or revocation of a registration under sub. (8), the department may assess against any person a forfeiture of not less than $100 nor more than $1,000 for each violation under sub. (8).

SECTION 2337am. Subchapter VII of chapter 440 [precedes 440.75] of the statutes is created to read:

CHAPTER 440

SUBCHAPTER VII

SUBSTANCE ABUSE COUNSELORS,

CLINICAL SUPERVISORS,

AND PREVENTION SPECIALISTS

440.75 Substance abuse counselors, clinical supervisors, and prevention specialists. (1) DEFINITIONS. In this subchapter:

(a) "Clinical supervisor" means a basic clinical supervisor, an intermediate clinical supervisor, or an independent clinical supervisor.

(b) "Substance abuse counselor" means a basic substance abuse counselor, an intermediate substance abuse counselor, or an independent substance abuse counselor.

(2) CERTIFICATION. Except as provided in sub. (3m) and s. 440.12 or 440.13, the department shall certify as a substance abuse counselor, a clinical supervisor, or a prevention specialist any individual who satisfies the applicable conditions in sub. (3) and who has presented evidence satisfactory to the department that applicable certification standards and qualification of the department, as established by rule, have been met.

(3) CERTIFICATION; STANDARDS AND QUALIFICATIONS. (a) Subject to pars. (b) and (c) and except as provided in sub. (3m), the department shall promulgate rules that establish minimum standards and qualifications for the certification of all of the following, including substance abuse counselors and clinical supervisors described under s. HFS 75.02 (11) and (84), 2005 Wis. Adm. Code:

1. Basic substance abuse counselors.
2. Intermediate substance abuse counselors.
3. Independent substance abuse counselors.
4. Basic clinical supervisors.
5. Intermediate clinical supervisors.
6. Independent clinical supervisors.
7. Prevention specialists.

(b) Rules promulgated under par. (a) shall include standards based on demonstrated requisite competency, knowledge, skills, and attitudes of professional practice that are culturally competent and evidence−based.

(c) Before the department may promulgate rules under par. (a), the department shall appoint a certification review committee under s. 227.13 and shall consult with the certification review committee on the proposed rules. A majority of the members of the certification review committee required under this paragraph shall represent alcohol and other drug abuse organizations in this state, as recommended by the Wisconsin Association on Alcoholism and Other Drug Abuse, Inc. **Vetoed In Part**

(3m) EXCEPTION. This section does not apply to a physician, as defined in s. 448.01 (5), who specializes in psychiatry, a clinical social worker, as defined in s. 457.01 (1r), or a licensed psychologist, as defined in s. 455.01 (4), who practices as a substance abuse clinical supervisor or provides substance abuse counseling, treatment, or prevention services within the scope of his or her licensure. **Vetoed In Part**

(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 fee specified in s. 440.05 (1). The renewal date and renewal fee for certification as a substance abuse counselor, clinical supervisor, or prevention specialist are specified under s. 440.08 (2) (a).

(5) CERTIFICATION REQUIRED. Except as provided in sub. (3m), no person may represent himself or herself to the public as a substance abuse counselor, clinical supervisor, or prevention specialist or a certified substance abuse counselor, clinical supervisor, or prevention specialist or use in connection with his or her name a title or description that conveys the impression that he or she is a substance abuse counselor, clinical supervisor, or pre-

vention specialist or a certified substance abuse counselor, clinical supervisor, or prevention specialist unless he or she is so certified under sub. (2).

(6) REVOCATION, DENIAL, SUSPENSION, OR LIMITATION OF CERTIFICATION. The department may, after a hearing held in conformity with chapter 227, revoke, deny, suspend, or limit under this subchapter the certification of any substance abuse counselor, clinical supervisor, or prevention specialist or reprimand the substance abuse counselor, clinical supervisor, or prevention specialist, for practice of fraud or deceit in obtaining the certification or any unprofessional conduct, incompetence, or professional negligence.

(7) RECIPROCAL CERTIFICATION. The department may, upon application and payment of the required fee, issue certification as a substance abuse counselor, clinical supervisor, or prevention specialist to an individual who holds a similar unexpired certification issued to the individual by another state for which the requirements for certification are of a standard that is not lower than that specified in this subchapter.

(8) CERTIFICATION OTHER THAN BY DEPARTMENT PROHIBITED. No entity other than the department may certify substance abuse counselors, clinical supervisors, or prevention specialists.

SECTION 2337b. 440.90 (1) of the statutes is renumbered 440.90 (1c).

SECTION 2337c. 440.90 (1b) of the statutes is created to read:

440.90 **(1b)** "Board" means the cemetery board.

SECTION 2337d. 440.90 (4m) of the statutes is created to read:

440.90 **(4m)** "Licensed cemetery authority" means a cemetery authority that is licensed under s. 440.91 (1).

SECTION 2337e. 440.90 (4r) of the statutes is created to read:

440.90 **(4r)** "Licensee" means a person licensed under this subchapter.

SECTION 2337g. 440.905 of the statutes is created to read:

440.905 General duties and powers of board. (1) In addition to the other duties and powers of the board under this subchapter, the board shall advise the secretary of regulation and licensing on matters relating to cemeteries, to this chapter, or to the board.

(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 2337h. 440.91 (1) of the statutes is renumbered 440.91 (1) (a) and amended to read:

440.91 **(1)** (a) ~~Except as provided in sub. (6m), every~~ Any cemetery authority that operates a cemetery that is 5 acres or more in size, that sells ~~or solicits the sale of a total of 10~~ 20 or more cemetery lots or mausoleum spaces at a cemetery during a calendar year ~~and that pays any commission or other compensation to any person for selling or soliciting the sale of its cemetery lots or mausoleum spaces shall register with~~, or that has $100,000 or more in preneed trust fund accounts for a cemetery shall apply to the ~~department. The registration shall be in writing and shall include the names of the officers of the cemetery authority~~ board for a license for that cemetery. A cemetery authority that operates more than one cemetery shall apply for a separate license for each cemetery that is 5 acres or more in size and for each cemetery at which it sells 20 or more burial spaces or at which it has $100,000 or more in preneed trust fund accounts.

SECTION 2337i. 440.91 (1) (b) and (c) of the statutes are created to read:

440.91 **(1)** (b) The board shall grant a license to a cemetery authority if all of the following are satisfied:

1. The cemetery authority submits an application for the license to the board on a form provided by the board. The application shall require the cemetery authority to provide the names of the officers of the cemetery authority and to identify a business representative who is primarily responsible for the cemetery authority's compliance with subch. II of ch. 157 and this subchapter.

2. The cemetery authority pays the fee specified in s. 440.05 (1).

(c) 1. The renewal dates and renewal fees for licenses granted under par. (b) are specified in s. 440.08 (2) (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 preneed trust fund accounts for a cemetery.

2. A licensed cemetery authority that is not required to renew its license under subd. 1. shall renew the license if, during a period of 2 consecutive calendar years that is subsequent to the period specified in subd. 1., the cemetery authority sells 20 or more cemetery lots or mausoleum spaces for a cemetery or has $100,000 or more in preneed trust fund accounts for a cemetery.

SECTION 2337k. 440.91 (2) (intro.) of the statutes is amended to read:

440.91 **(2)** (intro.) Except as provided in ~~subs. (7) and~~ sub. (10), every ~~individual who~~ person that sells or solicits the sale of, or ~~who~~ that expects to sell or solicit the sale of, ~~a total of 10~~ 20 or more cemetery lots or mausoleum spaces per year during ~~a~~ 2 consecutive calendar ~~year~~ years shall ~~register with~~ be licensed by the ~~department. An individual~~ board. A person may not be ~~registered~~ licensed as a cemetery salesperson except upon the written request of a cemetery authority and the payment of the fee specified in s. 440.05 (1). The cemetery authority shall certify in writing to the ~~department~~ board that the ~~individual~~ person is competent to act as a cemetery salesperson. ~~Within 10 days after the certification of any cem-~~

~~etery salesperson, the cemetery salesperson shall verify and~~ An applicant for licensure as a cemetery salesperson shall furnish to the ~~department~~ board, in such form as the ~~department~~ board prescribes, all of the following information:

SECTION 2337L. 440.91 (2) (a) of the statutes is repealed and recreated to read:

440.91 **(2)** (a) The name and address of the applicant and, if the applicant is a business entity, the name and address of each business representative.

SECTION 2337m. 440.91 (6m) of the statutes is amended to read:

440.91 **(6m)** A cemetery authority of a cemetery organized, maintained and operated by a town, village, city, church, synagogue or mosque, religious, fraternal or benevolent society or incorporated college of a religious order is not required to be ~~registered~~ licensed under sub. (1).

SECTION 2337n. 440.91 (7) of the statutes is amended to read:

440.91 **(7)** An individual who solicits the sale of cemetery lots or mausoleum spaces in a cemetery organized, maintained and operated by a town, village, city, church, synagogue or mosque, religious, fraternal or benevolent society or incorporated college of a religious order is not required to be ~~registered~~ licensed under sub. (2).

SECTION 2337p. 440.91 (9) of the statutes is amended to read:

440.91 **(9)** No cemetery authority or cemetery salesperson ~~registered~~ licensed under sub. (1) or (2) may pay a fee or commission as compensation for a referral or as a finder's fee relating to the sale of ~~a cemetery lot,~~ cemetery merchandise or ~~mausoleum~~ a burial space to any person who is not ~~registered~~ licensed under sub. (1) or (2) or who is not regularly and lawfully engaged in the sale of ~~cemetery lots,~~ cemetery merchandise or ~~mausoleum~~ burial spaces in another state or territory of the United States or a foreign country.

SECTION 2337q. 440.91 (10) of the statutes is amended to read:

440.91 **(10)** Nothing in this section requires an individual who is ~~registered~~ licensed as a preneed seller under s. 440.92 (1) to be ~~registered~~ licensed as a cemetery salesperson under sub. (2) if the individual only sells or solicits the sale of cemetery merchandise or undeveloped spaces under preneed sales contracts.

SECTION 2337r. 440.92 (1) (title) of the statutes is repealed and recreated to read:

440.92 **(1)** (title) LICENSURE.

SECTION 2337s. 440.92 (1) (a) of the statutes is amended to read:

440.92 **(1)** (a) Except as provided in subs. (4), (9) (a) and (10), every individual who sells or solicits the sale of cemetery merchandise or an undeveloped space under a preneed sales contract and, if the individual is employed by or acting as an agent for a cemetery authority or any other person, that cemetery authority or other person is also required to be ~~registered~~ licensed under this subsection.

SECTION 2337t. 440.92 (1) (b) (intro.) of the statutes is amended to read:

440.92 **(1)** (b) (intro.) The ~~department~~ board shall issue a certificate of ~~registration~~ licensure as a cemetery preneed seller to any person who does all of the following:

SECTION 2337u. 440.92 (1) (bm) of the statutes is created to read:

440.92 **(1)** (bm) If a cemetery authority that is licensed under this subsection notifies the board that it proposes to take an action specified in s. 157.08 (2) (b) 1. b. or c. and the board does not object to the action under s. 157.08 (2) (b) 3., the board shall revoke the license and require the cemetery authority to reapply for a license under this subsection.

SECTION 2337v. 440.92 (1) (e) of the statutes is amended to read:

440.92 **(1)** (e) Nothing in this subsection requires an individual who is ~~registered~~ licensed as a cemetery salesperson under s. 440.91 (2) to be ~~registered~~ licensed under this subsection if the individual does not conduct or solicit any sale under a preneed sales contract.

SECTION 2337wc. 440.92 (4) (a) (intro.) and (b) of the statutes are amended to read:

440.92 **(4)** (a) (intro.) Any person who sells or solicits the sale of cemetery merchandise under a preneed sales contract is not required to be ~~registered~~ licensed under sub. (1) and the requirements of sub. (3) (a) and (b) do not apply to the sale if all payments received under the preneed sales contract are trusted as required under s. 445.125 (1) (a) 1. or if all of the following conditions are met:

(b) If any preneed seller who is not ~~registered~~ licensed under sub. (1) accepts a payment under a preneed sales contract and the merchandise is not delivered within 180 days after the date of the sale, the preneed seller shall immediately notify the purchaser that the purchaser is entitled to a refund of all money paid by the purchaser, together with interest calculated at the legal rate of interest as provided under s. 138.04, at any time before the merchandise is delivered.

SECTION 2337wf. 440.92 (6) (a), (d), (e), (h), (i), (j) and (k) of the statutes are amended to read:

440.92 **(6)** (a) Every preneed seller ~~registered~~ licensed under sub. (1) shall file an annual report with the ~~department~~ board. The report shall be made on a form prescribed and furnished by the ~~department~~ board. The report shall be made on a calendar−year basis unless the ~~department~~ board, by rule, provides for other reporting periods. The report is due on or before the 60th day after the last day of the reporting period.

(d) All records described under pars. (b) 2. and (c) and maintained by the ~~department~~ board are confidential

and are not available for inspection or copying under s. 19.35 (1). This paragraph does not apply to any information regarding the name, address or employer of or financial information related to an individual that is requested under s. 49.22 (2m) by the department of workforce development or a county child support agency under s. 59.53 (5).

(e) The ~~department~~ board shall review each report filed under par. (a) to determine whether the preneed seller is complying with this section.

(h) The records under par. (b) 1. shall be permanently maintained by the preneed seller. The records under par. (b) 2. shall be maintained for not less than 3 years after all of the obligations of the preneed sales contract have been fulfilled. The ~~department~~ board may promulgate rules to establish longer time periods for maintaining records under this paragraph.

(i) The ~~department~~ board may promulgate rules requiring preneed sellers ~~registered~~ licensed under sub. (1) to maintain other records and establishing minimum time periods for the maintenance of those records.

(j) The ~~department~~ board may audit, at reasonable times and frequency, the records, trust funds and accounts of any preneed seller ~~registered~~ licensed under sub. (1), including records, trust funds and accounts pertaining to services provided by a preneed seller which are not otherwise subject to the requirements under this section. The department may conduct audits under this paragraph on a random basis, and shall conduct all audits under this paragraph without providing prior notice to the preneed seller.

(k) The ~~department~~ board may promulgate rules establishing a filing fee to accompany the report required under par. (a). The filing fee shall be based on the approximate cost of regulating preneed sellers.

SECTION 2337wh. 440.92 (9) (a) of the statutes is amended to read:

440.92 **(9)** (a) If the cemetery authority of a cemetery that is affiliated with a religious society organized under ch. 187 or that religious society files an annual certification with the department as provided in this subsection, neither the cemetery authority nor any employee of the cemetery is required to be ~~registered~~ licensed as a cemetery preneed seller under sub. (1) during the period for which the certification is effective.

SECTION 2337wj. 440.92 (10) of the statutes is amended to read:

440.92 **(10)** EXEMPTIONS; CERTAIN NONPROFIT CEMETERIES. This section does not apply to a cemetery authority that is not required to be ~~registered~~ licensed under s. 440.91 (1) and that is not organized or conducted for pecuniary profit.

SECTION 2337y. 440.93 (1) (intro.) of the statutes is amended to read:

440.93 **(1)** (intro.) The ~~department~~ board may reprimand a ~~registrant~~ licensee or deny, limit, suspend, or revoke a certificate of licensure of a cemetery authority, cemetery salesperson, or preneed seller if it finds that the applicant or ~~registrant~~ licensee, or, if the applicant or ~~registrant,~~ licensee is an association, partnership, limited liability company, or corporation, any officer, director, trustee, member, or shareholder who beneficially owns, holds, or has the power to vote 5% or more of any class of security issued by the applicant or ~~registrant~~ licensee, has done any of the following:

SECTION 2337z. 440.95 (1) of the statutes is amended to read:

440.95 **(1)** Any cemetery authority that is required to ~~register~~ be licensed under s. 440.91 (1) and that knowingly fails to ~~register~~ be licensed may be fined not more than $100.

SECTION 2338m. 440.992 (1) of the statutes is amended to read:

440.992 **(1)** Except as otherwise provided in sub. (2), the department shall issue a certificate of registration to an individual who complies with s. 440.9915 (1) or whose application has been accepted under s. 440.9915 (2), if the individual has paid the ~~fees specified in s. 440.9935~~ fee specified in s. 440.05 (1) (a).

SECTION 2338p. 440.9935 of the statutes is amended to read:

440.9935 ~~Registration and renewal fees~~ Renewal. ~~An application for registration must be accompanied by a processing fee in an amount established in rules promulgated by the department. If the department determines to issue a certificate of registration to an applicant, the department shall require the applicant to pay a fee for issuing the certificate in an amount established in rules promulgated by the department.~~ The renewal ~~dates~~ date and fee for certificates of registration issued under this subchapter are specified in s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department ~~and shall include a fee in an amount established in rules promulgated by the department, except that for the first renewal after a certificate of registration is issued, the department shall prorate the fee based on the length of time between between issuance and renewal. The amounts established in the rules promulgated under this section shall be based on the department's administrative and enforcement costs attributable to processing applications and regulating athlete agents~~.

SECTION 2338q. 446.02 (2) (c) of the statutes is created to read:

446.02 **(2)** (c) The examining board shall issue a certificate to a chiropractor who is licensed under this chapter, who submits satisfactory evidence that the chiropractor has completed 48 hours of postgraduate study in nutrition that is approved by the examining board, and who pays a one−time certification fee of $25.

SECTION 2338r. 446.02 (6m) of the statutes is created to read:

446.02 **(6m)** No chiropractor may provide counsel, direction, guidance, advice, or a recommendation to a patient regarding the health effects of vitamins, herbs, or nutritional supplements unless the chiropractor has been issued a certificate under sub. (2) (c). This subsection does not apply to a chiropractor licensed under this chapter who is certified as a dietician under subch. V of ch. 448.

SECTION 2338v. 452.13 (2) (b) 3. of the statutes is amended to read:

452.13 **(2)** (b) 3. Furnish the department of regulation and licensing with a letter authorizing the department of regulation and licensing and the department of ~~administration~~ commerce to examine and audit the interest−bearing common trust account whenever the department of regulation and licensing or the department of ~~administration~~ commerce considers it necessary.

SECTION 2339. 452.13 (2) (bm) of the statutes is amended to read:

452.13 **(2)** (bm) The department of regulation and licensing shall forward to the department of ~~administration~~ commerce the information and documents furnished under par. (b).

SECTION 2340. 452.13 (2) (d) of the statutes is amended to read:

452.13 **(2)** (d) The department of ~~administration~~ commerce is the beneficial owner of the interest accruing to the interest−bearing common trust account, minus any service charges or fees.

SECTION 2341. 452.13 (2) (e) 1. of the statutes is amended to read:

452.13 **(2)** (e) 1. Annually, before February 1, remit to the department of ~~administration~~ commerce the total interest or dividends, minus service charges or fees, earned on the average daily balance in the interest−bearing common trust account during the 12 months ending on the previous December 31. A depository institution is not required to remit any amount if the total interest or dividends for that period is less than $10 before any deduction for service charges or fees.

SECTION 2342. 452.13 (2) (e) 2. of the statutes is amended to read:

452.13 **(2)** (e) 2. When the interest remittance is sent, furnish to the department of ~~administration~~ commerce and to the broker maintaining the interest−bearing common trust account a statement that includes the name of the broker for whose account the remittance is made, the rate of interest applied, the amount of service charges or fees deducted, if any, and the account balance for the period that the statement covers.

SECTION 2343. 452.13 (2) (f) 2. of the statutes is amended to read:

452.13 **(2)** (f) 2. May not assess a service charge or fee for an interest−bearing common trust account against the department of ~~administration~~ commerce.

SECTION 2344. 452.13 (2) (f) 3. of the statutes is amended to read:

452.13 **(2)** (f) 3. May deduct a service charge or fee from the interest earned by an interest−bearing common trust account, and if a balance remains, may deduct the remaining charge or fee from the interest earned on any other interest−bearing common trust account maintained in that depository institution, before remitting interest to the department of ~~administration~~ commerce.

SECTION 2345. 452.13 (5) of the statutes is amended to read:

452.13 **(5)** RULES. In consultation with the department of regulation and licensing, the department of ~~administration~~ commerce shall promulgate rules necessary to administer this section.

SECTION 2345m. 457.02 (5m) of the statutes is amended to read:

457.02 **(5m)** Authorize any individual who is certified or licensed under this chapter to treat alcohol or substance dependency or abuse as a specialty unless the individual is a ~~substance abuse counselor, as defined in s. HFS 75.02 (84), Wis. Adm. Code~~ certified substance abuse counselor, clinical supervisor, or prevention specialist under s. 440.75, or unless the individual satisfies educational and supervised training requirements established in rules promulgated by the examining board. In promulgating rules under this subsection, the examining board shall consider the requirements for qualifying as a ~~substance abuse counselor under s. HFS 75.02 (84), Wis. Adm. Code~~ certified substance abuse counselor, clinical supervisor, or prevention specialist under s. 440.75.

SECTION 2346. 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 approved by the educational approval board under s. ~~45.54~~ 38.50 or completed a training program approved by the department under the rules promulgated under s. 460.04 (2) (b).

SECTION 2347. 460.05 (3) of the statutes is repealed and recreated to read:

460.05 **(3)** The department shall grant a certificate as a massage therapist or bodyworker to a person who satisfies the requirements specified in sub. (1) (a) to (d), (g), and (h) and who includes with the application specified in sub. (1) (c) all of the following:

(a) Evidence satisfactory to the department that, during the 2−year period after March 1, 2003, the person was actively engaged in the practice of massage therapy or bodywork.

(b) An attestation that the person only recently became aware of the requirements of this chapter.

SECTION 2347p. 560.031 of the statutes is created to read:

560.031 Grants for ethanol production facilities. Notwithstanding ss. 560.135 (2), 560.138 (2) (a), and

560.17 (3), the department may not make a grant for an ethanol production facility on which construction begins after the effective date of this section .... [revisor inserts date], unless a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 2348m. 560.075 of the statutes is created to read:

560.075 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), and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3g), and (3t).

(2) The department may not award a grant or loan under this chapter to a person or certify a person to receive tax benefits unless the department 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 2348q. 560.125 of the statutes is created to read:

560.125 Diesel truck idling reduction grants. (1) DEFINITIONS. In this section:

(a) "Common motor carrier" has the meaning given in s. 194.01 (1).

(b) "Contract motor carrier" has the meaning given in s. 194.01 (2).

(c) "Idling reduction unit" means a device that is installed on a diesel truck to reduce the long−duration idling of the truck by providing heat, air conditioning, or electricity to the truck while the truck is stationary and the main drive engine of the truck is not operating.

(d) "Post−1998 diesel truck engine" means a heavy−duty highway diesel engine that complies with the air pollutant emission standards promulgated by the federal environmental protection agency under 42 USC 7521 for engine model year 1998 or a later engine model year.

(e) "Private motor carrier" has the meaning given in s. 194.01 (11).

(f) "Truck tractor" has the meaning given in s. 340.01 (73).

(2) AUTHORITY. Beginning on July 1, 2006, and ending on June 30, 2011, 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).

(3) ELIGIBLE APPLICANTS. An applicant is eligible for a grant under this section only if all of the following apply:

(a) The applicant is a common motor carrier, contract motor carrier, or private motor carrier that transports freight.

(b) The applicant is headquartered in this state.

(c) The applicant pays 30 percent of the eligible costs for each idling reduction unit covered by a grant under this section without the use of grants, loans, or other financial assistance from this state or from a local governmental unit in this state.

(d) The applicant agrees to collect information relating to the operation and performance of each idling reduction unit covered by a grant under this section, as required by the department, and to report that information to the department.

(4) GRANTS. (a) Except as provided in par. (b), the costs that an applicant has incurred or will incur to purchase and install an idling reduction unit on a truck tractor that is owned and operated by the applicant and that has a post−1998 diesel truck engine are eligible costs under this section if the use of the idling reduction unit will result, in the aggregate, in a decrease in the emissions of one or more air contaminants, as defined in s. 285.01 (1), from the truck tractor on which the idling reduction unit is installed or in a decrease in the use of energy by the truck tractor on which the idling reduction unit is installed.

(b) The following costs are not eligible costs:

1. The cost of shipping an idling reduction unit from the manufacturer to the facility where the idling reduction unit will be installed on the truck tractor.

2. The cost of operating an idling reduction unit.

3. The cost of maintaining an idling reduction unit.

(c) Subject to par. (d), the department may make a grant under this section of 70 percent of the eligible costs for not more than the following number of idling reduction units:

1. If the applicant owns and operates one truck tractor with a post−1998 diesel truck engine, one.

2. If the applicant owns and operates at least 2 but not more than 10 truck tractors with post−1998 diesel truck engines, 2.

3. If the applicant owns and operates at least 11 but not more than 50 truck tractors with post−1998 diesel truck engines, the greater of the following:

a. Two.

b. Ten percent of the number of truck tractors with post−1998 diesel truck engines that the applicant owns and operates.

4. If the applicant owns and operates at least 51 but not more than 250 truck tractors with post−1998 diesel truck engines, the greater of the following:

a. Six.

b. Seven percent of the number of truck tractors with post−1998 diesel truck engines that the applicant owns and operates.

5. If the applicant owns and operates at least 251 but not more than 500 truck tractors with post−1998 diesel truck engines, the greater of the following:

a. Eighteen.

b. Six percent of the number of truck tractors with post−1998 diesel truck engines that the applicant owns and operates.

6. If the applicant owns and operates at least 501 but not more than 2,500 truck tractors with post−1998 diesel truck engines, the greater of the following:

a. Twenty−five.

b. Five percent of the number of truck tractors with post−1998 diesel truck engines that the applicant owns and operates.

7. If the applicant owns and operates more than 2,500 truck tractors with post−1998 diesel truck engines, 3 percent of the number of truck tractors with post−1998 diesel truck engines that the applicant owns and operates.

(d) In any fiscal year, the department may not pay to any one applicant more than 20 percent of the amount appropriated under s. 20.143 (3) (sm) for the fiscal year.

(e) The department may pay a grant over more than one fiscal year, subject to the availability of funds and to par. (d).

(f) The department shall require that applicants receiving grants under this section covering more than one idling reduction unit purchase idling reduction units of more than one type and from more than one manufacturer. The department may impose other conditions on the receipt of grants.

(g) The department shall withhold payment of at least 20 percent of a grant under this section until the recipient has complied with the conditions of the grant established by the department, including providing to the department information relating to the operation and performance of each idling reduction unit covered by the grant.

(5) INFORMATION. The department shall collect information from recipients of grants under this section relating to the operation and performance of idling reduction units. The department shall summarize the information collected and make it available to common motor carriers, contract motor carriers, and private motor carriers in an accessible and cost−effective manner, such as on department's Internet site.

(5m) RULES. The department shall promulgate rules for the administration of the program under this section.

(6) SUNSET. Subsections (2) to (4) do not apply after December 31, 2012.

SECTION 2351. 560.137 (2) (f) of the statutes is created to read:

560.137 **(2)** (f) If the department awards a grant under this subsection, the department may contract directly with and pay grant proceeds directly to any person providing technical or management assistance to the grant recipient.

SECTION 2352. 560.138 (6) of the statutes is created to read:

560.138 **(6)** If the department awards a grant under this section, the department may contract directly with and pay grant proceeds directly to any person providing technical or management assistance to the grant recipient.

SECTION 2357m. 560.155 of the statutes is repealed. **Vetoed In Part**

SECTION 2361m. 560.18 of the statutes is renumbered 26.40, and 26.40 (1m), as renumbered, is amended to read:

26.40 **(1m)** ~~From the appropriation under s. 20.143 (1) (t), the~~ The department may award grants to nonprofit organizations to develop forestry educational programs and instructional materials for use in the public schools. The department may not award a grant unless it enters into a memorandum of understanding with the grant recipient and the director of the timber management program at the University of Wisconsin−Stevens Point regarding the use of the funds.

SECTION 2366m. 560.275 (2) (a) to (d) and (e) (intro.) of the statutes are amended to read:

560.275 **(2)** (a) *Early stage planning grants and loans.* The department may make a grant or loan from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of funding professional services related to completing an application to be submitted to the federal government for the purpose of obtaining early stage research and development funding or for the purpose of funding professional services that are required to accomplish specific tasks established as a condition of receiving early stage financing from 3rd parties that is necessary for business development.

(b) *Matching grants and loans.* 1. The department may make a grant or loan from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of funding professional services related to developing a proposed technologically innovative product, process, or service, if the applicant has received a grant from the federal government for a substantially similar purpose.

2. The department may make a grant or loan from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of funding professional services related to the accelerated commercialization of a technologically innovative product, process, or service, if the federal government has notified the applicant that the applicant will receive a grant from the federal government for a substantially similar purpose.

(c) *Bridge grants and loans.* The department may make a grant or loan from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) to a person who has received early stage financing from 3rd parties or a grant from the federal government to fund early stage research and development and who has sought additional early stage financing from 3rd parties or applied for an addi-

tional grant from the federal government to fund early stage research and development. A grant or loan under this paragraph shall be for the purpose of funding professional services necessary to maintain the project research and management team and funding basic operations until the applicant's additional 3rd party financing request or federal grant application is approved or denied.

(d) *Venture capital grants and loans.* The department may make a grant or loan from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of enhancing the applicant's ability to obtain early stage financing from 3rd parties.

(e) (intro.) *Entrepreneurial and technology transfer center grants.* The department may make a grant from the appropriation under s. 20.143 (1) ~~(dk) or (ik)~~ (c) or (ie) for the purpose of supporting any entrepreneurial and technology transfer center that satisfies all of the following criteria:

Vetoed In Part

SECTION 2376j. 560.275 (8) of the statutes is created to read:

560.275 **(8)** SMALL BUSINESSES. The department shall award not less than 50 percent of the total amount of grants and loans made under this section to small businesses, as defined in 560.60 (15).

SECTION 2376k. 560.275 (9) of the statutes is created to read:

560.275 **(9)** DISTRESSED AREAS. The department shall award not less than 35 percent of the total amount of grants and loans made under this section to businesses in distressed areas, as defined in 560.605 (7) (b).

Vetoed In Part

SECTION 2376L. 560.60 (15) of the statutes is renumbered 560.60 (15) (intro.) and amended to read:

560.60 **(15)** (intro.) "Small business" means a business that is operating for profit~~, with 250~~ and to which any of the following apply:

(a) The business has 100 or fewer employees, including employees of any subsidiary or affiliated organization.

SECTION 2376m. 560.60 (15) (b) of the statutes is created to read:

560.60 **(15)** (b) The business has annual gross receipts of $10,000,000 or less.

SECTION 2388p. 560.605 (1) (p) of the statutes is created to read:

560.605 **(1)** (p) For an ethanol production facility on which construction begins after the effective date of this paragraph .... [revisor inserts date], a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 2407L. 560.605 (7) of the statutes is created to read:

Vetoed In Part

560.605 **(7)** (a) The board shall award not less than 50 percent of the total amount of grants and loans made under this subchapter to small businesses.

(b) The board shall award not less than 35 percent of the total amount of grants and loans made under this subchapter to businesses in distressed areas. In this paragraph, "distressed area" means an area to which any of the following apply:

1. The area has a high level of unemployment.
2. The area has a low median household income.
3. A significant number of workers in the area have been permanently laid off.
4. An employer in the area has given public notice of a plant closing or a substantial reduction in force that will result in a significant number of workers in the area being permanently laid off.
5. The area is designated as a development zone under s. 560.71 or an enterprise development zone under s. 560.797.
6. As determined by the board, the area is affected by another factor that indicates the area is a distressed area.

SECTION 2418m. 560.797 (2) (c) of the statutes is amended to read:

560.797 **(2)** (c) The department 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 zone under s. 560.71, or as a~~ development opportunity zone under s. 560.795, the designation of which is in effect.

SECTION 2419. 560.797 (2) (d) of the statutes is amended to read:

560.797 **(2)** (d) The department may not designate more than ~~79~~ 85 enterprise development zones unless the department obtains the approval of the joint committee on finance to do so. Of the enterprise development zones that the department designates, at least 10 shall be designated under par. (bg). **Vetoed In Part**

SECTION 2419k. 560.797 (4) (a) of the statutes is amended to read:

560.797 **(4)** (a) ~~Subject to par. (b), if~~ If the department approves a project plan under sub. (3) and designates the area in which the person submitting the project plan conducts or intends to conduct the project as an enterprise development zone under the criteria under sub. (2), the department shall certify the person as eligible for tax benefits.

SECTION 2419L. 560.797 (4) (b) of the statutes is repealed.

SECTION 2419m. 560.797 (4) (bm) of the statutes is created to read: **Vetoed In Part**

560.797 **(4)** (bm) Of the persons certified as eligible for tax benefits in the areas designated by the department as enterprise development zones after the effective date of this paragraph....[revisor inserts date], not less than one−half shall be businesses with 100 or fewer employees.

SECTION 2422. 560.9810 (5) of the statutes is created to read:

560.9810 **(5)** NONAPPLICATION. This section does not apply to property that is authorized to be sold under s. 16.848.

SECTION 2422b. 562.01 (11g) of the statutes is amended to read:

562.01 **(11g)** "Race meeting" means the period during a calendar year for which a person has been issued a license under s. 562.05 (1) (b) or (bm).

SECTION 2422c. 562.02 (1) (L) of the statutes is created to read:

Vetoed In Part

562.02 **(1)** (L) Promulgate rules administering s. 562.058.

SECTION 2422d. 562.02 (5) of the statutes is created to read:

562.02 **(5)** The department may not impose a fee greater than $75 for renewal of a license issued under this chapter to operate a concession at a racetrack.

SECTION 2422e. 562.05 (1) (bm) of the statutes is created to read:

562.05 **(1)** (bm) The ownership and operation of a racetrack at which pari−mutuel wagering is conducted and the sponsorship and management of any race on which pari−mutuel wagering is conducted and which is not located at a fair.

SECTION 2422f. 562.05 (1g) of the statutes is amended to read:

562.05 **(1g)** A license issued under sub. (1) (a) or (bm) may authorize the ownership and operation of a racetrack where horse racing is conducted, the ownership and operation of a racetrack not at a fair where dog racing is conducted or the ownership and operation of a racetrack not at a fair where both horse racing and dog racing are conducted. A license issued under sub. (1) (b) or (bm) may authorize the sponsorship and management of horse races or dog races, or both horse races and dog races, at the same location.

SECTION 2422g. 562.05 (2m) of the statutes is amended to read:

562.05 **(2m)** In issuing a license to own and operate a racetrack not at a fair, the department shall consider the competitive effects on any other licensee under sub. (1) (a) ~~or~~, (b), or (bm). These competitive effects shall include, but not be restricted to, the impact on the economic viability of existing licensed racetracks and the jobs that have been created by such licensed racetracks.

SECTION 2422h. 562.05 (3) of the statutes is amended to read:

562.05 **(3)** No person may hold more than one license ~~issued under sub. (1) (a)~~ that authorizes ownership and operation of a racetrack at which pari−mutuel wagering is conducted and one license ~~issued under sub. (1) (b) or (c)~~ that authorizes sponsorship and management of any race on which pari−mutuel wagering is conducted. If the applicant for any of those licenses is a corporation, association, limited liability company or partnership, the department shall determine whether the applicant is the same person as another licensee for the purpose of applying this subsection. Nothing in this subsection prohibits any person with a license under sub. (1) from contracting for services with any other person with a license under sub. (1), subject to any rules promulgated by the department.

Vetoed In Part

SECTION 2422i. 562.05 (3r) of the statutes is renumbered 562.05 (3r) (a) and amended to read:

562.05 **(3r)** (a) ~~The~~ Except as provided under par. (b), the application for the first license under sub. (1) (a) or (bm) to be issued for any location shall be accompanied by a resolution, supporting the proposed location of the racetrack and its ownership and operation by the applicant, which has been adopted, after a public hearing, by the governing body of the city, village or town where the racetrack is proposed to be located. A common council may not adopt such a resolution if an ordinance prohibiting the location of a racetrack at the proposed location has been adopted under s. 9.20 before May 3, 1988, or a petition for such an ordinance has been filed, under s. 9.20, before May 3, 1988. Except as provided in this subsection, no ordinance adopted under s. 9.20 or 66.0101 may prohibit the location of a racetrack in any city or village.

Vetoed In Part

SECTION 2422j. 562.05 (3r) (b) of the statutes is created to read:

562.05 **(3r)** (b) The requirements under par. (a) do not apply to an application for the first license under sub. (1) (bm) for a location if a license under sub. (1) (a) has been issued for the location.

SECTION 2422L. 562.05 (3wr) of the statutes is renumbered 562.05 (3wr) (a) and amended to read:

562.05 **(3wr)** (a) ~~The~~ Except as provided under par. (b), the first license issued to each applicant under sub. (1) (a) or (bm) for each racetrack expires after 5 years. Any subsequent license issued to the same applicant for that racetrack expires after one year.

SECTION 2422m. 562.05 (3wr) (b) of the statutes is created to read:

562.05 **(3wr)** (b) A first license issued to an applicant under sub. (1) (bm) for a racetrack expires after one year if the applicant held a license under sub. (1) (a) for the racetrack at the time of application for the license under sub. (1) (bm).

SECTION 2422n. 562.05 (3wt) of the statutes is amended to read:

562.05 **(3wt)** In the first license issued to each applicant under sub. (1) (a) or (bm) for each racetrack, the department shall specify a date by which each of the types of racing authorized under the license shall begin at that racetrack. Upon request of the licensee, the department may change a specified date to an earlier or later date pursuant to rules of the department.

SECTION 2422o. 562.05 (4m) (c) of the statutes is amended to read:

562.05 **(4m)** (c) The license will not create competition that will adversely affect any other licensee under sub. (1) (a) ~~or~~, (b), or (bm).

SECTION 2422om. 562.05 (4r) of the statutes is created to read:

562.05 **(4r)** Except as provided under subs. (3) to (3r) and (4), the department may issue a license under sub. (1) (bm) if the department determines that the conditions under subs. (3w) (a) to (d) and (4m) (a) to (c) are satisfied.

SECTION 2422p. 562.05 (5) (c) 2. of the statutes is amended to read:

Vetoed In Part

562.05 **(5)** (c) 2. Except as otherwise provided in this subdivision, if after the application for a license is made or a license is issued any new officer, director, partner, member or owner subject to par. (a), as specified in par. (b), or any other new person with a present or future direct or indirect financial or management interest in the application or license joins the applicant or licensee, the applicant or licensee shall, within 5 working days, notify the department of the change and provide the affidavit under subd. 1. After an application for a license under sub. (1) (a) ~~or~~, (b), or (bm) is made or after a license under sub. (1) (a) ~~or~~, (b), or (bm) is issued, no ownership interest or right of ownership in the applicant or licensee may be transferred unless the applicant or licensee provides the affidavit under subd. 1. for the proposed new owner and the proposed new owner is approved by the department. The department shall conduct the background investigations required under sub. (7) of any new officer, director, partner, member, shareholder or proposed owner of an applicant or licensee named in a notice to the department under this subdivision.

SECTION 2422q. 562.05 (6m) (a) 1. of the statutes is amended to read:

562.05 **(6m)** (a) 1. An application for an intertrack wagering license shall identify each licensee under sub. (1) (b) or (bm) on whose races the applicant proposes to conduct intertrack wagering and, except as provided in subd. 2., shall be accompanied by a statement, signed by each licensee that is identified in the application, giving consent to the applicant to conduct intertrack wagering on all races that are simulcast by the licensee during the licensee's race meeting.

SECTION 2422r. 562.05 (6m) (a) 2. of the statutes is amended to read:

562.05 **(6m)** (a) 2. A licensee under sub. (1) (b) or (bm) who signs a statement specified in subd. 1. is considered to have given consent to all applicants for intertrack wagering licenses to conducting intertrack wagering on all races that are simulcast by the licensee during the licensee's race meeting, and no similar statements signed by that licensee need be filed by other applicants for intertrack wagering licenses who propose to conduct intertrack wagering on those races.

SECTION 2422s. 562.05 (6m) (b) 1. of the statutes is amended to read:

562.05 **(6m)** (b) 1. The applicant is licensed under sub. (1) (a) ~~or~~, (b), or (bm).

SECTION 2422t. 562.05 (6m) (b) 2. of the statutes is amended to read:

562.05 **(6m)** (b) 2. At least 250 race performances were conducted at the racetrack for which the applicant is licensed under sub. (1) (a) ~~or~~, (b), or (bm) during the calendar year immediately preceding the year in which the applicant proposes to conduct intertrack wagering. The department may waive the requirement in this subdivision if the department determines that the waiver is in the public interest. **Vetoed In Part**

SECTION 2422tm. 562.05 (6m) (b) 3. of the statutes is repealed.

SECTION 2422u. 562.05 (6m) (e) of the statutes is repealed.

SECTION 2422um. 562.05 (9) (a) of the statutes is amended to read:

562.05 **(9)** (a) Every license issued under sub. (1) (b), (bm), or (c) authorizing the sponsorship or management of a race shall set forth the time and number of days, or the specific dates, during which racing may be conducted under that license, as determined by the department.

SECTION 2422v. 562.05 (9) (b) of the statutes is amended to read:

562.05 **(9)** (b) A license under sub. (1) (c) may authorize horse races on days on which the fair is conducted and for 2 additional periods not to exceed 5 days each. Either or both of the additional periods may be consecutive with the days on which the fair is conducted. In assigning race days and race times under this paragraph, the department shall consider the competitive effects on licensees under sub. (1) (a) ~~and~~, (b), and (bm).

SECTION 2422vm. 562.05 (10) of the statutes is amended to read:

562.05 **(10)** The department shall revoke the license issued under sub. (1) (a) or (bm) of any person who accepts any public money to construct or operate a racetrack in Wisconsin. This subsection does not apply to any racetrack operated in conjunction with a county fair.

SECTION 2422w. 562.057 (4) of the statutes is amended to read:

562.057 **(4)** Subject to sub. (4m), the department may permit a licensee under s. 562.05 (1) (b) or (bm) to receive simulcast races from out−of−state racetracks, to conduct pari−mutuel wagering on those races and to commingle the licensee's wagering pools on those races with those of any out−of−state racetrack from which the licensee is permitted to receive simulcast races. The department may permit a licensee under s. 562.05 (1) (b) or (bm) to simulcast races to any out−of−state legal wagering entity, and to commingle the licensee's

wagering pools on those races with those of any out−of−state legal wagering entity to which the licensee is permitted to simulcast those races.

SECTION 2422wm. 562.057 (4m) (intro.) of the statutes is amended to read:

562.057 **(4m)** (intro.) The department may not permit a licensee under s. 562.05 (1) (b) or (bm) to receive simulcast races under sub. (4) unless the department determines that all of the following conditions are met:

Vetoed In Part

SECTION 2422x. 562.057 (4m) (bm) of the statutes, as created by 2003 Wisconsin Act 33, is repealed.

SECTION 2422xm. 562.057 (4r) of the statutes is created to read:

562.057 **(4r)** The department may not impose a fee on a licensee under s. 562.05 (1) (a), (b), (bm), or (e) for receiving a simulcast race from an out−of−state racetrack or for simulcasting a race to an out−of−state legal wagering entity.

SECTION 2422y. 562.058 of the statutes is created to read:

562.058 Video gaming devices for pari−mutuel racing. A licensee under s. 562.05 (1) (b) or (bm) may operate video gaming devices to conduct pari−mutuel wagering on dog or horse races that have been previously conducted at a racetrack or out−of−state racetrack and that are visually displayed on the gaming device.

SECTION 2423c. 562.065 (3) (a) of the statutes is amended to read:

562.065 **(3)** (a) *Deduction.* From the total amount wagered on all animals selected to win, place or show in a race, a licensee under s. 562.05 (1) (b), (bm), and (c) shall deduct 17% or an amount approved by the department under s. 562.02 (1) (k) up to 20% and pay the balance, minus breakage, to winning ticket holders, except that for a multiple pool, the licensee shall deduct 23% or an amount approved by the department under s. 562.02 (1) (k) up to 25% and pay the balance, minus breakage, to winning ticket holders. Nothing in this paragraph prohibits the licensee from retaining amounts wagered in multiple pools which are required to be paid to winning ticket holders if there are no winning ticket holders, for the sole purpose of paying these amounts to winning ticket holders of subsequent races.

SECTION 2423d. 562.065 (3) (b) 1. of the statutes is amended to read:

562.065 **(3)** (b) 1. For horse races, from the total amount deducted under par. (a) on each race day, the licensee under s. 562.05 (1) (b) or (bm) shall use at least an amount equal to 8% of the total amount wagered on each race day for purses for races held on that race day, except as provided in s. 562.057 (4). The licensee shall pay purses directly to the owner of a horse or, if a horse is leased, the licensee shall pay the purse directly to the lessor and lessee of the horse as agreed in a written lease agreement on file with the licensee.

SECTION 2423e. 562.065 (3) (b) 2. of the statutes is amended to read:

562.065 **(3)** (b) 2. For dog races, from the total amount deducted under par. (a) on each race day, the licensee under s. 562.05 (1) (b) or (bm) shall use at least an amount equal to 4.5% of the total amount wagered on each race day for purses, except as provided in s. 562.057 (4). Purses shall be paid on or before Thursday of the calendar week immediately following the race day on which the purses are won. The licensee shall pay purses directly to the owner of a dog or, if a dog is leased, the licensee shall pay the purse directly to the lessor and lessee of the dog as agreed in a written lease agreement on file with the licensee.

Vetoed In Part

SECTION 2423f. 562.065 (3) (c) 1. (intro.) of the statutes is amended to read:

562.065 **(3)** (c) 1. (intro.) For horse races, from the total amount deducted under par. (a) on each race day, a licensee under s. 562.05 (1) (b) or (bm) shall deposit with the department the following amounts:

SECTION 2423g. 562.065 (3) (c) 2g. (intro.) of the statutes is amended to read:

562.065 **(3)** (c) 2g. (intro.) For dog races, from the total amount deducted under par. (a) on each race day that is on or after January 1, 1993, a licensee under s. 562.05 (1) (b) or (bm) shall deposit with the department the following amounts:

SECTION 2423gm. 562.065 (3) (c) 4. of the statutes is amended to read:

562.065 **(3)** (c) 4. Annually, not later than February 15, a licensee under s. 562.05 (1) (b) or (bm) shall file with the department a statement computing the total amount paid to the department under subd. 1. during the immediately preceding year and the total amount wagered at races sponsored and managed by the licensee during that year. If the total amount paid to the department under subd. 1. exceeds the amount due under subd. 1. the department shall refund the difference to the licensee. If the total amount paid is less than the amount due the licensee shall remit the difference to the department.

SECTION 2423h. 562.065 (3) (d) 1. of the statutes is amended to read:

562.065 **(3)** (d) 1. From the total amount deducted under par. (a) on each race day, a licensee under s. 562.05 (1) (b) or (bm) shall deposit with the department an amount equal to 0.75% of the total amount wagered on that race day.

SECTION 2423i. 562.065 (3) (e) of the statutes is amended to read:

562.065 **(3)** (e) *Breakage.* A licensee under s. 562.05 (1) (b) or (bm) may retain 100% of the breakage for each race day.

SECTION 2423j. 562.065 (4) of the statutes is amended to read:

562.065 **(4)** UNCLAIMED PRIZES. A licensee under s. 562.05 (1) (b) or (bm) shall pay to the department 50% of any winnings on a race that are not claimed within 90 days after the end of the period authorized for racing in that year under s. 562.05 (9). The department shall credit moneys received under this subsection to the appropriation accounts under ss. 20.455 (2) (g) and 20.505 (8) (g). The licensee may retain the remaining 50% of the winnings.

Vetoed In Part

SECTION 2423k. 562.075 (1) of the statutes is amended to read:

Vetoed In Part

562.075 **(1)** HORSES FOALED IN THIS STATE. Every licensee to sponsor and manage horse races under s. 562.05 (1) (b), (bm), or (c) shall hold at least one race on every race day which is limited to horses foaled in this state, except that another race may be substituted if the licensee is unable, with reasonable effort, to attract sufficient competition for such a race. The department shall define, by rule, the term "foaled in this state".

SECTION 2423L. 562.075 (2) (b) of the statutes is amended to read:

562.075 **(2)** (b) *Races.* Every person licensed to sponsor and manage horse races under s. 562.05 (1) (b), (bm), or (c) shall hold at least one race, on every race day, which is limited to 3−year−old horses, which did not race during the prior 2 years. If the licensee is unable, with reasonable effort, to attract sufficient competition for such a race, another race may be substituted.

SECTION 2423m. 562.08 (1) of the statutes is amended to read:

562.08 **(1)** Every licensee under s. 562.05 (1) (a), (bm), or (e) shall collect 50 cents per person entering a racetrack as a spectator on each race day on which an admission fee is charged, including any person entering the racetrack as a spectator on a free pass or complimentary ticket.

SECTION 2423n. 562.08 (2) of the statutes is amended to read:

562.08 **(2)** Quarterly, of the amount collected during the quarter under sub. (1), a licensee under s. 562.05 (1) (a) or (bm) shall pay 50% to the county where the amount was collected and 50% to the city, village or town where the amount was collected.

SECTION 2423o. 562.11 (2) of the statutes is amended to read:

562.11 **(2)** Facilitate off−track wagers or conduct an operation through which off−track wagers are transmitted to a racetrack. The acceptance of an intertrack wager at a racetrack that does not meet the criteria specified under s. 562.05 (6m) (b) 2. ~~or 3.~~ is considered to be the acceptance of an off−track wager and the facilitation of an off−track wager.

SECTION 2423r. 565.02 (3) (j) of the statutes is created to read:

565.02 **(3)** (j) Requiring retailers to display a sign provided by the department under s. 565.27 (5) that provides notice that the top prizes in a scratch−off game have been claimed.

SECTION 2423v. 565.02 (9) of the statutes is created to read:

565.02 **(9)** If the department contracts for a supplier to provide instant lottery ticket vending machines for placement by the department, the department shall place vending machines in passenger terminals of airports in Appleton, Green Bay, La Crosse, Madison, and Milwaukee and in passenger terminals of Amtrak train stations in Milwaukee if a retailer, as defined in s. 565.01 (6), agrees to accept placement of a vending machine in the airport or train station and if the airport or train station administrator allows operation of a vending machine in the airport or train station.

Vetoed In Part

SECTION 2427. 565.10 (3) (b) of the statutes is amended to read:

565.10 **(3)** (b) No lottery retailer contract may be entered into with a person who has been finally adjudged to be delinquent in the payment of taxes under ch. 71, 72, 76, 77, 78, or 139 ~~or~~, who has been found delinquent in the payment of contributions to the unemployment reserve fund under s. 108.16 in a proceeding under s. 108.10, or who owes a payment to the uninsured employers fund under s. 102.82 or 102.85 (4) or to the work injury supplemental benefit fund under s. 102.49 (5) (a), 102.59 (2), or 102.60 (5) (b) if the person remains ~~delinquent in the payment of~~ liable for those taxes ~~or~~, contributions, or payments at the time the person seeks to enter into the lottery retailer contract.

SECTION 2427b. 565.10 (15) of the statutes is amended to read:

565.10 **(15)** REMITTING PROCEEDS. A retailer shall~~, on a~~ daily ~~basis~~, unless another ~~basis, but not less than weekly,~~ frequency that is at least once every 60 days is provided by the department by rule, remit to the department the lottery proceeds from the sale of lottery tickets or lottery shares. The amount of compensation deducted by the retailer, if any, shall be indicated as a deduction from the total remitted.

SECTION 2427d. 565.10 (16) of the statutes is created to read:

565.10 **(16)** DISPLAYING NOTIFICATION THAT PRIZES CLAIMED. Each lottery retailer contract shall require the retailer to display a sign as provided by rule under s. 565.02 (3) (j) when the department notifies the retailer that the top prizes in a scratch−off game have been claimed.

SECTION 2428d. 565.27 (5) of the statutes is created to read:

565.27 **(5)** NOTIFICATION THAT PRIZES IN SCRATCH−OFF GAME CLAIMED. The department shall notify each retailer when the top prizes in a scratch−off game are claimed and shall provide retailers a sign for display that provides notice that the top prizes for a game have been claimed.

SECTION 2429. 565.48 of the statutes is created to read:

565.48 Collection of unpaid liabilities. Any unpaid amount owed by a retailer to the department under this chapter shall be assessed, collected, and reviewed in the same manner as income taxes are assessed, collected, and reviewed under ch. 71.

SECTION 2429c. 601.41 (1) of the statutes is amended to read:

601.41 **(1)** DUTIES. The commissioner shall administer and enforce chs. 600 to 655 and ss. 59.52 (11) (c), 66.0137 (4) and (4m), 100.203, 120.13 (2) (b) to (g), and 149.13~~, and 149.144~~ and shall act as promptly as possible under the circumstances on all matters placed before the commissioner.

Vetoed In Part

SECTION 2429e. 601.415 (12) of the statutes is amended to read:

601.415 **(12)** HEALTH INSURANCE RISK−SHARING PLAN. The commissioner shall perform the duties specified to be performed by the commissioner in ~~ss.~~ s. 149.13 ~~and 149.144. The commissioner, or his or her designee, shall serve as a member of the board under s. 149.15~~.

SECTION 2429g. 601.64 (1) of the statutes is amended to read:

601.64 **(1)** INJUNCTIONS AND RESTRAINING ORDERS. The commissioner may commence an action in circuit court in the name of the state to restrain by temporary or permanent injunction or by temporary restraining order any violation of chs. 600 to 655~~,~~ or s. 149.13 ~~or 149.144~~, any rule promulgated under chs. 600 to 655, or any order issued under s. 601.41 (4). The commissioner need not show irreparable harm or lack of an adequate remedy at law in an action commenced under this subsection.

SECTION 2429h. 601.64 (3) (a) of the statutes is amended to read:

601.64 **(3)** (a) *Restitutionary forfeiture.* Whoever violates an effective order issued under s. 601.41 (4), any insurance statute or rule, or s. 149.13 ~~or 149.144~~ shall forfeit to the state twice the amount of any profit gained from the violation, in addition to any other forfeiture or penalty imposed.

SECTION 2429i. 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 or s. 149.13 ~~or 149.144~~, intentionally aids a person in violating an insurance statute or rule or s. 149.13 ~~or 149.144~~, or knowingly permits a person over whom he or she has authority to violate an insurance statute or rule or s. 149.13 ~~or 149.144~~ 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 2429j. 601.64 (4) of the statutes is amended to read:

601.64 **(4)** CRIMINAL PENALTY. Whoever intentionally violates or intentionally permits any person over whom he or she has authority to violate or intentionally aids any person in violating any insurance statute or rule of this state, s. 149.13 ~~or 149.144~~, or any effective order issued under s. 601.41 (4) is guilty of a Class I felony, unless a specific penalty is provided elsewhere in the statutes. Intent has the meaning expressed under s. 939.23.

Vetoed In Part

SECTION 2429m. 613.03 (4) of the statutes is amended to read:

613.03 **(4)** ~~MANDATORY HEALTH INSURANCE RISK-SHARING PLAN~~ HEALTH INSURANCE RISK-SHARING PLAN. Service insurance corporations organized or operating under this chapter are subject to the requirements that apply to insurers and insurance under ch. 149.

Vetoed In Part

SECTION 2429p. 631.20 (2) (f) of the statutes is created to read:

Vetoed In Part

631.20 **(2)** (f) In the case of a policy form under ch. 149, that the benefit design is not comparable to a typical individual health insurance policy offered in the private sector market in this state.

SECTION 2429r. 632.785 (title) of the statutes is amended to read:

632.785 (title) **Notice of ~~mandatory risk−sharing plan~~ Health Insurance Risk−Sharing Plan.**

SECTION 2438. 757.05 (1) (title) of the statutes is amended to read:

757.05 **(1)** (title) LEVY OF PENALTY ~~ASSESSMENT~~ SURCHARGE.

SECTION 2439. 757.05 (1) (a) of the statutes is amended to read:

757.05 **(1)** (a) Whenever a court imposes a fine or forfeiture for a violation of state law or for a violation of a municipal or county ordinance except for a violation of s. 101.123 (2) (a), (am) 1., (ar), (bm), (br), or (bv) or (5), or for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation, or for a violation of state laws or municipal or county ordinances involving nonmoving traffic violations or safety belt use violations under s. 347.48 (2m), there shall be imposed in addition a penalty surcharge under ch. 814 in an amount of ~~24%~~ 25% of the fine or forfeiture imposed. If multiple offenses are involved, the penalty surcharge shall be based upon the total fine or forfeiture for all offenses. When a fine or forfeiture is suspended in whole or in part, the penalty surcharge shall be reduced in proportion to the suspension.

SECTION 2440g. 757.05 (2) (a) of the statutes is renumbered 757.05 (2) and amended to read:

757.05 **(2)** ~~*Law enforcement training fund.* Forty−eight percent of all~~ All moneys collected from penalty surcharges under sub. (1) shall be credited to the appro-

priation account under s. 20.455 (2) (i) ~~and utilized in accordance with ss. 20.455 (2) and 165.85 (5)~~. The moneys credited to the appropriation account under s. ~~20.455 (2) (i), except for the moneys transferred to s. 20.455 (2) (jb),~~ 20.455 (2) (j) and (ja) constitute the law enforcement training fund.

SECTION 2440r. 757.05 (2) (b) of the statutes is repealed.

SECTION 2441. 767.078 (1) (a) 2. of the statutes is amended to read:

767.078 **(1)** (a) 2. The child's right to support is assigned to the state under s. 46.261 (3), 48.57 (3m) (b) 2. or (3n) (b) 2., or 49.19 (4) (h) 1. b.

SECTION 2442. 767.29 (1m) (c) of the statutes is amended to read:

767.29 **(1m)** (c) The party entitled to the support or maintenance money or a minor child of the party has applied for or is receiving ~~aid to families with dependent children~~ aid under s. 46.261 or public assistance under ch. 49 and there is an assignment to the state under s. 46.261 (3) or 49.19 (4) (h) 1. b. of the party's right to the support or maintenance money.

SECTION 2443. 767.29 (2) of the statutes is amended to read:

767.29 **(2)** If any party entitled to maintenance payments or support money, or both, is receiving public assistance under ch. 49, the party may assign the party's right thereto to the county department under s. 46.215, 46.22, or 46.23 granting such assistance. Such assignment shall be approved by order of the court granting the maintenance payments or support money, and may be terminated in like manner; except that it shall not be terminated in cases where there is any delinquency in the amount of maintenance payments and support money previously ordered or adjudged to be paid to the assignee without the written consent of the assignee or upon notice to the assignee and hearing. When an assignment of maintenance payments or support money, or both, has been approved by the order, the assignee shall be deemed a real party in interest within s. 803.01 but solely for the purpose of securing payment of unpaid maintenance payments or support money adjudged or ordered to be paid, by participating in proceedings to secure the payment thereof. Notwithstanding assignment under this subsection, and without further order of the court, the department or its designee, upon receiving notice that a party or a minor child of the parties is receiving aid under s. 46.261 or public assistance under ch. 49 or that a kinship care relative or long–term kinship care relative of the minor child is receiving kinship care payments or long–term kinship care payments for the minor child, shall forward all support assigned under s. 46.261 (3), 48.57 (3m) (b) 2. or (3n) (b) 2., 49.19 (4) (h) 1., or 49.45 (19) to the assignee under s. 46.261 (3), 48.57 (3m) (b) 2. or (3n) (b) 2., 49.19 (4) (h) 1., or 49.45 (19).

SECTION 2444. 767.29 (4) of the statutes is amended to read:

767.29 **(4)** If an order or judgment providing for the support of one or more children not receiving aid under s. 46.261, 48.57 (3m) or (3n), or 49.19 includes support for a minor who is the beneficiary of aid under s. 46.261, 48.57 (3m) or (3n), or 49.19, any support payment made under the order or judgment is assigned to the state under s. 46.261 (3), 48.57 (3m) (b) 2. or (3n) (b) 2., or 49.19 (4) (h) 1. b. in the amount that is the proportionate share of the minor receiving aid under s. 46.261, 48.57 (3m) or (3n), or 49.19, except as otherwise ordered by the court on the motion of a party.

SECTION 2448m. 814.66 (1) (h) 1. of the statutes is amended to read: **Vetoed In Part**

814.66 **(1)** (h) 1. Except as provided in subd. 2., for copies, certified or otherwise, of records or other papers in the custody and charge of registers in probate, or for the comparison and attestation of copies not provided by the registers, ~~$1~~ $1.25 per page.

SECTION 2449m. 814.75 (11) of the statutes is created to read:

814.75 **(11)** The drug offender diversion surcharge under s. 973.043.

SECTION 2450b. 814.76 (9) of the statutes is created to read:

814.76 **(9)** The drug offender diversion surcharge under s. 973.043.

SECTION 2450d. 814.77 (3m) of the statutes is created to read:

814.77 **(3m)** The crime victim and witness assistance surcharge under s. 973.045 (1m).

SECTION 2450g. 814.78 (4m) of the statutes is created to read:

814.78 **(4m)** The crime victim and witness assistance surcharge under s. 973.045 (1m).

SECTION 2450m. 814.79 (3m) of the statutes is created to read:

814.79 **(3m)** The crime victim and witness assistance surcharge under s. 973.045 (1m).

SECTION 2450r. 814.80 (4m) of the statutes is created to read:

814.80 **(4m)** The crime victim and witness assistance surcharge under s. 973.045 (1m).

SECTION 2451. 814.86 (1) of the statutes is amended to read:

814.86 **(1)** Except for an action for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation, or for a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a ~~$9~~ $12 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 2454. 891.455 (4) of the statutes is amended to read:

891.455 **(4)** The presumption under sub. (2) for cancers caused by smoking or tobacco product use shall not apply to any municipal fire fighter who smokes cigarettes, as defined in s. 139.30 ~~(1)~~ (1m), or who uses a tobacco product, as defined in s. 139.75 (12), after January 1, 2001.

SECTION 2455. 909.02 (4) of the statutes is amended to read:

909.02 **(4)** CERTIFIED COPIES OF PUBLIC RECORDS. A copy of an official record or report or entry therein, or of a document authorized by law to be recorded or filed and actually recorded or filed in a public office, including data compilations in any form, certified as correct by the custodian or other person authorized to make the certification, by certificate complying with sub. (1), (2) or (3) or complying with any statute or rule adopted by the supreme court, or, with respect to records maintained under s. 343.23, certified electronically in any manner determined by the department of transportation to conform with the requirements of s. 909.01.

SECTION 2458. 938.33 (4) (intro.) of the statutes is amended to read:

938.33 **(4)** OTHER OUT-OF-HOME PLACEMENTS. (intro.) A report recommending placement in a foster home, treatment foster home, group home, or nonsecured residential care center for children and youth ~~or~~, in the home of a relative other than a parent, or in the home of a guardian under s. 48.977 (2) shall be in writing, except that the report may be presented orally at the dispositional hearing if all parties consent. A report that is presented orally shall be transcribed and made a part of the court record. The report shall include all of the following:

SECTION 2459. 938.345 (4) of the statutes is created to read:

938.345 **(4)** If the court finds that a juvenile is in need of protection or services under s. 938.13 (4), the court, instead of or in addition to any other disposition imposed under sub. (1), may place the juvenile in the home of a guardian under s. 48.977 (2).

SECTION 2460. 938.57 (1) (c) of the statutes is amended to read:

938.57 **(1)** (c) Provide appropriate protection and services for juveniles in its care, including providing services for juveniles and their families in their own homes, placing the juveniles in licensed foster homes, licensed treatment foster homes, or licensed group homes in this state or another state within a reasonable proximity to the agency with legal custody, placing the juveniles in the homes of guardians under s. 48.977 (2), or contracting for services for them by licensed child welfare agencies or replacing them in secured correctional facilities, secured child caring institutions, or secured group homes in accordance with rules promulgated under ch. 227, except that the county department may not purchase the educational component of private day treatment programs unless the county department, the school board, as defined in s. 115.001 (7), and the state superintendent of public instruction all determine that an appropriate public education program is not available. Disputes between the county department and the school district shall be resolved by the state superintendent of public instruction.

SECTION 2461. 938.57 (3) (a) 4. of the statutes is amended to read:

938.57 **(3)** (a) 4. Is living in a foster home, treatment foster home, group home, ~~or~~, residential care center for children and youth, or subsidized guardianship home under s. 48.62 (5).

SECTION 2462. 938.78 (2) (h) of the statutes is created to read:

938.78 **(2)** (h) Paragraph (a) does not prohibit an agency from entering the content of any record kept or information received about an individual in its care or legal custody into the statewide automated child welfare information system established under s. 46.03 (7) (g). Paragraph (a) also does not prohibit a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, the department of health and family services, the department of corrections, or any other organization that has entered into an information sharing and access agreement with one of those county departments or departments and that has been approved for access to the statewide automated child welfare information system by the department of health and family services from having access to information concerning a client of that county department, department, or organization under this chapter or ch. 48 or 51 that is maintained in the statewide automated child welfare information system, if necessary to enable the county department, department, or organization to perform its duties under this chapter or ch. 48 or 51 or to coordinate the delivery of services under this chapter or ch. 48 or 51 to the client. Before entering any information about an individual into the statewide automated child welfare information system, the agency entering the information shall notify the individual that the information entered may be disclosed as provided in this paragraph.

SECTION 2466. 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 by the educational approval board under s. ~~45.54~~ 38.50 or is a school described in s. ~~45.54~~ 38.50 (1) (e) 6., 7. or 8.; and

SECTION 2467. 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 by the educational approval board under s. ~~45.54~~ 38.50 or is a school described in s. ~~45.54~~ 38.50 (1) (e) 6., 7. or 8.; and

SECTION 2467c. 961.41 (5) (a) of the statutes is amended to read:

961.41 **(5)** (a) When a court imposes a fine for a violation of this section, it shall also impose a drug abuse program improvement surcharge under ch. 814 in an amount of ~~50%~~ 75 percent of the fine and penalty surcharge imposed.

SECTION 2467d. 961.41 (5) (c) of the statutes is renumbered 961.41 (5) (c) 1. (intro.) and amended to read:

961.41 **(5)** (c) 1. (intro.) All of the following moneys collected from drug surcharges under this subsection shall be ~~deposited by the secretary of administration in and utilized in accordance with~~ credited to the appropriation account under s. 20.435 (6) (gb)~~.~~:

SECTION 2467g. 961.41 (5) (c) 1. of the statutes, as affected by 2005 Wisconsin Act .... (this act), is repealed and recreated to read:

961.41 **(5)** (c) 1. Two−thirds of all moneys collected from drug surcharges under this subsection shall be credited to the appropriation account under s. 20.435 (6) (gb).

SECTION 2467gm. 961.41 (5) (c) 1. a. of the statutes is created to read:

961.41 **(5)** (c) 1. a. For fiscal year 2005−06, all of the first $1,038,600 collected from drug surcharges under this subsection during that fiscal year plus two−thirds of all moneys collected in excess of $1,528,600 from drug surcharges under this subsection during that fiscal year.

SECTION 2467h. 961.41 (5) (c) 1. b. of the statutes is created to read:

961.41 **(5)** (c) 1. b. For fiscal year 2006−07, all of the first $1,044,300 collected from drug surcharges under this subsection during that fiscal year plus two−thirds of all moneys collected in excess of $1,534,300 from drug surcharges under this subsection during that fiscal year.

SECTION 2467i. 961.41 (5) (c) 2. of the statutes is created to read:

961.41 **(5)** (c) 2. All of the following moneys collected from drug surcharges under this subsection shall be credited to the appropriation account under s. 20.505 (6) (ku):

a. For fiscal year 2005−06, all of the moneys collected in excess of $1,038,600 from drug surcharges under this subsection during that fiscal year until the first $1,528,600 has been collected plus one−third of all moneys collected in excess of $1,528,600 from drug surcharges under this subsection during that fiscal year.

b. For fiscal year 2006−07, all of the moneys collected in excess of $1,044,300 from drug surcharges under this subsection during that fiscal year until the first $1,534,300 has been collected plus one−third of all moneys collected in excess of $1,534,300 from drug surcharges under this subsection during that fiscal year.

SECTION 2467k. 961.41 (5) (c) 2. of the statutes, as created by 2005 Wisconsin Act .... (this act), is repealed and recreated to read:

961.41 **(5)** (c) 2. One−third of all moneys collected from drug surcharges under this subsection shall be credited to the appropriation account under s. 20.505 (6) (ku).

SECTION 2467m. 961.472 (5) of the statutes is repealed and recreated to read:

961.472 **(5)** The court is not required to enter an order under sub. (2) if any of the following applies:

(a) The court finds that the person is already covered by or has recently completed an assessment under this section or a substantially similar assessment.

(b) The person is participating in a substance abuse treatment program that meets the requirements of s. 16.964 (12) (c), as determined by the office of justice assistance under s. 16.964 (12) (i).

SECTION 2467p. 967.11 of the statutes is created to read:

967.11 Alternatives to prosecution and incarceration; monitoring participants. (1) In this section, "approved substance abuse treatment program" means a substance abuse treatment program that meets the requirements of s. 16.964 (12) (c), as determined by the office of justice assistance under s. 16.964 (12) (i).

(2) If a county establishes an approved substance abuse treatment program and the program authorizes the use of surveillance and monitoring technology or day reporting programs, a court or a district attorney may require a person participating in an approved substance abuse treatment program to submit to surveillance and monitoring technology or a day reporting program as a condition of participation.

SECTION 2467s. 973.032 (6) of the statutes is amended to read:

973.032 **(6)** CREDIT. Any sentence credit under s. 973.155 (1) or (1m) applies toward service of the period under sub. (3) (a) but does not apply toward service of the period under sub. (3) (b).

SECTION 2467x. 973.043 of the statutes is created to read:

973.043 Drug offender diversion surcharge. (1) If a court imposes a sentence or places a person on probation for a crime under ch. 943 that was committed on or after the first day of the 3rd month beginning after the effective date of this subsection .... [revisor inserts date], the court shall impose a drug offender diversion surcharge of $10 for each conviction.

(2) After determining the amount due, the clerk of court shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the secretary of administration under s. 59.25 (3) (f) 2.

(3) All moneys collected from drug offender diversion surcharges shall be credited to the appropriation account under s. 20.505 (6) (ku) and used for the purpose of making grants to counties under s. 16.964 (12).

(4) If an inmate in a state prison or a person sentenced to a state prison has not paid the drug offender diversion surcharge under this section, the department shall assess and collect the amount owed from the inmate's wages or other moneys. Any amount collected shall be transmitted to the secretary of administration.

SECTION 2468m. 973.045 (1) (intro.) of the statutes is amended to read:

973.045 **(1)** (intro.) ~~On or after October 1, 1983,~~ Except as provided in sub. (1m), if a court imposes a sentence or places a person on probation, the court shall impose a crime victim and witness assistance surcharge calculated as follows:

SECTION 2469. 973.045 (1) (a) of the statutes is amended to read:

973.045 **(1)** (a) For each misdemeanor offense or count, ~~$50~~ $60.

SECTION 2470. 973.045 (1) (b) of the statutes is amended to read:

973.045 **(1)** (b) For each felony offense or count, ~~$70~~ $85.

SECTION 2470m. 973.045 (1m) of the statutes is created to read:

973.045 **(1m)** If a complaint is issued charging a person with a crime for an offense that could subject the person to a forfeiture or to prosecution for a crime, the prosecutor decides to defer or suspend the criminal prosecution, and as a result the person agrees to pay a forfeiture, the court shall impose a crime victim and witness assistance surcharge in addition to imposing a forfeiture. The amount of the surcharge shall be the amount specified in sub. (1) (a) or (b), depending on the crime that the person was charged with in the complaint.

SECTION 2471. 973.045 (3) (a) 1. of the statutes is amended to read:

973.045 **(3)** (a) 1. Part A equals ~~$30~~ $40 for each misdemeanor offense or count and ~~$50~~ $65 for each felony offense or count.

SECTION 2472. 973.05 (2m) of the statutes is amended to read:

973.05 **(2m)** Payments under this section shall be applied first to payment of the penalty surcharge until paid in full, shall then be applied to the payment of the jail surcharge until paid in full, shall then be applied to the payment of part A of the crime victim and witness assistance surcharge until paid in full, shall then be applied to part B of the crime victim and witness assistance surcharge until paid in full, shall then be applied to the crime laboratories and drug law enforcement surcharge until paid in full, shall then be applied to the deoxyribonucleic acid analysis surcharge until paid in full, shall then be applied to the drug abuse program improvement surcharge until paid in full, shall then be applied to the drug offender diversion surcharge until paid in full, shall then be applied to payment of the driver improvement surcharge until paid in full, shall then be applied to the truck driver education surcharge if applicable until paid in full, shall then be applied to payment of the domestic abuse surcharge until paid in full, shall then be applied to payment of the consumer protection surcharge until paid in full, shall then be applied to payment of the natural resources surcharge if applicable until paid in full, shall then be applied to payment of the natural resources restitution surcharge until paid in full, shall then be applied to the payment of the environmental surcharge if applicable until paid in full, shall then be applied to the payment of the wild animal protection surcharge if applicable until paid in full, shall then be applied to payment of the weapons surcharge until paid in full, shall then be applied to payment of the uninsured employer surcharge until paid in full, shall then be applied to payment of the enforcement surcharge under s. 253.06 (4) (c), if applicable, until paid in full, and shall then be applied to payment of the fine and the costs and fees imposed under ch. 814.

SECTION 2473. 973.09 (1) (a) of the statutes is amended to read:

973.09 **(1)** (a) Except as provided in par. (c) or if probation is prohibited for a particular offense by statute, if a person is convicted of a crime, the court, by order, may withhold sentence or impose sentence under s. 973.15 and stay its execution, and in either case place the person on probation to the department for a stated period, stating in the order the reasons therefor. The court may impose any conditions which appear to be reasonable and appropriate. The period of probation may be made consecutive to a sentence on a different charge, whether imposed at the same time or previously. If the court imposes ~~an increased~~ a term of probation~~, as authorized~~ under sub. (2) (a) 1. or 2. or (b) 2., it shall place its reasons for doing so on the record.

SECTION 2473e. 973.09 (2) (a) 1. of the statutes is renumbered 973.09 (2) (a) 1. (intro.) and amended to read:

973.09 **(2)** (a) 1. Except as provided in subd. 2., for any of the following misdemeanors, not less than 6 months nor more than 2 years~~.~~:

SECTION 2474d. 973.09 (2) (a) 1. a. of the statutes is created to read:

973.09 **(2)** (a) 1. a. A misdemeanor that the defendant committed while possessing a firearm.

SECTION 2474g. 973.09 (2) (a) 1. b. of the statutes is created to read:

973.09 **(2)** (a) 1. b. A misdemeanor that was an act of domestic abuse, as defined in s. 968.075 (1) (a).

SECTION 2474j. 973.09 (2) (a) 1. c. of the statutes is created to read:

973.09 **(2)** (a) 1. c. A misdemeanor under s. 940.225 (3m) or ch. 948.

SECTION 2474m. 973.09 (2) (a) 1. d. of the statutes is created to read:

973.09 **(2)** (a) 1. d. A misdemeanor under s. 23.33 (4c) or (4p) (e), 30.681, 30.684 (5), 350.101, 350.104 (5), or 350.17 or a misdemeanor under s. 346.63 to which s. 973.09 (1) (d) applies.

SECTION 2475b. 973.09 (2) (a) 1m. of the statutes is created to read:

973.09 **(2)** (a) 1m. Except as provided in subd. 2., for Class A misdemeanors not covered by subd. 1., not less than 6 months nor more than one year.

SECTION 2475d. 973.09 (2) (a) 1r. of the statutes is created to read:

973.09 **(2)** (a) 1r. Except as provided in subd. 2., for misdemeanors not covered by subd. 1. or 1m., not more than one year.

SECTION 2475g. 973.155 (1) (b) of the statutes is amended to read:

973.155 **(1)** (b) The categories in par. (a) and sub. (1m) include custody of the convicted offender which is in whole or in part the result of a probation, extended supervision or parole hold under s. 302.113 (8m), 302.114 (8m), 304.06 (3), or 973.10 (2) placed upon the person for the same course of conduct as that resulting in the new conviction.

SECTION 2475m. 973.155 (1m) of the statutes is created to read:

973.155 **(1m)** A convicted offender shall be given credit toward the service of his or her sentence for all days spent in custody as part of a substance abuse treatment program that meets the requirements of s. 16.964 (12) (c), as determined by the office of justice assistance under s. 16.964 (12) (i) for any offense arising out of the course of conduct that led to the person's placement in that program.

SECTION 2475r. 973.155 (3) of the statutes is amended to read:

973.155 **(3)** The credit provided in sub. (1) or (1m) shall be computed as if the convicted offender had served such time in the institution to which he or she has been sentenced.

SECTION 2479. 978.03 (3) of the statutes is amended to read:

978.03 **(3)** Any assistant district attorney under sub. (1), (1m), or (2) must be an attorney admitted to practice law in this state and, except as provided in ~~ss.~~ s. 978.043 ~~and 978.044~~, may perform any duty required by law to be performed by the district attorney. The district attorney of the prosecutorial unit under sub. (1), (1m), or (2) may appoint such temporary counsel as may be authorized by the department of administration.

SECTION 2481. 978.044 of the statutes is repealed.

SECTION 2484. 978.05 (4m) of the statutes is amended to read:

978.05 **(4m)** WELFARE FRAUD INVESTIGATIONS. Cooperate with the ~~department~~ departments of workforce development and health and family services regarding the fraud investigation ~~program~~ programs under ~~s.~~ ss. 49.197 (1m) and 49.845 (1).

SECTION 2485. 978.05 (8) (b) of the statutes is amended to read:

978.05 **(8)** (b) Hire, employ, and supervise his or her staff and, subject to ~~ss.~~ s. 978.043 ~~and 978.044~~, make appropriate assignments of the staff throughout the prosecutorial unit. The district attorney may request the assistance of district attorneys, deputy district attorneys, or assistant district attorneys from other prosecutorial units or assistant attorneys general who then may appear and assist in the investigation and prosecution of any matter for which a district attorney is responsible under this chapter in like manner as assistants in the prosecutorial unit and with the same authority as the district attorney in the unit in which the action is brought. Nothing in this paragraph limits the authority of counties to regulate the hiring, employment, and supervision of county employees.

SECTION 2490. 978.13 (1) (d) of the statutes is amended to read:

978.13 **(1)** (d) In counties having a population of 500,000 or more, the salary and fringe benefit costs of 2 clerk positions providing clerical services to the prosecutors in the district attorney's office handling cases involving the unlawful possession or use of firearms. The secretary of administration shall pay the amount authorized under this subsection to the county treasurer from the appropriation under s. 20.475 (1) ~~(f) or~~ (i) pursuant to a voucher submitted by the district attorney to the department of administration.

SECTION 2491. 978.13 (1m) of the statutes is amended to read:

978.13 **(1m)** The amount paid under sub. (1) (b), (c), and (d) combined may not exceed the amount appropriated under s. 20.475 (1) ~~(f) and~~ (i) ~~combined~~.

SECTION 2493. 1997 Wisconsin Act 27, section 9456 (3m) (a), as last affected by 2003 Wisconsin Act 48, is repealed.

SECTION 2494. 1999 Wisconsin Act 9, section 9401 (2zt), as last affected by 2003 Wisconsin Act 33, is repealed.

SECTION 2495. 1999 Wisconsin Act 9, section 9401 (2zu), as last affected by 2003 Wisconsin Act 33, is repealed.

SECTION 2496. 2001 Wisconsin Act 74, section 23 (5) is repealed.

SECTION 2496g. 2003 Wisconsin Act 33, section 9106 (1) (g) 2. is amended to read:

[2003 Wisconsin Act 33] Section 9106 (1)

(g) UNIVERSITY OF WISCONSIN SYSTEM

2. *Projects financed by program revenue supported borrowing:*

Eau Claire — Children's Center	1,842,000
Extension — Lowell Hall improvements	1,144,000
Green Bay — University Union expansion	1,400,000
(Total project all funding sources $6,000,000)	
La Crosse — Residence hall	22,344,000
Madison — Distribution services facility purchase	5,300,000
— Parking ramps	20,000,000
— Walnut Street steam and chilled−water plant purchase	90,000,000
Oshkosh — Recreation and Wellness Center	20,206,000
— Titan Stadium expansion	1,000,000
(Total project all funding sources $6,500,000)	
Parkside — Student Union expansion and admissions office	~~22,164,000~~ 23,730,000
(Total project all funding sources $25,191,000)	
Platteville — Glenview Commons improvements	2,946,000
Stevens Point — University Center remodeling and addition	16,000,000
(Total project all funding sources $16,720,000)	
Stout — Holvid Hall remodeling and addition	8,570,000
— Price Commons addition completion	514,000
Superior — Wessman Arena locker room addition	674,400
(Total project all funding sources $1,124,000)	
— Student Center renovation ~~— Phase 1~~ or replacement	~~7,500,000~~ 16,885,000
(Total project all funding sources $20,855,000)	
System — Utilities improvements	3,523,000
(Total project all funding sources $19,585,000)	
Whitewater — Conner University Center addition and remodeling ~~— Phase 1~~	~~7,430,000~~ 19,452,000
(Total project all funding sources $19,637,000)	
— Moraine Hall remodeling	1,797,000
(Total project all funding sources $2,397,000)	

SECTION 2496r. 2003 Wisconsin Act 33, section 9106 (1) (g) 5. is repealed.

SECTION 2498. 2003 Wisconsin Act 318, section 3 is repealed.

SECTION 2499. 2003 Wisconsin Act 318, section 4 is repealed.

SECTION 2500. 2003 Wisconsin Act 318, section 6 is repealed.

SECTION 2501. 2003 Wisconsin Act 318, section 11 is repealed.

SECTION 2502. 2003 Wisconsin Act 318, section 13 is repealed.

SECTION 2503. 2003 Wisconsin Act 318, section 14 is repealed.

SECTION 2504. 2003 Wisconsin Act 318, section 15 is repealed.

SECTION 2505. 2003 Wisconsin Act 318, section 17 is repealed.

SECTION 2506. 2003 Wisconsin Act 318, section 18 is repealed.

SECTION 2507. 2003 Wisconsin Act 318, section 20 is repealed.

SECTION 2508. 2003 Wisconsin Act 318, section 22 is repealed.

SECTION 2509. 2003 Wisconsin Act 318, section 25 (3) is renumbered 49.45 (6tw) of the statutes and amended to read:

49.45 **(6tw)** PAYMENTS TO CITY HEALTH DEPARTMENTS. From the appropriation account under ~~section~~ s. 20.435 (7) (b) ~~of the statutes, as affected by this act, in state fiscal year 2004−05~~, the department ~~of health and family services~~ may make payments to local health departments, as defined under s. 250.02 (4) (a) 3~~. of the statutes~~. Payment under this subsection to such a local health department may not exceed on an annualized basis payment made by the department ~~of health and family services~~ to the local

health department under ~~section~~ s. 49.45 (6t) ~~of the statutes~~, 2003 stats., for services provided by the local health department in 2002.

SECTION 2510. 2003 Wisconsin Act 318, section 27 is repealed.

SECTION 9101. Nonstatutory provisions; administration.

(4) SALE OF CERTAIN STATE PROPERTY.

(a) 1. No later than July 1, 2006, the secretary of administration shall review all holdings of state−owned real property for potential sale, except as provided in subdivision 2.

2. Subdivision 1. does not apply to any property, facility, or institution the closure or sale of which is not authorized under section 16.848 of the statutes, as created by this act.

Vetoed In Part

(b) No later than October 1, 2006, the secretary of administration shall submit a report to the secretary of the building commission containing an inventory of his or her recommendations to offer specified state properties for sale under section 16.848 of the statutes, as created by this act, and the reasons therefor. A property may be included in the inventory with or without approval of the state agency having jurisdiction of the property. If, on or before June 30, 2007, the building commission votes to approve the sale of any property included in the inventory, the department of administration may offer the property for sale under section 16.848 of the statutes, as created by this act.

(c) This subsection does not apply after June 30, 2007.

Vetoed In Part

(6) STUDY OF PHYSICIAN INFORMATION DATABASE. By March 1, 2006, the department of health and family services shall study and make recommendations to the joint committee on finance concerning the feasibility of creating a centralized physician information database, including through a joint public and private effort.

Vetoed In Part

(7k) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN RETIREMENT SYSTEM.

(a) The definitions in section 20.001 of the statutes are applicable in this subsection.

(b) The secretary of administration shall determine for each state agency the amount that the agency is not required to spend during the period that begins on September 1, 2005, and ends on June 30, 2007, as a result of section 40.05 (1) (b) 2. of the statutes, as created by this act, and from each appropriation from which the moneys would have been expended during that period, other than appropriations of federal revenues.

(c) From each sum certain appropriation of general purpose revenue identified in paragraph (b), the secretary of administration shall lapse to the general fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. After the secretary makes the lapse, each of the sum certain appropriations is decreased by the amount specified in paragraph (b) for that appropriation.

(d) For each sum sufficient appropriation of general purpose revenue identified in paragraph (b), the expenditure estimate for the appropriation during the 2005−07 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for that appropriation.

(e) Each sum certain program revenues or program revenues−service appropriations is decreased by the amount specified in paragraph (b) for that appropriation. **Vetoed In Part**

(f) From each appropriation of segregated fund revenues or segregated fund revenues−service identified in paragraph (b), the secretary of administration shall lapse to the underlying fund the amount specified in paragraph (b) that would otherwise have been expended from each of the appropriations. After the secretary makes the lapse, each of the sum certain segregated revenues or segregated revenues−service appropriations is decreased by the amount specified in paragraph (b) for that appropriation and the expenditure estimate for each of the appropriations that is not a sum certain appropriation is reestimated to subtract the amount specified in paragraph (b) for that appropriation. **Vetoed In Part**

(7q) REPORT ON HEALTH CARE INFORMATION. By November 30, 2005, the department of health and family services shall report to the joint legislative audit committee and the joint committee on finance concerning the status of implementing section 153.05 (14) of the statutes, as created by this act. **Vetoed In Part**

(9k) YOUTH DIVERSION PROGRAM TRANSFER.

(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 youth diversion from gang activities program under section 16.964 (8), 2003 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of corrections.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the department of administration performing duties that are primarily related to the youth division from gang activities program under section 16.964 (8), 2003 stats., as determined by the secretary of administration, are transferred to the department of corrections.

(c) *Employee status.* Employees transferred under paragraph (h) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of corrections 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, includ-

Vetoed In Part

ing records, of the department of administration that is primarily related to the youth diversion from gang activities program under section 16.964 (8), 2003 stats., as determined by the secretary of administration, is transferred to the department of corrections.

(e) *Pending matters.* Any matter pending with the department of administration on the effective date of this paragraph that is primarily related to the youth diversion from gang activities program under section 16.964 (8), 2003 stats., as determined by the secretary of administration, is transferred to the department of corrections. 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 corrections.

(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 the youth diversion from gang activities program under section 16.964 (8), 2003 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of corrections. The department of corrections shall carry out any obligations under those contracts unless modified or rescinded by the department of corrections to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of administration in effect on the effective date of this paragraph that are primarily related to the youth diversion from gang activities program under section 16.964 (8), 2003 stats., remain in effect until their specified expiration dates or until amended or repealed by the department of corrections. All orders issued by the department of administration in effect on the effective date of this paragraph that are primarily related to the youth diversion from gang activities program under section 16.964 (8), 2003 stats., remain in effect until their specified expiration dates or until modified or rescinded by the department of corrections.

Vetoed In Part

(9r) RULES CONCERNING VIDEO GAMING DEVICES FOR PARI−MUTUEL RACING. By the first day of the 3rd month beginning after the effective date of this subsection, the department of administration shall, using the procedure under section 227.24 of the statutes, promulgate the rules required under section 562.02 (1) (L) of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under section 562.02 (1) (L) of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (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.

(10k) PAYMENT OF MEMBERSHIP DUES FOR MIDWESTERN HIGHER EDUCATION COMPACT. From the appropriation under section 20.505 (1) (ka) of the statutes, the department of administration shall, no later than June 30, 2006, make payment of this state's membership dues to the midwestern higher education compact in the 2004−05 fiscal year, but not to exceed $82,500.

(10q) INFORMATION TECHNOLOGY DEVELOPMENT ASSISTANCE TO ELECTIONS BOARD. The department of administration shall:

(a) Assist the elections board in the selection of an appropriate vendor to complete the board's computer database conversion project.

(b) Designate a staff person to provide to the elections board quality assurance for information technology development work completed in connection with creation of the board's campaign finance database.

(10r) TRANSFER OF COUNTY AND TRIBAL LAW ENFORCEMENT GRANT PROGRAMS.

(a) *Definitions.* In this subsection:

1. "County law enforcement grant program" means the grant program under section 16.964 (7), 2003 stats.

2. "Tribal law enforcement grant program" means the grant program under section 16.964 (6), 2003 stats.

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of administration primarily related to county or tribal law enforcement grant programs administered by the office of justice assistance, as determined by the secretary of administration, shall become the assets and liabilities of the department of justice.

(c) *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 county or tribal law enforcement grant programs administered by the office of justice assistance, as determined by the secretary of administration, is transferred to the department of justice.

(d) *Contracts.* All contracts entered into by the department of administration or the office of justice assistance in effect on the effective date of this paragraph that are primarily related to the office's county or tribal law enforcement grant programs, as determined by the secretary of administration, remain in effect and are transferred to the department of justice. The department of justice shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of justice to the extent allowed under the contract.

(e) *Rules and orders.* All rules promulgated by the department of administration or the office of justice assistance primarily related to the office's county or tribal law enforcement grant programs, as determined by the secretary of administration, that are in effect on the effec-

tive date of this paragraph shall become rules of the department of justice and shall remain in effect until their specified expiration dates or until amended or repealed by the department of justice. All orders issued by the department of administration or the office of justice assistance primarily related to the office's county or tribal law enforcement grant programs that are in effect on the effective date of this paragraph shall become orders of the department of justice and shall remain in effect until their specified expiration dates or until modified or rescinded by the department of justice.

(f) *Pending matters.* Any matter pending with the office of justice assistance on the effective date of this paragraph that is primarily related to the office's county or tribal law enforcement grant programs, as determined by the secretary of administration, is transferred to the department of justice, and all materials submitted to or actions taken by the office of justice assistance with respect to the pending matter are considered as having been submitted to or taken by the department of justice.

(10t) FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY LEASE. If the building commission determines to sell any state−owned land that is leased to the Fox River Navigational System Authority under section 237.06 of the statutes as provided in SECTION 9105 (14q) of this act, the department of administration shall renegotiate the lease entered into under section 237.06 of the statutes to reflect the sale of the property.

Vetoed In Part

(10v) SALE OR CONTRACTUAL OPERATION OF STATE−OWNED HEATING, COOLING, AND POWER PLANTS AND WASTEWATER TREATMENT FACILITIES. Notwithstanding section 16.50 (1) of the statutes, as affected by this act, the secretary of administration shall require submission of expenditure estimates under section 16.50 (2) of the statutes for each state agency, as defined in section 20.001 (1) of the statutes, that proposes to expend moneys in the 2005−07 fiscal biennium that are not encumbered on the effective date of this subsection from any appropriation for the operation of a state−owned heating, cooling, or power plant or wastewater treatment facility. Notwithstanding section 16.50 (2) of the statutes, the secretary shall disapprove any such estimate for any period during which that plant or facility is owned or operated by a private entity. The secretary may then require the use of the amounts of any disapproved expenditure estimates for the purpose of payment of the costs of purchasing heating, cooling, power, or wastewater treatment for the state agencies or facilities for which the amounts were appropriated. The secretary shall notify the joint committee on finance in writing of any action taken under this subsection.

Vetoed In Part

(11k) DATA CENTER AND BUSINESS MANAGEMENT SYSTEM PROJECTS. During the 2005−07 fiscal biennium, if the department of administration notifies the joint committee on finance of the proposed acquisition of any information technology resource related to the proposed new state data center or the proposed state business management system that the department considers to be major or that is likely to result in substantive change of service, the department shall not proceed with the proposed acquisition until at least 14 working days after the notification. In addition, if within 14 working days after the date of the department's notification, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed acquisition, the department shall not proceed with acquisition of the resource unless the acquisition is first approved by the committee.

Vetoed In Part

(12k) DATA CENTER AND BUSINESS MANAGEMENT SYSTEM PROGRESS REPORTS. During the 2005−07 fiscal biennium, the department of administration shall report semiannually to the joint committee on finance concerning the lease of a new state data center and the current costs associated with the additional hardware and software to increase the state's information technology processing capacity in connection with the proposed state business management system. The reports shall include:

(a) The major stages and substages of the projects, including an assessment of need, and an assessment of the design, implementation, and testing stages and their major substages.

(b) The scheduled, estimated, and actual completion dates for each major stage and substage of the projects.

(c) The budgeted amounts and the amounts actually expended for each major stage and substage of the projects.

(d) An evaluation of the projects, including any problems encountered or risks associated with proceeding to the next stage of each project.

SECTION 9102. Nonstatutory provisions; aging and long−term care board.

SECTION 9103. Nonstatutory provisions; agriculture, trade and consumer protection.

(4d) GRANT TO CASHTON AREA DEVELOPMENT CORPORATION. During the 2005−07 fiscal biennium, the department of agriculture, trade and consumer protection shall award a grant of $150,000 for planning and $150,000 for implementation under section 93.46 (3) of the statutes, as created by this act, to the Cashton Area Development Corporation for the Cashton Greens Renewable Energy Park.

(4e) GRAIN INSPECTION PROGRAM PLAN. The department of agriculture, trade and consumer protection shall submit to the secretary of administration a plan for a revised method for providing grain inspection services under section 93.06 (1m) of the statutes. The department shall propose a method that is financially viable, uses a flexible workforce to reflect seasonal changes in the volume of services needed, and maintains oversight by this state of the quality of grain inspection services and the integrity of inspection certificates. No later than Septem-

ber 30, 2005, the secretary shall submit the plan, as submitted by the department or as modified, to the joint committee on finance. If the cochairpersons of the committee do not notify the secretary within 14 working days after the date of the secretary's submittal of the plan that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan as proposed. If, within 14 working days after the date of the department's submittal, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the department may implement the plan only upon approval of the committee.

SECTION 9104. Nonstatutory provisions; arts board.

SECTION 9105. Nonstatutory provisions; building commission.

(1) 2005−07 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years beginning on July 1, 2005, and ending on June 30, 2007, the Authorized State Building Program is as follows:

(a) DEPARTMENT OF ADMINISTRATION	
1. *Projects financed by general fund supported borrowing:*	
Renovation of State Natural Resources Building	
General Executive Facility 2 — Phase 2 — Madison	$ 350,000
(Total project all funding sources $5,839,100)	
2. *Projects financed by program revenue supported borrowing:*	
Renovation of State Natural Resources Building	
General Executive Facility 2 — Phase 2 — Madison	4,639,100
(Total project all funding sources $5,839,100)	
3. *Projects financed by segregated fund supported borrowing:*	
Renovation of State Natural Resources Building	
General Executive Facility 2 — Phase 2 — Madison	850,000
(Total project all funding sources $5,839,100)	
4. *Agency totals:*	
General fund supported borrowing	350,000
Program revenue supported borrowing	4,639,100
Segregated fund supported borrowing	850,000
Total — All sources of funds	$ 5,839,100
(b) DEPARTMENT OF CORRECTIONS	
1. *Projects financed by general fund supported borrowing:*	
Dodge Correctional Institution — Central Pharmacy	$ 1,991,400
Ethan Allen School — Visiting Center	1,325,000
Oakhill Correctional Institution — Food service facility	4,779,800
Drug Abuse Correctional Center replacement — Oshkosh	1,900,000
(Total project all funding sources $13,900,000)	
2. *Projects financed by existing general fund supported borrowing authority:*	
Drug Abuse Correctional Center replacement — Oshkosh	12,000,000
(Total project all funding sources $13,900,000)	
3. *Agency totals:*	
General fund supported borrowing	9,996,200
Existing general fund supported borrowing authority	12,000,000
Total — All sources of funds	$ 21,996,200
(c) DEPARTMENT OF MILITARY AFFAIRS	
1. *Projects financed by general fund supported borrowing:*	
Mitchell Field land acquisition — Milwaukee	$ 560,000
Field maintenance shop renovation/addition — Wausau	385,800
(Total project all funding sources $6,579,800)	
Readiness Center renovation/addition — Portage	2,193,100
(Total project all funding sources $7,774,200)	
Field maintenance shop renovation/addition — Whitewater	21,200

(Total project all funding sources $690,000)		
2. *Projects financed by federal funds:*		
Camp Williams search and rescue training facility		3,331,300
Field maintenance shop renovation/addition — Wausau		6,194,000
(Total project all funding sources $6,579,800)		
Readiness Center renovation/addition — Portage		5,581,100
(Total project all funding sources $7,774,200)		
Field maintenance shop renovation/addition — Whitewater		668,800
(Total project all funding sources $690,000)		
Three motor vehicle storage buildings		2,250,000
3. *Agency totals:*		
General fund supported borrowing		3,160,100
Federal funds		18,025,200
Total — All sources of funds	$	21,185,300
(d) DEPARTMENT OF NATURAL RESOURCES		
1. *Projects financed by general fund supported borrowing:*		
Purchase of Service Center — Dodgeville	$	177,800
(Total project all funding sources $812,000)		
2. *Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:*		
Purchase of Service Center — Dodgeville		100,700
(Total project all funding sources $812,000)		
State campground expansion — statewide		5,762,300
Newport State Park — park entrance and visitors center		480,000
(Total project all funding sources $680,000)		
3. *Projects financed by segregated fund supported borrowing:*		
Wild Rose State Fish Hatchery renovation — Phase 2		3,892,600
(Total project all funding sources $11,589,500)		
Purchase of Service Center — Dodgeville		533,500
(Total project all funding sources $812,000)		
Ranger station replacement — Merrill		1,300,400
4. *Projects financed by segregated funds:*		
Wild Rose State Fish Hatchery renovation — Phase 2		7,200,000
(Total project all funding sources $11,589,500)		
5. *Projects financed by gifts, grants, and other receipts:*		
Newport State Park — park entrance and visitors center		200,000
(Total project all funding sources $680,000)		
6. *Projects financed by federal funds:*		
Wild Rose State Fish Hatchery renovation — Phase 2		496,900
(Total project all funding sources $11,589,500)		
7. *Agency totals:*		
General fund supported borrowing		177,800
Existing general fund supported borrowing authority — stewardship property development and local assistance funds		6,343,000
Segregated fund supported borrowing		5,726,500
Segregated funds		7,200,000
Gifts, grants, and other receipts		200,000
Federal funds		496,900
Total — All sources of funds	$	20,144,200
(e) STATE FAIR PARK BOARD		
1. *Projects financed by general fund supported borrowing:*		

Racetrack improvements	$	1,200,000
2. *Agency totals:*		
General fund supported borrowing		1,200,000
Total — All sources of funds	$	1,200,000
(f) STATE HISTORICAL SOCIETY		
1. *Projects financed by general fund supported borrowing:*		
Old World Wisconsin — multipurpose and storage building	$	1,310,200
Shared storage building for State Historical Society and Wisconsin Veterans Museums — Dane County		15,000,000
2. *Agency totals:*		
General fund supported borrowing		16,310,200
Total — All sources of funds	$	16,310,200
(g) DEPARTMENT OF TRANSPORTATION		
1. *Projects financed by segregated fund supported revenue borrowing:*		
Division of Motor Vehicles Service Center expansion and heating, ventilation, and air conditioning renovation — Milwaukee	$	979,300
Division of State Patrol District Headquarters remodeling — Fond du Lac		1,139,400
2. *Agency totals:*		
Segregated fund supported revenue borrowing		2,118,700
Total — All sources of funds	$	2,118,700
(h) UNIVERSITY OF WISCONSIN SYSTEM		
1. *Projects financed by general fund supported borrowing:*		
Madison — Purchase of space at University Square project	$	39,850,000
(Total project all funding sources $56,850,000)		
— Sterling Hall renovation		37,500,000
(Total project all funding sources $39,500,000)		
Milwaukee — Golda Meir Library remodeling — Phase 1		3,508,000
(Total project all funding sources $4,908,000)		
— Columbia St. Mary's Columbia campus medical facilities acquisition and remodeling		56,530,000
(Total project all funding sources $112,120,000)		
Platteville — Tri−state initiative facilities		20,000,000
(Total project all funding sources $50,615,000)		
Stevens Point — Waste Management laboratory		1,789,000
Stout — Jarvis science wing addition and remodeling		40,637,000
Superior — Jim Dan Hill Library renovation		4,500,000
(Total project all funding sources $6,500,000)		
System — Classroom renovation/instructional technology		7,000,000
— Utility Improvements — 3 campuses		21,008,000
(Total project all funding sources $28,600,000)		
Whitewater — College of Business and Economics building		35,549,000
(Total project all funding sources $41,039,000)		
2. *Projects financed by existing general fund supported borrowing authority:*		
Madison — Wisconsin Institute for Discovery		50,000,000
(Total project all funding sources $150,000,000)		
3. *Projects financed by program revenue supported borrowing:*		
Madison — Purchase of space at University Square project		17,000,000
(Total project all funding sources $56,850,000)		
— Chadbourne Residence Hall renovation		6,599,000

— Purchase of facilities at 21 and 35 N. Park Street (parking and housing)	46,832,200
— Research Park II — roads and utilities	15,000,000
Milwaukee — Columbia St. Mary's Columbia campus medical facilities acquisition and remodeling	55,590,000
(Total project all funding sources $112,120,000)	
Oshkosh — South campus parking ramp	7,319,000
Platteville — Tri−state initiative facilities	23,100,000
(Total project all funding sources $50,615,000)	
— Pioneer Stadium locker/wrestling/storage building	644,000
— Purchase of residence hall (west of Longhorn Drive)	20,000,000
System — Utility improvements — 3 campuses	7,592,000
(Total project all funding sources $28,600,000)	
Whitewater — Sayles Residence Hall renovation	6,821,000
4. *Projects financed by gifts, grants, and other receipts:*	
Madison — Wisconsin Institute for Discovery	100,000,000
(Total project all funding sources $150,000,000)	
— Sterling Hall renovation	2,000,000
(Total project all funding sources $39,500,000)	
— Education building restoration, renewal, and addition	31,000,000
— Elvehjem Museum addition — Phase 1	31,530,000
— Engineering student learning center remodeling	538,000
— Kegonsa Campus production and research facilities — Stoughton	4,500,000
— Wisconsin National Primate Research Center addition — Phase 1	8,500,000
— Waisman Center renovation	6,000,000
Milwaukee — Golda Meir Library remodeling — Phase 1	1,400,000
(Total project all funding sources $4,908,000)	
Platteville — Tri−state initiative facilities	7,515,000
(Total project all funding sources $50,615,000)	
Superior — Jim Dan Hill Library renovation	2,000,000
(Total project all funding sources $6,500,000)	
Whitewater — College of Business and Economics building	5,490,000
(Total project all funding sources $41,039,000)	
5. *Agency totals:*	
General fund supported borrowing	267,871,000
Existing general fund supported borrowing authority	50,000,000
Program revenue supported borrowing	206,497,200
Gifts, grants, and other receipts	200,473,000
Total — All sources of funds	$ 724,841,200
(i) DEPARTMENT OF VETERANS AFFAIRS	
1. *Projects financed by existing program revenue supported borrowing authority:*	
120−Bed Skilled Nursing Facility — Chippewa Falls	$ 8,575,000
(Total project all funding sources $24,500,000)	
Southern Wisconsin Veterans Retirement Center — connector walkways	1,193,675
(Total project all funding sources $3,410,500)	

2. *Projects financed by federal funds:*

120−Bed Skilled Nursing Facility — Chippewa Falls	15,925,000
(Total project all funding sources $24,500,000)	
Southern Wisconsin Veterans Retirement Center — connector walkways	2,216,825
(Total project all funding sources $3,410,500)	
Southern Wisconsin Veterans Memorial Cemetery — Phase 3 — Union Grove	4,500,000

3. *Agency totals:*

Existing program revenue supported borrowing authority	9,768,675
Federal funds	22,641,825
Total — All sources of funds	$ 32,410,500

(k) CHILDREN'S HOSPITAL AND HEALTH SYSTEM

1. *Projects financed by general fund supported borrowing:*

Children's research institute — Wauwatosa	$ 10,000,000
(Total program all funding sources $40,000,000)	

2. *Projects financed by gifts, grants, and other receipts:*

Children's research institute — Wauwatosa	20,000,000
(Total program all funding sources $40,000,000)	

3. *Projects financed by federal funds:*

Children's research institute — Wauwatosa	10,000,000
(Total program all funding sources $40,000,000)	

4. *Totals:*

General fund supported borrowing	10,000,000
Gifts, grants, and other receipts	20,000,000
Federal funds	10,000,000
Total — All sources of funds	$ 40,000,000

(L) ALL AGENCY PROJECT FUNDING

1. *Projects financed by general fund supported borrowing:*

Facilities maintenance and repair	$ 111,251,800
(Total program all funding sources $158,817,000)	
Utilities repair and renovation	46,004,500
(Total program all funding sources $65,431,600)	
Health, safety, and environmental protection	23,570,900
(Total program all funding sources $27,244,400)	
Preventive maintenance	1,818,200
(Total program all funding sources $3,818,200)	
Programmatic remodeling and renovation	9,090,900
(Total program all funding sources $11,956,700)	
Land and property acquisition	2,272,700
(Total program all funding sources $7,272,700)	
Capital equipment acquisition	5,991,000
(Total program all funding sources $6,031,000)	

2. *Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:*

Facilities maintenance and repair	4,600,800
(Total program all funding sources $158,817,000)	

3. *Projects financed by program revenue supported borrowing:*

Facilities maintenance and repair	30,851,100
(Total program all funding sources $158,817,000)	
Utilities repair and renovation	17,514,300

(Total program all funding sources $65,431,600)	
Health, safety, and environmental protection	3,354,500
(Total program all funding sources $27,244,400)	
Preventive maintenance	2,000,000
(Total program all funding sources $3,818,200)	
Programmatic remodeling and renovation	409,300
(Total program all funding sources $11,956,700	
Land and property acquisition	5,000,000
(Total program all funding sources $7,272,700)	
4. *Projects financed by segregated fund supported borrowing:*	
Facilities maintenance and repair	3,924,300
(Total program all funding sources $158,817,000)	
5. *Projects financed by segregated fund supported revenue borrowing:*	
Facilities maintenance and repair	4,392,600
(Total program all funding sources $158,817,000)	
Utilities repair and renovation	923,800
(Total program all funding sources $65,431,600)	
6. *Projects financed by program revenue:*	
Facilities maintenance and repair	1,958,000
(Total program all funding sources $158,817,000)	
Utilities repair and renovation	424,000
(Total program all funding sources $65,431,600)	
Health, safety, and environmental protection	319,000
(Total program all funding sources $27,244,400)	
Programmatic remodeling and renovation	2,206,500
(Total program all funding sources $11,956,700)	
Capital equipment acquisition	40,000
(Total program all funding sources $6,031,000)	
7. *Projects financed by segregated funds:*	
Facilities maintenance and repair	1,431,100
(Total program all funding sources $158,817,000)	
8. *Projects financed by gifts, grants, and other receipts:*	
Facilities maintenance and repair	40,000
(Total program all funding sources $158,817,000)	
Programmatic remodeling and renovation	250,000
(Total program all funding sources $11,956,700)	
9. *Projects financed by federal funds:*	
Facilities maintenance and repair	367,300
(Total program all funding sources $158,817,000)	
Utilities repair and renovation	565,000
(Total program all funding sources $65,431,600)	
10. *All agency totals:*	
General fund supported borrowing	200,000,000
Existing general fund supported borrowing authority — stewardship property development and local assistance funds	4,600,800
Program revenue supported borrowing	59,129,200
Segregated fund supported borrowing	3,924,300
Segregated fund supported revenue borrowing	5,316,400
Program revenue	4,947,500
Segregated funds	1,431,100
Gifts, grants, and other receipts	290,000
Federal funds	932,300

Total — All sources of funds	$ 280,571,600
(m) SUMMARY	
Total general fund supported borrowing	$ 509,065,300
Total existing general fund supported borrowing authority	62,000,000
Total existing general fund supported borrowing authority — stewardship property development and local assistance funds	10,943,800
Total program revenue supported borrowing	270,265,500
Total existing program revenue supported borrowing authority	9,768,675
Total segregated fund supported borrowing	10,500,800
Total segregated fund supported revenue borrowing	7,435,100
Total program revenue	4,947,500
Total segregated funds	8,631,100
Total gifts, grants, and other receipts	220,963,000
Total federal funds	52,096,225
Total — All sources of funds	$ 1,166,617,000

(2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing authority enumerated under subsection (1), the building and financing authority enumerated under the previous state building program is continued in the 2005−07 fiscal biennium.

(3) LOANS. During the 2005−07 fiscal biennium, the building commission may make loans from general fund supported borrowing or the building trust fund to state agencies, as defined in section 20.001 (1) of the statutes, for projects which are to be utilized for programs not funded by general purpose revenue and which are authorized under subsection (1).

(4) PROJECT CONTINGENCY FUNDING RESERVE.

(a) During the 2005−07 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (yg) of the statutes for contingency expenses in connection with any project in the Authorized State Building Program.

(b) During the 2005−2007 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes, as affected by this act, for capital equipment acquisition in connection with any project in the Authorized State Building Program.

(5) 2001−03 AUTHORIZED STATE BUILDING PROGRAM CHANGES. In 2001 Wisconsin Act 16, section 9107 (1) (k) 1., under projects financed by segregated fund supported revenue borrowing, the amount authorized by law for the project identified as Division of motor vehicles service center — Waukesha is increased from $1,465,600 to $1,977,500.

(6) 2003−05 STATE BUILDING PROGRAM ADDITIONS. In 2003 Wisconsin Act 33, section 9106 (1), the following projects are added to the 2003−05 state building program and the appropriate totals are increased by the amounts shown:

(a) In paragraph (g) 1., under projects financed by general fund supported borrowing:	
Parkside — Student Union expansion and admissions office	$1,461,000
(b) In paragraph (g) 2., under projects financed by program revenue supported borrowing:	
Green Bay — Phoenix Sports Center addition	$10,000,000
(c) In paragraph (g) 3., under projects financed by program revenue:	
Green Bay — Phoenix Sports Center addition	$5,000,000
(d) In paragraph (g) 3., under projects financed by program revenue:	
Whitewater — Connor University Center addition and remodeling	$45,000
(e) In paragraph (g) 4., under projects financed by gifts, grants and other receipts:	
Superior — Student Center renovation or replacement	$4,000,000
Whitewater — Connor University Center addition and remodeling	$140,000

(7) ADJUSTMENT OF TOTALS.

(a) In the 2001−03 Authorized State Building Program, the appropriate totals are adjusted to reflect the changes made by subsection (5).

(b) In the 2003−05 Authorized State Building Program, the appropriate totals are adjusted to reflect the changes made by SECTIONS 2496g and 2496r of this act.

(8) UNIVERSITY SQUARE PROJECT. Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt authorized for the purchase of space at the University Square project, as enumerated in subsection (1) (h) 1., $39,850,000 in public debt may not be contracted until after June 30, 2007.

(9) COLUMBIA ST. MARY'S — COLUMBIA CAMPUS. Notwithstanding section 18.04 (1) and (2) of the statutes, no public debt authorized for the acquisition and remodeling of the Columbia campus medical facilities, as enumerated in subsection (1) (h) 1. and 3., may be contracted until after June 30, 2007. Beginning on July 1, 2007, and ending on June 30, 2009, not more than 50 percent of the general fund supported borrowing and 50 percent of the program revenue supported borrowing authorized for the acquisition and remodeling of the Columbia campus medical facilities may be incurred. Beginning on July 1, 2009, the remainder of the general fund supported borrowing and program revenue supported borrowing authorized for the acquisition and remodeling of the Columbia campus medical facilities may be incurred.

(10) TRI-STATE INITIATIVE. Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Tri−state initiative facilities, as enumerated in subsection (1) (h) 1., $10,000,000 in public debt may not be contracted until after June 30, 2007.

(11) STERLING HALL. Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt authorized for the renovation of Sterling Hall, as enumerated in subsection (1) (h) 1., $20,000,000 in public debt may not be contracted until after June 30, 2007.

(12) SHARED STORAGE BUILDING FOR THE STATE HISTORICAL SOCIETY AND WISCONSIN VETERANS MUSEUMS. Notwithstanding section 18.04 (1) and (2) of the statutes, none of the public debt authorized for a shared storage building for the state historical society and Wisconsin veterans museums, as enumerated in subsection (1) (f) 1., may be contracted until after June 30, 2007.

(14) CHILDREN'S RESEARCH INSTITUTE. Notwithstanding section 13.48 (37) (b) of the statutes, as created by this act, the building commission shall not make a grant to the Children's Hospital and Health System for construction of the children's research institute project, as enumerated in subsection (1) (k), under section 13.48 (37) of the statutes, as created by this act, unless the department of administration has reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration shall not supervise any services or work or let any contract for the project. Section 16.87 of the statutes does not apply to the project.

(14q) SALE OF CERTAIN LAND TO FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY. If the building commission determines that any state−owned land that is leased to the Fox River Navigational System Authority under section 237.06 of the statutes is not needed for navigational purposes, the commission may declare the land to be surplus and may authorize the sale of the land at fair market value. For purposes of the application of section 13.48 (14) (d) of the statutes, as affected by this act, the land leased by the department of administration under section 237.06 of the statutes shall be treated as allocated for use by the department. Notwithstanding section 13.48 (14) (c) of the statutes, the building commission shall credit the net proceeds of any sale under this subsection to the appropriation account under section 20.373 (1) (g) of the statutes, as created by this act.

(14x) STRATEGIC PLAN FOR STATE CORRECTIONAL FACILITIES. **Vetoed In Part**

(a) The building commission, in coordination with the department of corrections, shall prepare or contract for the preparation of a strategic plan for state correctional facilities for the period ending in 2016. The plan shall contain the following elements:

1. An evaluation of the physical conditions, security, environmental, health and safety concerns, and housing, program, and food service capacity of each correctional institution.

2. A determination of the operating capacity of the state's correctional system based upon the following considerations:

a. The mission of the department of corrections.

b. Appropriate guidelines for space occupancy developed by the commission and the department.

c. Model operating capacities developed by the commission and the department that account for inmate security classification, gender, age, health condition, programmatic needs, and length of incarceration.

d. A comparison of the guidelines and models with current conditions at the correctional institutions.

e. The optimal design and operational system for each correctional institution.

3. A determination of any operating capacity shortfall within the state correctional system for the period covered by the report based upon the projection for inmate populations.

4. Recommendations for building projects and budgets, and potential use of out−of−state and county jail bed contracts, to address any identified deficiencies at existing correctional institutions and operating capacity shortfalls within the correctional system.

(b) The building commission shall pay for the cost of the study under this subsection from the appropriation under section 20.867 (2) (r) of the statutes.

(c) The building commission shall submit the results of the study, together with the joint recommendations of the commission and the department of corrections, to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes, no later than September 1, 2007.

SECTION 9106. Nonstatutory provisions; child abuse and neglect prevention board.

SECTION 9107. Nonstatutory provisions; circuit courts.

SECTION 9108. Nonstatutory provisions; commerce.

(1) REAL ESTATE TRUST ACCOUNTS. All rules promulgated under section 452.13 of the statutes by the department of administration that are in effect on the effective date of this subsection remain in effect until their specified expiration date or until amended or repealed by the department of commerce.

Vetoed In Part

(1v) PHASE OUT OF PETROLEUM STORAGE REMEDIAL ACTION PROGRAM. The department of commerce shall include, as part of its 2007−09 biennial budget request that it submits to the department of administration under section 16.42 of the statutes, a proposal to phase out the Petroleum Storage Remedial Action Program under section 101.143 of the statutes.

(1w) EMERGENCY RULES FOR DIESEL TRUCK IDLING REDUCTION GRANT PROGRAM. Using the procedure under section 227.24 of the statutes, the department of commerce shall promulgate as emergency rules the rules it determines are necessary to administer the program under section 560.125 of the statutes, as created by this act, for the period before the effective date of the permanent rules for the program, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of commerce 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 subsection.

(2k) GRANT TO WISCONSIN PROCUREMENT INSTITUTE. In both the 2005−06 and the 2006−07 fiscal years, the department of commerce shall make a grant of $100,000 from the appropriation under section 20.143 (1) (c) of the statutes, as affected by this act, to the Wisconsin Procurement Institute. The department of commerce shall enter into an agreement with the Wisconsin Procurement Institute that specifies the uses for the grant proceeds and reporting and auditing requirements.

(3f) BROWNFIELDS GRANT TO CITY OF MADISON.

(a) *Definitions.* In this subsection:

1. "Department" means the department of commerce.

2. "Secretary" means the secretary of commerce.

(b) *General.* Subject to paragraph (c), from the appropriation under section 20.143 (1) (qm) of the statutes, as affected by this act, the department shall provide a grant of $500,000 in fiscal year 2005−06 and $500,000 in fiscal year 2006−07 to the city of Madison to establish a brownfields loan and grant program. The city may use the funds provided under this subsection for any of the following purposes:

1. Making loans or grants to other entities for environmental site assessments, environmental site investigations, plans for actions to remedy environmental contamination, and actions to remedy environmental contamination.

2. Costs to the city related to implementing and administering the program, involving interested persons in the process, obtaining approval of the department of natural resources for remedial action conducted under the program, and marketing environmentally contaminated properties to developers.

(c) *Requirements.* The department may make the grant under paragraph (b) only if all of the following apply:

1. The city submits a plan to the department detailing the proposed use of the proceeds of the grant and the secretary approves the plan.

2. The city enters into a written agreement with the department that specifies the conditions for the use of the proceeds of the grant, including reporting and auditing requirements.

3. The city agrees in writing to submit to the department the report required under paragraph (d) by the time required under paragraph (d).

(d) *Reporting.* If the city receives the grant under this subsection, the city shall submit to the department, within 6 months after spending the full amount of the grant, a report detailing how the grant proceeds were used.

(3k) GRANT FOR BIOMEDICAL TECHNOLOGY ALLIANCE. Notwithstanding section 560.275 of the statutes, as affected by this act, the department of commerce shall, from the appropriations under section 20.143 (1) (c) and (ie) of the statutes, as affected by this act, make a grant of $2,500,000 in the 2005−06 fiscal year to the Board of Regents of the University of Wisconsin System to be used by the University of Wisconsin−Milwaukee to establish a biomedical technology alliance in southeastern Wisconsin. The department of commerce shall enter into an agreement with the Board of Regents that specifies the uses for the grant proceeds and reporting and auditing requirements. **Vetoed In Part**

(3m) GRANT TO CITY OF GREEN BAY. Notwithstanding section 560.61 of the statutes, as affected by this act, the department of commerce shall make an annual grant of $1,400,000 in fiscal years 2005−06 to 2007−08 from the Wisconsin development fund under section 560.61 of the statutes, as affected by this act, to the city of Green Bay **Vetoed In Part**

for a downtown waterfront redevelopment project. The department of commerce shall enter into an agreement with the city of Green Bay that specifies the uses for the grant proceeds and reporting and auditing requirements.

(3r) HOUSING GRANTS AND LOANS FUNDING DECREASE. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purposes of the 2007−09 biennial budget bill, the department of commerce shall submit a dollar amount for the appropriation under section 20.143 (2) (b) of the statutes as though the amount appropriated to the department of commerce in fiscal year 2006−07 under section 20.143 (2) (b) of the statutes is $3,300,300.

Vetoed In Part

(4k) BUSINESS EMPLOYEES' SKILLS TRAINING PROGRAM. On the effective date of this subsection, the department of commerce shall transfer any pending applications for grants under section 560.155 of the statutes, as affected by this act, to the technical college system board for consideration under section 38.41 of the statutes, as created by this act.

Vetoed In Part

(5k) COMMUNITY DEVELOPMENT BLOCK GRANT FOR WATER WELL.

(a) Not later than June 30, 2006, the department of commerce shall make a grant of $80,000 from the appropriation account under section 20.143 (1) (n) of the statutes to the town of Ithaca for a water well.

(b) Within 6 months after spending the full amount of the grant under this subsection, the town of Ithaca shall submit to the department of commerce a report detailing how the town spent the grant proceeds.

(6k) COMMUNITY DEVELOPMENT BLOCK GRANT FOR WATER RESERVOIR.

(a) Not later than June 30, 2006, the department of commerce shall make a grant of $274,000 from the appropriation account under section 20.143 (1) (n) of the statutes to the village of Wonewoc for a water reservoir.

(b) Within 6 months after spending the full amount of the grant under this subsection, the village of Wonewoc shall submit to the department of commerce a report detailing how the village spent the grant proceeds.

Vetoed In Part

(8k) GRANT TO BISHOP'S CREEK REDEVELOPMENT PROJECT. From the appropriations under section 20.143 (1) (fm) and (im) of the statutes, as affected by this act, the department of commerce shall award a grant of $375,000 in fiscal year 2005−06 and shall award a grant of $375,000 in fiscal year 2006−07 to the Bishop's Creek redevelopment project in Milwaukee. If the department of commerce awards a grant under this subsection, the department shall enter into an agreement with the Bishop's Creek redevelopment project that specifies the uses for the grant proceeds and reporting and auditing requirements.

SECTION 9109. Nonstatutory provisions; corrections.

(1e) JUVENILE CORRECTIONAL FACILITY COST REDUCTION. By March 1, 2006, the department of corrections shall submit to the joint committee on finance a plan to close the Ethan Allen School, the Lincoln Hills School, or the Southern Oaks Girls School or to otherwise achieve savings on the cost of operating the Type 1 secured correctional facilities, as defined in section 938.02 (19) of the statutes, operated by the department of corrections or the department of health and family services in an amount that is sufficient to reduce the per person daily cost assessment under section 301.26 (4) (d) 3. of the statutes, as affected by this act, for care in a Type 1 secured correctional facility to $187 . The plan shall include any proposed legislation that is necessary to implement the plan. If the cochairpersons of the joint committee on finance do not notify the secretary of corrections within 14 working days after receiving the plan that the cochairpersons have scheduled a meeting for the purpose of reviewing the plan, the plan shall be implemented. If within 14 working days after receiving the plan the cochairpersons notify the secretary of corrections that the cochairpersons have scheduled a meeting for the purpose of reviewing the plan, the plan shall be implemented only as approved by the committee.

Vetoed In Part

Vetoed In Part

(1p) YOUTH DIVERSION GRANT REDUCTIONS.

(a) Notwithstanding the amount specified under section 301.265 (1) of the statutes, as affected by this act, the department of corrections shall reduce the amount of money allocated under section 301.265 (1) of the statutes, as affected by this act, by $10,000 in each year of the 2005−07 fiscal biennium.

(b) Notwithstanding the amounts specified under section 301.265 (3) of the statutes, as affected by this act, the department of corrections shall reduce the amount of money allocated for each of the 4 contracts that are funded with moneys from the appropriation accounts under section 20.410 (3) (d) and (kj) of the statutes, as affected by this act, by $3,000 in each year of the 2005−07 fiscal biennium and shall reduce the amount of money allocated for the contract that is funded only with moneys from the appropriation account under section 20.410 (3) (kj) of the statutes, as affected by this act, by $3,100 in each year of the 2005−07 fiscal biennium.

(2q) PILOT PROGRAM TO PRIVATIZE SUPPLYING AND DISTRIBUTING PHARMACEUTICALS. The department of corrections shall establish a pilot program under which a private contractor supplies and distributes pharmaceuticals at one of the department's adult institutions. This subsection applies only if the contract will reduce the department's costs of supplying and distributing pharmaceuticals.

Vetoed In Part

(2r) CORRECTIONAL HEALTH CARE SERVICES. By January 2, 2006, the department of corrections shall submit to the cochairpersons of the joint committee on finance a plan regarding the manner in which that department will manage the delivery of adult correctional health care services and the cost of delivering those services in fiscal year 2006−07. The plan shall include a review of the

practice of correctional officers delivering controlled medications to prisoners and recommended alternatives to that practice. If the plan calls for contracting for the delivery of adult correctional health care services, the plan shall specify the provisions of the proposed contract and the costs under the proposed contract. If the plan calls for the department of corrections to deliver adult correctional health care services, the plan shall specify how that department will address the needs of the adult correctional health care services delivery system.

(3q) STUDY AND REPORT REGARDING FUNDING FOR LONG−TERM CARE FOR CERTAIN INMATES. The department of corrections shall conduct a study regarding the possibility of reducing its costs for the care of inmates who are not a threat to the community and who require extended nursing care. The study shall examine the possibility of using other revenues to pay for the care of such inmates in a setting other than a conventional correctional facility infirmary. By June 30, 2006, the department shall submit a report containing the results of that study to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under section 13.172 (3) of the statutes.

Vetoed In Part

(5f) FUNDING FOR CERTAIN COMMUNITY REINTEGRATION SERVICES. From the appropriation under section 20.410 (1) (d), the department of corrections shall provide $50,000 during the 2006−07 fiscal year to Word of Hope Ministries, Inc., for community reintegration services.

SECTION 9110. Nonstatutory provisions; court of appeals.

SECTION 9111. Nonstatutory provisions; district attorneys.

(1c) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From the appropriation account under section 20.505 (6) (p) of the statutes the department of administration shall expend $115,500 and from the appropriation account under section 20.455 (2) (kp) of the statutes, as created by this act, the department of justice shall expend $38,500 in each year of the 2005−07 fiscal biennium to provide the multijurisdictional enforcement group serving Milwaukee County funding for 2.0 district attorney PR positions to prosecute criminal violations of chapter 961 of the statutes.

(1d) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From the appropriation account under section 20.505 (6) (p) of the statutes the department of administration shall expend $37,600 and from the appropriation account under section 20.455 (2) (kp) of the statutes, as created by this act, the department of justice shall expend $12,500 in each year of the 2005−07 fiscal biennium to provide the multijurisdictional enforcement group serving Dane County funding for 0.75 district attorney PR position to prosecute criminal violations of chapter 961 of the statutes.

(1e) PROSECUTION OF DRUG CRIMES; ST. CROIX COUNTY. From the appropriation account under section 20.455 (2) (kp) of the statutes, as created by this act, the department of justice shall expend $34,900 in fiscal year 2005−06 and $72,500 in fiscal year 2006−07 to provide the multijurisdictional enforcement group serving St. Croix County funding for 1.0 district attorney PR position to prosecute criminal violations of chapter 961 of the statutes.

SECTION 9112. Nonstatutory provisions; educational communications board.

SECTION 9113. Nonstatutory provisions; elections board.

SECTION 9114. Nonstatutory provisions; employee trust funds.

SECTION 9115. Nonstatutory provisions; employment relations commission.

SECTION 9116. Nonstatutory provisions; ethics board.

SECTION 9117. Nonstatutory provisions; financial institutions.

(1f) DELAYED LAPSE. Notwithstanding section 20.144 (1) (g) of the statutes, as affected by the acts of 2005, from the amounts required to be lapsed to the general fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2005, at the close of the 2005−06 fiscal year, the department of financial institutions shall retain in that appropriation account the lesser of the unencumbered balance in the account or $25,000,000 and shall lapse from that appropriation account the lesser of the unencumbered balance in the account or $25,000,000 to the general fund on July 31, 2006.

SECTION 9118. Nonstatutory provisions; Fox River Navigational System Authority.

(1q) FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY BUDGET BILL INFORMATION. If the secretary of administration requests that the Fox River Navigational System Authority submit information to the department of administration for the purposes of the 2007−09 biennial budget bill, the authority shall submit the information in the same manner as agencies are required to submit information under section 16.42 of the statutes and shall submit the information as though the amount appropriated to the Fox River Navigational System Authority in fiscal year 2006−07 under section 20.373 (1) (r) of the statutes is $126,700.

SECTION 9119. Nonstatutory provisions; governor.

SECTION 9120. Nonstatutory provisions; Health and Educational Facilities Authority.

SECTION 9121. Nonstatutory provisions; health and family services.

(1) RELATIVE GUARDIANSHIPS. Notwithstanding section 48.977 (2) (a), 2003 stats., a petition under section 48.977 (4) of the statutes, as affected by this act, may be

filed for the appointment of a relative as the guardian of the person of a child who has been placed, or continued in a placement, outside of his or her home for less than one year on the effective date of this subsection.

(2) TRANSFER OF SANITARIAN REGISTRATION.

(a) *Registered sanitarians.* All persons who were registered as sanitarians under section 250.05 of the statutes, as affected by this act, immediately before the effective date of this paragraph are registered under section 440.70 of the statutes, as affected by this act.

(b) *Rules and orders.* All rules of the department of health and family services regulating registration of sanitarians that are in effect before the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the department of regulation and licensing. All orders of the department of health and family services regulating registered sanitarians that are in effect before the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the department of regulation and licensing.

(c) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health and family services relating to the registration of sanitarians, as determined by the secretary of administration, shall become the assets and liabilities of the department of regulation and licensing.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of health and family services relating to the registration of sanitarians, as determined by the secretary of administration, is transferred to the department of regulation and licensing.

(e) *Contracts.* All contracts entered into by the department of health and family services relating to the registration of sanitarians in effect on the effective date of this paragraph remain in effect and are transferred to the department of regulation and licensing. The department of regulation and licensing shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of regulation and licensing to the extent allowed under the contract.

(f) *Pending matters.* Any matter pending with the department of health and family services relating to the regulation of sanitarians on the effective date of this paragraph is transferred to the department of regulation and licensing and all materials submitted to or actions taken by the department of health and family services with respect to the pending matter are considered as having been submitted to or taken by the department of regulation and licensing.

(4) MEDICAL ASSISTANCE AND COMMUNITY AIDS PROGRAM FUNDING AND PAYMENTS. The repeal of 2003 Wisconsin Act 318, sections 15, 18, 20, 22, and 27, by this act applies notwithstanding section 990.03 of the statutes.

(5) TRANSFER OF MENTAL HEALTH SERVICES FOR HOMELESS INDIVIDUALS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health and family services primarily related to mental health services for homeless individuals under section 46.972 (3) of the statutes, as affected by this act, as determined by the secretary of administration, shall become the assets and liabilities of the department of commerce.

(b) *Position transfer.*

1. On the effective date of this subdivision, the authorized FTE positions for the department of health and family services, funded from the appropriation under section 20.435 (6) (m) of the statutes, are decreased by 1.0 PR−F position having responsibility for a program to provide mental health services to homeless individuals with chronic mental illness.

2. On the effective date of this subdivision, the authorized FTE positions for the department of commerce, funded from the appropriation under section 20.143 (2) (m) of the statutes, are increased by 1.0 PR−F position having responsibility for a program to provide mental health services to homeless individuals with chronic mental illness.

3. On the effective date of this subdivision, the incumbent employee holding the position specified in subdivision 1. is transferred to the department of commerce.

(c) *Employee status.* The employee transferred under paragraph (b) 3. shall have all the same rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of commerce that he or she enjoyed in the department of health and family 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 and family services that is primarily related to mental health services for homeless individuals under section 46.972 (3) of the statutes, as affected by this act, as determined by the secretary of administration, is transferred to the department of commerce.

(e) *Contracts.* All contracts entered into by the department of health and family services in effect on the effective date of this paragraph that are primarily related to mental health services for homeless individuals under section 46.972 (3) of the statutes, as affected by this act, as determined by the secretary of administration, remain in effect and are transferred to the department of commerce. The department of commerce shall carry out any obligations under such a contract until the contract is

modified or rescinded by the department of commerce to the extent allowed under the contract.

Vetoed In Part

(f) *Rules and orders.* All rules promulgated by the department of health and family services that are in effect on the effective date of this paragraph that are primarily related to mental health services for homeless individuals under section 46.972 (3) of the statutes, as affected by this act, remain in effect until their specified expiration date or until amended or repealed by the department of commerce. All orders issued by the department of health and family services that are in effect on the effective date of this paragraph that are primarily related to mental health services for homeless individuals under section 46.972 (3) of the statutes, as affected by this act, remain in effect until their specified expiration date or until modified or rescinded by the department of commerce.

(10) WAIVER FOR COST−SAVING MEASURES UNDER THE BADGER CARE HEALTH CARE PROGRAM.

(a) The department of health and family services shall request one or more waivers from the secretary of the federal department of health and human services to permit the department of health and family services to implement cost−saving measures under the Badger Care health care program, including any of the following:

1. Establishing a 3−tiered prescription drug copayment requirement that does not exceed the maximum copayment amount established by the group insurance board for state employees.

2. Establishing a benchmark plan, as described in 42 CFR 457.420.

3. Establishing mandatory copayments for benefits in addition to the copayments for prescription drug coverage.

(b) If a federal waiver under paragraph (a) is approved, the department of health and family services shall seek enactment of statutory language to implement cost−saving measures authorized under the waiver.

(12) TRANSFER OF HELP DESK AND DESKTOP SUPPORT POSITIONS. All incumbent employees holding positions in the department of health and family services performing duties primarily related to information technology assistance services, as determined by the secretary of health and family services, are transferred on the effective date of this subsection to the department of administration. Employees transferred under this subsection have all rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed in the department of health and family services. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class may be required to serve a probationary period.

(12c) BENEFIT SPECIALIST FUNDING. The department of health and family services shall inform aging units, as defined in section 46.81 (1) (a) of the statutes, that the funding increase for benefit specialist services as specified under section 46.81 (2) of the statutes, as affected by this act, is for state fiscal year 2006−07 only.

(12d) CHILD WELFARE CASEWORKER RETENTION ACTIVITIES. By January 1, 2006, the department of health and family services shall submit to the joint committee on finance a report regarding the activities conducted by the bureau of Milwaukee child welfare in that department to retain caseworkers providing services to children and families in Milwaukee County. If the department of health and family services contracts with an outside consultant to review the causes of turnover of those caseworkers and to identify and prioritize strategies to improve the retention of those caseworkers, that department shall include the results of that review in the report under this subsection.

Vetoed In Part

(12k) CONTRACTS FOR NEW FAMILY CARE RESOURCE CENTERS. Notwithstanding sections 46.281 (1) (e) 2. and 46.283 (2) (b) of the statutes, as affected by this act, the department of health and family services may during the 2005−07 fiscal biennium enter into contracts with 9 entities to provide services under section 46.283 (3) and (4) of the statutes in a total of 13 counties and may subsequently renew the contracts without submitting the contracts to the joint committee on finance or obtaining approval from the joint committee on finance of the contracts.

(12L) BUDGET REQUEST FOR OPERATION OF FAMILY CARE RESOURCE CENTERS. The department of health and family services shall include a plan in its 2007−09 biennial budget request to reallocate funds in the department's base appropriations to support projected annual costs of operating resource centers under section 46.283 of the statutes, as affected by this act, which exceed the amount appropriated for the operation of resource centers in the 2006−07 fiscal year.

Vetoed In Part

(12q) JOINT SERVICES PROGRAMS PLAN AND REPORT. By December 31, 2005, the department of health and family services, the department of veterans affairs, and the department of corrections shall together develop a plan and submit to the joint committee on finance a report on proposed programs for the joint provision of personnel, payroll, purchasing, custodianship, grounds and maintenance, distribution, warehouse, and security services at the Northern Center for the Developmentally Disabled and the Southern Center for the Developmentally Disabled, for all programs that each agency conducts at these places. The report shall also contain the projected impact of the proposed programs on expenditures and numbers of authorized positions for each agency.

Vetoed In Part

(12r) COMMUNITY INTEGRATION PROGRAM RELOCATIONS FROM NURSING HOMES; REPORT. By January 1, 2007, the department of health and family services shall submit a report to the joint committee on finance that includes information collected for the 2005−07 fiscal

biennium through at least July 1, 2006, and that identifies all of the following:

(a) The administration, housing, and services expenditures under the Community Integration Program that are associated with any relocations made under section 46.277 (5) (g) of the statutes, as affected by this act, including the average expenditures by individual and collective expenditures.

(b) The nature and duration of the community placements made under section 46.277 (5) (g) of the statutes, as affected by this act.

(c) The impact of the relocations made under section 46.277 (5) (g) of the statutes, as affected by this act, on the health and safety of individuals relocated, utilization of services allowable under the Medical Assistance Program, and the costs of providing Medical Assistance Program services per individual.

Vetoed In Part

(d) The savings, if any, generated as the result of the relocations authorized under section 46.277 (5) (g) of the statutes, as affected by this act, including the average savings generated per relocation and total savings.

(12s) TRANSFER OF ALCOHOL AND DRUG COUNSELOR CERTIFICATION.

(a) *Certified alcohol and drug counselors.* Except as provided in paragraph (am), all of the following individuals who are certified under the following titles under the requirements of section HFS 75.02 (84) (a) of the Wisconsin Administrative Code immediately before the effective date of this paragraph are certified as follows under section 440.75 of the statutes, as created by this act:

1. If certified as a registered alcohol and drug counselor I, certified as a basic substance abuse counselor.

2. If certified as a certified alcohol and drug counselor II, certified as an intermediate substance abuse counselor.

3. If certified as a certified alcohol and drug counselor III or as a certified alcohol and drug counselor−D, certified as an independent substance abuse counselor.

4. If certified as a registered clinical supervisor, certified as a basic clinical supervisor.

5. If certified as a certified clinical supervisor I, certified as an intermediate clinical supervisor.

6. If certified as a certified clinical supervisor II or certified clinical supervisor−G, certified as an independent clinical supervisor.

7. If certified as a certified prevention professional, certified as a prevention specialist.

(am) *Exception.* This subsection does not apply to a physician, as defined in section 448.01 (5) of the statutes, who specializes in psychiatry, a clinical social worker, as defined in section 457.01 (1r) of the statutes, or a licensed psychologist, as defined in section 455.01 (4) of the statutes, who practices as a substance abuse clinical supervisor or provides substance abuse counseling, treatment, or prevention services within the scope of his or her licensure.

Vetoed In Part

(b) *Rules and orders.* All rules of the department of health and family services regulating certification of alcohol and drug counselors, as determined by the secretary of administration, that are in effect immediately before the effective date of this paragraph are void on the effective date of this paragraph. All orders of the department of health and family services regulating certified alcohol and drug counselors, 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 date or until modified or rescinded by the department of regulation and licensing.

(c) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health and family services relating to the certification of alcohol and drug counselors, as determined by the secretary of administration, shall become the assets and liabilities of the department of regulation and licensing.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of health and family services relating to the certification of alcohol and drug counselors, as determined by the secretary of administration, is transferred to the department of regulation and licensing.

(e) *Contracts.* All contracts entered into by the department of health and family services relating to the certification of alcohol and drug counselors in effect on the effective date of this paragraph remain in effect and are transferred to the department of regulation and licensing. The department of regulation and licensing shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of regulation and licensing to the extent allowed under the contract.

(f) *Pending matters.* Any matter pending with the department of health and family services relating to the regulation of alcohol and drug counselors on the effective date of this paragraph is transferred to the department of regulation and licensing and all materials submitted to or actions taken by the department of health and family services with respect to the pending matter are considered as having been submitted to or taken by the department of regulation and licensing.

(13f) REPORT ON ALTERNATIVE FUNDING FOR REFUGEE FAMILY STRENGTHENING PROJECT. No later than January 1, 2006, the department of health and family services, in cooperation with the recipients under the Refugee Family Strengthening Project of grants under section 46.95 of the statutes, as affected by this act, in fiscal year 2004−05, shall report to the joint committee on finance on alternative funding sources for the Refugee Family Strengthening Project.

Vetoed In Part

(13g) REPORT REGARDING EVIDENCE−BASED PRACTICES FOR TREATMENT IN DRUG OFFENDER DIVERSION PROGRAMS. By December 31, 2006, the department of

Vetoed In Part

health and family services shall submit a report to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under section 13.172 (3) of the statutes, regarding how it determined, under section 16.964 (12) (c) 4. of the statutes, as created by this act, what are the evidence−based practices in substance abuse and mental health treatment.

Vetoed In Part

(13n) REPORT ON CAPPING NUMBER OF PRESCRIPTION DRUGS PER RECIPIENT UNDER PUBLIC ASSISTANCE PROGRAMS. By July 1, 2006, the department of health and family services shall submit a report to the joint committee on finance and, in the manner provided under section 13.172 (3) of the statutes, the appropriate standing committees of the legislature that includes an estimate of any savings that would accrue under the Medical Assistance program, the Badger Care health care program, and the program under section 49.688 of the statutes and any costs that would be incurred by the department or providers as a result of requiring prior authorization under these programs for a brand name prescription drug if the recipient has already received 5 or more covered brand name prescription drugs in the preceding 30 days.

Vetoed In Part

Vetoed In Part

(13p) HEALTH INSURANCE RISK−SHARING PLAN; ADMINISTRATOR CONTRACT.

(a) Because the legislature has determined that it is in the best interest of the Health Insurance Risk−Sharing Plan to have the organization formed under section 149.11 (1) of the statutes, as affected by this act, administer the Health Insurance Risk−Sharing Plan, the department of health and family services shall immediately give written notice to the plan administrator under section 149.16, 2003 stats., terminating the contract between the department of health and family services and the plan administrator 180 days after the notice is given.

(b) Notwithstanding the treatment of sections 149.12 (1) and (1m) and 149.16 of the statutes, as affected by this act, the organization formed under section 149.11 (1) of the statutes, as affected by this act, shall enter into a contract with the plan administrator under section 149.16, 2003 stats., that has the same terms and conditions as the contract under paragraph (a) and under which the plan administrator has the same rights, duties, and obligations as it had under the contract under paragraph (a) and the organization has the same rights, duties, and obligations as the department of health and family services had under the contract under paragraph (a). The contract under this paragraph shall have a term beginning on the date on which the contract under paragraph (a) is terminated under paragraph (a). The department of health and family services, the plan administrator, and the organization shall cooperate with one another to ensure that the administration of the Health Insurance Risk−Sharing Plan continues without interruption after the termination of the contract under paragraph (a) and the commencement of the contract under this paragraph.

(13w) MANAGED CARE EXPANSION; REPORT. By January 1, 2007, the department of health and family services shall submit to the joint committee on finance a report that specifies all of the following:

(a) The status of the initiatives to enroll for services in managed care plans those recipients of Medical Assistance who are eligible for the Supplemental Security Income program and to expand managed care services for low−income families. The report shall include information that compares the assumptions regarding managed care plan enrollments and cost savings under the Medical Assistance program that are contained in the documents of the department of administration that accompany 2005 Assembly Bill 100 with the managed care plan enrollments and cost savings realized before July 1, 2006, and with the managed care plan enrollments and cost savings projected to occur before July 1, 2007.

Vetoed In Part

Vetoed In Part

(b) Any initiatives other than those specified in paragraph (a) that were assumed under the initiatives specified in paragraph (a) and that have been implemented by the department of health and family services to realize cost savings under the Medical Assistance program.

(14k) PROHIBITION AGAINST LIMITATIONS ON MEDICAL ASSISTANCE REIMBURSEMENT FOR PSYCHOTROPIC MEDICATIONS. During the 2005−07 fiscal biennium, the department of health and family services may not impose new limitations on reimbursement under the Medical Assistance Program, Badger Care, or the program under section 49.688 of the statutes for psychotropic medications, other than stimulants and related agents or selective serotonin reuptake inhibitors, that are prescribed to treat a mental illness.

Vetoed In Part

(14p) REPORT ON PHYSICIAN PRESCRIBING PRACTICES UNDER MEDICAL ASSISTANCE. By January 1, 2006, the department of health and family services shall submit to the joint committee on finance and, in the manner provided under section 13.172 (3) of the statutes, the appropriate standing committees of the legislature a report that includes the following information for each physician who is a certified provider of Medical Assistance, concerning prescriptions written by the physician in fiscal year 2004−05 for recipients of the Medical Assistance Program or Badger Care:

Vetoed In Part

(a) The percentage of the prescriptions written for generic drugs and the percentage written for nongeneric drugs.

(b) The number and percentage of the prescriptions that required prior authorization.

(c) Of the prescriptions written for drugs for which a generic drug was available, the number and percentage that specified a nongeneric drug.

(14x) INMATE MENTAL HEALTH SERVICES PILOT PROGRAM.

(a) The department of health and family services shall in state fiscal year 2006−07 provide reimbursement for the provision of Medical Assistance−reimbursable services to up to 12 eligible inmates with severe and persistent mental illness following release from the Wisconsin Resource Center. Services provided to participants under the program under this subsection shall include all of the following:

1. Intensive case management, treatment, and support services.

2. Access to safe, secure residences.

3. Medication and medication monitoring.

4. Mental health counseling and other mental health treatment interventions, as appropriate.

5. Alcohol and other drug abuse treatment.

6. Vocational rehabilitation services.

7. Social skills training.

8. Educational and skill−based training, as appropriate.

(b) A program participant under this subsection shall be assigned a case manager 6 months before release, who will do all the following:

1. Apply for Medical Assistance on behalf of the participant 6 months before release.

2. Together with the participant's probation and parole agent, develop a comprehensive treatment and supervision plan for reentry into the community, under which all services will be available upon the participant's release and which shall be updated at least every 6 months and more frequently if necessary.

3. Complete progress notes every 3 months.

(c) Under the program under this subsection, the department of health and family services and the department of corrections shall seek to do all of the following:

1. Create programmatic continuity among institutional, community correctional, and community−based providers to enhance communication, coordination, and planning for offenders with severe and persistent mental illness who are scheduled for release from the Wisconsin Resource Center.

2. Ensure that mental health services that are necessary for successful reintegration are not interrupted.

3. Enhance the availability and coordination of community−based services.

4. Increase opportunities for employment and residential stability of released inmates.

5. Reduce reconvictions and rates of prison return.

(d) The department of corrections and the department of health and family services shall coordinate supervision services for participants in the program under this subsection.

(e) The department shall conduct a comprehensive evaluation of the program under this subsection, including data collection, analysis, and an annual report.

SECTION 9122. Nonstatutory provisions; higher educational aids board.

SECTION 9123. Nonstatutory provisions; historical society.

SECTION 9124. Nonstatutory provisions; Housing and Economic Development Authority.

SECTION 9125. Nonstatutory provisions; insurance.

SECTION 9126. Nonstatutory provisions; investment board.

SECTION 9127. Nonstatutory provisions; joint committee on finance.

SECTION 9128. Nonstatutory provisions; judicial commission.

SECTION 9129. Nonstatutory provisions; justice.

SECTION 9130. Nonstatutory provisions; legislature.

(1) APPROPRIATION LAPSES AND REESTIMATES.

(a) In this subsection, "state operations" means all purposes except aids to individuals and organizations and local assistance.

(b) The cochairpersons of the joint committee on legislative organization shall take actions during the 2005−07 fiscal biennium to ensure that from general purpose revenue appropriations for state operations to the legislature under section 20.765 of the statutes, as affected by this act, an amount equal to a total of $4,675,000 in fiscal year 2005−06 and a total of $4,675,000 in fiscal year 2006−07 are lapsed from sum certain appropriation accounts or are subtracted from the expenditure estimates for any other types of appropriations, or both.

(c) The cochairpersons of the joint committee on legislative organization shall take actions during the 2005−07 fiscal biennium to ensure that the authorized FTE positions for the legislature are decreased by a total of 38.0 FTE positions from the FTE position level that is authorized for the legislature on the effective date of this subsection.

(2q) AUDIT OF ELECTIONS BOARD INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. The joint legislative audit committee is requested to direct the legislative audit bureau to conduct a performance evaluation audit of the most recent information technology development projects undertaken by the elections board, including the project to create a statewide voter registration system and the project to create a State of Wisconsin Elections Board Information System. If the audit is performed, the bureau is requested to file a report of its findings as provided in section 13.94 (1) (b) of the statutes.

SECTION 9131. Nonstatutory provisions; lieutenant governor.

SECTION 9132. Nonstatutory provisions; lower Wisconsin state riverway board.

SECTION 9133. Nonstatutory provisions; Medical College of Wisconsin.

SECTION 9134. Nonstatutory provisions; military affairs.

SECTION 9135. Nonstatutory provisions; natural resources.

(2e) STUDY OF CLADAPHORA IN LAKE MICHIGAN. The department of natural resources shall make a grant of $25,000 during the 2005−07 fiscal biennium from the appropriation account under section 20.370 (4) (mq) of the statutes, as affected by this act, to Manitowoc County for a study of Cladaphora algae in Lake Michigan at Hika Bay. The study may include monitoring of Fischer Creek and Point Creek in Manitowoc County.

Vetoed In Part

(3) TURKEY HUNTING APPROVALS; RULES. Using the procedure under section 227.24 of the statutes, the department of natural resources may promulgate rules implementing section 29.164 of the statutes, as affected by this act, for the period before the date on which permanent rules take effect, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural resources 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.

(4k) AIR PERMIT REPORT. No later than December 15, 2006, the department of natural resources shall submit a report to the joint committee on finance that does all of the following:

(a) Describes the department's progress on implementing changes in the air pollution permitting program made by 2003 Wisconsin Act 118 and on the development of an information technology system for the air pollution permitting program.

(b) States the number of sources for which operation permits are required under section 285.60 of the statutes but not federal law that are covered by registration permits, general permits, and operation permits that are not registration permits or general permits.

(c) States, for sources for which operation permits are required under section 285.60 of the statutes but not federal law, the average number of days from receipt of a complete application until the department issues a determination of coverage under a registration permit, the average number of days from receipt of a complete application until the department issues a determination of coverage under a general permit, and the average number of days from receipt of a complete application until issuance of an operation permit that is not a registration permit or general permit.

(d) Includes an analysis of the costs of the air pollution permitting program and the revenues necessary to run the program after the changes described in paragraph (a) are fully implemented.

(4p) EMERGENCY RULES FOR FEES FOR MANAGED FOREST LAND PLANS. Using the procedure under section 227.24 of the statutes, the department of natural resources shall promulgate the rule required under section 77.82 (2m) (am) of the statutes, as created by this act, for the period before the effective date of the permanent rule promulgated under section 77.82 (2m) (am) of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural resources 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.

Vetoed In Part

(4q) HUNTER EDUCATION; RULES. Using the procedure under section 227.24 of the statutes, the department of natural resources may promulgate the rule required under section 29.591 (3) of the statutes, as affected by this act, for the period before the date on which the permanent rule takes effect, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural resources 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.

(4w) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of natural resources shall provide in fiscal year 2005−06, from the appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act, $250,000 to the Southeastern Wisconsin Fox River commission. The commission may use this funding for activities that are required or authorized under subchapter VI of chapter 33 of the statutes and that are consistent with the commission's implementation plan. The activities for which this funding is utilized may include the activities required under section 33.56 (1), (2), and (3) of the statutes.

(5c) MARSH RESTORATION. The department of natural resources shall identify 10 state−owned wildlife wetland areas in the state that are critical to waterfowl breeding, production, staging, and hunting. By August 30, 2006, the department of natural resources shall prepare and submit a qualitative and quantitative baseline assessment of the identified marshes, describing the vegetation, wildlife use, water quality, water chemistry, hunting success, and public use to the appropriate standing committees of the legislature in the manner provided under section 13.172 (3) of the statutes and to the members of the joint committee on finance. The department of natural resources shall develop marsh

Vetoed In Part

restoration goals based on the findings included in the assessment and include a proposal to contract with nongovernmental agencies to meet those goals in its 2007−09 budget submittal to the governor.

(5p) PAPER INDUSTRY HALL OF FAME. From the appropriation under section 20.370 (5) (ax) of the statutes, as created by this act, the department of natural resources shall provide $100,000 in fiscal year 2006−07 to the Paper Industry International Hall of Fame, Inc., in the city of Appleton for the development and operation of an exhibit in the hall known as the Paper Discovery Center.

Vetoed In Part

(5q) SUBMISSION OF PLAN CONCERNING CERTAIN PUBLIC LANDS. No later than February 1, 2006, the department of natural resources shall submit to the governor and to the members of the joint committee on finance a plan that addresses all of the following:

(a) The sales status, as of December 31, 2005, of all public lands subject to purchase by the state under section 24.59 (1) of the statutes, as created by this act.

(b) The department of natural resource's long term acquisition, retention, and disposal plan for land purchased by the state under section 24.59 (1) of the statutes, as created by this act.

(c) Identification of those lands purchased by the state under section 24.59 (1) of the statutes, as created by this act, that the department of natural resources determines can be incorporated into its land and forestry programs and activities and identification of those lands that it determines cannot be incorporated into its land and forestry programs and activities. If the department of natural resources identifies lands that it cannot incorporate into its land and forestry programs and activities, it shall identify which of these lands might be appropriate for sale to local units of government.

(6p) MECHANIZED EQUIPMENT TRAINING PROGRAM. From the appropriation under section 20.370 (5) (ax) of the statutes, as created by this act, the department of natural resources shall provide $150,000 in fiscal year 2005−06 and $50,000 in fiscal year 2006−07 to the North Central Technical College to initiate a program, designed in collaboration with the Fox Valley Technical College, to train students to use mechanized equipment for the harvesting of timber.

SECTION 9136. Nonstatutory provisions; public defender board.

SECTION 9137. Nonstatutory provisions; public instruction.

(2n) EDUCARE CENTER OF MILWAUKEE. From the appropriation under section 20.255 (2) (bc) of the statutes, as affected by this act, the department of public instruction shall allocate $250,000 in the 2005−06 school year and $750,000 in the 2006−07 school year to the Educare Center of Milwaukee and shall reduce the amount of state aid to Milwaukee Public Schools by identical amounts.

Vetoed In Part

(2q) SPECIAL EDUCATION STUDIES.

(a) The department of public instruction shall complete a study concerning the distribution of special education aid on a census basis rather than a cost reimbursement basis, and, by December 1, 2006, submit the study and the department's recommendations to the joint committee on finance.

(b) The joint legislative council is requested to study the effectiveness of this state's special education policy and funding, including a review of statewide data and historical trends, an examination of funding sources, and a survey of national reform efforts. If the joint legislative council conducts the study, the joint legislative council shall report its findings, conclusions, and recommendations to the legislature in the manner provided under section 13.172 (2) of the statutes by January 1, 2007.

Vetoed In Part

(3m) OPEN ENROLLMENT PROGRAM. By March 1, 2006, the department of public instruction shall submit to the governor and the joint committee on finance a report on the feasibility and cost of developing and implementing a statewide Internet−based application and reporting system for the open enrollment program under section 118.51 of the statutes.

(3q) SECOND CHANCE PARTNERSHIP. From the appropriation under section 20.255 (2) (cf) of the statutes, as affected by this act, the department of public instruction shall pay $190,000 in each of the 2005−06 and 2006−07 fiscal years to the Second Chance Partnership, a nonprofit corporation, to create a pilot work−based learning program in which children at risk participate in apprenticeships while earning high school diplomas. No more than 32 pupils may participate in the program.

Vetoed In Part

(4p) REVENUE LIMIT COMPUTATION. Notwithstanding section 121.91 (2m) of the statutes, as affected by this act, for the purpose of calculating the revenue limit for the 2005−06 school year of any school district in which a charter school established under section 118.40 (2r) of the statutes, as affected by this act, is located, the school district's base revenue from the 2004−05 school year is increased by an amount equal to the amount determined by multiplying the number of pupils who in the 2004−05 school year attended a charter school under section 118.40 (2r) of the statutes that was located in the school district by the amount paid by the state for each such pupil under section 118.40 (2r) of the statutes.

SECTION 9138. Nonstatutory provisions; public lands, board of commissioners of.

SECTION 9139. Nonstatutory provisions; public service commission.

SECTION 9140. Nonstatutory provisions; regulation and licensing.

(1) CREDENTIAL RENEWAL FEES; RENEWAL DATE CHANGES. When preparing its recommendations under section 440.03 (9) (b) of the statutes, as affected by this act, for changes to fees under section 440.08 (2) (a) of the statutes, as affected by this act, for credential renewals in

the 2007−09 biennium, the department of regulation and licensing shall consider whether to reduce or increase the fees based on the changes to the renewal deadlines made by this act.

(1m) INITIAL APPOINTMENTS; CEMETERY BOARD. Notwithstanding section 15.405 (3m) of the statutes, as created by this act, the initial term of 2 of the initial members of the cemetery board shall be one year, the initial term of 2 of the initial members shall be 2 years, and the initial term of 2 of the initial members shall be 3 years.

(1p) RULES AND ORDERS; CEMETERY BOARD. All rules promulgated, and all orders issued, by the department of regulation and licensing relating to cemeteries that are in effect on the effective date of this subsection shall become rules of the cemetery board and shall remain in effect until their specified expiration dates or until amended, repealed, or rescinded by the cemetery board.

(1q) RULES FOR SUBSTANCE ABUSE COUNSELORS, CLINICAL SUPERVISORS, AND PREVENTION SPECIALISTS; STANDARDS AND QUALIFICATIONS. Using the procedure under section 227.24 of the statutes, the department of regulation and licensing shall promulgate the rules required under section 440.75 (2) of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under section 440.75 (2) of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (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.

(1r) SUBSTANCE ABUSE COUNSELOR, CLINICAL SUPERVISOR, AND PREVENTION SPECIALIST CERTIFICATION; REVIEW OF COSTS. The department of regulation and licensing shall review actual administration and enforcement costs for renewals of certification for substance abuse counselors, clinical supervisors, and prevention specialists and, in light of those costs, as part of the department's biennial budget request for 2007−09, shall recommend any appropriate revised renewal fee for the certification.

(2e) CREDENTIAL RENEWAL FEES FOR 2007−09 BIENNIUM; TIMEKEEPING DATA. In preparing its recommendations under section 440.03 (9) (b) of the statutes, as affected by this act, for changes to fees under section 440.08 (2) of the statutes, as affected by this act, for credential renewals in the 2007−09 biennium, the department of regulation and licensing shall utilize timekeeping data tracking the allocation of staff hours to administrative and enforcement activities relating to each regulated profession from the 2 most recent years in which the department collected the timekeeping data for the entire year.

(3b) CREDENTIAL RENEWAL FEES FOR 2009−11 BIENNIUM; TIMEKEEPING DATA. In preparing its recommendations under section 440.03 (9) (b) of the statutes, as affected by this act, for changes to fees under section 440.08 (2) of the statutes, as affected by this act, for credential renewals in the 2007−09 biennium, the department of regulation and licensing shall utilize timekeeping data tracking the allocation of staff hours to administrative and enforcement activities relating to each regulated profession from the 4 most recent years in which the department collected timekeeping data for the entire year.

SECTION 9141. Nonstatutory provisions; revenue.

(1) INTERNAL REVENUE CODE. Changes to the Internal Revenue Code made by P.L. 108−121, excluding section 109 of P.L. 108−121, P.L. 108−311, excluding sections 306, 307, 308, 401, and 403 (a) of P.L. 108−311, and P.L. 108−357,excluding sections 101, 201, 244, 336, 337, 909, and 910 of P.L. 108−357, apply to the definitions of "Internal Revenue Code" in chapter 71 of the statutes at the time that those changes apply for federal income tax purposes.

(1n) DEPARTMENT OF REVENUE STUDY; UTILITY LICENSE FEES. No later than December 31, 2005, the department of revenue shall convene a study group to assess the feasibility and desirability of imposing local general property taxes or their equivalent on all distribution property of electric cooperatives, municipal utilities, and light, heat, and power companies. The study group shall include residents of communities that host public utility property; representatives of electric cooperatives, municipal utilities, and light, heat, and power companies; members of the public who have expertise in the taxation of power plant and transmission line siting; and any other individuals who the department of revenue believes to have expertise related to the study. No later than May 1, 2006, the study group shall report its findings and recommendations to the legislature under section 13.172 (2) of the statutes. **Vetoed In Part**

SECTION 9142. Nonstatutory provisions; secretary of state.

SECTION 9143. Nonstatutory provisions; state employment relations, office of.

SECTION 9144. Nonstatutory provisions; state fair park board.

(1f) STATE FAIR PARK BOARD EXPENDITURE PLAN. **Vetoed In Part**

(a) The state fair park board may not expend more than $12,950,600 from the appropriation under section 20.190 (1) (h) of the statutes in fiscal year 2006−07 except as authorized under this subsection.

(b) The state fair park board may submit a plan for expending more than $12,950,600 from the appropriation under section 20.190 (1) (h) of the statutes in fiscal year 2006−07 to the secretary of administration. The secretary may submit the plan, as submitted by the board or as modified, to the joint committee on finance

by the date specified by the cochairpersons of the committee for submission of requests for consideration at the 2nd quarterly meeting of the committee under section 13.10 of the statutes in 2006.

(c) If the secretary of administration submits a plan under paragraph (b) and the cochairpersons of the joint committee on finance do not notify the secretary within 14 working days after the date of the submittal that the committee has scheduled a meeting to review the plan, the state fair park board may implement the plan. If the secretary of administration submits a plan under paragraph (b) and the cochairpersons of the joint committee on finance notify the secretary within 14 working days after the date of the submittal that the committee has scheduled a meeting to review the plan, the state fair park board may not implement the plan until the committee approves the plan, as submitted or modified.

Vetoed In Part

SECTION 9145. Nonstatutory provisions; supreme court.

(1) APPROPRIATION LAPSES AND REESTIMATES. The chief justice of the supreme court, acting as the administrative head of the judicial system, shall take actions during the 2005−07 fiscal biennium to ensure that from general purpose revenue appropriations for state operations to the circuit courts under section 20.625 of the statutes, to the court of appeals under section 20.660 of the statutes, and to the supreme court under section 20.680 of the statutes, as affected by this act, an amount equal to $1,300,000 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

SECTION 9146. Nonstatutory provisions; technical college system.

(1f) CRIME PREVENTION CENTER. The technical college system board shall allocate $55,000 in the 2005−06 fiscal year and $35,000 in the 2006−07 fiscal year from the appropriation under section 20.292 (1) (dc) of the statutes for incentive grants to Fox Valley Technical College for a crime prevention center.

(1q) TECHNICAL PREPARATION PROGRAM.

(a) The authorized FTE positions for the technical college system board are increased by 4.6 FED positions, to be funded from the appropriation under section 20.292 (1) (m) of the statutes, for the purpose of administering the technical preparation program under section 38.40 (1m) (a) of the statutes, as created by this act.

(b) The authorized FTE positions for the technical college system board are increased by 3.2 PR positions, to be funded from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by this act, for the purpose of administering the technical preparation program under section 38.40 (1m) (a) of the statutes, as created by this act.

SECTION 9147. Nonstatutory provisions; tourism.

SECTION 9148. Nonstatutory provisions; transportation.

(1) ELECTRONIC PROCESSING OF TITLE AND REGISTRATION APPLICATIONS. The department of transportation may, prior to June 30, 2007, require certain motor vehicle dealers to electronically process all applications for motor vehicle title and registration submitted under section 342.16 (1) (a) of the statutes, as affected by this act.

(1n) DIRECTIONAL SIGNS. Notwithstanding regulations prescribed under section 86.19 (2) of the statutes, the department of transportation shall, in the 2005−07 biennium, erect the following:

(a) Directional signs along I 90 in La Crosse County for the Shrine of Our Lady of Guadalupe.

(b) Directional signs along USH 151 in the vicinity of STH 33 for Wayland Academy located in Beaver Dam in Dodge County.

(c) Directional signs along I 94 in Waukesha County for the Waukesha County Historical Society and Museum.

(2) HARBOR ASSISTANCE PROGRAM.

(a) Notwithstanding any limitation specified in section 85.095 (2) (a) or (b) of the statutes, from the appropriation under section 20.866 (2) (uv) of the statutes, as affected by this act, the department of transportation shall award a grant under section 85.095 (2) (a) of the statutes of $6,000,000 in the 2005−07 fiscal biennium to a city in northeastern Wisconsin that has a harbor facility for the purpose of constructing new boatlift facilities or improving existing boatlift facilities that serve or will serve at least 2 commercial enterprises that enhance economic development and will provide at least 600 new jobs in this state.

(b) Notwithstanding any limitation specified in section 85.095 (2) (a) or (b) of the statutes, from the appropriation under section 20.866 (2) (uv) of the statutes, as affected by this act, the department of transportation shall award a grant under section 85.095 (2) (a) of the statutes of $2,100,000 in the 2005−07 fiscal biennium for a boat slip repair and reconstruction project in northeastern Wisconsin if the project is necessary to retain at least 2,500 jobs in this state.

(c) Notwithstanding any limitation specified in section 85.095 (2) (b) of the statutes, from the appropriation under section 20.866 (2) (uv) of the statutes, as affected by this act, the department of transportation shall award a grant under section 85.095 (2) (a) of the statutes of $1,600,000 in the 2005−07 fiscal biennium for the construction of a dockwall in the city of Marinette at the Waupaca Foundry.

Vetoed In Part

(2q) FREIGHT RAIL PRESERVATION PROGRAM. In the 2005−07 fiscal biennium, from the public debt contracted under section 20.866 (2) (uw) of the statutes, the department of transportation shall allocate $5,000,000

Vetoed In Part

annually for rail rehabilitation projects and $1,000,000 annually for rail bridge projects.

(3f) CASSVILLE FERRY GRANT. The department of transportation shall award a grant of $30,000 annually in the 2005−07 biennium from the appropriation account under section 20.395 (3) (eq) of the statutes to the operator of the Cassville Mississippi River Ferry for the operations costs of the ferry.

(3s) SUGAR RIVER STATE TRAIL UNDERPASS.

(a) Except as provided in paragraph (b), in the 2005−07 biennium, the Department of Transportation shall construct an underpass for the Sugar River State Trail at the intersection of the trail with STH 69 in the village of New Glarus in Green County when the Department of Transportation rehabilitates that section of STH 69.

Vetoed In Part

(b) If the village of new Glarus agrees with the department of transportation that a lower cost improvement project would provide substantially similar safety enhancements as the project described in par. (a), the department of transportation may construct the lower cost improvement project instead of constructing the project described in par. (a).

(3t) SAFETY IMPROVEMENT STUDY. In the 2005−07 biennium, the department of transportation shall conduct an engineering study of the segment of STH 58 in Sauk County between the Sauk County/Richland County line and CTH G to determine ways to improve public safety on that segment of STH 58. The department of transportation shall make any changes recommended in the study to improve public safety in the segment of STH 58 in Sauk County between the Sauk County/Richland County line and CTH G.

Vetoed In Part

(4f) AGENCY REQUEST RELATING TO MARQUETTE INTERCHANGE RECONSTRUCTION PROJECT BONDING. Notwithstanding section 16.42 (1) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2007−09 biennial budget act, the department of transportation shall include recommended reductions to the appropriation under section 20.395 (3) (cr) of the statutes for each fiscal year of the 2007−09 fiscal biennium reflecting the transfer from this appropriation account to the appropriation account under section 20.395 (6) (au) of the statutes, as created by this act, of amounts for anticipated debt service payments, in each fiscal year of the 2007−09 fiscal biennium, on general obligation bonds issued under section 20.866 (2) (uup) of the statutes, as created by this act.

Vetoed In Part

(4w) PASSENGER RAIL SERVICE.

(a) The department of transportation may submit, in each fiscal year of the 2005−07 biennium, a request to the joint committee on finance to supplement the appropriation under section 20.395 (2) (cr) of the statutes by up to $572,700 in fiscal year 2005−06 and up to $629,900 in fiscal year 2006−07 from the appropriation account under section 20.865 (4) (u) of the statutes for passenger rail service. Any request submitted under this paragraph shall be submitted by the due date for agency requests for the joint committee on finance's second quarterly meeting under section 13.10 of the statutes of the year in which the request is made. The committee may supplement the appropriation under section 20.395 (2) (cr) of the statutes by up to $572,700 in fiscal year 2005−06 and up to $629,900 in fiscal year 2006−07 from the appropriation account under section 20.865 (4) (u) of the statutes for passenger rail service and, notwithstanding section 13.101 (3) of the statutes, the committee is not required to find that an emergency exists prior to making the supplementation.

Vetoed In Part

(b) If the joint committee on finance determines that the moneys provided under section 20.395 (2) (cr) and (cx) of the statutes are sufficient for passenger rail service in any fiscal year of the 2005−07 biennium, the committee may:

1. Supplement, by up to to $572,700 in fiscal year 2005−06 and up to $629,900 in fiscal year 2006−07 from the appropriation account under section 20.865 (4) (u) of the statutes, other department of transportation appropriations. Notwithstanding section 13.101 (3) of the statutes, the committee is not required to find that an emergency exists prior to making the supplementation.

2. Transfer moneys from the appropriation account under section 20.395 (2) (cx) of the statutes that are not needed for passenger rail services to other department of transportation appropriations. Notwithstanding section 13.101 (4) of the statutes, the committee is not required to find, prior to making the transfer, that unnecessary duplication of functions can be eliminated, more efficient and effective methods for performing programs will result, or legislative intent will be more effectively carried out because of such transfer.

(c) If the committee approves a supplement under paragraph (a), the committee may supplement, by the amount by which the supplement it approves under paragraph (a) is less than $572,700 in fiscal year 2005−06 or $629,900 in fiscal year 2006−07, other department of transportation appropriations. Notwithstanding section 13.101 (3) of the statutes, the committee is not required to find that an emergency exists prior to making the supplementation.

(d) If, in considering a request made under paragraph (a), the joint committee on finance determines that $572,700 in fiscal year 2005−06 or $629,900 in fiscal year 2006−07 is not sufficient to fund passenger rail service, the committee may supplement the appropriation account under section 20.395 (2) (cr) of the statutes, from the appropriation under section 20.865 (4) (u) of the statutes, by an amount that would not cause the transportation fund to have a negative balance. Notwithstanding section 13.101 (3) of the statutes, the

Vetoed In Part

Vetoed In Part

committee is not required to find that an emergency exists prior to making the supplementation.

(5f) VILLAGE OF OREGON STREETSCAPING PROJECT. In the 2005−07 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the department of transportation shall award a grant under section 85.026 (2) of the statutes of $484,000 to the village of Oregon in Dane County for a streetscaping project on Main Street and Janesville Street in the village of Oregon if the village of Oregon contributes funds for the project that at least equal 20 percent of the costs of the project.

Vetoed In Part

(5g) CHIPPEWA COUNTY CROSSING AND RAMP. In the 2005−07 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the department of transportation shall award a grant under section 85.026 (2) of the statutes of $80,000 to Chippewa County for the construction of a pedestrian−railroad crossing and handicap−accessible ramp related to the Ray's Beach revitalization project on Lake Wissota in Chippewa County if Chippewa County contributes funds for the project that at least equal 20 percent of the costs of the project .

Vetoed In Part

(5h) VILLAGE OF WESTON BICYCLE−PEDESTRIAN BRIDGE. In the 2005−07 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the department of transportation shall award a grant under section 85.026 (2) of the statutes of $576,000 to the village of Weston in Marathon County for the construction of a bicycle−pedestrian bridge over STH 29 adjacent to Birch Street and the Weston Regional Medical Center in the village of Weston if the village of Weston contributes funds for the project that at least equal 20 percent of the costs of the project.

Vetoed In Part

(6n) EISNER AVENUE PROJECT IN SHEBOYGAN COUNTY. Notwithstanding limitations on the amount and use of aids provided under section 86.31 of the statutes, as affected by this act, or on eligibility requirements for receiving aids under section 86.31 of the statutes, as affected by this act, the department of transportation shall award a grant of $500,000 in the 2005−07 fiscal biennium to the city of Sheboygan in Sheboygan County for the rehabilitation of Eisner Avenue in Sheboygan County if the city of Sheboygan and the town of Sheboygan in Sheboygan County reach an agreement on the amount of funds to be contributed by each toward the total local share of the project costs. Payment of the grant under this subsection shall be made from the appropriation under section 20.395 (2) (ft) of the statutes, as created by this act, equally from funds allocated under section 86.31 (3m) of the statutes, as affected by this act, and from funds allocated under section 86.31 (3r) of the statutes, as affected by this act, and is in addition to the city of Sheboygan's entitlement, as defined in section 86.31 (1) (ar) of the statutes, to aids under section 86.31 of the statutes, as affected by this act.

Vetoed In Part

(7f) REQUEST FOR ENGINEERING POSITIONS TRANSFER FOR 2006−07. The department of transportation may submit a request to the joint committee on finance under section 13.10 of the statutes to reallocate not more than 6.0 engineering positions in fiscal year 2006−07 to other position types that support the department of transportation's highway delivery functions.

Vetoed In Part

SECTION 9149. Nonstatutory provisions; treasurer.

SECTION 9150. Nonstatutory provisions; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9151. Nonstatutory provisions; University of Wisconsin Hospitals and Clinics Board.

SECTION 9152. Nonstatutory provisions; University of Wisconsin System.

(1) OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION TESTING.

(a) *Positions and employees.*

1. The authorized FTE positions for the department of health and family services, funded from the appropriations under section 20.435 (1) (a), (gm), and (m) of the statutes, as affected by this act, are decreased by 9.5 FTE positions, for the purpose of providing occupational safety and health administration testing.

3. The authorized FTE positions for the state laboratory of hygiene, funded from the appropriation under section 20.285 (1) (fd) of the statutes, are increased by 0.95 FTE position, for the purpose of providing occupational safety and health administration testing.

4. The authorized FTE positions for the state laboratory of hygiene, funded from the appropriation under section 20.285 (1) (i) of the statutes, as affected by this act, are increased by 0.5 FTE position, for the purpose of providing occupational safety and health administration testing.

5. The authorized FTE positions for the state laboratory of hygiene, funded from the appropriation under section 20.285 (1) (m) of the statutes, are increased by 11.55 FTE positions, for the purpose of providing occupational safety and health administration testing.

6. All incumbent employees in the department of health and family services who perform occupational safety and health administration testing are transferred on the effective date of this subdivision to the state laboratory of hygiene. Employees transferred under this subdivision have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the employment commission that they enjoyed before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class must serve a probationary period.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, that relates to occupational safety and health administration testing of the department of health and

family services is transferred to the state laboratory of hygiene.

(c) *Contracts.* All contracts entered into by the department of health and family services that relate to occupational safety and health administration testing and that are in effect on the effective date of this paragraph remain in effect and are transferred to the state laboratory of hygiene. The state laboratory of hygiene shall carry out any obligations under such a contract until the state laboratory of hygiene modifies or rescinds the contract to the extent allowed.

Vetoed In Part

(3) PLAN TO ELIMINATE POSITIONS. By May 30, 2006, the Board of Regents of the University of Wisconsin System shall submit to the secretary of administration for his or her approval a plan to eliminate 200 administrative positions within the University of Wisconsin System, specified by position classification and location. Notwithstanding section 16.505 (2p) of the statutes, the Board of Regents of the University of Wisconsin System may not during the 2006−07 fiscal year create any full−time equivalent academic staff or faculty positions from revenues appropriated under section 20.285 (1) (a) of the statutes until the secretary of administration approves the plan.

(4) ALLOCATION OF FUNDS. Of moneys appropriated under section 20.285 (1) (a) of the statutes for the 2006−07 fiscal year, the Board of Regents of the University of Wisconsin System shall allocate $105,000 for the University of Wisconsin−Fox Valley engineering initiative and $500,000 for implementing the recommendations of the committee on baccalaureate expansion. Of moneys appropriated under section 20.285 (1) (a) of the statutes for both the 2005−06 and 2006−07 fiscal years, the Board of Regents shall allocate $378,300 for the University of Wisconsin–Rock County engineering initiative.

(5) SALE OF REAL PROPERTY. If the Board of Regents of the University of Wisconsin System sells any real property under its jurisdiction prior to July 1, 2007, the board shall credit the net proceeds of the sale to the appropriation account under section 20.285 (1) (iz) of the statutes, as affected by this act, except that if there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold, the board shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under section 18.09 of the statutes to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the property was acquired, constructed, or improved with federal financial assistance, the board shall pay to the federal government any of the net proceeds required by federal law. If the property was acquired by gift or grant or acquired with gift or grant funds, the board shall adhere to any restriction governing use of the proceeds.

(6q) ENERGY COSTS STUDY. By January 1, 2006, the Board of Regents of the University of Wisconsin System and the department of administration shall submit a joint report to the building commission concerning the apportionment of energy costs for buildings used, owned, or leased by the University of Wisconsin System, including the allocation of federal and private funding for energy costs.

(6r) TASK FORCE ON UNIVERSITY OF WISCONSIN–WAUKESHA.

Vetoed In Part

(a) There is created a task force to study and develop an implementation plan under paragraph (b) for the transformation of the University of Wisconsin−Waukesha into a campus of the University of Wisconsin−Milwaukee. The task force shall consist of one representative of the University of Wisconsin−Milwaukee, one representative of the University of Wisconsin−Waukesha, one student enrolled at the University of Wisconsin−Milwaukee, and one student enrolled at the University of Wisconsin−Waukesha, all appointed by the University of Wisconsin System president; one representative of the Waukesha County Technical College, appointed by the Technical College System president; 2 representatives of Waukesha County government, one of whom is appointed by the Waukesha county executive and the other of whom is appointed by the Waukesha county board chairperson; and 2 representatives of the Waukesha County business community, appointed by the Waukesha county executive. The task force shall select a chairperson.

(b) The implementation plan shall include recommendations regarding all of the following:

1. Maintaining the accessibility and affordability mission of the University of Wisconsin−Waukesha.

2. Increasing the number of 4−year baccalaureate and the number of graduate degrees awarded by the University of Wisconsin−Waukesha.

3. Determining the academic programs necessary to meet the needs of the economy in the area surrounding the University of Wisconsin−Waukesha.

4. Addressing issues regarding the assumption of assets and liabilities of the University of Wisconsin−Waukesha.

5. Resolving outstanding employment issues.

(c) By January 1, 2007, the task force shall submit the plan under paragraph (b) to the joint committee on finance. If the cochairpersons of the committee do not notify the task force within 14 working days after the date of the plan's submittal that the committee has scheduled a meeting to review the plan, the plan may be implemented as proposed. If, within 14 working days after the date of the plan's submittal, the cochairpersons of the committee notify the task force that the committee has scheduled a meeting to review the plan, the plan may

be implemented only upon the approval of the committee.

Vetoed In Part

(d) The Board of Regents of the University of Wisconsin System shall merge the University of Wisconsin−Waukesha into the campus of the University of Wisconsin−Milwaukee pursuant to a plan approved by the joint committee on finance under paragraph (c), no later than July 1, 2007.

(7f) COLLABORATION STUDY. By March 1, 2006, the Board of Regents of the University of Wisconsin System shall submit a report to the joint committee on finance and to the standing committees on higher education in the assembly and the senate on possible collaborative efforts between the University of Wisconsin−Superior and the University of Minnesota−Duluth. The study shall include all of the following:

Vetoed In Part

(a) An analysis of the Tri−College University program involving North Dakota State University, Minnesota State University at Moorhead, and Concordia College in Moorhead, Minnesota, and a consideration of similar models of collaboration among public universities.

(b) An identification of opportunities for operational cooperation or consolidation that would save money for taxpayers and students.

(c) A determination of whether the 2 universities might benefit from coordinated marketing efforts.

(d) An examination of whether coordination and cooperation between the 2 universities would increase educational offerings for their students.

Vetoed In Part

(8m) STUDY OF BUILDING PROJECTS. By January 1, 2007, the legislative audit bureau shall determine the scope of building project costs at the University of Wisconsin System and prepare and submit a study to the joint legislative audit committee that compares building project costs at the University of Wisconsin System with building project costs at other public universities.

Vetoed In Part

(8q) STUDY ON JOINT ACADEMIC PROGRAMS. By January 1, 2007, the Board of Regents of the University of Wisconsin System and the Board of Trustees of the Medical College of Wisconsin shall submit a report to the joint committee on finance on the feasibility of creating joint academic programs that would reduce worker shortages in fields that are critical to the economic development of southeastern Wisconsin and that would establish national leadership in academic areas. If the cochairpersons of the committee do not notify the Board of Regents and the Board of Trustees within 14 working days after the date of the report's submittal that the committee has scheduled a meeting to review the proposed joint academic programs, the joint academic programs may be implemented as proposed. If, within 14 working days after the date of the report's submittal, the cochairpersons of the committee notify the Board of Regents and the Board of Trustees that the committee has scheduled a meeting to review the proposed joint academic programs, the programs may be implemented only upon the committee's approval.

(9m) HIGHER EDUCATION COMMITTEE.

(a) There is created a committee to study the public benefits of this state's public system of higher education, to expand baccalaureate degrees for this state's residents, to foster economic development, to provide a research environment to develop intellectual properties, and to assist in the development of new business. The committee shall consist of the president of the University of Wisconsin System, or his or her appointee; the chancellor of the University of Wisconsin System colleges, or his or her appointee; the president of the Wisconsin Technical College System, or his or her appointee; a currently enrolled University of Wisconsin System student; a University of Wisconsin System alumnus, a faculty member, and a chancellor or current regent, all appointed by the president of the University of Wisconsin System; a currently enrolled Wisconsin Technical College System student, a president of a technical college district, and a Wisconsin Technical College System board member, all appointed by the president of the Wisconsin Technical College System; a business leader, a former University of Wisconsin System executive officer, and a former regent, all appointed by the president of the University of Wisconsin System; and 4 current legislators, 2 from each party and 2 from both the assembly and senate, appointed by the respective leaders of the senate and assembly. The committee shall elect a chairperson from among its members, who shall call the committee's first meeting.

Vetoed In Part

Vetoed In Part

(b) The committee shall complete and submit its study to the joint committee on finance by August 1, 2006. The committee shall ensure that the study does at least all of the following:

1. Addresses the issue of how colleges and universities can provide access and quality education for all residents to further their human potential and ensure the state's economic future.

2. Determines the appropriate mixture of funding to support higher education in this state, including the relationship between general purpose revenue, tuition, financial aid, and philanthropic support.

3. Continues structural improvements, efficiencies, and economies in such activities as the committee on baccalaureate expansion, integration of administrative structure, and collaborative arrangements between campuses.

4. Collaborates among all of this state's key economic, social, and educational entities to achieve the intent of the Wisconsin Idea.

(c) The committee terminates upon submission of the study under this subsection.

SECTION 9153. Nonstatutory provisions; veterans affairs.

(1) TUITION REIMBURSEMENT PROGRAM EMERGENCY RULES. The department of veterans affairs may promulgate emergency rules under section 227.24 of the statutes implementing section 45.20 of the statutes, as affected by this act. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

Vetoed In Part

(1f) PAYMENT OF CERTAIN TUITION AND PART−TIME CLASSROOM COURSES. From the appropriation account under section 20.485 (2) (tf) of the statutes, the department of veterans affairs may expend not more than $1,020,000 in fiscal year 2005−06 to fund payments under sections 45.25 and 45.396, 2003 stats., for course work completed before July 1, 2005.

(2) MASSAGE THERAPISTS AND BODYWORKERS.

(a) *Definitions.* In this SECTION:

1. "Board" means the educational approval board.

2. "Department" means the department of regulation and licensing.

(b) *Transfer of transitional duties.* Any application received by the board under 2001 Wisconsin Act 74, section 23 (5) (a) that is pending with the board on the effective date of this paragraph is transferred to the department and all materials submitted to or actions taken by the board with respect to the pending application are considered as having been submitted to or taken by the department.

(3k) ASSISTANCE TO NEEDY VETERANS AND FAMILIES EMERGENCY RULES. The department of veterans affairs may promulgate an emergency rule under section 227.24 of the statutes implementing section 45.40 (3m) of the statutes, as affected by this act. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of an emergency for a rule promulgated under this subsection.

SECTION 9154. Nonstatutory provisions; workforce development.

Vetoed In Part

(1f) REPORT ON CERTAIN WISCONSIN WORKS RESULTS. Not later than December 1, 2006, the department of workforce development shall submit a report to the joint committee on finance that provides information about all of the following issues related to Wisconsin Works:

(a) The success of each Wisconsin Works agency in placing Wisconsin Works participants into unsubsidized jobs.

(b) The wages earned by former Wisconsin Works participants.

(c) The job retention rate of former Wisconsin Works participants.

(d) The results of efforts made by the department of workforce development and each Wisconsin Works agency to ensure that adequate training is provided to all staff persons of the Wisconsin Works agency.

(e) The appropriateness and effectiveness of work, education, and training activities into which Wisconsin Works participants are placed by each Wisconsin Works agency.

(1k) CHILD CARE SUBSIDY COPAYMENTS. The department of workforce development shall increase the copayment amounts specified in the copayment schedule under section 49.155 (5) of the statutes by 15 percent, beginning with fiscal year 2005−06.

Vetoed In Part

(1q) ELIMINATION OF GOVERNOR'S WORK−BASED LEARNING BOARD.

(a) *Assets and liabilities.* On the effective date of this paragraph, all assets and liabilities of the department of workforce development that are primarily related to the technical preparation program administered by the governor's work−based learning board that is being transferred to the technical college system board under this act, as determined by the secretary of administration, shall become the assets and liabilities of the technical college system board.

(b) *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 technical preparation program administered by the governor's work−based learning board that is being transferred to the technical college system board under this act, as determined by the secretary of administration, is transferred to the technical college system board.

(c) *Contracts.*

1. All contracts entered into by the department of workforce development or the governor's work−based learning board that are primarily related to the technical preparation program that is being transferred to the technical college system board under this act, as determined by the secretary of administration, and that are in effect on the effective date of this subdivision remain in effect and are transferred to the technical college system board. The technical college system board shall carry out any obligations under such a contract until the contract is modified or rescinded by the technical college system board to the extent allowed under the contract.

2. All contracts entered into by the governor's work−based learning board that are primarily related to the youth apprenticeship program under section 106.13, 2003 stats., as determined by the secretary of administration, and that are in effect on the effective date of this subdivision, remain in effect and are transferred to the department of workforce development. The department of workforce development shall carry out any obligations under such a contract until the contract is modified or

rescinded by the department of workforce development to the extent allowed under the contract.

(d) *Rules and orders.*

1. All rules promulgated by the governor's work−based learning board that are in effect on the effective date of this subdivision and that are primarily related to the technical preparation program that is being transferred to the technical college system board under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the technical college system board. All orders issued by the governor's work−based learning board that are in effect on the effective date of this subdivision and that are primarily related to the technical preparation program that is being transferred to the technical college system board under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until modified or rescinded by the technical college system board.

2. All rules promulgated by the governor's work−based learning board that are in effect on the effective date of this subdivision and that are primarily related to the youth apprenticeship program under section 106.13, 2003 stats., as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the department of workforce development. All orders issued by the governor's work−based learning board that are in effect on the effective date of this subdivision and that are primarily related to the youth apprenticeship program under section 106.13 of the statutes, as determined by the secretary of administration, remain in effect until their specified expiration date or until modified or rescinded by the department of workforce development.

(e) *Pending matters.*

1. Any matter pending with the governor's work−based learning board on the effective date of this subdivision and that is primarily related to the technical preparation program that is being transferred to the technical college system board under this act, as determined by the secretary of administration, is transferred to the technical college system board, and all materials submitted to or actions taken by the governor's work−based learning board with respect to the pending matter are considered as having been submitted to or taken by the technical college system board.

2. Any matter pending with the governor's work−based learning board on the effective date of this subdivision that is primarily related to the youth apprenticeship program under section 106.13, 2003 stats., as determined by the secretary of administration, is transferred to the department of workforce development, and all materials submitted to or actions taken by the governor's work−based learning board with respect to the pending matter are considered as having been submitted to or taken by the department of workforce development.

(f) *Positions and employees.*

1. The authorized FTE positions for the department of workforce development, funded from the appropriation under section 20.445 (7) (kb), 2003 stats., are decreased by 2.44 PR positions for the purpose of eliminating the governor's work−based learning board.

2. The authorized FTE positions for the department of workforce development, funded from the appropriation under section 20.445 (7) (kx), 2003 stats., are decreased by 2.16 PR positions for the purpose of eliminating the governor's work−based learning board.

3. The authorized FTE positions for the department of workforce development, funded from the appropriation under section 20.445 (7) (m), 2003 stats., are decreased by 5.4 FED positions for the purpose of eliminating the governor's work−based learning board.

4. On the effective date of this subdivision, all incumbent employees holding the positions specified in subdivisions 1. and 2. and all incumbent employees holding 3.2 of the positions specified in subdivision 3. are transferred to the technical college system board.

(g) *Employee status.* Employees transferred under paragraph (f) 4. shall have the same rights and status under subchapter V of chapter 111 and chapter 230 of the statutes in the technical college system board 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 9155. Nonstatutory provisions; other.

(1w) ATTORNEY POSITIONS.

(a) In this subsection, "state agency" means an office, commission, department, independent agency, or board in the executive branch of state government, excluding the Board of Regents of the University of Wisconsin System, the department of employee trust funds, and the investment board. **Vetoed In Part**

(b) On June 30, 2007, 13.0 FTE attorney positions in all state agencies that are vacant on that date are eliminated. If fewer than 13.0 FTE attorney positions in all state agencies are vacant on June 30, 2007, there are eliminated the requisite number of FTE attorney positions, as identified by the secretary of administration, so that a total of 13.0 FTE attorney positions are eliminated.

(2) LAPSE OR TRANSFER OF CERTAIN APPROPRIATION BALANCES FROM MONEYS ALLOCATED FOR LEGAL SERVICES TO THE GENERAL FUND . **Vetoed In Part**

(a) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as provided in paragraph (b), the secretary of administration shall lapse to the general fund or transfer to the general fund from the unencumbered balances of the appropriations to state agencies, as **Vetoed In Part** **Vetoed In Part**

Vetoed In Part defined in subsection (1w) (a), other than sum sufficient appropriations and appropriations of federal revenues, an amount equal to $724,900 during the 2006−07 fiscal year. The secretary of administration shall lapse or transfer these moneys from allocations for agency legal services that would have been provided in that fiscal year with funding from those appropriations.

(b) The secretary of administration may not lapse or transfer moneys to the general fund from any appropriation under paragraph (a) if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution.

Vetoed In Part (3) LAPSE OR TRANSFER OF STATE OPERATIONS APPROPRIATION BALANCES TO THE GENERAL FUND.

Vetoed In Part (a) 1. Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as provided in paragraph (b), the secretary of administration shall lapse to the general fund or transfer to the general fund from the unencumbered balances of state operations appropriations, other than sum sufficient appropriations and appropriations of federal revenues, an amount equal to $35,500,000 during the 2005−07 fiscal biennium. The secretary of administration shall lapse or transfer these moneys from allocations for human resources and payroll functions and for server and network support, from moneys saved as a result of restructuring of procurement contracts and changes to purchasing and procurement functions, and from efficiencies achieved as a result of space management improvements in that fiscal biennium under those appropriations.

Vetoed In Part 2. Notwithstanding section 20.001 (3) (a) to (c) of the statutes, except as provided in paragraph (b), the secretary of administration shall lapse to the general fund or transfer to the general fund from the unencumbered balances of state operations appropriations, other than sum sufficient appropriations and appropriations of federal revenues, an amount equal to $55,000 ,000 during the 2007−08 fiscal year and an amount equal to $55,000 ,000 during the 2008−09 fiscal year. The secretary of administration shall lapse or transfer these moneys from allocations for human resources and payroll functions and for server and network support, from moneys saved as a result of restructuring procurement contracts and changes to purchasing and procurement functions, and from efficiencies achieved as a result of space management improvements in the 2007−09 fiscal biennium under those appropriations.

Vetoed In Part (aq) 1. No later than September 1, 2006, the secretary of administration shall submit a report to the joint committee on finance categorizing the lapses and transfers that occurred under paragraph (a) during the 2005−06 fiscal year by state agency, fund, and appropriation account, and the projected lapses and transfers for the 2006−07 fiscal year by state agency, fund, and appropriation account.

2. No later than April 1, 2007, the secretary of administration shall submit a report to the joint committee on finance categorizing the lapses and transfers that occurred under paragraph (a) during the 2005−06 fiscal year by state agency, fund, and appropriation account; specifying the amount of all reimbursements paid by the state to the federal government during the 2005−06 fiscal year by state agency, fund, and appropriation account; and categorizing the projected lapses and transfers for the 2006−07 fiscal year by state agency, fund, and appropriation account.

Vetoed In Part

(b) 1. The secretary of administration may not lapse or transfer moneys to the general fund under paragraph (a) from any appropriation under paragraph (a) if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution.

2. The secretary of administration may not lapse or transfer moneys to the general fund under paragraph (a) from any appropriation under subchapters VII and VIII of chapter 20 of the statutes.

Vetoed In Part (4) STATE AGENCY PAYMENTS RELATING TO UNFUNDED LIABILITIES UNDER THE WISCONSIN RETIREMENT SYSTEM.

(a) The definitions in section 20.001 of the statutes are applicable in this subsection, except that "state agency" does not include the department of employee trust funds or the investment board.

(b) The secretary of administration shall determine for each state agency the amount that the state agency would have been required to expend under section 40.05 (2) (b) and (4) (b), (bc), and (bw) and subchapter IX of chapter 40 of the statutes during the 2005−07 fiscal biennium had the obligations under section 16.527 of the statutes not been issued, and each appropriation from which the moneys would have been expended. The secretary shall exclude from this determination any appropriation from which a lapse or transfer to pay any principal or interest amount on obligations issued under section 16.527 of the statutes would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution .

(c) From each appropriation identified in paragraph (b), the secretary shall lapse to the general fund or transfer to the general fund the amount specified in paragraph (b) that would otherwise have been expended from the appropriation.

Vetoed In Part (5dv) SUPPLEMENTATION OF CERTAIN APPROPRIATIONS AND REALLOCATION OF CERTAIN APPROPRIATION REDUCTIONS.

(a) In this subsection:

1. "General purpose revenue" has the meaning given for "general purpose revenues" in section 20.001 (2) (a) of the statutes.

2. "State operations" means all purposes except aids to individuals and organizations and local assistance.

Vetoed In Part

Vetoed In Part

Vetoed In Part

Vetoed In Part

(b) In addition to any other request to the joint committee on finance under section 13.10 of the statutes to supplement an appropriation or make an appropriation transfer, a state agency to which moneys are appropriated in any of the following appropriations may submit a request to supplement an appropriation , from the appropriation under section 20.865 (4) (a) of the statutes, or in the case of a sum sufficient appropriation to reestimate expenditures from the appropriation, in an amount not to exceed the amount specified for that appropriation under this paragraph in that fiscal year or, in the case of a sum certain appropriation, may submit a request to make a transfer to the appropriation in an amount not to exceed the amount specified for that appropriation under this paragraph in that fiscal year from other sum certain appropriations for state operations made to the state agency from general purpose revenue :

	Agency	2005−06 Fiscal Year	2006−07 Fiscal Year
20.505	***Administration, department of***		
(1) (a)		$ 232,500	$ 235,100
20.115	***Agriculture, trade and consumer protection, department of***		
(8) (a)		416,400	421,900
20.215	***Arts board***		
(1) (a)		7,400	7,500
20.432	***Aging and long−term care, board on***		
(1) (a)		19,900	20,200
20.625	***Circuit courts***		
(1) (a)		1,307,800	1,327,700
20.143	***Commerce, department of***		
(1) (a)		145,900	150,400
20.410	***Corrections, department of***		
(1) (a)		16,212,300	15,874,100
20.660	***Court of appeals***		
(1) (a)		195,900	198,900
20.475	***District attorneys***		
(1) (d)		904,300	918,400
20.225	***Educational communications board***		
(1) (a)		101,700	103,200
20.510	***Elections board***		
(1) (a)		21,300	21,700
20.425	***Employment relations commission***		
(1) (a)		54,200	55,000
20.521	***Ethics board***		
(1) (a)		6,400	6,500

20.525	***Governor***		
(1) (a)		86,300	87,600
20.435	***Health and family services, department of***		
(2) (a)		4,904,300	4,939,500
20.235	***Higher educational aids board***		
(2) (aa)		20,300	20,300
20.245	***Historical society***		
(1) (a)		221,700	225,100
20.665	***Judicial commission***		
(1) (a)		5,500	5,600
20.455	***Justice, department of***		
(1) (a)		712,400	716,600
20.765	***Legislature***		
(1) (a)		503,500	511,100
(1) (b)		350,500	355,800
(1) (d)		94,800	96,300
(2) (a)		1,400	1,400
(2) (ab)		300	300
(3) (a)		19,900	20,200
(3) (b)		123,300	125,200
(3) (c)		118,700	120,600
(3) (d)		80,500	81,700
(3) (e)		81,200	82,400
(3) (em)		78,700	79,900
(3) (fa)		3,400	3,500
20.540	***Lieutenant governor***		
(1) (a)		9,000	9,100
20.465	***Military affairs, department of***		
(1) (a)		150,800	153,100
20.370	***Natural resources, department of***		
(4) (ma)		723,100	733,100
20.545	***State employment relations, office of***		
(1) (a)		108,200	109,800
20.550	***Public defender board***		
(1) (c)		1,695,400	1,716,500
20.255	***Public instruction, department of***		
(1) (a)		572,100	580,800

20.566	***Revenue, department of***		
(1) (a)		1,883,800	1,878,400
20.680	***Supreme court***		
(2) (a)		282,500	287,700
20.292	***Technical college system, board of***		
(1) (a)		75,500	76,600
20.380	***Tourism, department of***		
(1) (a)		78,900	77,700
20.285	***University of Wisconsin System, board of regents of***		
(1) (a)		17,117,400	17,288,600
20.485	***Veterans affairs, department of***		
(2) (c)		7,500	7,600
20.445	***Workforce development, department of***		
(1) (a)		265,300	269,300

SECTION 9201. Appropriation changes; administration.

(1) UTILITY PUBLIC BENEFITS FUND TRANSFER. There is transferred from the utility public benefits fund to the general fund $18,185,300 in fiscal year 2005−06 and $16,949,400 in fiscal year 2006−07.

(1f) WASTE FACILITY SITING BOARD LAPSE. Notwithstanding section 20.001 (3) (a) of the statutes, the unencumbered balance in the appropriation account under section 20.505 (4) (k) of the statutes at the end of fiscal year 2005−06 and fiscal year 2006−07 shall lapse to the general fund.

Vetoed In Part

(1q) LAND INFORMATION AIDS FUNDING LAPSE. There is lapsed to the general fund from the appropriation account under section 20.505 (1) (ij) of the statutes, as affected by this act, $464,100 on June 30, 2006, and $420,300 on June 30, 2007.

SECTION 9202. Appropriation changes; aging and long−term care board.

SECTION 9203. Appropriation changes; agriculture, trade and consumer protection.

Vetoed In Part

SECTION 9204. Appropriation changes; arts board.

(1d) APPROPRIATION LAPSES. During the 2005−07 fiscal biennium, the arts board shall lapse to the general fund 5 percent of the total amount appropriated under each of the sum certain general purpose revenue appropriation accounts of the arts board. The amount required to be lapsed from each of those appropriation accounts may be lapsed in fiscal year 2005−06 or in fiscal year 2006−07, or in both fiscal years, so long as 5 percent of the total amount appropriated for the 2005−07 fiscal biennium for each of those appropriation accounts is lapsed to the general fund before the end of the 2005−07 fiscal biennium.

SECTION 9205. Appropriation changes; building commission.

SECTION 9206. Appropriation changes; child abuse and neglect prevention board.

SECTION 9207. Appropriation changes; circuit courts.

SECTION 9208. Appropriation changes; commerce.

(1) PETROLEUM INSPECTION FUND TRANSFER. There is transferred from the petroleum inspection fund to the general fund $10,860,600 in fiscal year 2005−06 and $20,000,000 in fiscal year 2006−07.

(2n) TECHNOLOGY COMMERCIALIZATION GRANT AND LOAN PROGRAM. The unencumbered balance in the appropriation account under section 20.143 (1) (ik), 2003 stats., is transferred to the appropriation account under section 20.143 (1) (ie) of the statutes.

SECTION 9209. Appropriation changes; corrections.

(1x) JUVENILE CORRECTIONAL SERVICES TRANSFER.

(a) Subject to par. (b), if notwithstanding sections 16.50 (2), 16.52, 20.002 (11), and 20.903 of the statutes there is a deficit in the appropriation account under section 20.410 (3) (hm), 2003 stats., at the close of fiscal year 2004−05, any unencumbered balance in the appropriation account under section 20.410 (3) (ho), 2003 stats., at the close of fiscal year 2004−05, less the amounts required under that paragraph to be remitted to counties or transferred to the appropriation account under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the appropriation account under section 20.410 (3) (hr), 2003 stats., at the close of fiscal year 2004−05, shall be transferred to the appropriation account under section 20.410 (3) (hm) of the statutes, except that the total amount of the unencumbered bal-

ances transferred under this paragraph may not exceed the amount of that deficit.

(b) If the deficit specified in paragraph (a) is less than the total amount of the unencumbered balances available for transfer under paragraph (a), the total amount transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr), 2003 stats., to the appropriation account under section 20.410 (3) (hm) of the statutes under paragraph (a) shall equal the amount of that deficit and the amount transferred from each of those appropriation accounts shall be in proportion to the respective unencumbered balance available for transfer from each of those appropriation accounts.

Vetoed In Part

(2) PRIVATE BUSINESS PRISON EMPLOYMENT PROGRAM. The unencumbered balance in the appropriation account under section 20.410 (1) (hm), 2003 stats., is transferred to the appropriation account under section 20.410 (1) (km) of the statutes.

SECTION 9210. Appropriation changes; court of appeals.

SECTION 9211. Appropriation changes; district attorneys.

SECTION 9212. Appropriation changes; educational communications board.

SECTION 9213. Appropriation changes; elections board.

SECTION 9214. Appropriation changes; employee trust funds.

SECTION 9215. Appropriation changes; employment relations commission.

SECTION 9216. Appropriation changes; ethics board.

SECTION 9217. Appropriation changes; financial institutions.

(1) GIFTS, GRANTS, SETTLEMENTS, AND PUBLICATIONS; LAPSE.

(a) Notwithstanding section 20.001 (3) (c) of the statutes, and except as provided in paragraph (b), on June 30, 2006, there is lapsed to the general fund $344,200 from the appropriation account of the department of financial institutions under section 20.144 (1) (h) of the statutes, as affected by the acts of 2005, and on June 30, 2007, there is lapsed to the general fund $125,000 from the appropriation account of the department of financial institutions under section 20.144 (1) (h) of the statutes, as affected by the acts of 2005.

(b) The secretary of administration may not lapse moneys to the general fund under paragraph (a) if the lapse would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse would violate state or federal law.

SECTION 9218. Appropriation changes; Fox River Navigational System Authority.

SECTION 9219. Appropriation changes; governor.

SECTION 9220. Appropriation changes; Health and Educational Facilities Authority.

SECTION 9221. Appropriation changes; health and family services.

(2) GROUP HOME REVOLVING LOAN FUND ELIMINATION. The unencumbered balance in the appropriation account under section 20.435 (6) (gd), 2003 stats., is transferred to the appropriation account under section 20.435 (7) (md) of the statutes.

(3p) TRANSFERS FOR FUNDING HEALTH INSURANCE RISK-SHARING PLAN. The unencumbered balances in the appropriation accounts under section 20.435 (4) (u), 2003 stats., and section 20.435 (4) (v), 2003 stats., and in the Health Insurance Risk−Sharing Plan fund under section 25.55, 2003 stats., immediately before the effective date of this subsection, are transferred to the Health Insurance Risk−Sharing Plan fund under section 149.11 (2) of the statutes, as affected by this act.

Vetoed In Part

SECTION 9222. Appropriation changes; higher educational aids board.

(1f) WISCONSIN HEALTH EDUCATION LOAN REPAYMENT FUND ELIMINATION. On the effective date of this subsection, the unencumbered balance in the Wisconsin health education loan repayment fund immediately before the effective date of this subsection is transferred to the general fund.

SECTION 9223. Appropriation changes; historical society.

SECTION 9224. Appropriation changes; Housing and Economic Development Authority.

SECTION 9225. Appropriation changes; insurance.

(2d) TRANSFER FOR ELDERLY BENEFIT SPECIALIST PROGRAM. There is transferred from unallocated revenues credited to the appropriation to the office of the commissioner of insurance under section 20.145 (1) (g) of the statutes, as affected by the acts of 2005, to the appropriation to the department of health and family services under section 20.435 (7) (kz) of the statutes, as affected by the acts of 2005, $600,000 in fiscal year 2006−07.

SECTION 9226. Appropriation changes; investment board.

SECTION 9227. Appropriation changes; joint committee on finance.

SECTION 9228. Appropriation changes; judicial commission.

SECTION 9229. Appropriation changes; justice.

(1p) TRANSFER OF PENALTY SURCHARGE RECEIPTS TO HANDGUN PURCHASER CHECKS. There is transferred from the appropriation account under section 20.455 (2) (i) of the statutes, as affected by this act, to the appropriation account under section 20.455 (2) (gr) of the statutes, as affected by this act, $351,400 in fiscal year 2006−07.

(2k) APPROPRIATION LAPSES; DRUG LAW ENFORCEMENT AND CRIME LABORATORIES. Notwithstanding sections 20.001 (3) (a) and (c) of the statutes, on June 30, 2006, and on June 30, 2007, the unencumbered balance except a total amount of $175,000 in the appropriation accounts

Vetoed In Part

under section 20.455 (2) (kd), (kh), and (Lm) of the statutes lapses to the general fund.

SECTION 9230. Appropriation changes; legislature.

SECTION 9231. Appropriation changes; lieutenant governor.

SECTION 9232. Appropriation changes; lower Wisconsin state riverway board.

SECTION 9233. Appropriation changes; Medical College of Wisconsin.

SECTION 9234. Appropriation changes; military affairs.

SECTION 9235. Appropriation changes; natural resources.

(1) RECYCLING FUND TRANSFER. There is transferred from the recycling fund to the general fund $16,842,100 in fiscal year 2005−06 and $8,942,100 in fiscal year 2006−07.

Vetoed In Part

(1f) RECYCLING DEMONSTRATION GRANT TRANSFER. In fiscal year 2005−06, $1,200,000 is transferred to the general fund from the appropriation account under section 20.370 (6) (br) of the statutes.

(1g) RECYCLING FUND TRANSFER FOR WILDLIFE DAMAGE CLAIMS AND ABATEMENT. In fiscal year 2005−06, $2,900,000 is transferred to the appropriation account under section 20.370 (5) (fq) of the statutes from the recycling fund.

(2) ENVIRONMENTAL FUND TRANSFER. There is transferred from the environmental fund to the general fund $4,200,000 in fiscal year 2005−06 and $800,000 in fiscal year 2006−07.

(3f) WELL COMPENSATION PROGRAM LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, in fiscal year 2005−06, $1,000,000 is lapsed to the environmental fund from the appropriation account under section 20.370 (6) (cr) of the statutes.

(3m) RECYCLING FUND TRANSFER; CONSERVATION FUND. There is transferred from the recycling fund to the conservation fund, for the exercise of the department of natural resources' responsibilities that are specific to the management of the fish and wildlife resources of this state, $355,100 in fiscal year 2005−06.

(3r) COUNTY SNOWMOBILE TRAIL AND AREA AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the snowmobile account in the conservation fund $1,350,000 from the appropriation account of the department of natural resources under section 20.370 (5) (cr) of the statutes, as affected by the acts of 2005.

Vetoed In Part

(3s) SNOWMOBILE TRAIL AREAS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the snowmobile account in the conservation fund $500,000 from the appropriation account of the department of natural resources under section 20.370 (5) (cs) of the statutes, as affected by the acts of 2005.

(3t) SUPPLEMENTAL SNOWMOBILE TRAIL AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the snowmobile account in the conservation fund $300,000 from the appropriation account of the department of natural resources under section 20.370 (5) (cw) of the statutes, as affected by the acts of 2005.

(3u) ENDANGERED RESOURCES LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the conservation fund for expenditure for the purposes of the endangered resources program, as defined under section 71.30 (10) (a) 2. of the statutes, $722,000 from the appropriation account of the department of natural resources under section 20.370 (1) (fs) of the statutes, as affected by the acts of 2005.

(4k) AIR PERMIT FEE TRANSFER. There is transferred from the appropriation account under section 20.370 (2) (bg) of the statutes, as affected by this act, to the appropriation account under section 20.370 (2) (bh) of the statutes, as created by this act, $175,000 in fiscal year 2006−07.

(4m) ENVIRONMENTAL FUND TRANSFER; CONSERVATION FUND. There is transferred from the environmental fund to the conservation fund, for the exercise of the department of natural resources' responsibilities that are specific to the management of the fish and wildlife resources of this state, $1,000,000 in fiscal year 2005−06.

Vetoed In Part

(4w) LAKE MANAGEMENT AND INVASIVE SPECIES CONTROL GRANTS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the conservation fund for the exercise of the department of natural resources' responsibilities that are specific to the use, development, conservation, and protection of this state's water resources $150,000 from the appropriation account of the department of natural resources under section 20.370 (6) (ar) of the statutes, as affected by the acts of 2005.

(4x) RECREATIONAL BOATING AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the conservation fund for the exercise of the department of natural resources' responsibilities that are specific to the use, development, conservation, and protection of this state's water resources $1,400,000 from the appropriation account of the department of natural resources under section 20.370 (5) (cq) of the statutes, as affected by the acts of 2005.

(4y) BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the conservation fund for the exercise of the department of natural resources' responsibilities that are specific to the use, development, conservation, and protection of this state's water resources $311,700 from the appropriation account of the

department of natural resources under section 20.370 (7) (ft) of the statutes, as affected by the acts of 2005.

(4z) MISSISSIPPI AND ST. CROIX RIVERS MANAGEMENT LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the conservation fund for the exercise of the department of natural resources' responsibilities that are specific to the use, development, conservation, and protection of this state's water resources $307,700 from the appropriation account of the department of natural resources under section 20.370 (7) (fw) of the statutes, as affected by the acts of 2005.

Vetoed In Part

SECTION 9236. Appropriation changes; public defender board.

SECTION 9237. Appropriation changes; public instruction.

SECTION 9238. Appropriation changes; public lands, board of commissioners of.

SECTION 9239. Appropriation changes; public service commission.

SECTION 9240. Appropriation changes; regulation and licensing.

SECTION 9241. Appropriation changes; revenue.

SECTION 9242. Appropriation changes; secretary of state.

(1m) AGENCY COLLECTIONS. Notwithstanding section 20.001 (3) (a) of the statutes, on June 30, 2007, the unencumbered balance in the appropriation account under section 20.575 (1) (ka) of the statutes, as affected by the acts of 2005, shall lapse to the general fund.

SECTION 9243. Appropriation changes; state employment relations, office of.

SECTION 9244. Appropriation changes; state fair park board.

SECTION 9245. Appropriation changes; supreme court.

SECTION 9246. Appropriation changes; technical college system.

(1mq) EDUCATIONAL APPROVAL BOARD TRANSFER AND LAPSE. Notwithstanding section 20.001 (3) (a) of the statutes, on June 30, 2006, there is transferred from the appropriation account under section 20.292 (2) (g) of the statutes, as affected by the acts of 2005, to the appropriation account under section 20.292 (2) (gm) of the statutes, as affected by the acts of 2005, $250,000 and, if after that transfer an unencumbered balance remains in the appropriation account under section 20.292 (2) (g) of the statutes, as affected by the acts of 2005, that unencumbered balance shall lapse to the general fund.

(1q) LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, during the 2005−07 fiscal biennium the technical college system board shall ensure that a total of $2,000,000 lapses to the general fund from the appropriations under section 20.292 (1) (d) and (dc) of the statutes.

SECTION 9247. Appropriation changes; tourism.

SECTION 9248. Appropriation changes; transportation.

SECTION 9249. Appropriation changes; treasurer.

SECTION 9250. Appropriation changes; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9251. Appropriation changes; University of Wisconsin Hospitals and Clinics Board.

SECTION 9252. Appropriation changes; University of Wisconsin System.

SECTION 9253. Appropriation changes; veterans affairs.

(1) MASSAGE THERAPISTS AND BODYWORKERS. The unencumbered balance in the appropriation account under section 20.485 (5) (h), 2003 stats., is transferred to the appropriation account under section 20.165 (1) (g) of the statutes.

SECTION 9254. Appropriation changes; workforce development.

(1m) LAPSE TO GENERAL FUND OF AID TO FAMILIES WITH DEPENDENT CHILDREN REIMBURSEMENTS OF EXPENDITURES. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the general fund $3,008,500 from the appropriation account to the department of workforce development under section 20.445 (3) (nL) of the statutes, as affected by the acts of 2005.

(1q) ELIMINATION OF GOVERNOR'S WORK−BASED LEARNING BOARD. The unencumbered balances in the appropriation accounts under section 20.445 (7) (kb) and (m), 2003 stats., are transferred to the appropriation account under section 20.292 (1) (m) of the statutes.

SECTION 9255. Appropriation changes; other.

Vetoed In Part

(1) STATE AGENCY APPROPRIATION LAPSES TO THE GENERAL FUND.

Vetoed In Part

(a) *Appropriation lapses to the general fund.* Subject to paragraph (b), in the fiscal years indicated, from the following appropriation accounts, the secretary of administration shall lapse to the general fund the amounts indicated:

Agency	2005−06 Fiscal Year	2006−07 Fiscal Year
20.505 Administration, department of		
(1) (iu)	$ 21,700	$ −0−

Vetoed In Part

Vetoed In Part

(1) (ka)		35,900	−0−	**Vetoed In Part**
(1) (kc)		1,818,900	−0−	**Vetoed In Part**
(1) (kL)		7,500,000	−0−	**Vetoed In Part**
(1) (ke)		427,100	−0−	**Vetoed In Part**
(4) (hc)		36,800	−0−	**Vetoed In Part**
(4) (k)		150,000	−0−	**Vetoed In Part**
(5) (ka)		5,453 , 600	−0−	**Vetoed In Part**
(5) (kb)		1,250,000	−0−	**Vetoed In Part**
(8) (h)		56,700	−0−	
(8) (j)		100,000	−0−	
20.115	***Agriculture, trade and consumer protection, department of***			
(1) (j)		325,000	−0−	
20.433	***Child abuse and neglect prevention board***			
(1) (g)		35,700	35,700	
20.143	***Commerce, department of***			
(1) (gm)		25,100	25,100	
(3) (ga)		24,600	24,600	
(3) (j)		1,353,600	1,428,700	
20.507	***Commissioners of public lands, board of***			
(1) (h)		60,800	60,800	**Vetoed In Part**
20.435	***Health and family services, department of***			**Vetoed In Part**
(6) (jm)		250,000	250,000	
(8) (kx)		151,800	278,300	
20.145	***Insurance, office of the commissioner of***			
(1) (g)		1,538,300	3,038,300	
20.455	***Justice, department of***			
(1) (km)		133,100	133,100	
20.255	***Public instruction, department of***			
(1) (hg)		176,100	176,100	
20.165	***Regulation and licensing, department of***			
(1) (g)		3,881,600	2,662,000	
20.566	***Revenue, department of***			
(1) (g)		164,000	169,000	
(1) (gb)		34,000	39,000	
(1) (h)		31,100	31,100	
(1) (ha)		59,600	59,600	
(2) (h)		222,200	−0−	

(3) (gm)		145,100	100
20.545	*State employment relations, office of*		
(1) (i)		15,000	−0−
20.292	*Technical college system, board of*		
(1) (L)		118,300	118,300

Vetoed In Part

Vetoed In Part (b) *Prohibited appropriation lapses and transfers.* The secretary of administration may not lapse or transfer moneys to the general fund from any appropriation account specified in paragraph (a) if the lapse or transfer would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse or transfer would violate the federal or state constitution.

Vetoed In Part

Vetoed In Part (2) TRANSFER FROM GENERAL FUND TO TAXPAYER PROTECTION FUND. There is transferred $36,000,000 from the general fund to the taxpayer protection fund .

SECTION 9301. Initial applicability; administration.

SECTION 9302. Initial applicability; aging and long−term care board.

SECTION 9303. Initial applicability; agriculture, trade and consumer protection.

SECTION 9304. Initial applicability; arts board.

SECTION 9305. Initial applicability; building commission.

SECTION 9306. Initial applicability; child abuse and neglect prevention board.

SECTION 9307. Initial applicability; circuit courts.

(2e) CRIME VICTIM SURCHARGE IN CERTAIN CASES INVOLVING FORFEITURES. The treatment of section 973.045 (1m) of the statutes first applies to offenses committed on the effective date of this subsection.

SECTION 9308. Initial applicability; commerce.

Vetoed In Part (1z) WISCONSIN DEVELOPMENT FUND. The treatment of sections 560.275 (8) and (8), 560.60 (15) and 560.605 (7) of the statutes first applies to applications for grants and loans received on the effective date of this subsection.

(2q) REPAYMENT OF GRANTS, LOANS, AND TAX BENEFITS. The treatment of section 560.075 of the statutes first applies to grants, loans, or tax benefits for which applications are received on the effective date of this subsection.

SECTION 9309. Initial applicability; corrections.

SECTION 9310. Initial applicability; court of appeals.

SECTION 9311. Initial applicability; district attorneys.

SECTION 9312. Initial applicability; educational communications board.

SECTION 9313. Initial applicability; elections board.

SECTION 9314. Initial applicability; employee trust funds.

SECTION 9315. Initial applicability; employment relations commission.

SECTION 9316. Initial applicability; ethics board.

SECTION 9317. Initial applicability; financial institutions.

(1) CERTIFICATE OF WITHDRAWAL FEE. The treatment of section 180.0122 (1) (w) of the statutes first applies to applications for certificates of withdrawal filed on the effective date of this subsection.

(2) FOREIGN CORPORATION ANNUAL REPORT FEE. The treatment of section 180.0122 (1) (y) of the statutes first applies to annual reports due under section 180.1622 of the statutes on the effective date of this subsection.

(2c) FOREIGN CORPORATION CERTIFICATE OF AUTHORITY. The treatment of section 180.0122 (1) (u) of the statutes first applies to applications for certificates of authority filed on the effective date of this subsection.

SECTION 9318. Initial applicability; Fox River Navigational System Authority.

SECTION 9319. Initial applicability; governor.

SECTION 9320. Initial applicability; Health and Educational Facilities Authority.

SECTION 9321. Initial applicability; health and family services.

(3) TRANSFER OF SANITARIAN REGISTRATION. The treatment of sections 20.435 (1) (gm) (with respect to the transfer of the duty to regulate sanitarians), 21.72 (1) (a) 4., 49.857 (1) (d) 4., 73.0301 (1) (d) 3., 250.041 (1) (a), 250.05, 440.03 (13) (b) 66d., 440.08 (2) (a) 68b., and 440.70 (6) and (9) and subchapter VI of chapter 440 of the statutes first applies to applications for sanitarian registration or for renewal of sanitarian registration made on the effective date of this subsection.

Vetoed In Part

(4L) HEALTH INSURANCE RISK-SHARING PLAN; TRANSFER OF ADMINISTRATION. The treatment of sections 20.145 (5), 20.435 (4) (u) and (v), 25.17 (1) (gf), 25.55 (intro.), (3), and (4), 149.10 (2), (2j) (a) 3., (2m), (2t) (c), (3e), (7), and (10), 149.11, 149.115, 149.12 (1) (intro.) and (a), (1m), (3) (a) and (c), (4), and (5), 149.13 (1), (3) (a) and (b), and (4), 149.14 (1) (a), (2) (a), (3) (intro.) and (a) to (r), (4), (4c), (4m), (5), (5m), (6) (a) and (b), (7) (b) and (c), and (8), 149.141, 149.142 (1) (a) and (b) and (2), 149.143, 149.144, 149.145, 149.146 (1) (a) and (b) and (2), 149.15, 149.155, 149.16 (title), (1m), (3) (a), (b), (c),

and (e), (4), and (5), 149.165, 149.17 (1), (2), and (4), 149.175, 149.20, 601.41 (1), 601.415 (12), 601.64 (1), (3) (a) and (c), and (4), 613.03 (4), 631.20 (2) (f), and 632.785 (title) and chapter 149 (title) of the statutes first applies to the plan year beginning on January 1, 2006.

Vetoed In Part

(4p) RESIDENCY FOR THE HEALTH INSURANCE RISK–SHARING PLAN. The treatment of section 149.10 (9) of the statutes first applies to persons who submit applications for coverage under the Health Insurance Risk–Sharing Plan on the effective date of this subsection.

(5) RECOVERY OF INCORRECT PAYMENTS UNDER MEDICAL ASSISTANCE AND BADGERCARE.

(a) *Incorrect payments.* The treatment of sections 49.497 (title) and (2) of the statutes, the renumbering and amendment of section 49.497 (1) of the statutes, and the creation of section 49.497 (1) (a) 3. of the statutes first apply to incorrect payments made on the effective date of this paragraph.

(b) *Recovery procedure.* The treatment of sections 20.435 (4) (L) and 49.497 (1m), (4), and (5) of the statutes, the renumbering and amendment of section 49.85 (2) (a) of the statutes, and the creation of section 49.85 (2) (a) 3. of the statutes first apply to incorrect payment recoveries that are commenced on the effective date of this paragraph, regardless of when the incorrect payments were made.

(8) CAREGIVER CRIMINAL HISTORY SEARCHES. The treatment of section 50.065 (2) (bg) and (br) of the statutes first applies to arrest and conviction information requested on the effective date of this subsection.

(8f) DAY CARE CENTER LICENSING. The treatment of section 48.65 (3) (a) of the statutes first applies to an existing day center whose license continuation date is July 1, 2005, or a new day care center that opens on July 31, 2005.

(8q) TRANSFER OF ALCOHOL AND OTHER DRUG ABUSE COUNSELOR CERTIFICATION. The treatment of sections 440.03 (13) (b) 5m., 440.08 (2) (a) 9m., and 457.02 (5m) and subchapter VII of chapter 440 of the statutes first applies to applications for certification of alcohol and other drug abuse counselors or for renewal of certification of alcohol and other drug abuse counselors made on the effective date of this subsection.

(9d) DOMESTIC ABUSE GRANTS. The treatment of section 46.95 (2) (d) 1. and 2. of the statutes first applies to domestic abuse grants awarded in 2005.

(9e) CEMETERY, FUNERAL, AND BURIAL EXPENSES INFORMATION. The treatment of section 49.785 (2) and (3) of the statutes first applies to a reimbursement of cemetery, funeral, and burial expenses that are paid by a county or tribal governing body or organization and for which the county or tribal governing body or organization received a reimbursement claim form on the effective date of this subsection.

(9k) AUTHORIZATION REQUESTS FOR PHYSICAL AND OCCUPATIONAL THERAPY SERVICES. The treatment of section 49.45 (42m) of the statutes first applies to durational reductions made with respect to authorization requests that are received by the department of health and family services on the effective date of this subsection.

Vetoed In Part

(9q) COVERAGE OF BARIATRIC SURGERY UNDER MEDICAL ASSISTANCE. The treatment of sections 49.45 (27) and 49.46 (2) (f) of the statutes first applies to surgeries performed on the effective date of this subsection.

Vetoed In Part

(9w) GENERIC DRUG COPAYMENTS FOR MEDICAL ASSISTANCE AND BADGER CARE. The treatment of sections 49.45 (18) (ag) 1. and 49.665 (5) (am) 1. of the statutes first applies to drug prescriptions that are filled on the effective date of this subsection.

SECTION 9322. Initial applicability; higher educational aids board.

SECTION 9323. Initial applicability; historical society.

SECTION 9324. Initial applicability; Housing and Economic Development Authority.

SECTION 9325. Initial applicability; insurance.

SECTION 9326. Initial applicability; investment board.

(1c) INVESTMENT BOARD OPERATING BUDGET AUTHORITY. The treatment of section 25.187 (2) (c) 1., 2., and 3. b. of the statutes first applies to the calculation of the operating budget authority of the investment board for the 2006–07 fiscal year.

SECTION 9327. Initial applicability; joint committee on finance.

SECTION 9328. Initial applicability; judicial commission.

SECTION 9329. Initial applicability; justice.

(1) CRIME VICTIM AND WITNESS SURCHARGES DISTRIBUTION. The treatment of section 973.045 (3) (a) 1. of the statutes first applies to moneys collected from crime victim and witness surcharges that are imposed on the effective date of this subsection.

(2) CRIME VICTIM AND WITNESS SURCHARGES AMOUNT. The treatment of section 973.045 (1) (a) and (b) of the statutes first applies to surcharges imposed on the effective date of this subsection.

SECTION 9330. Initial applicability; legislature.

SECTION 9331. Initial applicability; lieutenant governor.

SECTION 9332. Initial applicability; lower Wisconsin state riverway board.

SECTION 9333. Initial applicability; Medical College of Wisconsin.

SECTION 9334. Initial applicability; military affairs.

SECTION 9335. Initial applicability; natural resources.

Vetoed In Part

(1) CONSERVATION PATRON LICENSES. The treatment of sections 27.01 (7) (c) 7. and (8) (b) 3. and 29.235 (3), (5), and (6) of the statutes first applies to conservation patron licenses issued on the effective date of this subsection.

Vetoed In Part

(2f) SOLID WASTE FACILITY SITING BOARD FEE. The treatment of section 289.64 (3) of the statutes first applies to solid or hazardous waste disposed of on the effective date of this subsection.

(2k) MANAGED FOREST LAND PETITIONS. The treatment of sections 20.370 (1) (cx), 77.81 (2m), and 77.82 (2) (i), (2m) (a), (am), (b), (d) 1. and 2., and (e), (3) (a), (b), and (g), and (4m) (d) of the statutes, the renumbering and amendment of section 77.82 (2m) (dm) of the statutes, the amendment of section 77.82 (2m) (c) (intro.) of the statutes, and the creation of section 77.82 (2m) (c) 4. and (dm) 2. of the statutes first apply to petitions that are submitted under the managed forest land program on June 1, 2005, for initial designations, for conversions of forest croplands to managed forest land, and for renewing orders designating managed forest land.

Vetoed In Part

(3q) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes first applies to solid waste disposed of on the effective date of this subsection.

SECTION 9336. Initial applicability; public defender board.

SECTION 9337. Initial applicability; public instruction.

(2) SPECIAL EDUCATION AID FOR SCHOOL COUNSELORS. The treatment of section 115.88 (1) and (1m) (am) of the statutes first applies to state aid distributed in the 2006−07 school year.

(3) TRANSPORTATION AID. The treatment of section 121.58 (2) (a), (b), and (c) of the statutes first applies to state aid paid in the 2005−06 school year.

(4) UNUSED REVENUE LIMIT−CARRYOVER. The treatment of section 121.91 (4) (d), (dg), and (dr) of the statutes first applies to the calculation of revenue limits for the 2004−05 school year.

Vetoed In Part

(6m) MILWAUKEE PARENTAL CHOICE PROGRAM. The treatment of section 119.23 (2) (a) 1. and 2. of the statutes first applies to persons who apply to attend a private school under section 119.23 of the statutes in the 2005−06 school year.

Vetoed In Part

(6f) LICENSE FEE. The renumbering and amendment of section 115.28 (7) (d) of the statutes and the creation of section 115.28 (7) (d) 2. of the statutes first applies to applications for licensure received by the department of public instruction on January 1, 2006.

(6q) SCHOOL LUNCHES. The treatment of sections 20.255 (2) (cn) and 115.34 (2) of the statutes first applies to payments for lunches served in the 2004−05 school year.

(7m) CHARTER SCHOOLS.

(a) The treatment of section 115.88 (1m) (a) of the statutes first applies to state aid distributed in the 2005−06 school year.

(b) The treatment of section 118.40 (2r) (c) 1., 2., and 4. of the statutes first applies to persons who apply to attend a charter school in the 2005−06 school year.

(9m) INDEPENDENT CHARTER SCHOOLS; FUNDING. The treatment of sections 121.05 (1) (a) 9., 121.07 (6) (a) (intro.), 121.08 (4) (a) (intro.), 1., 2., and 3. and (d), and 121.90 (1) (f) of the statutes first applies to state aid distributed in, and the calculation of revenue limits for, the 2005−06 school year. Vetoed In Part

SECTION 9338. Initial applicability; public lands, board of commissioners of.

SECTION 9339. Initial applicability; public service commission.

SECTION 9340. Initial applicability; regulation and licensing.

SECTION 9341. Initial applicability; revenue.

(1) REVOCATION OR DENIAL OF A LAW LICENSE BASED ON TAX DELINQUENCY. The treatment of section 73.0301 (2) (b) 1. a. and b., 2., and 2m. and (5) (a), (am), and (b) (intro.) of the statutes first applies to hearings that commence on the effective date of this subsection.

(2) MARRIED PERSONS TAX LIABILITY. The treatment of section 71.10 (6) (a) and (b) and (6m) (a) of the statutes first applies to tax liability that arises on the effective date of this subsection or that remains unpaid on the effective date of this subsection.

(2m) SUBTRACT MODIFICATION; MEDICAL INSURANCE PREMIUMS. The treatment of section 71.07 (5) (a) 15. of the statutes first applies to taxable years beginning on January 1, 2006.

(3) STANDARD DEDUCTIONS. The treatment of sections 71.05 (22) (f) 4. a., (g), and (h) of the statutes first applies to taxable years beginning on January 1, 2005.

(4) MOTOR VEHICLE FUEL SUPPLIER. The treatment of sections 78.005 (14) and 168.01 (2) of the statutes first applies to tax periods beginning on January 1, 2005.

(4k) ADOPTION EXPENSES CREDIT. The treatment of sections 71.05 (6) (b) 22., 71.07 (5i), and 71.10 (4) (ce) of the statutes first applies to taxable years beginning on January 1, 2006. Vetoed In Part

(5) WITHHOLDING TAXES FROM NONRESIDENT MEMBERS OF PASS−THROUGH ENTITIES. The treatment of section 71.775 of the statutes first applies to taxable years beginning on January 1, 2005.

(5m) HEALTH SAVINGS ACCOUNTS. The treatment of sections 71.83 (1) (ce) and 71.98 of the statutes first applies to taxable years beginning on January 1, 2005. Vetoed In Part

(6) LOTTERY TICKET SALES CONTRACTS. The treatment of section 565.10 (3) (b) of the statutes first applies to contracts entered into or renewed on the effective date of this subsection.

(8) CLAIMING DEVELOPMENT ZONE CREDITS. The treatment of sections 20.835 (2) (cL), 71.07 (2di) (b) 1., (2dL) (c) 1. and 2. and (d), (2dm) (hm), and (2dx) (b) (intro.), 71.28 (1di) (b) 1., (1dL) (c) 1. and 2. and (d), (1dm) (hm), and (1dx) (b) (intro.), and 71.47 (1di) (b) 1., (1dL) (c) 1.

and 2. and (d), (1dm) (hm), and (1dx) (b) (intro.) of the statutes first applies to credits claimed for taxable years beginning on January 1, 2005, including unused credits carried forward from prior years to taxable years beginning on January 1, 2005, except that if this subsection takes effect after July 31, the treatment of sections 20.835 (2) (cL), 71.07 (2di) (b) 1., (2dL) (c) 1. and 2. and (d), (2dm) (hm), and (2dx) (b) (intro.), 71.28 (1di) (b) 1., (1dL) (c) 1. and 2. and (d), (1dm) (hm), and (1dx) (b) (intro.), and 71.47 (1di) (b) 1., (1dL) (c) 1. and 2. and (d), (1dm) (hm), and (1dx) (b) (intro.) of the statutes first applies to credits claimed for taxable years beginning on January 1 of the year following the year in which this subsection takes effect, including unused credits carried forward from prior years to taxable years beginning on January 1 of the year in which this subsection takes effect.

(9) VETERANS TRUST FUND CHECKOFF. The treatment of sections 71.10 (5g) and 71.30 (11) (i) 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 August 31 the treatment of section 71.10 (5g) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(10) MEMBER OF TARGETED GROUP. The treatment of sections 71.07 (2dx) (a) 5., 71.28 (1dx) (a) 5., and 71.47 (1dx) (a) 5. of the statutes first applies to taxable years beginning on January 1, 2005.

(10m) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. The treatment of sections 20.835 (2) (em), 71.07 (6e), 71.08 (1) (intro.), and 71.10 (4) (i) of the statutes first applies to taxable years beginning on January 1, 2005.

Vetoed In Part

(10p) PRIVATE SCHOOL AND HOMESCHOOL TAX CREDIT. The treatment of sections 20.835 (2) (eo), 71.07 (8r), 71.08 (1) (intro.) (as it relates to the private school and homeschool tax credit), and 71.10 (4) (i) (as it relates to the private school and homeschool tax credit) of the statutes first applies to taxable years beginning on January 1, 2006.

(11) STATE RENTAL VEHICLE FEE. The treatment of section 77.995 (2) of the statutes first applies to rental or lease agreements entered into on October 1, 2005.

(12) MUNICIPAL AID PAYMENTS. The treatment of section 79.043 (4) of the statutes first applies to payments distributed in 2005.

(14v) SINGLE SALES FACTOR APPORTIONMENT. The treatment of sections 71.01 (1b), (1n), (8g), (8m), and (10g), 71.03 (1), 71.04 (7) (d), (df), and (dh), 71.07 (2dr) (a), (3m) (a) 1. b., and (10), 71.195, 71.22 (1), (1g), (1t), (6m), (7m), and (9g), 71.25 (9) (d), (df), and (dh), 71.28 (2m) (a) 1. b. and (4) (a), (am) 1., and (i), 71.42 (3d) and (3h), 71.47 (2m) (a) 1. b. and (4) (a), (am), and (i), and 71.58 (1) (c) and (cm) of the statutes first applies to taxable years beginning on January 1, 2005.

(15) SUBTRACT MODIFICATION FOR TUITION EXPENSES. The treatment of section 71.05 (6) (b) 28. a. of the statutes first applies to taxable years beginning on January 1, 2005.

(17n) GAME BIRDS AND CLAY PIGEONS. The renumbering and amendment of section 77.54 (47) of the statutes and the creation of section 77.54 (47) (b) of the statutes first apply retroactively to sales made on January 1, 2003.

(18) ADMINISTRATIVE FEES; INTOXICATING LIQUOR TAXES. The treatment of section 139.06 (1) (a) of the statutes first applies to fees and taxes that are due on the 15th day of the month following the month in which this subsection takes effect.

Vetoed In Part

(18w) RECYCLING SURCHARGE RATES. The treatment of section 77.94 (1) (a) and (b) of the statutes first applies to taxable years beginning on January 1, 2007.

(18x) CAR LINE COMPANIES. The treatment of section 76.39 (1) (am) and (2) of the statutes first applies to tax payments that are due on September 10, 2005.

(19c) LOTTERY RETAILER CONTRACTS. The treatment of sections 565.02 (3) (j) and 565.10 (16) of the statutes first applies to lottery retailer contracts entered into or renewed on the effective date of this subsection.

Vetoed In Part

(19p) HEALTH INSURANCE RISK-SHARING PLAN; INCOME TAX EXEMPTIONS. The treatment of sections 71.05 (1) (bm), 71.26 (1) (bn), and 71.45 (1m) of the statutes first applies to taxable years beginning on January 1, 2006.

SECTION 9342. Initial applicability; secretary of state.

SECTION 9343. Initial applicability; state employment relations, office of.

SECTION 9344. Initial applicability; state fair park board.

SECTION 9345. Initial applicability; supreme court.

SECTION 9346. Initial applicability; technical college system.

SECTION 9347. Initial applicability; tourism.

SECTION 9348. Initial applicability; transportation.

(1) HABITUAL TRAFFIC OFFENDERS. The treatment of section 351.02 (1) (b) and (f) and (2) of the statutes first applies to violations for which reports of conviction are received by the department of transportation on the effective date of this subsection, but does not preclude the counting of other violations as prior violations for purposes of revocation of operating privileges by the department of transportation or review by a court.

(1n) PARK-AND-RIDE SALES. The treatment of section 84.01 (30) (intro.) and (g) 3. of the statutes first applies to sales of real estate on or before the effective date of this subsection.

SECTION 9349. Initial applicability; treasurer.

SECTION 9350. Initial applicability; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9351. Initial applicability; University of Wisconsin Hospitals and Clinics Board.

SECTION 9352. Initial applicability; University of Wisconsin System.

SECTION 9353. Initial applicability; veterans affairs.

(1) TUITION REIMBURSEMENT PROGRAM. The treatment of sections 20.485 (2) (th), 25.36 (1), 45.20, and 45.21 (2) (a) of the statutes and SECTION 9153 (1) of this act first apply to courses completed on the effective date of this subsection.

(2q) FEE REMISSIONS FOR SPOUSE AND CHILDREN OF CERTAIN VETERANS. The treatment of sections 36.27 (3n) and 38.24 (7) of the statutes first applies to students who enroll for classes in the academic year that commences after the effective date of this subsection.

(2r) FEE REMISSIONS FOR CERTAIN VETERANS. The treatment of sections 36.27 (3p), 38.22 (6) (f), and 38.24 (8) of the statutes first applies to students who enroll for classes in the academic year that commences after the effective date of this subsection.

(3k) OPEN HOUSING ENFORCEMENT. The treatment of section 106.50 (6) (c) 2., (d), (e) 4., and (f) 2. and 3. and (6m) (a) of the statutes first applies to probable cause determinations under section 106.50 (6) (c) 2. of the statutes, as affected by this act, made on the effective date of this subsection.

SECTION 9354. Initial applicability; workforce development.

(2) DURATION OF LEVY. The treatment of section 49.195 (3n) (p) of the statutes first applies to levies that are served on the effective date of this subsection.

(4c) FILING STATEMENTS OF ECONOMIC INTEREST. The treatment of section 49.143 (1) (ac) and (2) (g) of the statutes first applies to Wisconsin Works agency contracts that have terms beginning on January 1, 2006.

Vetoed In Part

(4f) OVERSIGHT OF WISCONSIN WORKS AGENCY CONTRACTS AND FINANCIAL RECORDS.

(a) *Financial penalties.* The treatment of section 49.143 (2) (intro.) of the statutes first applies to Wisconsin Works agency contracts that have terms beginning on January 1, 2006.

(b) *Participant minimum hours.* The treatment of section 49.147 (4) (as) and (5) (bs) of the statutes first applies to individuals who apply for participation in Wisconsin Works on the effective date of this paragraph.

(c) *Overpayments due to error.* The treatment of section 49.161 (4) of the statutes first applies to overpayments made on the effective date of this paragraph.

SECTION 9355. Initial applicability; other.

(2) REPORTS CONCERNING OCCUPANCY OF STATE FACILITIES. The treatment of section 16.891 of the statutes first applies with respect to reports due for submittal in the year 2006.

SECTION 9400. Effective dates; general. Except as otherwise provided in SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2005, or on the day after publication, whichever is later.

SECTION 9401. Effective dates; administration.

(1q) INTERSTATE BODY AND COMMITTEE EXPENSES. The treatment of section 20.505 (1) (ka) (by SECTION 393L) of the statutes takes effect on September 1, 2005.

Vetoed In Part

(2q) SIMULCAST RACING; INTERTRACK WAGERING. The treatment of section 562.057 (4m) (bm) of the statutes takes effect on January 1, 2007.

(2r) ALLOCATION OF DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The repeal and recreation of section 961.41 (5) (c) 2. of the statutes takes effect on July 1, 2007.

SECTION 9402. Effective dates; aging and long−term care board.

SECTION 9403. Effective dates; agriculture, trade and consumer protection.

SECTION 9404. Effective dates; arts board.

SECTION 9405. Effective dates; building commission.

SECTION 9406. Effective dates; child abuse and neglect prevention board.

SECTION 9407. Effective dates; circuit courts.

SECTION 9408. Effective dates; commerce.

(1q) APPROPRIATION REPEAL. The repeal of section 20.143 (2) (gm) of the statutes takes effect on June 30, 2007.

(1x) PETROLEUM INSPECTION FEE. The treatment of section 168.12 (1) of the statutes takes effect on May 1, 2006.

SECTION 9409. Effective dates; corrections.

(1) JACKSON CORRECTIONAL INSTITUTION WASTEWATER TREATMENT FACILITY. The treatment of sections 20.410 (1) (ke) (by SECTION 291) and 20.505 (8) (hm) 16m. (by SECTION 428) of the statutes takes effect on July 1, 2007.

Vetoed In Part

(1x) JUVENILE CORRECTIONAL SERVICES TRANSFER. The treatment of sections 20.410 (3) (hm) (by SECTION 295h) and 20.410 (3) (ho) (by SECTION 295k) of the statutes takes effect on July 1, 2006.

SECTION 9410. Effective dates; court of appeals.

SECTION 9411. Effective dates; district attorneys.

SECTION 9412. Effective dates; educational communications board.

SECTION 9413. Effective dates; elections board.

SECTION 9414. Effective dates; employee trust funds.

Vetoed In Part

(1k) PAYMENT OF REQUIRED EMPLOYEE CONTRIBUTIONS UNDER THE WISCONSIN RETIREMENT SYSTEM. The renumbering and amendment of section 40.05 (1) (b) of the statutes and the creation of section

40.05 (1) (b) 2. of the statutes take effect on September 1, 2005.

SECTION 9415. Effective dates; employment relations commission.

Vetoed In Part

SECTION 9416. Effective dates; ethics board.

SECTION 9417. Effective dates; financial institutions.

SECTION 9418. Effective dates; Fox River Navigational System Authority.

SECTION 9419. Effective dates; governor.

SECTION 9420. Effective dates; Health and Educational Facilities Authority.

SECTION 9421. Effective dates; health and family services.

(1) BADGER CARE COVERAGE FOR UNBORN CHILDREN. The treatment of sections 49.665 (1) (g), (3), (4) (ap), (at) 3., (c), and (d), and (5) (ag), (am) (intro.), (b), and (c) and 49.82 (2) of the statutes, the renumbering and amendment of section 49.665 (2) (a) of the statutes, the amendment of section 49.665 (7) (a) 1. of the statutes, and the creation of section 49.665 (2) (a) 2. of the statutes take effect on January 1, 2006.

Vetoed In Part

(5p) HEALTH INSURANCE RISK-SHARING PLAN; TRANSFER OF ADMINISTRATION. The treatment of sections 20.145 (5), 20.435 (4) (u) and (v), 25.17 (1) (gf), 25.55 (intro.), (3), and (4), 149.10 (2), (2j) (a) 3., (2m), (2t) (c), (3e), (7), (9), and (10), 149.115, 149.12 (1) (intro.) and (a), (1m), (3) (a) and (c), (4), and (5), 149.13 (1), (3) (a) and (b), and (4), 149.14 (1) (a), (2) (a), (3) (intro.) and (a) to (r), (4), (4c), (4m), (5), (5m), (6) (a) and (b), (7) (b) and (c), and (8), 149.141, 149.142 (1) (a) and (b) and (2), 149.143, 149.144, 149.145, 149.146 (1) (a) and (b) and (2), 149.15, 149.155, 149.16 (title), (1m), (3) (a), (b), (c), and (e), (4), and (5), 149.165, 149.17 (1), (2), and (4), 149.175, 149.20, 601.41 (1), 601.415 (12), 601.64 (1), (3) (a) and (c), and (4), 613.03 (4), 631.20 (2) (f), and 632.785 (title) and chapter 149 (title) of the statutes and SECTIONS 9221 (3p) and 9321 (4p) of this act take effect on January 1, 2006.

(6) TRANSFER OF MENTAL HEALTH SERVICES FOR HOMELESS INDIVIDUALS. The treatment of sections 20.435 (5) (ce) and (7) (ce) and 46.972 (title) and (3) of the statutes, the repeal of section 46.972 (2) (title) of the statutes, the renumbering of section 46.972 (2) of the statutes, and SECTION 9121 (5) of this act take effect retroactively to July 1, 2005.

(7) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes effect on January 1, 2006.

(10e) BENEFIT SPECIALIST FUNDING. The treatment of section 46.81 (2) (by SECTION 897r) of the statutes takes effect on July 1, 2007.

(10f) DAY CARE CENTER LICENSING. The treatment of section 48.65 (3) (a) of the statutes and SECTION 9321 (8f) of this act take effect retroactively to July 1, 2005.

(10q) TRANSFER OF ALCOHOL AND OTHER DRUG ABUSE COUNSELOR CERTIFICATION. The treatment of sections 440.03 (13) (b) 5m., 440.08 (2) (a) 9m., and 457.02 (5m) and subchapter VII of chapter 440 of the statutes and SECTIONS 9121 (12s) and 9321 (8q) of this act take effect on January 1, 2006.

(11f) UTILITY PUBLIC BENEFITS FUND FOR INCOME MAINTENANCE. The repeal of section 20.435 (4) (y) of the statutes and the amendment of section 49.78 (8) (a) (by SECTION 1189m) of the statutes take effect on June 30, 2007.

(11k) CHIPPEWA FALLS RURAL HEALTH CLINIC. The treatment of section 146.65 (1) (c) of the statutes takes effect on July 1, 2006.

(11q) ALLOCATION OF DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The repeal and recreation of section 961.41 (5) (c) 1. of the statutes takes effect on July 1, 2007.

(11w) GENERIC DRUG COPAYMENTS FOR MEDICAL ASSISTANCE AND BADGER CARE. The treatment of sections 49.45 (18) (ag) 1. and 49.665 (5) (am) 1. of the statutes and SECTION 9321 (9w) of this act take effect on October 1, 2005. Vetoed In Part

(12e) CEMETERY, FUNERAL, AND BURIAL EXPENSES INFORMATION. The treatment of section 49.785 (2) and (3) of the statutes and SECTION 9321 (9e) of this act take effect on January 1, 2006.

SECTION 9422. Effective dates; higher educational aids board.

SECTION 9423. Effective dates; historical society.

SECTION 9424. Effective dates; Housing and Economic Development Authority.

(1q) SURPLUS TRANSFER. The treatment of section 234.165 (2) (c) (intro.) (by SECTION 2118L) of the statutes and the repeal of section 234.165 (3) of the statutes take effect on June 30, 2007.

SECTION 9425. Effective dates; insurance.

SECTION 9426. Effective dates; investment board.

SECTION 9427. Effective dates; joint committee on finance.

SECTION 9428. Effective dates; judicial commission.

SECTION 9429. Effective dates; justice.

(2p) TRANSFER OF PENALTY SURCHARGE RECEIPTS TO HANDGUN PURCHASER CHECKS. The treatment of section 20.455 (2) (gr) (by SECTION 358c) of the statutes takes effect on July 1, 2007.

(3p) REPEAL OF TRANSACTION INFORMATION MANAGEMENT OF ENFORCEMENT SYSTEM APPROPRIATION. The repeal of section 20.455 (2) (cm) of the statutes takes effect on July 1, 2006.

SECTION 9430. Effective dates; legislature.

SECTION 9431. Effective dates; lieutenant governor.

SECTION 9432. Effective dates; lower Wisconsin state riverway board.

SECTION 9433. Effective dates; Medical College of Wisconsin.

SECTION 9434. Effective dates; military affairs.

SECTION 9435. Effective dates; natural resources.

(1q) PHEASANT HUNTING. The treatment of section 20.370 (1) (hr) and (hw) of the statutes, the renumbering and amendment of section 29.191 (2) (c) of the statutes, and the creation of section 29.191 (2) (c) 2. of the statutes take effect on March 1, 2006.

(2) TURKEY HUNTING APPROVALS. The treatment of sections 29.164 (title), (2) (c) 2., (3) (e), (4) (title) and (b), 29.559 (1) (c), 29.563 (2) (f) and (g) and (14) (c) 6. of the statutes, the renumbering and amendment of section 29.164 (3) (a) of the statutes, and the creation of section 29.164 (3) (a) 2. of the statutes take effect on March 1, 2006.

(2f) SOLID WASTE FACILITY SITING BOARD FEE. The treatment of section 289.64 (3) of the statutes and SECTION 9335 (2f) of this act take effect on January 1, 2006.

(4) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku), (kv), and (ky), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title) and (3), 29.229 (2) (k) and (5), 29.2295 (2) (m), 29.235 (2) and (2m), 29.401 (2m), 29.559 (1) (c), 29.563 (3) (cm) and (14) (c) 6., and 70.111 (3m) of the statutes takes effect on March 1, 2006.

Vetoed In Part

(4q) TWO-DAY INLAND LAKE TROUT FISHING LICENSE. The treatment of sections 29.219 (3m), 29.2285 (1) (b) and (c), and 29.563 (3) (a) 5m. of the statutes takes effect on March 1, 2006.

(5) AIR MANAGEMENT FEES. The treatment of sections 20.370 (2) (bg), (bh), and (ci), (3) (bg), (8) (mg), and (9) (mh), 285.01 (17m), and 285.69 (1d), (1g), (2) (c) (intro.), (f), (g), (h), and (i) of the statutes, the renumbering and amendment of section 285.69 (1) (a) of the statutes, and the creation of section 285.69 (1) (a) 1. to 3. of the statutes take effect on January 1, 2006.

Vetoed In Part

(5q) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes and SECTION 9335 (3q) of this act take effect on January 1, 2007.

Vetoed In Part

(7d) NONRESIDENT FISH SHANTY PERMITS. The treatment of sections 29.404 (1) and (1b), 29.559 (3), and 29.563 (11) (a) 3. and 4. of the statutes takes effect on the first day of the 4th month beginning after the effective date of this subsection.

(7f) VEHICLE ADMISSION FEES. The treatment of section 27.01 (7) (f) 1. and 2., (g) 1., and (gm) 1. and 3. of the statutes takes effect on January 1, 2006.

Vetoed In Part

Vetoed In Part

(7k) TIMBER SALE REVENUES. The amendment of section 20.370 (5) (az) of the statutes takes effect on June 30, 2007.

(8k) MANAGED FOREST LAND PETITIONS. The treatment of section 77.82 (3) (c) (intro.) and (7) (c) 3. of the statutes and the repeal and recreation of section 77.82 (2m) (c) of the statutes take effect on November 1, 2005.

(9m) ALL-TERRAIN VEHICLE PROJECT AIDS. The treatment of section 20.370 (5) (ct) (by SECTION 247g) of the statutes takes effect on July 1, 2007.

SECTION 9436. Effective dates; public defender board.

SECTION 9437. Effective dates; public instruction.

(1) APPROPRIATION REPEAL. The treatment of section 20.255 (1) (js) of the statutes takes effect on July 1, 2006.

(2) HIGH-COST SPECIAL EDUCATION. The creation of sections 20.255 (2) (bd) and 115.881 of the statutes takes effect on July 1, 2006.

(3v) EXPENDITURE OF FEDERAL ADMINISTRATIVE FUNDS. The creation of section 115.28 (48m) of the statutes takes effect on July 1, 2006.

Vetoed In Part

(4m) MILWAUKEE PARENTAL CHOICE PROGRAM; TEACHER REQUIREMENTS. The treatment of section 119.23 (1) (d) and (2) (a) 6. of the statutes takes effect on July 1, 2006.

SECTION 9438. Effective dates; public lands, board of commissioners of.

SECTION 9439. Effective dates; public service commission.

SECTION 9440. Effective dates; regulation and licensing.

(1c) CHIROPRACTIC CERTIFICATION. The treatment of section 446.02 (2) (c) and (6m) of the statutes takes effect on January 1, 2006.

(1q) ATHLETE AGENTS; INITIAL AND RENEWAL FEES. The treatment of sections 440.05 (intro.), 440.08 (2) (a) 14d., 440.992, and 440.9935 of the statutes takes effect on September 1, 2005 or on the first day of the 2nd month beginning after publication, whichever is later.

SECTION 9441. Effective dates; revenue.

(1) NONRESIDENT RETAILER AND OCCASIONAL SALES. The treatment of sections 77.51 (13) (a) and 77.54 (7m) of the statutes takes effect on January 1, 2006.

(1k) BAD DEBT DEDUCTIONS AND PREFERRED CLAIMS. The treatment of sections 139.362, 139.363, 139.801, and 139.802 of the statutes takes effect on the first day of the 2nd month beginning after publication.

(2m) PREMIER RESORT AREA TAX. The treatment of section 77.994 (1) (a), (ad), (em), (fa), (fb), (fc), (fd), (fe), (ff), (fg), (ka), (kb), (kc), (kd), (ma), (mb), (mc), (md), (me), (mf), (pa), (pb), (qa), and (ta) of the statutes takes effect on the first day of the 2nd month beginning after publication.

(3) INTERNET LISTING OF DELINQUENT TAXPAYERS. The treatment of sections 71.78 (2) and (4) (r), 73.03 (62), 76.30 (2) (i), 77.61 (5) (b) 12., and 139.91 (1) and (4) of the statutes takes effect on the first day of the 6th month beginning after publication.

(4) OIL PIPELINE TERMINAL TAX DISTRIBUTIONS. The treatment of sections 20.855 (4) (bm) and (q), 76.16, and 76.24 (a), (am), and (bm) of the statutes takes effect on January 1, 2006.

(5) STATE RENTAL VEHICLE FEE. The treatment of section 77.995 (2) of the statutes takes effect on October 1, 2005.

(6n) GAME BIRDS AND CLAY PIGEONS. The renumbering and amendment of section 77.54 (47) of the statutes and the creation of section 77.54 (47) (b) of the statutes take effect retroactively to January 1, 2003.

(7v) TRANSACTIONS BETWEEN AFFILIATED BUSINESSES. The treatment of section 77.54 (49) of the statutes takes effect on the first day of the 2nd month beginning after publication.

Vetoed In Part

(7w) TEMPORARY HELP COMPANY. The treatment of section 77.54 (50) of the statutes takes effect on July 1, 2007.

SECTION 9442. Effective dates; secretary of state.

SECTION 9443. Effective dates; state employment relations, office of.

SECTION 9444. Effective dates; state fair park board.

SECTION 9445. Effective dates; supreme court.

SECTION 9446. Effective dates; technical college system.

(1m) EDUCATIONAL APPROVAL BOARD TRANSFER AND LAPSE. The amendment of section 20.292 (2) (gm) of the statutes takes effect on July 1, 2006.

SECTION 9447. Effective dates; tourism.

SECTION 9448. Effective dates; transportation.

(2) TITLE FEE INCREASES. The treatment of sections 342.14 (1), (3), and (5) of the statutes takes effect on October 1, 2005.

(3) ELECTRONIC PROCESSING OF TITLE AND REGISTRATION APPLICATIONS. The treatment of sections 341.09 (2m) (a) 1., 2., 3. and (d), 341.09 (9), and 342.16 (1) (a) of the statutes and the creation of sections 218.0116 (1) (gr), 218.0146 (4), and 342.16 (1) (am) of the statutes take effect on June 30, 2007.

Vetoed In Part

(4m) TRANSFER TO MEDICAL ASSISTANCE TRUST FUND. The repeal of sections 20.855 (4) (v), 25.40 (2) (b) 27., and 25.77 (7) of the statutes takes effect on June 30, 2006.

(5m) GOLD STAR LICENSE PLATES. The treatment of section 341.14 (6r) (fm) 7. (by SECTION 2247r) of the statutes, the renumbering and amendment of section 341.14 (6r) (a) and (d) of the statutes, and the creation of sections 341.135 (2m) and 341.14 (6r) (a) 2., (d) 2., and (f) 19m. take effect on the first day of the 4th month beginning after publication.

SECTION 9449. Effective dates; treasurer.

SECTION 9450. Effective dates; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9451. Effective dates; University of Wisconsin Hospitals and Clinics Board.

SECTION 9452. Effective dates; University of Wisconsin System.

SECTION 9453. Effective dates; veterans affairs.

SECTION 9454. Effective dates; workforce development.

(3k) OPEN HOUSING ENFORCEMENT. The treatment of section 106.50 (6) (c) 2., (d), (e) 4., and (f) 2. and 3. and (6m) (a) of the statutes and SECTION 9354 (3k) of this act take effect on January 1, 2006.

SECTION 9455. Effective dates; other.

(2) EXPIRATION OF WISCONSIN LAND COUNCIL. The treatment of section 16.966 of the statutes takes effect on September 1, 2005.

Vetoed In Part

(3w) SALE OR CONTRACTUAL OPERATION OF STATE–OWNED HEATING, COOLING, AND POWER PLANTS AND WASTEWATER TREATMENT FACILITIES. The treatment of sections 13.48 (2) (k) 1. and 2., 16.84 (1), 16.85 (4), 16.895, 16.90, 16.91, 16.93 (2) and (3), 20.255 (1) (b), 20.245 (1) (c), 20.255 (1) (c), 20.285 (1) (c), 20.410 (1) (f) and (gm), 20.465 (1) (f), 20.485 (4) (r), 20.505 (5) (ka), and 45.50 (6) (a) of the statutes takes effect on April 1, 2007.