

1999 DRAFTING REQUEST

Bill

Received: 09/02/1999

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Fred Risser (608) 266-1627

By/Representing: Leslie

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Alt. Drafters:

Subject: **Gambling - lottery**
Gambling - racetracks
Tax - property

Extra Copies: **JK**

Pre Topic:

No specific pre topic given

Topic:

Eliminate pari-mutuel wagering and the lottery

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>
/?	isagerro 09/23/1999	wjackson 10/04/1999		_____			S&L
	jkreye 09/24/1999			_____			
	isagerro 10/01/1999			_____			
/1			martykr 10/05/1999	_____	lrb_docadmin 10/05/1999	lrb_docadmin 11/04/1999	
			martykr 10/07/1999	_____	lrb_docadmin 10/07/1999		

*FE sent for
11/9/99*

1999 DRAFTING REQUEST

Bill

Received: 09/02/1999

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Fred Risser (608) 266-1627

By/Representing: Leslie

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Alt. Drafters:

Subject: **Gambling - lottery**
Gambling - racetracks
Tax - property

Extra Copies: **JK**

Pre Topic:

No specific pre topic given

Topic:

Eliminate pari-mutuel wagering and the lottery

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>
/?	isagerro 09/23/1999	wjackson 10/04/1999		_____			S&L
	jkreye 09/24/1999			_____			
	isagerro 10/01/1999			_____			
/1			martykr 10/05/1999	_____	lrb_docadmin 10/05/1999		
			martykr 10/07/1999	_____	lrb_docadmin 10/07/1999		

Never Sent Out - Needed corrections

lrb_docadmin 10/05/1999

lrb_docadmin 10/07/1999

was submitted

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: **09/02/1999**

Received By: **isagerro**

Wanted: **As time permits**

Identical to LRB:

For: **Fred Risser (608) 266-1627**

By/Representing: **Leslie**

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

Drafter: **isagerro**

May Contact:

Alt. Drafters:

Subject: **Gambling - lottery
Gambling - racetracks
Tax - property**

Extra Copies: **JR**

Pre Topic:

No specific pre topic given

Topic:

Eliminate pari-mutuel wagering and the lottery

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>
--------------	----------------	-----------------	--------------	----------------	------------------	-----------------	-----------------

17	isagerro	11 WLJ 10/17	Ym 10/4	HH, 10/4 Km 4			
----	----------	--------------	---------	------------------	--	--	--

*Statute problem -
left WRD room 10/7
WR*

<END>

* Leslie, add to Sen Russe

- same draft as 1997 SB 199

Sections Affected Post-Drafting-Check For 99-3561/lins

Sunday, October 3, 1999 3:42 pm

Current Wisconsin Statutes updated through 1999 Act 7

SECTION (Sub)(Par)	TREATMENT	AFFECTED BY
20.505(8)(am)	cr.	Act 0005
20.505(8)(g)	r.cr.	Act 0005
20.505(8)(j)	am.	Act 0005
20.505(8)(jm)	cr.	Act 0005
30.74(title)(intro.)	r. effec. 5-1-1999 ... WisAct 198 of	1997
71.07(3m)(c)1.	am.	Act 0005
71.07(3m)(c)3.	cr.	Act 0005
71.28(2m)(c)1.	am.	Act 0005
71.28(2m)(c)3.	cr.	Act 0005
71.47(2m)(c)1.	am.	Act 0005
71.47(2m)(c)3.	cr.	Act 0005
79.10(2)	am.	Act 0005
79.10(9)(c)	am.rn. 79.10 (9) (c) 1.	Act 0005
79.10(9)(c)1.	am.rn.fr. 79.10 (9) (c)	Act 0005
79.10(9)(c)2.	cr.	Act 0005
79.11(2)	am.	Act 0005
79.11(3)(b)	am.	Act 0005
79.13	cr.	Act 0005
563.055(6)	cr.	Act 0005
563.13(4)	am.	Act 0005
563.135(2m)	cr.	Act 0005
563.135	rn. 563.135 (1)	Act 0005
563.16	am.	Act 0005
563.22(2)(c)	cr.	Act 0005
563.80(2m)	cr.	Act 0005
563.80	rn. 563.80 (1)	Act 0005

3561/1
LRB-2848/B
RAC & MUR:kat:if
JSR:JKW

Rm not
wr

1997 SENATE BILL 199

Note

WPO: Please
proof amended
stats. w/ stats.
Thanks.

May 7, 1997 - Introduced by Senators RISSER and WELCH, cosponsored by Representatives LA FAVE, GROTHMAN, HUEBSCH, PLOUFF, R. YOUNG, F. LASEE and BALDWIN. Referred to Committee on Judiciary, Campaign Finance Reform and Consumer Affairs

re-gen

1 **AN ACT to repeal** 13.94 (1) (em), 13.94 (1s) (b), 15.433, 15.643 (3), 16.71 (3), 16.72
2 (4m), 16.84 (3), 20.003 (5), 20.115 (4) (g), 20.115 (4) (h), 20.197 (1) (g), 20.197 (1)
3 (q), 20.197 (3), 20.455 (2) (g), 20.455 (2) (r), 20.566 (2) (r), 20.566 (8), 20.835 (3)
4 (q), 20.835 (3) (r), 25.17 (1) (jr), 25.75, 66.058 (3) (c) 8., 66.74, 71.04 (7) (f) 16.,
5 71.25 (5) (a) 24., 71.25 (9) (f) 16., 71.67 (4), 71.67 (5), 71.78 (4) (L), 74.09 (3) (b)
6 6., 74.09 (3) (b) 7., 77.61 (5) (b) 9., 79.10 (1) (f) and (g), 79.10 (1m), 79.10 (5), 79.10
7 (7m) (b), 79.10 (7r), 79.10 (9) (bm), 79.10 (10), 79.10 (11), 79.11 (3) (b), 125.51
8 (4) (q), 227.01 (13) (ze), 561.01 (5), 561.02 (2), 561.08, chapter 562, chapter 565,
9 945.01 (1) (d) and 945.01 (1) (e); **to renumber and amend** 20.835 (2) (q) and
10 561.02 (1); **to amend** 16.72 (2) (b), 16.75 (3m) (c) 4., 20.002 (11) (a), 20.115 (4)
11 (a), 20.115 (4) (b), 20.505 (5) (ka), 20.566 (1) (h), 20.765 (3) (ka), 27.08 (6) (b),
12 71.02 (1), 71.04 (1) (a), 74.29, 77.22 (2) (intro.), 77.23, 79.10 (2), 79.10 (6m), 79.10
13 (9) (c), 93.31, 125.07 (3) (a) 5., 165.25 (4) (a), 182.020, 561.03, 561.06 (1), 561.06
14 (2), 561.06 (3), 561.06 (4), 945.01 (3) (h) 1., 945.01 (4) (am), 945.01 (5) (am) and

SENATE BILL 199

1 973.05 (5) (a); and **to create** 71.07 (3m) (e), 71.28 (2m) (e) and 71.47 (2m) (e) of
 2 the statutes; **relating to:** the elimination of the state lottery and pari-mutuel
 3 wagering, prohibiting new claims under the farmland relief tax credit,
 4 providing a penalty and making an appropriation.

Analysis by the Legislative Reference Bureau

2001 Under current law, the state conducts the state lottery and licenses and
 regulates pari-mutuel wagering. This bill eliminates the state lottery and the
 lottery credit and bans state-regulated pari-mutuel wagering beginning on January
 1, ~~1999~~ 2000. As a result of the elimination of the state lottery and the banning of
 state-regulated pari-mutuel wagering, current law penalties that apply to the
 unauthorized playing of the lottery and wagering will apply to conduct that is
 currently authorized under the state lottery and state-regulated pari-mutuel
 wagering.

The farmland tax relief credit is a refundable income and franchise tax credit
 that is based on property taxes accrued on farmland and gross farm profits. Under
 this bill, no claims for the farmland tax relief credit may be made for taxable years
 beginning after December 31, ~~1999~~ 2000.

For further information see the **state and local** 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:

5 SECTION 1. 13.94 (1) (em) [✓] of the statutes is repealed.

6 SECTION 2. 13.94 (1s) (b) [✓] of the statutes is repealed.

7 SECTION 3. 15.433 [✓] of the statutes is repealed.

8 ~~SECTION 4. 15.643 (3) of the statutes is repealed.~~

9 SECTION 5. 16.71 (3) [✓] of the statutes is repealed.

10 SECTION 6. 16.72 (2) (b) [✓] of the statutes is amended to read:

11 16.72 (2) (b) ~~Except as provided in s. 565.25 (2) (a) 4., the~~ The department shall
 12 prepare or review specifications for all materials, supplies, equipment, other
 13 permanent personal property and contractual services not purchased under

SENATE BILL 199

1 standard specifications. Such “nonstandard specifications” may be generic or
2 performance specifications, or both, prepared to describe in detail the article which
3 the state desires to purchase either by its physical properties or programmatic
4 utility. When appropriate for such nonstandard items or services, trade names may
5 be used to identify what the state requires, but wherever possible 2 or more trade
6 names shall be designated and the trade name of any Wisconsin producer, distributor
7 or supplier shall appear first.

8 **SECTION 7.** 16.72 (4m)[√] of the statutes is repealed.

9 **SECTION 8.** 16.75 (3m) (c) 4.[√] of the statutes is amended to read:

10 16.75 (3m) (c) 4. The department shall annually prepare and submit a report
11 to the governor and to the chief clerk of each house of the legislature, for distribution
12 to the appropriate standing committees under s. 13.172 (3), on the total amount of
13 money paid to and of indebtedness or other obligations underwritten by minority
14 businesses, minority financial advisers and minority investment firms under the
15 requirements of this subsection and ss. 16.855 (10m), 16.87 (2), 25.185, and 84.075
16 and ~~565.25 (2) (a) 3~~ and on this state’s progress toward achieving compliance with
17 par. (b) and ss. 16.855 (10m) (a), 16.87 (2), 25.185 and 84.075 (1).

18 **SECTION 9.** 16.84 (3)[√] of the statutes is repealed.

19 **SECTION 10.** 20.002 (11) (a)[√] of the statutes is amended to read:

20 20.002 (11) (a) All appropriations, special accounts and fund balances within
21 the general fund or any segregated fund may be made temporarily available for the
22 purpose of allowing encumbrances or financing expenditures of other general or
23 segregated fund activities which do not have sufficient moneys in the accounts from
24 which they are financed but have accounts receivable balances or moneys
25 anticipated to be received from ~~lottery proceeds, as defined in s. 25.75 (1) (c), tax~~

SENATE BILL 199

1 revenues, gifts, grants, fees, sales of service, or interest earnings recorded under s.
2 16.52 (2). The secretary of administration shall determine the composition and
3 allowability of the accounts receivable balances and anticipated moneys to be
4 received for this purpose in accordance with s. 20.903 (2) and shall specifically
5 approve the use of surplus moneys from the general or segregated funds after
6 consultation with the appropriate state agency head for use by specified accounts or
7 programs. The secretary of administration shall reallocate available moneys from
8 the budget stabilization fund under s. 16.465 prior to reallocating moneys from any
9 other fund.

10 **SECTION 11.** 20.003 (5) of the statutes is repealed.

11 **SECTION 12.** 20.115 (4) (a) of the statutes is amended to read:

12 20.115 (4) (a) ~~Aid to Wisconsin livestock breeders association.~~ The amounts in
13 the schedule, ~~less moneys available under par. (h),~~ for the purpose of aid to the
14 Wisconsin livestock breeders association for the conduct of junior livestock shows
15 and other livestock educational programs under s. 93.31.

16 **SECTION 13.** 20.115 (4) (b) of the statutes is amended to read:

17 20.115 (4) (b) ~~Aids to county and district fairs.~~ A sum sufficient to provide state
18 aids to counties and agricultural societies, associations or boards and to incorporated
19 dairy or livestock associations, not to exceed \$15,000 per fair as provided in s. 93.23.
20 No moneys in excess of the difference between \$585,000 and the amount of moneys
21 available under par. (g) in each fiscal year may be expended from this appropriation.
22 If the total due the several counties and agricultural societies under this paragraph
23 exceeds \$585,000, the department shall equitably prorate that amount.

24 **SECTION 14.** 20.115 (4) (g) of the statutes is repealed.

25 **SECTION 15.** 20.115 (4) (h) of the statutes is repealed.

SENATE BILL 199

1 ~~SECTION 16. 20.197 (1) (g) of the statutes is repealed.~~

2 ~~SECTION 17. 20.197 (1) (p) of the statutes is repealed.~~

3 ~~SECTION 18. 20.197 (3) of the statutes is repealed.~~

4 SECTION 19. 20.455 (2) (g) of the statutes is repealed.

as affected by 1999
Wisconsin Act 5,

5 SECTION 20. 20.455 (2) (r) of the statutes is repealed.

6 ~~SECTION 21. 20.505 (5) (ka) of the statutes is amended to read:~~

7 20.505 (5) (ka) *Facility operations and maintenance; police and protection*
8 *functions.* The amounts in the schedule for the purpose of financing the costs of
9 operation of state-owned or operated facilities that are not funded from other
10 appropriations, including custodial and maintenance services; minor projects;
11 utilities, fuel, heat and air conditioning; costs incurred under s. 16.895 by or on behalf
12 of the department; repayment to the energy efficiency fund loans made to the
13 department under s. 16.847 (6); and supplementing the costs of operation of child
14 care facilities for children of state employees under s. 16.841; and for police and
15 protection functions under s. 16.84 (2) and (3). All moneys received from state
16 agencies for the operation of such facilities, parking rental fees established under s.
17 16.843 (2) (bm) and miscellaneous other sources, all moneys received from
18 assessments under s. 16.895, all moneys received for the performance of gaming
19 protection functions under s. 16.84 (3), and all moneys transferred from the
20 appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this
21 appropriation account.

22 SECTION 22. 20.566 (1) (h) of the statutes is amended to read:

23 20.566 (1) (h) *Debt collection.* From moneys received from the collection of
24 debts owed to state agencies under ss. s. 71.93 and 565.30 (5) and from moneys
25 received from the collection of debts owed to municipalities and counties under s.

SENATE BILL 199

1 71.935, the amounts in the schedule to pay the administrative expenses of the
2 department of revenue for the collection of those debts.

3 SECTION 23. 20.566 (2) (r) of the statutes is repealed.

4 SECTION 24. 20.566 (8) of the statutes is repealed.

5 SECTION 25. 20.765 (3) (ka) of the statutes is amended to read:

6 20.765 (3) (ka) *Audit bureau reimbursable audits.* The amounts in the
7 schedule for the provision of auditing services requested by state agencies or by the
8 federal government, for audits specified in s. 13.94 (1s) (c) and for audits of the
9 department of revenue relating to the state lottery and verifications of the odds of
10 winning a lottery game under s. 565.37 (5). All moneys received by the legislative
11 audit bureau from charges assessed to departments under s. 13.94 (1s) shall be
12 credited to this appropriation.

13 SECTION 26. 20.835 (2) (q) of the statutes is renumbered 20.835 (2) (er) and
14 amended to read:

15 20.835 (2) (er) *Farmland tax relief credit.* From the lottery fund, a sum
16 sufficient to pay the aggregate claims approved under ss. 71.07 (3m) (c), 71.28 (2m)
17 (c) and 71.47 (2m) (c).

18 SECTION 27. 20.835 (3) (q) of the statutes is repealed.

19 SECTION 28. 20.835 (3) (r) of the statutes is repealed.

20 SECTION 29. 25.17 (1) (jr) of the statutes is repealed.

21 SECTION 30. 25.75 of the statutes is repealed.

22 SECTION 31. 27.08 (6) (b) of the statutes is amended to read:

23 27.08 (6) (b) The board of park commissioners of any city of the 1st class where
24 there has been ~~hitherto~~ established a driving club or similar organization in
25 connection with any park under the direction of ~~said~~ ^{the} board of park commissioners

Insert 6-2 as affected by 1999 Wisconsin Act 5,

as created by 1999 Wisconsin Act 5,

as affected by 1999 Wisconsin Act 5,

STET

SENATE BILL 199

1 may conduct horse races and driving exhibitions within its public parks and pay the
2 expenses and cost of trophies therefor out of the park fund. A fee for admission may
3 be charged for the purpose of defraying such expenses in whole or in part. Chapter

4 562 does not apply to any race under this paragraph.

* →
5

Insert 7-4

SECTION 32. 66.058 (3) (c) 8. of the statutes is repealed.

as affected by 1999
Wisconsin
Act 5,

6 SECTION 33. 66.74 of the statutes is repealed.

7 SECTION 34. 71.02 (1) of the statutes is amended to read:

8 71.02 (1) For the purpose of raising revenue for the state and the counties,
9 cities, villages and towns, there shall be assessed, levied, collected and paid a tax on
10 all net incomes of individuals and fiduciaries, except fiduciaries of nuclear
11 decommissioning trust or reserve funds subject to the tax under s. 71.23 (2), by every
12 natural person residing within the state or by his or her personal representative in
13 case of death, and trusts administered within the state; by every nonresident natural
14 person and trust of this state, upon such income as is derived from property located
15 or business transacted within the state including, but not limited by enumeration,
16 income derived from a limited partner's distributive share of partnership income,
17 income derived from a limited liability company member's distributive share of
18 limited liability company income, ~~the state lottery under ch. 565, any multi~~
19 ~~lottery under ch. 565 if the winning lottery ticket or lottery share was purchased from~~
20 ~~a retailer, as defined in s. 565.01 (6), located in this state or from the department and~~
21 ~~pari-mutuel wager winnings or purses under ch. 562, and also by every nonresident~~
22 natural person upon such income as is derived from the performance of personal
23 services within the state, except as exempted under s. 71.05 (1) to (3). Every natural
24 person domiciled in the state shall be deemed to be residing within the state for the
25 purposes of determining liability for income taxes and surtaxes.

and that is operated by a Native American tribe or band

insert 7-25 ↓

winnings from a casino
or bingo hall that is located in

SENATE BILL 199

SECTION 35

1 SECTION 35. 71.04 (1) (a) of the statutes is amended to read:

2 71.04 (1) (a) All income or loss of resident individuals and resident estates and
3 trusts shall follow the residence of the individual, estate or trust. Income or loss of
4 nonresident individuals and nonresident estates and trusts from business, not
5 requiring apportionment under sub. (4), (10) or (11), shall follow the situs of the
6 business from which derived. All items of income, loss and deductions of nonresident
7 individuals and nonresident estates and trusts derived from a tax-option
8 corporation not requiring apportionment under sub. (9) shall follow the situs of the
9 business of the corporation from which derived. Income or loss of nonresident
10 individuals and nonresident estates and trusts derived from rentals and royalties
11 from real estate or tangible personal property, or from the operation of any farm,
12 mine or quarry, or from the sale of real property or tangible personal property shall
13 follow the situs of the property from which derived. Income from personal services
14 of nonresident individuals, including income from professions, shall follow the situs
15 of the services. A nonresident limited partner's distributive share of partnership
16 income shall follow the situs of the business. A nonresident limited liability company
17 member's distributive share of limited liability company income shall follow the situs
18 of the business. ~~Income of nonresident individuals, estates and trusts from the state~~
19 ~~lottery under ch. 565 is taxable by this state. Income of nonresident individuals,~~
20 ~~estates and trusts from any multi-state~~ ^{jurisdictional} ~~lottery under ch. 565 is taxable by this state,~~
21 ~~but only if the winning lottery ticket or lottery share was purchased from a retailer,~~
22 ~~as defined in s. 565.01 (6), located in this state or from the department. Income of~~
23 ~~nonresident individuals, nonresident trusts and nonresident estates from~~
24 ~~pari-mutuel winnings or purses under ch. 562 is taxable by this state.~~ All other
25 income or loss of nonresident individuals and nonresident estates and trusts,

~~Income of nonresident individuals, estates and trusts from winnings from
a casino or bingo hall that is located in this state and that is operated
by a Native American tribe or band shall follow the situs of the casino~~

or bingo hall

SENATE BILL 199

1 including income or loss derived from land contracts, mortgages, stocks, bonds and
2 securities or from the sale of similar intangible personal property, shall follow the
3 residence of such persons, except as provided in par. (b) and sub. (9).

4 SECTION 36. 71.04 (7) (f) 16. of the statutes is repealed.

5 SECTION 37. 71.07 (3m) (e) of the statutes is created to read:

6 71.07 (3m) (e) ^e *New claims.* No claim may be filed under this subsection for a
7 taxable year that begins after December 31, ~~1998~~²⁰⁰⁰, based on property taxes accrued
8 in the previous year.

9 SECTION 38. 71.25 (5) (a) 24. of the statutes is repealed.

10 SECTION 39. 71.25 (9) (f) 16. of the statutes is repealed.

11 SECTION 40. 71.28 (2m) (c) of the statutes is created to read:

12 71.28 (2m) (e) *New claims.* No claim may be filed under this subsection for a
13 taxable year that begins after December 31, ~~1998~~²⁰⁰⁰, based on property taxes accrued
14 in the previous year.

15 SECTION 41. 71.47 (2m) (e) of the statutes is created to read:

16 71.47 (2m) (e) *New claims.* No claim may be filed under this subsection for a
17 taxable year that begins after December 31, ~~1998~~²⁰⁰⁰, based on property taxes accrued
18 in the previous year.

19 SECTION 42. 71.67 (4) of the statutes is repealed.

20 SECTION 43. 71.67 (5) of the statutes is repealed.

21 SECTION 44. 71.78 (4) (L) of the statutes is repealed.

22 SECTION 45. 74.09 (3) (b) 6. of the statutes is repealed.

23 SECTION 46. 74.09 (3) (b) 7. of the statutes is repealed.

24 SECTION 47. 74.29 of the statutes is amended to read:

INSERT
9-4

INSERT
9-10

INSERT
9-14

* Insert 9-21

SENATE BILL 199

SECTION 47

1 **74.29 August settlement.** On or before August 20, the county treasurer shall
 2 pay in full to the proper treasurer all real property taxes, ~~including taxes offset by~~
 3 ~~the credit under s. 79.10 (5),~~ and special taxes included in the tax roll which have not
 4 previously been paid to, or retained by, the proper treasurer. A county may, by
 5 resolution adopted by the county board, direct the county treasurer to pay in full to
 6 the proper treasurer all special assessments and special charges included in the tax
 7 roll which have not previously been paid to, or retained by, the proper treasurer.

8 **SECTION 48.** 77.22 (2) (intro.)¹ of the statutes is amended to read:

9 77.22 (2) (intro.) The secretary of revenue shall prescribe the form required
 10 under sub. (1). The form shall ~~include an application for a credit under s. 79.10 (5)~~
 11 ~~and shall~~ provide for the submission of the following:

12 **SECTION 49.** 77.23¹ of the statutes is amended to read:

13 **77.23 Disposition of fees and returns.** On or before the 15th day of each
 14 month the register shall submit to the county treasurer transfer fees collected
 15 together with the returns filed in the office during the preceding month for the
 16 treasurer's transmission to the department of revenue under s. 77.24 ~~and shall~~
 17 ~~submit to the county treasurer, or to the city treasurer if the property is located in~~
 18 ~~a city that collects taxes under s. 74.87, all applications for credits under s. 79.10 (5)~~
 19 ~~that the county register of deeds receives during the preceding month.~~

20 **SECTION 50.** 77.61 (5) (b) 9¹ of the statutes is repealed.

21 **SECTION 51.** 79.10 (1) ~~dm~~ (g)¹ of the statutes ~~are~~^{is} repealed.

22 **SECTION 52.** 79.10 (1m)¹ of the statutes is repealed.

23 ~~**SECTION 53.** 79.10 (2) of the statutes is amended to read:~~

24 ~~79.10 (2) NOTICE TO MUNICIPALITIES. On or before December 1 of the year~~
 25 ~~preceding the distribution under sub. (7m) (a), the department of revenue shall~~

*Sec #. 79.10(1)(dm)¹ of the statutes, as created by 1999 Wisconsin
 Act 5, is repealed*

SENATE BILL 199

1 ~~notify the clerk of each town, village and city of the estimated fair market value, as~~
 2 ~~determined under sub. (11), to be used to calculate the lottery credit under sub. (5)~~
 3 ~~and of the amount to be distributed to it under sub. (7m)(a) on the following 4th~~
 4 ~~Monday in July. The anticipated receipt of such distribution shall not be taken into~~
 5 ~~consideration in determining the tax rate of the municipality but shall be applied as~~
 6 tax credits.

INSERT
11-6

7 SECTION 54. 79.10 (5) of the statutes is repealed.

as affected by 1999 Wisconsin Act 5,

8 SECTION 55. 79.10 (6m) of the statutes is amended to read:

9 79.10 (6m) CORRECTIONS OF STATE PROPERTY TAX CREDIT PAYMENTS. If the
 10 department of administration or the department of revenue determines by October
 11 1 of the year of any distribution under subs. sub. (4) and (5) that there was an
 12 overpayment or underpayment made in that year's distribution by the department
 13 of administration to municipalities, as determined under subs. sub. (4) and (5),
 14 because of an error by the department of administration, the department of revenue
 15 or any municipality, the overpayment or underpayment shall be corrected as
 16 provided in this subsection. Any overpayment shall be corrected by reducing the
 17 subsequent year's distribution, as determined under subs. sub. (4) and (5), by an
 18 amount equal to the amount of the overpayment. Any underpayment shall be
 19 corrected by increasing the subsequent year's distribution, as determined under
 20 subs. sub. (4) and (5), by an amount equal to the amount of the underpayment.
 21 Corrections shall be made in the distributions to all municipalities affected by the
 22 error. Corrections shall be without interest.

23 SECTION 56. 79.10 (7m) (b) of the statutes is repealed.

as affected by 1999 Wisconsin Act 5,

24 SECTION 57. 79.10 (7r) of the statutes is repealed.

as created by 1999 Wisconsin Act 5,

25 SECTION 58. 79.10 (9) (bm) of the statutes is repealed.

as affected by 1999 Wisconsin Act 5,

SENATE BILL 199

SECTION 59

1 SECTION 59. 79.10 (9) (c) of the statutes is amended to read:

2 79.10 (9) (c) Credits shown on tax bill. The lottery credit under par. (bm) shall
3 reduce the property taxes otherwise payable for those taxpayers who are eligible to
4 receive that credit and who furnish the information required under sub. (10) (a), and
5 the credit under par. (b) shall reduce the property taxes otherwise payable.

6 SECTION 60. 79.10 (10) of the statutes is repealed.

7 SECTION 61. 79.10 (11) of the statutes is repealed.

8 SECTION 62. 79.11 (3) (b) of the statutes is repealed.

9 SECTION 63. 93.31 of the statutes is amended to read:

10 **93.31 Livestock breeders association.** The secretary of the Wisconsin
11 livestock breeders association shall on and after July 1 of each year make a report
12 to the department, signed by the president, treasurer and secretary of the
13 association, setting forth in detail the receipts and disbursements of the association
14 for the preceding fiscal year in such form and detail together with such other
15 information as the department may require. On receipt of such reports, if the
16 department is satisfied that the business of the association has been efficiently
17 conducted during the preceding fiscal year and in the interest of and for the
18 promotion of the special agricultural interests of the state and for the purpose for
19 which the association was organized and if the final statement shows that all the
20 receipts together with the state aid have been accounted for and disbursed for the
21 proper and necessary purposes of the association, and in accordance with the laws
22 of the state, then the department shall file a certificate with the department of
23 administration and it shall draw its warrant and the state treasurer shall pay to the
24 treasurer of the association the amount of the appropriations made available for the
25 association by s. 20.115 (4) (a) and (h) for the conduct of junior livestock shows and

INSERT
12-5

INSERT
12-7

as created by 1999 Wisconsin Act 5,
as affected by 1999 Wisconsin Act 5,

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 199

1
2
3

~~other livestock educational programs. The association may upon application to the state purchasing agent, upon such terms as he or she may require, obtain printing for the association under the state contract.~~

4 **SECTION 64.** 125.07 (3) (a) 5. of the statutes is amended to read:

5 125.07 (3) (a) 5. Ski chalets, golf courses and golf clubhouses, racetracks
6 ~~licensed under ch. 562,~~ curling clubs, private soccer clubs and private tennis clubs.

7 **SECTION 65.** 125.51 (4) (q) of the statutes is repealed.

* →

Insert 13-7 ✓

8 **SECTION 66.** 165.25 (4) (a) of the statutes is amended to read:

9 165.25 (4) (a) The department of justice shall furnish all legal services required
10 by the investment board, ~~the lottery division in the department of revenue,~~ the public
11 service commission, the department of transportation, the department of natural
12 resources, the department of tourism and the department of employe trust funds,
13 together with any other services, including stenographic and investigational, as are
14 necessarily connected with the legal work.

* →

Insert 13-14 ✓

15 **SECTION 67.** 182.020 of the statutes is amended to read:

16 **182.020 Driving park corporation.** ~~Notwithstanding ch. 562,~~ any Any
17 corporation formed under this chapter to establish, maintain and manage any
18 driving park may have grounds and courses for improving and testing the speed of
19 horses and may offer and award prizes for competition; but no racing for any bet or
20 wager shall be allowed; and any such corporation may prevent gambling or betting
21 of any kind, and preserve order on its grounds, and establish rules therefor, and
22 appoint officers and agents who, for that purpose, shall have the power of constables.

23 **SECTION 68.** 227.01 (13) (ze) of the statutes is repealed.

24

~~**SECTION 69.** 561.01 (5) of the statutes is repealed.~~

SENATE BILL 199

SECTION 70

1 SECTION 70. 561.02 (1) of the statutes is renumbered 561.02 and amended to
2 read:

3 561.02 The board shall coordinate and regulate all activities relating to, and
4 promulgate all rules relating to, ~~racine and pari-mutuel wagering conducted under~~
5 ~~ch. 562~~, bingo and raffles conducted under ch. 563 and crane games conducted under
6 ch. 564, and shall perform its duties and functions under ch. 569 regarding Indian
7 gaming.

8 SECTION 71. 561.02 (2) of the statutes is repealed.

9 SECTION 72. 561.03 of the statutes is amended to read:

10 561.03 Executive director. The governor shall nominate, and with the
11 advice and consent of the senate appoint, an executive director of the board, who
12 shall assist the board in performing its duties under s. 561.02 (1).

13 SECTION 73. 561.06 (1) of the statutes is amended to read:

14 561.06 (1) ~~Subject to s. 565.25 (1m), provide~~ Provide all of the security services
15 for the gaming operations under chs. ~~562 563~~ to 569.

16 SECTION 74. 561.06 (2) of the statutes is amended to read:

17 561.06 (2) Monitor the regulatory compliance of gaming operations under chs.
18 ~~562 563~~ to 569.

19 SECTION 75. 561.06 (3) of the statutes is amended to read:

20 561.06 (3) Audit the gaming operations under chs. ~~562 563~~ to 569.

21 SECTION 76. 561.06 (4) of the statutes is amended to read:

22 561.06 (4) Investigate suspected violations of chs. ~~562 563~~ to 569.

23 SECTION 77. 561.08 of the statutes is repealed

* 24 SECTION 78. Chapter 562 of the statutes is repealed.

25 SECTION 79. Chapter 565 of the statutes is repealed.

* -> Insert 14-24 ✓
* -> Insert 14-25 ✓

as affected by 1997 Wisconsin Act 283 and
1999 Wisconsin Act 5,

as affected by 1997 Wisconsin Acts
27 and 283 and 1999 Wisconsin
Act 5,

SENATE BILL 199

1 SECTION 80. 945.01 (1) (d) of the statutes is repealed.

2 SECTION 81. 945.01 (1) (e) of the statutes is repealed.

3 SECTION 82. 945.01 (3) (b) 1. of the statutes is amended to read:

4 945.01 (3) (b) 1. A device used in conducting a bingo occasion or raffle event
5 under ch. 563, ~~used in conducting a lottery under ch. 565 or used in conducting a race~~
6 ~~under ch. 562.~~

7 SECTION 83. 945.01 (4) (am) of the statutes is amended to read:

8 945.01 (4) (am) "Gambling place" does not include a place where bingo or a
9 raffle is conducted under ch. 563, ~~where a lottery is conducted under ch. 565 or where~~
10 ~~a race is conducted under ch. 562~~ and does not include a gambling vessel that is in
11 the process of construction, delivery, conversion or repair by a shipbuilding business
12 that complies with s. 945.095.

13 ~~SECTION 84. 945.01 (5) (am) of the statutes is amended to read:~~

14 ~~945.01 (5) (am) "Lottery" does not include bingo or a raffle conducted under ch.~~
15 ~~563, pari-mutuel wagering conducted under ch. 562 or the state lottery or any~~
16 ~~multistate lottery conducted under ch. 566.~~

17 * ~~SECTION 85. 973.05 (5) (a) of the statutes is amended to read:~~

18 ~~973.05 (5) (a) Upon entry of the assignment under sub. (4) (b), unless the court~~
19 ~~finds that income withholding is likely to cause the defendant irreparable harm, the~~
20 ~~court shall provide notice of the assignment by regular mail to the last known~~
21 ~~address of the person from whom the defendant receives or will receive money. If the~~
22 ~~clerk does not receive the money from the person notified, the court shall provide~~
23 ~~notice of the assignment to any other person from whom the defendant receives or~~
24 ~~will receive money. Notice under this paragraph may be a notice of the court, a copy~~
25 ~~of the executed assignment or a copy of that part of the court order directing payment~~

SENATE BILL 199**SECTION 85**

1 If the court issues an order under sub. (4) (b) assigning lottery prizes, the court shall
2 send the notice of that order to the administrator of person who administers the
3 lottery division of the gaming commission, including a statement of the amount owed
4 under the judgment and the name and address of the person owing the judgment.
5 The court shall notify the administrator of person who administers the lottery
6 division of the gaming commission when the judgment that is the basis of the
7 assignment has been paid in full.

SECTION 86. Initial applicability.

8
9 (1) The treatment of sections 71.02 (1), 71.04 (1) (a) and (7) (f) 16., 71.25 (5) (a)
10 24. and (9) (f) 16., 71.67 (4) and (5) and 71.78 (4) (L) of the statutes first applies to
11 taxable years beginning on January 1, 1999. 2001

SECTION 87. Effective date.

12
13 (1) This act takes effect on January 1, 1999. 2001

14

(END)

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3561/lins
ISR&JK:.....

Insert 6-2

SECTION ~~4~~[#] 20.505 (5) (ka) of the statutes, [✓] as affected by 1999 Wisconsin Act ~~7~~³

is amended to read:

20.505 (5) (ka) *Facility operations and maintenance; police and protection functions.* The amounts in the schedule for the purpose of financing the costs of operation of state-owned or operated facilities that are not funded from other appropriations, including custodial and maintenance services; minor projects; utilities, fuel, heat and air conditioning; costs incurred under ss.16.858 and 16.895 by or on behalf of the department; repayment to the energy efficiency fund loans made to the department under s. 16.847 (6); and supplementing the costs of operation of child care facilities for children of state employes under s. 16.841; and for police and protection functions under s. 16.84 (2) and ~~(3)~~[✓]. All moneys received from state agencies for the operation of such facilities, parking rental fees established under s. 16.843 (2) (bm) and miscellaneous other sources, all moneys received from assessments under s. 16.895, ~~all moneys received for the performance of gaming protection functions under s. 16.84 (3),~~ and all moneys transferred from the appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1999 ~~Act~~[#] 27 ss. 199, 227 to 229m, 233, 666g to 692; 1997 a. 237, 283; 1999 a. 5.

SECTION ~~4~~[#] 20.505 (8) (am) of the statutes, as created by 1999 Wisconsin Act

5, is repealed.

SECTION ~~4~~[#] 20.505 (8) (g) of the statutes, as affected by 1999 Wisconsin Act 5, is repealed.

~~SECTION 4.~~ [#] 20.505 (8) (j) of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

20.505 (8) (j) *General program operations; raffles charitable and crane games.*

The amounts in the schedule for general program operations ~~relating to raffles under subchs. II and VIII of ch. chs. 563 and relating to crane games under ch. 564.~~ All moneys received by the department of administration under ~~ss. 563.92 (2), 563.98 (1g) ch. 563, except s. 563.80, and s. under 564.02 (2)~~ shall be credited to this appropriation account.

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 103, 269, 313; 1993 a. 16 ss. 470g, 470m, 470n, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 208, 199, 227 to 229m, 233, 666a to 692; 1997 a. 237, 283; 1999 a. 5.

~~SECTION 4.~~ [#] 20.505 (8) (jm) of the statutes, as created by 1999 Wisconsin Act 5, is repealed.

~~SECTION 6.~~ [#] 20.566 (1) (h) [✓] of the statutes is amended to read:

20.566 (1) (h) *Debt collection.* From moneys received from the collection of debts owed to state agencies under ~~ss. s. 71.93 and 565.30 (5), from the collection of unpaid fines, forfeitures, costs, assessments, surcharges and restitution payments under s. 565.30 (5r) (b)~~ and from moneys received from the collection of debts owed to municipalities and counties under s. 71.935, the amounts in the schedule to pay the administrative expenses of the department of revenue for the collection of those debts, fines, forfeitures, costs, assessments, surcharges and restitution payments.

History: 1971 c. 108 ss. 2, 3, 6; 1971 c. 125 ss. 164, 173, 174, 175, 176; 1971 c. 211, 215; 1973 c. 90; 1975 c. 39 ss. 201, 732 (1); 1977 c. 29, 31, 418; 1979 c. 34 ss. 610m to 617, 2102 (46) (C); 1979 c. 63 ss. 3, 6; 1979 c. 177, 221; 1981 c. 20; 1981 c. 86 ss. 7, 71; 1981 c. 328 s. 4; 1983 a. 27 ss. 469 to 477; 1983 a. 368; 1983 a. 410 s. 2202 (39); 1985 a. 29 ss. 536 to 537r, 3202 (39) (a), (46) (c), (j); 1985 a. 41, 120; 1987 a. 27 ss. 444 to 458, 3200 (47); 1987 a. 92; 1987 a. 312 s. 17; 1987 a. 399; 1989 a. 31, 335; 1991 a. 39, 259, 269; 1993 a. 16, 205, 263, 490; 1995 a. 27 ss. 546h to 546t, 1111mm to 1119r; 1995 a. 56, 227, 351; 1997 a. 27, 35, 41, 63, 148, 237, 252; 1999 a. 5.

Insert 7-4

~~SECTION 4.~~ [#] 49.857 (1) (d) 19. [✓] of the statutes is amended to read:

49.857 (1) (d) 19. A license issued under s. 563.24 ~~or ch. 562.~~

History: 1997 a. 191.

Insert 9-4

~~SECTION 71.07~~[#] 71.07 (3m) (c) 1. of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

71.07 (3m) (c) 1. Any claimant may claim against taxes otherwise due under this chapter a percentage, as determined by the department under subd. 3., 10% of the property taxes accrued in the taxable year to which the claim relates, up to a maximum claim of ~~\$1,500~~ \$1,000, except that the credit under this subsection plus the credit under subch. IX may not exceed 95% of the property taxes accrued on the farm.

~~SECTION 71.07~~[#] 71.07 (3m) (c) 3. of the statutes, as created by 1999 Wisconsin Act 5, is repealed.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5.

Insert 9-10

~~SECTION 71.28~~[#] 71.28 (2m) (c) 1. of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

71.28 (2m) (c) 1. Any claimant may claim against taxes otherwise due under this chapter a percentage, as determined by the department under subd. 3., 10% of the property taxes accrued in the taxable year to which the claim relates, up to a maximum claim of ~~\$1,500~~ \$1,000, except that the credit under this subsection plus the credit under subch. IX may not exceed 95% of the property taxes accrued on the farm.

~~SECTION 71.28~~[#] 71.28 (2m) (c) 3. of the statutes, as created by 1999 Wisconsin Act 5, is repealed.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5.

Insert 9-14

~~SECTION 12.~~ [#] 71.47 (2m) (c) 1. of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

71.47 (2m) (c) 1. Any claimant may claim against taxes otherwise due under this chapter a percentage, as determined by the department under subd. 3., 10% of the property taxes accrued in the taxable year to which the claim relates, up to a maximum claim of ~~\$1,500~~ \$1,000, except that the credit under this subsection plus the credit under subch. IX may not exceed 95% of the property taxes accrued on the farm.

History: 1987 a. 312, 411, 422; 1989 ~~11~~ 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5.

~~SECTION 13.~~ [#] 71.47 (2m) (c) 3. of the statutes, as created by 1999 Wisconsin Act 5, is repealed.

Insert 9-21

~~SECTION 14.~~ [#] 73.0301 (1) (d) 7m. of the statutes is amended to read:

73.0301 (1) (d) 7m. A license issued under s. ~~562.05~~ or 563.24.

History: 1997 a. 237 ss. 301, 307, 532.

Insert 11-6

~~SECTION 15.~~ [#] 79.10 (2) of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

79.10 (2) NOTICE TO MUNICIPALITIES. On or before December 1 of the year preceding the distribution under sub. (7m) (a), the department of revenue shall notify the clerk of each town, village and city of ~~the estimated fair market value, as determined under sub. (11), to be used to calculate the lottery and gaming credit under sub. (5) and of the amount to be distributed to it under sub. (7m) (a) on the following 4th Monday in July.~~ The anticipated receipt of such distribution shall not

be taken into consideration in determining the tax rate of the municipality but shall be applied as tax credits.

History: 1971 c. 125 ss. 412, 521; Stats. 1971 s. 79.10; 1973 c. 90; 1975 c. 39, 199; 1977 c. 29, 418; 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1174 to 1182n, 2202 (45) (b); 1981 c. 93, 314, 317; 1983 a. 2 ss. 6 to 10, 12; 1983 a. 3, 27; 1983 a. 189 s. 329 (17m); 1983 a. 395; 1985 a. 4, 29, 39, 120; 1987 a. 27, 378; 1991 a. 39, 225, 269, 323; 1993 a. 16; 1995 a. 27; 1997 a. 27, 164; 1999 a. 5.

Insert 12-5

~~SECTION 16.~~[#] 79.10 (9) (c) of the statutes, as affected by 1999 Wisconsin Act 5, is repealed and recreated to read:

79.10 (9) (c) *Credits shown on tax bill.* The credit under par. (b) shall reduce the property taxes otherwise payable.

Insert 12-7

~~SECTION 17.~~[#] 79.11 (2) of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

79.11 (2) ~~Except as provided in s. 79.10 (10) (d), the~~ The payment of the difference between the total tax which is due on any property less the amount of the tax credits applicable to such property authorized by this subchapter shall be considered payment in full of the property taxes due thereon in that year.

History: 1971 c. 125 s. 411; Stats. 1971 s. 79.11; 1991 a. 39, 323; 1997 a. 27; 1999 a. 5.

~~SECTION 18.~~[#] 79.11 (3) (b) of the statutes, as affected by 1999 Wisconsin Act 5, is repealed.

~~SECTION 19.~~[#] 79.13 of the statutes, as created by 1999 Wisconsin Act 5, is repealed.

Insert 13-7

~~SECTION 20.~~[#] 165.25 (3r) of the statutes is amended to read:

165.25 (3r) AVOID CONFLICT OF INTEREST. Require that attorneys in different organizational subunits in the department prosecute violations of chs. ~~562~~ 563 to 569

or Indian gaming compacts entered into under s. 14.035 and defend any department, agency, official, employe or agent under subs. (1), (4) (a) and (6).

History: 1971 c. 125 s. 522 (1); 1971 c. 215; 1973 c. 333; 1975 c. 81, 199; 1977 c. 29 s. 1656 (27); 1977 c. 187, 260, 273, 344; 1981 c. 20, 62, 96; 1983 a. 27; 1983 a. 36 s. 96 (2), (3), (4); 1983 a. 192; 1985 a. 29, 66; 1987 a. 416; 1989 a. 31, 115, 187, 206, 359; 1991 a. 25, 39, 269; 1993 a. 27, 28, 365; 1995 a. 27 ss. 4453 to 4454m, 9126 (19); 1995 a. 201; 1997 a. 27, 111.

Insert 13-14

~~SECTION 21.~~ [#] 165.70 (3m)[✓] of the statutes is amended to read:

165.70 (3m) The attorney general shall establish a separate bureau in the division of criminal investigation in which all of the department's gaming law enforcement responsibilities under chs. ~~562~~ 563 to 569 and 945 shall be performed.

History: 1971 c. 40, 211, 307; 1973 c. 156; 1975 c. 39; 1977 c. 173 s. 168; 1977 c. 215, 260; 1977 c. 272 s. 98; 1985 a. 29; 1987 a. 332; 1989 a. 31; 1991 a. 269; 1993 a. 213; 1995 a. 448; 1997 a. 27, 143.

Insert 14-24

~~SECTION 22.~~ [#] 563.055 (6)[✓] of the statutes, as created by 1999 Wisconsin Act 5, is amended to read:

563.055 (6) All moneys received under this section shall be credited to the appropriation account under s. 20.505 (8) (~~jm~~) (j).[✓]

History: 1989 a. 31; 1991 a. 269 s. ~~782ap~~ [#] Stats. 1991 s. 563.055; 1995 a. 27 ss. 6976c, 9123 (6pp); 1997 a. 27; 1999 a. 5.

~~SECTION 23.~~ [#] 563.13 (4)[✓] of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

563.13 (4) A \$10 license fee for each bingo occasion proposed to be conducted and \$5 for an annual license for each designated member responsible for the proper utilization of gross receipts. All moneys received under this subsection shall be credited to the appropriation account under s. 20.505 (8) (~~jm~~) (j).

History: 1973 c. 156; 1975 c. 99; 1979 c. 34; 1987 a. 21; 1989 a. 147/1991 a. 269 s. 782ch; Stats. 1991 s. 563.13; 1995 a. 27 s. 9123 (6pp); 1995 a. 417; 1999 a. 5.

~~SECTION 24.~~ [#] 563.135 (2m)[✓] of the statutes, as created by 1999 Wisconsin Act 5, is amended to read:

563.135 (2m) All moneys received under sub. (1) shall be credited to the appropriation account under s. 20.505 (8) (~~jm~~) (j).

History: 1989 a. 147; 1991 a. 269 s. 782cp; Stats. 1991 s. 563.135; 1999 a. 5.

~~23~~[#] SECTION 563.16 of the statutes, as affected by 1999 Wisconsin Act 5, is amended to read:

563.16 Amendment of license to conduct bingo. Upon application by a licensed organization, a license may be amended, if the subject matter of the amendment properly and lawfully could have been included in the original license. An application for an amendment to a license shall be filed and processed in the same manner as an original application. An application for the amendment of a license shall be accompanied by a \$3 fee. If any application for amendment seeks approval of additional bingo occasions or designates a new member responsible for the proper utilization of gross receipts, the appropriate fee under s. 563.13 (4) also shall be paid. If the department approves an application for an amendment to a license, a copy of the amendment shall be sent to the applicant who shall attach it to the original license. All moneys received under this section shall be credited to the appropriation account under s. 20.505 (8) ~~(jm)~~ (j).[✓]

History: 1973 c. 156; 1979 c. 34; 1989 a. 147; 1991 a. 269 s. 782dt; Stats. 1991 s. 563.16; 1995 a. 27 s. 9123 (6pp); 1997 a. 27; 1999 a. 5.

~~24~~[#] SECTION 563.22 (2) (c) of the statutes, as created by 1999 Wisconsin Act 5, is amended to read:

563.22 (2) (c) All moneys received under this subsection shall be credited to the appropriation account under s. 20.505 (8) ~~(jm)~~ (j).[✓]

History: 1973 c. 156; 1979 c. 34; 1989 a. 147; 1991 a. 269 s. 782et; Stats. 1991 s. 563.22; 1993 a. 112; 1995 a. 27 s. 9123 (6pp); 1997 a. 27; 1999 a. 5.

~~27~~[#] SECTION 563.80 (2m)[✓] of the statutes, as created by 1999 Wisconsin Act 5, is repealed.

Insert 14-25

~~28~~[#] SECTION 778.30 (1) (c)[✓] of the statutes is repealed.

~~29~~[#] SECTION 778.30 (2) (a) 2.[✓] of the statutes is repealed.

~~30~~[#] SECTION 895.055 (3)[✓] of the statutes is amended to read:

895.055 (3) This section does not apply to any promise, agreement, note, bill, bond, mortgage, conveyance or other security that is permitted under chs. ~~562 563~~ to 569 or under state or federal laws relating to the conduct of gaming on Indian lands.

History: 1993 a. 174; 1995 a. 225; 1997 a. 27.
~~SECTION 31.~~ [#] 895.056 (4) [✓] of the statutes is amended to read:

895.056 (4) This section does not apply to any property that is permitted to be played, bet or wagered under chs. ~~562 563~~ to 569 or under state or federal laws relating to the conduct of gaming on Indian lands.

History: 1993 a. 174, 486; 1995 a. 225; 1997 a. 27, 35.

Insert 15-16

~~SECTION 32.~~ [#] 945.01 (5) (am) [✓] of the statutes is amended to read:

945.01 (5) (am) "Lottery" does not include bingo or a raffle conducted under ch. ~~563, pari-mutuel wagering conducted under ch. 562 or the state lottery or any multijurisdictional lottery conducted under ch. 565.~~

History: 1973 c. 156; Sup. Ct. Order, 67 Wis. 2d 585, 784 (1973), 1975 c. 94, 1977 c. 90, 426; 1979 c. 40, 91; 1981 c. 351; 1983 a. 189; 1987 a. 119, 329, 354, 403; 1989 a. 31; 1991 a. 269, 321; 1993 a. 486; 1995 a. 11; 1997 a. 27.

~~SECTION 33.~~ [#] 973.05 (4) (c) of the statutes is repealed.

~~SECTION 34.~~ [#] 973.05 (5) (a) 2. of the statutes is repealed.

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

LRB-3561/1dn

ISR:/.....

WLj

September 24, 1999

Typed.

IVY

Can't find it.

Senator Risser:

As we discussed, this bill no longer ^{uses} ~~applies~~ moneys attributable to bingo ^{for} ~~to~~ property tax relief. Section 24 (3) of Article IV of the Wisconsin Constitution requires that all moneys attributable to bingo games be used for property tax relief. Thus, this bill violates the Constitution.

If you have any questions or comments, please feel free to contact me.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: Ivy.Sager-Rosenthal@legis.state.wi.us

**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: 10/05/1999

To: Senator Risser

Relating to LRB drafting number: LRB-3561

Topic

Eliminate pari-mutuel wagering and the lottery

Subject(s)

Gambling - lottery, Gambling - racetracks, Tax - property

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.

Ivy G. Sager-Rosenthal, Legislative Attorney
Telephone: (608) 261-4455

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

LRB-3561/1dn
ISR.wlj.km

October 6, 1999

Senator Risser:

As we discussed, this bill no longer uses moneys attributable to bingo for property tax relief. Section 24 (3) of Article IV of the Wisconsin Constitution requires that all moneys attributable to bingo games be used for property tax relief. Thus, this bill violates the Constitution.

If you have any questions or comments, please feel free to contact me.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: Ivy.Sager-Rosenthal@legis.state.wi.us