



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1666/6
ALL:kmg:kjf

r.m.a.

Soon

ASSEMBLY AMENDMENT,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

D-NOTE

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 45, line 23: delete "all".

****NOTE: Clarifies JCF intent that not all of the federal moneys need be used for distribution to school districts.

3 **2.** Page 320, line 7: delete "as a continuing appropriation."

****NOTE: Conforms language of this appropriation to the schedule and eliminates conflicting language in the appropriation.

4 **3.** Page 320, line 13: delete "as a continuing appropriation,".

****NOTE: Conforms language of this appropriation to the schedule and eliminates conflicting language in the appropriation.

5 **4.** Page 340, line 6: delete "From" and substitute "Biennially, from".

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6 **5.** Page 352, line 15: delete "From" and substitute "As a continuing
7 appropriation, from".

****NOTE: Conforms language of appropriation to schedule.

1 **6.** Page 368, line 1: after that line insert:

2 “**SECTION 491m.** 20.455 (5) (i) of the statutes is amended to read:

3 20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received
4 under s. 303.06 (2) and (3) for the administration of ch. 949 and for crime victim
5 compensation payments or services.”

****NOTE: Treats a cross-reference that was inadvertently omitted.

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INS.
2-9

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****NOTE: Corrects name of building project.

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INS
2-13

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2-9

✓

✓ # Page 788, line 19: delete "9139"⁹ and
substitute "9158".

*** NOTE: Corrects cross-reference.

INS 2-13, p. 1 of 5

✓ #. Page 1571, line 20: delete

"July" and substitute "August".

****NOTE: Corrects date to conform
to JCF intent.

INS 2-13, p. 2 of 5

✓ #. Page 1573, line 18: delete

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INS 2-13, p. 3 of 5

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INS 2-13, p. 4 of 5

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INS 2-13, p. 5 of 5

✓ #. Page 1579, line 6: delete

"July" and substitute "August".

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**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1666/7dn
ALL:kmg:kjf

September 16, 1999

CONFERENCE COMMITTEE TECHNICAL AMENDMENT

This is the **LRB technical amendment, for adoption by the conference committee.** See Steve Miller's memo of February 16, 1999, item #5, for instructions.

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ATTENTION: Attorneys — when redrafting, **DO NOT HOLD** on your desk as others will also need to add items to this amendment. Thank you.

Champagne, Rick

From: Kava, Russ
Sent: Wednesday, September 15, 1999 4:33 PM
To: Champagne, Rick
Subject: FW: P. I. L. T. Provision in Budget

Rick,

The federal cite for the national forest income payments is 16 USC 500.

One thing that was unresolved in my conversations with DNR was whether the substance of the change should appear in Chapter 16 or Chapter 59, where there is also a reference to the program [59.25(3)(r)]. DNR seems to think the change should be in Chapter 16.

Please give me a call after you've had a chance to look at this and we can discuss it further.

Thanks,
Russ

-----Original Message-----

From: Thompson, Eric R
Sent: Monday, August 02, 1999 4:44 PM
To: Grinde, Kirsten
Cc: Kava, Russ; Heinen, Paul H; Polasek jr., Joseph P
Subject: P. I. L. T. Provision in Budget

Kirsten,

Thanks for bringing to our attention the issue regarding the change in the way Payments In Lieu Of Taxes are distributed for acres of national forest included in the Joint Finance version of the 1999-01 biennial budget.

We looked at the language in the budget bill, the wording of Motion #1192, worked through several scenarios of the way the payments would be distributed, and concluded that a drafting error was made in the interpretation of the motion. We believe the error could be corrected, and the intent of the motion incorporated in the bill by changing the wording of Section 78r creating s. 16.54(11)(b) by substituting "the 25% national forest income payment" in place of "federal payments in lieu of taxes". Also, Section 78q should be deleted, because there would be no exception in par.(b) and no need to change current law.

We believe what the motion intended to do was to re-direct the national forest income payment to school districts so that it would not be subtracted from the PILT payment when determining the amount going to a county, and eventually the towns. Under current law, the PILT payment is determined by multiplying the number of national forest acres in a county times the per acre payment, and then subtracting from the total any amount received by a local unit of government for national forest income payments. A school district, however, is not defined as a "local unit of government" under the federal law, so if the national forest income payment went directly to the school district, it would not be subtracted in determining the PILT payment to the county. The net result would be a windfall payment to the school district, and no loss in PILT payments to the counties (and eventually the towns).

The way it would work under the current language in the bill is that the national forest income payment would still go to the county, and still be subtracted out in determining the PILT payment. The net result would be no net increase in total income coming into a geographic area, but the PILT payment would go to the school district, and not to the counties (and eventually the towns). This would take money now going to towns, and redirect it to go to the school districts.

We have brought this to the attention of the Legislative Fiscal Bureau, and we plan to discuss this with Sen. Jauch's office (author of the motion) to see if an amendment to the budget is warranted.

ET

Champagne, Rick

From: Kava, Russ
Sent: Wednesday, September 22, 1999 9:28 AM
To: Champagne, Rick
Subject: RE:

Rick,

I just talked to one of the management accountants in DNR who informed me that the only revenue that is deposited in s. 20.370(5)(bx) is the national forest income payment. Presumably, then, if you're going to create the new s. 16.54(14), the language to that appropriation should be changed as well. I'm not sure if this means we have to rope Mary or Robin into this now as well. If you have any questions or concerns, let me know.

Russ

-----Original Message-----

From: Champagne, Rick
Sent: Tuesday, September 21, 1999 2:47 PM
To: Kava, Russ
Cc: Shovers, Marc
Subject:

Russ --

Here is how I would draft the technical amendment:

1. Delete the material beginning on pg., 45, ln. 13 and ending on pg. 46, ln.2.
2. Create a s. 16.54 (14), which would read:

All moneys received by the state as national forest income under 16 USC 500 shall be distributed to school districts that contain national forest lands within their boundaries. The distribution shall reflect the number of acres of national forest land that are located within the school district.

3. I will also repeal s. 59.25 (3) (r).

Let me know if this reflects the intent of the motion.

Rick

as certified by the
U.S. Forest
Service
proportion
acreage



D-Note
State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb16667 8
ALL:kmg:kjf

Today

RM has been
run

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TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133**

Insert 1-3

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3 20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received
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****NOTE: Treats a cross-reference that was inadvertently omitted.

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Insert
2-70

10

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1666/8ins
ALL::

1-3
✓ 1. Page 45, line 13: delete the material beginning with that line and ending with page 46, line 2, and substitute:

11M
"SECTION 78t. 16.54 (14) of the statutes is created to read:

11M
16.54 (14) All moneys received by the state as national forest income under 16 USC 500 shall be distributed to school districts that contain national forest lands within their boundaries. The distribution to each school district shall reflect the proportion of national forest acreage located within the school district as certified by the U.S. forest service."

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys to school districts ~~received~~ received from the federal government under 16 USC 500.

18
✓ 2. Page 317, line 18: after that line insert:

8x
"SECTION 31 ~~18~~. 20.370 (5) (bx) of the statutes is amended to read:

20.370 (5) (bx) *Resource aids — national forest income aids.* All moneys received from the U.S. government for allotments to counties school districts containing national forest lands, ~~and designated for the benefit of public roads in such counties,~~ shall be distributed in proportion to the national forest acreage in each county school district as certified by the U.S. forest service. Such distribution shall be made annually within 60 days after receipt of the money from the federal government."

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (f); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248.

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys to school districts ~~received~~ received from the federal government under 16 USC 500.

2-10
✓ 3. Page 760, line 18: after that line insert:

✓ ✓
"SECTION 1576m. 59.25 (3) (r) of the statutes is repealed."

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys to school districts ~~that are~~ received from the federal government under 16 USC 500.

end of
2-10

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1666/7dr 8JN
ALL:kmg:kjf

~~September 16, 1999~~

CONFERENCE COMMITTEE TECHNICAL AMENDMENT

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LEGISLATIVE REFERENCE BUREAU**

LRBb1666/8dn
ALL:kmg:hmh

September 22, 1999

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TODAY 9/27

1999 - 2000 LEGISLATURE

LRBb1666/89
ALL:kmg:mkh

D-NOTE

**ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133**

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2 **1.** Page 45, line 13: delete the material beginning with that line and ending
3 with page 46, line 2, and substitute:

4 **"SECTION 78t.** 16.54 (11m) of the statutes is created to read:

5 16.54 (11m) All moneys received by the state as national forest income under
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9 the U.S. forest service."

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10 **2.** Page 317, line 18: after that line insert:

11 **"SECTION 318x.** 20.370 (5) (bx) of the statutes is amended to read:

1 20.370 (5) (bx) *Resource aids — national forest income aids.* All moneys
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 ***NOTE: Conforms language of appropriation to schedule.

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INSERT
3-9

10 **17.** Page 1571, line 20: delete “July” and substitute “August”.

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11 **18.** Page 1573, line 18: delete “July” and substitute “August”.

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12 **19.** Page 1578, line 7: delete “July” and substitute “August”.

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3

(END)

D-NOTE

INSERT 3.9

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU - LEGAL SECTION
(608-266-3561)

#. Page 1515, line 2: delete "2" and substitute

"4".

**** NOTE: Clarifies the intent of JCF to fund 4 behavioral health managed care demonstration projects.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1666/8da 9dn
ALL:kmg:hah

September 22, 1999

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LRBb1666/9dn
ALL:kmg:km

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1999 - 2000 LEGISLATURE

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LEGISLATIVE REFERENCE BUREAU**

LRBb1666/10dn
ALL:kmg:hmh

CONFERENCE COMMITTEE TECHNICAL AMENDMENT

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FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1666/④dn 11
ALL:kmg:hmh

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LD-Note

1999 - 2000 LEGISLATURE

LRBb1666/10 11

ALL:kmg:hmh

Today

RM has been
run

**ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 45, line 13: delete the material beginning with that line and ending
3 with page 46, line 2, and substitute:

4 "SECTION 78t. 16.54 (11m) of the statutes is created to read:

5 16.54 (11m) All moneys received by the state as national forest income under
6 16 USC 500 shall be distributed to school districts that contain national forest lands
7 within their boundaries. The distribution to each school district shall reflect the
8 proportion of national forest acreage located within the school district ~~as certified by~~

9 the U.S. forest service."

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys received from the federal government under 16 USC 500 to school districts.

10 **2.** Page 317, line 18: after that line insert:

11 "SECTION 318x. 20.370 (5) (bx) of the statutes is amended to read:

1 20.370 (5) (bx) *Resource aids — national forest income aids.* All moneys
2 received from the U.S. government for allotments to ~~counties~~ school districts
3 containing national forest lands, ~~and designated for the benefit of public roads in~~
4 ~~such counties,~~ shall be distributed in proportion to the national forest acreage in each
5 county/school district ~~as certified by the U.S. forest service.~~ Such distribution shall
6 be made annually within 60 days after receipt of the money from the federal
7 government. ”.

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys received from the federal government under 16 USC 500 to school districts.

8 **3.** Page 320, line 7: delete “as a continuing appropriation,”.

****NOTE: Conforms language of this appropriation to the schedule and eliminates conflicting language in the appropriation.

9 **4.** Page 320, line 13: delete “as a continuing appropriation,”.

****NOTE: Conforms language of this appropriation to the schedule and eliminates conflicting language in the appropriation.

10 **5.** Page 340, line 6: delete “From” and substitute “Biennially, from”.

****NOTE: Conforms language of appropriation to schedule.

11 **6.** Page 352, line 15: delete “From” and substitute “As a continuing
12 appropriation, from”.

****NOTE: Conforms language of appropriation to schedule.

13 **7.** Page 368, line 1: after that line insert:

14 “SECTION 491m. 20.455 (5) (i) of the statutes is amended to read:

15 20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received
16 under s. 303.06 (2) ~~and (3)~~ for the administration of ch. 949 and for crime victim
17 compensation payments or services.”.

****NOTE: Treats a cross-reference that was inadvertently omitted.

18 **8.** Page 597, line 23: delete “nonprofit”.

****NOTE: Corrects restrictive requirement for contracts to operate care management organizations to conform to JCF intent.

1 **9.** Page 622, line 7: delete lines 7 to 14.

****NOTE: Conforms to JCF intent.

2 **10.** Page 682, line 16: delete “49.143 (3p)” and substitute “49.179”.

****NOTE: Corrects cross-reference.

3 **11.** Page 686, line 6: after “46.93” insert “, 46.99”.

****NOTE: Inserts cite that was inadvertently omitted.

4 **12.** Page 760, line 18: after that line insert:

5 “SECTION 1576m. 59.25 (3) (r) of the statutes is repealed.”.

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys received from the federal government under 16 USC 500 to school districts.

6 **13.** Page 788, line 19: delete “9139” and substitute “9158”.

****NOTE: Corrects cross-reference.

7 **14.** Page 797, line 7: delete “~~that is~~” and substitute “that is”.

****NOTE: Corrects striking.

8 **15.** Page 1484, line 4: substitute “services” for “sciences”.

****NOTE: Corrects name of building project.

9 **16.** Page 1513, line 23: after “statutes” insert “as compared to those costs”.

****NOTE: Corrects requirement for an alternative to family care to conform to JCF intent.

10 **17.** Page 1514, line 8: after “services” insert “corresponding to those”.

****NOTE: Clarifies JCF intent that resource centers operating under an alternative to family care need not operate under statutory provisions in providing specified services.

11 **18.** Page 1515, line 2: delete “2” and substitute “4”.

****NOTE: Clarifies the intent of JCF to fund 4 behavioral health managed care demonstration projects.

12 **19.** Page 1571, line 20: delete “July” and substitute “August”.

****NOTE: Corrects date to conform to JCF intent.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1666/11dn
ALL:kmg:km

September 28, 1999

CONFERENCE COMMITTEE TECHNICAL AMENDMENT

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1666/41
ALL:kmg:km

ASSEMBLY AMENDMENT,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

12
r.m.c.

NOTE

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 45, line 13: delete the material beginning with that line and ending
- 3 with page 46, line 2, and substitute:
- 4 **"SECTION 78t.** 16.54 (11m) of the statutes is created to read:
- 5 16.54 (11m) All moneys received by the state as national forest income under
- 6 16 USC 500 shall be distributed to school districts that contain national forest lands
- 7 within their boundaries. The distribution to each school district shall reflect the
- 8 proportion of national forest acreage located within the school district."
- 9 **2.** Page 317, line 18: after that line insert:
- 10 **"SECTION 318x.** 20.370 (5) (bx) of the statutes is amended to read:

***NOTE: Clarifies the intent of JCF to distribute national forest lands moneys received from the federal government under 16 USC 500 to school districts.

1 20.370 (5) (bx) *Resource aids — national forest income aids.* All moneys
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3 containing national forest lands, ~~and designated for the benefit of public roads in~~
4 ~~such counties,~~ shall be distributed in proportion to the national forest acreage in each
5 ~~county as certified by the U.S. forest service~~ school district. Such distribution shall
6 be made annually within 60 days after receipt of the money from the federal
7 government.”

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 ***NOTE: Conforms language of this appropriation to the schedule and eliminates
conflicting language in the appropriation.

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10 **5.** Page 340, line 6: delete “From” and substitute “Biennially, from”.

 ***NOTE: Conforms language of appropriation to schedule.

11 **6.** Page 352, line 15: delete “From” and substitute “As a continuing
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15 20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received
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17 compensation payments or services.”

 ***NOTE: Treats a cross-reference that was inadvertently omitted.

18 **8.** Page 597, line 23: delete “nonprofit”.

#. Page 682, line 18: delete "9357" and substitute "9257".
***NOTE: corrects cross-reference.

****NOTE: Corrects restrictive requirement for contracts to operate care management organizations to conform to JCF intent.

1 **9.** Page 622, line 7: delete lines 7 to 14.

****NOTE: Conforms to JCF intent.

2 **10.** Page 682, line 16: delete "49.143 (3p)" and substitute "49.179".

****NOTE: Corrects cross-reference.

3 **11.** Page 686, line 6: after "46.93" insert ", 46.99".

****NOTE: Inserts cite that was inadvertently omitted.

4 **12.** Page 760, line 18: after that line insert:

5 **"SECTION 1576m.** 59.25 (3) (r) of the statutes is repealed."

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys received from the federal government under 16 USC 500 to school districts.

6 **13.** Page 788, line 19: delete "9139" and substitute "9158".

****NOTE: Corrects cross-reference.

7 **14.** Page 797, line 7: delete "that is" and substitute "that is".

****NOTE: Corrects striking.

8 **15.** Page 1484, line 4: substitute "services" for "sciences".

****NOTE: Corrects name of building project.

9 **16.** Page 1513, line 23: after "statutes" insert "as compared to those costs".

****NOTE: Corrects requirement for an alternative to family care to conform to JCF intent.

10 **17.** Page 1514, line 8: after "services" insert "corresponding to those".

****NOTE: Clarifies JCF intent that resource centers operating under an alternative to family care need not operate under statutory provisions in providing specified services.

11 **18.** Page 1515, line 2: delete "2" and substitute "4".

****NOTE: Clarifies the intent of JCF to fund 4 behavioral health managed care demonstration projects.

12 **19.** Page 1571, line 20: delete "July" and substitute "August".

****NOTE: Corrects date to conform to JCF intent.

#. Page 1508, line 10: before "108.07 (B)(b);" insert "20.455 (5)(i);".
***NOTE: Treats a cross-reference that was inadvertently omitted.

#. Page 1559, line 19: delete "2000-2001" and substitute "2000-01".
***NOTE: Conforms text to current style.

1 **20.** Page 1573, line 18: delete "July" and substitute "August".

 ***NOTE: Corrects date to conform to JCF intent.

2 **21.** Page 1578, line 7: delete "July" and substitute "August".

 ***NOTE: Corrects date to conform to JCF intent.

3 **22.** Page 1578, line 20: delete "July" and substitute "August".

 ***NOTE: Corrects date to conform to JCF intent.

4 **23.** Page 1579, line 6: delete "July" and substitute "August".

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5 **24.** Page 1598, line 19: after "71.01 (16)" insert ", 71.05 (6) (b) 29.".

 ***NOTE: Inserts a cite that was inadvertently omitted.

6

(END)

✓ #. Page 1608, line 5: before "108.07
(8)(b)," insert "20.455⁵(5)(i),".

***NOTE: Treats a cross-reference that was
inadvertently omitted.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1666/12dn
ALL:kmg:km

September 28, 1999

CONFERENCE COMMITTEE TECHNICAL AMENDMENT

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**DRAFTER'S NOTE
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LRBb1666/12dn
ALL:kmg:km

September 30, 1999

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TODAY 10/11

WPO: PLEASE ADD D-NOTE

**ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133**

D-NOTE

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8 proportion of national forest acreage located within the school district."

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similar

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LRBb1666/12dn
ALL:kmg:km

13

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LRBb1666/13dn
ALL:kmg:mrc

October 2, 1999

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1666/13
ALL:kmg:mrc

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TO 1999 ASSEMBLY BILL 133**

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