

1999 DRAFTING REQUEST

Assembly Amendment (AA-AB133)

Received: 05/25/99

Received By: gibsom

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau 68314

By/Representing: Kava

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Alt. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Pre Topic:

LFB:.....Kava -

Topic:

Spearfishing enforcement aids

Instructions:

LFB paper \$158, Alternative 2H. Delete \$10,000 PR annually from tribal gaming revenue allocations for spearfishing enforcement aids. Also maintaub the current GPR appropriation for the aids, with no funding appropriated in the 1999-01 biennium and lapse any balance to the general fund (estimated at \$37,000). Also see attached e-mail

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofcd</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rkite 05/28/99	gilfokm 05/31/99	jfrantze 06/1/99	_____	lrb_docadmin 06/1/99		

FE Sent For:

<END>

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1?	rkite	1-5-31-99 King	[Signature]	[Signature]			

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Similarly, the DNR provisions may benefit tribes and the environment, but do not appear to constitute economic development initiatives or law enforcement or public safety initiatives relating to reservations (although it could be argued that the DNR snowmobile enforcement program benefits public safety in general and the DNR spearfishing enforcement aids relate to law enforcement activities that benefit tribes).

11. It can be argued, however, that the Historical Society provision for the Northern Great Lakes Center relates to the promotion of tourism in the state. None of the 10 provisions addressed in this paper relate to the support of programs and services of the counties in which the tribes are located.

12. On the other hand, two of the amended compact agreements, those of the Ho-Chunk and the Lac du Flambeau, do not include MOU on government-to-government matters and are silent on the issue of how the state utilizes the new tribal gaming revenue. Payments from these two tribes total \$6.5 million in 1999-00 and \$8.2 million in 2000-01. It could be argued, then, that these revenues are unrestricted and may be used for any purpose. The supplanting provisions could be viewed as utilizing a share of this unrestricted revenue.

13. In addition to the alternatives to approve the Governor's provisions or maintain current law with respect to all 10 items, the Committee may choose to select only some of the items for approval.

ALTERNATIVES

1. Approve the Governor's recommendation to provide \$4,038,900 PR and 11.0 PR positions in 1999-00 and \$3,988,900 PR in 2000-01 in tribal gaming revenue to five agencies for the purposes enumerated above. Delete \$3,769,900 GPR and 10.0 GPR positions annually and \$169,000 SEG and \$119,000 SEG in 2000-01 and 1.0 SEG position from the five agencies relating to these purposes. In addition, modify the effective date of the Indian health program provisions so that the creation of the PR appropriation and the transfer of funding from the DOA Indian gaming receipts to the new PR appropriation would be effective on the general effective date of the act.

2. Do not approve the provision of tribal gaming revenue for any of the following purposes. Instead, restore base level funding and funding sources, as indicated.

<u>Department/Purpose</u>	<u>GPR</u>			<u>SEG</u>		
	<u>1999-00</u>	<u>2000-01</u>	<u>Positions</u>	<u>1999-00</u>	<u>2000-01</u>	<u>Positions</u>
A. Commerce: Physician Loan Assistance Program (PLAP), Health Care Provider Loan Assistance Program (HCPLAP) and a related contract.	\$388,700	\$388,700				
B. DHFS Health Services: Tribal medical relief block grants (\$800,000 GPR annually) and cooperative American Indian health projects (\$120,000 GPR annually).	920,000	920,000				
C. DHFS Social Services: Indian substance abuse prevention education (\$500,000 GPR annually) and Indian Aids (\$271,600 GPR annually).	771,600	771,600				
D. HEAB: Indian student assistance grant program for Native American undergraduate or graduate students.	779,800	779,800				
E. Historical Society: operate Northern Great Lakes Center as an historic site.	170,100	170,100	3.00			
F. DNR: payments to Lac du Flambeau Band relating to certain fishing and sports licenses. *				100,000	100,000	
G. DNR: management of state fishery resources in off-reservation areas where tribes have treaty-based rights to fish.	109,700	109,700	2.00			
H. DNR: spearfishing enforcement aids.	10,000	10,000				
I. DNR: snowmobile enforcement program.	500,000	500,000	5.00	\$169,000	\$119,000	1.00
J. DNR: nonpoint grants and local assistance to the Oneida Nation.	120,000	120,000				

* If tribal revenue is denied, the estimate for the sum sufficient appropriation for this item would be increased by \$100,000 SEG annually.

3. Maintain current law. In addition, reestimate the sum sufficient appropriation for DNR payments to the Lac du Flambeau Band relating to certain fishing and sports licenses by \$100,000 SEG annually.

<u>Alternative 3</u>	<u>GPR</u>	<u>PR</u>	<u>SEG</u>	<u>TOTAL</u>
1999-01 FUNDING (Change to Bill)	\$7,539,800	-\$8,027,800	\$488,000	\$0
2000-01 POSITIONS (Change to Bill)	10.00	- 11.00	1.00	0.00

Prepared by: Art Zimmerman



(300n)
State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0409/1

RNK...
mg

LFB:.....Kava - Spearfishing enforcement aids

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

Print
w/ line #'s

At the locations indicated, amend the bill as follows:

~~20.770(5)~~
~~(600)~~
~~20.505~~
~~(20.505) & m.~~
~~29.9117~~
~~(20.505), (2)~~

- ✓ 1. Page 405, line 3: delete lines 3 to 10.
- ✓ 2. Page 463, line 9: delete lines 9 to 11.
- ✓ 3. Page 514, line 1: delete lines 1 to 14.
- ✓ 4. Page 1443, line 6: delete "as affected by this act,".

(END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0409/1
RNK:kmg:jf

LFB:.....Kava - Spearfishing enforcement aids

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