

1999 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SB244)

Received: 10/20/1999

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Jim Baumgart (608) 266-2056

By/Representing: Mark Patronsky

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Alt. Drafters:

Subject: Nat. Res. - miscellaneous

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Transfer from the general fund to the conservation fund

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	rkite 10/20/1999	chanaman 10/21/1999	mclark 10/21/1999	_____	lrb_docadmin 10/22/1999	lrb_docadmin 10/22/1999	
/2	rkite 10/27/1999	chanaman 10/29/1999	martykr 11/01/1999	_____	lrb_docadmin 11/01/1999	lrb_docadmin 11/01/1999	

FE Sent For:

<END>

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/1	rkite 10/20/1999	chanaman 10/21/1999	mclark 10/21/1999	_____	lrb_docadmin 10/22/1999	lrb_docadmin 10/22/1999	

FE Sent For:

cmH
1/2
10/28

Xm 11/1

Jb 11/1
Xm 11/1

<END>

10-26-99
Requested stripes
RNF

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/?	rkite	cm# 11	10/21 MRC	MRC/CJP 10/21			
FE Sent For:		10/21					

<END>

Per Mark Patronsky: wants sub.

Membership of advisory committee shall include:

conservation congress
outdoor education)

(like outdoor skills, how to use an ax)

fish & game groups

environmental organizations

people who use recreational facilities

at least one from each organization or group

Also - remove \$50,000,000 cap -
change $\frac{1}{8}$ to $\frac{1}{15}$

needs Tues. a.m

Also - put non-stat. provision in stat. &
extend application to each fiscal biennium

1999

Date (time) needed

10-22-99 8:00 am

LRB s 015111

SUBSTITUTE AMENDMENT [TO A BILL]

FBI



RNK CmH.

Use the appropriate components and routines developed for substitute amendments.

D-NOTE

S A SUBSTITUTE AMENDMENT

TO 1999 SB AB 244 (LRB- 1)

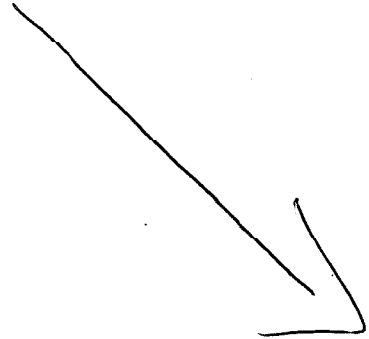
AN ACT ... [generate catalog] to repeal ... ; to renumber ... ; to consolidate and renumber ... ; to renumber and amend ... ; to consolidate, renumber and amend ... ; to amend ... ; to repeal and recreate ... ; and to create ... of the statutes; relating to:

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

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

SECTION #.

Insert A



Insert A

1999 SENATE BILL 244

September 28, 1999 - Introduced by Senator BAUMGART, cosponsored by Representatives BLACK, REYNOLDS and PLOUFF. Referred to Committee on Agriculture, Environmental Resources and Campaign Finance Reform.

regenerate cat.

1 AN ACT to create 20.855 (4) (d), 25.29 (1) (f) and 73.03 (56) of the statutes;
2 relating to: the transfer of a portion of sales and use taxes from the general
3 fund to the conservation fund and making an appropriation.

Analysis by the Legislative Reference Bureau
This bill requires in each fiscal year a transfer from the general fund to the conservation fund of \$50,000,000, or an amount that equals one-eighth of 1% of the the gross sales receipts upon which Wisconsin sales or use taxes are imposed for that fiscal year, whichever is less. Use taxes are sales taxes that are imposed on out-of state purchases made by Wisconsin taxpayers.
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:

INS 1-4

4 SECTION 1. 20.855 (4) (d) of the statutes is created to read:
5 20.855 (4) (d) *Transfer to the conservation fund; sales and use tax formula.* A
6 sum sufficient equal to the amount, *specified in* ~~determined under~~ s. 25.29 (1) (f) to be *transferred* ~~paid~~ to the
7 conservation fund on September 1 annually.

SENATE BILL 244

SECTION 2

1 SECTION 2. 25.29 (1) (f) of the statutes is created to read:

2 25.29 (1) (f) For fiscal year 2001-02 and for each fiscal year thereafter, ~~the~~
3 amount that is equal to ~~50,000,000 or equal to~~ the sum of the following ~~whichever~~
4 is less:

5 1. An amount equal to one ~~eighth~~ ^{fifteenth} of 1% of all of the gross receipts upon which
6 sales taxes are imposed under s. 77.52.

7 2. An amount equal to one ~~eighth~~ ^{fifteenth} of 1% of all of the sales prices upon which
8 use taxes are imposed under s. 77.53.

9 SECTION 3. 73.03 (56) of the statutes is created to read:

10 73.03 (56) By September 1, 2001, and by September 1 of each year thereafter, ^{to}
11 certify to the department of administration the amount of all of the gross receipts
12 upon which sales taxes are imposed under s. 77.52 and the amount of all of the sales
13 prices upon which use taxes are imposed under s. 77.53 for the previous fiscal year. ⁽¹⁾

14 SECTION 4. Nonstatutory provisions
SECTION #. CR, 23.315

23.315 Appropriation of certain conservation fund moneys.

15 ~~BY BUDGET REQUEST~~ Notwithstanding ~~section~~ ⁽³⁾ 16.42 (1) ~~of the statutes~~, the
16 department of natural resources shall submit, as part of its ~~first~~ ^{and for each fiscal biennium thereafter,} biennial budget
17 request for the 2001-03 fiscal biennium, a proposal for the appropriation of funds
18 related to the moneys that are derived from the amounts that are ~~paid into~~ ^{transferred to} the
19 conservation fund under ~~section~~ ⁽⁵⁾ 20.855 (4) (d) of the statutes, as created by this act.

20 ^(B) (2) ~~ADVISORY COMMITTEE~~ The department of natural resources shall appoint an
21 ~~advisory committee~~ ^{The council on conservation fund spending shall} assist the department of natural resources in the preparation
22 of its budget request under ~~subsection~~ ^(sub) (1).

23 SECTION 5. Effective dates. This act takes effect on the day after publication,
24 except as follows:

The ~~advisory committee~~ ^(Insert 2-17) council shall include at least one person who provides outdoor skills training or education, one person who regularly uses state recreational facilities and at least one representative from each of the following:

(a) The conservation congress.

(b) An environmental organization.

(c) An organization devoted to the

interests of fish and game enthusiasts.

Council on CRS
SECTION #. CR: 15.347(5)

15.347(5) Conservation fund spending ~~council~~ council

There is created in the department of natural resources a council on conservation fund spending consisting of members appointed by the secretary of natural resources. ~~The council shall perform the functions specified under~~ s. 23.315(2).

emH

DATE

3/15/11 dn

Please note that in this redraft,
I changed the advisory committee to
a council. When the functions of an
advisory ^{group} are of a continuing nature,
it is more appropriate to designate
the group ^{as} a council.

RNK

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

LRBs0151/1dn
RNK:cmh:mrc

October 21, 1999

Please note that in this redraft, I changed the advisory committee to a council. When the functions of an advisory group are of a continuing nature, it is more appropriate to designate the group as a council.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: Robin.Kite@legis.state.wi.us



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBs0151/1
RNK:cmh:mrc

SENATE SUBSTITUTE AMENDMENT,
TO 1999 SENATE BILL 244

From Mark Patrosky

← C. Amend

1 AN ACT to create 15.347 (5), 20.855 (4) (d), 23.315, 25.29 (1) (f) and 73.03 (56) of
2 the statutes; relating to: the transfer of a portion of sales and use taxes from
3 the general fund to the conservation fund and making an appropriation.

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

4 SECTION 1. 15.347 (5) of the statutes is created to read:

5 15.347 (5) COUNCIL ON CONSERVATION FUND SPENDING. There is created in the
6 department of natural resources a council on conservation fund spending consisting
7 of members appointed by the secretary of natural resources. The council shall
8 include at least one person who provides outdoor skills training or education, ~~one~~
9 ~~person who regularly uses state recreational facilities~~ and at least one
10 representative from each of the following:

- 11 (a) The conservation congress.
12 (b) An environmental organization.

*(c) rep of a land and water conservation org
(F) rep of an org that promotes the interests of state parks and forests.*

(5) rep of a conservation org

(b.) fishing
resided hunters of

1 (c) An organization devoted to the interests of fish and game enthusiasts.

2 SECTION 2. 20.855 (4) (d) of the statutes is created to read:

3 20.855 (4) (d) *Transfer to the conservation fund; sales and use tax formula.* A
4 sum sufficient equal to the amount specified in s. 25.29 (1) (f) to be transferred to the
5 conservation fund on September 1 annually.

6 SECTION 3. 23.315 of the statutes is created to read:

7 **23.315 Appropriation of certain conservation fund moneys. (1)**

8 Notwithstanding s. 16.42 (1), the department shall submit, as part of its biennial
9 budget request for the 2001-03 fiscal biennium, and for each fiscal biennium
10 thereafter, a proposal for the appropriation of funds related to the moneys that are
11 derived from the amounts that are transferred to the conservation fund under s.
12 20.855 (4) (d).

13 (2) The council on conservation fund spending shall assist the department in
14 the preparation of its budget request under sub. (1).

15 SECTION 4. 25.29 (1) (f) of the statutes is created to read:

16 25.29 (1) (f) For fiscal year 2001-02 and for each fiscal year thereafter, the sum
17 of the following:

18 1. An amount equal to one-fifteenth of 1% of all of the gross receipts upon which
19 sales taxes are imposed under s. 77.52.

20 2. An amount equal to one-fifteenth of 1% of all of the sales prices upon which
21 use taxes are imposed under s. 77.53.

22 SECTION 5. 73.03 (56) of the statutes is created to read:

23 73.03 (56) By September 1, 2001, and by September 1 of each year thereafter,
24 to certify to the department of administration the amount of all of the gross receipts

min. of 75% of \$ transferred to
F&W, forest + parks accounts of consfund.

1 upon which sales taxes are imposed under s. 77.52 and the amount of all of the sales
2 prices upon which use taxes are imposed under s. 77.53 for the previous fiscal year.

3 **SECTION 6. Effective dates.** This act takes effect on the day after publication,
4 except as follows:

5 (1) The treatment of section 20.855 (4) (d) of the statutes takes effect on July
6 1, 2001.

7 (END)

Edon

Tues. A.M.

**SENATE SUBSTITUTE AMENDMENT,
TO 1999 SENATE BILL 244**

regen
council

creating a council
an amount

1 AN ACT to create 15.347 (5), 20.855 (4) (d), 23.315, 25.29 (1) (f) and 73.03 (56) of
2 the statutes; relating to: the transfer of ~~the portion of sales and use taxes~~ from
3 the general fund to the conservation fund and making an appropriation.

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

4 SECTION 1. 15.347 (5) of the statutes is created to read:

5 15.347 (5) COUNCIL ON ^{the} CONSERVATION FUND ~~SPENDING~~ There is created in the
6 department of natural resources a council on ^{the} conservation fund ~~spending~~ consisting
7 of members appointed by the secretary of natural resources. The council shall
8 include at least one ~~person who provides outdoor skills training or education, one~~
9 ~~person who regularly uses state recreational facilities and at least one~~
10 ~~representative from~~ ^(of) each of the following:

- (a) ^{A representative of} The conservation congress.
- (b) ~~An environmental organization~~

Insert
1-11 →
12

1 ~~(c) An organization devoted to the interests of fish and game enthusiasts.~~

2 SECTION 2. 20.855 (4) (d) of the statutes is created to read:

3 20.855 (4) (d) *Transfer to the conservation fund; sales and use tax formula.* A
4 sum sufficient equal to the amount specified in s. 25.29 (1) (f) to be transferred to the
5 conservation fund on September 1 annually.

6 SECTION 3. 23.315 of the statutes is created to read:

7 **23.315 Appropriation of certain conservation fund moneys. (1)**
8 Notwithstanding s. 16.42 (1), the department shall submit, as part of its biennial
9 budget request for the 2001–03 fiscal biennium, and for each fiscal biennium
10 thereafter, a proposal for the appropriation of funds related to the moneys that are
11 derived from the amounts that are transferred to the conservation fund under s.
12 20.855 (4) (d). }

13 (2) The council on ^{the} conservation fund ~~spending~~ shall assist the department in
14 the preparation of its budget request under sub. (1).

15 SECTION 4. 25.29 (1) (f) of the statutes is created to read:

16 25.29 (1) (f) For fiscal year 2001–02 and for each fiscal year thereafter, the sum
17 of the following:

18 1. An amount equal to one–fifteenth of 1% of all of the gross receipts upon which
19 sales taxes are imposed under s. 77.52.

20 2. An amount equal to one–fifteenth of 1% of all of the sales prices upon which
21 use taxes are imposed under s. 77.53.

22 SECTION 5. 73.03 (56) of the statutes is created to read:

23 73.03 (56) By September 1, 2001, and by September 1 of each year thereafter,
24 to certify to the department of administration the amount of all of the gross receipts

*10/9 The proposal shall provide that at least 75% of these funds
be appropriated for fish and wildlife, forestry and parks
programs.*

1 upon which sales taxes are imposed under s. 77.52 and the amount of all of the sales
2 prices upon which use taxes are imposed under s. 77.53 for the previous fiscal year.

3 **SECTION 6. Effective dates.** This act takes effect on the day after publication,
4 except as follows:

5 (1) The treatment of section 20.855 (4) (d) of the statutes takes effect on July
6 1, 2001.

7 (END)

~~11/11/11~~

Insert 1-11

- ⑨ (b) A representative of a fishing organization.
- ⑨ (c) A representative of a hunting organization.
- ⑨ (d) A person who provides outdoor skills training or education.
- ⑨ (e) A representative of a land and water conservation organization.
- ⑨ (f) A representative of an organization that promotes the public interest, ⁱⁿ State parks and forests.
- ⑨ (g) A representative of a snowmobile organization.
- ⑨ (h) A representative of an environmental organization.

(END OF INSERT)