Bill

Received: 09/10/2001					Received By: jkreye			
Wanted	: Soon			Identical to LRB:				
For: Jos	seph Leibham	(608) 266-065		By/Representing:	dan			
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Bill

Received: 09/10/2001					Received By: jkreye			
Wanted	l: Soon	Identical to LRB: By/Representing: dan						
For: Jo	seph Leibham							
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Received: 09/10/2001			Received By: jkreye						
Wanted.	Wanted. Soon For: Joseph Leibham (608) 266-0656				Identical to LRB: By/Representing: dan				
For: Jose									
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Received: 09/10/2001					Received By: jkreye				
Wanted:	Wanted: Soon				Identical to LRB:				
For: Jose	eph Leibham	(608) 266-0656			By/Representing:	dan			
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Bill

Received:	09/10/2001
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Received By: jkreye

Wanted: Soon

Identical to LRB:

For: Joseph Leibham (608) 266-0656

By/Representing: dan

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

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Subject:

Shared Revenue

Extra Copies:

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Pre Topic:

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Topic:

Expenditure restraint: budget test changes and accumulation of budget surpluses by municipalities

Instructions:

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State of Misconsin 2001 - 2002 LEGISLATURE

LRB-3745/2 JK&MES:

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

in 9-10-01 (olive Friday 9-14

D-N

AN ACT ...; relating to: the eligibility for expenditure restraint shared revenue payments.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

SECTION 1. 79.05 (2) (c) of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

79.05 (2) (c) Its municipal budget; exclusive of principal and interest on long-term debt and exclusive of revenue sharing payments under s. 66.0305, amounts paid from a segregated account under s. 66.0602, and recycling fee payments under s. 289.645; for the year of the statement under s. 79.015 increased over its municipal budget as adjusted under sub. (6); exclusive of principal and interest on long-term debt and exclusive of revenue sharing payments under s.

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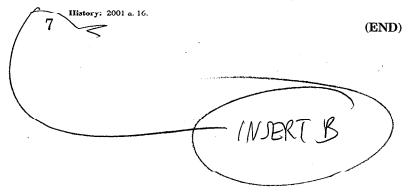
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66.0305, amounts paid from a segregated account under s. 66.0602, and recycling fee payments under s. 289.645; for the year before that year by less than the sum of the inflation factor and the valuation factor, rounded to the nearest 0.10% plus 50% of the difference between the municipality's allowable budget to be eligible for a payment under this section, as determined in the prior year, and the municipality's adopted budget, as determined in the prior year.



ARC:.....Jefferson - AM60, Expenditure restraint, budget test changes, accumulation of budget surpluses by municipalities

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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At the locations indicated, amend the substitute amendment as follows:

2 Page 680, line 5: after that line insert:

SECTION 2028h. 66.0602 of the statutes is created to read:

66.0602 Accumulation of reserves for specified purposes. (1) Any city, village, or town may accumulate cash or other liquid assets in nonlapsing reserve funds for any of the purposes specified in sub. (2) if the reserve funds are kept in segregated accounts in the municipal treasury. Each reserve fund must have a designated, specific purpose for which the cash or other assets are being accumulated, and may be spent only for the specified purpose.



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- (2) Cash or other liquid assets in reserve funds may be accumulated for any of the following purposes:
 - (a) The purchase of a capital asset that is expected to last at least several years.
 - (b) The construction or repair of public infrastructure.
 - (c) The payment or financing of recovery or rebuilding costs that are

6 necessitated by a natural disaster.".

END OF INJERTA

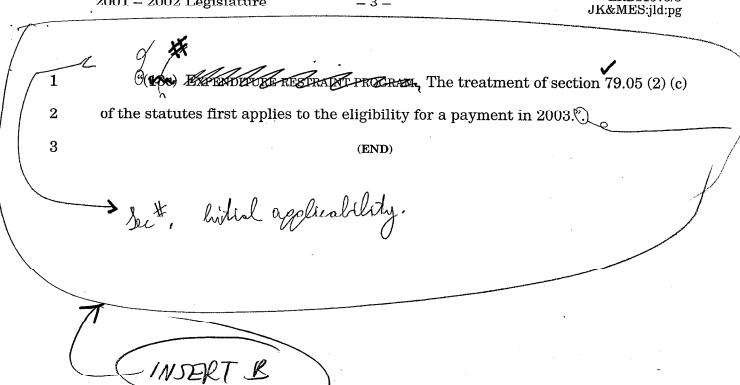
2 Page 854, line 3: after that line insert:

SECTION 2285m. 79.05 (2) (c) of the statutes is amended to read:

79.05(2) (c) Its municipal budget, exclusive of excluding principal and interest on long-term deat and exclusive of payments of the, revenue sharing payments paid by the municipality under s. 66.0305, as provided by rule by the department of revenue, amounts paid from a segregated account under s. 66.0602, and recycling fee payments under s. 289.645; for the year of the statement under s. 79.015 increased over its municipal budget as adjusted under sub. (6), exclusive of; excluding principal and interest on long-term debt and exclusive of payments of the, revenue sharing payments paid by the municipality under s. 66.0305, as provided by rule by the department of revenue, amounts paid from a segregated account under s. 66.0602, and recycling fee payments under s. 289.645; for the year before that year by less than the sum of the inflation factor and the valuation factor, rounded to the nearest 0.10% plus 50% of the difference between the municipality's allowable budget to be eligible for a payment under this section, as determined in the prior year, and the municipality's adopted budget, as determined in the prior year.

3. Page 1406, line 9: after that line insert.

A Dia



DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3745 dn
JK&MES:

Representative Leibham:

Please review this dreft carefully to ensure that it is consistent with your intent. This bill is based on the Assembly Republican Caucus amendment LRBb1575/3. I suggest having Rick Olin at the Legislative Fiscal Bureau review the bill. If you have any questions, please contact me.

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-3745/P1dn JK:jld:pg

September 10, 2001

Representative Leibham:

Please review this bill carefully to ensure that it is consistent with your intent. This bill is based on the Assembly Republican Caucus amendment LRBb1575/3. I suggest having Rick Olin at the Legislative Fiscal Bureau review the bill. If you have any questions, please contact me.

Joseph T. Kreye Legislative Attorney Phone: (608) 266–2263

E-mail: joseph.kreye@legis.state.wi.us

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State of Misconsin 2001 - 2002 LEGISLATURE

LRB-3745/p1 JK&MES:jld/pg

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION



Re

AN ACT to amend 79.05 (2) (c); and to create 66.0602 of the statutes; relating

to: the eligibility for expenditure restraint shared revenue payments.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

SECTION 1. 66.0602 of the statutes is created to read:

66.0602 Accumulation of reserves for specified purposes. (1) Any city, village, or town may accumulate cash or other liquid assets in nonlapsing reserve funds for any of the purposes specified in sub. (2) if the reserve funds are kept in segregated accounts in the municipal treasury. Each reserve fund must have a designated, specific purpose for which the cash or other assets are being accumulated, and may be spent only for the specified purpose.

(2) Cash or other liquid assets in reserve funds may be accumulated for any of the following purposes:

22

1	(a) The purchase of a capital asset that is expected to last at least several years.
2	(b) The construction or repair of public infrastructure.
3	(c) The payment or financing of recovery or rebuilding costs that are
4	necessitated by a natural disaster.
5	SECTION 2. 79.05 (2) (c) of the statutes, as affected by 2001 Wisconsin Act 16,
6	is amended to read:
7	79.05 (2) (c) Its municipal budget; exclusive of principal and interest on
8	long-term debt and exclusive of revenue sharing payments under s. 66.0305,
9	amounts paid from a segregated account under s. 66.0602, and recycling fee
10	payments under s. 289.645; for the year of the statement under s. 79.015 increased
11	over its municipal budget as adjusted under sub. (6); exclusive of principal and
12	interest on long-term debt and exclusive of revenue sharing payments under s.
13	66.0305, amounts paid from a segregated account under s. 66.0602, and recycling fee
14	payments under s. 289.645; for the year before that year by less than the sum of the
15)	inflation factor and the valuation factor, rounded to the nearest 0.10% plus woof
16	the difference between the municipality's allowable budget to be eligible for a
17	payment under this section, as determined in the prior year, and the municipality's
18	adopted budget, as determined in the prior year.
19	SECTION 3. Initial applicability.
20	(1) The treatment of section 79.05 (2) (c) of the statutes first applies to the
21	eligibility for a payment in 2003.

(END)

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State of Misconsin 2001 - 2002 LEGISLATURE

LRB-3745/P2 JK&MES:jld&cjs:kjf

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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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AN ACT to amend 79.05 (2) (c); and to create 66.0602 of the statutes; relating

to: the eligibility for expenditure restraint shared revenue payments.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

SECTION 1. 66.0602 of the statutes is created to read:

66.0602 Accumulation of reserves for specified purposes. (1) Any city, village, or town may accumulate cash or other liquid assets in nonlapsing reserve funds for any of the purposes specified in sub. (2) if the reserve funds are kept in segregated accounts in the municipal treasury. Each reserve fund must have a designated, specific purpose for which the cash or other assets are being accumulated, and may be spent only for the specified purpose.

(2) Cash or other liquid assets in reserve funds may be accumulated for any of the following purposes:

1	(a) The purchase of a capital asset that is expected to last at least several years.
2	(b) The construction or repair of public infrastructure.
3	(c) The payment or financing of recovery or rebuilding costs that are
4	necessitated by a natural disaster.
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6	is amended to read:
, 7	79.05 (2) (c) Its municipal budget; exclusive of principal and interest on
8	long-term debt and exclusive of revenue sharing payments under s. 66.0305,
9	amounts paid from a segregated account under s. 66.0602, and recycling fee
10	payments under s. 289.645; for the year of the statement under s. 79.015 increased
11	over its municipal budget as adjusted under sub. (6); exclusive of principal and
12	interest on long-term debt and exclusive of revenue sharing payments under s.
13	66.0305, amounts paid from a segregated account under s. 66.0602, and recycling fee
14	payments under s. 289.645; for the year before that year by less than the sum of the
15	inflation factor and the valuation factor, rounded to the nearest 0.10% plus 25% of
16	the difference between the municipality's allowable budget to be eligible for a
17	payment under this section, as determined in the prior year, and the municipality's
18	adopted budget, as determined in the prior year.
19	SECTION 3. Initial applicability.

(1) The treatment of section 79.05 (2) (c) of the statutes first applies to the eligibility for a payment in 2003.

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2001–2002 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

Insert A

Under current law, a municipality that imposes a property tax levy rate of more than five mills receives a payment under the expenditure restraint program, if any increase in the municipality's budget for the year; less principal and interest on long—term debt, shared revenue payments, and recycling fee payments; as compared to its budget for the previous year; less principal and interest on long—term debt, shared revenue payments, and recycling fee payments; is no more than the allowable increase under the program. The allowable increase is based, generally, on the property value in the municipality and the inflation rate.

Under this bill, a municipality may create a segregated reserve fund to be used to purchase a capital asset that is expected to last several years, to construct or repair public infrastructure, or to pay or finance recovery or rebuilding costs that are necessitated by a natural disaster. Under the bill, a municipality that imposes a property tax levy rate of more than five mills receives a payment under the expenditure restraint program, if any increase in the municipality's budget for the year; less principal and interest on long—term debt, shared revenue payments, recycling fee payments, and amounts paid from a segregated reserve fund; as compared to its budget for the previous year; less principal and interest on long—term debt, shared revenue payments, recycling fee payments, and amounts paid from a segregated reserve fund; is no more than the allowable increase under the program, plus 25% of the difference between the municipality's allowable budget to be eligible for a payment under the program and its adopted budget.

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

Kreye, Joseph

To: Cc: Leibham, Joseph Lindstedt, Daniel

Subject:

Analysis for LRB-3745

Please review the following revision to the 2nd paragraph of the analysis for LRB-3745:

"Under this bill, a municipality may create a segregated reserve fund decount to be used to purchase a capital asset that is expected to last several years, to construct or repair public infrastructure, or to pay of finance recovery or rebuilding costs that are necessitated by a natural disaster. Amounts paid from such an account are not considered in the calculation of payments under the expenditure restraint program. Also, under the bill, if the increase in a municipality's adopted budget for the year is less than the allowable increase under the expenditure restraint program, the municipality may increase its budget in the following year by an amount equal to the allowable increase, plus 25% of the difference between its adopted budget in the previous year and the allowable increase in the previous year, and still be eligible for a payment under the expenditure restraint program."

Jund

Please respond with your comments at your earliest convenience.

Joe Berlhom -11-8-01- Q = regregated reserve fund
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Joseph T. Kreye Legislative Attorney Legislative Reference Bureau (608) 266-2263

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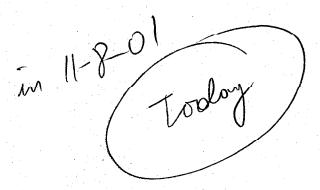


State of Misconsin 2001 - 2002 LEGISLATURE

LRB-3745/ JK&MES:jld&cjs:kjf

2001 BILL

RM not R



AN ACT to amend 79.05 (2) (c); and to create 66.0602 of the statutes; relating

to: the eligibility for expenditure restraint shared revenue payments.

Analysis by the Legislative Reference Bureau

Under current law, a municipality that imposes a property tax levy rate of more than five mills receives a payment under the expenditure restraint program, if any increase in the municipality's budget for the year; less principal and interest on long-term debt, shared revenue payments, and recycling fee payments; as compared to its budget for the previous year; less principal and interest on long-term debt, shared revenue payments, and recycling fee payments; is no more than the allowable increase under the program. The allowable increase is based, generally, on the property value in the municipality and the inflation rate.

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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:

SECTION 1. 66.0602 of the statutes is created to read:

- 66.0602 Accumulation of reserves for specified purposes. (1) Any city, village, or town may accumulate cash or other liquid assets in nonlapsing reserve funds for any of the purposes specified in sub. (2) if the reserve funds are kept in segregated accounts in the municipal treasury. Each reserve fund must have a designated, specific purpose for which the cash or other assets are being accumulated, and may be spent only for the specified purpose.
- (2) Cash or other liquid assets in reserve funds may be accumulated for any of the following purposes:
 - (a) The purchase of a capital asset that is expected to last at least several years.
 - (b) The construction or repair of public infrastructure.
- (c) The payment or financing of recovery or rebuilding costs that are necessitated by a natural disaster.
- **SECTION 2.** 79.05 (2) (c) of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:
- 79.05 (2) (c) Its municipal budget; exclusive of principal and interest on long-term debt and exclusive of revenue sharing payments under s. 66.0305, amounts paid from a segregated account under s. 66.0602, and recycling fee payments under s. 289.645; for the year of the statement under s. 79.015 increased over its municipal budget as adjusted under sub. (6); exclusive of principal and interest on long-term debt and exclusive of revenue sharing payments under s.

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SECTION 3. Initial applicability.

(1) The treatment of section 79.05 (2) (c) of the statutes first applies to the eligibility for a payment in 2003.

(END)

2001–2002 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3745/1ins JK&MES:jld&cjs:kjf

Insert A

Amounts paid from such a fund are not considered in the calculation of payments under the expenditure restraint program. Also, under the bill, if the increase in a municipality's adopted budget for the year is less than the allowable increase under the expenditure restraint program, the municipality may increase its budget in the following year by an amount equal to the allowable increase, plus 25% of the difference between its adopted budget in the previous year and the allowable increase in the previous year, and still be eligible for a payment under the expenditure restraint program.

End of Insert A



STEPHEN R. MILLER

State of Misconsin

LEGISLATIVE REFERENCE BUREAU

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

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

November 8, 2001

MEMORANDUM

To:

Representative Leibham

From:

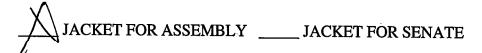
Joseph T. Kreye, Legislative Attorney

Re:

LRB-3745/2 Expenditure restraint: budget test changes and accumulation of budget

surpluses by municipalities

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.



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.