

2001 DRAFTING REQUEST

Bill

Received: 11/22/2000

Received By: jkreye

Wanted: As time permits

Identical to LRB: ASA2 to AB941

For: Jeff Stone (608) 266-8590

By/Representing: tami

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Alt. Drafters: fasttn

Subject: Tax - property
Tax - miscellaneous

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Air carrier hub facility

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>
/?	jkreye 11/22/2000	csicilia 12/04/2000		_____			S&L Tax
/1			pgreensl 12/05/2000	_____	lrb_docadmin 12/05/2000	lrb_docadmin 01/22/2001	

FE Sent For: 01/19/2001, ~~01/19/2001~~

G ("1")

<END>

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/?	jkreye 11/22/2000	csicilia 12/04/2000		_____			S&L Tax
/1			pgreensl 12/05/2000	_____	lrb_docadmin 12/05/2000		

FE Sent For:

01-19-01
(1/17) ✓

<END>

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1/?	jkreye	1 cjs 12/04 06	12/4 PG	12/5 PG/KF			

FE Sent For:

<END>

TNF?

Bill Request Form

Legislative Reference Bureau
100 N. Hamilton Street
Legal Section 266-3561

Use of this form is optional. It is often better to talk directly with the LRB attorney who will draft the bill.
Use this form only for bill draft requests. Attach more pages if necessary.

Date 11-21-00

Legislator, agency, or other person requesting this draft Rep. Jeff Stone

Person submitting request (name and phone number) Tami Rongstad 6-8591

Persons to contact for questions about this draft (names and phone numbers) Tami Rongstad 6-8591 Jeff Stone (414) 321-6100

Describe the problem, including any helpful examples. How do you want to solve the problem?

wish to grant financial assistance for an air carrier that operates from a hub facility, create an airport financing committee, grant rule-making authority & make appropriations

Please attach a copy of any correspondence or other material that may help us. If you know of any statute sections that might be affected, list them or provide a marked-up copy.

* You may attach a marked-up copy of any LRB draft or provide its number (e.g., 1999 LRB-2345/1 or 1997 AB-67). Draft like AB 941 as amended & passed by the Assembly (ASA 2 to AB 941) COS 11/1

Requests are confidential unless stated otherwise. May we tell others that we are working on this for you? YES NO

If yes: Anyone who asks? YES NO
Any legislator? YES NO

Only the following persons _____

Do you consider this request urgent? YES NO If yes, please indicate why _____

Should we give this request priority over any pending request of this legislator, agency, or person? YES NO



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1183/1
JK&TNF:.....

offer

LPS: proof w/ folio
as indicated

gjs

11-22-00

INSERT A

D-N

1 AN ACT ...; relating to: ???

Analysis by the Legislative Reference Bureau

This bill creates a property tax exemption for a hub facility operated by an air carrier. The bill defines "hub facility" as: a facility at an airport from which an air carrier company operated at least 45 common carrier departing flights each weekday in the prior year and from which it transported passengers to at least 15 nonstop destinations; or an airport or any combination of airports in this state from which an air carrier company cumulatively operated at least 20 common carrier departing flights each weekday in the prior year, if the air carrier company's headquarters are in this state. The bill defines "air carrier" as any person engaged in the business of transportation in aircraft of persons or property for hire on regularly scheduled flights.

Under current law, revenues derived from aeronautics activities in this state, including moneys received from taxes on air carrier companies, from aircraft registration fees, and from general aviation fuel taxes, are deposited in the segregated transportation fund. Aeronautics activities are funded from a sum certain appropriation in the segregated transportation fund.

Beginning on July 1, 2003, this bill directs all revenues derived from aeronautics activities that are currently deposited in the transportation fund to a new appropriation. Aeronautics activities are funded from these receipts, instead of from a sum certain appropriation. However, if the amounts received for aeronautics activities under the new appropriation are less than \$11,800,000, the aeronautics activities may be funded with equal amounts from the general fund and the transportation fund not exceeding \$650,000 from each fund.

Finally, the bill creates an airport financing committee consisting of members appointed by the governor. The bill requires the committee to review and evaluate

this state's airport system needs and the current system of funding those needs and to recommend changes, if any, to better meet those needs. The bill requires the committee to submit a report not later than December 31, 2001, to the legislature and to the governor containing the committee's evaluation, findings, and recommendations. The committee's recommendations, if any, should, if enacted, generate revenue in amounts equal to or greater than the sum of moneys appropriated for aeronautical activities in fiscal year 2001.

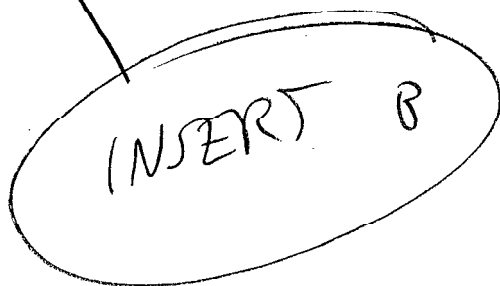
This bill will be referred to the joint survey committee on tax exemptions for a detailed analysis, which will be printed as an appendix to this bill.

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

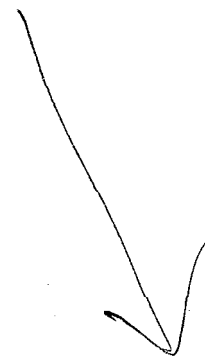
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1

(END)



INSERT B



**ASSEMBLY SUBSTITUTE AMENDMENT 2,
TO 1999 ASSEMBLY BILL 941**

March 29, 2000 - Offered by Representatives STONE and JENSEN.

INSERT A

1 **AN ACT to repeal** ~~20.395 (2) (da); to amend~~ 20.395 (4) (aq), 20.395 (9) (rd), 20.395
2 (9) (td), 78.02 (1) and 78.55 (1); and **to create** 20.395 (2) (dc), 20.395 (2) (dr),
3 20.395 (2) (dt), 25.40 (1) (cd), 70.11 (40) and 77.65 of the statutes; **relating to:**
4 a property tax exemption for an air carrier that operates from a hub facility,
5 creating an airport financing committee, granting rule-making authority and
6 making appropriations.

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

INSERT B

7 **SECTION 1.** 20.395 (2) (dc) of the statutes is created to read:

8 20.395 (2) (dc) *Aeronautical activities matching supplement, state funds.* From
9 the general fund, a sum sufficient in each fiscal year equal to one-half of the
10 difference between \$11,800,000 and the amounts received under par. (dr) during the
11 preceding fiscal year, or equal to \$650,000, whichever is less, for the purposes of the

1 state's share of airport projects under ss. 114.34 and 114.35; for developing air
 2 marking and other air navigational facilities; for administration of the powers and
 3 duties of the secretary of transportation under s. 114.31; for costs associated with
 4 aeronautical activities under s. 114.31, except for the program under s. 114.31 (3) (b);
 5 and for the administration of other aeronautical activities, except aircraft
 6 registration under s. 114.20, authorized by law. No moneys may be encumbered from
 7 this appropriation for any fiscal year in excess of the amounts encumbered from the
 8 appropriation under par. (dt) for that fiscal year. No moneys may be encumbered
 9 from this appropriation for any fiscal year if the amounts received under par. (dr)
 10 during the previous fiscal year are equal to or greater than \$11,800,000.

11 **SECTION 2.** 20.395 (2) (dq) of the statutes, ~~as affected by 1999 Wisconsin Act 22~~
 12 is repealed.

13 **SECTION 3.** 20.395 (2) (dr) of the statutes is created to read:

14 20.395 (2) (dr) *Aeronautical activities, state funds.* All moneys received from
 15 taxes on air carrier companies under ch. 76, from aircraft registration fees under s.
 16 114.20, from general aviation fuel taxes under subch. III of ch. 78, from sales and use
 17 taxes on noncommercial aircraft as determined under s. 77.65 and from any other
 18 tax or fee received from an aeronautical activity and deposited in the transportation
 19 fund, except moneys appropriated under pars. (dv) and (dx) and sub. (4) (es), and all
 20 moneys transferred under ~~1999~~²⁰⁰¹ Wisconsin Act (this act), section 14 (1), for the
 21 purposes of the state's share of airport projects under ss. 114.34 and 114.35; for
 22 developing air marking and other air navigational facilities; for administration of the
 23 powers and duties of the secretary of transportation under s. 114.31; for costs
 24 associated with aeronautical activities under s. 114.31, except for the program under

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"A" from
page 7

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"B" from
page 7

1 s. 114.31 (3) (b); and for the administration of other aeronautical activities, except
2 aircraft registration under s. 114.20, authorized by law.

3 **SECTION 4.** 20.395 (2) (dt) of the statutes is created to read:

4 20.395 (2) (dt) *Aeronautical activities supplement, state funds.* A sum sufficient
5 in each fiscal year equal to one-half of the difference between \$11,800,000 and the
6 amounts received under par. (dr) during the preceding fiscal year, or equal to
7 \$650,000, whichever is less, for the purposes of the state's share of airport projects
8 under ss. 114.34 and 114.35; for developing air marking and other air navigational
9 facilities; for administration of the powers and duties of the secretary of
10 transportation under s. 114.31; for costs associated with aeronautical activities
11 under s. 114.31, except for the program under s. 114.31 (3) (b); and for the
12 administration of other aeronautical activities, except aircraft registration under s.
13 114.20, authorized by law. No moneys may be encumbered from this appropriation
14 for any fiscal year in excess of the amounts encumbered from the appropriation
15 under par. (dc) for that fiscal year. No moneys may be encumbered from this
16 appropriation for any fiscal year if the amounts received under par. (dr) during the
17 previous fiscal year are equal to or greater than \$11,800,000.

18 **SECTION 5.** 20.395 (4) (aq) of the statutes is amended to read:

19 20.395 (4) (aq) *Departmental management and operations, state funds.* The
20 amounts in the schedule for departmental planning and administrative activities
21 and the administration and management of departmental programs except those
22 programs under subs. (2) (bq), (cq) and ~~(dq), (dc), (dr)~~ and (dt) and (3) (iq), including
23 those activities in s. 85.07 and including not less than \$220,000 in each fiscal year
24 to reimburse the department of justice for legal services provided the department
25 under s. 165.25 (4) (a) and including activities related to the demand management

P.W.F.

1 and ride-sharing program under s. 85.24 that are not funded from the appropriation
2 under sub. (1) (bs), (bv) or (bx), the minority civil engineer scholarship and loan
3 repayment incentive grant program under s. 85.107, the Type 1 motorcycle, moped
4 and motor bicycle safety program under s. 85.30 and to match federal funds for mass
5 transit planning.

6 ~~✓~~
SECTION 6. 20.395 (9) (rd) of the statutes is amended to read:

7 20.395 (9) (rd) *Airport construction major cost carry-over.* When an airport
8 development project is approved by the governor under s. 114.33 (3), the moneys
9 allocated for the project from sub. (2) ~~(dq)~~ (dc), (dr), and (dt) shall be considered
10 encumbered and carried-over to subsequent years to meet the state's share of the
11 project.

12 ~~✓~~
SECTION 7. 20.395 (9) (td) of the statutes, as affected by 1999 Wisconsin Act 9,
13 is amended to read:

14 20.395 (9) (td) *Real estate major cost carry-over.* Subject to s. 86.255, when a
15 highway, airport or railroad land acquisition project is approved by the secretary
16 under s. 84.09, 85.09 or 114.33, the moneys allocated for the project from subs. (2)
17 (bq), ~~(dq)~~ (dc), (dr), (dt) and (eq) and (3) (bq), (cq) and (eq) may be considered
18 encumbered.

19 ~~✓~~
SECTION 8. 25.40 (1) (cd) of the statutes is created to read:

20 25.40 (1) (cd) Taxes on the sale and use of noncommercial aircraft under ch. 77
21 as determined under s. 77.65. 41 ✓

22 ~~✓~~
SECTION 9. 70.11 (40) of the statutes is created to read:

23 ~~✓~~
70.11 (40) HUB FACILITY. (a) In this subsection:

P.W.F.

P.W.F.

P.W.F.

1 1. "Air carrier company" means any person engaged in the business of
2 transportation in aircraft of persons or property for hire on regularly scheduled
3 flights. In this subdivision, "aircraft" has the meaning given in s. 76.02 (1).

4 2. "Hub facility" means any of the following:

5 a. A facility at an airport from which an air carrier company operated at least
6 45 common carrier departing flights each weekday in the prior year and from which
7 it transported passengers to at least 15 nonstop destinations, as defined by rule by
8 the department of revenue, or transported cargo to nonstop destinations, as defined
9 by rule by the department of revenue.

10 b. An airport or any combination of airports in this state from which an air
11 carrier company cumulatively operated at least 20 common carrier departing flights
12 each weekday in the prior year, if the air carrier company's headquarters, as defined
13 by rule by the department of revenue, is in this state.

14 (b) Property owned by an air carrier company that operates a hub facility in this
15 state, if the property is used in the operation of the air carrier company.

16 ~~SECTION 10.~~ 76.02 (1) of the statutes is amended to read:

17 76.02 (1) "Air carrier company" means any person engaged in the business of
18 transportation in aircraft of persons or property for hire on regularly scheduled
19 flights, except an air carrier company whose property is exempt from taxation under
20 s. 70.11 (4)(b). In this subsection, "aircraft" means a completely equipped operating
21 unit, including spare flight equipment, used as a means of conveyance in air
22 commerce.

23 ~~SECTION 11.~~ 77.65 of the statutes is created to read:

24 **77.65 Determination of sales and use tax receipts for aeronautical**
25 **activities.** By July 1, 2003, and every July 1 thereafter, for purposes of determining

p.w.f.
20
25

1 ~~an amount for funding aeronautical activities under s. 20.395 (2) (dr) for the next~~
 2 ~~fiscal year,~~ the department shall determine, and deposit in the transportation fund,
 3 the total amount of the sales tax and use tax, as imposed under ss. 77.52 and 77.53,
 4 paid in the immediately preceding calendar year on the sale and use of
 5 noncommercial aircraft.

6 **SECTION 12.** 78.55 (1) of the statutes is amended to read:

7 78.55 (1) "Air carrier company" has the meaning given in s. ~~76.02 (1)~~ 70.11 (40)

8 (a) 1.

9 **SECTION 13. Nonstatutory provisions.**

10 (1) AIRPORT FINANCING COMMITTEE. There is created an airport financing
 11 committee consisting of members appointed by the governor. The governor shall
 12 appoint members representing the department of transportation, the department of
 13 commerce, airport managers, airlines serving this state, the general aviation
 14 community, the people of this state, and private businesses having an interest in
 15 transportation policy and financing. The committee shall review and evaluate this
 16 state's airport system needs and the current system of funding those needs and shall
 17 recommend changes, if any, to better meet those needs. The committee shall
 18 evaluate, among other things: aircraft registration fees; aviation fuel taxes and fees;
 19 allocation of sales tax receipts from the sale of aircraft, parts, and services to the
 20 appropriation account under section 20.395 (2) (dr) of the statutes, as created by this
 21 act, and allocation of other moneys to that appropriation account. The committee's
 22 recommendations, if any, should, if enacted, generate revenue in amounts equal to
 23 or greater than the sum of moneys appropriated for aeronautical activities in fiscal
 24 year 2001. Not later than December 31, ~~2000~~, the committee shall submit a report
 25 containing the committee's evaluation, findings, and recommendations to the

2001

P.W.f.

41

create auto-ref "B"

create auto-ref "A"

1 governor, and to the legislature in the manner provided under section 13.172 (2) of
2 the statutes.

3 SECTION 14. Appropriation changes.

4 (1) The unencumbered balance ~~of~~ the appropriation ~~to~~ the department of
5 transportation under section 20.395 (2) (dq) ~~of the statutes~~ immediately before the
6 effective date of this subsection is transferred to the appropriation account under
7 section 20.395 (2) (dr) of the statutes, as created by this act. 1999 statute

8 SECTION 15. Initial applicability.

9 (1) HUB FACILITY. The treatment of sections 70.11 (40), 76.02 (1), and 78.55 (1)
10 of the statutes first applies to the property tax assessments as of January 1, 2001.

11 (2) REVENUES RECEIVED FROM AD VALOREM TAX ON AIR CARRIERS. The treatment of
12 section 20.395 (2) (dr) of the statutes first applies to moneys received from taxes and
13 fees on July 1, 2003.

14 SECTION 16. Effective dates. This act takes effect on the day after publication,

15 except as follows:

STET: LEAVE AS TYPED

16 (1) The treatment of section 20.395 (2) (dc), (dq), (dr) and (dt) of the statutes
17 and SECTION 14 (1) of this act take effect on July 1, 2003.

18 use auto-ref "A"
use auto-ref "B"

END OF INSERT B

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1183/7dn
JK&TNF:.....

ejs

November 22, 2000

Representative Stone:

Please review this draft carefully to ensure that it is consistent with your intent. In particular, the bill refers to several dates and dollar amounts, contained in Assembly Substitute Amendment 2 to 1999 Assembly Bill 941, that may need to be changed. In addition, do you want to specify the number of committee members that are to serve on the airport financing committee? Do you want to specify a time at which the committee shall cease to exist?

✓
Joseph T. Kreye
Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1183/1dn
JK&TNF:cjs:pg

December 5, 2000

Representative Stone:

Please review this draft carefully to ensure that it is consistent with your intent. In particular, the bill refers to several dates and dollar amounts, contained in Assembly Substitute Amendment 2 to 1999 Assembly Bill 941, that may need to be changed. In addition, do you want to specify the number of committee members that are to serve on the airport financing committee? Do you want to specify a time at which the committee shall cease to exist?

Joseph T. Kreye
Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.state.wi.us

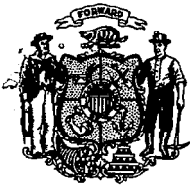
Barman, Mike

From: Kreye, Joseph
Sent: Thursday, January 18, 2001 4:31 PM
To: Barman, Mike
Subject: Fiscal estimate for 01-1183/1

Hi Mike,
I just received a call from Representative Stone's office to request a fiscal estimate on 01-1183/1. Would you please put in this request? Thanks.

Joe

Joseph T. Kreye, Legislative Attorney
Legislative Reference Bureau
(608) 266-2263
joseph.kreye@legis.state.wi.us



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

December 5, 2000

MEMORANDUM

To: Representative Stone

From: Joseph T. Kreye, Legislative Attorney

Re: LRB-1183 Air carrier hub facility

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-2263 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
P. O. BOX 2037
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-8522

REFERENCE SECTION: (608) 266-0341
REFERENCE FAX: (608) 266-5648

February 16, 2001

The following "original" Fiscal Estimate for AB-101 (LRB 01-1183/1) from the Dept. of Transportation (DOT) dated 01/25/2001 was never released or sent out for printing by request of Representative Stones's office.

**Please do not discard !!!
(please keep in file)**

The new "original" Fiscal Estimate from DOT dated 02/14/2001 will take its place.

LRB
2

Fiscal Estimate — 2001 Session

- Original Updated
- Corrected Supplemental

LRB Number 1183/1	Amendment Number if Applicable
Bill Number AB 101	Administrative Rule Number

Subject
See Attached

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation Increase Existing Revenues
- Decrease Existing Appropriation Decrease Existing Revenues
- Create New Appropriation

- Increase Costs — May be possible to absorb within agency's budget.
 Yes No
- Decrease Costs

Local: No Local Government Costs

- 1. Increase Costs
 Permissive Mandatory
- 2. Decrease Costs
 Permissive Mandatory
- 3. Increase Revenues
 Permissive Mandatory
- 4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
- Towns Villages Cities
 - Counties Others
 - School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Chapter 20 Appropriations
See Attached

Assumptions Used in Arriving at Fiscal Estimate

- Based on the definitions of a "hub facility" and an "air carrier company" in Section 9 of the draft and without benefit of the rules to be defined by DOR, Air Wisconsin would qualify for exemption from the ad valorem property tax under the second definition of "hub facility" and Midwest Express would qualify for the ad valorem property tax exemption under the first definition of "hub facility". The fact that Midwest Express would not be required to have a headquarters in this state under that definition does not change the assumption that both companies would qualify for the exemption.
- Assumes only Air Wisconsin and Midwest Express will be exempted from the ad valorem property tax and the remainder of the tax will continue to be collected.
- Loss of ad valorem property tax revenue based on CY2000 air carrier property tax assessments.
- Air carrier companies exempted from the ad valorem property tax under this draft would have no State aviation related fee or tax responsibilities.
- Beginning July 1, 2003, funding for the State's aeronautics assistance program will be limited to aviation related revenues, including the sales and use tax on non-commercial aircraft, with limited funding from the general and transportation funds (\$650,000 maximum from each) should aviation revenues not reach the stated threshold of \$11,800,000. Analysis assumes that this funding threshold will always be met.
- Assumes no impact on the level or mechanism of State aeronautics funding until FY04 due to the "hold-harmless" clause in Section 14 of the draft.

Long-Range Fiscal Implications

See attached.

Prepared By:

Jim Donlin

Authorized Signature

Telephone No.

(608) 266-9546

Telephone No.

(608) 267-9618

Agency

DOT

Date (mm/dd/ccyy)

01/25/01

Subject

Property tax exemption for certain air carriers, transfer of sales and use tax on non-commercial aircraft to the transportation fund for the purpose of funding the State's aeronautics assistance programs, limit funding for aeronautics assistance programs to aviation related revenues plus limited general and transportation fund supplements if revenue threshold is not met, provides for an Airport Financing Committee appointed by the Governor to study aviation funding in the State and to report those findings to the Governor and State Legislature by December 31, 2001.

Affected Chapter 20 Appropriations

20.395 (2)(dc), (dq), (dr), (dt), (4)(aq), (9)(rd), (td)

Long-Range Fiscal Implications

The long-range fiscal implications and net annualized fiscal impact of the draft are difficult to determine for the following reasons:

- There is currently no accurate estimate of the sales and use tax collected on non-commercial aircraft. Current estimates are in the range of \$3.3 – 8.5 million annually.
 - DOT collects the sales tax on occasional sales (the sale of aircraft between individuals) of aircraft when they are registered, which amounted to \$3,339,180 in CY2000.
 - DOR collects the sales and use tax on all other aircraft sales. Currently, DOR's systems are unable to separate out these tax collections from other sales and use tax collections. Using a statistical analysis based on national aircraft sales, DOR estimates total sales and use tax collections on aircraft, including the amount DOT collects, at \$8.5 million for CY2000. However, DOT aircraft registration data does not support this estimate.
- The draft adds revenues collected from the sales and use tax on non-commercial aircraft sales to the transportation fund. Aircraft sales are highly cyclical and dependent on a strong economy. Therefore, providing an accurate long-range estimate of aircraft sales and use tax is not possible.
- DOR has presented DOT with legal opinion that providing a directed property tax exemption in this way could jeopardize the entire tax (Burlington Northern v. Superior, 131 Wis. 2d 564, 1986). Therefore, losses in aviation related revenue to the transportation fund, based on CY2000 assessments, could range from \$2.5 million (Air Wisconsin and Midwest Express) to \$9.5 million (total CY2000 ad valorem property tax assessments on air carrier companies).
- Given the cyclical and economy dependent nature of aircraft sales and the limited amount of general and transportation fund dollars available to cover shortfalls below the stated \$11.8 million threshold, it is a likely possibility the amounts available for State aeronautics assistance programs may fall below the \$11.8 million threshold in any given year and the level of local assistance would decrease. In addition, since the \$11.8 million threshold is stated in nominal terms, the real dollar value of this threshold will decrease each year due to inflation.
- The long term impact, if any, of the recommendations of the proposed Governor's Airport Financing Committee may be significant and will not be known until after those recommendations are submitted and acted upon.

Fiscal Estimate Worksheet — 2001 Session

Detailed Estimate of Annual Fiscal Effect

Original Updated
 Corrected Supplemental

LRB Number

1183/1

Amendment Number if Applicable

Bill Number

AB 101

Administrative Rule Number

Subject
See Attached

One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):

Annualized Costs:	Annualized Fiscal Impact on State Funds from:	
	Increased Costs	Decreased Costs
A. State Costs by Category		
State Operations — Salaries and Fringes	\$	\$ -
(FTE Position Changes)	(FTE)	(FTE)
State Operations — Other Costs		-
Local Assistance		-
Aids to Individuals or Organizations		-
Total State Costs by Category	\$	\$ -
B. State Costs by Source of Funds		
GPR	\$	\$ -
FED		-
PRO/PRS		-
SEG/SEG-S		-
State Revenues <small>Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</small>		
	Increased Revenue	Decreased Revenue
GPR Taxes	\$	\$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		- 2,500,000
Total State Revenues	\$	\$ -

Net Annualized Fiscal Impact

	State	Local
Net Change in Costs	\$	\$
Net Change in Revenues	\$ - 2,500,000	\$

Prepared By:	Telephone No.	Agency
Jim Donlin	(608) 266-9546	DOT
Authorized Signature	Telephone No.	Date (mm/dd/ccyy)
<i>Alan S. Swanson</i>	(608) 267-9618	01/25/01

Barman, Mike

From: Stone, Jeffrey
Sent: Friday, February 09, 2001 12:14 PM
To: Cook, Robert
Cc: Barman, Mike; Uecker, Deborah; Donlin, James; Pirlot, R.J.

Mr. Cook,

Pursuant to Joint Rule 48(4), I request the Department of Transportation rewrite its fiscal estimate of 2001 Assembly Bill 101.

Thank you,

Jeff Stone
State Representative
82nd Assembly District

Release Date
02-14-2001

... author of an introduced bill may request that the legislative fiscal bureau or the department of administration prepare a supplemental fiscal estimate if the primary author disagrees with the fiscal estimate for the bill prepared by the state agency.

(4) During the 5-day period under sub. (1), the primary author of an introduced bill may request that the agency which prepared the fiscal estimate rewrite its fiscal estimate. If the agency agrees to rewrite the estimate and the primary author agrees to a delay in the publication of the fiscal estimate, the agency shall immediately notify the department of administration and the legislative reference bureau and the rewritten fiscal estimate, notwithstanding sub. (1), shall be the only original estimate reproduced and

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fiscal esti

(3) If
have not
the vote c
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inserted in the bill jacket envelope, but both the rewritten and the initial fiscal estimate shall be retained by the legislative reference bureau.

JOINT RULE 49. Bills not conforming
... at any time that a bill
... that such

Barman, Mike

From: Barman, Mike
Sent: Friday, February 09, 2001 2:28 PM
To: Rongstad, Tami
Cc: Uecker, Deborah
Subject: FW: Rewriting the original fiscal estimate for AB101

Tami (Rep. Stone's Office) - DOT has agreed to rewrite their FE. I will pull the DOT FE on 2001 AB-101 dated 01/30/2001. The LRB copy will be kept in the drafting file but will not be released (printed). A new FE from DOT on AB-101 should be received within the next week. Please let me know if you have any questions.

Thanks,

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703

-----Original Message-----

From: Buckmaster, Carol
Sent: Friday, February 09, 2001 2:16 PM
To: Uecker, Deborah
Cc: Barman, Mike
Subject: RE: Rewriting the original fiscal estimate for AB101

Deb - DOT has agreed to rewrite the original estimate. Will you be sending an updated draft?

-----Original Message-----

From: Uecker, Deborah
Sent: Friday, February 09, 2001 1:03 PM
To: Buckmaster, Carol
Cc: Barman, Mike
Subject: Rewriting the original fiscal estimate for AB101

Carol, I talked to R.J. Pirlot from Speaker Jensen's office. He said DOT has agreed to rewrite its original estimate for AB101. LRB has not released the first version you sent. Please reply to Mike and myself acknowledging that DOT has agreed to rewrite the original estimate for AB101. We just wanted a written response from DOT.

As far as marking the estimate, mark it as an original. I will just change the returned date once I get your second version of the original estimate.

Deborah A. Uecker

Executive Policy and Budget Analyst
State Budget Office
Department of Administration
101 E. Wilson Street, 10th Floor
deborah.uecker@doa.state.wi.us
Phone: (608) 267-0371
Fax: (608) 267-0372

-----Original Message-----

From: Stone, Jeffrey
Sent: Friday, February 09, 2001 12:14 PM
To: Cook, Robert
Cc: Barman, Mike; Uecker, Deborah; Donlin, James; Pirlot, R.J.
Subject:

Mr. Cook,

Pursuant to Joint Rule 48(4), I request the Department of Transportation rewrite its fiscal estimate of 2001 Assembly Bill 101.

Thank you,

Jeff Stone
State Representative
82nd Assembly District



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
P. O. BOX 2037
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-8522

REFERENCE SECTION: (608) 266-0341
REFERENCE FAX: (608) 266-5648

February 21, 2001

To: Representative Stone

From: Mike Barman
LRB Legal Section – Front Office

Subject: Copy Of (New) Fiscal Estimate

Bill Number: 2001 AB-101
LRB Number: 01-1183/1

Agency/Prepared By: DOT

COPY
for LRB
file

On February 9, 2001 you requested that the “original” fiscal estimate prepared by the Dept. of Transportation (DOT) (Dated: 01/25/2001) for 2001 AB-101 not be released. DOT agreed to rewrite the “original” fiscal estimate.

The new “original” fiscal estimate (Dated: 02/14/2001) by DOT was received by the LRB on February 16, 2001 which met the requirement of “Joint Rule 48 (4)”. Only the new “original” fiscal estimate was released to the Chief Clerk’s office and sent out for printing.

In addition to the new “original”, the LRB copy of the old fiscal estimate by DOT has been included in LRB’s AB-101 drafting file.

If you have any questions you can contact me at 266-3561.