

munity-based residential facilities to receive amounts equal to excess revenues under certain contracts; an audit of state alcohol and other drug abuse programs; immunity from criminal or forfeiture prosecution if a person has been compelled to testify or produce evidence; ~~requiring that certain alcohol and other drug abuse treatment programs meet state certification standards for certain community programs;~~ grants for services for high-risk pregnancies; state contribution toward group health insurance premiums of certain district attorneys and state employees in the office of district attorney; granting rule-making authority; providing penalties; and making appropriations.

Vetoed
in Part

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

SECTION 1c. 13.35 of the statutes is renumbered 13.35 (1).

SECTION 1d. 13.35 (2) of the statutes is created to read:

13.35 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 1f. 13.94 (6) of the statutes is created to read:

13.94 (6) AUDIT OF ALCOHOL AND OTHER DRUG ABUSE PROGRAMS. (a) The legislative audit bureau shall conduct a financial and performance evaluation audit of all alcohol and other drug abuse education, prevention, treatment and law enforcement programs for which state funding is provided in whole or in part. The legislative audit bureau shall include in its audit all of the following:

1. An evaluation of the accountability, effectiveness and efficiency of each program.
2. An identification of any programs which are duplicative.
3. A review and recommendations on how the state's efforts could be better coordinated, including the alternative that a single state agency be responsible for coordinating all state efforts in the area of alcohol and other drug abuse.

(b) The legislative audit bureau shall submit a report summarizing the results of its audit to the entities specified under s. 13.94 (1) (b) by January 1, 1993.

SECTION 1h. 15.253 (4) of the statutes is created to read:

15.253 (4) DIVISION OF NARCOTICS AND DANGEROUS DRUGS. There is created in the department of justice a division of narcotics and dangerous drugs. The administrator of the division shall be appointed by the attorney general in the unclassified service, to serve at the pleasure of the attorney general.

SECTION 1m. 16.964 (2m) of the statutes is created to read:

16.964 (2m) (a) The office shall provide grants to local law enforcement agencies from the appropria-

SECTION 2. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

20.255 Public instruction,
department of
(2) AIDS FOR LOCAL
EDUCATIONAL PROGRAMMING

tions under section 20.505 (6) (b) and (pd) for payment of costs under par. (b). Local law enforcement agencies may submit a proposed plan for the expenditure of funds to the office. The office shall review any proposed plans to determine if the criteria under this subsection have been met and to apply the formula ~~under par. (c).~~

Vetoed
in Part

(b) A local law enforcement agency is eligible for a grant under par. (a) only if:

1. The grant is to provide a multi-jurisdictional enforcement group for drug-related law enforcement activities; and
2. Local funding is provided for at least 10% of the cost of the services covered by the grant.

~~(c) The office shall distribute the grants under par. (a) based on a method of allocation it develops and submits, by January 20, 1990, to the joint committee on finance for consideration pursuant to s. 13.10. The committee shall approve a method of allocation by February 19, 1990. The office shall use the method of allocation approved by the joint committee.~~

Vetoed
in Part

~~(d) This subsection does not apply after June 30, 1993.~~

SECTION 1p. 17.16 (7) of the statutes is renumbered 17.16 (7) (a) and amended to read:

17.16 (7) (a) No person shall may be excused from testifying or from producing evidence on ~~such~~ the hearing for the reason that the testimony, documentary or otherwise, required of him or her may tend to incriminate him or her, but no person so testifying shall may be prosecuted for or on account of ~~any transaction, matter or thing concerning which he may have so testified or produced~~ testifying or producing any documentary evidence, except for perjury committed in giving ~~such~~ the testimony.

SECTION 1r. 17.16 (7) (b) of the statutes is created to read:

17.16 (7) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

1989-90

1990-91

(dm)	Grants for early alcohol and other drug abuse prevention and intervention programs	GPR	A	-0-	4,370,000	
20.292	Vocational, technical and adult education, board of					
(1)	VOCATIONAL, TECHNICAL AND ADULT EDUCATION					
(f)	Alcohol and other drug abuse prevention and intervention	GPR	A	-0-	500,000	
20.410	Corrections, department of					
(1)	CORRECTIONAL SERVICES					
(cm)	Home detention program	GPR	A	-0-	646,500	
(gr)	Home detention services	PR	A	-0-	1,522,400	
20.435	Health and social services, department of					
(1)	HEALTH SERVICES PLANNING, REGULATION AND DELIVERY					
(ei)	High-risk pregnancy grant program	GPR	C	62,500	250,000	
(ej)	Training in perinatal alcohol or controlled substance detection and treatment	GPR	B	250,000	-0-	
(3)	CORRECTIONAL SERVICES					
(at)	Intensive aftercare pilot program	GPR	A	-0-	525,000	
(7)	COMMUNITY SERVICES; AIDS AND LOCAL ASSISTANCE					
(cf)	Domestic abuse program for substance abuse	GPR	A	71,600	143,400	
(cp)	Capacity building for treatment programs	GPR	A	-0-	833,400	
(cq)	Before-school and after-school services	GPR	A	-0-	240,000	
(cs)	Head start child care programs	GPR	A	-0-	500,000	Vetoed in Part
(cx)	Youth diversion program; alcohol and other drug abuse	GPR	A	-0-	300,000	
(dm)	Indian drug abuse prevention and education	GPR	A	-0-	500,000	
(ej)	Early intervention program	GPR	A	-0-	500,000	Vetoed in Part
20.455	Justice, department of					
(2)	LAW ENFORCEMENT SERVICES					
(bd)	Drug law enforcement	GPR	A	913,400	1,840,600	
(dm)	Drug abatement teams, local assistance	GPR	B	500,000	-0-	
20.475	District attorneys					
(1)	DISTRICT ATTORNEYS					
(c)	Other employes; general fund	GPR	A	8,000	30,500	
(v)	Other employes; lottery fund	SEG	A	13,600	13,500	
20.625	Circuit courts					
(1)	COURT OPERATIONS					
(am)	Drug court costs	GPR	A	297,900	128,000	

SECTION 7m. 20.255 (2) (dm) of the statutes is created to read:

20.255 (2) (dm) *Grants for early alcohol and other drug abuse prevention and intervention programs.* The

amounts in the schedule for head start supplements and grants to school districts under s. 115.361. No money may be encumbered from the appropriation under this paragraph after June 30, 1993.

SECTION 7n. 20.255 (2) (v) of the statutes, as created by 1989 Wisconsin Act 31, is amended to read:

20.255 (2) (v) *Grants for drug abuse resistance education.* From the racing fund, the amounts in the schedule for grants to school districts for drug abuse resistance education under s. 115.36 (4). No money may be encumbered from the appropriation under this paragraph after June 30, 1993.

SECTION 11. 20.292 (1) (f) of the statutes is created to read:

20.292 (1) (f) *Alcohol and other drug abuse prevention and intervention.* The amounts in the schedule for district alcohol and other drug abuse prevention and intervention programs under s. 38.35. No funds may be encumbered under this paragraph after June 30, 1993.

SECTION 12. 20.410 (1) (cm) of the statutes is created to read:

20.410 (1) (cm) *Home detention program.* The amounts in the schedule to obtain, install, operate and monitor electronic equipment for the home detention program under s. 302.425.

SECTION 13. 20.410 (1) (gr) of the statutes is created to read:

20.410 (1) (gr) *Home detention services.* The amounts in the schedule to obtain, install, operate and monitor electronic equipment for the home detention program under s. 302.425. All moneys received under s. 302.425 (4) shall be credited to this appropriation. On June 30, 1992, June 30, 1993, and June 30, 1994, \$215,500 shall lapse to the general fund.

SECTION 13m. 20.435 (1) (ei) of the statutes is created to read:

20.435 (1) (ei) *High-risk pregnancy grant program.* As a continuing appropriation, the amounts in the schedule for the high-risk pregnancy grant program under s. 146.183.

SECTION 13r. 20.435 (1) (ej) of the statutes is created to read:

20.435 (1) (ej) *Training in perinatal alcohol or controlled substance detection and treatment.* Biennially, the amounts in the schedule for specialized education and training under s. 146.184.

SECTION 14. 20.435 (3) (at) of the statutes is created to read:

20.435 (3) (at) *Intensive aftercare pilot program.* The amounts in the schedule for the intensive aftercare pilot program under s. 48.535. No money may be encumbered from the appropriation under this paragraph after June 30, 1993.

SECTION 16m. 20.435 (7) (b) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

20.435 (7) (b) *Community aids.* ~~The amounts in the schedule~~ A sum sufficient not to exceed \$181,135,200 in fiscal year 1989-90 and \$196,879,100 in fiscal year 1990-91 and in each fiscal year thereafter, which shall consist of the amounts received under par. (of) plus amounts from the general fund sufficient to equal \$181,135,200 in fiscal year 1989-90 and \$196,879,100 in fiscal year 1990-91 and in each fiscal year thereafter for the provision or purchase of mental health and developmental disabilities services under ss. 51.42 and 51.437, 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) and for shelter care under ss. 48.22 and 48.58, for reimbursement for the provision or purchase of social services under ss. 46.215 (1) and (2) and 46.22 (1), including foster care under s. 49.19 (10), child care under s. 46.98 (2) (a) 1 and services under ss. 46.57, 46.87 and 46.985. Social services disbursements under s. 46.03 (20) (b) may be made from this appropriation. Distributions to private nonprofit child care providers under s. 46.98 (2) (a) 2 and to county aging units and private nonprofit organizations under s. 46.87 (3) (c) 4 and (4) 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 social services may transfer funds between fiscal years under this paragraph. The department shall deposit into this appropriation funds it recovers under ss. 49.52 (2) (b) and 51.423 (15) from prior year audit adjustments including those resulting from audits of services under s. 46.26 or 46.27. Except for amounts authorized to be carried forward under s. 46.45, all funds recovered under ss. 49.52 (2) (b) and 51.423 (15) and all funds allocated under ss. 46.87 (3) (c) 4 and (4), 46.98 (2) (a) 2, 49.52 (1) (d) and 51.423 (2) and not spent or encumbered by counties, governing bodies of federally recognized American Indian tribes or nonprofit organizations 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. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may credit or deposit into this appropriation and may transfer between calendar years funds it transfers from the appropriation under sub. (1) (b) for the purposes specified under ss. 46.266 and 49.45 (6g).

SECTION 16p. 20.435 (7) (cf) of the statutes is created to read:

20.435 (7) (cf) *Domestic abuse program for substance abuse.* The amounts in the schedule for the domestic abuse program for alcohol and other drug abuse under s. 46.955.

SECTION 17. 20.435 (7) (cp) of the statutes is created to read:

20.435 (7) (cp) *Capacity building for treatment programs.* The amounts in the schedule for capacity building for treatment programs under s. 46.86. No funds may be encumbered under this paragraph after June 30, 1993.

SECTION 18. 20.435 (7) (cq) of the statutes is created to read:

20.435 (7) (cq) *Before-school and after-school services.* The amounts in the schedule for grants for the establishment of before-school and after-school services under s. 46.03 (7) (cm) 2. No funds may be encumbered under this paragraph after June 30, 1993.

~~SECTION 19. 20.435 (7) (cs) of the statutes is created to read:~~

Vetoed
in Part

~~20.435 (7) (cs) *Head start child care programs.* The amounts in the schedule to fund head start child care programs under s. 46.981 (2) (a). No money may be encumbered from the appropriation under this paragraph after June 30, 1993.~~

SECTION 19m. 20.435 (7) (cx) of the statutes is created to read:

20.435 (7) (cx) *Youth diversion program; alcohol and other drug abuse.* The amounts in the schedule for alcohol and other drug abuse education and treatment under s. 46.265 (2).

SECTION 19r. 20.435 (7) (dm) of the statutes is created to read:

20.435 (7) (dm) *Indian drug abuse prevention and education.* The amounts in the schedule for the American Indian drug abuse prevention and education program under s. 46.71.

SECTION 20. 20.435 (7) (ej) of the statutes is created to read:

20.435 (7) (ej) *Early intervention program.* The amounts in the schedule for the early intervention programs for high-risk youths under s. 46.264. No money may be encumbered from the appropriation under this paragraph after June 30, 1993.

SECTION 20m. 20.435 (7) (of) of the statutes is created to read:

20.435 (7) (of) *Federal aid; alcohol and other drug abuse — community aids.* From federal moneys received for alcohol and other drug abuse treatment in excess of the amounts received for this purpose in federal fiscal year 1989 not to exceed \$1,500,000 in fiscal year 1989-90 and \$3,500,000 in fiscal year 1990-91 and in each fiscal year thereafter for the provision or purchase of alcohol and other drug abuse treatment services.

SECTION 21. 20.455 (2) (bd) of the statutes is created to read:

20.455 (2) (bd) *Drug law enforcement.* The amounts in the schedule for payments under s. 165.97. No moneys may be encumbered under this paragraph after June 30, 1993.

SECTION 23. 20.455 (2) (dm) of the statutes is created to read:

20.455 (2) (dm) *Drug abatement teams, local assistance.* Biennially, the amounts in the schedule for a grant to a 1st class city for a drug abatement team pilot project under 1989 Wisconsin Act (this act), section 3058 (1). No money may be encumbered from the appropriation under this paragraph after June 30, 1991.

SECTION 23g. 20.455 (2) (e) of the statutes is created to read:

20.455 (2) (e) *Drug enforcement.* A sum sufficient not to exceed \$1,757,500 in fiscal year 1990-91 and in each fiscal year thereafter, which shall consist of the amounts received under par. (ma) plus amounts from the general fund sufficient to equal \$1,757,500 in fiscal year 1990-91 and in each fiscal year thereafter for drug law enforcement programs to work with local law enforcement agencies in a coordinated effort, and to match federal funds under par. (ma) if matching funds under s. 20.505 (6) (h) are insufficient. No moneys may be encumbered under this paragraph after June 30, 1993.

SECTION 23r. 20.455 (2) (ma) of the statutes is created to read:

20.455 (2) (ma) *Federal aid, drug enforcement.* From federal moneys received under subtitle K of title I of P.L. 99-570 for state programs, except as provided under s. 20.505 (6) (pc), not to exceed \$1,025,000 in fiscal year 1990-91 and in each fiscal year thereafter for drug law enforcement programs to work with local law enforcement agencies in a coordinated effort. No moneys may be encumbered under this paragraph after June 30, 1993.

SECTION 24m. 20.475 (1) (c) and (v) of the statutes are created to read:

20.475 (1) (c) *Other employees; general fund.* The amounts in the schedule to reimburse the county for the costs of 2 clerks and for the one-time purchase of office equipment for prosecution of felony drug cases under s. 978.13 (1) (b).

(v) *Other employees; lottery fund.* From the lottery fund, the amounts in the schedule to reimburse the county for the costs of 2 clerks and for the one-time purchase of office equipment for prosecution of felony drug cases under s. 978.13 (1) (b).

SECTION 25g. 20.505 (6) (b) of the statutes is created to read:

20.505 (6) (b) *Multi-jurisdictional enforcement groups.* A sum sufficient not to exceed \$3,500,000 in fiscal year 1990-91 and in each fiscal year thereafter, which shall consist of the amounts received under par. (pd) plus amounts from the general fund sufficient to equal \$3,500,000 in fiscal year 1990-91 and thereafter, for grants to multi-jurisdictional enforcement groups under s. 16.964 (2m) and to match federal funds under par. (pd) if matching funds under par. (g) are insufficient. No moneys may be encumbered under this paragraph after June 30, 1993.

SECTION 26. 20.505 (6) (hm) of the statutes is created to read:

20.505 (6) (hm) *Anti-drug enforcement, tax revenue.* All moneys received from the tax under subch. IV of ch. 139, including penalties, for allocation to the state or local law enforcement agency that made the arrest associated with the revenue.

SECTION 26m. 20.505 (6) (pd) of the statutes is created to read:

20.505 (6) (pd) *Federal aid, multi-jurisdictional enforcement groups.* From federal moneys received under subtitle K of title I of P.L. 99-570 for local assistance, except as provided in par. (pb), not to exceed \$2,700,000 in fiscal year 1990-91 and each fiscal year thereafter for grants to multi-jurisdictional enforcement groups under s. 16.964 (2m). No moneys may be encumbered under this paragraph after June 30, 1993.

SECTION 27. 20.625 (1) (am) of the statutes is created to read:

20.625 (1) (am) *Drug court costs.* The amounts in the schedule to reimburse the county for the costs of operating a circuit court branch in the 1st judicial administrative district that primarily handles drug-related cases, and for the one-time purchase of office equipment and books and for the one-time remodeling costs associated with establishing that branch. No moneys may be encumbered under this paragraph after June 30, 1991.

SECTION 28. 20.625 (1) (d) of the statutes is repealed.

SECTION 29c. 20.866 (2) (ux) of the statutes, as affected by 1989 Wisconsin Acts 31 and 107, 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 correctional facilities. The state may contract public debt in an amount not to exceed ~~\$200,270,300~~ \$211,970,300 for this purpose.

SECTION 30. 38.35 (1) of the statutes, as created by 1989 Wisconsin Act 31, is amended to read:

38.35 (1) A district board may apply to the board for a grant to assist in funding an alcohol and other drug abuse prevention and intervention program under this section. The board shall determine the amount of the grant, if any, to be awarded. Amounts awarded shall be paid from the ~~appropriation~~ appropriations under s. 20.292 (1) (w) and, before July 1, 1993, s. 20.292 (1) (f). The board shall promulgate rules establishing criteria for the awarding of grants.

SECTION 30x. 40.05 (4) (a) of the statutes is amended to read:

40.05 (4) (a) For health insurance each insured employe and insured retired employe shall contribute the balance of the required premium amounts after applying required employer contributions, if any. Employers shall pay contributions as required by this paragraph for each insured employe who is currently employed and has not been on a leave of absence for more than 3 months effective on the first day of the

7th month ~~commencing~~ beginning after the date on which the insured employe ~~commences~~ begins employment with the state or, if the insured employe is a district attorney or state employe in the office of district attorney who did not elect under s. 978.12 (6) to continue insurance coverage with a county or who did elect such coverage but has terminated that election under s. 978.12 (6), effective on the date on which the employe becomes an eligible employe or the first day of the 7th month beginning after the date on which the insured employe began employment with the office of district attorney, whichever is later. Employers shall pay contributions as required by this paragraph for an insured employe who is an eligible employe under s. 40.02 (25) (a) 2 effective on the date the employe becomes an eligible employe.

SECTION 31. 46.03 (7) (cm) of the statutes is renumbered 46.03 (7) (cm) 1 and amended to read:

46.03 (7) (cm) 1. Promote the establishment of adequate child care facilities and services in this state by providing start-up grants to newly operating day care facilities and services under rules promulgated by the department.

SECTION 32. 46.03 (7) (cm) 2 of the statutes is created to read:

46.03 (7) (cm) 2. a. Provide grants, under rules promulgated by the department, of up to \$30,000 per grant to establish, or contract for the establishment of, before-school and after-school day care services or after-school academic or recreational programs for children 4 to 11 years of age. The department shall consult with the department of public instruction before awarding the grants. Grants may be awarded to school districts and private nonprofit organizations, except that grants for after-school academic programs may be awarded only to school districts. To be eligible for a grant under this subdivision, the services or programs shall be provided on the premises of a public or private school attended by some or all of the children who participate in the services or programs, except that the department may award a grant for a service or program provided at a site other than the school premises if there is no space available in the school for the service or program and the school provides transportation to the site. The amount of a grant may not exceed 80% of the cost of establishing the service or program, including in-kind contributions. No more than 7% of the amount awarded may be used for program administration. The rules under subd. 1 do not apply to grants provided under this subdivision.

b. This subdivision does not apply after June 30, 1993.

SECTION 33. 46.03 (34) of the statutes is amended to read:

46.03 (34) (title) FETAL ALCOHOL SYNDROME AND DRUG DANGER PAMPHLETS. The department shall acquire, without cost if possible, pamphlets that describe the causes and effects of fetal alcohol syn-

drome and the dangers to a fetus of the mother's use of cocaine or other drugs during pregnancy and shall distribute the pamphlets free of charge to each county clerk in sufficient quantities so that each county clerk may provide pamphlets to marriage license applicants under s. 765.12 (1).

SECTION 33mj. 46.036 (5m) (e) of the statutes is created to read:

46.036 (5m) (e) Notwithstanding this subsection, a county department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 that purchases care and services from an inpatient alcohol and other drug abuse treatment program that is not affiliated with a hospital and that is licensed as a community-based residential facility, may allocate to the program an amount that is equal to the amount of revenues received by the program that are in excess of the allowable costs incurred in the period of a contract between the program and the county department for purchase of care and services under this section. The county department may make the allocation under this paragraph only if the funds so allocated do not reduce any amount of unencumbered state aid to the county department that otherwise would lapse to the general fund.

SECTION 33p. 46.238 of the statutes is created to read:

46.238 Infants whose mothers abuse controlled substances. (1) If the county department under s. 46.215, 46.22 or 46.23 receives a report under s. 146.0255 (2), the county department shall offer to provide appropriate services and treatment to the child and the child's mother or the county department shall make arrangements for the provision of appropriate services or treatment.

(2) This section does not apply after June 30, 1993.

SECTION 34. 46.26 (4) (d) 3 of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

46.26 (4) (d) 3. In calendar year 1990, the per person daily cost assessment to counties shall be ~~\$104.52~~ \$105.15 for care in a juvenile correctional institution, ~~\$104.52~~ \$105.15 for care for children transferred from a juvenile correctional institution under s. 51.35 (3), the dollar amount set by the department by rule for maintaining a prisoner in an adult correctional institution, \$110.30 for care in a child caring institution, \$69.98 for care in a group home for children, \$44.82 for care in a foster home and ~~\$10.03~~ \$10.20 for departmental aftercare services.

SECTION 35. 46.26 (4) (d) 4 of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

46.26 (4) (d) 4. Beginning January 1, 1991, and ending June 30, 1991, the per person daily cost assessment to counties shall be ~~\$104.74~~ \$105.99 for care in a juvenile correctional institution, ~~\$104.74~~ \$105.99 for care for children transferred from a juvenile correctional institution under s. 51.35 (3), the dollar amount set by the department by rule for maintaining a prisoner in

an adult correctional institution, \$113.63 for care in a child caring institution, \$72.10 for care in a group home for children, \$46.17 for care in a foster home and ~~\$9.76~~ \$10.09 for departmental aftercare services.

SECTION 36. 46.26 (7) (b) 1 and (g) of the statutes, as affected by 1989 Wisconsin Act 31, are amended to read:

46.26 (7) (b) 1. For an adjustment to compensate selected counties, amounts not to exceed \$3,991,000 for the last 6 months of 1989, ~~\$4,437,200~~ \$5,103,800 for 1990 and ~~\$583,500~~ \$916,800 for the first 6 months of 1991.

(g) For adjustments to provide increases for community program allocations, amounts not to exceed ~~\$1,785,000~~ \$3,118,400 for 1990 and ~~\$1,937,700~~ \$2,604,400 for the first 6 months of 1991.

SECTION 37. 46.26 (8) of the statutes is created to read:

46.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. (a) From the amount of the allocations specified in sub. (7) (g), the department shall allocate \$1,333,400 in 1990 and \$666,700 in the first 6 months of 1991 for alcohol and other drug abuse treatment programs.

(b) From the amount of the allocations specified in sub. (7) (b) 1, the department shall allocate \$666,600 in 1990 and \$333,300 in the first 6 months of 1991 for alcohol and other drug abuse treatment programs.

SECTION 38. 46.264 of the statutes is created to read:

46.264 Early intervention program for high-risk youths. (1) DEFINITION. In this section, "high-risk youth" means a child who is at least 8 years of age but who has not attained the age of 12 and who meets all of the following requirements:

(a) Has been found to be in need of protection or services for the commission of an act which, if committed by an adult, would be punishable by a sentence of 6 months or more.

(b) Receives a minimum score, as determined by the department, on a risk-assessment instrument specified by the department, in consultation with the department of public instruction, by rule.

(2) RISK-ASSESSMENT INSTRUMENT. (a) The risk-assessment instrument under sub. (1) (b) shall be developed by the department in conjunction with the department of public instruction and shall be directed at identifying those youths who are at high risk of later involvement in serious delinquent acts. The assessment shall look at all of the following factors:

1. Acts committed by the youth which would be considered delinquent acts if the youth were age 12 or older.

2. The number of prior institutional commitments or placements of the youth for 30 days or more.

3. Demonstrated drug or alcohol abuse by the youth.

4. Inconsistent, ineffective or nonexistent parental control of the youth's behavior or a history of abuse or neglect of the youth.

5. Chronic school disciplinary problems, including truancy and behavior problems.

6. Peer relationships, including friends involved in delinquent behavior and gang involvement.

7. The presence of older siblings in the youth's family who are serious juvenile offenders or adult criminal offenders.

(b) The county that administers the risk assessment may not disclose the results of the risk assessment to any other agency, including any law enforcement agency.

(3) GRANTS. From the appropriation under s. 20.435 (7) (ej), the department may award grants to counties which meet the requirements under sub. (4) to provide early intervention programs for high-risk youths. The early intervention program shall provide school, school-related and after-school programs and activities to youths who are at high risk of later involvement in serious delinquent acts, in order to reduce the likelihood of such later involvement.

(4) APPLICATION. (a) A county may apply to participate in the early intervention program by submitting to the department a joint letter of intent, with the school districts within the county, to participate. The joint letter shall include all of the following:

1. A statement that the county has high-risk youths and a general description of the number and location of those high-risk youths.

2. A description of the programs, services and staffing related to high-risk youths and their families which the county intends to provide in accordance with sub. (5).

3. A statement that the county will give priority for programming and services to those youths receiving the highest scores on the risk-assessment instrument under sub. (2).

4. A statement that describes how the county intends to coordinate the early intervention program with services administered by the department, other counties, the department of public instruction and the school districts within the county, including the children at risk programs under s. 118.153.

(b) The grants are to be awarded to counties, not to school districts. The department shall select counties to participate in the program on the basis of criteria promulgated by rule.

(5) USE OF FUNDS. (a) A participating county shall use the funds allocated under this section to do all of the following:

1. Assess youths and their families to determine if the youths are high-risk youths who are eligible to participate in the early intervention program.

2. Provide for intensive school and school-related programming for participating high-risk youths and their families.

3. Provide for structured after-school, evening, weekend and summer activities, including school tutoring and other educational services, vocational training and counseling, alcohol and other drug abuse outpatient treatment and education, mental health counseling, family counseling, employment services and recreational opportunities, for participating high-risk youths.

(b) In providing programming and services under this subsection, a county shall give priority to those youths receiving the highest scores on the risk-assessment instrument under sub. (2).

(6) EVALUATION. The department shall collect and analyze information concerning programs and high-risk youths served in programs funded under this section. By June 30, 1992, the department shall submit a report, with this information and an evaluation of the effectiveness of these programs, to the governor, the chief clerk of each house of the legislature for distribution to the appropriate standing committees on juvenile justice issues, in the manner provided in s. 13.172 (3), and the joint committee on finance.

(7) SUNSET. This section does not apply after June 30, 1993.

SECTION 38g. 46.265 of the statutes, as affected by 1989 Wisconsin Act 31, is renumbered 46.265 (1).

SECTION 38h. 46.265 (2) of the statutes is created to read:

46.265 (2) From the appropriation under s. 20.435 (7) (cx), the department shall allocate \$300,000 in fiscal year 1990-91 to the organization that it has contracted with under sub. (1) for alcohol and other drug abuse education and treatment services for youth diversion program participants.

~~SECTION 38m. 46.269 of the statutes is created to read:~~

~~46.269 Secured correctional facility program certification. The department shall, by July 1, 1990, ensure that any alcohol or other drug abuse treatment program administered by the department at a secured correctional facility, as defined in s. 48.02 (15m), meets the applicable certification standards for community alcohol and other drug abuse programs under subch. III of ch. HSS 61, Wis. adm. code.~~

SECTION 39. 46.40 (12) of the statutes is created to read:

46.40 (12) ALCOHOL AND OTHER DRUG ABUSE TREATMENT PROGRAMS. For the expansion of existing or the creation of new alcohol and other drug abuse treatment programs, the department shall allocate not more than \$5,333,300 for 1990 and not more than \$2,666,700 for the first 6 months of 1991. The department may allocate funds to a county only if the county submits to the department a plan for the use of the funds. Each year the department shall allocate funds to a county in the same proportion as the county's proportion of the total expenditures by counties of funds from all sources for alcohol and other drug abuse treatment, as reported to the department for the

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most recent year available. A county may not use funds allocated under this subsection to reduce its expenditures from other sources for alcohol and other drug abuse treatment below the level of the year before the year for which the funds are allocated.

SECTION 40. 46.45 (3) (a) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

46.45 (3) (a) Except as provided in par. (b) at the request of a county, tribal governing body or private nonprofit organization, the department shall carry forward up to 3% of the total amount allocated to the county, tribal governing body or nonprofit organization for a calendar year, except for funds allocated for day care under ss. 46.98 (2) (a) 2 and 49.52 (1) (d), for use by the county, tribal governing body or nonprofit organization in the following calendar year. The department may not carry forward more than 25% of the amount allocated to a county, tribal governing body or nonprofit organization under s. 46.40 (2), (3), (5) ~~to (10) or (11)~~, (6), (7), (8), (9), (10), (11) or (12). All funds carried forward for a tribal governing body or nonprofit organization and all federal child welfare funds, under 42 USC 620 to 626, and federal alcohol, drug abuse and mental health block grant funds, under 42 USC 300x to 300x-9, carried forward for a county shall be used for the purpose for which the funds were originally allocated. Except as provided under par. (am), other funds carried forward may be used for any purpose under s. 20.435 (4)(7) (b). If a county match was required by s. 49.52 (1) (d) or 51.423 (2) when funds carried forward were originally allocated, the county match requirement applies to the funds in the following calendar year.

SECTION 41c. 46.48 (10m) of the statutes is created to read:

46.48 (10m) FOSTER CARE SUPPLEMENT. (a) For foster care payments under s. 49.19 (12) (b) and to provide additional funding for payments under s. 49.19 (12) (a), the department shall allocate to counties not more than \$297,700 in fiscal year 1989-90 and not more than \$963,500 in fiscal year 1990-91.

(b) This subsection does not apply after June 30, 1993.

SECTION 42. 46.48 (11) of the statutes is created to read:

46.48 (11) TREATMENT ALTERNATIVE PROGRAM. For grants under s. 46.65, the department shall allocate not more than \$65,400 in fiscal year 1989-90 and not more than \$261,300 in fiscal year 1990-91 for grants to applicants that have previously received grants under s. 46.65.

SECTION 44m. 46.48 (16) of the statutes is created to read:

46.48 (16) ALCOHOL AND OTHER DRUG ABUSE TREATMENT FOR MILWAUKEE RESIDENTS. (a) For funding of an 8-bed community-based residential facility in which English and Spanish are spoken, to provide treatment for alcohol and other drug abuse to res-

idents of a 1st class city, the department may allocate not more than \$124,100 for fiscal year 1989-90 and not more than \$248,200 for fiscal year 1990-91 as a grant to the New Beginning residential treatment program that is located on 12th Street and National Avenue in the city of Milwaukee. The department shall also allocate not more than \$25,000 for fiscal year 1989-90 to rehabilitate the 8-bed community-based residential facility under this subsection.

(b) This subsection does not apply after June 30, 1992.

SECTION 45m. 46.48 (18) of the statutes is created to read:

46.48 (18) CAREER YOUTH DEVELOPMENT CENTER. (a) The department shall allocate \$40,000 in fiscal year 1989-90 and \$80,000 in fiscal year 1990-91 to the career youth development center in the city of Milwaukee. Of these amounts, \$25,000 shall be allocated in fiscal year 1989-90 and \$50,000 shall be allocated in fiscal year 1990-91 for the operation of a minority youth substance abuse treatment program. The remaining \$15,000 in fiscal year 1989-90 and the remaining \$30,000 in fiscal year 1990-91 shall be allocated for drug prevention programs for high school athletes in the Milwaukee public school system.

(b) This subsection does not apply after June 30, 1993.

SECTION 45n. 46.48 (19) of the statutes is created to read:

46.48 (19) MULTIDISCIPLINARY PREVENTION AND TREATMENT TEAM FOR COCAINE FAMILIES. (a) If the department has developed and submitted a plan for a pilot project to the governor as provided in par. (b), it shall allocate \$150,000 in fiscal year 1989-90 and \$900,000 in fiscal year 1990-91 to fund a multidisciplinary prevention and treatment team in Milwaukee county for cocaine-abusing women and their children ~~and it must model its residential treatment program after the parental awareness and responsibility program in the state of Florida.~~ The multidisciplinary prevention and treatment team must coordinate its activities with other prevention and treatment programs in Milwaukee county for cocaine-abusing women and their children. Residents from other counties may be served by the multidisciplinary prevention and treatment team. The department may carry forward funds allocated under this paragraph, but not encumbered by December 31, for allocation for the purpose under this paragraph in the following calendar year.

(b) The department shall, no later than April 1, 1990, develop and submit a plan to the governor that outlines the proposed expenditure of funds under par. (a) and provides for an evaluation, by July 1, 1992, of the pilot project being funded.

(c) This subsection does not apply after June 30, 1993.

SECTION 45p. 46.48 (20) of the statutes is created to read:

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46.48 (20) **PROTECTIVE PAYMENT FOR HOMELESS INDIVIDUALS.** (a) The department shall allocate \$30,000 in fiscal year 1989-90 and \$90,000 in fiscal year 1990-91 to applying private nonprofit organizations that provide protective payment services in a county with a population of 500,000 or more to homeless individuals who have alcohol and other drug abuse problems and receive supplemental security income under 42 USC 1381 to 1383c or supplemental payments under s. 49.177 for the purpose of expanding those protective payment services.

(b) This subsection does not apply after June 30, 1993.

SECTION 45r. 46.48 (21) of the statutes is created to read:

46.48 (21) **SERVICES TO HOMELESS INDIVIDUALS WITH ALCOHOL AND OTHER DRUG ABUSE PROBLEMS.** (a) The department shall allocate \$210,000 in fiscal year 1990-91 to applying county departments under s. 46.23 or 51.42 or private nonprofit organizations for the purpose of providing counseling by alcohol and other drug abuse counselors who are certified by the Wisconsin alcoholism and drug abuse counselor certification board at locations where homeless individuals gather or for the purpose of providing protective payment services to homeless individuals who have alcohol and other drug abuse problems and who receive supplemental security income under 42 USC 1381 to 1383c or supplemental payments under s. 49.177. In allocating funds under this subsection, the department shall give priority to an applicant in a county with a high percentage of the state's homeless population.

(b) This subsection does not apply after June 30, 1993.

SECTION 45t. 46.48 (22) of the statutes is created to read:

46.48 (22) **ALCOHOL AND OTHER DRUG ABUSE PROGRAM FOR WOMEN.** The department shall allocate \$35,100 for fiscal year 1989-90 and \$35,200 for fiscal year 1990-91 as a grant to the ARC community services center for women and children in Dane county, to address a projected operation deficit of the center; to provide additional funding for transportation and meal expenses for chemically dependent women who receive services from the center; and to provide additional funding for staff of the center.

SECTION 45x. 46.65 (2) (h) of the statutes is created to read:

46.65 (2) (h) A requirement that 75% of any recipient's grant must be used to provide treatment services to clients in the program.

SECTION 45y. 46.71 of the statutes is created to read:

46.71 American Indian drug abuse prevention and education. (1) From the appropriation under s. 20.435 (7) (dm), the department shall, for the development of new drug abuse prevention and education programs that are culturally specific with respect to American Indians or to supplement like existing pro-

grams, allocate a total of not more than \$500,000 in fiscal year 1990-91 to all the elected governing bodies of federally recognized American Indian tribes or bands that submit to the department plans, approved by the department, that do all of the following:

(a) Demonstrate the need for the proposed funding.
(b) Outline the manner in which the funds will be used.

(2) The amount of funds allocated by the department under sub. (1) may not exceed the amounts appropriated under s. 20.435 (7) (dm).

(3) This section does not apply after June 30, 1993.

SECTION 45z. 46.715 of the statutes is created to read:

46.715 Neighborhood drug use and violence prevention. (1) Within the limits of the availability of federal funds, the department shall, from the appropriation under s. 20.435 (7) (mb), in state fiscal year 1990-91 expend up to \$1,200,000 to fund programs to limit violence and abuse of controlled substances in neighborhoods, including funding for the creation of Wisconsin against drug environments centers and for the use of neighborhood organizers, culturally representative alcohol and other drug abuse trainers, community speakers and persons to monitor certain court actions, under grants to any of the following applying entities:

(a) A city, village or town in this state.
(b) A community-based organization, in the city of Milwaukee, that represents citywide interests, has a membership that represents diverse neighborhood interests and organizations and has a board of directors that is elected by the membership.
(c) A county department under s. 46.23 or 51.42.

(2) The funds allocated under this section shall be allocated on the basis of the numbers of drug-related arrests in the area of the applying entity in proportion to the numbers of statewide drug-related arrests.

(3) This section does not apply after June 30, 1993.

SECTION 47. 46.86 of the statutes is created to read:

46.86 Capacity building for treatment programs. (1) From the appropriation under s. 20.435 (7) (cp), the department may award grants to counties and private nonprofit entities as capacity-building funds for establishing specialized services and treatment for pregnant women and mothers with alcohol and other drug abuse treatment needs; mothers who have alcohol and other drug abuse treatment needs and dependent children up to the age of 5 years; and the dependent children up to the age of 5 years of those mothers. The grants shall be awarded in accordance with the department's request-for-proposal procedures. The grants shall be used to establish community-based programs, residential family-centered treatment programs or home-based treatment programs. The programs established by the grant must include alcohol and other drug abuse treatment services, parent education, support services for the children of the women who

are enrolled in the program, vocational assistance and housing assistance. Any program funded under this subsection must also provide follow-up aftercare services to each woman and her children for at least 2 years after the date on which a woman has left the program.

Vetoed in Part (2) The department shall collect and analyze information about the program and evaluate the program's effectiveness. By July 1, 1992, the department shall report its findings and recommendations to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under s. 13.172 (3).

(3) This section does not apply after June 30, 1993.

SECTION 47m. 46.955 of the statutes is created to read:

46.955 Domestic abuse program for alcohol and other drug abuse. (1) From the appropriation under s. 20.435 (7) (cf), the department shall allocate up to \$71,600 in fiscal year 1989-90 and up to \$143,400 in fiscal year 1990-91 to provide alcohol and other drug abuse counseling and prevention and intervention for victims of domestic violence and their families through domestic abuse programs.

(2) This section does not apply after June 30, 1993.

Vetoed in Part SECTION 48. 46.981 of the statutes, as created by 1989 Wisconsin Act 31, is renumbered 46.981 (1).

Vetoed in Part SECTION 49. 46.981 (2) of the statutes is created to read:

46.981 (2) (a) From the appropriation under s. 20.435 (7) (cs), the department shall allocate funds to head start agencies designated under 42 USC 9836 for start-up and on-going costs for day care programs for children receiving services from the head start programs under 42 USC 9831 to 9852 or s. 115.28 (27). The day care programs funded under this paragraph may provide before-school day care or after-school day care or both. State funds allocated under this subsection may not be used to match available federal funds under 42 USC 9831 to 9852.

(b) This subsection does not apply after June 30, 1993.

SECTION 50. 48.535 of the statutes is created to read:

48.535 Intensive aftercare pilot program. (1) PURPOSE. The purpose of the pilot program is to reduce the rate of recidivism of children who have been released from secured correctional facilities and child caring institutions or who have completed a secure juvenile treatment program by determining the types and levels of intensity of programs, services and supervision that are effective in reducing the rate of recidivism for children on aftercare.

(1m) DEFINITIONS. In this section:

(a) "Pilot program" means an intensive aftercare pilot program.

(b) "Secure juvenile treatment program" means a juvenile inpatient alcohol or other drug abuse treatment program that has a treatment period of 60 or more days and that is conducted at a secure treatment facility.

(2) PILOT PROGRAM ESTABLISHMENT. The department shall conduct a pilot program for children who have been adjudicated delinquent and placed in a secured correctional facility under s. 48.34 (4m) or a child caring institution and who have been released on aftercare from either of those placements or for children who have completed a secure juvenile treatment program.

(3) SELECTION OF GRANT RECIPIENTS. (a) From the appropriation under s. 20.435 (3) (at), the department shall provide grants to counties or to persons administering secure juvenile treatment programs who are selected to participate in the pilot program. The department may award grants to single counties or to counties that apply jointly to operate a single pilot program. The applications shall be submitted by, and the grants shall be awarded to, the county department in each county that administers community youth and family aids under s. 46.26 or the person who administers the secure juvenile treatment program.

(b) The department shall select pilot program grant recipients based on applications submitted to the department. Applications and selection shall be in accordance with the request-for-proposal procedures established by the department. Each application shall do all of the following:

1. Identify the applicant's goals relating to recidivism for children participating in the pilot program.

2. Assure that the aftercare services available to the participants will include school tutoring and other educational services; vocational training and counseling; alcohol and other drug abuse outpatient treatment and education; family counseling; employment services; recreational opportunities; and assistance with independent-living arrangements.

3. Identify the manner in which the participants who are in need of various aftercare services will obtain or have access to those services.

4. If par. (c) 2 applies, identify the method for random selection of the pilot program participants. The random selection of participants shall operate to ensure that the pilot program participants are as representative as possible of the characteristics of the total population of children on aftercare in the geographic area designated under par. (c) 2.

(c) 1. Except if subd. 2 or 3 applies, the application shall ensure that the pilot program will be provided to each child who is eligible under sub. (4) (a) for the pilot program in the county or counties that the applicant or joint applicants represent.

2. If an applicant is a single county with a population of 500,000 or more, the application may specify a particular geographic area within the county in which the pilot program will be administered. The applica-

tion shall ensure that the pilot program will be provided to each child who is in the geographic area and eligible under sub. (4) (a) and who meets the random selection criteria established under par. (b) 4.

(4) ELIGIBILITY. (a) A child who resides in a county that receives a grant to administer a pilot program is eligible for the pilot program if any of the following applies:

1. The child is placed in a secured correctional facility or child caring institution as a result of an adjudication of delinquency under s. 48.34 during the time in which the pilot program is administered.

2. The child is released from a secured correctional facility or child caring institution on aftercare during the time in which the pilot program is being administered.

(b) If a grant recipient is a person who administers a secure juvenile treatment program, a child is eligible for the pilot program if the child has completed a secure juvenile treatment program.

(5) COMPONENTS OF PILOT PROGRAM. Each grant recipient shall ensure that the pilot program will include all of the following components:

(a) That participants in the pilot program will receive not less than one face-to-face supervisory contact per day with a person designated to provide aftercare services.

(b) That, if a child participating in the pilot program enters a secured correctional facility or a child caring institution as a result of an adjudication of delinquency under s. 48.34, the grant recipient will designate a case manager for that child. For any child who meets the criteria under sub. (4) (a) 2, a case manager will be appointed at the earliest possible opportunity prior to the child's release. The case manager shall act as a liaison between the secured correctional facility or child caring institution and the aftercare program and develop an intensive aftercare plan to be implemented upon the child's release from the secured correctional facility or child caring institution. The plan shall specify the number of contacts that the child shall receive under the aftercare program, the programs and services to be provided to the child while on aftercare, the planning and treatment goals of the child's participation in the pilot program and the estimated length of time that the child will participate in the pilot program. The plan shall be developed in consultation with the subunit of the department administering corrections and a representative of the juvenile offender review program.

(c) That intensive aftercare will be provided to each child participating in the pilot program for a period of not less than 90 days from the date on which the child is released from the secured correctional facility or child caring institution or released from the facility where the secure juvenile treatment program is conducted. The participant may receive intensive aftercare programming and services after this minimum

period if necessary to ensure that planning and treatment goals for the child are met.

(d) That the programs and services specified in sub. (3) (b) 2 will be provided, or made available, to a program participant in accordance with the aftercare plan and the participant's needs. Grant recipients may provide these programs and services directly or through a public or private provider under contract with the grant recipient.

(6) MINIMUM QUALIFICATIONS OF PROVIDERS. (a) A case manager providing services under sub. (5) (b) shall have at least a master's degree and shall meet other qualifications specified by the department.

(b) Persons engaging in the supervisory contacts under sub. (5) (a) shall have at least a bachelor's degree or a minimum of experience in dealing with juvenile offenders, as specified by the department, or both.

(7) EVALUATION. The department or an organization selected by the department using the request-for-proposal procedures shall conduct an evaluation of every grant recipient's pilot program to determine the effectiveness of the pilot program in meeting the goals of lowering the participant's rate of recidivism. The evaluation shall be completed not less than 12 months after the date on which the last child participating in the grant recipient's pilot program is released from the pilot program. A participant's rate of recidivism shall be determined by the number of acts committed during the 12-month period after the child's release from the program that resulted either in a revocation of aftercare, a change in placement resulting in the child's return to the secured correctional facility or child caring institution, or the filing of a delinquency petition. The evaluation shall also consider the number of contacts with each participating child and the amount and types of programs and services received during the intensive aftercare period.

(8) SUNSET. This section does not apply after June 30, 1993.

SECTION 50g. 49.19 (12) of the statutes, as affected by 1989 Wisconsin Act 31, is renumbered 49.19 (12) (a).

SECTION 50hi. 49.19 (12) (b) to (d) of the statutes are created to read:

49.19 (12) (b) In addition to the basic foster care rate and any additional supplemental or exceptional foster care rate that a child may be eligible for under par. (a), a child who is living in foster care because he or she was born with medical problems or disabilities that were caused by his or her mother's ingestion of controlled substances while she was pregnant with the child shall receive an additional \$200 per month in foster care moneys, regardless of when the child was placed in foster care. The county department under s. 46.215, 46.22 or 46.23 that placed the child in foster care shall conduct an annual assessment of the child to determine whether the child continues to have medical problems or disabilities that were caused by his or her

mother's ingestion of controlled substances while she was pregnant with the child. If the assessment is positive, the child shall continue to receive the additional \$200 per month payment. The additional \$200 payment may not be used to replace any supplemental or exceptional foster care payments for which a child may be eligible and may not be used for retroactive payments to foster parents who are eligible for the additional \$200 payment for any time that a foster child was in their home before the effective date of this paragraph [revisor inserts date].

(c) Within the limits of availability of federal funds, the department shall allocate \$33,600 in fiscal year 1989-90 and \$242,900 in fiscal year 1990-91 from the appropriation under s. 20.435 (7) (nL) for foster care supplemental payments under par. (b) to counties.

(d) Paragraphs (b) and (c) do not apply after June 30, 1993.

SECTION 50j. 49.46 (2) (i) of the statutes is amended to read:

49.46 (2) (i) 1. The department may pay for inpatient hospital psychiatric care, including alcohol and other drug abuse services, under par. (a) 4. a or (b) 6. e only if that care is determined to be medically necessary ~~prior to the admission or, for emergency admissions, within 24 hours after the admission~~ by a medical peer review organization under a contract with the department after consulting with a provider designated by the department and certified under s. 49.45 (2) (a) 11. The department may not pay for continuing inpatient psychiatric care under par. (a) 4. a or (b) 6. e if the peer review organization determines, after consulting with the designated provider, based on a periodic review of the recipient's needs, that continued inpatient treatment is not medically necessary.

2. The department shall contract with a peer review organization and with certified providers to determine, under subd. 1, the medical necessity of inpatient psychiatric admissions and continuing inpatient psychiatric care ~~at intervals determined by the department.~~

SECTION 50p. 49.52 (1) (d) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

49.52 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the department shall allocate the funding for social services, including funding for foster care of a child receiving aid under s. 49.19, 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 allocations under s. 46.40 (1) to (4), (8), (9) ~~and~~, (11) ~~and~~ (12). Before January 1, 1988, the ratio of state and federal funds to county matching funds shall equal 91 to 9. Beginning January 1, 1988, each county's required match for a year equals 9.89% of the total of the county's allocations 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 allocation for 1987. 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 allocated 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 50q. 51.025 of the statutes is created to read:

51.025 Task force to combat controlled substance use by pregnant women and women with young children.

(1) The secretary shall establish a task force to develop a comprehensive long-range plan to address the problems of perinatal addiction to controlled substances and problems related to services that need to be provided to combat controlled substance abuse among women in this state who are pregnant or who have young children. The task force shall focus on networking, coordination and evaluation of existing programs and services and the development of a comprehensive long-range plan that includes interdisciplinary models for outreach, screening, intervention, treatment and evaluation. The task force shall begin its meetings by March 1, 1990. The task force shall issue a preliminary report by June 1, 1990, to the chief clerk of each house of the legislature for distribution to the appropriate standing committees on health issues under s. 13.172 (3). By July 1, 1992, the task force shall issue a final report, including an evaluation of the comprehensive long-range plan, to the legislature under s. 13.172 (3). The task force shall consist of at least 19 members chosen from all of the following:

- (a) The Wisconsin council on developmental disabilities.
- (b) The March of dimes birth defects foundation.
- (c) The division of health within the department.
- (d) The division of community services within the department.
- (e) University of Wisconsin clinical genetics center.
- (f) The city of Milwaukee public health department.
- (g) The Wisconsin association for perinatal care.
- (h) The Wisconsin county public health officers association.
- (i) The maternal and child health coalition.
- (j) The state medical society of Wisconsin.
- (k) The Wisconsin family planning association.
- (L) One member of the assembly, appointed by the speaker of the assembly.
- (m) One member of the assembly, appointed by the assembly minority leader.
- (n) One member of the senate, appointed by the president of the senate.

(o) One member of the senate, appointed by the senate minority leader.

(p) Three citizens, appointed by the secretary.

(q) The hospital industry.

(2) This section does not apply after June 30, 1993.

SECTION 50r. 51.42 (3) (ar) 4m of the statutes is created to read:

51.42 (3) (ar) 4m. If state, federal and county funding for alcohol and other drug abuse treatment services provided under subd. 4 are insufficient to meet the needs of all eligible individuals, ensure that first priority for services is given to pregnant women who suffer from alcoholism or alcohol abuse or are drug dependent.

SECTION 50rm. 51.42 (7) (b) 7m of the statutes is created to read:

51.42 (7) (b) 7m. Define "first priority for services" under and otherwise implement sub. (3) (ar) 4m.

SECTION 50s. 51.423 (2) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

51.423 (2) From the appropriations under s. 20.435 (7) (b) and (o), the department shall allocate 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 allocations under s. 46.40 (1), (2) ~~and~~ (5) to (9) ~~and~~ (12). Before January 1, 1988, the ratio of state and federal funds to county matching funds shall equal 91 to 9. Beginning January 1, 1988, each county's required match for a year equals 9.89% of the total of the county's allocations 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 allocation for 1987. 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 allocated 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 51c. 77.61 (12) of the statutes is renumbered 77.61 (12) (a).

SECTION 51d. 77.61 (12) (b) of the statutes is created to read:

77.61 (12) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 52c. 93.17 of the statutes is renumbered 93.17 (1) and amended to read:

93.17 (1) Except as to a hearing or proceeding under s. 93.06 (3) or as to an investigation preliminary thereto, no person ~~shall~~ may be excused from testify-

ing or rendering a report or answer or producing or submitting a document, in response to a demand made under s. 93.14 or 93.15, upon the ground or for the reason that the testimony or report or answer or document required of him or her may tend to incriminate him or her or subject him or her to a penalty or forfeiture; but no natural person ~~shall~~ may be prosecuted or subjected to any penalty or forfeiture for or on account of ~~any transaction, matter or thing concerning which he shall have testified or rendered testimony or rendering a report or answer or produced producing or submitted submitting a document~~, in response to a demand made under s. 93.14 or 93.15, and no testimony so given or report or answer so rendered or document so produced or submitted ~~shall~~ may be received against him or her in any criminal action, investigation or proceeding; provided, that no natural person so testifying ~~shall~~ may be exempt from prosecution and punishment for perjury committed by him or her in so testifying or for misrepresentation or concealment committed by him or her in so rendering a report or answer or so producing or submitting a document.

SECTION 52e. 93.17 (2) of the statutes is created to read:

93.17 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 52f. 111.07 (2) (b) of the statutes is renumbered 111.07 (2) (b) 1 and amended to read:

111.07 (2) (b) 1. The commission shall have the power to issue subpoenas and administer oaths. Depositions may be taken in the manner prescribed by s. 101.02 (14) (c). No person ~~shall~~ may be excused from attending and testifying or from producing books, records, correspondence, documents or other evidence in obedience to the subpoena of the commission on the ground that the testimony or evidence required of him or her may tend to incriminate him or her or subject him or her to a penalty or forfeiture under the laws of the state of Wisconsin; but no individual ~~shall~~ may be prosecuted or subjected to any penalty or forfeiture for or on account of ~~any transaction, matter or thing concerning which he may testify or produce testimony or producing evidence~~, documentary or otherwise, before the commission in obedience to a subpoena issued by it; provided, that an individual so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying.

SECTION 52g. 111.07 (2) (b) 2 of the statutes is created to read:

111.07 (2) (b) 2. The immunity provided under subd. 1 is subject to the restrictions under s. 972.085.

~~SECTION 53am. N5.28 (28) of the statutes is created to read:~~

~~115.28 (28) ALCOHOL AND OTHER DRUG ABUSE EDUCATION AND TRAINING. (a) Establish a statewide training program for school district personnel, pupils, parents of pupils and other school district residents in alcohol and other drug abuse education. The training~~

Vetoed
in Part

Vetoed
in Part

~~shall include information on successful programs and effective strategies, how to recognize that a pupil has an alcohol or other drug abuse problem and the skills necessary to assist such a pupil. The department shall pay 80% of the cost of registration and materials for the training program. The school district shall pay the full cost of hiring substitute teachers for the teachers being trained.~~

~~(b) Assist school districts to develop comprehensive alcohol and other drug abuse programs in grades kindergarten to 12.~~

SECTION 53c. 115.36 (4) (a) 1 of the statutes, as created by 1989 Wisconsin Act 31, is renumbered 115.361 (2) (a) 2 and amended to read:

115.361 (2) (a) 2. ~~In this paragraph,~~ “Law enforcement officer” has the meaning given in s. 165.85 (2) (c).

SECTION 53d. 115.36 (4) (a) 2 of the statutes, as created by 1989 Wisconsin Act 31, is renumbered 115.361 (2) (am) and amended to read:

115.361 (2) (am) A school board may contract with a city or county to provide drug abuse resistance education to pupils enrolled in grades ~~kindergarten~~ 5 to 8. Instruction shall be provided by law enforcement officers employed by the county or city who have been specially trained to provide such instruction. The law enforcement officers may use guest lecturers and others to assist them in providing instruction.

SECTION 53dm. 115.36 (4) (b) of the statutes, as created by 1989 Wisconsin Act 31, is renumbered 115.361 (2) (b) and amended to read:

115.361 (2) (b) A school board contracting under par. ~~(a)~~ (am) may apply to the state superintendent for a grant to help fund the costs of the program. The state superintendent shall review the applications and determine which of the applicants will receive grants. A grant shall fund 100% of the cost of the classroom materials for the program and 80% of the costs of the contract, except that no grant may exceed \$50,000. Grants shall be awarded from the ~~appropriation~~ appropriations under s. 20.255 (2) (dm) and (v). Funds in the appropriation under s. 20.255 (2) (v) shall be fully utilized before a grant is awarded from the appropriation under s. 20.255 (2) (dm).

SECTION 53dp. 115.36 (4) (c) of the statutes, as created by 1989 Wisconsin Act 31, is renumbered 115.361 (2) (c).

SECTION 53e. 115.361 of the statutes is created to read:

115.361 Early alcohol and other drug abuse prevention and intervention programs. (1) **HEAD START SUPPLEMENT.** From the appropriation under s. 20.255 (2) (dm), 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 subsection to an agency that is receiving federal funds under 42 USC 9831 to 9852. No funds distributed under this subsection may be used to match available federal funds under 42 USC 9831 to 9852.

(2) **DRUG ABUSE RESISTANCE EDUCATION.** (a) In this subsection:

1. “Law enforcement agency” has the meaning given in s. 165.83 (1) (b).

(bm) Beginning January 1, 1991, law enforcement agencies shall use the sheriff’s department of a county having a population of 500,000 or more, or a program that provides comparable training, to train law enforcement officers for the program under this subsection.

(3) **GRANTS FOR FAMILIES AND SCHOOLS TOGETHER PROGRAMS.** (a) A school board may apply to the state superintendent for a grant to fund a families and schools together program designed to identify pupils who are 6 to 11 years of age who have a high risk of dropping out of school, experiencing alcohol and other drug abuse problems or being adjudged delinquent. The program shall provide prevention and early intervention activities involving joint school, family and community participation, including mental health and alcohol and other drug abuse program specialists.

(b) Beginning in the 1990-91 school year and annually thereafter, the state superintendent may award grants of up to \$50,000 to school districts with small and medium memberships and grants of up to \$70,000 to school districts with large memberships. Grants shall be awarded from the appropriation under s. 20.255 (2) (dm). In this paragraph, “membership” has the meaning given in s. 121.004 (5).

(c) A school board may contract with a private, nonprofit organization for the program under this subsection.

(4) **GRANTS FOR PUPIL ALCOHOL AND OTHER DRUG ABUSE PROGRAM PROJECTS.** (a) The state superintendent may award grants of up to \$1,000 to a participating school district for alcohol and other drug abuse education, prevention or intervention programs designed by the pupils enrolled in the school district. The school district shall use the funds ~~to reimburse pupils~~ for the costs of their projects.

(b) Grants under this subsection shall be awarded from the appropriation under s. 20.255 (2) (dm). To the extent possible, the state superintendent shall ensure that grants are equally distributed on a state-wide basis.

(5) **GRANTS FOR AFTER-SCHOOL AND SUMMER SCHOOL PROGRAMS.** (a) A school board, with the cooperation and support of a community-based organization, may apply to the state superintendent for a grant of up to \$30,000 to fund an after-school or summer school program for pupils in grades 1 to 9.

Vetoed
in Part

(b) The state superintendent shall award grants under this subsection from the appropriation under s. 20.255 (2) (dm). The amount of a grant may not exceed 80% of the cost of the program, including in-kind contributions. The state superintendent may award a grant to a school board under this subsection only if all of the following apply:

1. The program identifies the special skills and interests of individual pupils and helps them develop those skills and interests.

2. The program is coordinated with the school district's program for children at risk under s. 118.153 and the school district's alcohol and drug abuse prevention program.

3. The program includes a school tutoring program operated by the school board or the community-based organization for pupils in grades 1 to 9 who are one or more years behind their age group in reading, writing or mathematics or who exhibit other significant academic deficiencies, including poor school attendance or school work completion problems. The state superintendent may consider whether any of the following applies to the program in determining whether to award a grant:

a. The tutoring program provides at least one instructor for every 6 pupils.

b. The school district supplies the instructional materials.

c. The tutoring program serves at least 18 pupils each week.

4. No more than 7% of the amount awarded will be used for program administration by the school district.

(c) The state superintendent shall:

1. Ensure that grants are awarded to school districts that have a higher than average dropout rate.

2. Give preference in awarding grants to programs that use retired teachers.

3. Annually by July 1, evaluate the programs funded under this subsection and submit a report describing his or her conclusions and recommendations to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3).

4. Promulgate rules to implement and administer this subsection.

(6) SCHOOL COUNSELORS, PSYCHOLOGISTS AND SOCIAL WORKERS. A school board may apply to the state superintendent for a one-time grant of up to \$20,000 to assist in paying the cost of employing additional licensed school counselors, psychologists and social workers for pupils in the elementary grades. Grants shall be awarded from the appropriation under s. 20.255 (2) (dm). The state superintendent may not award a grant under this subsection unless the school district matches the amount of the grant.

(7) TRANSFERS; REPORT. (a) Of the amount in the appropriation under s. 20.255 (2) (dm) in the 1990-91

fiscal year and annually thereafter, the state superintendent shall allocate the following amounts for the following programs:

1. For head start supplements under sub. (1), \$2,000,000.

2. For drug abuse resistance education grants under sub. (2), \$100,000.

3. For grants for families and schools together programs under sub. (3), \$1,000,000.

4. For grants for pupil alcohol and other drug abuse program projects under sub. (4), \$300,000.

5. For grants for after-school and summer school programs under sub. (5), \$720,000.

6. For grants for school counselors, psychologists and social workers under sub. (6), \$250,000.

(b) Annually, the state superintendent shall determine whether the amount allocated for each program under par. (a) will be fully utilized based upon the applications received that meet the specified criteria for each program. If an amount will not be fully utilized, the state superintendent may transfer the unutilized funds to programs for which qualified applications exceed the amounts allocated. The transfer shall be made by November 1 of each school year, except that in any school year in which a biennial budget act takes effect, the transfer shall be made by November 1 or within 120 days after the effective date of the biennial budget act, whichever is later. Annually, the state superintendent shall submit a report to the joint committee on finance describing all transfers under this paragraph.

(c) The state superintendent shall collect and analyze information about the programs funded under this section, evaluate their effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3) by July 1, 1992.

(8) SUNSET. This section does not apply after June 30, 1993.

SECTION 53f. 119.04 (1) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c), 115.01 (1) and (2), 115.28 (15), 115.33, 115.34, 115.343, 115.345, 115.361, 115.45, 118.01 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.15, 118.153, 118.16, 118.162, 118.163, 118.18, 118.19 (3) (b) and (7), 118.20, 118.24 (2) (c) to (f), 118.255, 118.30 to 118.35, 120.12 (5), (15), (17), (18) and (19), 120.125 and 120.13 (1), (2) (b) to (f), (14), (17) to (19), (26) and (34) are applicable to a 1st class city school district and board.

SECTION 61c. 128.16 of the statutes is renumbered 128.16 (1) and amended to read:

128.16 (1) The court may compel the debtor to discover any property alleged to belong or to have belonged to him or her, the disposition thereof and the

consideration and all the circumstances of such the disposition. Every officer, agent or stockholder of a corporation and every person to whom it shall be alleged that any transfer of property has been made, or in whose possession or control the same is alleged to be, may be compelled to testify in relation thereto and to the transfer or possession of such the property; but such the witness shall not be liable to criminal prosecution or proceeding for ~~any act regarding which he is so compelled to testify or on account of his or her testimony.~~

SECTION 61d. 128.16 (2) of the statutes is created to read:

128.16 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 61f. 133.15 of the statutes is renumbered 133.15 (1) and amended to read:

133.15 (1) No person may be excused from answering any of the interrogatories authorized under this chapter, nor from attending and testifying, nor from producing any books, papers, contracts, agreements or documents in obedience to a subpoena issued by any lawful authority in any action or proceeding based upon or growing out of any alleged violation of any provision of this chapter or of any law of this state in regard to trusts, monopolies or illegal combinations on the ground of or for the reason that the answer, testimony or evidence, documentary or otherwise, required may tend to incriminate or subject such the person to a penalty or forfeiture. No person may be prosecuted or subjected to any penalty or forfeiture for or on account of ~~any transaction, matter or thing concerning which the person may answer, testify or produce testifying or producing~~ evidence, documentary or otherwise, in obedience to any request under this section or any subpoena, in any such action or proceeding, except that the charter of any corporation may be vacated and its corporate existence annulled or its certificate of authority to transact business in this state may be canceled and annulled as provided in this chapter, and except that no person testifying in any such action or proceeding may be exempt from punishment for perjury committed in so testifying.

SECTION 61h. 133.15 (2) of the statutes is created to read:

133.15 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 61j. Chapter 139 (title) of the statutes is amended to read:

CHAPTER 139
BEVERAGE, CONTROLLED SUBSTANCES
AND TOBACCO TAXES

SECTION 61k. 139.20 of the statutes is renumbered 139.20 (1).

SECTION 61L. 139.20 (2) of the statutes is created to read:

139.20 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 61m. 139.39 (5) of the statutes is renumbered 139.39 (5) (a).

SECTION 61o. 139.39 (5) (b) of the statutes is created to read:

139.39 (5) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 61p. Subchapter IV of chapter 139 of the statutes is created to read:

CHAPTER 139
SUBCHAPTER IV

TAX ON CONTROLLED SUBSTANCES

139.87 Definitions. In this subchapter:

(1) "Controlled substance" has the meaning under s. 161.01 (4) and includes a counterfeit substance, as defined in s. 161.01 (5).

(2) "Dealer" means a person who in violation of ch. 161 possesses, manufactures, produces, ships, transports, delivers, imports, sells or transfers to another person more than 42.5 grams of marijuana or more than 7 grams of any other controlled substance or, if the substance is not sold by weight but in a manufactured dosage form, 150 milligrams of a controlled substance. "Dealer" does not include a person who lawfully possesses marijuana or another controlled substance.

(3) "Department" means the department of revenue.

(4) "Marijuana" has the meaning under s. 161.01 (14).

139.88 Imposition. There is imposed on dealers, upon acquisition or possession by them in this state, an occupational tax at the following rates:

(1) Per gram or part of a gram of marijuana, whether pure or impure, measured when in the dealer's possession, \$3.50.

(2) Per gram or part of a gram of other controlled substances, whether pure or impure, measured when in the dealer's possession, \$200.

(3) Per 15 milligrams of a controlled substance, \$400, if the substance is sold in a manufactured dosage form.

139.89 Proof of payment. The department shall create a uniform system of providing, affixing and displaying stamps, labels or other evidence that the tax under s. 139.88 has been paid. Stamps or other evidence of payment shall be sold at face value. No dealer may possess any controlled substance unless the tax under s. 139.88 has been paid on it, as evidenced by a stamp or other official evidence issued by the department. The tax under this subchapter is due and payable immediately upon acquisition or possessing of the marijuana or controlled substance in this state, and the department at that time has a lien on all of the taxpayer's property. Late payments are subject to interest at the rate of 1% per month or part of a month. No person may transfer to another person a stamp or other evidence of payment.

Vetoed
in Part

139.90 No immunity. Acquisition of stamps or other evidence that the tax under s. 139.88 has been paid does not create immunity for a dealer from criminal prosecution ~~for possession of marijuana or a controlled substance.~~

139.91 Confidentiality. 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. Dealers may not be required to provide any identifying information in connection with the purchase of stamps. No information obtained by the department may be used against a dealer in any criminal proceeding unless that information has been independently obtained, except in connection with a proceeding involving possession of untaxed marijuana or controlled substances or taxes due under s. 139.88 from the dealer.

139.92 Examination of records. For the purposes of determining the amount of tax that should have been paid, determining whether or not the dealer should have paid taxes or collecting any taxes under s. 139.88, the department may examine, or cause to be examined, any books, papers, records or memoranda that may be relevant to making those determinations, whether the books, papers, records or memoranda are the property of or in the possession of the dealer or another person. The department may require the attendance of any person having knowledge or information that may be relevant, compel the production of books, papers, records or memoranda by persons required to attend, take testimony on matters material to the determination, issue subpoenas and administer oaths or affirmations.

139.93 Appeals, presumption, administration. (1) The taxes, penalties and interest under this subchapter shall be assessed, collected and reviewed as are income taxes under ch. 71.

(2) If the department finds that the collection of the tax under this subchapter is jeopardized by delay, the department may issue, in person or by registered mail to the last-known address of the taxpayer, a notice of its intent to proceed under this subsection, may make a demand for immediate payment of the taxes, penalties and interest due and may proceed by the methods under s. 71.91 (5) and (6). If the taxes, penalties and interest are not immediately paid, the department may seize any of the taxpayer's assets. Immediate seizure of assets does not nullify the taxpayer's right to a hearing on the department's determination that the collection of the assessment will be jeopardized by delay, nor does it nullify the taxpayer's right to post a bond. Within 5 days after giving notice of its intent to proceed under this subsection, the department shall, by mail or in person, provide the taxpayer in writing with its reasons for proceeding under this subsection. The warrant of the department shall not issue and the department may not take other action to collect if the taxpayer within 10 days after the notice of intent to proceed under this subsection is given furnishes a

bond in the amount, not exceeding double the amount of the tax, and with such sureties as the department of revenue approves, conditioned upon the payment of so much of the taxes as shall finally be determined to be due, together with interest thereon. Within 20 days after notice of intent to proceed under this subsection is given by the department of revenue, the person against whom the department intends to proceed under this subsection may appeal to the department the department's determination that the collection of the assessment will be jeopardized by delay. Any statement that the department files may be admitted into evidence and is prima facie evidence of the facts it contains. Taxpayers may appeal adverse determinations by the department to the circuit court for Dane county.

(3) The taxes and penalties assessed by the department are presumed to be valid and correct. The burden is on the taxpayer to show their invalidity or incorrectness.

(4) The department may request the department of administration to sell, by the methods under s. 125.14 (2) (f), all assets seized under sub. (2).

(5) No court may issue an injunction to prevent or delay the levying, assessment or collection of taxes or penalties under this subchapter.

(6) The department shall enforce, and the duly authorized employes of the department have all necessary police powers to prevent violations of, this subchapter.

139.94 Refunds. If the department is determined to have collected more taxes than are owed, the department shall refund the excess and interest at the rate of 0.75% per month or part of a month when that determination is final. If the department has sold property to obtain taxes, penalties and interest assessed under this subchapter and those taxes, penalties and interest are found not to be due, the department shall give the former owner the proceeds of the sale when that determination is final.

139.95 Penalties. (1) Any dealer who possesses marijuana or a controlled substance that does not bear evidence that the tax under s. 139.88 has been paid shall pay, in addition to the tax under s. 139.88, a penalty equal to the tax due. The department shall collect penalties under this subchapter in the same manner as it collects the tax under this subchapter.

(2) A dealer who possesses marijuana or a controlled substance that does not bear evidence that the tax under s. 139.88 has been paid may be fined not more than \$10,000 or imprisoned for not more than 5 years or both.

(3) Any person who falsely or fraudulently makes, alters or counterfeits any stamp or procures or causes the same to be done or who knowingly utters, publishes, passes or tenders as true any false, altered or counterfeit stamp or who affixes a counterfeit stamp to marijuana or a controlled substance or who possesses marijuana or a controlled substance to which a

false, altered or counterfeit stamp is affixed may be fined not more than \$10,000 or imprisoned for not less than one year nor more than 10 years or both.

139.96 Use of revenue. The department of revenue shall deposit the taxes, penalties and interest collected under this subchapter in the appropriation under s. 20.505 (6) (hm).

SECTION 61r. 146.0255 of the statutes is created to read:

146.0255 Testing infants for controlled substances.

(1) **DEFINITION.** In this section, "controlled substance" has the meaning given in s. 161.01 (4).

(2) **TESTING.** Any hospital employe who provides health care, social worker or foster care intake worker may refer an infant to a physician for testing of the infant's bodily fluids for controlled substances if the hospital employe who provides health care, social worker or foster care intake worker suspects that the infant has controlled substances in his or her bodily fluids because of his or her mother's ingestion of controlled substances while she was pregnant with the infant. The physician may test the infant to ascertain whether or not the infant has controlled substances in his or her bodily fluids, if the infant's parent or guardian consent to the testing, if he or she determines that there is a serious risk that there are controlled substances in the infant's bodily fluids because of his or her mother's ingestion of controlled substances while she was pregnant with the infant. If the results of the test indicate that the infant does have controlled substances in his or her bodily fluids, the physician shall make a report under s. 46.238.

(3) **TEST RESULTS.** The physician who performs a test under sub. (2) shall provide the infant's parents or guardian with all of the following information:

(a) A statement of explanation concerning the test that was performed, the date of performance of the test and the test results.

(b) A statement of explanation that the test results must be disclosed to a county department under s. 46.215, 46.22 or 46.23 in accordance with s. 46.238 if the test results are positive.

(4) **CONFIDENTIALITY.** The results of a test given under this section may be disclosed ~~only~~ as provided in sub. (3).

(5) **APPLICABILITY.** This section does not apply after June 30, 1993.

SECTION 61rm. 146.0256 of the statutes is created to read:

146.0256 Referral and treatment information on perinatal addiction. (1) From the appropriation under s. 20.435 (1) (a), the department shall allocate \$15,000 in state fiscal year 1990-91 for the development of referral and treatment information on perinatal addiction to controlled substances and for the dissemination of that information through the use of hotlines and other public outreach services. The department shall endeavor to use public hotlines that existed on the effective date of this subsection [revisor inserts

date], for the dissemination of the referral and treatment information. If that is not possible, the department may contract out for the establishment of a hotline. The department shall submit a report that evaluates the development and implementation of the referral and treatment information by July 1, 1992, to the legislature under s. 13.172 (3).

(2) This section does not apply after June 30, 1993.

SECTION 61t. 146.183 of the statutes is created to read:

146.183 High-risk pregnancy grants. (1) (a) From the appropriation under s. 20.435 (1) (ei), the department shall allocate \$250,000 in fiscal year 1989-90 and \$250,000 in fiscal year 1990-91 as grants to applying local public health agencies, family planning agencies and nonprofit health care agencies to provide all of the following services:

1. Early identification of women who are at high risk of having problem pregnancies due to alcohol or other drug use or abuse.

2. Pregnancy testing, education and counseling.

3. Referral of women who are at high-risk of having problem pregnancies due to alcohol or other drug use or abuse for early and comprehensive prenatal care and alcohol and other drug abuse treatment and referral for case management.

(b) The department shall develop procedures and criteria for the review and award of grants under this section.

(2) This section does not apply after June 30, 1993.

SECTION 61u. 146.184 of the statutes is created to read:

146.184 Training in perinatal alcohol or controlled substance detection and treatment. (1) In this section:

(a) "Controlled substance" has the meaning given in s. 161.01 (4).

(b) "Health care professional" has the meaning given in s. 154.01 (3).

(2) From the appropriation under s. 20.435 (1) (ej), the department shall provide specialized education and training to health care professionals, persons who provide alcohol and other drug abuse services and counseling and social workers in appropriate areas of perinatal alcohol and controlled substance detection and treatment. The department shall ensure that appropriate training is offered to health care providers and others with respect to all of the following:

(a) Treatment for perinatal problems related to the child's mother's use of alcohol or controlled substances.

(b) Detection of perinatal problems related to the child's mother's use of alcohol or controlled substances.

(c) Provision of care and treatment of infants with low birthweight and other disabilities related to the child's mother's use of alcohol or controlled substances.

Vetoed
in Part

(d) Provision of treatment in the hospital and the community to mothers who are dependent on alcohol or controlled substances and their infants.

(3) This section does not apply after June 30, 1993.

SECTION 61w. 161.565 of the statutes is created to read:

161.565 Enforcement reports. On or before November 15 annually, the governor and the attorney general shall submit a joint report to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) describing the activities in this state during the previous year to enforce the laws regulating controlled substances. The report shall contain recommendations for improving the effectiveness of enforcement activities and other efforts to combat the abuse of controlled substances.

SECTION 62. 165.72 of the statutes is created to read:

165.72 Controlled substances hotline and rewards.

(1) **DEFINITIONS.** In this section:

(a) "Department" means the department of justice.

(b) "Jail officer" has the meaning given in s. 165.85 (2) (bn).

(c) "Law enforcement agency" has the meaning given in s. 165.83 (1) (b).

(d) "Law enforcement officer" has the meaning given in s. 165.85 (2) (c).

(2) **HOTLINE.** The department of justice shall maintain a toll-free telephone number during normal retail business hours, as determined by departmental rule, for both of the following:

(a) For persons to anonymously provide tips regarding suspected controlled substances violations.

(b) For pharmacists to report suspected controlled substances violations.

(3) **REWARD PAYMENT PROGRAM.** The department shall administer a reward payment program. Under the program, the department may offer and pay rewards from the appropriation under s. 20.455 (2) (e) for information under sub. (2) (a) leading to the arrest and conviction of a person for a violation of ch. 161.

(4) **PAYMENT LIMITATIONS.** A reward under sub. (3) may not exceed \$1,000 for the arrest and conviction of any one person. The department may not make any reward payment to a law enforcement officer, jail officer, pharmacist or department employe.

(5) **DEPARTMENT AUTHORITY.** If a reward is claimed, the department shall make the final determination regarding any payment. The department may pay portions of a reward to 2 or more persons. The payment of a reward is not subject to a contested case proceeding under ch. 227. The offer of a reward under sub. (3) does not create any liability on the department or the state.

(6) **RECORDS.** The department may withhold any record under this section from inspection or copying under s. 19.35.

(7) **PUBLICITY.** The department shall cooperate with the department of public instruction in publicizing, in public schools, the use of the toll-free telephone number under sub. (2).

(8) **APPLICABILITY.** This section does not apply after June 30, 1993.

SECTION 63. 165.82 (1) (intro.) of the statutes is amended to read:

165.82 (1) (intro.) Notwithstanding s. 19.35 (3), the department of justice shall impose the following fees for criminal history searches for purposes unrelated to criminal justice or, before July 1, 1993, to s. 165.825:

SECTION 64. 165.82 (2) of the statutes is amended to read:

165.82 (2) The department of justice shall not impose fees for criminal history searches for purposes related to criminal justice or, before July 1, 1993, to s. 165.825.

SECTION 65. 165.825 of the statutes is created to read:

165.825 Firearms background information; hotline.

(1) The department of justice shall maintain a toll-free telephone number during normal retail business hours, as determined by departmental rule, to allow persons to check with the department for information necessary to ensure that a person seeking a firearm is eligible to possess a firearm under s. 941.29.

(2) The department shall publicize the number as widely as possible in the state.

(3) This section does not apply after June 30, 1993.

SECTION 66. 165.97 of the statutes is created to read:

165.97 Drug law enforcement; grants. (1) The department of justice shall provide grants to eligible cities and counties from the appropriation under s. 20.455 (2) (bd) for payment of the costs specified in sub. (2). Cities and counties may submit a proposed plan for the expenditure of funds to the department of justice. The department shall review any proposed plan to determine if the criteria under this section have been met.

(2) A city or county may apply to the department for grants to provide payment of the costs of salaries and fringe benefits for not more than 10 law enforcement officers, subject to the following restrictions:

(a) The positions for which funding is sought must be created on or after the effective date of this paragraph [revisor inserts date].

(b) The officers filling the positions for which funding is sought must work on drug law enforcement on a full-time basis.

(3) The department shall allocate payments under this section so as to have a direct and immediate effect on the statewide problems related to illegal drug use.

(4) During the 1989-91 biennium, payments under this section are limited to:

(a) For payments for officers not subject to the requirements of par. (b):

1. For the city of Milwaukee, \$222,500 in fiscal year 1989-90 and \$456,100 in fiscal year 1990-91.
2. For Milwaukee county, \$111,300 in fiscal year 1989-90 and \$228,100 in fiscal year 1990-91.
3. For Walworth county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
4. For Sheboygan county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
- (b) For payments under the following subdivisions, the officers filling the positions for which funding is sought must work on multijurisdictional enforcement group activities:
 1. For Barron and Rusk counties together, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 2. For Brown county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 3. For Columbia county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 4. For Dane county, \$41,400 in fiscal year 1989-90 and \$82,600 in fiscal year 1990-91.
 5. For Dodge county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 6. For Douglas county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 7. For Eau Claire county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 8. For Jefferson county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 9. For Kenosha county, \$41,400 in fiscal year 1989-90 and \$82,600 in fiscal year 1990-91.
 10. For La Crosse county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 11. For Manitowoc county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 12. For Marathon county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 13. For Ozaukee county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 14. For Polk county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 15. For Richland county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 16. For Rock county, \$41,400 in fiscal year 1989-90 and \$82,600 in fiscal year 1990-91.
 17. For Washington county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 18. For Waukesha county, \$41,400 in fiscal year 1989-90 and \$82,600 in fiscal year 1990-91.
 19. For Winnebago county, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 20. For the city of Wisconsin Rapids, \$20,700 in fiscal year 1989-90 and \$41,300 in fiscal year 1990-91.
 21. For the city of Racine, \$41,400 in fiscal year 1989-90 and \$82,600 in fiscal year 1990-91.
- (5) This section does not apply after June 30, 1993.

SECTION 66c. 195.048 of the statutes is renumbered 195.048 (1) and amended to read:

195.048 (1) No person may be excused from testifying or from producing books, accounts and papers in any proceeding based upon or growing out of any violation of this chapter on the ground or for the reason that the testimony or evidence may tend to incriminate or subject the person to penalty or forfeiture, but no person having so testified may be prosecuted or subjected to any penalty or forfeiture for or on account of any ~~transaction, matter or thing concerning which the person has testified or produced such testimony~~. No person so testifying may be exempted from prosecution or punishment for perjury in testifying.

SECTION 66d. 195.048 (2) of the statutes is created to read:

195.048 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 66e. 196.48 (1) of the statutes is renumbered 196.48 (1) (a) and amended to read:

196.48 (1) (a) Prosecuted or subjected to any penalty or forfeiture for ~~any transaction, matter or thing about which the person has testified or anything which the person has produced~~ testifying or producing evidence.

SECTION 66f. 196.48 (1) (b) of the statutes is created to read:

196.48 (1) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 66m. 230.08 (2) (e) 7 of the statutes is amended to read:

230.08 (2) (e) 7. Justice — 3 4.

~~SECTION 66p. 301.03 (3g) of the statutes is created to read:~~

~~301.03 (3g) Provide case management services for prisoners and parolees with alcohol or other drug abuse problems. Case management services shall include locating, coordinating and monitoring alcohol and other drug abuse treatment and services for those prisoners and parolees.~~

~~SECTION 66s. 301.03 (13) of the statutes is created to read:~~

~~301.03 (13) By July 1, 1990, ensure that any alcohol and other drug abuse treatment program administered by the department for offenders under the custody or supervision of the department meets the applicable certification standards for community alcohol and other drug abuse programs under subch. NI of ch. HSS 61, Wis. adm. code.~~

SECTION 67g. 301.18 (1) (bz) of the statutes is created to read:

301.18 (1) (bz) Provide the facilities necessary for not more than 170 additional beds at the Kettle Moraine correctional institution for use associated with alcohol and other drug abuse treatment.

Vetoed
in Part

Vetoed
in Part

SECTION 68g. 301.19 (1) (d) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

301.19 (1) (d) The Kettle Moraine correctional institution shall not exceed a 387-bed capacity. Upon completion of the expansion project authorized in the 1989-91 state building program, the institution shall not exceed a 557-bed capacity.

SECTION 69. 302.045 of the statutes is created to read:

302.045 Challenge incarceration program for youthful offenders. (1) PROGRAM. The department shall provide a challenge incarceration program for inmates selected to participate under sub. (2). The program shall provide participants with strenuous physical exercise, manual labor, personal development counseling, substance abuse treatment and education, military drill and ceremony and counseling in preparation for release on parole. The department shall design the program to include not less than 50 nor more than 75 participants at a time and so that a participant may complete the program in not less than 180 days. The department may restrict participant privileges as necessary to maintain discipline.

(2) PROGRAM ELIGIBILITY. The department may place any inmate in the challenge incarceration program if the inmate meets all of the following criteria:

(a) The inmate volunteers to participate in the program.

(b) The inmate has not attained the age of 24, as of the date the inmate will begin participating in the program.

(c) The inmate is incarcerated regarding a violation other than a crime specified in ch. 940 or s. 948.02, 948.03, 948.05, 948.06, 948.07 or 948.08.

(d) The department determines, during assessment and evaluation, that the inmate has a controlled substance abuse problem.

(e) The department determines that the inmate has no psychological, physical or medical limitations that would preclude participation in the program.

(3) PAROLE ELIGIBILITY. If the department determines that an inmate has successfully completed the challenge incarceration program, the parole commission shall parole the inmate under s. 304.06, regardless of the time the inmate has served. When the parole commission grants parole under this subsection, it must require the parolee to participate in an intensive supervision program for drug abusers as a condition of parole.

SECTION 70. 302.33 (2) (a) 3 of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

302.33 (2) (a) 3. After verification by the department, it shall reimburse the county at a rate of ~~\$30~~ \$36 per person per day subject to the conditions in subs. 1 and 2. ~~If \$450,000 \$700,000 for fiscal year 1989-90 and \$1,330,700 for any fiscal year thereafter is insuffi-~~

cient to provide complete reimbursement at that rate, the department shall prorate the payments to counties for that fiscal year. The department shall not reimburse a county unless that county informs the department of the amount of reimbursement to which it is entitled under this subsection no later than September 1 of the fiscal year following the fiscal year for which reimbursement is requested.

SECTION 71. 302.425 of the statutes is created to read:

302.425 Home detention programs. (1) DEFINITION. In this section, "jail" includes a house of correction and a Huber facility under s. 303.09.

(2) SHERIFF'S GENERAL AUTHORITY. Subject to the limitations under sub. (3), a county sheriff may place in the home detention program any person confined in jail who has been arrested for, charged with, convicted of or sentenced for a crime. The sheriff may transfer any prisoner in the home detention program to the jail.

(3) PLACEMENT IN THE PROGRAM. If a prisoner described under sub. (2) and the department agree, the sheriff may place the prisoner in the home detention program and provide that the prisoner be detained at the prisoner's place of residence or other place designated by the sheriff and be monitored by an active electronic monitoring system. The sheriff shall establish reasonable terms of detention and ensure that the prisoner is provided a written statement of those terms, including a description of the detention monitoring procedures and requirements and of any applicable liability issues. The terms may include a requirement that the prisoner pay the county a daily fee to cover the county costs associated with monitoring him or her.

(4) DEPARTMENTAL DUTIES. The department shall ensure that electronic monitoring equipment units are available throughout the state on an equitable basis. If a prisoner is chosen under sub. (3) to participate in the home detention program, the department shall install and monitor electronic monitoring equipment. The department shall charge the county a daily per prisoner fee to cover the department's costs for these services.

(5) STATUS. (a) Except as provided in par. (b), a prisoner in the home detention program is considered to be a jail prisoner but the place of detention is not subject to requirements for jails under this chapter.

(b) Sections 302.36, 302.37 and 302.375 do not apply to prisoners in the home detention program.

(6) ESCAPE. Any intentional failure to remain within the limits of his or her detention or to return to his or her place of detention, as specified in the terms of detention under sub. (3), is considered an escape under s. 946.42 (3) (a).

(7) COURT-ORDERED DETENTION. This section does not apply to persons sentenced under s. 973.04.

SECTION 72. 304.06 (1) (b) of the statutes, as affected by 1989 Wisconsin Act 31, is amended to read:

304.06 (1) (b) Except as provided in sub. (1m) or s. 161.49 (2) or 302.045 (3), the parole commission may parole an inmate of the Wisconsin state prisons or any felon or any person serving at least one year or more in the Milwaukee county house of correction or a county reforestation camp organized under s. 303.07, when he or she has served 25% of the sentence imposed for the offense, or 6 months, whichever is greater. Except as provided in s. 973.014, the parole commission may parole an inmate serving a life term when he or she has served 20 years, as modified by the formula under s. 302.11 (1) and subject to extension using the formulas under s. 302.11 (2). The person serving the life term shall be given credit for time served prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary may grant special action parole releases under s. 304.02. The department or the parole commission shall not provide any convicted offender or other person sentenced to the department's custody any parole eligibility or evaluation until the person has been confined at least 60 days following sentencing.

SECTION 72c. 551.56 (3) of the statutes is renumbered 551.56 (3) (a) and amended to read:

551.56 (3) (a) No person is excused from attending and testifying or from producing any document or record before the commissioner, or in obedience to the subpoena of the commissioner or any officer designated by the commissioner, or in any proceeding instituted by the commissioner, on the ground that the testimony or evidence required of the person may tend to incriminate him or her or subject the person to a penalty or forfeiture; but no individual may be prosecuted or subjected to any penalty or forfeiture for or on account of ~~any transaction, matter or thing concerning which the individual is compelled his or her testimony or evidence~~, after claiming his or her privilege against self-incrimination, ~~to testify or produce evidence~~, except that the individual testifying is not exempt from prosecution and punishment for perjury or contempt committed in testifying.

SECTION 72d. 551.56 (3) (b) of the statutes is created to read:

551.56 (3) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 72e. 553.55 (3) of the statutes is renumbered 553.55 (3) (a) and amended to read:

553.55 (3) (a) No person is excused from attending and testifying or from producing any document or record before the commissioner, or in obedience to the subpoena of the commissioner or any officer designated by the commissioner, or in any proceeding instituted by the commissioner, on the ground that the testimony or evidence required of the person may tend to incriminate the person or subject the person to a penalty or forfeiture. No individual may be prose-

cuted or subjected to any penalty or forfeiture for or on account of ~~any transaction, matter or thing concerning which the individual is compelled his or her testimony or evidence~~, after claiming his or her privilege against self-incrimination, ~~to testify or produce evidence~~, except that the individual testifying is not exempt from prosecution and punishment for perjury or contempt committed in testifying.

SECTION 72f. 553.55 (3) (b) of the statutes is created to read:

553.55 (3) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 72g. 601.62 (5) of the statutes is renumbered 601.62 (5) (a) and amended to read:

601.62 (5) (a) No natural person is excused from attending and testifying or from producing any document or record before the commissioner, or from obedience to the subpoena of the commissioner, or from appearing in any proceeding instituted by the commissioner, on the ground that the testimony or evidence required from the person may tend to incriminate the person or subject the person to a penalty or forfeiture; but no such person may be criminally prosecuted for or on account of ~~any transaction, matter or thing concerning which the person is compelled his or her testimony or evidence~~, after claiming privilege against self-incrimination, ~~to testify or produce evidence~~, except that the person testifying is not exempt from prosecution and punishment for perjury, false swearing or contempt committed in testifying.

SECTION 72h. 601.62 (5) (b) of the statutes is created to read:

601.62 (5) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 73. 753.061 of the statutes is renumbered 753.061 (1).

SECTION 74. 753.061 (3) of the statutes is created to read:

753.061 (3) The state shall reimburse the county for the costs of operating one circuit court branch in the 1st judicial administrative district that primarily handles drug-related cases, including the salaries, fringe benefits and costs of clerks and bailiffs, for the one-time purchase of office equipment and books, and for the one-time remodeling costs in an amount not to exceed \$242,400 incurred in the 1989-90 fiscal year necessary to provide space for that circuit court branch. The costs reimbursable under this subsection shall be paid by the state treasurer to the county treasurer pursuant to a voucher submitted by the clerk of circuit courts to the director of state courts and shall be paid from the appropriation under s. 20.625 (1) (am).

SECTION 74c. 767.47 (4) of the statutes is renumbered 767.47 (4) (a) and amended to read:

767.47 (4) (a) No person may be prosecuted or subjected to any penalty or forfeiture for or on account of ~~any pleading, any matter testified to~~ testimony or evidence given relating to the paternity of the child in any

paternity proceeding, except for perjury committed in giving the testimony.

SECTION 74d. 767.47 (4) (b) of the statutes is created to read:

767.47 (4) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 74e. 767.65 (21) of the statutes is renumbered 767.65 (21) (a) and amended to read:

767.65 (21) (a) If at the hearing the obligor is called for examination as an adverse party and he or she declines to answer upon the ground that his or her testimony may tend to incriminate him or her, the court may require ~~him~~ the obligor to answer, in which event he or she is immune from criminal prosecution with respect to ~~matters revealed by his or her~~ testimony, except for perjury committed in this testimony.

SECTION 74f. 767.65 (21) (b) of the statutes is created to read:

767.65 (21) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 74g. 776.23 of the statutes is renumbered 776.23 (1) and amended to read:

776.23 (1) The court may compel ~~such~~ the corporation to discover any property, alleged to belong or to have belonged to it, the disposition thereof and the consideration and all the circumstances of ~~such~~ the disposition. Every officer, agent or stockholder of ~~such~~ the corporation and every person to whom it shall be alleged that any transfer of property of ~~such~~ the corporation has been made, or in whose possession or control the same is alleged to be, may be compelled to testify in relation thereto and to the transfer or possession of ~~such~~ the property, although ~~such~~ the testimony may expose the corporation to a forfeiture of corporate rights; but ~~such~~ the witness shall not be liable to criminal prosecution or proceeding ~~for any act~~ regarding ~~which the witness is so~~ compelled to testify testimony.

SECTION 74h. 776.23 (2) of the statutes is created to read:

776.23 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 75. 813.06 of the statutes is amended to read:

813.06 Security for damages. In proceedings under s. 767.23 the court or judge may, and in all other proceedings except proceedings under ss. 813.12, 813.122 ~~and~~, 813.125 ~~and~~ 823.113 the court or judge shall, require a bond of the party seeking an injunction, with sureties, to the effect that he or she will pay to the party enjoined such damages, not exceeding an amount to be specified, as he or she may sustain by reason of the injunction if the court finally decides that the party was not entitled thereto. Copies of such bond, affidavit or other pleading shall be served upon the party enjoined and the officer serving the same shall, within 8 days after such service, file his or her return in the office of the clerk of the court.

SECTION 76. 823.113 of the statutes is created to read:

823.113 Drug house a public nuisance; action for abatement. (1) Any building or structure that is used to facilitate the delivery or manufacture, as defined in s. 161.01 (6) and (13) respectively, of a controlled substance, as defined in s. 161.01 (4), and any building or structure where those acts take place, is a public nuisance and may be proceeded against under this section.

(2) If a nuisance exists, the city, town or village where the property is located may maintain an action in the circuit court to abate the nuisance and to perpetually enjoin every person guilty of creating or maintaining the nuisance, the owner, lessee or tenant of the building or structure where the nuisance exists and the owner of the land upon which the building or structure is located, from continuing, maintaining or permitting the nuisance.

(3) If the existence of the nuisance is shown in the action to the satisfaction of the court, either by verified complaint or affidavit, the court shall issue a temporary injunction to abate and prevent the continuance or recurrence of the nuisance, including the issuance of an order requiring the closure of the property. Any temporary injunction issued in an action begun under this subsection shall be issued without requiring the undertaking specified in s. 813.06.

(4) In ruling upon a request for closure, whether for a defined or undefined duration, the court shall consider all of the following factors:

(a) The extent and duration of the nuisance at the time of the request.

(b) Prior efforts by the defendant to comply with previous court orders to abate the nuisance.

(c) The nature and extent of any effect that the nuisance has upon other persons, such as residents or businesses.

(d) The effect of granting the request upon any resident or occupant of the premises who is not named in the action, including the availability of alternative housing or relocation assistance, the pendency of any action to evict a resident or occupant and any evidence of participation by a resident or occupant in the nuisance activity.

SECTION 77. 823.114 of the statutes is created to read:

823.114 Judgment and order of sale of property. (1) If the existence of the nuisance is established in an action under s. 823.113, an order of abatement shall be entered as part of the judgment in the case. In that order, the court shall do all of the following:

(a) Direct the removal from the building or structure of all furniture, equipment and other personal property used in the nuisance.

(b) Order the sale of the personal property.

(c) Order the closure of the building or structure for any purpose.

(d) Order the closure of the building or structure until all building code violations are corrected and a new certificate of occupancy is issued if required by the city, town or village within which the property is located and the building or structure is released under s. 823.15 or sold under s. 823.115.

(e) Order the sale of the building or structure and the land upon which it is located or, if the requirements under s. 66.05 (1) (b) are met, order that the building or structure be razed, the land sold and the expense of the razing collected under s. 823.06.

(2) Any person breaking and entering or using a building or structure ordered closed under sub. (1) shall be punished for contempt under s. 823.12.

SECTION 78. 823.115 of the statutes is created to read:

823.115 Sale of property and use of proceeds. (1) If personal and real property are ordered sold under s. 823.114, and the real property is not released to the owner under 823.15, the plaintiff in the action under s. 823.113 shall sell the property at the highest available price. The city, town or village may sell the property at either a public or private sale. The proceeds of the sale shall be applied to the payment of the costs of the action and abatement and any liens on the property, and the balance, if any, paid as provided in sub. (2). The plaintiff may file a notice of the pendency of the action as in actions affecting the title to real estate and if the owner of the building or structure, or the owner of the land upon which the building or structure is located, is found guilty of the nuisance, the judgment for costs of the action not paid out of the proceeds of the sale of the property shall constitute a lien on the real estate prior to any other lien created after the filing of the lis pendens.

(2) Any balance remaining from the proceeds of the sale of property under sub. (1) shall be paid in equal shares to the following agencies or officials for the purposes listed:

(a) The law enforcement agency of the city, town or village that brought the action, to be used for drug-related law enforcement activities.

(b) The treasurer of the city, town or village that brought the action, to be placed in a fund that is used to provide grants to organizations for drug and alcohol treatment programs for residents of the city, town or village that brought the action.

(c) The treasurer of the city, town or village that brought the action, to be placed in a fund that is used to provide grants to organizations for housing rehabilitation, neighborhood revitalization and neighborhood crime prevention activities in the city, town or village that brought the action.

SECTION 79. 823.15 of the statutes is amended to read:

823.15 (title) Undertaking to release building or structure. The owner of any building or ~~part of build-~~

~~ing structure, or the owner of the land upon which the building or structure is located,~~ affected by an action under s. 823.10 ~~or 823.113~~ may appear at any time after the commencement ~~thereof of the action~~ and file an undertaking in ~~such a~~ sum and with ~~such the~~ sureties ~~as shall be~~ required by the court to the effect that he ~~or she~~ will immediately abate the alleged nuisance, if it exists, and prevent the same from being reestablished in the building or ~~part of building aforesaid structure,~~ and will pay all costs that may be awarded against him ~~or her~~ in the action. ~~Thereupon Upon receipt of the undertaking,~~ the court may dismiss the action as to ~~such the~~ building or ~~part of building structure~~ and revoke any order previously made closing the ~~same building or structure;~~ but ~~such that~~ dismissal and revocation shall not release the property from any judgment, lien, penalty, or liability ~~to which it may be that the property is subject to~~ by law. ~~Acceptance of The court has discretion in accepting~~ any ~~such~~ undertaking, the sum, supervision, satisfaction, and all other conditions ~~thereof shall all be within the discretion of the court of the undertaking,~~ but the period ~~for which such that the undertaking shall run shall may not be not~~ less than one year.

SECTION 79c. 885.15 of the statutes is renumbered 885.15 (1) and amended to read:

885.15 (1) No person ~~shall may~~ be excused from attending, testifying or producing books, papers, and documents before any court in a prosecution under s. 134.05 on the ground or for the reason that the testimony or evidence required of him ~~or her~~ may tend to ~~eliminate him incriminate him or her,~~ or to subject him ~~or her~~ to a penalty or forfeiture. ~~But no No~~ person who testifies or produces evidence in obedience to the command of the court in ~~such the~~ prosecution ~~shall may~~ be liable to any suit or prosecution, civil or criminal, for or on account of ~~any transaction, matter or thing concerning which he may so testify or produce testifying or producing~~ evidence; provided, that no person ~~shall may~~ be exempted from prosecution and punishment for perjury committed in so testifying.

SECTION 79d. 885.15 (2) of the statutes is created to read:

885.15 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 79f. 885.24 of the statutes is renumbered 885.24 (1) and amended to read:

885.24 (1) No witness or party in an action brought upon the bond of a public officer, or in an action by the state or any municipality to recover public money received by or deposited with the defendant, or in any action, proceeding or examination, instituted by or in behalf of the state or any municipality, involving the official conduct of any officer thereof, ~~shall may~~ be excused from testifying on the ground that his ~~or her~~ testimony may expose him ~~or her~~ to prosecution for any crime, ~~misdemeanor~~ or forfeiture. ~~But no No~~ person ~~shall may~~ be prosecuted or subjected to any pen-

alty or forfeiture for or on account of ~~any transaction, matter or thing concerning which he may testify, or produce~~ testifying or producing evidence, documentary or otherwise, in ~~such the~~ the action, proceeding or examination, except a prosecution for perjury committed in giving ~~such the~~ the testimony.

SECTION 79g. 885.24 (2) of the statutes is created to read:

885.24 (2) The immunity provided under sub. (1) is subject to the restrictions under s. 972.085.

SECTION 79h. 885.25 (2) of the statutes is amended to read:

885.25 (2) No officer, clerk, agent, employe or servant of any corporation in any such action ~~shall may~~ be excused from attending or testifying or from producing books, papers, tariffs, contracts, agreements, records, files or documents, in his ~~or her~~ or her possession or under his ~~or her~~ or her control, in obedience to the subpoena of any court in which any such civil action is pending or before any officer or court empowered or authorized to take deposition or testimony in any such action, in obedience to the subpoena of ~~such the~~ the officer or court, or of any officer or court empowered to issue a subpoena in that behalf, on the ground or for the reason that the testimony or evidence, documentary or otherwise, required of him ~~or her~~, may tend to ~~erminate him~~ incriminate him or her or subject him ~~or her~~ to a penalty or a forfeiture, but no such officer, clerk, agent, employe or servant shall be prosecuted, or subjected to any penalty or forfeiture, for or on account of ~~any transaction, matter or thing concerning which he may testify or produce~~ testifying or producing evidence, documentary or otherwise, before ~~such the~~ the court or officer, or any court or officer empowered to issue subpoena in that behalf, or in any such case or proceeding except a prosecution for perjury or false swearing in giving ~~such the~~ the testimony.

SECTION 79i. 885.25 (2m) of the statutes is created to read:

885.25 (2m) The immunity provided under sub. (2) is subject to the restrictions under s. 972.085.

SECTION 79j. 891.39 (2) of the statutes is renumbered 891.39 (2) (a) and amended to read:

891.39 (2) (a) The mother of the child shall not be excused or privileged from testifying fully in any action or proceeding mentioned in sub. (1) in which the determination of whether the child is a marital or nonmarital child is involved or in issue, when ordered to testify by a court of record or any judge thereof; but she shall not be prosecuted or subjected to any penalty or forfeiture for or on account of ~~any transaction, matter or thing concerning which she so testifies or produces~~ testifying or producing evidence, except for perjury committed in giving ~~such the~~ the testimony.

SECTION 79k. 891.39 (2) (b) of the statutes is created to read:

891.39 (2) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 79m. 968.26 of the statutes is amended to read:

968.26 John Doe proceeding. If a person complains to a judge that he ~~or she~~ has reason to believe that a crime has been committed within his ~~or her~~ or her jurisdiction, the judge shall examine the complainant under oath and any witnesses produced by him ~~or her~~ and may, and at the request of the district attorney shall, subpoena and examine other witnesses to ascertain whether a crime has been committed and by whom committed. The extent to which the judge may proceed in ~~such the~~ the examination is within his ~~the~~ the judge's discretion. The examination may be adjourned and may be secret. Any witness examined under this section may have counsel present at the examination but ~~such the~~ the counsel shall not be allowed to examine his ~~or her~~ or her client, cross-examine other witnesses or argue before the judge. If it appears probable from the testimony given that a crime has been committed and who committed it, the complaint shall be reduced to writing and signed and verified; and thereupon a warrant shall issue for the arrest of the accused. Subject to s. 971.23, the record of ~~such the~~ the proceeding and the testimony taken shall not be open to inspection by anyone except the district attorney unless it is used by the prosecution at the preliminary hearing or the trial of the accused and then only to the extent that it is so used. A court, on the motion of a district attorney, may compel a person to testify or produce evidence under s. 972.08 (1). The person is immune from prosecution as provided in s. 972.08 (1), subject to the restrictions under s. 972.085.

SECTION 79n. 972.08 (1) of the statutes is renumbered 972.08 (1) (a) and amended to read:

972.08 (1) (a) Whenever any person refuses to testify or to produce books, papers or documents when required to do so before any grand jury, in a proceeding under s. 968.26 or at a preliminary examination, criminal hearing or trial for the reason that the testimony or evidence required of him ~~or her~~ may tend to incriminate him ~~or her~~ or subject him ~~or her~~ to a forfeiture or penalty, ~~he the person~~ may nevertheless be compelled to testify or produce ~~such the~~ the evidence by order of the court on motion of the district attorney. No person who testifies or produces evidence in obedience to the command of the court in ~~such that~~ that case ~~shall may~~ be liable to any forfeiture or penalty for or on account of ~~any transaction, matter or thing concerning which he may so testify or produce~~ testifying or producing evidence, but no person ~~shall may~~ be exempted from prosecution and punishment for perjury or false swearing committed in so testifying.

SECTION 79p. 972.08 (1) (b) of the statutes is created to read:

972.08 (1) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 79q. 972.085 of the statutes is created to read:

972.085 Immunity; use standard. Immunity from criminal or forfeiture prosecution under ss. 13.35, 17.16 (7), 77.61 (12), 93.17, 111.07 (2) (b), 128.16, 133.15, 139.20, 139.39 (5), 195.048, 196.48, 551.56 (3), 553.55 (3), 601.62 (5), 767.47 (4), 767.65 (21), 776.23, 885.15, 885.24, 885.25 (2), 891.39 (2), 968.26, 972.08 (1) and 979.07 (1), provides immunity only from the use of the compelled testimony or evidence in subsequent criminal or forfeiture proceedings, as well as immunity from the use of evidence derived from that compelled testimony or evidence.

SECTION 80e. 978.13 (1) of the statutes, as created by 1989 Wisconsin Act 31, is renumbered 978.13 (1) (intro.) and amended to read:

978.13 (1) (intro.) Except for expenses under sub. (2), the state shall assume financial responsibility for all necessary of the following:

(a) Necessary expenses relating to the operation of district attorney offices in the state.

SECTION 80g. 978.13 (1) (b) of the statutes is created to read:

978.13 (1) (b) In counties having a population of 500,000 or more, the one-time purchase of office equipment for 3 prosecutors and 2 clerks in the district attorney's office and 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 felony violations under ch. 161. The state treasurer shall pay the amount authorized under this paragraph to the county treasurer pursuant to a voucher submitted by the district attorney to the department of administration from the appropriations under s. 20.475 (1) (c) and (v).

SECTION 81c. 979.07 (1) of the statutes is renumbered 979.07 (1) (a) and amended to read:

979.07 (1) (a) If a person refuses to testify or to produce books, papers or documents when required to do so before an inquest for the reason that the testimony or evidence required of the person may tend to incriminate him or her or subject him or her to a for-

feiture or penalty, the person may be compelled to testify or produce the evidence by order of the circuit court of the county in which the inquest is convened on motion of the district attorney. A person who testifies or produces evidence in obedience to the command of the court in that case is not subject to any forfeiture or penalty for or on account of ~~any transaction, matter or thing concerning which he or she so testifies or produces~~ testifying or producing evidence, except the person is subject to prosecution and punishment for perjury or false swearing committed in so testifying.

SECTION 81d. 979.07 (1) (b) of the statutes is created to read:

979.07 (1) (b) The immunity provided under par. (a) is subject to the restrictions under s. 972.085.

SECTION 82. 1989 Wisconsin Act 31, section 3058 (1cg) is amended to read:

[1989 Wisconsin Act 31] Section 3058 (1cg) ADDITIONAL POSITION AUTHORIZATIONS OR APPROPRIATIONS. The authorized FTE positions for the department of administration, funded from the appropriation under section 20.475 (1) (r) of the statutes, as created by this act, are increased by ~~292.85~~ 295.85 SEG positions on January 1, 1990, for district attorneys, deputy district attorneys and assistant district attorneys. The department of administration shall determine the number and types of positions available in each prosecutorial unit, subject to chapter 978 of the statutes, as created by this act. If the department of administration requests additional deputy district attorney or assistant district attorney positions or additional appropriations under section 20.475 (1) (r) or 20.505 (8) (a) of the statutes, as created by this act, under section 13.10 of the statutes, before January 1, 1990, the cochairpersons of the joint committee on finance shall schedule a meeting to consider the request to be held within 10 working days of the date the cochairpersons receive the request.

SECTION 3008. Nonstatutory provisions; building commission.

(1m) 1989-91 STATE BUILDING PROGRAM ADDITIONS.

(a) In 1989 Wisconsin Act 31, section 3008 (1), the following project is added to the 1989-91 state building program and the appropriate totals are increased by the amounts shown:

1. In paragraph (d) 2, under projects financed by general fund supported borrowing:

Expansion of Kettle Moraine
correctional institution

\$ 11,700,000

SECTION 3023. Nonstatutory provisions; health and social services.

(2) RULES ON AODA SERVICES FOR PREGNANT WOMEN.

(a) The department of health and social services shall submit the proposed rules under section 51.42 (7) (b) 7m of the statutes, as created by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than March 1, 1990.

(b) Using the procedure under section 227.24 of the statutes, the department of health and social services shall promulgate rules under section 51.42 (7) (b) 7m of the statutes, as affected by this act, for the period prior to the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) and (3) of the statutes, the department is not required to make a finding of emergency.

(2c) STUDY OF MEDICAL ASSISTANCE RECIPIENTS IN HEALTH MAINTENANCE ORGANIZATIONS. The department of health and social services shall study whether persons in Milwaukee county who are enrolled in health maintenance organizations under the medical assistance program and who need alcohol and other drug abuse services should continue to be enrolled in health maintenance organizations for all medical assistance services or for their medical assistance services except for alcohol and other drug abuse services. The study shall include a determination of the number of medical assistance recipients in Milwaukee county who are enrolled in health maintenance organizations and who need alcohol and other drug abuse services, the services provided by the health maintenance organizations, whether there are services that these medical assistance recipients need but are not receiving and the cost of providing all or some medical assistance benefits to these medical assistance recipients outside of health maintenance organizations. The department shall submit a report of its conclusions and recommendations to the governor and to the chief clerk of each house of the legislature for distribution in the manner provided under section 13.172 (2) of the statutes on or before June 1, 1990.

(6) EARLY INTERVENTION PROGRAM. Notwithstanding the standard specified under section 227.24 (1) (a) of the statutes, the department of health and social services, in consultation with the department of public instruction, shall promulgate rules to specify the risk-assessment instrument under section 46.264 (1) (b) and (2) of the statutes, as created by this act, and to establish the criteria under section 46.264 (4) (b) of the statutes, as created by this act, as emergency rules under section 227.24 (1) (a) of the statutes. The emergency rules shall remain in effect until the effective date of the permanent rules.

(6c) COMMUNITY AIDS ALCOHOL AND OTHER DRUG ABUSE FUNDING REPORT. The department of health and social services shall evaluate the extent to which funds allocated under section 46.40 (12) of the statutes, as created by this act, are used to address formerly unmet needs for alcohol and other drug abuse services. On or before July 1, 1992, the department shall submit a report of the results of the evaluation to governor and to the the chief clerk of each house of the legislature for distribution to the legislature in the manner provided in section 13.172 (2) of the statutes.

(6p) AMERICAN INDIAN DRUG ABUSE PREVENTION AND EDUCATION PROGRAM STUDY. The department of health and social services shall collect and analyze information regarding the program to provide grants for drug abuse prevention and education that are culturally specific with respect to American Indians under section 46.71 of the statutes, as created by this act, and shall conduct an evaluation of the effectiveness of the program. The department shall submit a report containing its findings and recommendations by July 1, 1992, to the governor and to the chief clerk

Vetoed
in Part

of each house of the legislature for distribution to the appropriate standing committees in the manner provided in section 13.172 (3) of the statutes.

(6y) ALCOHOL AND OTHER DRUG ABUSE TREATMENT FOR MILWAUKEE RESIDENTS. The department of health and social services shall, with respect to the alcohol and other drug abuse treatment for Milwaukee residents program under section 46.48 (16) of the statutes, as created by this act, do all of the following:

(a) Collect and analyze information about the program.

(b) Conduct an evaluation of the program's effectiveness.

(c) By July 1, 1992, submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes.

(7) AMERICAN INDIAN DRUG ABUSE PREVENTION AND EDUCATION EXPENDITURE PLAN. By January 31, 1990, the department of health and social services shall submit to the joint committee on finance, for its review and approval, a plan that outlines how the department proposes to expend in state fiscal year 1990-91 funds for drug abuse prevention and education programs that are culturally specific with respect to American Indians under section 46.71 of the statutes, as created by this act. The department of health and social services shall consult with the Great Lakes inter-tribal council and give primary consideration to recommendations of the council in establishing the plan under this subsection.

(7e) LINCOLN HILLS STUDY.

(a) The department of health and social services shall contract with a public or private entity or a person outside of the department of health and social services to study the feasibility of relocating girls from Lincoln Hills to an alternative site. Applications and selection for the contract shall be in accordance with the request-for-proposal procedures established by the department of health and social services. The study shall assess program needs, construction and renovation costs and operating costs for delivering secure corrections programs to delinquent girls who have attained the age of 12 but have not attained the age of 18. The study shall be completed by the first day of the 6th month beginning after the effective date of this paragraph.

(b) The department of health and social services shall report the results of the study to the chief clerk of each house of the legislature for distribution to the appropriate standing committees on juvenile justice, in the manner provided in section 13.172 (3) of the statutes, by the first day of the 6th month beginning after the effective date of this paragraph.

(7f) SERVICES FOR HOMELESS INDIVIDUALS; REPORT. The department of health and social services shall collect and analyze information about the programs funded under section 46.48 (20) and (21) of the stat-

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Vetoed in Part utes, as created by this act, evaluate their effectiveness and submit a report of the evaluation to the governor and the chief clerk of each house of the legislature for distribution to the appropriate standing committee in the manner provided in section 13.172 (3) of the statutes by July 1, 1992.

(7m) REPORT; BEFORE-SCHOOL AND AFTER-SCHOOL SERVICES. The department of health and social services shall collect and analyze information about the program funded under section 46.03 (7) (cm) 2 of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992.

Vetoed in Part (7d) ALCOHOL AND OTHER DRUG ABUSE RESIDENTIAL TREATMENT COST REPORT. By February 1, 1990, the department of health and social services shall provide all of the following information to the joint committee on finance.

(a) A fiscal estimate of the costs related to providing alcohol and other drug abuse residential treatment that is not provided by a hospital or nursing home.

(b) The number of individuals who, during the most recent 12-month period for which the information is available, received or are receiving hospital-based or nursing home-based inpatient alcohol and other drug abuse treatment.

(c) The number of individuals aged 22 to 64 who are eligible to receive medical assistance coverage for alcohol and other drug abuse treatment services.

(d) The number of individuals under 22 years of age and over 64 years of age who are eligible to receive medical assistance coverage for alcohol and other drug abuse treatment services.

(e) The total general purpose revenues cost of hospital-based and nursing home-based inpatient alcohol and other drug abuse treatment during the most recent 12-month period for which the information is available.

(f) The total general purpose revenues cost of alcohol and other drug abuse residential treatment that is not provided by a hospital or nursing home, assuming medical assistance coverage of this total cost.

(g) The number of individuals who, during the most recent 12-month period for which the information is available, received or are receiving hospital-based or nursing home-based inpatient alcohol and other drug abuse treatment and who were or are able to be diverted to alcohol and other drug abuse residential treatment that is not provided by a hospital or nursing home.

Vetoed in Part (7q) REPORT; HEAD START CHILD CARE PROGRAMS. The department of health and social services shall collect and analyze information about the program funded under section 46.981 (2) of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the

chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992. **Vetoed in Part**

(8p) JOINT STUDY WITH DEPARTMENT OF PUBLIC INSTRUCTION. The department of health and social services and the department of public instruction shall jointly conduct a study to determine the most effective methods of delivering alcohol and other drug abuse prevention and treatment services. The departments shall report their findings and recommendations by September 1, 1990, to the joint committee on finance and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes.

(8x) FOSTER PARENT RECRUITMENT. By the first day of the 3rd month beginning after the effective date of this subsection, the department of health and social services shall contract with a public or private entity or a person outside of the department of health and social services to recruit foster parents. Applications and selection for the contract shall be in accordance with the request-for-proposal procedures established by the department of health and social services.

(9m) HIGH-RISK PREGNANCIES; REPORT. The department of health and social services shall collect and analyze information about the program funded under section 146.183 of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992. **Vetoed in Part**

(9n) TRAINING IN PERINATAL ALCOHOL OR CONTROLLED SUBSTANCE DETECTION; REPORT. The department of health and social services shall collect and analyze information about the program funded under section 146.184 of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992. **Vetoed in Part**

(9p) FOSTER PARENT FUNDING; REPORT. The department of health and social services shall collect and analyze information about the programs funded under section 46.48 (10m) of the statutes, as created by this act, and SECTION 3123 (14e) of this act, evaluate their effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992. **Vetoed in Part**

(9q) TREATMENT FOR COCAINE FAMILIES; REPORT. The department of health and social services shall collect and analyze information about the program

funded under section 46.48 (19) of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992.

(9r) CAREER YOUTH DEVELOPMENT CENTER; REPORT. The department of health and social services shall collect and analyze information about the program funded under section 46.48 (18) of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992.

(9s) DOMESTIC ABUSE SHELTER PROGRAMS. The department of health and social services shall collect and analyze information about the program funded under section 46.955 of the statutes, as created by this act, evaluate its effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992.

Vetoed in Part

(9v) NEIGHBORHOOD DRUG USE AND VIOLENCE PREVENTION; REPORT. The department of health and social services shall, with respect to the neighborhood drug abuse and violence prevention program under section 46.715 of the statutes, as created by this act, do all of the following:

(a) Collect and analyze information about the program.

Vetoed in Part

(b) Conduct an evaluation of the program's effectiveness.

(c) By July 1, 1992, submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes.

SECTION 3034. Nonstatutory provisions; justice.

(1) REPORT. The department of justice shall study the effectiveness of multijurisdictional enforcement groups, state drug law enforcement personnel, grants to local law enforcement agencies for detectives and the toll-free drug and firearm hotlines and submit a report of that study to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992.

(1d) ENFORCEMENT POSITIONS. The authorized FTE positions for the department of justice are reduced on July 1, 1990, by 11.0 PR positions funded from the appropriation under section 20.455 (2) (k) of the statutes to reflect a transfer of funding source for certain drug law enforcement personnel.

(1p) HOTLINES. It is the intent of the legislature that the \$75,000 appropriated by SECTION 3134 (15) of this act under section 20.455 (2) (a) of the statutes, as affected by the acts of 1989, shall not continue as part of the base appropriation after June 30, 1993.

(1x) DRUG HOUSES. The department of justice shall collect and analyze information regarding the program under section 823.113 to 823.115 of the statutes, as created by this act, and shall conduct an evaluation of the effectiveness of the program. The department shall submit a report containing its findings and recommendations by July 1, 1992, to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided in section 13.172 (3) of the statutes.

(3bm) TACTICAL AND STRATEGIC INTELLIGENCE UNIT. The authorized FTE positions for the department of justice are increased by 7.0 GPR positions on July 1, 1990, to be funded from the appropriation under section 20.455 (2) (e) of the statutes, for a tactical and strategic intelligence unit.

(3cm) CLERICAL SUPPORT. The authorized FTE positions for the department of justice are increased by 2.0 GPR positions on July 1, 1990, to be funded from the appropriation under section 20.455 (2) (e) of the statutes, for clerical support for the intelligence unit and the state multijurisdictional enforcement group.

Vetoed in Part
Vetoed in Part

(3dm) TRAINING AND EQUIPMENT. The authorized FTE positions for the department of justice are increased by 3.0 GPR positions on July 1, 1990, to be funded from the appropriation under section 20.455 (2) (e) of the statutes, to provide training and equipment for multijurisdictional enforcement groups.

Vetoed in Part

(3gm) SPECIAL AGENTS. The authorized FTE positions for the department of justice are increased by 3.0 GPR positions on July 1, 1990, to be funded from the appropriation under section 20.455 (2) (e) of the statutes, for special agents assigned to the multijurisdictional enforcement group that includes the city of Milwaukee.

Vetoed in Part

(3hm) CRIME LABORATORY. The authorized FTE positions for the department of justice are increased by 4.0 GPR positions on July 1, 1990, to be funded from the appropriation under section 20.455 (2) (e) of the statutes, for crime laboratory services.

(3im) STATE MULTIJURISDICTIONAL ENFORCEMENT GROUP UNIT. The authorized FTE positions for the department of justice are increased by 4.0 GPR positions, to be filled by incumbents in existing PR positions, on July 1, 1990, to be funded from the appropriation under section 20.455 (2) (e) of the statutes, for a state multijurisdictional enforcement group.

Vetoed in Part

Vetoed in Part

SECTION 3044. Nonstatutory provisions; public instruction.

(1) REPORT; TRANSITIONAL EDUCATIONAL PROGRAM PILOT PROJECT. The state superintendent of public

instruction shall collect and analyze information about the program described under SECTION 3144 (2g) of this act. By January 1, 1992, the state superintendent shall submit a report containing this information and an evaluation of the effectiveness of the program to the governor, the joint committee on finance, and the chief clerk of each house of the legislature for distribution to the standing committees with jurisdiction over juvenile justice issues in the manner provided under section 13.172 (3) of the statutes.

(5g) DRUG ABUSE RESISTANCE EDUCATION TRAINING. Notwithstanding section 20.255 (2) (dm) of the statutes, of the amount in the appropriation under section 20.255 (2) (dm) of the statutes and allocated under section 115.361 (7) (a) 2 of the statutes, in the 1990-91 fiscal year the state superintendent of public instruction shall allocate up to \$50,000 to reimburse the sheriff's department of a county having a population of 500,000 or more for the costs of training law enforcement officers to provide instruction to other law enforcement officers for the program under section 115.361 (2) of the statutes.

SECTION 3057. Nonstatutory provisions; vocational, technical and adult education.

(1g) REPORT; AODA PROGRAMS. The board of vocational, technical and adult education shall collect and analyze information about the programs under section 38.35 of the statutes, conduct an evaluation of their effectiveness and submit a report of the evaluation to the governor and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes by July 1, 1992.

SECTION 3058. Nonstatutory provisions; other.

(1) DRUG ABATEMENT TEAM PILOT PROJECT. From the appropriation under section 20.455 (2) (dm) of the statutes, as created by this act, during the 1989-91 biennium, the department of justice shall award a grant to a 1st class city for a drug abatement team pilot project. The grant shall include funds for equipment necessary for operation of the drug abatement team. The drug abatement team shall be appointed by the mayor, shall be composed of outreach workers from the affected neighborhoods who represent local community organizations, health, fire and building inspectors, police, attorneys and support staff and shall do all of the following:

(a) Identify houses located in the city where controlled substances, as defined in chapter 161 of the statutes, are illegally manufactured or delivered.

(b) Identify and contact the owner of the drug house and attempt to obtain the owners cooperation in stopping the unlawful drug activities occurring on the property.

(c) If the owner of the drug house does not stop the unlawful drug activities, inspect the drug house for all possible building, fire, health, welfare and safety violations and, if appropriate, inform the appropriate

officials that the property is unfit for human habitation.

(d) Proceed under sections 823.113 to 823.115 of the statutes, as created by this act, to have the drug house declared a nuisance, closed and sold or razed.

(3r) CORRECTIONS; ELECTRONIC MONITORING. The authorized FTE positions for the department of corrections are increased by 12.0 PR positions on July 1, 1990, to be funded from the appropriation under section 20.410 (1) (gr) of the statutes, for the purpose of installing and monitoring electronic equipment for the home detention program.

(4g) CHALLENGE INCARCERATION PROGRAM. The department of corrections shall study the challenge incarceration program under section 302.045 of the statutes, as created by this act, and submit, by January 1, 1992, its findings and recommendations to the chief clerk of each house of the legislature for distribution to the legislature in the manner provided under section 13.172 (2) of the statutes.

(4h) STATE COUNCIL ON ALCOHOL AND OTHER DRUG ABUSE; REVIEW.

(a) By July 1, 1990, the department of public instruction shall submit to the state council on alcohol and other drug abuse the department's plans for allocation of funds, including a description of the criteria for distribution of funds and a description of the entities that are eligible to receive the funds, under section 115.361 of the statutes, as created by this act.

(b) By July 1, 1990, the department of health and social services shall submit to the state council on alcohol and other drug abuse the department's plans for allocation of funds, including a description of the criteria for distribution of funds and a description of the entities that are eligible to receive the funds, under sections 46.03 (7) (cm) 2, 46.264, 46.48 (10m), (15), (20) and (21), 46.71, 46.86, 46.955, 46.981 (2), 48.535, 146.183, 146.0256 and 146.184 of the statutes, as created by this act.

(c) By July 1, 1990, the department of justice shall submit to the state council on alcohol and other drug abuse the department's plans for allocation of funds, including a description of the criteria for distribution of funds and a description of the entities that are eligible to receive the funds, under section 165.97 of the statutes, as created by this act, and SECTION 3058 (1) of this act.

(d) By July 1, 1990, the office of justice assistance in the department of administration shall submit to the state council on alcohol and other drug abuse the plans for allocation of funds, including a description of the criteria for distribution of funds and a description of the entities that are eligible to receive the funds, under section 16.964 (2m) of the statutes, as created by this act.

~~(e) The state council on alcohol and other drug abuse shall, within 60 days after the submittal of a plan under paragraph (a), (b), (c) or (d) review and comment on the plan.~~

Vetoed
in Part

SECTION 3101. Appropriation changes; administration.

(1) **CRIME LABORATORY IN WAUSAU.** There is transferred from the appropriation to the department of administration under section 20.505 (6) (g) of the statutes, as affected by the acts of 1989, to the appropriation to the department of justice under section 20.455 (2) (k) of the statutes, as affected by the acts of 1989, \$237,500 in fiscal year 1989-90 for equipment and building space for a state crime laboratory in Wausau.

(2) **CRIME LABORATORY IN WAUSAU.** There is transferred from the appropriation to the department of administration under section 20.505 (6) (pc) of the statutes, as affected by the acts of 1989, to the appropriation to the department of justice under section 20.455 (2) (m) of the statutes, as affected by the acts of 1989, \$712,500 in fiscal year 1989-90 for equipment and building space for a state crime laboratory in Wausau.

(4) **DISTRICT ATTORNEYS.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of administration under section 20.475 (1) (r) of the statutes, as affected by the acts of 1989, are increased by \$54,400 for fiscal year 1989-90 and by \$163,000 for fiscal year 1990-91 to fund the 3.0 FTE SEG assistant district attorney positions authorized under 1989 Wisconsin Act 31, section 3058 (1cg), as affected by this act, beginning March 1, 1990.

(5h) **PROBATION AND PAROLE REVOCATION HEARINGS.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of administration under section 20.505 (4) (f) of the statutes, as affected by the acts of 1989, are increased by \$26,300 for fiscal year 1989-90 and by \$105,100 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 3.0 GPR positions relating to probation and parole revocation proceedings.

SECTION 3123. Appropriation changes; health and social services.

(3m) **TREATMENT FOR ALCOHOL AND OTHER DRUG ABUSE.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are increased by \$149,100 for fiscal year 1989-90 and by \$248,200 for fiscal year 1990-91 to fund an 8-bed community-based residential facility in which English and Spanish are spoken, to rehabilitate the facility and to provide alcohol and other drug abuse treatment for persons who are residents of a 1st class city under section 46.48 (16) of the statutes.

(5) **LINCOLN HILLS AND ETHAN ALLEN SCHOOLS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (3) (hm) of the statutes, as affected by the acts of 1989, is increased by \$203,400 for fiscal year 1990-

91 to increase the authorized FTE positions for the department by 4.0 PR positions to increase the staff at one cottage at Lincoln Hills school and one cottage at Ethan Allen school to provide services for children with alcohol or other drug abuse problems; provide drug testing of and treatment for children adjudged delinquent; and provide staff training.

(6) **JUVENILE CORRECTIONS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (cd) of the statutes, as affected by the acts of 1989, is increased by \$203,400 for fiscal year 1990-91 to provide drug testing of and treatment for children on aftercare and to provide secure residential treatment for children adjudged delinquent who have alcohol or other drug abuse problems.

(8) **YOUTH AIDS.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (cd) of the statutes, as affected by the acts of 1989, are increased by \$1,000,000 for fiscal year 1989-90 and by \$2,000,000 for fiscal year 1990-91 to fund alcohol and other drug abuse treatment programs.

(9g) **PROTECTIVE PAYMENT FOR HOMELESS INDIVIDUALS.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are increased by \$30,000 for fiscal year 1989-90 and by \$90,000 for fiscal year 1990-91 to fund protective payment services for homeless individuals under section 46.48 (20) of the statutes, as created by this act.

(9h) **SERVICES TO HOMELESS INDIVIDUALS WITH ALCOHOL AND OTHER DRUG ABUSE PROBLEMS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, is increased by \$210,000 for fiscal year 1990-91 to provide services to homeless individuals with alcohol and other drug abuse problems under section 46.48 (21) of the statutes, as created by this act.

~~(10) **FOSTER GRANDPARENT PROGRAM.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (dh) of the statutes, as affected by the acts of 1989, are increased by \$100,000 for fiscal year 1990-91 to provide supplemental funding to increase foster grandparent involvement in schools under new and existing foster grandparent programs in organizations that receive funding through section 46.80 of the statutes.~~

**Vetoed
in Part**

(11) **TREATMENT ALTERNATIVE PROGRAM.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are

increased by \$65,400 for fiscal year 1989-90 and by \$261,300 for fiscal year 1990-91 to provide grants under the treatment alternative program.

**Vetoed
in Part**

~~(13) LINCOLN HILLS STUDY. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (6) (a) of the statutes, as affected by the acts of 1989, are increased by \$15,000 for fiscal year 1989-90 to study the feasibility of relocating girls from Lincoln Hills to an alternative site.~~

(13e) TREATMENT FOR COCAINE FAMILIES. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are increased by \$150,000 for fiscal year 1989-90 and by \$900,000 for fiscal year 1990-91 to provide funds for the pilot project for cocaine families under section 46.48 (19) of the statutes, as created by this act.

(13p) FOSTER PARENT RECRUITMENT. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (6) (a) of the statutes, as affected by the acts of 1989, are increased by \$50,000 for fiscal year 1989-90 to fund the recruitment of foster parents under section 49.19 (12) (b) of the statutes, as created by this act.

(14e) FOSTER CARE SUPPLEMENT. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are increased by \$297,700 for fiscal year 1989-90 and by \$963,500 for fiscal year 1990-91 to fund the foster care supplement under section 49.19 (12) (b) of the statutes, as created by this act.

(14g) REFERRAL AND TREATMENT INFORMATION ON PERINATAL ADDICTION. The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$15,000 for fiscal year 1990-91 to provide referral and treatment information on perinatal addiction to controlled substances.

(14x) CAREER YOUTH DEVELOPMENT CENTER. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are increased by \$40,000 for fiscal year 1989-90 and by \$80,000 for fiscal year 1990-91 to fund the career youth development center in the city of Milwaukee.

(15e) DOMESTIC VIOLENCE HOTLINE. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (cb) of the statutes, as affected by the acts of 1989, are

increased by \$10,000 for fiscal year 1989-90 and by \$5,000 for fiscal year 1990-91 to partially fund, notwithstanding section 46.95 (2) (d) 1 of the statutes, a 24-hour telephone service, responding to domestic violence arrests, operated at a 36-bed domestic abuse shelter in the city of Milwaukee.

(16b) ALCOHOL AND OTHER DRUG ABUSE PROGRAM FOR WOMEN. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (7) (bc) of the statutes, as affected by the acts of 1989, are increased by \$35,100 for fiscal year 1989-90 and by \$35,200 for fiscal year 1990-91 to provide funds for the ARC community services center for women and children in Dane county in this state under section 46.48 (22) of the statutes, as created by this act.

SECTION 3134. Appropriation changes; justice.

(13) VICTIMS AND WITNESSES. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (5) (c) of the statutes, as affected by the acts of 1989, are increased by \$8,800 for fiscal year 1989-90 and by \$29,100 for fiscal year 1990-91 to increase the reimbursement to counties with a population of 500,000 or more for 100% of the costs, notwithstanding section 950.06 (2) of the statutes, of the salary and fringe benefits of an additional FTE position, and the one-time purchase of office equipment incurred in the 1989-90 fiscal year, for additional services provided to victims and witnesses.

(14) CRIME LABORATORY IN WAUSAU. The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (a) of the statutes, as affected by the acts of 1989, is increased by \$175,000 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 3.0 GPR drug analyst positions and 1.0 GPR clerical position for a state crime laboratory in Wausau.

(15) HOTLINES. The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (a) of the statutes, as affected by the acts of 1989, is increased by \$75,000 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 2.0 GPR project positions ending June 30, 1993, and for other costs associated with controlled substances and firearms hotlines.

(17p) DIVISION ADMINISTRATOR. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (a) of the statutes, as affected by the acts of 1989, are increased by \$33,400 for fiscal year 1989-90 and by \$66,900 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 1.0 GPR position for the administrator of the department's division of narcotics and dangerous drugs.

SECTION 3135. Appropriation changes; legislature.

(1) **AUDIT OF ALCOHOL AND OTHER DRUG ABUSE PROGRAMS.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the legislative audit bureau under section 20.765 (3) (c) of the statutes, as affected by the acts of 1989, are increased by \$35,000 for fiscal year 1989-90 and by \$70,000 for fiscal year 1990-91 to increase the authorized FTE positions for the bureau by 2.0 GPR 2-year project auditor positions for the purpose of conducting the audit specified in SECTION 3035 (1m) of this act.

SECTION 3144. Appropriation changes; public instruction.

(2g) **TRANSITIONAL EDUCATIONAL PROGRAM PILOT PROJECT.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of public instruction under section 20.255 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$100,000 for fiscal year 1990-91 to provide funds to the school district under chapter 119 of the statutes, for the first year of a 2-year program, to employ counselors for children adjudicated delinquent who are returning to school after release from a secured correctional facility or a child welfare agency licensed under section 48.60 of the statutes.

(2m) **ALCOHOL AND OTHER DRUG ABUSE POSITIONS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of public instruction under section 20.255 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$129,600 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 3.0 GPR positions for the purpose of assisting school districts with alcohol and other drug abuse programs funded under this act.

SECTION 3158. Appropriation changes; other.

(1) **PROBATION AND PAROLE HOLDS.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (b) of the statutes, as affected by the acts of 1989, are increased by \$250,000 for fiscal year 1989-90 and by \$880,700 for fiscal year 1990-91 to make payments to counties for persons held pending disposition of probation or parole revocation proceedings.

(1c) **CHALLENGE INCARCERATION.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$745,100 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 15.0 GPR positions to provide a challenge incarceration program.

(1d) **CHALLENGE INCARCERATION.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of

corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$108,000 for fiscal year 1990-91 to purchase services for the challenge incarceration program.

(4g) **KETTLE MORAINÉ TREATMENT PROGRAMS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$300,000 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 10.0 GPR positions for 2 alcohol and other drug abuse treatment programs at the Kettle Moraine correctional institution, including one program for inmates with moderate treatment needs and one program to evaluate and prepare inmates for subsequent placement in an intensive, long-term treatment program at the Winnebago drug abuse treatment center.

(4r) **TAYCHEEDAH TREATMENT PROGRAM.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$100,000 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 3.0 GPR positions to provide an intensive treatment program at the Taycheedah correctional institution.

~~(4xg) **HOUSE OF CORRECTIONS TREATMENT.** The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (ab) of the statutes, as affected by the acts of 1989, are increased by \$70,000 for fiscal year 1989-90 and by \$140,000 for fiscal year 1990-91 to provide alcohol and other drug abuse treatment programs at the Milwaukee county house of correction.~~

**Vetoed
in Part**

(4zm) **TAYCHEEDAH TREATMENT PROGRAM; PURCHASE OF SERVICES.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$5,800 for fiscal year 1990-91 to purchase services for an intensive treatment program at the Taycheedah correctional institution.

(4zr) **CHEMICALS, CHOICES AND CHANGES PROGRAM.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$19,200 for fiscal year 1990-91 to purchase services for the chemicals, choices and changes program.

(5g) **HALFWAY HOUSE FOR WOMEN PROBATIONERS AND PAROLEES.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (dd) of the statutes, as affected by the acts of 1989, is increased by \$137,500 for fiscal year

1990-91 to provide a halfway house that would provide day treatment and other services for women probationers and parolees.

(5r) **INTENSIVE SUPERVISION UNIT.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (b) of the statutes, as affected by the acts of 1989, is increased by \$65,000 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 2.0 GPR positions to provide an intensive probation and parole supervision team to provide services for women probationers or parolees in or near the city of Milwaukee.

(5s) **TREATMENT SERVICES.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$25,000 for fiscal year 1990-91 to provide treatment services for women probationers or parolees supervised by the team under subsection (5r).

(7m) **ELECTRONIC MONITORING.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (a) of the statutes, as affected by the acts of 1989, is increased by \$527,600 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 4.0 GPR positions and to provide assessment, testing, treatment and active electronic monitoring of probationers and parolees who have positive drug tests or have otherwise violated conditions of supervision and the violations relate to the abuse of alcohol or other drugs.

(7n) **ASSESSMENTS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (b) of the statutes, as affected by the acts of 1989, is increased by \$44,800 for fiscal year 1990-91 to increase the authorized FTE positions for the department by 1.0 GPR position and to provide alcohol or other drug abuse assessments of probationers and parolees.

(7p) **DRUG TESTING AND TREATMENT.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$215,400 for fiscal year 1990-91 to provide assessment

and treatment of probationers and parolees who have positive drug tests or have otherwise violated conditions of supervision and the violations relate to the abuse of alcohol or other drugs.

(8m) **CORRECTIONS; DAY TREATMENT.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$312,500 for fiscal year 1990-91 to provide 5 additional day treatment programs for community corrections.

(8n) **COMMUNITY CORRECTIONS; DAY TREATMENT AND OTHER NONRESIDENTIAL TREATMENT PROGRAMS.** The dollar amount in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 1989, is increased by \$325,000 for fiscal year 1990-91 for day treatment and other nonresidential treatment programs for community corrections.

SECTION 3203. Effective dates. This act takes effect on January 1, 1990, or the day after publication, whichever is later, except as follows:

(8) **BUILDING COMMISSION.**

(a) *Kettle Moraine correctional institution.* SECTION 3008 (1m) of this act takes effect on the day after publication.

(23) **HEALTH AND SOCIAL SERVICES.**

(a) *Juvenile corrections.* SECTION 3123 (5) and (6) of this act takes effect on the day after publication.

(b) *Priority in services for pregnant women.* SECTION 3023 (2) (b) of this act takes effect on the day after publication.

(bp) *Community aids matching.* The treatment of sections 49.52 (1) (d) and 51.423 (2) of the statutes takes effect on January 1, 1991.

(48) **REVENUE.**

(a) *Drug tax.* The treatment of sections 20.505 (6) (hm), chapter 139 (title) and subchapter IV of chapter 139 of the statutes takes effect on the first day of the 4th month beginning after publication.

(58) **OTHER.**

(a) *Home detention programs.* The treatment of sections 20.410 (1) (cm) and (gr) and 302.425 of the statutes and SECTION 3058 (3r) of this act take effect on July 1, 1990.