

**1999 DRAFTING REQUEST**

**Bill**

Received: 11/6/98

Received By: **champra**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Gates-Hendrix**

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

Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **Gambling - miscellaneous  
State Finance - miscellaneous**

Extra Copies:

**Topic:**

DOA:.....Gates-Hendrix - Indian gaming receipts (Indian gaming initiative)

**Instructions:**

See Attached.

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	champra 11/13/98	gilfokm 11/13/98	martykr 11/13/98	_____	barmamj 11/16/98		State
/P2	champra 11/16/98	gilfokm 11/16/98	ismith 11/16/98	_____	lrb_docadmin 11/16/98		State
/P3	champra 01/13/99	gilfokm 01/14/99	jfrantze 01/15/99	_____	lrb_docadmin 01/15/99		State
/P4	champra 01/15/99	gilfokm 01/15/99	hhagen 01/19/99	_____	lrb_docadmin 01/19/99		State

FE Sent For:

<END>

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See Attached.

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/P2	champra 11/16/98	gilfokm 11/16/98	ismith 11/16/98	_____	lrb_docadmin 11/16/98		State
/P3	champra 01/13/99	gilfokm 01/14/99	jfrantze 01/15/99	_____	lrb_docadmin 01/15/99		State

FE Sent For:

*/p4-1-15-99*  
*Hmg*  
*1/19*  
*1/19*  
**<END>**

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State Finance - miscellaneous**

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DOA:.....Gates-Hendrix - Indian gaming receipts (Indian gaming initiative)

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See Attached.

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/P1	champra 11/13/98	gilfokm 11/13/98	martykr 11/13/98	_____	barmamj 11/16/98		State
/P2	champra 11/16/98	gilfokm 11/16/98	ismith 11/16/98	_____	lrb_docadmin 11/16/98		State

FE Sent For:

*P3-1-14  
kmg*      *JB 11/15*      *JB / KM*  
 \_\_\_\_\_  
 <END>  
 1/15

1999 DRAFTING REQUEST

Bill

Received: 11/6/98

Received By: champra

Wanted: Soon

Identical to LRB:

For: Administration-Budget

By/Representing: Gates-Hendrix

This file may be shown to any legislator: NO

Drafter: champra

May Contact:

Alt. Drafters:

Subject: Gambling - miscellaneous  
State Finance - miscellaneous

Extra Copies: JTK  
KMG

Topic:

DOA:.....Gates-Hendrix - Indian gaming receipts

Instructions:

See Attached.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	champra	P1-11-13 KMG	KMG 11/13	LP 11/13 KMG 11/13	<div style="border: 1px solid black; border-radius: 50%; padding: 5px; display: inline-block;">           Please Submit         </div> P/1 - <del>Yes</del>		
		P2-11-16 KMG	IS 11/16	IS/LP 11/16			
FE Sent For:				<div style="border: 1px solid black; padding: 2px;">           END 115         </div>			



STATE OF WISCONSIN  
DEPARTMENT OF ADMINISTRATION  
101 East Wilson Street, Madison, Wisconsin

TOMMY G. THOMPSON  
GOVERNOR  
MARK D. BUGHER  
SECRETARY

Mailing Address:  
Post Office Box 7864  
Madison, WI 53707-7864



**Date:** November 5, 1998 **Priority:** High  
**To:** Steve Miller  
Legislative Reference Bureau  
**From:** Sherrie Gates-Hendrix, SBO 6-1805  
**Subject:** Draft for Governor's 1999-2001 Budget Bill : Indian Gaming

As part of the budget bill the Governor plans to include an Indian Gaming Initiative that will include a variety of new spending initiatives using the money the state will receive from Indian tribes as a result of the recently negotiated Indian gaming compact amendments. (Some of these are yet to be finalized.)

These revenues (see s. 569.06) should continue to come into the appropriation account under s. 20.505 (8) (h). (Current law) From that appropriation account the funds will be appropriated to a variety of new and existing appropriations in other state agencies, including DNR, Commerce, OJA, Tourism, DATCP, Arts Board, HEAB, DPI, Historical Society, HFS. Most of these will only be funded in the second year of the biennium. This appropriation will also continue to fund the general program operations of the Division of Gaming in DOA (the amounts in the schedule).

There is some chance that the revenue expected from the tribes will not all be forthcoming. In anticipation of that, we need a mechanism to indicate that the remaining appropriations will be funded at a pro-rated amount based on what is deposited in the appropriation account. The statutory language should indicate that an accounting of the revenue deposited by September 30 in the appropriation account under 505(8)(h) will be made by DOA on October 15 of each year. Following that process, DOA will, by October 30, release funding to the appropriations slated to receive revenue from the appropriation account under (8)(h) either in whole or at a pro-rated amount as determined by DOA.

Some appropriations should have "first draw" and not be subject to pro-rating. These generally would include appropriations that include state-funded positions. I will provide a specific list of these appropriations. As of now, I know that list will include s.20.455(2)(gc) as well the appropriation 20.505(8) (h) itself. One other appropriation which will likely be included in the category is 143(1)(dg) -- Commerce Indian liaison.

Could we also include in the language under 20.505(8)(h), along with the list of all the appropriations, a list of the amounts they are to receive?

Call with any questions (6-1805). Thanks.



*D-Note*  
State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0757/P1

RAC:.....  
*me*

*Today, if possible*

DOA:.....Gates-Hendrix - Indian gaming receipts

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 *Don't Gen Cat.*  
AN ACT ..., relating to: the budget.

---

*Analysis by the Legislative Reference Bureau*

**GAMBLING**

Currently, the governor is authorized to enter into Indian gaming compacts with Indian tribes in this state. Under the Indian gaming compacts, Indian tribes are permitted to engage in certain forms of gambling activities on tribal lands. Pursuant to the compacts, the state receives a variety of moneys from the Indian tribes and from vendors who contract with the Indian tribes to assist in the gambling operations. These moneys generally reimburse the state for the costs of regulating Indian gaming under the compacts, for certifications and background investigations of Indian gaming vendors and employes of Indian tribes who are engaged in the conduct of gambling and for the costs of gaming services and assistance provided at the request of the Indian tribes. Recently, several of the compacts have been renewed and the governor has negotiated the payment of additional moneys by the Indian tribes to the state.

This bill creates a program revenue appropriation to the department of administration (DOA) into which all of these moneys are to be credited. In addition, the bill authorizes the secretary of administration to prorate the amount of moneys that may be transferred from this appropriation to other appropriations.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

---

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

1           **SECTION 1.** 16.49 of the statutes is created to read:

2           **16.49 Transfer of Indian gaming receipts.** On October 15 of each year, the  
3 secretary shall calculate the unencumbered balance in the appropriation account  
4 under s. 20.505 (8) (h) as of the preceding September 30. If the unencumbered  
5 balance in the appropriation account is not sufficient to fully fund the amounts in the  
6 schedule under s. 20.505 (8) (h) and the amounts required to be transferred under  
7 s. 20.505 (8) (h), the secretary shall first provide for the full funding of the amounts  
8 in the schedule under s. 20.505 (8) (h) and shall then transfer, on a prorated basis,  
9 the remaining unencumbered balance to the appropriation accounts specified under  
10 s. 20.505 (8) (h) ? to ?. The secretary shall base the proration on the proportion that  
11 the amount that is required to be transferred to each appropriation account bears to  
12 the total amount that is required to be transferred to all of the appropriation  
13 accounts.

\*\*\*\*NOTE: Sherrie: In order for this proration mechanism to work, I will need to specify the specific subdivisions under s. 20.505 (8) (h). Also, I will need to know what other appropriation accounts, if any, will be exempt from the proration that will occur under s. 16.49.

14           **SECTION 2.** 20.505 (8) (h) of the statutes is repealed and recreated to read:

15           **20.505 (8) (h) General program operations; Indian gaming.** The amounts in the  
16 schedule for general program operations under ch. 569. All Indian gaming receipts,  
17 as defined in s. 569.01 (1m), less the amounts appropriated under s. 20.455 (2) (gc),  
18 shall be credited to this appropriation account. On October 30 of each year, the  
19 following amounts of moneys credited to this appropriation account shall be

1 transferred to the following appropriation accounts, unless otherwise provided  
2 under s. 16.49:

3 1. The amount transferred to s. 20.435 (7) (kg) shall be 50% of the amount in ✓  
4 the schedule under s. 20.435 (7) (kg). ✓

5 2. The amount transferred to s. 20.??? (?) (?) shall be the amount in the schedule ✓  
6 under s. 20.??? (?) (?). ✓

~~REMOVED BY~~  
\*\*\*\*NOTE: Sherrie: I will need to identify in this appropriation account all of the appropriation accounts that will be receiving money and the amounts that they will receive from this appropriation account. In subs. 1 and 2, I have provided models that can be used for transferring money to the appropriation accounts. Subd. 1 maintains the current law requirement regarding the compulsive gambling program. Subd. 2 is a model for transferring an amount that equals the amount in the schedule in the receiving appropriation.

7 **SECTION 3.** 569.01 (1m) (d) of the statutes is created to read:

8 569.01 (1m) (d) Moneys received by the state from Indian tribes pursuant to  
9 an Indian gaming compact, except moneys received as direct reimbursements to the  
10 department of justice.

\*\*\*\*NOTE: Sherrie: It is necessary to amend this subsection to permit the crediting of the Indian gaming moneys to the appropriation account under s. 20.505 (8) (h). I modeled this after the other paragraphs in s. 569.01 (1m). Are there any other moneys out there that you want to bring in as Indian gaming receipts?

11 (END)



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

LRB-0757/P1dn

RAC: *King*

Sherrie Gates-Hendrix:

Per your instructions, this preliminary draft sets up an appropriation structure for the receipt of Indian gaming revenues, for transferring the moneys to other appropriation accounts and for authorizing the secretary of administration to prorate the amounts transferred to the other appropriation accounts in the event ~~the expected~~ <sup>that</sup> amounts of Indian gaming revenues do not materialize.

Because this draft contains the funding lynchpin for all of the ~~the~~ other drafts in DOA's "Indian Gaming Initiative", it is necessary that we lock down the language in this draft as soon as possible. In this way, the DOA analysts can give instructions to LRB attorneys that are not inconsistent with the appropriation structure and proration process and the LRB attorneys can prepare drafts that can be easily incorporated into and utilize the appropriation structure and proration process. Once the language has been locked down, I will provide a copy of the draft to all LRB attorneys.

In the draft, I have inserted 4-star notes that identify the additional information that is needed to make the appropriation structure and proration process work. Please review these notes.

If you have any questions about the draft, please do not hesitate to call me.

Richard A. Champagne  
Legislative Attorney  
266-9930

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

LRB-0757/P1dn

RAC:kmg:km

November 13, 1998

**Sherrie Gates-Hendrix:**

Per your instructions, this preliminary draft sets up an appropriation structure for the receipt of Indian gaming revenues, for transferring the moneys to other appropriation accounts and for authorizing the secretary of administration to prorate the amounts transferred to the other appropriation accounts in the event that the expected amounts of Indian gaming revenues do not materialize.

Because this draft contains the funding lynchpin for all of the other drafts in DOA's "Indian Gaming Initiative", it is necessary that we lock down the language in this draft as soon as possible. In this way, the DOA analysts can give instructions to LRB attorneys that are not inconsistent with the appropriation structure and proration process and the LRB attorneys can prepare drafts that can be easily incorporated into and utilize the appropriation structure and proration process. Once the language has been locked down, I will provide a copy of the draft to all LRB attorneys.

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Richard A. Champagne  
Legislative Attorney  
266-9930



D-Note  
State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0757/P1 P2  
RAC:kmg:km

Today - ASAP

DOA:.....Gates-Hendrix - Indian gaming receipts/ (Indian gaming initiative)

FOR 1999-01 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT <sup>Don't General</sup> relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**GAMBLING**

Currently, the governor is authorized to enter into Indian gaming compacts with Indian tribes in this state. Under the Indian gaming compacts, Indian tribes are permitted to engage in certain forms of gambling activities on tribal lands. Pursuant to the compacts, the state receives a variety of moneys from the Indian tribes and from vendors who contract with the Indian tribes to assist in the gambling operations. These moneys generally reimburse the state for the costs of regulating Indian gaming under the compacts, for certifications and background investigations of Indian gaming vendors and employes of Indian tribes who are engaged in the conduct of gambling and for the costs of gaming services and assistance provided at the request of the Indian tribes. Recently, several of the compacts have been renewed and the governor has negotiated the payment of additional moneys by the Indian tribes to the state.

This bill creates a program revenue appropriation to the department of administration (DOA) into which all of these moneys are to be credited. In addition, the bill authorizes the secretary of administration to prorate the amount of moneys that may be transferred from this appropriation to other appropriations.

extended



For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 16.49 of the statutes is created to read:

30

16.49 **Transfer of Indian gaming receipts.** On October 30 of each year, the secretary shall calculate the unencumbered balance in the appropriation account under s. 20.505 (8) <sup>(ChM)</sup> as of the preceding September 30. If the unencumbered balance in the appropriation account is not sufficient to fully fund the amounts in the schedule under s. 20.505 (8) <sup>(ChM)</sup> and ~~the~~ amounts required to be transferred under s. 20.505 (8) <sup>(ChM)</sup>, the secretary shall first provide for the full funding of the amounts in the schedule under s. 20.505 (8) <sup>(ChM)</sup> and shall then transfer, on a prorated basis, the remaining unencumbered balance to the appropriation accounts specified under s. 20.505 (8) <sup>(ChM) ?? to ??</sup>. The secretary shall base the proration on the proportion that the amount that is required to be transferred to each appropriation account bears to the total amount that is required to be transferred to all of the appropriation accounts.

\*\*\*\*NOTE: Sherrie: In order for this proration mechanism to work, I will need to specify the specific subdivisions under s. 20.505 (8) <sup>(ChM)</sup>. Also, I will need to know what other appropriation accounts, if any, will be exempt from the proration that will occur under s. 16.49.

SECTION 2. 20.505 (8) (h) of the statutes is repealed and recreated to read:

~~20.505 (8) (h) General program operations; Indian gaming. The amounts in the schedule for general program operations under ch. 569. All Indian gaming receipts, as defined in s. 569.01 (1m), less the amounts appropriated under s. 20.455 (2) (gc), shall be credited to this appropriation account. On October 30 of each year, the following amounts of moneys credited to this appropriation account shall be~~

1 transferred to the following appropriation accounts, unless otherwise provided  
2 under s. 16.49:

3 1. The amount transferred to s. 20.435 (7) (kg) shall be 50% of the amount in  
4 the schedule under s. 20.435 (7) (kg).

5 2. The amount transferred to s. 20.??? (?) (?) shall be the amount in the schedule  
6 under s. 20.??? (?) (?)

\*\*\*\*NOTE: Sherrie: I will need to identify in this appropriation account all of the appropriation accounts that will be receiving money and the amounts that they will receive from this appropriation account. In subs. 1. and 2., I have provided models that can be used for transferring money to the appropriation accounts. Subd. 1. maintains the current law requirement regarding the compulsive gambling program. Subd. 2. is a model for transferring an amount that equals the amount in the schedule in the receiving appropriation.

Insert ✓  
3-7

7 SECTION 3. 569.01 (1m) (d) of the statutes is created to read:

8 569.01 (1m) (d) Moneys received by the state from Indian tribes pursuant to  
9 an Indian gaming compact, except moneys received as direct reimbursements to the  
10 department of justice.

\*\*\*\*NOTE: Sherrie: It is necessary to amend this subsection to permit the crediting of the Indian gaming moneys to the appropriation account under s. 20.505 (8) (m). I modeled this after the other paragraphs in s. 569.01 (1m). Are there any other moneys out there that you want to bring in as Indian gaming receipts? (hm)

11

(END)

Insert ✓  
3-11

1999-2000 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0757/P2ins  
RAC:kmg:km

Insert 3-7: ✓

SECTION 1. 20.505 (8) (h) of the statutes is amended to read:

20.505 (8) (h) *General program operations; Indian gaming.* ~~The~~ From the moneys received under s. 569.06, the amounts in the schedule for general program operations under ch. 569. All Indian gaming receipts, as defined in s. 569.01 (1m), less the amounts appropriated under s. 20.455 (2) (gc), shall be credited to this appropriation account. Annually, of the moneys received under this appropriation account, an amount equal to 50% of the amount in the schedule under s. 20.435 (7) (kg) shall be transferred to the appropriation account under s. 20.435 (7) (kg).

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

SECTION 2. 20.505 (8) (hm) of the statutes is created to read:

20.505 (8) (hm) *Indian gaming receipts.* All moneys received as Indian gaming receipts, as defined in s. 569.01 (1m), less the amounts appropriated under par. (h) and s. 20.455 (2) (gc), for the purpose of funding the amounts that are required to be transferred to the appropriation accounts specified in subs. ?? to ?? . On November 15 of each year, the following amounts shall be transferred to the following appropriation accounts, unless otherwise provided under s. 16.49:

1. The amount transferred to s. 20.??? (?) (?) shall be the amount in the schedule under s. 20.??? (?) (?) .

\*\*\*NOTE: Sherrie: Here is the model that we will be using to transfer the Indian gaming moneys to the other appropriations. Also, please note that in this draft I have not dealt with the issue of transferring moneys to the appropriation for the compulsive gambling program. When I receive the instructions from DOA to deal with the funding of this program, I will make the necessary changes in current law to allow for full funding of the program from the Indian gaming proceeds. In this regard, ss. 20.505 (8) (g) 20.566 (8) (q) and 20.435 (7) (kg) will need amending.

amend

**Insert 3-11:** ✓

**SECTION 3.** 569.06 of the statutes is amended to read:

**569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm) as specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm).

**History:** 1993 a. 16; 1995 a. 27; 1997 a. 27.

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

LRB-0757/P1dn  
RAC:kmg:km

P2dn

November 13, 1998

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266-9930



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LRB-0757/P2dn  
RAC:kmg:ijs

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Legislative Attorney  
266-9930



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0757/P2-P3

RAC:kmg:ijs

*Redraft notes has  
been run*

*soon*

DOA:.....Gates-Hendrix - Indian gaming receipts (Indian gaming initiative)

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

*I met Jim  
Do Not  
Gen Cat.*  
1 AN ACT ...; relating to: the budget.

**Analysis by the Legislative Reference Bureau**

**GAMBLING**

Currently, the governor is authorized to enter into Indian gaming compacts with Indian tribes in this state. Under the Indian gaming compacts, Indian tribes are permitted to engage in certain forms of gambling activities on tribal lands. Pursuant to the compacts, the state receives a variety of moneys from the Indian tribes and from vendors who contract with the Indian tribes to assist in the gambling operations. These moneys generally reimburse the state for the costs of regulating Indian gaming under the compacts, for certifications and background investigations of Indian gaming vendors and employes of Indian tribes who are engaged in the conduct of gambling and for the costs of gaming services and assistance provided at the request of the Indian tribes. Recently, several of the compacts have been extended and the governor has negotiated the payment of additional moneys by the Indian tribes to the state.

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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3           secretary shall calculate the unencumbered balance in the appropriation account

4           under s. 20.505 (8) (hm) as of the preceding September 30. If the unencumbered

5           balance in the appropriation account is not sufficient to fully fund the amounts

6           required to be transferred under s. 20.505 (8) (hm), the secretary shall transfer, on

7           a prorated basis, the unencumbered balance to the appropriation accounts specified

8           under s. 20.505 (8) (hm) ?? to ??. The secretary shall base the proration on the

9           proportion that the amount that is required to be transferred to each appropriation

10          account bears to the total amount that is required to be transferred to all of the

11          appropriation accounts.

            \*\*\*\*NOTE: Sherrie: In order for this proration mechanism to work, I will need to  
            specify the specific subdivisions under s. 20.505 (8) (hm).

12          **SECTION 2.** 20.505 (8) (h) of the statutes is amended to read:

13          20.505 (8) (h) *General program operations; Indian gaming.* ~~The~~ From the

14          moneys received under s. 569.06, the amounts in the schedule for general program

15          operations under ch. 569. ~~All Indian gaming receipts, as defined in s. 569.01 (1m),~~

16          ~~less the amounts appropriated under s. 20.455 (2) (gc), shall be credited to this~~

17          ~~appropriation account. Annually, of the moneys received under this appropriation~~

18          ~~account, an amount equal to 50% of the amount in the schedule under s. 20.435 (7)~~

19          ~~(kg) shall be transferred to the appropriation account under s. 20.435 (7) (kg).~~

20

**SECTION 3.** 20.505 (8) (hm) of the statutes is created to read:  
(Intro.)

(intro.)

① 20.505 (8) (hm) *Indian gaming receipts*. All moneys received as Indian gaming  
 2 receipts, as defined in s. 569.01 (1m), less the amounts appropriated under par. (h)  
 3 and s. 20.455 (2) (gc), for the purpose of funding the amounts that are required to be  
 4 transferred to the appropriation accounts specified in subds. ?? to ?? on November  
 5 of each year, the following amounts shall be transferred to the following  
 6 appropriation accounts, unless otherwise provided under s. 16.49:

7 1. The amount transferred to s. 20.??? (?) (?) shall be the amount in the schedule  
 8 under s. 20.??? (?) (?)

\*\*\*\*NOTE: Sherrie: Here is the model that we will be using to transfer the Indian gaming moneys to the other appropriations. Also, please note that in this draft I have not dealt with the issue of transferring moneys to the appropriation for the compulsive gambling program. When I receive the instructions from DOA to deal with the funding of this program, I will make the necessary changes in current law to allow for full funding of the program from the Indian gaming proceeds. In this regard, ss. 20.435 (7) (kg), 20.505 (8) (g) and 20.566 (8) (q) will need amending

Note: bud

SECTION 4. 569.01 (1m) (d) of the statutes is created to read:

10 569.01 (1m) (d) Moneys received by the state from Indian tribes pursuant to  
 11 an Indian gaming compact, except moneys received as direct reimbursements to the  
 12 department of justice.

\*\*\*\*NOTE: Sherrie: It is necessary to amend this subsection to permit the crediting of the Indian gaming moneys to the appropriation account under s. 20.505 (8) (hm). I modeled this after the other paragraphs in s. 569.01 (1m). Are there any other moneys out there that you want to bring in as Indian gaming receipts?

SECTION 5. 569.06 of the statutes is amended to read:

14 **569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to  
 15 the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm) as  
 16 specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm).

(END)





*(D-Note)*  
State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0757/Es P4  
RAC:kmg:jf

*Redraft under has  
been run*

*seen*

DOA:.....Gates-Hendrix-Indian gaming receipts (Indian gaming initiative)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

*do not generate*

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**GAMBLING**

Currently, the governor is authorized to enter into Indian gaming compacts with Indian tribes in this state. Under the Indian gaming compacts, Indian tribes are permitted to engage in certain forms of gambling activities on tribal lands. Pursuant to the compacts, the state receives a variety of moneys from the Indian tribes and from vendors who contract with the Indian tribes to assist in the gambling operations. These moneys generally reimburse the state for the costs of regulating Indian gaming under the compacts, for certifications and background investigations of Indian gaming vendors and employees of Indian tribes who are engaged in the conduct of gambling and for the costs of gaming services and assistance provided at the request of the Indian tribes. Recently, several of the compacts have been extended and the governor has negotiated the payment of additional moneys by the Indian tribes to the state.

This bill creates a program revenue appropriation to the department of administration (DOA) into which all of these moneys are to be credited.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1.** 20.505 (8) (h) of the statutes is amended to read:

2           20.505 (8) (h) *General program operations; Indian gaming.* ~~The~~ From the  
3 moneys received under s. 569.06, the amounts in the schedule for general program  
4 operations under ch. 569. All Indian gaming receipts, as defined in s. 569.01 (1m),  
5 less the amounts appropriated under s. 20.455 (2) (gc), shall be credited to this  
6 appropriation account. Annually, of the moneys received under this appropriation  
7 account, an amount equal to 50% of the amount in the schedule under s. 20.435 (7)  
8 (kg) shall be transferred to the appropriation account under s. 20.435 (7) (kg).

9           **SECTION 2.** 20.505 (8) (hm) (intro.) of the statutes is created to read:

10           20.505 (8) (hm) *Indian gaming receipts.* (intro.) All moneys received as Indian  
11 gaming receipts, as defined in s. 569.01 (1m), less the amounts appropriated under  
12 par. (h) and s. 20.455 (2) (gc), for the purpose <sup>of annually</sup> transferring the following amounts ~~to~~  
13 the following appropriation accounts:

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14           **SECTION 3.** 569.01 (1m) (d) of the statutes is created to read:

15           569.01 (1m) (d) Moneys received by the state from Indian tribes pursuant to  
16 an Indian gaming compact, except moneys received as direct reimbursements to the  
17 department of justice.

18           **SECTION 4.** 569.06 of the statutes is amended to read:

19           **569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to  
20 the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm) as  
21 specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm).

22

(END)

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

LRB-0757/P4dn  
RAC:kmg:jf

Sherrie:

I changed the wording of the last phrase of s. 20.505 (8) (hm) (intro.) from "for the purpose of transferring the following amounts to the following appropriation accounts:" to "for the purpose of annually transferring the following amounts:". I did this for two reasons. First, I want to make clear that the transfer occurs annually. This was obviously implied, but it's best to be explicit in this matter. Second, I have received a request from DOA, as part of the Indian gaming initiative, to transfer money to a fund, rather than an appropriation account. As a result, I need to broaden the scope of the receiving source. Call me if you have questions.

Richard A. Champagne  
Legislative Attorney  
266-9930

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

LRB-0757/P4dn  
RAC:kmg:hmh

Tuesday, January 19, 1999

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Richard A. Champagne  
Legislative Attorney  
266-9930





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-0757/P4  
RAC:kmg:hmh

DOA:.....Gates-Hendrix - Indian gaming receipts (Indian gaming initiative)  
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**GAMBLING**

Currently, the governor is authorized to enter into Indian gaming compacts with Indian tribes in this state. Under the Indian gaming compacts, Indian tribes are permitted to engage in certain forms of gambling activities on tribal lands. Pursuant to the compacts, the state receives a variety of moneys from the Indian tribes and from vendors who contract with the Indian tribes to assist in the gambling operations. These moneys generally reimburse the state for the costs of regulating Indian gaming under the compacts, for certifications and background investigations of Indian gaming vendors and employes of Indian tribes who are engaged in the conduct of gambling and for the costs of gaming services and assistance provided at the request of the Indian tribes. Recently, several of the compacts have been extended and the governor has negotiated the payment of additional moneys by the Indian tribes to the state.

This bill creates a program revenue appropriation to the department of administration (DOA) into which all of these moneys are to be credited.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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



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**NOTE TO DRAFTING FILE for LRB-0757:**

Per the drafter, this draft has been redrafted to a “/1” as no problems remain in the draft that require resolution before introduction of the budget bill. There are no changes between the “/PX” and the “/1.”

DOA:.....Gates-Hendrix - Indian gaming receipts (Indian gaming initiative)  
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

---

*Analysis by the Legislative Reference Bureau*

**GAMBLING**

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