

1           **SECTION 84m.** 16.74 (5m) of the statutes is created to read:

2           16.74 (5m) In writing specifications for purchases under this section, the joint  
3 committee on legislative organization, house, legislative service agency, director of  
4 state courts or judicial branch agency shall ensure that specifications include a  
5 prohibition against the purchase of a toner cartridge, as defined in s. 16.72 (2) (e) 2.  
6 a., whose original manufacturer places restrictions on the remanufacturing of the  
7 toner cartridge by any person other than the original manufacturer. Restrictions on  
8 remanufacturing include reducing the price of the toner cartridge in exchange for an  
9 agreement not to remanufacture the toner cartridge, a licensing agreement on the  
10 toner cartridge that forbids remanufacturing and any contract that forbids the  
11 remanufacturing or recycling of a toner cartridge. Trade names may be used in  
12 specifications written under this subsection.

13           **SECTION 85m.** 16.75 (1) (a) 1. of the statutes is amended to read:

14           16.75 (1) (a) 1. All orders awarded or contracts made by the department for all  
15 materials, supplies, equipment and contractual services to be provided to any  
16 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),  
17 (6), (7), (8) and (9) and ss. 16.73 (4) (a), 16.751, 16.754, 50.05 (7) (f), 287.15 (7) and  
18 301.265, shall be awarded to the lowest responsible bidder, taking into consideration  
19 life cycle cost estimates under sub. (1m), when appropriate, the location of the  
20 agency, the quantities of the articles to be supplied, their conformity with the  
21 specifications, and the purposes for which they are required and the date of delivery.

22           **SECTION 86m.** 16.75 (2m) (g) of the statutes is amended to read:

23           16.75 (2m) (g) After receiving each offerer's best and final offer, the department  
24 shall determine which proposal is most advantageous and shall award the order or  
25 contract to the person who offered it. The department's determination shall be based

1 only on price and the other evaluation factors specified in the request for proposals.  
2 The department shall state in writing the reason for the award and shall place the  
3 statement in the contract file. This paragraph does not apply to procurements under  
4 s. 16.751.

5 **SECTION 89m.** 16.751 of the statutes is created to read:

6 **16.751 Information technology purchases by investment board.** (1) In  
7 this section, “information technology” has the meaning given under s. 16.97 (6).

8 (2) The requirements of ss. 16.72 (2) (b) and (d) and 16.75 (1) (a) 1. and (2m)  
9 (g) do not apply to procurements by the investment board for information technology  
10 purposes.

11 **SECTION 93.** 16.76 (4) (a) of the statutes is amended to read:

12 16.76 (4) (a) In this subsection, “master lease” means an agreement entered  
13 into by the department on behalf of one or more agencies ~~for the lease of goods or the~~  
14 ~~provision of to obtain property or services~~ under which the department makes or  
15 agrees to make periodic payments.

16 ~~(ag)~~ The department may pay or agree to pay ~~to the lesser~~ under a master lease  
17 a sum substantially equivalent to or in excess of the aggregate value of goods  
18 ~~involved~~ property or services obtained and it may be agreed that the department or  
19 one or more agencies will become, or for no other or nominal consideration has the  
20 option to become, the owner of ~~goods leased or to be leased~~ property obtained or to  
21 be obtained under a master lease upon full compliance with the ~~its~~ terms of the  
22 agreement.

23 **SECTION 95.** 16.76 (4) (b) of the statutes is amended to read:

24 16.76 (4) (b) The Except as provided in par. (h), the department may enter into  
25 a master lease whenever the department determines that it is advantageous to the

1 state to do so. If the master lease provides for payments to be made by the state from  
2 moneys that have not been appropriated at the time that the master lease is entered  
3 into, the master lease shall contain the statement required under s. 16.75 (3).

4 **SECTION 96.** 16.76 (4) (c) of the statutes is amended to read:

5 16.76 (4) (c) Payments under a master lease may include interest payable at  
6 a fixed or variable rate as the master lease may provide. The department may enter  
7 into agreements and ancillary arrangements which the department determines to  
8 be necessary to facilitate the use of a master lease, ~~including liquidity facilities,~~  
9 ~~remarketing or dealer agreements, letter of credit agreements, insurance policies,~~  
10 ~~interest rate guaranty agreements, reimbursement agreements and indexing~~  
11 ~~agreements.~~

12 **SECTION 97.** 16.76 (4) (e) of the statutes is amended to read:

13 16.76 (4) (e) The department may grant ~~the lessor~~ a perfected security interest  
14 in goods leased property obtained or to be leased obtained under each a master lease.  
15 The department shall record and preserve evidence of the security interest in its  
16 offices at all times during which the master lease is in effect.

17 **SECTION 98.** 16.76 (4) (f) of the statutes is amended to read:

18 16.76 (4) (f) The department may appoint one or more fiscal agents for each  
19 master lease. Each fiscal agent shall be an incorporated bank or trust company  
20 authorized by the laws of the United States or of the state in which it is located to  
21 do business as a banking or trust company. ~~Sections 16.705 and 16.75 do not apply~~  
22 ~~to contracts for fiscal agent services.~~ The department shall periodically require  
23 competitive proposals, under procedures established by the department, for fiscal  
24 agent services under this paragraph. There may be deposited with a fiscal agent, in  
25 a special account for such purpose only, a sum estimated to be sufficient to enable the

1 fiscal agent to make all payments which will come due under the master lease not  
2 more than 15 days after the date of deposit. The department may make such other  
3 provisions respecting fiscal agents as it considers necessary or useful and may enter  
4 into a contract with any fiscal agent containing such terms, including compensation,  
5 and conditions in regard to the fiscal agent as it considers necessary or useful.

6 **SECTION 99.** 16.76 (4) (g) of the statutes is created to read:

7 16.76 (4) (g) Sections 16.705 and 16.75 do not apply to agreements or ancillary  
8 agreements under par. (c) or contracts for fiscal agent services under par. (f).

9 **SECTION 100.** 16.76 (4) (h) of the statutes is created to read:

10 16.76 (4) (h) A master lease may not be used to obtain a facility for use or  
11 occupancy by the state or an agency or instrumentality of the state or to obtain an  
12 internal improvement.

13 **SECTION 102.** 16.76 (4) (j) of the statutes is created to read:

14 16.76 (4) (j) If a master lease is used to finance payments to be made under an  
15 energy conservation construction project as provided in s. 16.858 (2), payments  
16 under the lease may not be conditioned upon any payment required to be made by  
17 the contractor pursuant to an energy conservation audit.

18 **SECTION 105e.** 16.853 of the statutes is created to read:

19 **16.853 Grant to Heritage Military Music Foundation.** If the Heritage  
20 Military Music Foundation requests the department to review an estimate of the cost  
21 of improvements to its building in the city of Watertown, the department shall review  
22 the estimate. If the department approves the estimate, the department shall provide  
23 a grant to the foundation in the amount of \$85,300 for the purpose of making  
24 improvements to that building.

1           **SECTION 105f.** 16.853 of the statutes, as created by 1999 Wisconsin Act .... (this  
2 act), is repealed.

3           **SECTION 105m.** 16.857 of the statutes is created to read:

4           **16.857 Agency building maintenance. (1)** In this section, “agency” has the  
5 meaning given under s. 16.70 (1).

6           **(2)** The department shall require each agency to which moneys are  
7 appropriated in any fiscal period for capital building maintenance purposes to  
8 submit a work plan to the department describing the agency’s proposal for  
9 expenditure of those moneys. The plan shall be submitted for such period as the  
10 secretary may require, and shall be filed no later than the date prescribed by the  
11 secretary. Upon approval of a work plan by the department, the department shall  
12 forward the plan to the building commission for its review and approval under s.  
13 13.48 (30).

14           **(3)** Notwithstanding s. 16.50 (2), the secretary may withhold approval of any  
15 proposed expenditure under s. 16.50 (2) by any agency for any significant capital  
16 building maintenance project, as determined by the secretary, if a project does not  
17 conform to a work plan approved by the department and the building commission.

18           **(4)** Following the end of each fiscal year, the department shall submit a report  
19 to the joint committee on finance concerning the expenditure of capital building  
20 maintenance moneys by each agency and capital building maintenance work  
21 completed by each agency during the preceding fiscal year.

22           **SECTION 106.** 16.858 (2) of the statutes is renumbered 16.858 (2) (a) and  
23 amended to read:

24           16.858 (2) (a) Any A contract under sub. (1) shall require may provide for the  
25 construction work to be financed by the state or by the contractor to undertake the

1 ~~construction work at its own expense.~~ The contract shall provide for the state to pay  
2 a ~~maximum~~ stated amount, which shall include any financing costs incurred by the  
3 contractor. The ~~maximum~~ stated amount may not exceed the minimum savings  
4 determined under the audit to be realized by the state within the period specified in  
5 the audit. The state shall make payments under the contract as the savings  
6 identified in the audit are realized by the state, in the amounts actually realized, but  
7 not to exceed the lesser of the ~~maximum~~ stated amount or the actual amount of the  
8 savings realized by the state within the period specified in the audit. If the  
9 department provides financing for construction work, the department may finance  
10 any portion of the cost of the work under a master lease entered into as provided  
11 under s. 16.76 (4). If the department provides financing for the construction work  
12 and the stated amount to be paid by the state under the contract is greater than the  
13 amount of the savings realized by the state within the period specified in the audit  
14 under sub. (1), the contract shall require the contractor to remit the difference to the  
15 department.

16 (b) The department shall charge the cost of the payments made by the state to  
17 the contractor to the applicable appropriation for fuel and utility costs at the  
18 building, structure or facility where the work is performed in the amounts equivalent  
19 to the savings that accrue to the state under that appropriation from expenditures  
20 not made as a result of the construction work, as determined by the department in  
21 accordance with the contract. The department may also charge its costs for  
22 negotiation ~~and~~, administration and financing of the contract to the same  
23 appropriation.

24 SECTION 107. 16.858 (4) of the statutes is amended to read:

1           16.858 (4) No later than January 1 of each year, the secretary shall report to  
2 the cochairpersons of the joint committee on finance identifying any construction  
3 work for which the department has contracted under this section for which ~~the state~~  
4 ~~has not made its final payment~~ has not been made as of the date of the preceding  
5 report, together with the actual energy cost savings realized by the state as a result  
6 of the contract to date, or the estimated energy cost savings to be realized by the state  
7 if the total savings to be realized in the audit under sub. (1) have not yet been  
8 realized, and the date on which the state made its final payment under the contract  
9 or, if the final payment has not been made, the latest date on which the state is  
10 obligated to make its final payment under the contract, and any amount that  
11 remains payable to the state under the contract.

12           **SECTION 109.** 16.956 of the statutes is repealed.

13           **SECTION 109m.** 16.957 of the statutes is created to read:

14           **16.957 Utility public benefits. (1) DEFINITIONS.** In this section:

15           (bm) “Commission” means the public service commission.

16           (c) “Commitment to community program” means a program by a municipal  
17 utility or retail electric cooperative for low-income assistance or an energy  
18 conservation program by a municipal utility or retail electric cooperative.

19           (cm) “Council” means the council on utility public benefits created under s.  
20 15.107 (17).

21           (d) “Customer application of renewable resources” means the generation of  
22 electricity from renewable resources that takes place on the premises of a customer  
23 or member of an electric provider.

24           (e) “Division of housing” means the division of housing in the department.

25           (f) “Electric provider” means an electric utility or retail electric cooperative.

1 (g) “Electric utility” means a public utility that owns or operates a retail electric  
2 distribution system.

3 (h) “Energy conservation program” means a program for reducing the demand  
4 for natural gas or electricity or improving the efficiency of its use during any period.

5 (i) “Fiscal year” has the meaning given in s. 655.001 (6).

6 (k) “Local unit of government” means the governing body of any county, city,  
7 town, village or county utility district or the elected tribal governing body of a  
8 federally recognized American Indian tribe or band.

9 (L) “Low-income assistance” means assistance to low-income households for  
10 weatherization and other energy conservation services, payment of energy bills or  
11 early identification or prevention of energy crises.

12 (m) “Low-income household” means any individual or group of individuals in  
13 this state who are living together as one economic unit and for whom residential  
14 electricity is customarily purchased in common or who make undesignated  
15 payments for electricity in the form of rent, and whose household income is not more  
16 than 150% of the poverty line as determined under 42 USC 9902 (2).

17 (n) “Low-income need” means the amount obtained by subtracting from the  
18 total low-income energy bills in a fiscal year the product of 2.2% of the estimated  
19 average annual income of low-income households in this state in that fiscal year  
20 multiplied by the estimated number of low-income households in this state in that  
21 fiscal year.

22 (o) “Low-income need percentage” means the percentage that results from  
23 dividing the sum of the following by the amount of low-income need in fiscal year  
24 1998–99:



1           1. The total amount received by the department for low-income funding under  
2           42 USC 6861 to 6873 and 42 USC 8621 to 8629 in fiscal year 1997–98.

3           1m. The amount of the portion of the public benefits fee for fiscal year  
4           1999–2000 that is specified in sub. (4) (c) 1. The amount specified in this subdivision  
5           shall not be subject to the reduction under 1999 Wisconsin Act ... (this act), section  
6           9101 (1zv) (a).

7           2. The total amount expended by utilities under s. 196.374 related to  
8           low-income assistance.

9           3. Fifty percent of the amount of public benefits fees that municipal utilities  
10          and retail electric cooperatives are required to charge under sub. (5) (a) in fiscal year  
11          1999–2000. The amount specified in this subdivision shall not be subject to the  
12          reduction under 1999 Wisconsin Act ... (this act), section 9101 (1zv) (c).

13          (p) “Low-income need target” means the product of the low-income need  
14          percentage multiplied by low-income need in a fiscal year.

15          (q) “Municipal utility” means an electric utility that is owned wholly by a  
16          municipality and that owns a retail distribution system.

17          (qm) “Public utility” has the meaning given in s. 196.01 (5).

18          (r) “Renewable resource” has the meaning given in s. 196.378 (1) (h).

19          (s) “Retail capacity” means the total amount of electricity that an electric  
20          provider is capable of delivering to its retail customers or members and that is  
21          supplied by electric generating facilities owned or operated by the electric provider  
22          or any other person. “Retail capacity” does not include any electricity that is not used  
23          to satisfy the electric provider’s retail load obligations.

1 (t) “Retail electric cooperative” means a cooperative association that is  
2 organized under ch. 185 for the purpose of providing electricity at retail to its  
3 members only and that owns or operates a retail electric distribution system.

4 (u) “Total low-income energy bills” means the total estimated amount that all  
5 low-income households are billed for residential electricity, natural gas and heating  
6 fuel in a fiscal year.

7 (v) “Wholesale electric cooperative” means a cooperative association that is  
8 organized under ch. 185 for the purpose of providing electricity at wholesale to its  
9 members only.

10 (w) “Wholesale supplier” means a wholesale electric cooperative or a municipal  
11 electric company, as defined in s. 66.073 (3) (d), that supplies electricity at wholesale  
12 to a municipal utility or retail electric cooperative.

13 (x) “Wholesale supply percentage” means the percentage of a municipal  
14 utility’s or retail electric cooperative’s retail capacity in a fiscal year that is supplied  
15 by a wholesale supplier.

16 (2) DEPARTMENT DUTIES. In consultation with the council, the department shall  
17 do all of the following:

18 (a) *Low-income programs.* After holding a hearing, establish programs to be  
19 administered by the department through the division of housing for awarding grants  
20 from the appropriation under s. 20.505 (10) (r) to provide low-income assistance. In  
21 each fiscal year, the amount awarded under this paragraph shall be sufficient to  
22 ensure that an amount equal to 17% of the sum of the following is spent for  
23 weatherization and other energy conservation services:

24 1. All moneys received from the federal government under 42 USC 6861 to 6873  
25 and 42 USC 8621 to 8629 in a fiscal year.

1           2. All moneys spent in a fiscal year for low-income programs established under  
2 s. 196.374.

3           3. All moneys spent in a fiscal year on programs established under this  
4 paragraph.

5           4. Fifty percent of the moneys collected in public benefits fees under sub. (5).

6           (b) *Energy conservation and efficiency and renewable resource programs.* 1.  
7 Subject to subd. 2., after holding a hearing, establish programs for awarding grants  
8 from the appropriation under s. 20.505 (10) (s) for each of the following:

9           a. Proposals for providing energy conservation or efficiency services. In  
10 awarding grants under this subd. 1. a., the department shall give priority to  
11 proposals directed at the sectors of energy conservation or efficiency markets that  
12 are least competitive and at promoting environmental protection, electric system  
13 reliability or rural economic development. In each fiscal year, 1.75% of the  
14 appropriation under s. 20.505 (10) (s) shall be awarded in grants for research and  
15 development proposals regarding the environmental impacts of the electric industry.

16           b. Proposals for encouraging the development or use of customer applications  
17 of renewable resources, including educating customers or members about renewable  
18 resources or encouraging uses of renewable resources by customers or members or  
19 encouraging research technology transfers. In each fiscal year, the department shall  
20 ensure that 4.5% of the appropriation under s. 20.505 (10) (s) is awarded in grants  
21 under this subd. 1. b.

22           2. For each fiscal year after fiscal year 2003–04, determine whether to continue,  
23 discontinue or reduce any of the programs established under subd. 1. and determine  
24 the total amount necessary to fund the programs that the department determines  
25 to continue or reduce under this subdivision. The department shall notify the

1 commission if the department determines under this subdivision to reduce funding  
2 by an amount that is greater than the portion of the public benefits fee specified in  
3 sub. (4) (c) 2. The notice shall specify the portion of the reduction that exceeds the  
4 amount of public benefits fees specified in sub. (4) (c) 2.

5 (c) *Rules.* Promulgate rules establishing all of the following:

6 1. Eligibility requirements for low-income assistance under programs  
7 established under par. (a). The rules shall prohibit a person who receives  
8 low-income assistance from a municipal utility or retail electric cooperative under  
9 a program specified in sub. (5) (d) 2. b. or 3. a. from receiving low-income assistance  
10 under programs established under par. (a).

11 2. Requirements and procedures for applications for grants awarded under  
12 programs established under par. (a) or (b) 1.

13 2m. Criteria for the selection of proposals by a corporation specified in sub. (3)  
14 (b).

15 2n. Criteria for making the determination under par. (b) 2. Rules promulgated  
16 under this subdivision shall require the department to determine whether the need  
17 for a program established under par. (b) 1. is satisfied by the private sector market  
18 and, if so, whether the program should be discontinued or reduced.

19 4. Requirements for electric utilities to allow customers to include voluntary  
20 contributions to assist in funding a program established under par. (a) or (b) 1. with  
21 bill payments for electric service. The rules may require an electric utility to provide  
22 a space on an electric bill in which a customer may indicate the amount of a voluntary  
23 contribution and the customer's preference regarding whether a contribution should  
24 be used for a program established under par. (a) or (b) 1. a. or b. The rules shall  
25 establish requirements and procedures for electric utilities to pay to the department

1 any voluntary contributions included with bill payments and to report to the  
2 department customer preferences regarding use of the contributions. The  
3 department shall deposit all contributions received under this paragraph in the  
4 utility public benefits fund.

5 5. A method for estimating total low-income energy bills, average annual  
6 income of low-income households and the number of low-income households in a  
7 fiscal year for the purpose of determining the amount of low-income need in the fiscal  
8 year.

9 (d) *Other duties.* 1. For each fiscal year after fiscal year 1998–99, determine  
10 the low-income need target for that fiscal year.

11 2. Encourage customers or members to make voluntary contributions to assist  
12 in funding the programs established under pars. (a) and (b) 1. The department shall  
13 deposit all contributions received under this paragraph in the utility public benefits  
14 fund.

15 3. Deposit all moneys received under sub. (4) (a) or (5) (c) or (d) in the utility  
16 public benefits fund.

17 4. Provide for an annual independent audit and submit an annual report to the  
18 legislature under s. 13.172 (2) that describes each of the following:

19 a. The expenses of the department, other state agencies and grant recipients  
20 in administering or participating in the programs under pars. (a) and (b).

21 b. The effectiveness of the programs under par. (a) in providing assistance to  
22 low-income individuals.

23 c. The effectiveness of the programs under par. (b) in reducing demand for  
24 electricity and increasing the use of renewable resources owned by customers or  
25 members.

1 d. Any other issue identified by the department, council, governor, speaker of  
2 the assembly or majority leader of the senate.

3 (3) CONTRACTS. (a) The division of housing shall, on the basis of competitive  
4 bids, contract with community action agencies described in s. 46.30 (2) (a) 1.,  
5 nonstock, nonprofit corporations organized under ch. 181 or local units of  
6 government to provide services under the programs established under sub. (2) (a).

7 (b) The department shall, on the basis of competitive bids, contract with one  
8 or more nonstock, nonprofit corporations organized under ch. 181 to administer the  
9 programs established under sub. (2) (b) 1., including soliciting proposals, processing  
10 grant applications, selecting, based on criteria specified in rules promulgated under  
11 sub. (2) (c) 2m., proposals for the department to make awards and distributing grants  
12 to recipients.

13 (c) In selecting proposals and awarding grants under sub. (2) (b), the  
14 department or a nonprofit corporation specified in par. (b) may not discriminate  
15 against an electric provider or its affiliate or a wholesale electric supplier or its  
16 affiliate solely on the basis of its status as an electric provider, wholesale electric  
17 supplier or affiliate.

18 (4) ELECTRIC UTILITIES. (a) *Requirement to charge public benefits fees.* Each  
19 electric utility, except for a municipal utility, shall charge each customer a public  
20 benefits fee in an amount established in rules promulgated by the department under  
21 par. (b). An electric utility, except for a municipal utility, shall collect and pay the fees  
22 to the department in accordance with the rules promulgated under par. (b). The  
23 public benefits fees collected by an electric utility shall be considered trust funds of  
24 the department and not income of the electric utility.

1 (am) *Electric bills.* An electric utility shall include a public benefits fee in the  
2 fixed charges for electricity in a customer's bill and shall provide the customer with  
3 an annual statement that identifies the annual charges for public benefits fees and  
4 describes the programs for which fees are used.

5 (b) *Rules.* In consultation with the council, the department shall promulgate  
6 rules that establish the amount of a public benefits fee under par. (a). Fees  
7 established in rules under this paragraph may vary by class of customer, but shall  
8 be uniform within each class, and shall satisfy each of the following:

9 1. The fees may not be based on the kilowatt-hour consumption of electricity  
10 by customers.

11 2. Seventy percent of the total amount of fees charged by an electric provider  
12 may be charged to residential customers and 30% of the total may be charged to  
13 nonresidential customers.

14 3. The fees shall allow an electric provider to recover the reasonable and  
15 prudent expenses incurred by the electric provider in complying with this section.

16 (c) *Amount of public benefits fees.* A fee established in rules promulgated under  
17 par. (b) shall satisfy each of the following:

18 1. 'Low-income funding.' In fiscal year 1999–2000, a portion of the public  
19 benefits fee shall be an amount that, when added to 50% of the estimated public  
20 benefits fees charged by municipal utilities and retail electric cooperatives under  
21 sub. (5) (a) for that fiscal year, shall equal \$24,000,000. In each fiscal year after fiscal  
22 year 1999–2000, a portion of the public benefits fee shall be an amount that, when  
23 added to the sum of the following shall equal the low-income need target for that  
24 fiscal year determined by the department under sub. (2) (d) 1.:

1 a. Fifty percent of the estimated public benefits fees charged by municipal  
2 utilities and retail electric cooperatives under sub. (5) (a) for that fiscal year.

3 b. All moneys received under 42 USC 6861 to 6873 and 42 USC 8621 to 8629  
4 for that fiscal year.

5 c. The total amount spent on programs or contributed to the commission by  
6 utilities under s. 196.374 (3) for that fiscal year for low-income assistance.

7 2. 'Energy conservation and efficiency and renewable resource funding.' For  
8 fiscal year 1999–2000, a portion of the public benefits fee shall be in an amount that,  
9 when added to 50% of the estimated public benefits fees charged by municipal  
10 utilities and retail electric cooperatives under sub. (5) (a) for that fiscal year, shall  
11 equal \$20,000,000. In each fiscal year after fiscal year 1999–2000, a portion of the  
12 public benefits fee shall be the amount determined under this subdivision for fiscal  
13 year 1999–2000, except that if the department determines to reduce or discontinue  
14 a program under sub. (2) (b) 2., the department shall reduce the amount accordingly.

15 3. 'Limitation on electric bill increases.' For the period beginning on the  
16 effective date of this subdivision .... [revisor inserts date], and ending on June 30,  
17 2008, the total increase in a customer's electric bills that is based on the requirement  
18 to pay public benefits fees, including any increase resulting from an electric utility's  
19 compliance with this section, may not exceed 3% of the total of every other charge for  
20 which the customer is billed for that period or \$750 per month, whichever is less.

21 (5) MUNICIPAL UTILITIES AND RETAIL ELECTRIC COOPERATIVES. (a) *Requirement to*  
22 *charge public benefits fees.* Each retail electric cooperative and municipal utility  
23 shall charge a monthly public benefits fee to each customer or member in an amount  
24 that is sufficient for the retail electric cooperative or municipal utility to collect an  
25 annual average of \$16 per meter. A retail electric cooperative or municipal utility



1 may determine the amount that a particular class of customers or members is  
2 required to pay under this paragraph and may charge different fees to different  
3 classes of customers or members.

4 (am) *Public benefits fee restriction.* Notwithstanding par. (a), for the period  
5 beginning on the effective date of this paragraph .... [revisor inserts date], and ending  
6 on June 30, 2008, the total increase in a customer's or member's electric bills that is  
7 based on the requirement to pay public benefits fees, including any increase  
8 resulting from a retail electric cooperative's or municipal utility's compliance with  
9 this section, may not exceed 3% of the total of every other charge for which the  
10 member or customer is billed for that period or \$750 per month, whichever is less.

11 (b) *Election to contribute to department programs.* 1. No later than the first  
12 day of the 12th month beginning after the effective date of this subdivision ....  
13 [revisor inserts date], each municipal utility or retail electric cooperative shall notify  
14 the department whether it has elected to contribute to the programs established  
15 under sub. (2) (a) or (b) 1. for a 3-year period.

16 2. No later than every 3rd year after the date specified in subd. 1., each  
17 municipal utility or retail electric cooperative shall notify the department whether  
18 it has elected to contribute to the programs established under sub. (2) (a) or (b) 1. for  
19 a 3-year period.

20 (c) *Full contribution.* If a municipal utility or retail electric cooperative elects  
21 under par. (b) 1. or 2. to contribute to the programs established both under sub. (2)  
22 (a) and under sub. (2) (b) 1., it shall pay 100% of the public benefits fees that it charges  
23 under par. (a) to the department in each fiscal year of the 3-year period for which it  
24 has made the election.

1           (d) *Partial contributions and commitment to community spending.* A  
2 municipal utility or retail electric cooperative not specified in par. (c) shall do one of  
3 the following:

4           1. If the municipal utility or retail electric cooperative elects to contribute only  
5 to the programs established under sub. (2) (a), the municipal utility or retail electric  
6 cooperative shall, in each fiscal year of the 3-year period for which it elects to  
7 contribute under par. (b) 1. or 2., do all of the following:

8           a. Pay 50% of the public benefits fees that it charges under par. (a) to the  
9 department.

10           b. Spend 50% of the public benefits fees that it charges under par. (a) on energy  
11 conservation programs.

12           2. If the municipal utility or retail electric cooperative elects to contribute only  
13 to the programs established under sub. (2) (b) 1., the municipal utility or retail  
14 electric cooperative shall, in each fiscal year of the 3-year period for which it elects  
15 to contribute under par. (b) 1. or 2., do all of the following:

16           a. Pay 50% of the public benefits fees that it charges under par. (a) to the  
17 department.

18           b. Spend 50% of the public benefits fees that it charges under par. (a) on  
19 programs for low-income assistance.

20           3. If the municipal utility or retail electric cooperative elects not to contribute  
21 to any of the programs established under sub. (2) (a) or (b) 1., the municipal utility  
22 or retail electric cooperative shall, in each fiscal year of the 3-year period for which  
23 it elects not to contribute under par. (b) 1. or 2., do all of the following:

24           a. Spend 50% of the public benefits fees that it charges under par. (a) on  
25 programs for low-income assistance.

1           b. Spend 50% of the public benefits fees that it charges under par. (a) on energy  
2 conservation programs.

3           (e) *Wholesale supplier credit.* If a wholesale supplier has established a program  
4 for low-income assistance or an energy conservation program, a municipal utility or  
5 retail electric cooperative that is a customer or member of the wholesale supplier  
6 may do any of the following:

7           1. Include an amount equal to the product of the municipal utility's or retail  
8 electric cooperative's wholesale supply percentage and the amount that the  
9 wholesale supplier has spent on low-income assistance in a fiscal year in calculating  
10 the amount that the municipal utility or retail electric cooperative has spent on  
11 low-income assistance in that fiscal year under par. (d) 2. b. or 3. a.

12           2. Include an amount equal to the product of the municipal utility's or retail  
13 electric cooperative's wholesale supply percentage and the amount that the  
14 wholesale supplier has spent on energy conservation programs or customer  
15 applications of renewable resources in a fiscal year in calculating the amount that  
16 the municipal utility or retail electric cooperative has spent on energy conservation  
17 programs under par. (d) 1. b. or 3. b.

18           (f) *Joint programs.* Municipal utilities or retail electric cooperatives may  
19 establish joint commitment to community programs, except that each municipal  
20 utility or retail electric cooperative that participates in a joint program is required  
21 to comply with the spending requirements under par. (d).

22           (g) *Reports.* 1. For each fiscal year, each municipal utility and retail electric  
23 cooperative that does not pay 100% of the public benefits fee that it charges under  
24 par. (a) to the department under par. (c) shall file a report with the department that  
25 describes each of the following:

1           a. An accounting of public benefits fees charged to customers or members under  
2 par. (a) in the fiscal year and expenditures on commitment to community programs  
3 under par. (d), including any amounts included in the municipal utility's or retail  
4 electric cooperative's calculations under par. (e).

5           b. A description of commitment to community programs established by the  
6 municipal utility or retail electric cooperative in the fiscal year.

7           2. The department shall maintain reports filed under subd. 1. for at least 6  
8 years.

9           **SECTION 109no.** 16.958 of the statutes is created to read:

10           **16.958 Air quality improvement program. (1)** In this section:

11           (a) "Eligible electric provider" means a generator public utility or a generator  
12 electric cooperative that provides electric service to customers or members in the  
13 midcontinent area of this state.

14           (b) "Generator electric cooperative" means an electric cooperative, as defined  
15 in s. 76.48 (1g) (c), that generates electricity.

16           (c) "Generator public utility" means a public utility, as defined in s. 196.01 (5),  
17 that generates electricity.

18           (d) "Initial compliance date" means the date specified in a notice by the  
19 department of natural resources under s. 285.48 (2) by which electric generating  
20 facilities in the midcontinent area of this state are required to comply with initial  
21 nitrogen oxide emission reduction requirements.

22           (e) "Midcontinent area" means the geographic area served by the  
23 Mid-Continent Area Power Pool reliability council of the North American Electric  
24 Reliability Council.

1           (2) If the department of natural resources makes a notification to the  
2 department of administration under s. 285.48 (2), the department of administration  
3 shall do each of the following:

4           (a) In each fiscal year of the 10-year period that commences on July 1 of the  
5 fiscal year ending before the initial compliance date, transfer \$2,500,000, or the  
6 lesser amount specified in a notice under s. 285.48 (3) (d) 4., from the utility public  
7 benefits fund to the air quality improvement fund.

8           (b) From the air quality improvement fund, award grants to eligible electric  
9 providers to be used for the purpose of complying with requirements under state or  
10 federal law to reduce nitrogen oxide emissions in the midcontinent area of this state  
11 pursuant to a state implementation plan. An eligible electric provider that is a public  
12 utility may receive no more than \$500,000 per year in grants under this paragraph.

13           (c) Promulgate rules for awarding grants under par. (b). The rules shall require  
14 an applicant for a grant to identify the reduction in nitrogen oxide emissions that the  
15 applicant is capable of achieving with the grant.

16           (3) An eligible electric provider that is awarded a grant under sub. (2) (b) may  
17 assign the grant to a 3rd party if the 3rd party uses the grant for the purpose of  
18 reducing nitrogen oxide emissions and the eligible electric provider demonstrates to  
19 the satisfaction of the department of administration that the 3rd party is capable of  
20 achieving the reduction in nitrogen oxide emissions identified in the eligible electric  
21 provider's application for the grant.

22           **SECTION 110.** 16.964 (6) of the statutes is created to read:

23           16.964 (6) (a) In this subsection, "tribe" means a federally recognized American  
24 Indian tribe or band in this state.

1 (b) From the appropriation under s. 20.505 (6) (ks), the office shall provide  
2 grants to tribes to fund tribal law enforcement operations. To be eligible for a grant  
3 under this subsection, a tribe must submit an application for a grant to the office that  
4 includes a proposed plan for expenditure of the grant moneys. The office shall review  
5 any application and plan submitted to determine whether that application and plan  
6 meet the criteria established under par. (c). The office shall review the use of grant  
7 money provided under this subsection to ensure that the money is used according to  
8 the approved plan.

9 (c) The office shall develop criteria and procedures for use in administering this  
10 subsection. Notwithstanding s. 227.10 (1), the criteria and procedures need not be  
11 promulgated as rules under ch. 227.

12 **SECTION 110j.** 16.964 (7) of the statutes is created to read:

13 16.964 (7) (a) From the appropriation under s. 20.505 (6) (kq), the office shall  
14 provide grants to counties to fund county law enforcement services. The office may  
15 make a grant to a county under this subsection only if all of the following apply:

- 16 1. The county borders one or more federally recognized Indian reservations.
- 17 2. The county has not established a cooperative county–tribal law enforcement  
18 program under s. 165.90 with each federally recognized Indian tribe or band that has  
19 a reservation bordering the county.
- 20 3. The county demonstrates a need for the law enforcement services to be  
21 funded with the grant.
- 22 4. The county submits an application for a grant and a proposed plan that  
23 shows how the county will use the grant moneys to fund law enforcement services.

24 (b) The office shall review an application and plan submitted under par. (a) 4.  
25 to determine if the application and plan meet the requirements of par. (a) 1. to 3. and

1 the criteria established under par. (c). The office may not award an annual grant in  
2 excess of \$50,000 to any county under this subsection.

3 (c) The office shall develop criteria and procedures for use in administering this  
4 subsection. Notwithstanding s. 227.10 (1), the criteria and procedures need not be  
5 promulgated as rules under ch. 227.

6 **SECTION 110k.** 16.964 (8) of the statutes is created to read:

7 16.964 (8) From the appropriation under s. 20.505 (6) (ks), the office shall make  
8 the following grants:

9 (a) To the Stockbridge–Munsee Indian tribe, \$175,000 in each fiscal year for a  
10 public safety initiative.

11 (b) To the St. Croix Chippewa Indian tribe, \$150,000 in each fiscal year to  
12 develop law enforcement capabilities on the reservation and trust lands of the tribe.

13 (c) To the Lac Courte Oreilles Chippewa Indian tribe, \$125,000 in each fiscal  
14 year to develop law enforcement capabilities on the reservation and trust lands of the  
15 tribe.

16 **SECTION 110m.** 16.965 (title), (1) and (2) of the statutes are created to read:

17 **16.965 (title) Planning grants to local governmental units. (1)** In this  
18 section:

19 (a) “Local governmental unit” means a county, city, village, town or regional  
20 planning commission.

21 (b) “Smart growth area” means an area that will enable the development and  
22 redevelopment of lands with existing infrastructure and municipal, state and utility  
23 services, where practicable, or that will encourage efficient development patterns  
24 that are both contiguous to existing development and at densities which have  
25 relatively low municipal, state governmental and utility costs.

1           (2) From the appropriation under s. 20.505 (1) (cm), the department may  
2 provide grants to local governmental units to be used to finance the cost of planning  
3 activities, including contracting for planning consultant services, public planning  
4 sessions and other planning outreach and educational activities, or for the purchase  
5 of computerized planning data, planning software or the hardware required to  
6 utilize that data or software. The department shall require any local governmental  
7 unit that receives a grant under this section to finance a percentage of the cost of the  
8 product or service to be funded by the grant from the resources of the local  
9 governmental unit. The department shall determine the percentage of the cost to be  
10 funded by a local governmental unit based on the number of applications for grants  
11 and the availability of funding to finance grants for the fiscal year in which grants  
12 are to be provided. A local governmental unit that desires to receive a grant under  
13 this subsection shall file an application with the department. The application shall  
14 contain a complete statement of the expenditures proposed to be made for the  
15 purposes of the grant. No local governmental unit is eligible to receive a grant under  
16 this subsection unless the local governmental unit agrees to utilize the grant to  
17 finance planning for all of the purposes specified in s. 66.0295 (2).

18           **SECTION 110n.** 16.965 (title), (1) and (2) of the statutes, as created by 1999  
19 Wisconsin Act .... (this act), are repealed.

20           **SECTION 110no.** 16.965 (3) of the statutes is created to read:

21           16.965 (3) Prior to awarding a grant to a local governmental unit under sub.  
22 (2), the department shall forward a statement of the expenditures proposed to be  
23 made under the grant to the Wisconsin land council for its written approval. The  
24 council may approve or disapprove any proposed grant.



1           **SECTION 110p.** 16.965 (3) of the statutes, as created by 1999 Wisconsin Act ...  
2 (this act), is repealed.

3           **SECTION 110q.** 16.965 (4) of the statutes is created to read:

4           16.965 (4) In determining whether to approve a proposed grant, greater  
5 precedence shall be accorded to applications of local governmental units that contain  
6 all of the following elements:

7           (a) Planning efforts that address the interests of overlapping or neighboring  
8 jurisdictions.

9           (b) Planning efforts that contain a specific description of the means by which  
10 all of the following local, comprehensive planning goals will be achieved:

11           1. Promotion of the redevelopment of lands with existing infrastructure and  
12 public services and the maintenance and rehabilitation of existing residential,  
13 commercial and industrial structures.

14           2. Encouragement of neighborhood designs that support a range of  
15 transportation choices.

16           3. Protection of natural areas, including wetlands, wildlife habitats, lakes,  
17 woodlands, open spaces and groundwater resources.

18           4. Protection of economically productive areas, including farmland and forests.

19           5. Encouragement of land uses, densities and regulations that promote  
20 efficient development patterns and relatively low municipal, state governmental  
21 and utility costs.

22           6. Preservation of cultural, historic and archaeological sites.

23           7. Encouragement of coordination and cooperation among nearby units of  
24 government.

1           8. Building of community identity by revitalizing main streets and enforcing  
2 design standards.

3           9. Providing an adequate supply of affordable housing for individuals of all  
4 income levels throughout each community.

5           10. Providing adequate infrastructure and public services and an adequate  
6 supply of developable land to meet existing and future market demand for  
7 residential, commercial and industrial uses.

8           11. Promoting the expansion or stabilization of the current economic base and  
9 the creation of a range of employment opportunities at the state, regional and local  
10 levels.

11           12. Balancing individual property rights with community interests and goals.

12           13. Planning and development of land uses that create or preserve varied and  
13 unique urban and rural communities.

14           14. Providing an integrated, efficient and economical transportation system  
15 that affords mobility, convenience and safety and that meets the needs of all citizens,  
16 including transit-dependent and disabled citizens.

17           (c) Planning efforts that identify smart growth areas.

18           (d) Planning efforts, including subsequent updates and amendments, that  
19 include development of implementing ordinances, including ordinances pertaining  
20 to zoning, subdivisions and land division.

21           (e) Planning efforts for which completion is contemplated within 30 months of  
22 the date on which a grant would be awarded.

23           (f) Planning efforts that provide opportunities for public participation  
24 throughout the planning process.

1           **SECTION 110r.** 16.965 (4) of the statutes, as created by 1999 Wisconsin Act ....  
2 (this act), is repealed.

3           **SECTION 110s.** 16.965 (5) of the statutes is created to read:

4           16.965 (5) The Wisconsin land council may promulgate rules specifying the  
5 methodology whereby precedence will be accorded to applications in awarding  
6 grants under sub. (2).

7           **SECTION 110t.** 16.965 (5) of the statutes, as created by 1999 Wisconsin Act ....  
8 (this act), is repealed.

9           **SECTION 110w.** 16.9651 of the statutes is created to read:

10           **16.9651 Transportation planning grants to local governmental units.**

11           (1) In this section, "local governmental unit" means a county, city, village, town or  
12 regional planning commission.

13           (2) From the appropriation under s. 20.505 (1)(z), the department may provide  
14 grants to local governmental units to be used to finance the cost of planning activities  
15 related to the transportation element, as described in s. 66.0295 (2) (c), of a  
16 comprehensive plan, as defined in s. 66.0295 (1) (a), including contracting for  
17 planning consultant services, public planning sessions and other planning outreach  
18 and educational activities, or for the purchase of computerized planning data,  
19 planning software or the hardware required to utilize that data or software. The  
20 department may require any local governmental unit that receives a grant under  
21 this section to finance not more than 25% of the cost of the product or service to be  
22 funded by the grant from the resources of the local governmental unit. Prior to  
23 awarding a grant under this section, the department shall forward a detailed  
24 statement of the proposed expenditures to be made under the grant to the secretary

1 of transportation and obtain his or her written approval of the proposed  
2 expenditures.

3 **SECTION 114m.** 16.967 (11) of the statutes is created to read:

4 **16.967 (11) SOIL SURVEYS AND MAPPING.** (a) The board may conduct soil surveys  
5 and soil mapping activities. The board may assess any state agency for any amount  
6 that the board determines to be required to conduct soil surveys and soil mapping  
7 activities. For this purpose, the board may assess state agencies on a premium basis  
8 and pay costs incurred on an actual basis. The board shall credit all moneys received  
9 from state agencies under this paragraph to the appropriation account under s.  
10 20.505 (1) (kt).

11 (b) The board may contract with the board of commissioners of public lands to  
12 perform soil surveys and soil mapping activities on lands under the jurisdiction of  
13 the board of commissioners of public lands.

14 **SECTION 114n.** 16.967 (11) of the statutes, as created by 1999 Wisconsin Act ....  
15 (this act), is repealed.

16 **SECTION 114nm.** 16.969 of the statutes is created to read:

17 **16.969 Fees for certain high-voltage transmission lines.** (1) In this  
18 section:

19 (a) "Commission" means the public service commission.

20 (b) "High-voltage transmission line" means a high-voltage transmission line,  
21 as defined in s. 196.491 (1) (f), that is designed for operation at a nominal voltage of  
22 345 kilovolts or more.

23 (2) The department shall promulgate rules that require a person who is issued  
24 a certificate of public convenience and necessity by the commission under s. 196.491

25 (3) for a high-voltage transmission line to pay the department the following fees:

1 (a) An annual impact fee in an amount equal to 0.3% of the cost of the  
2 high-voltage transmission line, as determined by the commission under s. 196.491  
3 (3) (gm).

4 (b) A one-time environmental impact fee in an amount equal to 5% of the cost  
5 of the high-voltage transmission line, as determined by the commission under s.  
6 196.491 (3) (gm).

7 (3) (a) The department shall distribute the fees that are paid by a person under  
8 the rules promulgated under sub. (2) (a) to each town, village and city that is  
9 identified by the commission under s. 196.491 (3) (gm) in proportion to the amount  
10 of investment that is allocated by the commission under s. 196.491 (3) (gm) to each  
11 such town, village and city.

12 (b) The fee that is paid by a person under the rules promulgated under sub. (2)  
13 (b) shall be distributed as follows:

14 1. The department shall pay 50% of the fee to each county that is identified by  
15 the commission under s. 196.491 (3) (gm) in proportion to the amount of investment  
16 that is allocated by the commission under s. 196.491 (3) (gm) to each such county.

17 2. The department shall pay 50% of the fee to each town, village and city that  
18 is identified by the commission under s. 196.491 (3) (gm) in proportion to the amount  
19 of investment that is allocated by the commission under s. 196.491 (3) (gm) to each  
20 such town, village and city.

21 (4) A county, town, village or city that receives a distribution under sub. (3) (b)  
22 may use the distribution only for park, conservancy, wetland or other similar  
23 environmental programs.

24 **SECTION 114p.** 16.971 (5) of the statutes is repealed.

25 **SECTION 115.** 16.971 (9) of the statutes is amended to read:

1           16.971 (9) In conjunction with the public defender board, the director of state  
2 courts, the departments of corrections and justice and district attorneys, the division  
3 may maintain, promote and coordinate automated justice information systems that  
4 are compatible among counties and the officers and agencies specified in this  
5 subsection, using the moneys appropriated under s. 20.505 (1) (ja) ~~and, (kp) and (kq).~~  
6 When acting under this subsection, the division shall give priority to assisting  
7 counties that show the greatest need for additional assistant district attorney  
8 positions based on a weighted prosecutor caseload measurement formula developed  
9 by the state prosecutors office in the department of administration, unless such a  
10 county informs the division that it does not want to be given priority in receiving  
11 assistance. The division shall annually report to the legislature under s. 13.172 (2)  
12 concerning the division's efforts to improve and increase the efficiency of integration  
13 of justice information systems.

14           **SECTION 116.** 16.974 (7) of the statutes is amended to read:

15           16.974 (7) (a) ~~Subject to s. 196.218 (4r) (f), coordinate~~ Coordinate with the  
16 technology for educational achievement in Wisconsin board to provide school  
17 districts, and cooperative educational service agencies ~~and technical college districts~~  
18 with telecommunications access under s. ~~196.218 (4r)~~ 44.73 and contract with  
19 telecommunications providers to provide such access.

20           (b) ~~Coordinate~~ Subject to s. 44.73 (5), coordinate with the technology for  
21 educational achievement in Wisconsin board to provide private colleges ~~and,~~  
22 technical college districts, public library boards and public library systems with  
23 telecommunications access under s. ~~196.218 (4r)~~ 44.73 and contract with  
24 telecommunications providers to provide such access.

1 (c) Coordinate with the technology for educational achievement in Wisconsin  
2 board to provide private schools with telecommunications access under s. ~~196.218~~  
3 ~~(4)~~ 44.73 and contract with telecommunications providers to provide such access.

4 **SECTION 117.** 16.974 (7) (d) of the statutes is created to read:

5 16.974 (7) (d) Coordinate with the technology for educational achievement in  
6 Wisconsin board to provide the Wisconsin Center for the Blind and Visually Impaired  
7 and the Wisconsin School for the Deaf with telecommunications access under s. 44.73  
8 and contract with telecommunications providers to provide such access.

9 **SECTION 117m.** 16.98 (4) of the statutes is created to read:

10 16.98 (4) From the appropriation under s. 20.505 (1) (fo), the department may  
11 provide grants to any organization with which the department contracts to operate  
12 the program under sub. (1).

13 **SECTION 118.** 17.13 (intro.) of the statutes is amended to read:

14 **17.13 Removal of village, town, town sanitary district, school district**  
15 **and, technical college and family care district officers.** (intro.) Officers of  
16 towns, town sanitary districts, villages, school districts ~~and,~~ technical college  
17 districts ~~and family care districts~~ may be removed as follows:

18 **SECTION 119.** 17.13 (4) of the statutes is created to read:

19 17.13 (4) APPOINTIVE OFFICERS OF A FAMILY CARE DISTRICT. Any member of a  
20 family care district board appointed under s. 46.2895 (3) (a) 1., by the appointing  
21 authority for cause.

22 **SECTION 120.** 17.15 (5) of the statutes is created to read:

23 17.15 (5) FAMILY CARE DISTRICT. Any member of a family care district governing  
24 board appointed under s. 46.2895 (3) (a) 2. may be removed by the appointing  
25 authority for cause.

1           **SECTION 121.** 17.27 (3m) of the statutes is created to read:

2           17.27 (3m) FAMILY CARE DISTRICT BOARD. If a vacancy occurs in the position of  
3 any appointed member of a family care district board, the appointing authority shall  
4 appoint to serve for the residue of the unexpired term a person who meets the  
5 applicable requirements under s. 46.2895 (3) (b).

6           **SECTION 122.** 18.51 of the statutes is amended to read:

7           **18.51 Provisions applicable.** The following sections apply to this  
8 subchapter, except that all references to “public debt” or “debt” ~~are deemed shall be~~  
9 read to refer to a “revenue obligation” and all references to “evidences of  
10 indebtedness” shall be read to refer to “evidences of revenue obligation”: ss. 18.02,  
11 18.03, 18.06 (8), 18.07, 18.10 (1), (2), (4) to (9) and (11) and 18.17.

12           **SECTION 123.** 18.52 (2m) (intro.) of the statutes is created to read:

13           18.52 (2m) (intro.) “Enterprise obligation” means every undertaking by the  
14 state to repay a certain amount of borrowed money that is all of the following:

15           **SECTION 124.** 18.52 (5) (intro.) of the statutes is renumbered 18.52 (5) and  
16 amended to read:

17           18.52 (5) “Revenue obligation” means ~~every undertaking by the state to repay~~  
18 ~~a certain amount of borrowed money which is:~~ an enterprise obligation or a special  
19 fund obligation. A revenue obligation may be both an enterprise obligation and a  
20 special fund obligation.

21           **SECTION 125.** 18.52 (5) (a) of the statutes is renumbered 18.52 (2m) (a) and  
22 amended to read:

23           18.52 (2m) (a) Created for the purpose of purchasing, acquiring, leasing,  
24 constructing, extending, expanding, adding to, improving, conducting, controlling,  
25 operating or managing a revenue-producing enterprise or program;



1           **SECTION 126.** 18.52 (5) (b) of the statutes is renumbered 18.52 (2m) (b) and  
2 amended to read:

3           18.52 (2m) (b) Payable ~~solely~~ from and secured ~~solely~~ by the property or income  
4 or both of the enterprise or program; ~~and.~~

5           **SECTION 127.** 18.52 (5) (c) of the statutes is renumbered 18.52 (2m) (c).

6           **SECTION 128.** 18.52 (7) of the statutes is created to read:

7           18.52 (7) “Special fund obligation” means every undertaking by the state to  
8 repay a certain amount of borrowed money that is all of the following:

9           (a) Payable from a special fund consisting of fees, penalties or excise taxes.

10          (b) Not public debt under s. 18.01 (4).

11          **SECTION 129.** 18.52 (8) of the statutes is created to read:

12          18.52 (8) “Special fund program” means a state program or purpose with  
13 respect to which the legislature has determined that financing with special fund  
14 obligations is appropriate and will serve a public purpose.

15          **SECTION 130.** 18.53 (3) of the statutes is renumbered 18.53 (3) (intro.) and  
16 amended to read:

17          18.53 (3) (intro.) The commission shall authorize money to be borrowed and  
18 evidences of revenue obligation to be issued ~~therefor up to the amounts specified by~~  
19 ~~the legislature to purchase, acquire, lease, construct, extend, expand, add to,~~  
20 ~~improve, conduct, control, operate or manage such revenue-producing enterprises~~  
21 ~~or programs as are specified by the legislature as the funds are required.~~ The  
22 requirements for funds shall be established by the state department or agency head  
23 carrying out program responsibilities for which the revenue obligations have been  
24 authorized by the legislature, but shall not exceed the following:

25          **SECTION 131.** 18.53 (3) (a) and (b) of the statutes are created to read:

1           18.53 (3) (a) In the case of enterprise obligations, the amounts specified by the  
2 legislature to purchase, acquire, lease, construct, extend, expand, add to, improve,  
3 conduct, control, operate or manage such revenue-producing enterprises or  
4 programs as are specified by the legislature.

5           (b) In the case of special fund obligations, the amount specified by the  
6 legislature for such expenditures to be paid from special fund obligations.

7           **SECTION 131m.** 18.55 (3) of the statutes is amended to read:

8           18.55 (3) (title)   ~~REVENUE OBLIGATION BONDS~~   REVENUE OBLIGATIONS.  
9 ~~Revenue obligation bonds~~ Revenue obligations may be sold at either public or  
10 private sale. The commission may provide in the authorizing resolution for  
11 refunding ~~bonds~~ obligations that they be exchanged privately in payment and  
12 discharge of any of the outstanding bonds or notes being refunded. All  
13 ~~revenue obligation bonds~~ revenue obligations sold at public sale shall be noticed as  
14 provided in the authorizing resolution. Any or all bids received at public sale may  
15 be rejected.

16           **SECTION 132.** 18.56 (1) of the statutes is renumbered 18.56 and amended to  
17 read:

18           **18.56 Revenue bonds obligations.** The commission may authorize, for any  
19 of the purposes described in s. 18.53 (3), the issuance of ~~revenue obligation bonds~~  
20 revenue obligations. The ~~bonds~~ revenue obligations shall mature at any time not  
21 exceeding 50 years from the date thereof as the commission shall determine. The  
22 ~~bonds~~ revenue obligations shall be payable only out of the redemption fund provided  
23 under sub. s. 18.561 (5) or 18.562 (3) and each ~~bond~~ revenue obligation shall contain  
24 on its face a statement to that effect. ~~Any such bonds~~ A revenue obligation may  
25 contain a provision authorizing redemption, in whole or in part, at stipulated prices,

1 at the option of the commission and shall provide the method of redeeming the bonds.  
2 ~~The state and a contracting party may provide in any contract for purchasing or~~  
3 ~~acquiring a revenue-producing enterprise or program, that payment shall be made~~  
4 ~~in such bonds~~ revenue obligations.

5 **SECTION 133.** 18.56 (2) to (6) of the statutes are renumbered 18.561 (2) to (6)  
6 and amended to read:

7 18.561 (2) SECURITY INTERESTS OF OWNERS OF ENTERPRISE OBLIGATIONS. There  
8 ~~shall be is~~ a mortgage lien upon or security interest in the income and property of  
9 each revenue-producing enterprise or program ~~to~~ for the benefit of the holders  
10 owners of the related bonds ~~and to the holders of the coupons of the bonds.~~ The note  
11 ~~or other instrument evidencing the security interest of a bondholder in a loan made~~  
12 ~~or purchased with revenue obligation bonds shall constitute a statutory lien on the~~  
13 ~~revenue~~ enterprise obligations. No physical delivery, recordation or other action is  
14 required to perfect the security interest. The income and property of the  
15 revenue-producing enterprise or program shall remain subject to the lien until  
16 provision for payment in full of the principal and interest of the ~~bonds~~ enterprise  
17 obligations has been made, as provided in the authorizing resolution. Any holder  
18 owner of such bonds ~~or attached coupons~~ enterprise obligations may either at law or  
19 in equity protect and enforce the lien and compel performance of all duties required  
20 by this section. If there is any default in the payment of the principal or interest of  
21 any of such ~~bonds~~ enterprise obligations, any court having jurisdiction of the action  
22 may appoint a receiver to administer the revenue-producing enterprise or program  
23 on behalf of the state and the ~~bondholders~~ owners of the enterprise obligations, with  
24 power to charge and collect rates sufficient to provide for the payment of the  
25 operating expenses and also to pay any ~~bonds or~~ enterprise obligations outstanding

1 against the revenue-producing enterprise or program, and to apply the income and  
2 revenues thereof in conformity with this subchapter and the authorizing resolution,  
3 or the court may declare the whole amount of the ~~bonds~~ enterprise obligations due  
4 and payable, if such relief is requested, and may order and direct the sale of the  
5 revenue-producing enterprise or program. Under any sale so ordered, the purchaser  
6 shall be vested with an indeterminate permit to maintain and operate the  
7 revenue-producing enterprise or program. The legislature may provide for  
8 additions, extensions and improvements to a revenue-producing enterprise or  
9 program to be financed by additional issues of ~~bonds~~ enterprise obligations as  
10 provided by this section. Such additional issues of ~~bonds~~ enterprise obligations shall  
11 be subordinate to all prior related issues of ~~bonds~~ enterprise obligations which may  
12 have been made under this section, unless the legislature, in the statute authorizing  
13 the initial issue of ~~bonds~~ enterprise obligations, permits the issue of additional ~~bonds~~  
14 enterprise obligations on a parity therewith.

15 (3) DEDICATION OF REVENUES. As accurately as possible in advance, the  
16 commission and the state department or agency carrying out program  
17 responsibilities for which ~~bonds~~ enterprise obligations are to be issued shall  
18 determine, and the commission shall fix in the authorizing resolution for such ~~bonds~~  
19 enterprise obligations: the proportion of the revenues of the revenue-producing  
20 enterprise or program which shall be necessary for the reasonable and proper  
21 operation and maintenance thereof; the proportion of the revenues which shall be set  
22 aside as a proper and adequate replacement and reserve fund; and the proportion of  
23 the revenues which shall be set aside and applied to the payment of the principal and  
24 interest of the ~~bonds~~ enterprise obligations, and shall provide that the revenues be  
25 set aside in separate funds. At any time after one year's operation, the state

1 department or agency and the commission may recompute the proportion of the  
2 revenues which shall be assignable under this subsection based upon the experience  
3 of operation or upon the basis of further financing.

4 (4) REPLACEMENT AND RESERVE FUND. The proportion set aside to the  
5 replacement and reserve fund shall be available and shall be used, whenever  
6 necessary, to restore any deficiency in the redemption fund for the payment of the  
7 principal and interest due on ~~bonds~~ enterprise obligations and for the creation and  
8 maintenance of any reserves established by the authorizing resolution to secure such  
9 payments. At any time when the redemption fund is sufficient for said purposes,  
10 moneys in the replacement and reserve fund may, subject to available  
11 appropriations, be expended either in the revenue-producing enterprise or program  
12 or in new acquisitions, constructions, extensions ~~or~~, additions, expansions or  
13 improvements. Any accumulations of the replacement and reserve fund may be  
14 invested as provided in this subchapter, and if invested, the income from the  
15 investment shall be carried in the replacement and reserve fund.

16 (5) REDEMPTION FUND. The proportion which shall be set aside for the payment  
17 of the principal and interest ~~of such bonds~~ on the enterprise obligations shall from  
18 month to month as they accrue and are received, be set apart and paid into a separate  
19 fund in the treasury or in an account maintained by a trustee ~~under sub. (9) (j)~~  
20 appointed for that purpose in the authorizing resolution to be identified as “the ...  
21 redemption fund”. Each redemption fund shall be expended, and all moneys from  
22 time to time on hand therein are irrevocably appropriated, in sums sufficient, only  
23 for the payment of principal and interest on the ~~revenue~~ enterprise obligations giving  
24 rise to it and premium, if any, due upon ~~refunding~~ redemption of any such  
25 obligations. Moneys in the redemption funds may be commingled only for the

1 purpose of investment with other public funds, but they shall be invested only in  
2 investment instruments permitted in s. 25.17 (3) (dr). All such investments shall be  
3 the exclusive property of the fund and all earnings on or income from such  
4 investments shall be credited to the fund.

5 (6) REDEMPTION FUND SURPLUS. If any surplus is accumulated in any of the  
6 redemption funds, subject to any contract rights vested in ~~holders~~ owners of ~~revenue~~  
7 enterprise obligations secured thereby, it shall be paid over to the treasury.

8 **SECTION 134.** 18.56 (7) and (8) of the statutes are renumbered 18.561 (7) and  
9 (8).

10 **SECTION 135.** 18.56 (9) (intro.) of the statutes is renumbered 18.561 (9) and  
11 amended to read:

12 18.561 (9) AUTHORIZING RESOLUTION. The commission may provide in the  
13 authorizing resolution for ~~bonds~~ enterprise obligations or by subsequent action all  
14 things necessary to carry into effect this section. Any authorizing resolution shall  
15 constitute a contract with the ~~holder~~ owners of any ~~bonds~~ enterprise obligations  
16 issued pursuant to such ~~the~~ resolution. Any authorizing resolution may contain such  
17 provisions or covenants, without limiting the generality of the power to adopt the  
18 resolution, as ~~is~~ are deemed necessary or desirable for the security of ~~bondholders~~  
19 the owners of enterprise obligations or the marketability of the ~~bonds, including but~~  
20 ~~not limited to provisions as to:~~ enterprise obligations.

21 **SECTION 136m.** 18.56 (9) (a) to (j) of the statutes are repealed.

22 **SECTION 137.** 18.56 (10) of the statutes is renumbered 18.561 (10) and amended  
23 to read:

24 18.561 (10) SINKING FUND. The authorizing resolution may set apart ~~bonds~~  
25 enterprise obligations the par value of which are equal to the principal amount of any

1 secured obligation or charge subject to which a revenue-producing enterprise or  
2 program is to be purchased or acquired, and shall set aside in a sinking fund from  
3 the income of the revenue-producing enterprise or program, a sum sufficient to  
4 comply with the requirements of the instrument creating the security, ~~or if interest.~~  
5 If the instrument does not make any provision therefor for a sinking fund, the  
6 resolution shall fix and determine the amount ~~which that~~ shall be set aside into ~~such~~  
7 the sinking fund from month to month for interest on the secured obligation or  
8 charge, and a fixed amount or proportion not exceeding a stated sum, which shall be  
9 not less than one percent of the principal, to be set aside into the fund to pay the  
10 principal of the secured obligation or charge. Any balance in the fund after satisfying  
11 the secured obligations or charge, shall be transferred to the redemption fund. ~~Bonds~~  
12 Enterprise obligations set aside for the secured obligation or charge may, from time  
13 to time, be issued to an amount sufficient with the amount then in the sinking fund,  
14 to pay and retire the secured obligation or charge or any portion thereof. ~~The bonds~~  
15 enterprise obligations may be issued in exchange for or satisfaction of the secured  
16 obligation or charge, or may be sold in the manner provided in this subchapter, and  
17 the proceeds applied in payment of the same at maturity or before maturity by  
18 agreement with the ~~holder~~ owner of the secured obligation or charge. The  
19 commission and the owners of any revenue-producing enterprise or program  
20 acquired or purchased may, upon such terms and conditions as are satisfactory,  
21 contract that ~~bonds~~ enterprise obligations to provide for the discharge of the secured  
22 obligation or charge, or for the whole purchase price shall be deposited with a trustee  
23 or depository and released from the deposit from time to time on such terms and  
24 conditions as are necessary to secure the payment of the secured obligation or charge.

25 **SECTION 138.** 18.561 (title) of the statutes is created to read:

1           **18.561 (title) Enterprise obligations.**

2           **SECTION 139.** 18.561 (1) of the statutes is created to read:

3           18.561 (1) PAYMENT WITH REVENUE OBLIGATIONS. The state and a contracting  
4 party may provide, in any contract for purchasing or acquiring a revenue-producing  
5 enterprise or program, that payment shall be made in revenue obligations.

6           **SECTION 140.** 18.561 (7) (title) of the statutes is created to read:

7           18.561 (7) (title) PAYMENT FOR SERVICES.

8           **SECTION 141.** 18.561 (8) (title) of the statutes is created to read:

9           18.561 (8) (title) RATES FOR SERVICES.

10          **SECTION 143.** 18.562 of the statutes is created to read:

11          **18.562 Special fund obligations. (1) SECURITY INTEREST IN SPECIAL FUND.**

12          There is a security interest, for the benefit of the owners of the special fund  
13 obligations, in the amounts that arise after the creation of the special fund program  
14 in the special fund related to the special fund obligations. For this purpose, amounts  
15 in the special fund shall be accounted for on a first-in, first-out basis. No physical  
16 delivery, recordation or other action is required to perfect the security interest. The  
17 special fund shall remain subject to the security interest until provision for payment  
18 in full of the principal and interest of the special fund obligations has been made, as  
19 provided in the authorizing resolution. An owner of special fund obligations may  
20 either at law or in equity protect and enforce the security interest and compel  
21 performance of all duties required by this section.

22          **(2) USE OF SPECIAL FUND MONEYS.** The commission and the state agency carrying  
23 out the special fund program responsibilities shall jointly determine, and the  
24 commission shall fix in the authorizing resolution for the obligations, the conditions  
25 under which money in the special fund shall be set aside and applied to the payment



1 of the principal and interest of the obligations, deposited in funds established under  
2 the authorizing resolution or made available for other purposes.

3 (3) REDEMPTION FUND. The special fund revenues that are to be set aside for the  
4 payment of the principal and interest of the special fund obligations shall be paid into  
5 a separate fund in the treasury or in an account maintained by a trustee appointed  
6 for that purpose in the authorizing resolution to be identified as “the ... redemption  
7 fund”. Each redemption fund shall be expended, and all moneys from time to time  
8 on hand therein are irrevocably appropriated, in sums sufficient, only for the  
9 payment of principal and interest on the special fund obligations giving rise to it and  
10 premium, if any, due upon redemption of any such obligations. Moneys in the  
11 redemption funds may be commingled only for the purpose of investment with other  
12 public funds, but they shall be invested only in investment instruments permitted  
13 in s. 25.17 (3) (dr). All such investments shall be the exclusive property of the fund  
14 and all earnings on or income from such investments shall be credited to the fund.

15 (4) SURPLUS. If any surplus is accumulated in any of the redemption funds,  
16 subject to contract rights vested in the owners of special fund obligations secured  
17 thereby, it shall be paid over to the treasury.

18 (5) AUTHORIZING RESOLUTION. The commission may provide in the authorizing  
19 resolution for special fund obligations or by subsequent action all things necessary  
20 to carry into effect this section. Any authorizing resolution shall constitute a  
21 contract with the owners of any special fund obligations issued pursuant to the  
22 resolution. An authorizing resolution may contain such provisions or covenants,  
23 without limiting the generality of the power to adopt the resolution, as are deemed  
24 necessary or desirable for the security of owners of special fund obligations or the  
25 marketability of the special fund obligations.

1           **SECTION 144.** 18.57 (title) of the statutes is repealed and recreated to read:

2           **18.57 (title) Funds established for revenue obligations.**

3           **SECTION 145.** 18.57 (1) of the statutes is amended to read:

4           **18.57 (1)** A separate and distinct fund shall be established in the state treasury  
5 or in an account maintained by a trustee ~~under s. 18.56~~ appointed for that purpose  
6 by the authorizing resolution with respect to each revenue-producing enterprise or  
7 program the income from which is to be applied to the payment of any revenue  
8 enterprise obligation. A separate and distinct fund shall be established in the state  
9 treasury or in an account maintained by a trustee appointed for that purpose by the  
10 authorizing resolution with respect to any special fund that is created by the  
11 imposition of fees, penalties or excise taxes and is applied to the payment of special  
12 fund obligations. All moneys resulting from the issuance of evidences of revenue  
13 obligation shall be credited to the appropriate fund or applied for refunding or note  
14 renewal purposes, except that moneys which represent premium or accrued interest  
15 received on the issuance of evidences shall be credited to the appropriate redemption  
16 fund.

17           **SECTION 146.** 18.57 (4) of the statutes is renumbered 18.57 (4) (intro.) and  
18 amended to read:

19           **18.57 (4) (intro.)** If, after all outstanding related revenue obligations have been  
20 paid or payment provided for, moneys remain in ~~any such a fund, they created under~~  
21 sub. (1), all of the following shall occur:

22           **(a)** If the fund created under sub. (1) is in an account maintained by a trustee  
23 appointed by an authorizing resolution, the moneys shall be paid over to the treasury  
24 and the,

25           **(b)** The fund created under sub. (1) shall be closed.

1           **SECTION 147.** 18.58 (1) of the statutes is amended to read:

2           18.58 (1) **MANAGEMENT OF FUNDS AND RECORDS.** All funds established under this  
3 subchapter which are deposited in the state treasury shall be managed as provided  
4 by law for other state funds, subject to any contract rights vested in ~~holders~~ owners  
5 of evidences of revenue obligation secured by such fund. The department of  
6 administration shall maintain full and correct records of each fund. The legislative  
7 audit bureau shall audit each fund as of January 1 of each year reconciling all  
8 transactions and showing the fair market value of all property on hand. All records  
9 and audits shall be public documents. All funds established under this subchapter  
10 which are deposited with a trustee ~~under s. 18.56 (9) (j)~~ appointed for that purpose  
11 by the authorizing resolution shall be managed in accordance with resolutions  
12 authorizing the issuance of revenue obligations, agreements between the  
13 commission and the trustee and any contract rights vested in ~~holders of evidence~~  
14 owners of revenue obligations secured by such fund.

15           **SECTION 147m.** 18.60 (title) of the statutes is amended to read:

16           **18.60 (title) Refunding bonds obligations.**

17           **SECTION 148.** 18.60 (1) of the statutes is amended to read:

18           18.60 (1) The commission may authorize, for any one or more of the purposes  
19 described in s. 18.53 (1), the issuance of revenue obligation refunding ~~bonds~~  
20 obligations. Refunding ~~bonds~~ obligations may be issued, subject to any contract  
21 rights vested in ~~holders~~ owners of ~~bonds~~ obligations or notes being refinanced, to  
22 refinance more than one issue of ~~bonds~~ obligations or notes notwithstanding that the  
23 ~~bonds~~ obligations or notes may have been issued at different times for different  
24 purposes and may be secured by the property or income of more than one enterprise  
25 or program or special fund or may be public debt or building-corporation

1 indebtedness. The principal amount of refunding bonds obligations shall not exceed  
2 the sum of: the principal amount of the bonds obligations or notes being refinanced;  
3 applicable redemption premiums; unpaid interest on the bonds obligations or notes  
4 to the date of delivery or exchange of the refunding bonds obligations; in the event  
5 the proceeds are to be deposited in trust as provided in sub. (3), interest to accrue on  
6 the bonds obligations or notes from the date of delivery to the date of maturity or to  
7 the redemption date selected by the commission, whichever is earlier; and the  
8 expenses incurred in the issuance of the refunding bonds obligations and the  
9 payment of the bonds obligations or notes. A determination by the commission that  
10 a refinancing is advantageous or that any of the amounts provided in the preceding  
11 sentence should be included in the refinancing shall be conclusive.

12 **SECTION 149.** 18.60 (2) of the statutes is amended to read:

13 18.60 (2) If the commission determines to exchange refunding bonds  
14 obligations, they may be exchanged privately for and in payment and discharge of  
15 any of the outstanding bonds obligations or notes being refinanced. Refunding  
16 bonds obligations may be exchanged for a like or greater principal amount of the  
17 bonds obligations or notes being exchanged therefor except that the principal  
18 amount of the refunding bonds obligations may exceed the principal amount of the  
19 bonds obligations or notes being exchanged therefor only to the extent determined  
20 by the commission to be necessary or advisable to pay redemption premiums and  
21 unpaid interest to the date of exchange not otherwise provided for. The holders  
22 owners of the bonds obligations or notes being refunded who elect to exchange need  
23 not pay accrued interest on the refunding bonds obligations if and to the extent that  
24 interest is accrued and unpaid on the bonds obligations or notes being refunded and  
25 to be surrendered. If any of the bonds obligations or notes to be refinanced are to

1 be called for redemption, the commission shall determine which redemption dates  
2 shall be used, if more than one date is applicable and shall, prior to the issuance of  
3 the refunding ~~bonds~~ obligations, provide for notice of redemption to be given in the  
4 manner and at the times required by the proceedings authorizing the outstanding  
5 ~~bonds~~ obligations or notes.

6 **SECTION 149g.** 18.60 (3) of the statutes is amended to read:

7 18.60 (3) The principal proceeds from the sale of any refunding ~~bonds~~  
8 obligations shall be applied either to the immediate payment and retirement of the  
9 ~~bonds~~ obligations or notes being refinanced or, if the ~~bonds~~ obligations or notes have  
10 not matured and are not presently redeemable, to the creation of a trust for and shall  
11 be pledged to the payment of the ~~bonds~~ obligations or notes being refinanced. If a  
12 trust is created, a separate deposit shall be made for each issue of ~~bonds~~ obligations  
13 or notes being refinanced. Each deposit shall be with the state treasurer or a bank  
14 or trust company that is then a member of the federal deposit insurance corporation.  
15 If the total amount of any deposit, including money other than sale proceeds but  
16 legally available for such purpose, is less than the principal amount of the ~~bonds~~  
17 obligations or notes being refinanced and for the payment of which the deposit has  
18 been created and pledged, together with applicable redemption premiums and  
19 interest accrued and to accrue to maturity or to the date of redemption, then the  
20 application of the sale proceeds shall be legally sufficient only if the money deposited  
21 is invested in securities issued by the United States or one of its agencies, or  
22 securities fully guaranteed by the United States, and only if the principal amount  
23 of the securities at maturity and the income therefrom to maturity will be sufficient  
24 and available, without the need for any further investment or reinvestment, to pay  
25 at maturity or upon redemption the principal amount of the ~~bonds~~ obligations or

1 notes being refinanced together with applicable redemption premiums and interest  
2 accrued and to accrue to maturity or to the date of redemption. The income from the  
3 principal proceeds of the securities shall be applied solely to the payment of the  
4 principal of and interest and redemption premiums on the ~~bonds~~ obligations or notes  
5 being refinanced, but provision may be made for the pledging and disposition of any  
6 surplus. Nothing in this subsection shall be construed as a limitation on the duration  
7 of any deposit in trust for the retirement of ~~bonds~~ obligations or notes being  
8 refinanced, but which have not matured and which are not presently redeemable.  
9 Nothing in this subsection shall be construed to prohibit reinvestment of the income  
10 of a trust if the reinvestments will mature at such times that sufficient cash will be  
11 available to pay interest, applicable premiums and principal on the ~~bonds~~  
12 obligations or notes being refinanced.

13 **SECTION 149r.** 18.60 (4) of the statutes is amended to read:

14 18.60 (4) The commission may in addition to the other powers conferred by this  
15 subchapter, include a provision in any authorizing resolution for refunding ~~bonds~~  
16 obligations pledging all or any part of the special fund or income of any enterprise  
17 or program originally financed from the proceeds of any of the ~~bonds~~ obligations or  
18 notes being refinanced, or pledging all or any part of the surplus income derived from  
19 the investment of any trust created under sub. (3), or both.

20 **SECTION 150.** 18.60 (5) of the statutes is renumbered 18.60 (5) (intro.) and  
21 amended to read:

22 18.60 (5) (intro.) All of the following provisions of ~~s. 18.56~~ that are not  
23 inconsistent with the express provisions of this section shall apply to refunding  
24 ~~bonds~~ obligations, except that the maximum permissible term shall be 50 years from  
25 the date of original issue of the oldest note or ~~bond~~ obligation issue being refunded.;

1           **SECTION 151.** 18.60 (5) (a) to (c) of the statutes are created to read:

2           18.60 (5) (a) Section 18.56.

3           (b) In the case of enterprise obligations, s. 18.561.

4           (c) In the case of special fund obligations, s. 18.562.

5           **SECTION 152.** 18.61 (2) of the statutes is amended to read:

6           18.61 (2) The state pledges and agrees with the ~~holders~~ owners of any evidences  
7 of revenue ~~obligation~~ obligations that the state will not limit or alter its powers to  
8 fulfill the terms of any agreements made with the ~~holders~~ owners or in any way  
9 impair the rights and remedies of the ~~holders~~ owners until the revenue obligations,  
10 together with interest including interest on any unpaid instalments of interest, and  
11 all costs and expenses in connection with any action or proceeding by or on behalf of  
12 the ~~holders~~ owners, are fully met and discharged. The commission may include this  
13 pledge and agreement of the state in any agreement with the ~~holders of notes or~~  
14 ~~bonds and in any evidence~~ owners of revenue obligation.

15           **SECTION 153.** 18.61 (3) (a) of the statutes is amended to read:

16           18.61 (3) (a) If the state fails to pay any revenue obligation in accordance with  
17 its terms, and default continues for a period of 30 days or if the state fails or refuses  
18 to comply with this subchapter or defaults in any agreement made with the ~~holders~~  
19 owners of any issue of revenue obligations, the ~~holders~~ owners of 25% in aggregate  
20 principal amount of the revenue obligations of the issue then outstanding by  
21 instrument recorded in the office of the register of deeds of Dane county and approved  
22 or acknowledged in the same manner as a deed to be recorded may appoint a trustee  
23 to represent the ~~holders~~ owners of the ~~notes or bonds~~ revenue obligations for the  
24 purposes specifically provided in the instrument.

25           **SECTION 154.** 18.61 (3) (b) (intro.) of the statutes is amended to read:

1           18.61 (3) (b) (intro.) The trustee may, and upon written request of the holders  
2 owners of 25% in aggregate principal amount of the revenue obligations of the issue  
3 then outstanding shall, in the trustee's own name:

4           **SECTION 155.** 18.61 (3) (b) 1. of the statutes is amended to read:

5           18.61 (3) (b) 1. By action or proceeding, enforce all rights of all holders owners  
6 of the issue of revenue obligations, including the right to require the state to collect  
7 enterprise or program income or special fund income adequate to carry out any  
8 agreement as to, or pledge of, such income and to require the state to carry out any  
9 other agreements with the holders owners of the revenue obligations and to perform  
10 its duties under this subchapter;

11           **SECTION 156.** 18.61 (3) (b) 3. of the statutes is amended to read:

12           18.61 (3) (b) 3. By action, require the state to account as if it were the trustee  
13 of an express trust for the holders owners of the revenue obligations;

14           **SECTION 157.** 18.61 (3) (b) 4. of the statutes is amended to read:

15           18.61 (3) (b) 4. By action, enjoin any acts or things which may be unlawful or  
16 in violation of the rights of the holders owners of the revenue obligations; and

17           **SECTION 158.** 18.61 (3) (c) of the statutes is amended to read:

18           18.61 (3) (c) The trustee shall have all of the powers necessary or appropriate  
19 for the exercise of any functions specifically set forth in this subchapter or incident  
20 to the general representation of the holders owners of revenue obligations in the  
21 enforcement and protection of their rights.

22           **SECTION 159.** 18.61 (4) of the statutes is amended to read:

23           18.61 (4) Any public officer or public employe, as defined in s. 939.22 (30), and  
24 the surety on the person's official bond, or any other person participating in any  
25 direct or indirect impairment of any fund established under this subchapter, shall



1 be liable in any action brought by the attorney general in the name of the state, or  
2 by any taxpayer of the state, or by the ~~holder of any evidence~~ owner of revenue  
3 obligation payable in whole or in part, directly or indirectly, out of such fund, to  
4 restore to the fund all diversions from the fund.

5 **SECTION 159m.** 18.61 (5) of the statutes is amended to read:

6 18.61 (5) The legislature may provide, with respect to any specific issue of  
7 revenue obligations, prior to their issuance, that if the special fund income or the  
8 enterprise or program income pledged to the payment of the principal and interest  
9 of the issue is insufficient for that purpose, it will consider supplying the deficiency  
10 by appropriation of funds, from time to time, out of the treasury. If the legislature  
11 so provides, the commission may make the necessary provisions therefor in the  
12 authorizing resolution and other proceedings of the issue. Thereafter, if the  
13 contingency occurs, recognizing its moral obligation to do so, the legislature hereby  
14 expresses its expectation and aspiration that it shall make such appropriation.

15 **SECTION 160.** 19.32 (1) of the statutes is amended to read:

16 19.32 (1) "Authority" means any of the following having custody of a record: a  
17 state or local office, elected official, agency, board, commission, committee, council,  
18 department or public body corporate and politic created by constitution, law,  
19 ordinance, rule or order; a governmental or quasi-governmental corporation except  
20 for the Bradley center sports and entertainment corporation; a local exposition  
21 district under subch. II of ch. 229; a family care district under s. 46.2895; any court  
22 of law; the assembly or senate; a nonprofit corporation which receives more than 50%  
23 of its funds from a county or a municipality, as defined in s. 59.001 (3), and which  
24 provides services related to public health or safety to the county or municipality; a

1 nonprofit corporation operating the Olympic ice training center under s. 42.11 (3);  
2 or a formally constituted subunit of any of the foregoing.

3 **SECTION 161d.** 19.35 (1) (am) 2. c. of the statutes is amended to read:

4 19.35 (1) (am) 2. c. Endanger the security, including the security of the  
5 population or staff, of any state ~~correctional~~ institution, as defined in s. 301.01 (4)  
6 prison under s. 302.01, jail, as defined in s. 165.85 (2) (bg), secured correctional  
7 facility, as defined in s. 938.02 (15m), secured child caring institution, as defined in  
8 s. 938.02 (15g), secured group home, as defined in s. 938.02 (15p), mental health  
9 institute, as defined in s. 51.01 (12), or center for the developmentally disabled, as  
10 defined in s. 51.01 (3), ~~or the population or staff of any of these institutions, facilities~~  
11 ~~or jails.~~

12 **SECTION 165.** 19.82 (1) of the statutes is amended to read:

13 19.82 (1) "Governmental body" means a state or local agency, board,  
14 commission, committee, council, department or public body corporate and politic  
15 created by constitution, statute, ordinance, rule or order; a governmental or  
16 quasi-governmental corporation except for the Bradley center sports and  
17 entertainment corporation; a local exposition district under subch. II of ch. 229; a  
18 family care district under s. 46.2895; a nonprofit corporation operating the Olympic  
19 ice training center under s. 42.11 (3); or a formally constituted subunit of any of the  
20 foregoing, but excludes any such body or committee or subunit of such body which  
21 is formed for or meeting for the purpose of collective bargaining under subch. I, IV  
22 or V of ch. 111.

23 **SECTION 166.** 20.002 (11) (b) of the statutes is renumbered 20.002 (11) (b) 1. and  
24 amended to read:

1           20.002 (11) (b) 1. The secretary of administration shall limit the total amount  
2 of any temporary reallocations to a fund other than the general fund to \$400,000,000.

3 ~~The~~

4           2. Except as provided in subd. 3, the secretary of administration shall limit the  
5 total amount of any temporary reallocations to the general fund at any one time  
6 during a fiscal year to an amount equal to 5% of the total amounts shown in the  
7 schedule under s. 20.005 (3) of appropriations of general purpose revenues,  
8 calculated by the secretary as of that time and for that fiscal year.

9           4. This paragraph does not apply to reallocations from the budget stabilization  
10 fund to the general fund.

11           **SECTION 167.** 20.002 (11) (b) 3. of the statutes is created to read:

12           20.002 (11) (b) 3. In addition to the amount permitted for temporary  
13 reallocations in subd. 2., the secretary may permit an additional 3% of the total  
14 amounts shown in the schedule under s. 20.005 (3) of appropriations of general  
15 purpose revenues, calculated by the secretary as of that time and for that fiscal year,  
16 to be used for temporary reallocations to the general fund but only if the reallocation  
17 is for a period not to exceed 30 days. Reallocations may not be made under this  
18 subdivision for consecutive periods.

19           **SECTION 168.** 20.003 (4) of the statutes is renumbered 20.003 (4) (intro.) and  
20 amended to read:

21           20.003 (4) **REQUIRED GENERAL FUND BALANCE.** (intro.) No bill directly or  
22 indirectly affecting general purpose revenues as defined in s. 20.001 (2) (a) may be  
23 enacted by the legislature if the bill would cause the estimated general fund balance  
24 on June 30 of any fiscal year specified in this subsection, as projected under s. 20.005  
25 (1), to be an amount equal to less than ~~one percent~~ the following percentage of the

1 total general purpose revenue appropriations for that fiscal year plus any amount  
2 from general purpose revenue designated as “Compensation Reserves” for that fiscal  
3 year in the summary under s. 20.005 (1);:

4 **SECTION 169.** 20.003 (4) (a) to (g) of the statutes are created to read:

5 20.003 (4) (a) For fiscal year 1999–2000, 1%.

6 (b) For fiscal year 2000–01, 1%.

7 (c) For fiscal year 2001–02, 1.2%.

8 (d) For fiscal year 2002–03, 1.4%.

9 (e) For fiscal year 2003–04, 1.6%.

10 (f) For fiscal year 2004–05, 1.8%.

11 (g) For fiscal year 2005–06 and each fiscal year thereafter, 2%.

12 **SECTION 170.** 20.005 (1) of the statutes is repealed and recreated to read:

13 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for  
14 the state of Wisconsin for all funds beginning on July 1, 1999, and ending on June  
15 30, 2001, is summarized as follows: [See Figure 20.005 (1) following]

16 **Figure: 20.005 (1)**  
17  
18

### GENERAL FUND SUMMARY

	1999–00	2000–01
<b>Opening Balance, July 1</b>	\$ 506,621,500	\$ 586,551,900
<b>Revenues and Transfers</b>		
Estimated Taxes	\$ 10,205,525,100	\$ 10,149,441,100
Transfers from the Computer Escrow Fund	64,000,000	–0–
Estimated Departmental Revenues		
Tobacco settlement	185,031,900	148,984,800
Other	<u>245,078,100</u>	<u>176,725,300</u>

	1999-00	2000-01
<b>Total Available</b>	\$ 11,206,256,600	\$ 11,061,703,100
<b>Appropriations, Transfers and Reserves</b>		
Gross Appropriations	\$ 10,535,256,200	\$ 10,908,319,800
Compensation Reserves	44,100,000	94,750,000
Pending legislation	500,000	-0-
Transfers to:		
Tobacco control fund	2,492,000	26,600,000
Property tax relief	119,328,400	-0-
Less estimated lapses	<u>-81,971,900</u>	<u>-94,000,500</u>
<b>Total Expenditures</b>	\$ 10,619,704,700	\$ 10,935,669,300
<b>Balances</b>		
Gross Balance	\$ 586,551,900	\$ 126,033,800
Less Required Statutory Balance	<u>-105,793,600</u>	<u>-121,033,800</u>
<b>Net Balance, June 30</b>	\$ 480,758,300	\$ 5,000,000

**SUMMARY OF APPROPRIATIONS — ALL FUNDS**

	1999-00	2000-01
General Purpose Revenue	\$ 10,535,256,200	\$ 10,908,319,800
Federal Revenue	4,773,453,400	4,777,789,700
Program Revenue	(4,141,029,500)	(4,195,766,700)
Segregated Revenue	(632,423,900)	(582,023,000)
Program Revenue	2,653,912,500	2,721,342,200
State	(1,889,777,100)	(1,942,216,200)
Service	(764,135,400)	(779,126,000)
Segregated Revenue	2,247,605,900	2,267,376,700
State	(2,032,966,300)	(2,050,445,300)

	1999-00	2000-01
Local	(69,498,000)	(64,892,900)
Service	<u>(145,141,600)</u>	<u>(152,038,500)</u>
<b>GRAND TOTAL</b>	<b>\$ 20,210,228,000</b>	<b>\$ 20,674,828,400</b>

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

	1999-00	2000-01
General Purpose Revenue	\$ 44,100,000	\$ 94,750,000
Federal Revenue	12,536,800	26,935,600
Program Revenue	33,814,900	72,652,300
Segregated Revenue	<u>7,876,000</u>	<u>16,921,900</u>
<b>TOTAL</b>	<b>\$ 98,327,700</b>	<b>\$ 211,259,800</b>

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**SECTION 171.** 20.005 (2) of the statutes is repealed and recreated to read:  
20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

**Figure: 20.005 (2) (a)**

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
1999-01 FISCAL BIENNIUM**

Source and Purpose	Amount
<b>GENERAL OBLIGATIONS</b>	
Administration	
Educational communications facilities	\$ 18,067,800

1999 - 2000 Legislature

- 87 -

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SECTION 170

10/16/99

*Changes  
Per RSH.  
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	1999-00	2000-01
Local Service	(69,498,000)	(64,892,900)
	<u>(145,141,600)</u>	<u>(152,038,500)</u>
<b>GRAND TOTAL</b>	<b>\$ 20,210,228,000</b>	<b>\$ 20,674,828,400</b>

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

	1999-00	2000-01
General Purpose Revenue	\$ <del>56,100,000</del> 56,100,000	\$ <del>117,750,000</del> 94,750,000
Federal Revenue	<del>15,948,200</del> 15,948,200	<del>33,474,100</del> 26,035,600
Program Revenue	<del>43,016,300</del> 39,814,900	<del>90,288,200</del> 72,862,300
Segregated Revenue	<del>10,019,100</del> 7,870,000	<del>21,029,600</del> 16,921,900
<b>TOTAL</b>	<b>\$ <del>99,227,700</del> 125,083,600</b>	<b>\$ <del>211,258,800</del> 262,541,900</b>

SECTION 171. 20.005 (2) of the statutes is repealed and recreated to read:

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

Figure: 20.005 (2) (a)

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
1999-01 FISCAL BIENNIUM**

Source and Purpose	Amount
<b>GENERAL OBLIGATIONS</b>	
Administration	
Educational communications facilities	\$ 18,067,800



**Legislative Fiscal Bureau**

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Addressee Fax #: 4-8522 Addressee Phone #: 6-0135

# of Pages, Including Cover: 2 Sender's Initials: TR

From: FERRY Rhodes

Message:

Revised Summary 1 Cong. Reserve for  
enrolled bill - call if questions



1999-2000 DRAFTING INSERT  
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 9920095 folder  
 & Lottery Fund Summary Table*

**LOTTERY FUND SUMMARY**

	1999-2000	2000-01
<b>Gross Revenue</b>	\$ 419,223,600	\$ 427,363,200
<b>Expenses</b>		
Prizes	\$ 239,736,200	\$ 244,368,500
Administrative Expenses	<u>          -0-</u>	<u>          -0-</u>
	\$ 239,736,200	\$ 244,368,500
<b>Net Proceeds</b>	\$ 179,487,400	\$ 182,994,700
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 15,340,500	\$ 8,384,500
Net Proceeds	179,487,400	182,994,700
Interest Earnings	2,465,000	2,240,000
Transfer from General Fund	37,207,000	216,689,300
1998-99 Racing Revenue Balance	<u>          981,700</u>	<u>          -0-</u>
	\$ 235,481,600	\$ 410,308,500
<b>Property Tax Relief</b>	\$ 227,097,100	\$ 401,761,200
<b>Gross Closing Balance</b>	\$ 8,384,500	\$ 8,547,300
<b>Reserve</b>	\$ (8,384,500)	\$ (8,547,300)
<b>Net Closing Balance</b>	-0-	-0-

99-2079

**LOTTERY FUND SUMMARY**

	1999-00	2000-01
<b>Gross Revenue</b>	\$ 419,223,600	\$ 427,363,200
<b>Expenses</b>		
Prizes	\$ 239,736,200	\$ 244,368,500
Administrative Expenses	\$ <u>239,736,200</u> <sup>0</sup>	\$ <u>244,368,500</u> <sup>0</sup>
<b>Net Proceeds</b>	\$ 179,487,400	\$ 182,994,700
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 15,340,500	\$ 8,384,500
Net Proceeds	179,487,400	182,994,700
Interest Earnings	2,465,000	2,240,000
Transfer from General Fund	37,207,000	216,689,300
1998-99 Racing Revenue Balance	<u>981,700</u> <sup>0</sup>	<u>0</u> <sup>0</sup>
	\$ 235,481,600	\$ 410,308,500
<b>Property Tax Relief</b>	\$ 227,097,100	\$ 401,761,200
<b>Gross Closing Balance</b>	\$ 8,384,500	\$ 8,547,300
<b>Reserve</b>	\$ 8,384,500	\$ 8,547,300
<b>Net Closing Balance</b>	0	0

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**Summary of Appropriations--All Funds**

	<b>1999-00</b>	<b>2000-01</b>
General Purpose Revenue	10,616,351,800	11,160,657,000
Federal Revenue	5,085,403,000	4,690,281,100
Program Revenue	4,452,979,100	4,108,258,100
Segregated Revenue	632,423,900	582,023,000
Program Revenue	2,650,181,600	2,722,470,700
State	1,908,108,400	1,967,626,400
Service	742,073,200	754,844,300
Segregated Revenue	2,328,268,500	2,547,710,600
State	2,105,196,400	2,330,287,000
Local	71,673,000	65,570,000
Service	151,399,100	151,853,600
<b>GRAND TOTAL</b>	<b>20,680,204,900</b>	<b>21,121,119,400</b>

## 1999-01 General Fund Condition Statement

	<u>1999-00</u>	<u>2000-01</u>
<b>Revenues</b>		
Opening Balance, July 1	\$714,970,000	\$1,005,583,400
Estimated Taxes	10,407,005,100	10,182,971,100
Departmental Revenues		
Tobacco Settlement	185,031,900	148,984,800
Other	254,180,800	183,447,300
Transfer from Computer Escrow Fund	64,000,000	0
Total Available	\$11,625,187,800	\$11,520,986,600
 <b>Appropriations, Transfers and Reserves</b>		
Gross Appropriations	\$10,616,351,800	\$11,160,657,000
Compensation Reserves	56,100,000	117,750,000
1999 Act 4	500,000	0
Transfers to:		
Conservation Fund	0	500,000
Tobacco Control Fund	2,492,000	23,500,000
Lottery Fund	37,207,000	216,689,300
Less Estimated Lapses	-93,046,400	-115,926,800
Net	\$10,619,604,400	\$11,403,169,500
 <b>Balances</b>		
Gross Balance	\$1,005,583,400	\$117,817,100
Less Required Statutory Balance	-106,724,500	-112,784,100
Net Balance, June 30	\$898,858,900	\$5,033,000

**1999-2000 DRAFTING INSERT  
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LEGISLATIVE REFERENCE BUREAU**

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**Figure: 20.005 (2) (a)**

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**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
1999-01 FISCAL BIENNIUM**

<b>Source and Purpose</b>	<b>Amount</b>
<b>GENERAL OBLIGATIONS</b>	
Agriculture, Trade and Consumer Protection	
Soil and water	3,575,000
Conservation reserve enhancement program	40,000,000
Building Commission	
Other public purposes	137,303,500
Housing state agencies	68,419,000
Project contingencies	7,955,200
Capital equipment acquisitions	21,058,300
Refunding building corporation debt	-1,070,000
Milwaukee Police Athletic League	1,000,000
Swiss Cultural Center	1,000,000
Clean Water Fund	
Safe drinking water loan program	14,080,000
Urban storm water loan program	4,100,000
Corrections	
Correctional facilities	102,998,800
Juvenile correctional facilities	1,285,000
Educational Communications Board	
Educational communications facilities	304,000

<b>Source and Purpose</b>	<b>Amount</b>
Health and Family Services	
Mental health and secure treatment facilities	6,993,200
Historical Society	
Heritage trust	20,000,000
Marquette University	
Dental clinic and educational facility	15,000,000
Military Affairs	
Armories and military facilities	827,100
Natural Resources	
GPR supported administrative facilities	2,586,600
SEG supported facilities	4,630,000
SEG supported administrative facilities	2,905,900
Recreational boating	112,000
Nonpoint source grants	20,400,000
Nonpoint source compliance	2,000,000
Urban nonpoint source cost sharing	15,000,000
Municipal flood control and riparian restoration	13,000,000
Transportation	
Harbor improvements	7,000,000
Rail acquisition	4,500,000
State Fair Park	
Board facilities	1,887,100
Self-amortizing facilities	16,937,100
Stewardship 2000	460,000,000

<b>Source and Purpose</b>	<b>Amount</b>
University of Wisconsin	
Academic facilities	65,699,600
Self-amortizing facilities	75,692,800
Veterans Affairs	
Mortgage loans self amortizing	213,000,000
Self-amortizing mortgage loans	<u>13,909,100</u>
<b>TOTAL General Obligation Bonds</b>	<b>\$ 1,352,389,300</b>

**REVENUE OBLIGATIONS**

Commerce	
PECFA	\$ 270,000,000
Clean water fund	
Safe drinking water loan program	27,700,000
Transportation	
Major highway projects	<u>191,635,600</u>
<b>TOTAL Revenue Obligation Bonds</b>	<b>\$ 489,335,600</b>
<b>GRAND TOTAL Bonding Authority Modifications</b>	<b>\$ 1,841,724,900</b>

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**Figure: 20.005 (2) (b)**

**GENERAL OBLIGATION AND  
BUILDING CORPORATION DEBT SERVICE  
FISCAL YEARS 1999-00 AND 2000-01**

STATUTE, AGENCY AND PURPOSE		SOURCE	1999-00	2000-01
<b>20.115 Agriculture, trade and consumer protection, department of</b>				
(2)	(d) Principal repayment and interest	GPR \$	-0-	\$ -0-
(7)	(f) Principal repayment and interest	GPR	48,500	180,600
<b>20.190 State fair park board</b>				
(1)	(c) Housing facilities principal repayment, interest and rebates	GPR	867,000	864,000
(1)	(d) Principal repayment and interest	GPR	17,600	128,700
<b>20.225 Educational communications board</b>				
(1)	(c) Principal repayment and interest	GPR	1,059,400	837,500
<b>20.245 Historical society</b>				
(1)	(e) Principal repayment, interest and rebates	GPR	5,400	33,800
(2)	(e) Principal repayment and interest	GPR	927,100	786,500
(3)	(e) Principal repayment and interest	GPR	-0-	50,000
(4)	(e) Principal repayment and interest	GPR	-0-	-0-
(5)	(e) Principal repayment and interest	GPR	503,900	498,100
<b>20.250 Medical College of Wisconsin</b>				
(1)	(e) Principal repayment and interest	GPR	185,300	158,700
<b>20.255 Public instruction, department of</b>				



<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>1999-00</b>	<b>2000-01</b>
(1) (d) Principal repayment and interest	GPR	1,255,700	1,130,000
<b>20.275 Technology for educational achievement in Wisconsin board</b>			
(1) (er) Principal, interest and rebates; public library boards	GPR	101,600	633,100
(1) (es) Principal, interest and rebates; school boards	GPR	2,070,600	4,709,400
<b>20.285 University of Wisconsin System</b>			
(1) (d) Principal repayment and interest	GPR	88,471,100	80,293,000
(1) (db) Self-amortizing facilities principal and interest	GPR	-0-	-0-
(1) (fh) State laboratory of hygiene; principal repayment and interest	GPR	-0-	-0-
<b>20.320 Environmental improvement program</b>			
(1) (c) Principal repayment and interest - clean water fund program	GPR	27,137,500	31,081,100
(2) (c) Principal repayment and interest - safe drinking water loan program	GPR	974,600	1,348,200
<b>20.370 Natural resources, department of</b>			
(7) (aa) Resource acquisition and development - principal repayment and interest	GPR	19,297,900	21,489,000
(7) (ac) Principal repayment and interest - recreational boating bonds	GPR	-0-	-0-
(7) (ba) Debt service - remedial action	GPR	1,623,600	2,452,500
(7) (ca) Principal repayment and interest - nonpoint source grants	GPR	2,340,200	2,643,200
(7) (cb) Principal repayment and interest - pollution abatement bonds	GPR	71,590,000	69,540,700

<b>STATUTE, AGENCY AND PURPOSE</b>		<b>SOURCE</b>	<b>1999-00</b>	<b>2000-01</b>
(7)	(cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	17,271,500	16,998,300
(7)	(cd) Principal repayment and interest – municipal clean drinking water grants	GPR	848,100	846,900
(7)	(ce) Principal repayment and interest – nonpoint source compliance	GPR	54,200	168,900
(7)	(cf) Urban nonpoint source cost sharing	GPR	-0-	-0-
(7)	(cg) Municipal flood control and riparian restoration	GPR	-0-	-0-
(7)	(ea) Administrative facilities – principal repayment and interest	GPR	520,400	568,700
<b>20.410 Corrections, department of</b>				
(1)	(e) Principal repayment and interest	GPR	49,422,800	49,709,200
(1)	(ec) Prison industries principal; interest and rebates	GPR	-0-	-0-
(3)	(e) Principal repayment and interest	GPR	4,361,400	4,131,600
<b>20.435 Health and family services, department of</b>				
(2)	(ee) Principal repayment and interest	GPR	10,373,700	10,925,900
(2)	(ef) Lease rental payments	GPR	-0-	-0-
(6)	(e) Principal repayment and interest	GPR	32,500	31,400
<b>20.465 Military affairs, department of</b>				
(1)	(d) Principal repayment and interest	GPR	3,092,900	2,977,100
<b>20.485 Veterans affairs, department of</b>				
(1)	(e) Lease rental payments	GPR	-0-	-0-
(1)	(f) Principal repayment and interest	GPR	1,551,000	1,526,000

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>1999-00</b>	<b>2000-01</b>
(4) (f) Repayment of principal and interest	GPR	-0-	-0-
<b>20.505 Administration, department of</b>			
(5) (c) Principal repayment and interest; Black Point Estate	GPR	21,700	135,100
(5) (d) Principal repayment and interest; educational communication board	GPR	-0-	-0-
<b>20.867 Building commission</b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	-0-	-0-
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	2,689,600	7,159,000
(3) (a) Principal repayment and interest	GPR	-0-	20,013,700
(3) (b) Principal repayment and interest	GPR	49,900	-0-
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	-0-	-0-
<b>TOTAL General Purpose Revenue Debt Service</b>		<u>\$ 308,766,700</u>	<u>\$ 334,049,900</u>
<b>20.190 State fair park board</b>			
(1) (j) State fair principal repayment, interest and rebates	PR	\$ 1,554,800	\$ 1,701,700
<b>20.245 Historical society</b>			
(2) (j) Self-amortizing facilities; principal repayment, interest and rebates	PR	155,400	243,600
<b>20.275 Technology for educational achievement in Wisconsin board</b>			
(1) (h) Principal, interest and rebates; school boards	PR	2,942,300	4,711,600

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>1999-00</b>	<b>2000-01</b>
(1) (hb) Principal, interest and rebates; public library boards	PR	278,800	633,100
<b>20.285 University of Wisconsin System</b>			
(1) (ih) State laboratory of hygiene; principal repayment and interest.	PR	-0-	-0-
(1) (kd) Principal repayment, interest and rebates	PR	25,858,600	30,629,000
(1) (ke) Lease rental payments	PR	-0-	-0-
<b>20.410 Corrections, department of</b>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	97,600	101,900
<b>20.485 Veterans affairs, department of</b>			
(1) (go) Self-amortizing housing facilities; principal repayment and interest	PR	-0-	56,700
<b>20.505 Administration, department of</b>			
(5) (g) Principal repayment, interest and rebates; parking	PR	1,251,800	1,255,200
(5) (kc) Principal repayment, interest and rebates	PR	9,509,600	9,122,500
<b>20.855 Miscellaneous</b>			
(8) (a) Marquette University; dental clinic and educational facility	PR	-0-	-0-
<b>20.867 Bulding commission</b>			
(3) (bm) Principal repayment and interest	PR	-0-	-0-
(3) (g) Principal repayment, interest and rebates; program revenues	PR	-0-	-0-
(3) (h) Principal repayment, interest and rebates	PR	-0-	-0-
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	-0-	-0-
		<u>-0-</u>	<u>-0-</u>



(4) (qm) Repayment of principal and interest	SEG	<u>10,800</u>	<u>10,700</u>
<b>TOTAL Segregated Revenue Debt Service</b>		\$ 85,486,500	\$ 91,205,600
<b>GRAND TOTAL All Debt Service</b>		\$ 435,902,100	\$ 473,710,800

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	1999-00	2000-01
Local	(69,498,000)	(64,892,900)
Service	<u>(145,141,600)</u>	<u>(152,038,500)</u>
<b>GRAND TOTAL</b>	<b>\$ 20,210,228,000</b>	<b>\$ 20,674,828,400</b>

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

	1999-00	2000-01
General Purpose Revenue	\$ 44,100,000	\$ 94,750,000
Federal Revenue	12,536,800	26,935,600
Program Revenue	33,814,900	72,652,300
Segregated Revenue	<u>7,876,000</u>	<u>16,921,900</u>
<b>TOTAL</b>	<b>\$ 98,327,700</b>	<b>\$ 211,259,800</b>

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**SECTION 171.** 20.005 (2) of the statutes is repealed and recreated to read:

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

**Figure: 20.005 (2) (a)**

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
1999-01 FISCAL BIENNIUM**

Source and Purpose	Amount
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**GENERAL OBLIGATIONS**

Administration	
Educational communications facilities	\$ 18,067,800

Source and Purpose	Amount
<b>Agriculture, Trade and Consumer Protection</b>	
Soil and water <i>Conservation reserve enhancement program</i>	3,575,000 40,000,000
<b>Building Commission</b>	
Other public purposes	137,303,500
Housing state agencies	68,419,000
Project contingencies	7,955,200
Capital equipment acquisitions	21,058,300
Refunding building corporation debt <i>Milwaukee Police Athletic League</i> <i>Swiss Cultural Center</i>	-1,070,000 1,000,000 1,000,000
<b>Clean Water Fund</b>	
Safe drinking water loan program	<del>14,080,000</del> 3,870,000
Urban storm water loan program	4,100,000
<b>Corrections</b>	
Correctional facilities	102,998,800
Juvenile correctional facilities	1,285,000
<b>Educational Communications Board</b>	
Educational communications facilities	<del>3,051,000</del> 9,713,700
<del>Transfer bonding authority to DOA</del>	<del>18,067,800</del>
<b>Health and Family Services</b>	
Mental health <i>and secure treatment</i> facilities	6,993,200
<b>Historical Society</b>	
Heritage trust	20,000,000
<b>Marquette University</b>	
Dental clinic and educational facility	15,000,000
<b>Milwaukee Area Technical College</b>	
Digital television conversion	3,500,000



Source and Purpose	Amount
<b>Military Affairs</b>	
Armories and military facilities	827,100
<b>Natural Resources</b>	
GPR supported administrative facilities	2,586,600
SEG supported facilities	4,630,000
SEG supported administrative facilities	2,905,900
<del>Recreation development</del> <i>Recreational boating</i>	112,000
Nonpoint source grants	20,400,000
Nonpoint source compliance	2,000,000
Urban nonpoint source cost sharing	15,000,000
Municipal flood control and riparian restoration	<del>3,000,000</del> <i>13,000,000</i>
<b>Transportation</b>	
Harbor improvements	<del>3,000,000</del> <i>7,000,000</i>
Rail acquisition	4,500,000
<b>State Fair Park</b>	
Board facilities	1,887,100
Self-amortizing facilities	16,937,100
<b>Stewardship 2000</b>	
	<del>404,000,000</del> <i>460,000,000</i>
<b>University of Wisconsin</b>	
Academic facilities	<del>68,499,600</del> <i>65,699,600</i>
Self-amortizing facilities	75,692,800
<b>Veterans Affairs</b>	
Mortgage loans self amortizing	213,000,000
Self-amortizing mortgage loans	<u>13,909,100</u>

<b>Source and Purpose</b>		<b>Amount</b>
<b>TOTAL General Obligation Bonds</b>	\$	<del>1,257,589,000</del> 1,352,389,300

**REVENUE OBLIGATIONS**

Commerce (space) → PECFA Clean water fund Safe drinking water loan program	\$	270,000,000 27,700,000
(space) → Transportation Major highway projects		<del>191,635,600</del> <del>185,216,000</del>
<b>TOTAL Revenue Obligation Bonds</b>	\$	<del>489,335,600</del> <del>455,216,000</del>
<b>GRAND TOTAL Bonding Authority Modifications</b>	\$	1,841,724,900 <del>1,712,805,000</del>

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**Figure: 20.005 (2) (b)**

**GENERAL OBLIGATION AND  
BUILDING CORPORATION DEBT SERVICE  
FISCAL YEARS 1999-00 AND 2000-01**

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
<b>20.115 Agriculture, trade and consumer protection, department of</b>			
(2) (d) Principal repayment and interest	GPR	\$ -0-	\$ -0-
(7) (f) Principal repayment and interest	GPR	48,500	180,600
<b>20.190 State fair park board</b>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	867,000	864,000
(1) (d) Principal repayment and interest	GPR	17,600	128,700

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
<b>20.225 Educational communications board</b>			
(1) (c) Principal repayment and interest	GPR	1,059,400	837,500
<b>20.245 Historical society</b>			
(1) (e) Principal repayment, interest and rebates	GPR	5,400	33,800
(2) (e) Principal repayment and interest	GPR	927,100	786,500
(3) (e) Principal repayment and interest	GPR	-0-	50,000
(4) (e) Principal repayment and interest	GPR	-0-	-0-
(5) (e) Principal repayment and interest	GPR	503,900	498,100
<b>20.250 Medical College of Wisconsin</b>			
(1) (e) Principal repayment and interest	GPR	185,300	158,700
<b>20.255 Public instruction, department of</b>			
(1) (d) Principal repayment and interest	GPR	1,255,700	1,130,000
<b>20.275 Technology for educational achievement in Wisconsin board</b>			
(1) (er) Principal, interest and rebates; public library boards	GPR	101,600	633,100
(1) (es) Principal, interest and rebates; school boards	GPR	2,070,600	4,709,400
<b>20.285 University of Wisconsin System</b>			
(1) (d) Principal repayment and interest	GPR	88,471,100	80,293,000
(1) (db) Self-amortizing facilities principal and interest	GPR	-0-	-0-
(1) (fh) State laboratory of hygiene; principal repayment and interest	GPR	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
<b>20.320 Environmental improvement program</b>			
(1) (c) Principal repayment and interest - clean water fund program	GPR	27,137,500	31,081,100
(2) (c) Principal repayment and interest - safe drinking water loan program	GPR	974,600 <del>864,600</del>	1,348,200 <del>918,200</del>
<b>20.370 Natural resources, department of</b>			
(7) (aa) Resource acquisition and development - principal repayment and interest	GPR	19,297,900	21,489,000
(7) (ac) Principal repayment and interest - recreational boating bonds	GPR	-0-	-0-
(7) (ba) Debt service - remedial action	GPR	1,623,600	2,452,500
(7) (ca) Principal repayment and interest - nonpoint source grants	GPR	2,340,200	2,643,200
(7) (cb) Principal repayment and interest - pollution abatement bonds	GPR	71,590,000	69,540,700
(7) (cc) Principal repayment and interest - combined sewer overflow; pollution abatement bonds	GPR	17,271,500	16,998,300
(7) (cd) Principal repayment and interest - municipal clean drinking water grants	GPR	848,100	846,900
(7) (ce) Principal repayment and interest - nonpoint source compliance	GPR	54,200	168,900
(7) (cf) Urban nonpoint source cost sharing	GPR	-0-	-0-
(7) (cg) Municipal flood control and riparian restoration	GPR	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	1999–00	2000–01
(7) (ea) Administrative facilities – principal repayment and interest	GPR	520,400	568,700
<b>20.410 Corrections, department of</b>			
(1) (e) Principal repayment and interest	GPR	49,422,800	49,709,200
(1) (ec) Prison industries principal; interest and rebates	GPR	–0–	–0–
(3) (e) Principal repayment and interest	GPR	4,361,400	4,131,600
<b>20.435 Health and family services, department of</b>			
(2) (ee) Principal repayment and interest	GPR	10,373,700	10,925,900
(2) (ef) Lease rental payments	GPR	–0–	–0–
(6) (e) Principal repayment and interest	GPR	32,500	31,400
<b>20.465 Military affairs, department of</b>			
(1) (d) Principal repayment and interest	GPR	3,092,900	2,977,100
<b>20.485 Veterans affairs, department of</b>			
(1) (e) Lease rental payments	GPR	–0–	–0–
(1) (f) Principal repayment and interest	GPR	1,551,000	1,526,000
(4) (f) Repayment of principal and interest	GPR	–0–	–0–
<b>20.505 Administration, department of</b>			
(5) (c) Principal repayment and interest; Black Point Estate	GPR	21,700	135,100
(5) (d) Principal repayment and interest; educational communication board	GPR	–0–	–0–
<b>20.867 Building commission</b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	2,689,600	7,159,000
(3) (a) Principal repayment and interest	GPR	-0-	20,013,700
(3) (b) Principal repayment and interest	GPR	49,900	-0-
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	-0-	-0-
<b>TOTAL General Purpose Revenue Debt Service</b>		<u>\$ 308,656,700</u> 308,766,700	<u>\$ 333,619,900</u> 334,049,900
<b>20.190 State fair park board</b>			
(1) (j) State fair principal repayment, interest and rebates	PR	\$ 1,554,800	\$ 1,701,700
<b>20.245 Historical society</b>			
(2) (j) Self-amortizing facilities; principal repayment, interest and rebates	PR	155,400	243,600
<b>20.275 Technology for educational achievement in Wisconsin board</b>			
(1) (h) Principal, interest and rebates; school boards	PR	2,942,300	4,711,600
(1) (hb) Principal, interest and rebates; public library boards	PR	278,800	633,100
<b>20.285 University of Wisconsin System</b>			
(1) (ih) State laboratory of hygiene; principal repayment and interest.	PR	-0-	-0-
(1) (kd) Principal repayment, interest and rebates	PR	25,858,600	30,629,000
(1) (ke) Lease rental payments	PR	-0-	-0-
<b>20.410 Corrections, department of</b>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	97,600	101,900

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
<b>20.485 Veterans affairs, department of</b>			
(1) (go) Self-amortizing housing facilities; principal repayment and interest	PR	-0-	56,700
<b>20.505 Administration, department of</b>			
(5) (g) Principal repayment, interest and rebates; parking	PR	1,251,800	1,255,200
(5) (kc) Principal repayment, interest and rebates	PR	9,509,600	9,122,500
<b>20.855 Miscellaneous</b>			
(8) (a) Marquette University; dental clinic and educational facility	PR	-0-	-0-
<b>20.867 Building commission</b>			
(3) (bm) Principal repayment and interest	PR	-0-	-0-
(3) (g) Principal repayment, interest and rebates; program revenues	PR	-0-	-0-
(3) (h) Principal repayment, interest and rebates	PR	-0-	-0-
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	-0-	-0-
<b>TOTAL Program Revenue Debt Service</b>		<b>\$ 41,648,900</b>	<b>\$ 48,455,300</b>
<b>20.320 Environmental improvement program</b>			
(1) (t) Principal repayment and interest - clean water fund program bonds	SEG	\$ 4,000,000	\$ 4,000,000
(1) (u) Principal repayment and interest - clean water fund program revenue obligation repayment	SEG	-0-	-0-
<b>20.370 Natural resources, department of</b>			
(7) (aq) Resource acquisition and development - principal repayment and interest	SEG	238,700	247,900

(7) (ar)	Dam repair and removal – principal repayment and interest	SEG	245,600	457,900
(7) (at)	Recreation development – principal repayment and interest	SEG	-0-	-0-
(7) (au)	State forest acquisition and development	SEG	2,000,000	2,000,000
(7) (eq)	Administrative facilities – principal repayment and interest	SEG	1,280,100	1,500,200
(7) (er)	Administrative facilities – principal repayment and interest; environmental fund	SEG	11,100	11,500

**20.395 Transportation, department of**

(6) (aq)	Principal repayment and interest, transportation facilities, state funds	SEG	6,110,100	6,015,900
(6) (ar)	Principal repayment and interest, buildings, state funds	SEG	510,100	327,600

**20.485 Veterans affairs, department of**

(3) (t)	Debt service	SEG	71,080,000	76,633,900
(3) (v)	Revenue obligation repayment	SEG	-0-	-0-
(4) (qm)	Repayment of principal and interest	SEG	<u>10,800</u>	<u>10,700</u>

**TOTAL Segregated Revenue Debt Service**      \$ 85,486,500    \$ 91,205,600

**GRAND TOTAL All Debt Service**      \$ <sup>435,902,100</sup>435,792,100    \$ <sup>473,710,800</sup>404,280,800

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**SECTION 172.** 20.005 (3) of the statutes, as affected by 1999 Wisconsin Act 2, is repealed and recreated to read:

20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual, biennial and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All

