

1999 DRAFTING REQUEST

Bill

Received: **10/04/1999**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB: **99b1757**

For: **Michael Huebsch (608) 266-0631**

By/Representing:

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

Drafter: **traderc**

May Contact:

Alt. Drafters:

Subject: **Agriculture - miscellaneous**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

payments to ethanol producers

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>Reaured</u>
/?	traderc 10/14/1999	gilfokm 10/15/1999		_____			State
/1			hhagen 10/15/1999	_____	lrb-docadmin 10/15/1999	lrb_docadminState 10/18/1999	
/2	traderc 0 1/07/2000	gilfokm 0 1/07/2000	martykr 0 1/07/2000	_____	lrb-docadmin 0 1/07/2000	lrb-docadmin 0 1/07/2000	

FE Sent For:

1124
2/8/00

<END>

120
00172

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/2	traderc 0 1/07/2000	gilfokm 0 1/07/2000	martykr 0 1/07/2000	_____	lrb-docadmin 0 1/07/2000		

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<END>

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Received By: jkreyc

Wanted: As time permits

Identical to LRB: 99b1757

For: Michael Huebsch (608) 266-0631

By/Representing:

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Drafter: traderc

May Contact:

Alt. Drafters:

Subject: Agriculture - miscellaneous

Extra Copies:

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I?	traderc 10/14/1999	gilfokm 10/15/1999		_____			State
/1		12-1-7-2000 Kmg	hhagen 10/15/1999 Kmg	_____	lrb-docadmin 10/15/1999	lrb-docadmin 10/18/1999	
FE Sent For:				_____			

<END>

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/1			hhagen 10/15/1999	_____	lrb_docadmin 10/15/1999		

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: 10/04/1999

Received By: jkreyc

Wanted: As time permits

Identical to LRB: 99131757

For: Michael Huebsch (608) 266-0631

By/Representing:

This file may be shown to any legislator: NO

Drafter: traderc

May Contact:

Alt. Drafters:

Subject: Agriculture - miscellaneous

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

payments to ethanol producers

Instructions:

See Attached

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I?	traderc	11-10/15/99 kmq	10/15	10/15			

FE Sent For:

<END>

10-4-99

4PM

Rep Huebner

- redraft S-1757 (the "strand" =
as a bill amendment ~~is~~)

Joe K.

Friday, if possible

-3698/1
LRBb175741
RCT:kmg:km
↑

~~ASSEMBLY AMENDMENT,~~
~~TO ASSEMBLY SUBSTITUTE AMENDMENT 1~~
~~1999 ASSEMBLY BILL 100~~

Relating clause insert
Analyzes insert
People Insert
GRB Line Insert

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

✓
Insert
1-2

2 1. Page 99, line 12: after that line insert:

3 ~~§~~(d) Payments to ethanol producers GPR A - 0 - 8,000,000M

4 2. Page 282, line 12: after that line insert:

5 ~~§~~SECTION ~~179~~r. 20.115 (3) (d) of the statutes is created to read:

6 20.115 (3) (d) *Payments to ethanol producers*. The amounts in the schedule for
7 payments to ethanol producers under s. 93.75. No funds may be encumbered under
8 this paragraph after June 30, 2005.

9 3. Page 992, line 2: after that line insert:

10 ~~§~~SECTION ~~1933m~~m. 93.75 of the statutes is created to read:

11 **93.75 Payments to ethanol producers. (1) ELIGIBILITY.** Beginning on July
12 1, 2000, the department shall administer a program under which the department

1 makes payments to a person who produces ethanol and who satisfies all of the
2 following criteria:

3 (a) The person produces in this state, within 12 months, over 10,000,000
4 gallons of ethanol or, during the first 12 months that the person produces ethanol in
5 this state, a lesser amount of ethanol that is established by the department by rule.

6 (b) The person has been producing ethanol in this state for fewer than 60
7 months.

8 (c) The person purchases the substances from which the person produces
9 ethanol from a local source, as defined by the department by rule.

10 ^B(2) **PAYMENTS.** The department shall pay a person who is eligible under sub. (1)
11 at the rate of 20 cents per gallon for not more than 15,000,000 gallons of ethanol
12 produced in this state within 12 months, except that if there are insufficient funds
13 to make payments at this rate to all eligible persons the department shall prorate the
14 payments.

15 ^B(3) **RULES.** The department shall promulgate rules for the program under this
16 section. The department shall include all of the following in the rules:

17 (a) The amount of ethanol that a person must produce within the first 12
18 months that the person produces ethanol in this state to be eligible for payments
19 under this section.

20 (b) A definition of "local source" for the purposes of sub. (1) (c).

21 (c) A method for prorating payments under sub. (2).

22 ^A(4) **SUNSET.** The department may not make a payment under this section after

23 June 30, 2005. ~~W~~

24

(END)

BILL

_____:_____:_____

Use the appropriate components and routines developed for bills.

Relating clause insert

AN ACT... [generate catalog] **to repeal. . . ; to renumber. . . ; to consolidate and renumber. . . ; to renumber and amend. . . ; to consolidate, renumber and amend. . . ; to amend. . . ; to repeal and recreate. . . ; and to create. . .** of the statutes; **relating to:** *payments to ethanol producers, granting rule-making authority and making an appropriation.*

[NOTE: See section 4.02 (2) (br), **Drafting** Manual, for specific order of standard phrases.]

LRB Line

Analysis by the Legislative Reference Bureau

For the 3 titles used in an analysis, in the component bar:
For the main heading [old =M], execute: create → anal: → title: → head
For the subheading [old =S], execute: create → anal: → title: → sub
For the sub-subheading [old =P], execute: create → anal: → title: → sub-sub

People Insert

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

SECTION #.

100



Analysis Insert

This bill requires the department of agriculture, trade and consumer protection, ^(DATCP) to administer a program under which DATCP makes^s payments^s to certain ethanol producers. To be eligible for the payments^s, ^{an} an ethanol producer^r must produce a specified amount of ethanol and must purchase the substances from which ^{the} ethanol is produced from a local source, as defined by DATCP. An ethanol producer is only eligible for payments^s during the first 60 months of ethanol production. ^{The payments^s are 20 cents^s per gallon for not^r} The bill ends the ^{ethanol} payment program on June 30, 2005.

FE-5

more than 15,000,000
gallons^s produced within
12 months.

10/10/10

1999

LRB - 3698 11

File With Statute **20.005** (3) Schedule

Ret.

\$\$\$ SCHEDULE

In the component bar:

For the action phrase, execute: create → action: → ch20

For the table layout, execute: create → <Table> → \$sched

Insert
1-2

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

	1999-00	2000-01
20. <u>115</u> . Agriculture, trade and consumer protection, department of		
(3) . Marketing services		

()		
()		
20. _____		
()		
()		

4 1 2 3 4 5 6



**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: 10/15/1999

To: Representative Huebsch

Relating to LRB drafting number: LRB-3698

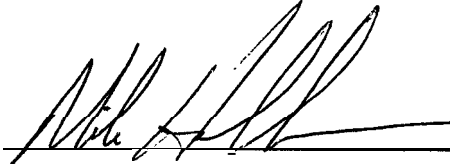
Topic

payments to ethanol producers

Subject(s)

Agriculture - miscellaneous

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.

Rebecca C. Tradewell, Managing Attorney
Telephone: (608) 266-7290

1/7/2000 Per Kent (Huelsch's office)
Appropriate \$300,000 rather than \$8,000,000
Needed today



State of Wisconsin
1999 - 2000 LEGISLATURE

Today, 2 p.m.

LRB-3698/2
RCT:kmg:hmh

rmr

1999 BILL

See p. 2

1 **AN ACT to create** 20.115 (3) (d) and 93.75 of the statutes; **relating to:** payments
2 to ethanol producers, granting rule-making authority and making an
3 appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the department of agriculture, trade and consumer protection (DATCP) to administer a program under which DATCP makes payments to certain ethanol producers. To be eligible for the payments, an ethanol producer must produce a specified amount of ethanol and must purchase the substances from which the ethanol is produced from a local source, as defined by DATCP. An ethanol producer is only eligible for payments during the first 60 months of ethanol production. The payments are 20 cents per gallon for not more than 15,000,000 gallons produced within 12 months. The bill ends the ethanol payment program on June 30, 2005.

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:

4 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

BILL

1 **1999-00** **200041**

2 **20.115 Agriculture, trade and consumer**
3 **protection, department of**

4 (3) **MARKETING SERVICES.**

5 (d) Payments to ethanol producers GPR A -0- ³/₁,000,000

6 **SECTION 2.** 20.115 (3) (d) of the statutes is created to read:

7 **20.115 (3) (d) Payments to ethanol producers.** The amounts in the schedule for
8 payments to ethanol producers under s. 93.75. No funds may be encumbered under
9 this paragraph after June 30, 2005.

10 **SECTION 3.** 93.75 of the statutes is created to read:

11 **93.75 Payments to ethanol producers. (1) ELIGIBILITY:** Beginning on July
12 1, 2000, the department shall administer a program under, which the department
13 makes payments to a person who produces ethanol and who: satisfies all of the
14 following criteria:

15 (a) The person produces in this state, within 12 months, over 10,000,000
16 gallons of ethanol or, during the first 12 months that the person produces ethanol in
17 this state, a lesser amount of ethanol that is established by the department by rule.

18 (b) The person has been producing ethanol in this state for fewer than 60
19 months.

20 (c) The person purchases the substances from which the person produces
21 ethanol from a local source, as defined by the department by rule.

22 (2) **PAYMENTS.** The department shall pay a person who is eligible under sub. (1)
23 at the rate of 20 cents per gallon for not more than 15,000,000 gallons of ethanol
24 produced in this state within 12 months, except that if there are **insufficient** funds

BILL

1 to make payments at this rate to all eligible persons the department shall prorate the
2 payments.,

3 (3) **RULES.** The department shall promulgate rules for the program under this
4 section. The department shall include all of the following in the rules:

5 (a) The amount of ethanol that a person must produce within the first 12
6 months that the person produces ethanol in this state to be eligible for payments
7 under this section.

8 (b) A definition of "local source" for the purposes of sub. (1) (c).

9 (c) A method for prorating payments under sub. (2).

10 (4) **SUNSET.** The department may not make a **payment** under this section after
11 **June 30, 2005.**

12 **(END)**

2

3

4