

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

LRB-4020/1dn  
ISR:jlj:jf

December 16, 1999

Senator Moore:

Please note that this bill does not specify a date by which DWD must submit the criteria to the joint committee on finance. Thus, it is possible that DWD may not have final criteria in place before the community reinvestment funds under the current contracts are available for expenditure by the W-2 agencies.

Also, it may not be possible to condition the expenditure of the funds on an agency's compliance with certain requirements and procedures. If the W-2 contracts that end on December 31, 1999, contain provisions specifying for which uses community reinvestment funds may be used, a court may find that the additional requirements and procedures created in this bill impermissibly impair the contracts and thus, are unconstitutional under article I, section 10, of the U.S. Constitution and article I, section 12, of the Wisconsin Constitution.

Please feel free to contact me if you have any questions or comments regarding this draft.

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