

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB75)**

Received: **06/11/2009**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Leah Vukmir (608) 266-9180**

By/Representing: **Dean Cady**

This file may be shown to any legislator: **NO**

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - miscellaneous**

Extra Copies: **TKK**

Submit via email: **YES**

Requester's email: **Rep.Vukmir@legis.wisconsin.gov**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

School district borrowing; shared cost exclusion

---

**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 06/11/2009 chanaman 06/11/2009	bkraft 06/11/2009		_____			
/1	chanaman 06/12/2009	bkraft 06/12/2009	mduchek 06/11/2009	_____	mbarman 06/11/2009	mbarman 06/11/2009	
/2	chanaman 06/12/2009	bkraft 06/12/2009	phenry 06/12/2009	_____	cduerst 06/12/2009	cduerst 06/12/2009	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	chanaman 06/12/2009	bkraft 06/12/2009	phenry 06/12/2009	_____	lparisi 06/12/2009	lparisi 06/12/2009	
/4			phenry 06/12/2009	_____	cduerst 06/12/2009	cduerst 06/12/2009	

FE Sent For:

**<END>**

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/2	chanaman 06/12/2009	bkraft 06/12/2009	phenry 06/12/2009	<u>6/12</u>	cduerst 06/12/2009	cduerst 06/12/2009	

6/12 ph 12 PL/jr

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

/3

*14 bjk 6/12*

phenry \_\_\_\_\_  
06/12/2009 \_\_\_\_\_

lparisi  
06/12/2009

lparisi  
06/12/2009

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/2			phenry 06/12/2009	_____	cduerst 06/12/2009	cduerst 06/12/2009	

13 bjk 6/12

6/12/09  
p

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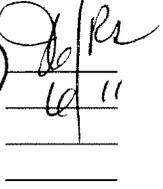
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See attached

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1/?	pgrant 06/11/2009 chanaman	1/1 bjk 6/11					

FE Sent For:

<END>

**Grant, Peter**

---

**From:** Grant, Peter  
**Sent:** Wednesday, June 10, 2009 9:38 AM  
**To:** Cady, Dean  
**Subject:** RE: Budget Amendment / draft request

6-9-180

Hi Dean. I'm not sure what you mean by "short-term borrow." Under your instructions, a school district could borrow "long-term" for expenditures that continue from year to year, and could borrow "short-term" for expenses that do not continue from year to year. Not sure how that's different from current law. Here's s. 67.12 (8), regarding temporary borrowing by school boards. See, in particular, the material italicized.

**67.12 (8) Temporary borrowing by school board.**

(a) The school board of any common, union high school or unified school district may:

1. After the tax for operation and maintenance of the schools for the current school year has been voted, borrow money as needed to meet the immediate expenses of operating and maintaining the public instruction in the school district during the current school year. *No such loan may extend beyond November 1 of the following school year.*
2. In June prior to voting an annual tax for the operation and maintenance of the schools for the subsequent school year, and in July and August prior to voting an annual tax for the operation and maintenance of the schools for the current school year, borrow money as needed to meet the immediate expenses of operating and maintaining the public instruction in the school district from July 1 to the last working day in October. The school board may borrow money under this subdivision only upon a recorded resolution adopted by a two-thirds vote of its members. The resolution shall levy an irrepealable tax sufficient in amount to pay the principal of the loan and the interest thereon as they become due and payable. *If the borrowing occurs in June, the loan shall be repaid on or before November 1 of the 2nd school year commencing after the date of the loan. If the borrowing occurs in July or August, the loan shall be repaid on or before November 1 of the school year commencing after the date of the loan.*

(b) 1. The total amount borrowed under par. (a) may not exceed one-half the estimated receipts for the operation and maintenance of the school district for the school year in which the borrowing occurs, as certified by the school district clerk.

2. To evidence a loan under par. (a), the school board shall deliver to the lender its tax and revenue anticipation promissory note or notes or its school order. Each note and each order shall be executed as provided in s. 67.08 (1) and may be registered under s. 67.09. Each note or order, when paid, shall be receipted and returned to the school district treasurer.

School districts can also borrow using promissory notes, for up to 10 years, for any public purpose. And finally, school districts can issue bonds, which are payable not later than 20 years after they're issued.

Maybe Representative Vukmir would like the amendment to restrict the issuance of promissory notes (issued for up to 10 years) for immediate expenses of operating and maintaining the school district during the current school year. I'm not sure if school districts actually do that, since they can borrow short term, as shown above. But, assuming they do, would that accomplish her objective?

Peter

---

**From:** Cady, Dean  
**Sent:** Wednesday, June 10, 2009 9:05 AM  
**To:** Grant, Peter  
**Subject:** Budget Amendment / draft request

Good morning Peter, this is deano from representative Vukmir's office. Leah is wondering if she could have a budget amendment drafted relating to K-12. The language she would like incorporated in the amendment is as follows:

1. **A school district shall not short-term borrow for any expenditures that continue from year to year. This prohibition specifically includes salaries and benefits of all employees.**
2. **If a school district is already short-term borrowing during the year ending December 31, 2009, that school district may continue to short-term borrow on an annual basis up to the dollar amount**

**in place for the calendar year ending December 31, 2009.**

The intent here is to offset the anticipated changes in the budget (the repeal of the QEO, arbitration rules, decreased state aid) and require school districts to be more fiscally responsible. If you have any questions give me shout.  
deano

**Grant, Peter**

---

**From:** Cady, Dean  
**Sent:** Thursday, June 11, 2009 2:00 PM  
**To:** Grant, Peter  
**Subject:** FW: Response from Drafter

Here's the Email I referned. Thankx a mil Peter.  
Deano

---

**From:** John Mack [mailto:mackjo@wauwatosak12.wi.us]  
**Sent:** Thursday, June 11, 2009 12:41 PM  
**To:** Cady, Dean  
**Cc:** Phil Ertl  
**Subject:** Re: Response from Drafter

Hi Dean,

It was a pleasure to discuss this issue with you on the phone today. I'd be happy to review any changes you make to Section 67.12.

Below is a summary of the ideas. The language in Section 67.12 could be altered to include these ideas or that language could be completely replaced. The basic concept here is that a school district must live within its revenue limit authority. Short term borrowing allows districts to "go above" that limit by using fund balance (measured at June 30th-which is a fallacy) to pay for salaries and benefits or other ongoing expenditures. The new language would protect a school's fund balance by prohibiting short term borrowing.

1. A school district may not short term borrow for any expenditures that continue from year-to-year (on going expenditures). This specifically includes salaries and benefits of all employees.
2. Additionally, if a school district is already short term borrowing, they may continue to borrow on an annual basis at the same level in place for the calendar year ending December 31st, 2009. (This will allow school district to stay at the same level they are this year as we move forward). Going forward they will have to balance their budgets ; fund balances will stabilize ; Equalization Aid appropriations from the State will be reduced because no fund balance is being spent.
3. (Added) A school district may go to referendum to exceed the revenue cap for teacher salaries and benefits. The referendum amount will be EXCLUDED from the State's equalization aid formula. Specifically, the referendum amount will be permanently EXCLUDED from a district's "Net Shared Cost" in the equalization aid calculation. This provision would allow "local" control which would be CRITICAL if revenue caps remain, the QEO is removed, and teachers go to arbitration. In addition, Equalization Aid appropriations from the State will be reduced because taxpayers voted and approved these expenditures OUTSIDE of the State financial formulas.

I think the combination of all three of these items would take a lot of financial pressure off both school districts and the State. It would also provide a mechanism for districts to go to referendum for higher teacher salaries provided their "local" public approves. Lastly it would "save" districts from going bankrupt and relieve the State of taking over these districts.

John  
John J. Mack  
Director of Business Services  
Wauwatosa School District

Phone: 414-773-1072  
06/11/2009

Response from Drafter

Fax: 414-773-1059  
mackjo@wauwatosa.k12.wi.us

>>> "Cady, Dean" <Dean.Cady@legis.wisconsin.gov> 6/11/2009 8:59 AM >>>

John, as we discussed, the following is the complete response I received from the drafter (let me know your thoughts):

Hi Dean. I'm not sure what you mean by "short-term borrow." Under your instructions, a school district could borrow "long-term" for expenditures that continue from year to year, and could borrow "short-term" for expenses that do not continue from year to year. Not sure how that's different from current law. Here's s. 67.12 (8), regarding temporary borrowing by school boards. See, in particular, the material italicized.

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Peter

2009

Date (time) needed \_\_\_\_\_

LRB b 0991 1 1

**BUDGET AMENDMENT**

PG : bjk : \_\_\_\_\_

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**(A) S AMENDMENT TO 2009 AB 75 to ASA 1**

SA

At the locations indicated, amend the bill as follows:

#. Page 740, line 11: alter that line insert (.)

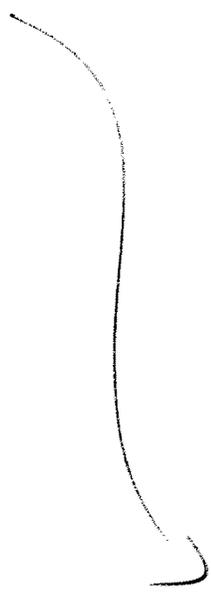
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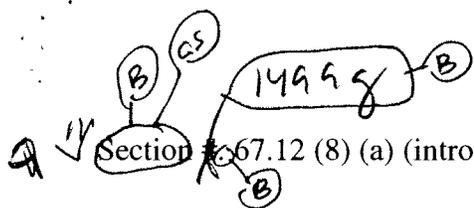
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Section 67.12 (8) (a) (intro.) of the statutes is amended to read:

Except as provided in par. (am), the  
 67.12 (8) (a) (intro.) The school board of any common, union high school or unified school district  
 may:

History: 1971 c. 49, 144; 1971 c. 152 s. 38; 1971 c. 164, 215; 1973 c. 172, 250; 1975 c. 311; 1977 c. 29; 1977 c. 272  
 s. 98; 1977 c. 418; 1979 c. 34; 1979 c. 110 s. 60 (13); 1979 c. 221, 297; 1981 c. 20, 254; 1981 c. 282 ss. 29, 45; 1981  
 c. 314; 1983 a. 24, 27, 192, 207, 368, 538; 1985 a. 101, 225; 1987 a. 197, 391, 399, 403; 1989 a. 31, 56, 192, 336, 366;  
 1991 a. 32, 49; 1993 a. 399; 1995 a. 27, 227, 232, 358; 1997 a. 35, 286; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 182;  
 2001 a. 16; 2003 a. 43; 2007 a. 115, 188; s. 13.92 (2) (i).

SECTION 1499r. CR. 67.12 (8) (am)

67.12 (8) (am) A school board may not  
 borrow under this subsection to pay employee  
 salaries or fringe benefits.

# Page 740 line 13 delete "Any" and  
 substitute "Any" Except as provided in par. (am),  
 any "

# Page 740 line 23 after that line insert:



~~SEC. 67.12(12)(b), 67.12(12)(b)2.~~

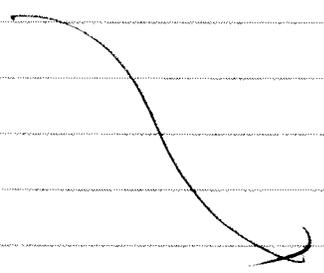
Q# SECTION 67.12(12)(am) CR. 67.12(12)(am)

Q# 67.12(12)(am) ~~except as provided~~

~~no~~ A school board may <sup>not</sup> issue promissory notes <sup>sub</sup> under this section to pay employee

salaries or fringe benefits

Q# Page 1261 line 23 (i) after that line insert (i)



Section # 121.07 (6) (a) (intro.) of the statutes is amended to read:

121.07 (6) (a) (intro.) "Shared cost" is the sum of the net cost of the general fund and the net cost of the debt service fund, except that "shared cost" excludes any costs, including attorney fees, incurred by a school district as a result of its participation in a lawsuit commenced against the state, beginning with such costs incurred in the fiscal year in which the lawsuit is commenced, excludes any expenditures from a capital improvement fund created under s. 120.135 and excludes the costs of transporting those transfer pupils for whom the school district operating under ch. 119 does not receive intradistrict transfer aid under s. 121.85 (6) as a result of s. 121.85 (6) (am). In this paragraph, "net cost of the debt service fund" includes all of the following amounts:

History: 1971 c. 125; 1973 c. 61, 90, 190, 333; 1975 c. 39; 1977 c. 29, 178, 418; 1979 c. 34, 221; 1981 c. 20, 317, 385; 1983 a. 27, 212; 1985 a. 29; 1987 a. 27; 1989 a. 31, 114, 309, 336, 359; 1991 a. 39, 269, 315; 1993 a. 16, 437; 1995 a. 27 ss. 4046m to 4064, 9145 (1); 1997 a. 27, 113, 286; 1999 a. 9, 17; 2001 a. 16, 109; 2003 a. 33; 2005 a. 25.

expenditures  
and excludes any for employee salaries or fringe benefits from excess revenue approved by a referendum under s. 121.91(3)

¶ # Page 1873, line 10<sup>(1)</sup> after that  
line insert <sup>(1)</sup>

¶ " (7)<sup>(1)</sup> SCHOOL DISTRICT BORROWING<sup>(AS)</sup> The  
treatment of section 67012<sup>(8)</sup>(a)(intro) ~~and~~  
and (12)<sup>(am)</sup> of the statutes and the  
creation of section 67.12 (12) (8) (am) of  
the statutes<sup>2</sup> first applies to resolutions to  
borrow adopted on the effective date of  
this subsection <sup>(1)</sup>

¶ (7)<sup>(1)</sup> SHARED COST<sup>(CS)</sup> The treatment of  
section 121007<sup>(6)</sup>(a)(intro) of the statutes  
first applies to resolutions adopted under  
section 121094<sup>(3)</sup>(a) of the statutes adopted  
on the effective date of this subsection <sup>(1)</sup>

(End)



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBb0991/0  
PG:bjk:md  
stay!  
cmh

ASSEMBLY AMENDMENT,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 75

SA  
K-ref

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

2 **1.** Page 740, line 11: after that line insert:

3 “SECTION 1499g. 67.12 (8) (a) (intro.) of the statutes is amended to read:

4 67.12 (8) (a) (intro.) The Except as provided in par. (am), the school board of any  
5 common, union high school or unified school district may:

6 SECTION 1499r. 67.12 (8) (am) of the statutes is created to read:

7 67.12 (8) (am) A school board may not borrow under this subsection to pay  
8 employee salaries or fringe benefits.”

9 **2.** Page 740, line 13: delete “Any” and substitute “Any Except as provided in  
10 par. (am), any”.

11 **3.** Page 740, line 23: after that line insert:

12 “SECTION 1500m. 67.12 (12) (am) of the statutes is created to read:



2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBb0991/2ins  
CMH:.....

1           Insert 2-3

2           **1.** Page 1190, line 19: after “employees” insert “and shall adhere to subd. 7p.  
3 for a collective bargaining unit consisting of school district employees”.

4           **2.** Page 1195, line 22: after that line insert:

5           “**SECTION 2231p.** 111.70 (4) (cm) 7p. of the statutes is created to read:

6           111.70 (4) (cm) 7p. <sup>①</sup>Factors for school districts.’ In making any decision under  
7 the arbitration procedures authorized by this paragraph, if the decision involves a  
8 collective bargaining unit consisting of school district employees, the arbitrator or  
9 arbitration panel may not give weight to accumulated fund balances, and, if the  
10 decision is in the favor of the labor union, the municipal employer may not use any  
11 expenditure for municipal employee salaries or fringe benefits from excess revenue  
12 approved by referendum under s. 121.91 (3).”.

13

14           Insert 2-16

15           **3.** Page 1864, line 8: after “7g.,” insert “7p.,”.

## Hanaman, Cathlene

---

**From:** Cady, Dean  
**Sent:** Friday, June 12, 2009 1:35 PM  
**To:** Hanaman, Cathlene  
**Subject:** RE: Response from Drafter

Cathlene, Leah just asked me to see if the following change can be made to 0991/2 (this will be the last change), beginning, line 12:

"fringe benefits from ~~excess revenue approved by referendum under s.121.91 (3).~~"

So, there would be a period after benefits. :)  
I totally apologize for this Cathlene, Thank You.  
deano

---

**From:** Hanaman, Cathlene  
**Sent:** Friday, June 12, 2009 10:48 AM  
**To:** Cady, Dean  
**Subject:** RE: Response from Drafter

thanks

---

**From:** Cady, Dean  
**Sent:** Friday, June 12, 2009 10:39 AM  
**To:** Hanaman, Cathlene  
**Subject:** RE: Response from Drafter

Hi Cathlene, deano, again. I hate to do this to you but could you make a change to 0991? Rep. Vukmir asked to have the following language added to the amendment:

For arbitration decisions involving a unit consisting of school district employees, an arbitrator would not give weight to accumulated fund balances, and, if the arbitrator rules in the union's favor, the District is excluded from using any expenditures for employee salaries or fringe benefits from excess revenue approved by referendum under sec.121.91 (3).

If you have any questions (I hope this all makes sense) just let me know, and again, Thank You.  
deano

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**From:** Hanaman, Cathlene  
**Sent:** Thursday, June 11, 2009 3:15 PM  
**To:** Cady, Dean  
**Subject:** FW: Response from Drafter

Deano:

Peter tells me you want these provisions to be excluded from arbitration; do you mean you want them as a prohibited subject of collective bargaining? If so, what should be prohibited?

Cathlene

---

From: Cady, Dean  
Sent: Thursday, June 11, 2009 2:00 PM  
To: Grant, Peter  
Subject: FW: Response from Drafter

Here's the Email I referned. Thankx a mil Peter.  
Deano

---

From: John Mack [<mailto:mackjo@wauwatosa.k12.wi.us>]  
Sent: Thursday, June 11, 2009 12:41 PM  
To: Cady, Dean  
Cc: Phil Ertl  
Subject: Re: Response from Drafter

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Below is a summary of the ideas. The language in Section 67.12 could be altered to include these ideas or that language could be completely replaced. The basic concept here is that a school district must live within its revenue limit authority. Short term borrowing allows districts to "go above" that limit by using fund balance (measured at June 30th-which is a fallacy) to pay for salaries and benefits or other ongoing expenditures. The new language would protect a school's fund balance by prohibiting short term borrowing.

1. A school district may not short term borrow for any expenditures that continue from year-to-year (on going expenditures). This specifically includes salaries and benefits of all employees.
2. Additionally, if a school district is already short term borrowing, they may continue to borrow on an annual basis at the same level in place for the calendar year ending December 31st, 2009. (This will allow school district to stay at the same level they are this year as we move forward). Going forward they will have to balance their budgets ; fund balances will stabilize ; Equalization Aid appropriations from the State will be reduced because no fund balance is being spent.
3. (Added) A school district may go to referendum to exceed the revenue cap for teacher salaries and benefits. The referendum amount will be EXCLUDED from the State's equalization aid formula. Specifically, the referendum amount will be permanently EXCLUDED from a district's "Net Shared Cost" in the equalization aid calculation. This provision would allow "local" control which would be CRITICAL if revenue caps remain, the QEO is removed, and teachers go to arbitration. In addition, Equalization Aid appropriations from the State will be reduced because taxpayers voted and approved these expenditures OUTSIDE of the State financial formulas.

I think the combination of all three of these items would take a lot of financial pressure off both school districts and the State. It would also provide a mechanism for districts to go to referendum for higher teacher salaries provided their "local" public approves. Lastly it would "save" districts from going bankrupt and relieve the State of taking over these districts.

John

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>> "Cady, Dean" <[Dean.Cady@legis.wisconsin.gov](mailto:Dean.Cady@legis.wisconsin.gov)> 6/11/2009 8:59 AM >>>

John, as we discussed, the following is the complete response I received from the drafter (let me know your thoughts):

Hi Dean. I'm not sure what you mean by "short-term borrow." Under your instructions, a school district could borrow "long-term" for expenditures that continue from year to year, and could borrow "short-term" for expenses that do not continue from year to year. Not sure how that's different from current law. Here's s. 67.12 (8), regarding temporary borrowing by school boards. See, in particular, the material italicized.

67.12 (8) Temporary borrowing by school board.

(a) The school board of any common, union high school or unified school district may:

1. After the tax for operation and maintenance of the schools for the current school year has been voted, borrow money as needed to meet the immediate expenses of operating and maintaining the public instruction in the school district during the current school year. No such loan may extend beyond November 1 of the following school year.
2. In June prior to voting an annual tax for the operation and maintenance of the schools for the subsequent school year, and in July and August prior to voting an annual tax for the operation and maintenance of the schools for the current school year, borrow money as needed to meet the immediate expenses of operating and maintaining the public instruction in the school district from July 1 to the last working day in October. The school board may borrow money under this subdivision only upon a recorded resolution adopted by a two-thirds vote of its members. The resolution shall levy an irrevocable tax sufficient in amount to pay the principal of the loan and the interest thereon as they become due and payable. If the borrowing occurs in June, the loan shall be repaid on or before November 1 of the 2nd school year commencing after the date of the loan. If the borrowing occurs in July or August, the loan shall be repaid on or before November 1 of the school year commencing after the date of the loan.

(b) 1. The total amount borrowed under par. (a) may not exceed one-half the estimated receipts for the operation and maintenance of the school district for the school year in which the borrowing occurs, as certified by the school district clerk.

2. To evidence a loan under par. (a), the school board shall deliver to the lender its tax and revenue anticipation promissory note or notes or its school order. Each note and each order shall be executed as provided in s. 67.08 (1) and may be registered under s. 67.09. Each note or order, when paid, shall be receipted and returned to the school district treasurer.

School districts can also borrow using promissory notes, for up to 10 years, for any public purpose. And finally, school districts can issue bonds, which are payable not later than 20 years after they're issued.

Maybe Representative Vukmir would like the amendment to restrict the issuance of promissory notes (issued for up to 10 years) for immediate expenses of operating and maintaining the school district during the current school year. I'm not sure if school districts actually do that, since they can borrow short term, as shown above. But, assuming they do, would that accomplish her objective?

Peter



State of Wisconsin  
2009 - 2010 LEGISLATURE

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stays

ASSEMBLY AMENDMENT ,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 75

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

2 **1.** Page 740, line 11: after that line insert:

3 “SECTION 1499g. 67.12 (8) (a) (intro.) of the statutes is amended to read:

4 67.12 (8) (a) (intro.) The Except as provided in par. (am), the school board of any  
5 common, union high school or unified school district may:

6 **SECTION 1499r.** 67.12 (8) (am) of the statutes is created to read:

7 67.12 (8) (am) A school board may not borrow under this subsection to pay  
8 employee salaries or fringe benefits.”

9 **2.** Page 740, line 13: delete “Any” and substitute “Any Except as provided in  
10 par. (am), any”.

11 **3.** Page 740, line 23: after that line insert:

12 “SECTION 1500m. 67.12 (12) (am) of the statutes is created to read:

1           67.12 (12) (am) A school board may not issue promissory notes under this  
2 subsection to pay employee salaries or fringe benefits.”.

3           **4.** Page 1190, line 19: after “employees” insert “and shall adhere to subd. 7p.  
4 for a collective bargaining unit consisting of school district employees”.

5           **5.** Page 1195, line 22: after that line insert:

6           “**SECTION 2231p.** 111.70 (4) (cm) 7p. of the statutes is created to read:

7           111.70 (4) (cm) 7p. ‘Factors for school districts.’ In making any decision under  
8 the arbitration procedures authorized by this paragraph, if the decision involves a  
9 collective bargaining unit consisting of school district employees, the arbitrator or  
10 arbitration panel may not give weight to accumulated fund balances, and, if the  
11 decision is in the favor of the labor union, the municipal employer may not use any  
12 expenditure for municipal employee salaries or fringe benefits from excess revenue  
13 approved by referendum under s. 121.91 (3).”

14           **6.** Page 1261, line 23: after that line insert:

15           “**SECTION 2299g.** 121.07 (6) (a) (intro.) of the statutes is amended to read:

16           121.07 (6) (a) (intro.) “Shared cost” is the sum of the net cost of the general fund  
17 and the net cost of the debt service fund, except that “shared cost” excludes any costs,  
18 including attorney fees, incurred by a school district as a result of its participation  
19 in a lawsuit commenced against the state, beginning with such costs incurred in the  
20 fiscal year in which the lawsuit is commenced; excludes any expenditures from a  
21 capital improvement fund created under s. 120.135 and; excludes the costs of  
22 transporting those transfer pupils for whom the school district operating under ch.  
23 119 does not receive intradistrict transfer aid under s. 121.85 (6) as a result of s.  
24 121.85 (6) (am); and excludes any expenditures for employee salaries or fringe

1 benefits from excess revenue approved by a referendum under s. 121.91 (3). In this  
2 paragraph, “net cost of the debt service fund” includes all of the following amounts:”.

3 **7.** Page 1864, line 8: after “7g.” insert “7p.”.

4 **8.** Page 1873, line 10: after that line insert:

5 “(7x) SCHOOL DISTRICT BORROWING. The treatment of section 67.12 (8) (a) (intro.)  
6 and (am) and (12) (am) of the statutes first applies to resolutions to borrow adopted  
7 on the effective date of this subsection.

8 (7y) SHARED COST. The treatment of section 121.07 (6) (a) (intro.) of the statutes  
9 first applies to resolutions adopted under section 121.91 (3) (a) of the statutes  
10 adopted on the effective date of this subsection.”.

11 (END)

## Hanaman, Cathlene

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**From:** Cady, Dean  
**Sent:** Friday, June 12, 2009 4:10 PM  
**To:** Hanaman, Cathlene  
**Subject:** Final change to 0991/3

Cathlene, regarding 0991/3 one last change on page 2 Line 12 - could you delete "expenditure" and replace it with "accumulated fund balance."

I am so sorry for this Cathlene.  
deano



State of Wisconsin  
2009 - 2010 LEGISLATURE

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ASSEMBLY AMENDMENT ,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 75

SA -

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4 67.12 (8) (a) (intro.) The Except as provided in par. (am), the school board of any  
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9 collective bargaining unit consisting of school district employees, the arbitrator or  
10 arbitration panel may not give weight to accumulated fund balances, and, if the  
11 decision is in the favor of the labor union, the municipal employer may not use any

12 expenditure <sup>accumulated fund balance</sup> for municipal employee salaries or fringe benefits.”.

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9 first applies to resolutions adopted under section 121.91 (3) (a) of the statutes  
10 adopted on the effective date of this subsection.”.

11 (END)