

2001 DRAFTING REQUEST**Bill**Received: **09/15/2000**Received By: **champra**Wanted: **As time permits**

Identical to LRB:

For: **Carol Owens (608) 267-7990**By/Representing: **Herself**This file may be shown to any legislator: **NO**Drafter: **champra**

May Contact:

Alt. Drafters:

Subject: **State Finance - miscellaneous**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Transfers to the budget stabilization fund

Instructions:

Redraft 1999 AB 791

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>
/?	champra 09/15/2000	jdye 09/20/2000					State
/1			jfrantze 09/21/2000		lrb_docadmin 09/21/2000		State
/2	champra 10/18/2000	jdye 10/19/2000	pgreensl 10/24/2000		lrb_docadmin 10/24/2000		State
/3	champra 11/15/2000	jdye 11/15/2000	pgreensl 11/15/2000		lrb_docadmin 11/15/2000	lrb_docadmin 11/16/2000	

FE Sent For:

<END>

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13 11/15 jld

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11/15

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/1		1/2 10/19 jld	jfrantze 09/21/2000	10/20 pb ps	lrb_docadmin 09/21/2000		

FE Sent For:

10/19
PG

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1?	champra	1 jld 9/20	9/20	JM 9/21			

FE Sent For:

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RAC
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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 Sept. 13, 2000

Legislator, agency, or other person requesting this draft Rep. Carol Owens

Person submitting request (name and phone number) Rep. Owens 267-7990

Persons to contact for questions about this draft (names and phone numbers) Jacqueline Zibrowski,
my Research Assistant

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

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). Redraft of 1999 AB 791 (RAC)

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 Would like

to receive by mid-October.

Should we give this request priority over any pending request of this legislator, agency, or person?

YES NO

D-Note

1999-2000 LEGISLATURE
2001-2002

LRB-446872

RAC:jlg:km

LPS-check
auto refs 2001

LRB-0318/1
RAC:jld

1999 ASSEMBLY BILL 791

February 23, 2000 – Introduced by Representatives OWENS, AINSWORTH, GOETSCH, HAHN, HUNDERTMARK, LADWIG, F LASEE, NASS, PORTER, SKINDRUD and SUDER, cosponsored by Senator DRZEWIECKI. Referred to Committee on Ways and Means.

gen. col.

- 1 **AN ACT to affect** 1999 Wisconsin Act 9, section 9258 (1d) of the statutes; **relating**
- 2 **to:** transferring money from the general fund to the budget stabilization fund.

Analysis by the Legislative Reference Bureau

This bill requires the legislative fiscal bureau (LFB) to certify to the joint committee on finance (JCF) the LFB's estimate of the 1999-2000 and 2000-01 net balances of the general fund. Under the bill, subject to a 14-day passive review procedure by JCF, if the estimates exceed the net balances specified in the final amended schedule prepared by the department of administration and approved by JFC, an amount equal to the surplus is transferred from the general fund to the budget stabilization fund. Under current law, moneys in the budget stabilization fund are reserved to provide state revenue stability during periods of below-normal economic activity.

In addition, the bill eliminates a provision that was created in 1999 Wisconsin Act 9 that required the LFB to certify to JCF the LFB's estimate of the 1999-2000 and 2000-01 general fund supported expenditures for general obligation debt service. Under that provision, subject to a 14-day passive review procedure by the joint committee on finance, if the estimates were less than the estimates expenditures specified in the schedule in 1999 Wisconsin Act 9, an amount equal to the difference was to be transferred from the general fund to the budget stabilization fund.

ASSEMBLY BILL 791

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.** 1999 Wisconsin Act 9, section 9258 (1d) ^X of the statutes is repealed.

2 **SECTION 2. Nonstatutory provisions.**

3 (1) TRANSFERS TO BUDGET STABILIZATION FUND.

4 (a) *Legislative fiscal bureau certifications.*

5 1. No later than January 31, 2001, [✓] the legislative fiscal bureau shall certify to
6 the joint committee on finance the bureau's estimate of the 1999–2000 and the
7 2000–01 net balances of the general fund. The bureau's certification of the estimated
8 2000–01 net balance of the general fund under this subdivision shall take into
9 consideration the transfers required under paragraphs (c) and (d). ^{↙ a.r. ↘}

10 2. Copies of the certifications made under this paragraph [✓] shall be provided to
11 the secretary of administration.

12 (b) *Joint committee on finance passive review.* If the cochairpersons of the joint
13 committee on finance do not notify the secretary of administration that the
14 committee has scheduled a meeting for the purpose of reviewing the amounts
15 certified under paragraph (a) 1. ^{↙ a.r.} within 14 working days after the date of the
16 certification, the secretary of administration ^{← a.r.} shall direct that the transfers under
17 paragraphs (c) and (d) ^{↙ a.r. ↘} be made on the basis of the estimated net balances of the
18 general fund certified by the legislative fiscal bureau. If, within 14 working days
19 after the date of the certification, the cochairpersons of the committee notify the
20 secretary of administration that the committee has scheduled a meeting for the
21 purpose of reviewing the amounts certified under paragraph (a) 1., the secretary of

^{↙ a.r. ↘}

ASSEMBLY BILL 791

1 administration shall make the transfers under paragraphs (c) and (d) only after the
2 committee has notified the secretary of administration of the estimated net general
3 fund balances approved by the committee, in which case the secretary of
4 administration shall make the transfers required under paragraphs (c) and (d) on
5 the basis of the estimated net general fund balances approved by the committee.

6 (c) *Transfers based on the certification of the 1999–2000 net general fund*
7 *balance.* If the estimated 1999–2000 net general fund balance, as certified by the
8 legislative fiscal bureau or approved by the joint committee on finance as specified
9 under paragraph (b) 1., exceeds the amount of the estimated 1999–2000 net balance
10 of the general fund in the schedule under section 20.005 (1) of the statutes, as affected
11 by any amendments to the schedule approved under section 20.004 (2) of the
12 statutes, the surplus shall be transferred from the general fund to the budget
13 stabilization fund no later than June 30, 2001.

14 (d) *Transfers based on the certification of the 2000–01 net general fund balance.*
15 If the estimated 2000–01 net general fund balance, as certified by the legislative
16 fiscal bureau or approved by the joint committee on finance as specified under
17 paragraph (b) 1., exceeds the amount of the estimated 2000–01 net balance of the
18 general fund in the schedule under section 20.005 (1) of the statutes, as affected by
19 any amendments to the schedule approved under section 20.004 (2) of the statutes,
20 the surplus shall be transferred from the general fund to the budget stabilization
21 fund no later than June 30, 2001.

22

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0318/3dn

RAC

Jld

Representative Owens:

Per your request, this draft is identical to 1999 Assembly Bill 791. Please note that in order for the bill to achieve your intent the legislature will have to enact the bill before the end of January 2001. The reason is that the legislative fiscal bureau will have to make the necessary certification before January 31, 2001. If you would like for me to provide for a later certification date, please advise. Because you wish for the transfer to occur no later than June 30, 2001, the certification date would necessarily have to be before that date.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0318/1dn
RAC:jld:jf

September 20, 2000

Representative Owens:

Per your request, this draft is identical to 1999 Assembly Bill 791. Please note that in order for the bill to achieve your intent the legislature will have to enact the bill before the end of January 2001. The reason is that the legislative fiscal bureau will have to make the necessary certification before January 31, 2001. If you would like for me to provide for a later certification date, please advise. Because you wish for the transfer to occur no later than June 30, 2001, the certification date would necessarily have to be before that date.

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Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0318/2

RAC:jld:jf

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refs

SOON

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2001 BILL

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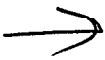
Regen

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In addition, the bill eliminates a provision that was created in 1999 Wisconsin Act 9 that required the LFB to certify to JCF the LFB's estimate of the 1999-2000 and 2000-01 general fund supported expenditures for general obligation debt service. Under that provision, subject to a 14-day passive review procedure by the joint committee on finance, if the estimates were less than the estimates expenditures specified in the schedule in 1999 Wisconsin Act 9, an amount equal to the difference was to be transferred from the general fund to the budget stabilization fund.



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

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4 (a) *Legislative fiscal bureau certifications.*

5 1. No later than ~~January~~^{March} 31, 2001, the legislative fiscal bureau shall certify to
6 the joint committee on finance the bureau's estimate of the 1999–2000 and the
7 2000–01 net balances of the general fund. The bureau's certification of the estimated
8 2000–01 net balance of the general fund under this subdivision shall take into
9 consideration the transfers required under paragraphs (c) and (d). ^{↙ a.r. ↘}

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16 certification, the secretary of administration shall direct that the transfers under
17 paragraphs (c) and (d) be made on the basis of the estimated net balances of the
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2 committee has notified the secretary of administration of the estimated net general
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5 the basis of the estimated net general fund balances approved by the committee.

6 (c) *Transfers based on the certification of the 1999-2000 net general fund*
7 *balance.* If the estimated 1999-2000 net general fund balance, as certified by the
8 legislative fiscal bureau or approved by the joint committee on finance as specified
9 under paragraph (b) 1., exceeds the amount of the estimated 1999-2000 net balance
10 of the general fund in the schedule under section 20.005 (1) of the statutes, as affected
11 by any amendments to the schedule approved under section 20.004 (2) of the
12 statutes, ^{one-half of} the surplus shall be transferred from the general fund to the budget
13 stabilization fund no later than June 30, 2001.

14 (d) *Transfers based on the certification of the 2000-01 net general fund balance.*
15 If the estimated 2000-01 net general fund balance, as certified by the legislative
16 fiscal bureau or approved by the joint committee on finance as specified under
17 paragraph (b) 1., exceeds the amount of the estimated 2000-01 net balance of the
18 general fund in the schedule under section 20.005 (1) of the statutes, as affected by
19 any amendments to the schedule approved under section 20.004 (2) of the statutes,
20 ^{one-half of} the surplus shall be transferred from the general fund to the budget stabilization
21 fund no later than June 30, 2001.

22 (END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0318/2 3

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7 2000–01 net balances of the general fund. The bureau's certification of the estimated
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8 legislative fiscal bureau or approved by the joint committee on finance as specified
9 under paragraph (b) 1., exceeds the amount of the estimated 1999–2000 net balance
10 of the general fund in the schedule under section 20.005 (1) of the statutes, as affected
11 by any amendments to the schedule approved under section 20.004 (2) of the
12 statutes, ~~one-half~~^{75%} of the surplus shall be transferred from the general fund to the
13 budget stabilization fund no later than June 30, 2001.

14 (d) *Transfers based on the certification of the 2000–01 net general fund balance.*
15 If the estimated 2000–01 net general fund balance, as certified by the legislative
16 fiscal bureau or approved by the joint committee on finance as specified under
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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

November 15, 2000

MEMORANDUM

To: Representative Owens

From: Rick A. Champagne, Senior Attorney

Re: LRB-0318 Transfers to the budget stabilization fund

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) 266-9930 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.