

1999 DRAFTING REQUEST

Bill

Received: **05/11/1999**

Received By: **gibsom**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Council - JLC**

By/Representing: **Gordon Anderson**

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

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Fish and wildlife account

Instructions:

See Attached

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>
/1	gibsom 07/22/1999	wjackson 07/26/1999	kfollet 07/27/1999	_____	lrb_docadmin 07/28/1999		
/2	gibsom 08/18/1999	wjackson 08/19/1999	mclark 08/19/1999	_____	lrb_docadmin 08/20/1999	lrb_docadminState 09/23/1999	

FE Sent For:

<END>

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FE Sent For:

1/2 8/19 WJ

MRE MRE/KF
8/19 8/19
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1?	gibsom	1 Wlj 7/26	LE COMO 7-20 KJF 7/27	_____ _____			
FE Sent For:				KJF/jf 7/27 <END>			

CONSERVATION LAWS ENFORCEMENT:
Limits on Administrative Expenses; New Conservation Wardens

WLCS: 0118/1

GAA:jal:rv;kjf;wu

4/26/99

1 **AN ACT** to renumber and amend 25.29 (3); and to create 25.29 (3) (b) of the statutes;
2 relating to: limiting administrative expenses paid from the fish and wildlife account
3 of the conservation fund and creating new conservation warden positions.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This ^{bill} draft was prepared for the joint legislative council's special committee on conservation laws enforcement. *required to be deposited by statute into*

Currently, the fish and wildlife account of the conservation fund is an administrative creation which has been used to comply with federal requirements that relate to obtaining federal matching funding for revenues from fishing and hunting licenses.

This ^{bill} draft provides *(for fish and game approvals licenses and other such approvals)* that the funds accruing to the conservation fund from license fees paid by hunters and from sport and recreation fishing license fees will be formally designated as the fish and wildlife account. *The bill* further places a limit of 10% on the portion of the fish and wildlife account that may be expended in any fiscal year for administrative expenses. The department will still retain its authority to specify purposes for which the fund may be expended, however, not more than 10% of those expenditures may be for administration, including any charges for the administration of the department and its subunits.

4 **SECTION 1.** 25.29 (3) of the statutes is renumbered 25.29 (3) (a) and 25.29 (3) (a) (intro.),
5 as renumbered, is amended to read:

6 25.29 (3) (a) (intro.) Funds accruing to the conservation fund from license fees paid by
7 ~~hunters and from sport and recreation fishing license fees~~ *and other approval* constitute the fish and wildlife
8 ~~account~~ *be deposited in the fish and wildlife account of the* and shall not be diverted for any other purpose than those provided by the department,
9 except:

NOTE: This provision formally designates the account that receives funds from hunting and fishing licenses as the fish and wildlife account.

Not the account fund collected under ch. 29

conservation fund and may

4/26/99

that the department may
-2- expend in any
fiscal

WLCS: 0118/1

1

SECTION 2. 25.29 (3)(b) of the statutes is created to read:

2

(3m) The total from of the conservation fund
25.29 (3)(b) An amount not to exceed 10% of the fish and wildlife account may be
3 expended in any fiscal year for administration. may not exceed 10% of the
expenditures from that account for that fiscal year

3

NOTE: This provision limits the administrative expense expenditures of from
the fish and wildlife account of the conservation fund to 10% of the
account.

4

SECTION 3. Nonstatutory provisions; additional wardens. The number of authorized

5

FTE positions for the department of natural resources under section 20.370 (3) (mu) is

6

increased by 4.0 SEG conservation warden positions to be funded from the fish and wildlife account

7

of the conservation fund.

NOTE: This provision authorizes 4 additional full-time conservation
warden positions funded from the fish and wildlife account of the
conservation fund.

8

(END)



State of Wisconsin
1999 - 2000 LEGISLATURE

RMR
1
LRB-3062
MGG:/::ch
Wlj

soon

D-Note

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

This bill is explained in the ^{CS} ~~the~~ NOTES provided by the joint legislative council.

Gen Cat

1 AN ACT to renumber and amend 25.29 (3); and to create 25.29 (3) (b) of the
2 statutes; relating to: limiting administrative expenses paid from the fish and
3 wildlife account of the conservation fund and creating new conservation
4 warden positions.

for fish and game licenses, stamps, and permits and other approval
Analysis by the Legislative Reference Bureau

FES

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

PREFATORY NOTE: This ^{bill} draft was prepared for the joint legislative council's special committee on conservation laws enforcement.

Currently, the fish and wildlife account of the conservation fund is an administrative creation which has been used to comply with federal requirements that relate to obtaining federal matching funding for revenues from fishing and hunting licenses. ^{bill requires} be credited to funds

This ^{bill} draft provides that the funds accruing to the conservation fund from license fees paid by hunters and from sport and recreation fishing license fees will be formally designated as the fish and wildlife account. It further places a limit of 10% on the portion of the fish and wildlife account that may be expended in any fiscal year for administrative expenses. The department will still retain its authority to specify purposes for which the fund may be expended, however, not more than 10% of those expenditures may be for

The bill

shall be credited to: the fish and wildlife account of the conservation fund and may

administration, including any charges for the administration of the department and its subunits.

1 **SECTION 1.** 25.29 (3) of the statutes is renumbered 25.29 (3) (a) and 25.29 (3)

2 (a) (intro.), as renumbered, is amended to read:

3 25.29 (3) (a) (intro.) Funds accruing to the conservation fund from license fees *collected under ch. 291*

4 paid by hunters and from sport and recreation fishing license fees *← striking ↓* ~~constitute the fish~~

5 ~~and wildlife account and shall~~ not be diverted for any other purpose than those

6 provided by the department, except:

NOTE: This provision formally designates the account that receives funds from hunting and fishing licenses *stamps, permits and other approvals* as the fish and wildlife account.

7 **SECTION 2.** 25.29 (3) (b) of the statutes is created to read:

8 25.29 (3) (b) An amount not to exceed 10% *of the total expenditures from in any fiscal year* of the fish and wildlife account may

9 *what* be expended ~~in any fiscal year for administration.~~

NOTE: This provision limits the administrative expense expenditures of the fish and wildlife account of the conservation fund to 10% of the account *funds in that*.

10 **SECTION 3. Nonstatutory provisions; additional wardens.** The number of

11 authorized FTE positions for the department of natural resources *are* under section

12 20.370 (3) (m) is increased by 4.0 SEG conservation warden positions *to be funded*

13 the fish and wildlife account of the conservation fund. *from the appropriation under section 20.370 (3) (m) of the*

NOTE: This provision authorizes 4 additional full-time conservation warden positions funded from the fish and wildlife account of the conservation fund.

14 (END)

statutes, to prepare for the purpose of performing conservation warden duties

The total amount that the department may expend for any fiscal year from the fish and wildlife account of the conservation fund may not exceed 10% of the expenditures for that fiscal year

D-Note

1. I changed the language in s. 25.29(3)(a) (intro.) because the fish and wildlife account does contain ~~money~~ moneys other than fees collected under ch. 29 and therefore the account does not "consist" of just those fees.
2. I broadened the type of fees that go into the fish and wildlife account to those that are paid for approvals other than hunting and sport fishing ~~from~~ ^{licenses} ~~from~~ ^{and fees for} Examples of these fees are fees for trapping licenses, commercial licenses such as taxidermy and commercial fishing licenses ^{tags}.
3. I used the word "approval" instead of "license" in order to include fees for stamps, permits, and instructional certificates. See s. 29.001(12).
4. I rewrote s. 25.29(3)(b) to ~~avoid~~ ^{lessen} the use of the passive voice.
5. I rewrote the nonstatutory provision to conform it with the standard language used for such provisions. There is no need to mention the fish and wildlife account in this provision because s. 20.370(3)(m) is funded totally from that account.

MLB

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3062/1dn
MGG:wlj:kjf

July 27, 1999

1. I changed the language in s. 25.29 (3) (a) (intro.) because the fish and wildlife account does contain moneys other than fees collected under ch. 29 and therefore the account does not "consist" of just those fees.

2. I broadened the type of fees that go into the fish and wildlife account to include those that are paid for approvals other than hunting and sport fishing licenses. Examples of these fees are fees for trapping licenses and fees for commercial licenses such as taxidermy and commercial fishing licenses.

3. I used the word "approval" instead of "license" in order to include fees for stamps, permits, tags and instructional certificates. See s. 29.001 (12).

4. I rewrote s. 25.29 (3) (b) to lessen the use of the passive voice.

5. I rewrote the nonstatutory provision to conform it with the standard language used for such provisions. There is no need to mention the fish and wildlife account in this provision because s. 20.370 (3) (mu) is funded totally from that account.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-3062/sd RMR
MGG:wlj:kjf

soon

1999 BILL

1 **AN ACT** ^{Reger} ~~to renumber and amend~~ 25.29 (3); and **to create** 25.29 (3) (b) of the
2 statutes; **relating to:** limiting administrative expenses paid from the fish and
3 wildlife account of the conservation fund and creating new conservation
4 warden positions.

Analysis by the Legislative Reference Bureau

This bill is explained in the NOTES provided by the joint legislative council.
For further information see the **state** fiscal estimate, which will be printed as
an appendix to this bill.

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

PREFATORY NOTE: This bill was prepared for the joint legislative council's special committee on conservation laws enforcement.

Currently, the fish and wildlife account of the conservation fund is an administrative creation which has been used to comply with federal requirements that relate to obtaining federal matching funding for revenues from fishing and hunting licenses.

This bill requires that the funds accruing to the conservation fund from fees paid for fish and game licenses, stamps, permits and other approvals be credited to the fund's fish and wildlife account. The bill further places a limit of 10% on the portion of the fish

BILL

administrative costs
 and wildlife account that may be expended in any fiscal year for administrative expenses. The department will still retain its authority to specify purposes for which the fund may be expended, however, not more than 10% of those expenditures may be for ~~administration~~, including any charges for the administration of the department and its subunits.

1 **SECTION 1.** 25.29 (3) of the statutes is renumbered 25.29 (3) (a) and 25.29 (3)
 2 (a) (intro.), as renumbered, is amended to read:

3 25.29 (3) (a) (intro.) Funds accruing to the conservation fund from license and
 4 other approval fees paid by hunters and from sport and recreation fishing license fees
 5 shall collected under ch. 29 shall be credited to the fish and wildlife account of the
 6 conservation fund and may not be diverted for any other purpose than those provided
 7 by the department, except:

NOTE: This provision formally designates the account that receives funds from hunting and fishing licenses, stamps, permits and other approvals as the fish and wildlife account.

8 **SECTION 2.** 25.29 (3) (b) of the statutes is created to read:

9 25.29 (3) (b) The total amount that the department may expend for any fiscal
 10 year from the fish and wildlife account of the conservation fund may not exceed 10%
 11 of the expenditures *from that account* for that fiscal year. *for administrative costs*

NOTE: This provision limits the administrative expense expenditures of the fish and wildlife account of the conservation fund to 10% of the funds in that account.

12 **SECTION 3. Nonstatutory provisions; additional wardens.** The number of
 13 authorized FTE positions for the department of natural resources are increased by
 14 4.0 SEG warden positions to be funded from the appropriation under section 20.370
 15 (3) (mu) of the statutes, for the purpose of performing conservation warden duties.

NOTE: This provision authorizes *four* additional full-time conservation warden positions funded from the fish and wildlife account of the conservation fund.

16

(END)

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 08/20/1999

To: Legislative Council - JLC

Relating to LRB drafting number: LRB-3062

Topic

Fish and wildlife account

Subject(s)

Nat. Res. - fish and game

1. **JACKET** the draft for introduction _____



in the **Senate** _____ or the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT**. See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Mary Gibson-Glass, Senior Legislative Attorney
Telephone: (608) 267-3215