

2001 DRAFTING REQUEST

Bill

Received: **01/11/2002**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Caucutt**

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

Drafter: **kunkemd**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous
Higher Education - UW System
Military Affairs - national guar**

Extra Copies: **DAK, PG, RPN**

Submit via email: **NO**

Pre Topic:

DOA:.....Caucutt -

Topic:

Energy costs for UW-System, Health and Family Services, and Military Affairs

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	kunkemd	csicilia	rschluet	_____	lrb_docadmin 01/14/2002		State																					
	01/11/2002	01/11/2002	01/11/2002	_____					kunkemd	gilfokm		_____				01/14/2002	01/14/2002		_____	/2			jfrantze	_____	lrb_docadmin 01/14/2002		State	
	kunkemd	gilfokm		_____																								
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/1	kunkemd 01/11/2002	csicilia 01/11/2002	rschluet 01/11/2002	_____	lrb_docadmin 01/14/2002		State

FE Sent For:

12-1/14
KMG
1/14
<END>

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1/?	kunkemd	/ 1 gjs 1/11/02	9	Sum			

1-11-2

FE Sent For:

<END>

Uecker, Deborah

From: Caucutt, Dan
Sent: Thursday, January 03, 2002 9:39 AM
To: Miller, Steve
Cc: Schmiedicke, David; Johnston, James; Uecker, Deborah; Dombrowski, Cynthia
Subject: Drafting Request

Steve:

We are interested in including a provision in the adjustment bill which makes it possible for the DOA secretary to use energy conservation and efficiency renewable resource grants funds under s.20.505(3)(s) to pay fuel and utility costs of certain state agencies -- UWS, Corrections and HFS. These SEG funds would supplant the GPR currently budgeted in those utility appropriations.

The amount that we would like the authority to use in this way is \$22,300,000 in FY02 (only).

I haven't thought through the specific mechanics of how this could be done. One way would be to simply have a non-stat provision which "notwithstanding" other spending restrictions on the SEG funds but allowed the secretary to pay utility costs (in general or enumerated agencies as above) from the 505(3)(s) account and at the same time put the GPR saved into unallotted reserve to lapse in the affected agencies. The general fund condition statement would carry an itemized lapse of \$20.3 million.

A variation would be to create a one-time appropriation under 20.855 with the \$20.3 million budgeted and funded by explicit transfer of funds from the DOA 3(s) account.

An additional variation would be to do the preceding and also take down the three agencies' utility GPR appropriations by the \$20.3 million in FY02.

Specific preferences may emerge from our end on the desired approach. In the mean time, could a drafter consider this concept as advise of an attending issues?

Kunkel, Mark

From: Caucutt, Dan
Sent: Friday, January 04, 2002 4:08 PM
To: Kunkel, Mark
Cc: Uecker, Deborah; Dombrowski, Cynthia
Subject: FW: Drafting Request

Hi Mark

Got some additional clarification on how we want to handle this. We would like to have the following:

- nonstat language authorizing the secretary of administration to the use of \$22,300,000 of 505(3)(s) funds to pay for energy costs in FY02 in three agencies
 UWS \$ for 20.285(1)(c) (amts in schedule) $\$51.7M$ | $\$50.1M$
 HFS \$ etc $\rightarrow 20.435(2)(f)$ (amts in the schedule) $\$2.4M$ | $\$2.5M$
 DOC \$ etc $\rightarrow 20.410(1)(f)$ (amts in schedule)

I don't yet have the numbers for the allocation yet, but will ship them over Monday.

$\$13.0M$ | $\$13.2M$

- The provision would be repealed June 30, 2002.
- The secretary of DOA should be directed to place into unallotted reserves of the respective energy appropriations the amounts paid from the 505(3)(s) appropriation. These GPR funds would then lapse on June 30, 2002.

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

From: Kuesel, Jeffery
Sent: Thursday, January 03, 2002 5:54 PM
To: Caucutt, Dan
Subject: FW: Drafting Request

Dan,
Mark Kunkel now has this request.

Jeff

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

From: Miller, Steve
Sent: Thursday, January 03, 2002 1:54 PM
To: Caucutt, Dan
Cc: Kuesel, Jeffery
Subject: RE: Drafting Request

Dan,
I referred this to Jeff Kuesel, who will either draft it or enlist others to work on it.
SRM

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

From: Caucutt, Dan
Sent: Thursday, January 03, 2002 9:39 AM
To: Miller, Steve
Cc: Schmiedicke, David; Johnston, James; Uecker, Deborah; Dombrowski, Cynthia
Subject: Drafting Request

Steve:

We are interested in including a provision in the adjustment bill which makes it possible for the DOA secretary to use energy conservation and efficiency renewable resource grants funds under s.20.505(3)(s) to pay fuel and utility costs

- appropriate changes

- new app. for each agency

From Fund, amts in schedule

- No money may be encumbered over deadline

- Lowy - stat (not a prob.)

- energy conserv - some support for energy costs

- energy costs -

what if not enough in Lowy?

of certain state agencies -- UWS, Corrections and HFS. These SEG funds would supplant the GPR currently budgeted in those utility appropriations.

The amount that we would like the authority to use in this way is \$22,300,000 in FY02 (only).

I haven't thought through the specific mechanics of how this could be done. One way would be to simply have a non-stat provision which "notwithstanding" other spending restrictions on the SEG funds but allowed the secretary to pay utility costs (in general or enumerated agencies as above) from the 505(3)(s) account and at the same time put the GPR saved into unallotted reserve to lapse in the affected agencies. The general fund condition statement would carry an itemized lapse of \$20.3 million.

A variation would be to create a one-time appropriation under 20.855 with the ~~\$20.3~~ million budgeted and funded by explicit transfer of funds from the DOA 3(s) account.

misc. appropriations
\$ 22.3

An additional variation would be to do the preceding and also take down the three agencies' utility GPR appropriations by the \$20.3 million in FY02.

Specific preferences may emerge from our end on the desired approach. In the mean time, could a drafter consider this concept as advise of an attending issues?



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4678/1

MDK:/:/:...

cjs

DOA:.....Caucutt - Energy costs for UW-System, Corrections, and Health and Family Services

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

Do not get

1 AN ACT ...; relating to: funding of energy costs for the University of Wisconsin
2 System, department of corrections, and department of health and family
3 services, and making appropriations.

Analysis by the Legislative Reference Bureau

CORRECTIONAL SYSTEM ✓

ADULT CORRECTIONAL SYSTEM ✓

This bill replaces a portion of the general purpose revenue funding of energy costs for the state correctional institutions in fiscal year 2001-02 with moneys from the utility public benefits fund.

EDUCATION ✓

HIGHER EDUCATION ✓

This bill replaces a portion of the general purpose revenue funding of energy costs for the University of Wisconsin System in fiscal year 2001-02 with moneys from the utility public benefits fund.

HUMAN BOLD CAPS

HEALTH AND FAMILY SERVICES

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES

This bill replaces a portion of the general purpose revenue funding of energy costs for mental health institutions and centers for the developmentally disabled in fiscal year 2001-02 with moneys from the utility public benefits fund.

ILLNESS

1 20.285 (1) (s) *Energy costs; public benefits funding.* From the utility public
2 benefits fund, the amounts in the schedule to pay for utilities and for fuel, heat and
3 air conditioning, and to pay costs incurred under ss. 16.858 and 16.895, including all
4 operating costs recommended by the department of administration that result from
5 the installation of pollution abatement equipment in state-owned or operated
6 heating, cooling or power plants, by or on behalf of the board of regents. No moneys
7 may be encumbered from this appropriation after June 30, 2002.

8 **SECTION 3.** 20.410 (1) (r) of the statutes is created to read:

9 20.410 (1) (r) *Energy costs; public benefits funding.* From the utility public
10 benefits fund, the amounts in the schedule to be used at state correctional
11 institutions to pay for utilities and for fuel, heat, and air conditioning and to pay costs
12 incurred by or on behalf of the department under ss. 16.858 and 16.895. No moneys
13 may be encumbered from this appropriation after June 30, 2002.

14 **SECTION 4.** 20.435 (2) (r) of the statutes is created to read:

15 20.435 (2) (r) *Energy costs; public benefits funding.* From the utility public
16 benefits fund, the amounts in the schedule to be used at mental health institutes and
17 centers for the developmentally disabled to pay for utilities and for fuel, heat, and
18 air conditioning and to pay costs incurred by or on behalf of the department under
19 ss. 16.858 and 16.895. No moneys may be encumbered from this appropriation after
20 June 30, 2002.

21 **SECTION 5.** 20.505 (3) (s) of the statutes, as affected by 2001 Wisconsin Act 16,
22 is amended to read:

23 20.505 (3) (s) *Energy conservation and efficiency and renewable resource*
24 *grants.* From the utility public benefits fund, a sum sufficient equal to the difference
25 between the unencumbered balance in the utility public benefits fund on the effective

SECTION 5

1 date of this paragraph ... [revisor inserts date], and the sum of the amounts shown
2 in the schedule under s. 20.005 (3) for the appropriations under pars. (r) and (rr) and
3 the ~~appropriations~~ ^{amounts appropriated} under ss. 20.285 (1) (s), 20.410 (1) (r), 20.435 (2) (r), and 20.505

4 (3) (q), for energy conservation and efficiency and renewable resource grants under
5 s. 16.957 (2) (b) 1. and to make the transfer to the air quality improvement fund under
6 s. 16.958 (2) (a).

STET: leave as typed

STET: leave as typed

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; 1995 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; 1999 a. 5, 9, 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905.

7 **SECTION 6.** 20.505 (3) (s) of the statutes, as affected by 2001 Wisconsin Act 16

8 and 2001 Wisconsin Act ... (this act), is repealed and recreated to read:

9 20.505 (3) (s) *Energy conservation and efficiency and renewable resource*
10 *grants.* From the utility public benefits fund, a sum sufficient for energy
11 conservation and efficiency and renewable resource grants under s. 16.957 (2) (b) 1.
12 and to make the transfer to the air quality improvement fund under s. 16.958 (2) (a).

13 **SECTION 9211. Appropriation changes; corrections.**

14 (1) ENERGY COSTS. In the schedule under section 20.005 (3) of the statutes for
15 the appropriation to the department of corrections under section 20.410 (1) (f) of the
16 statutes, as affected by the acts of 2001, the dollar amount is decreased by \$**** for
17 fiscal year 2001-02 to reflect funding of energy costs from the utility public benefits
18 fund.

19 **SECTION 9223. Appropriation changes; health and family services.**

20 (1) ENERGY COSTS. In the schedule under section 20.005 (3) of the statutes for
21 the appropriation to the department of health and family services under section
22 20.435 (2) (f) of the statutes, as affected by the acts of 2001, the dollar amount is

1 decreased by \$**** for fiscal year 2001-02 to reflect funding of energy costs from the
2 utility public benefits fund. ✓

3 **SECTION 9256. Appropriation changes; University of Wisconsin System.**

4 (1) ENERGY COSTS. In the schedule under section 20.005 (3) of the statutes for
5 the appropriation to the board of regents of the University of Wisconsin System ✓
6 under section 20.285 (1) (c) of the statutes, as affected by the acts of 2001, the dollar ✓
7 amount is decreased by \$**** for fiscal year 2001-02 to reflect funding of energy costs
8 from the utility public benefits fund. ✓

9 **SECTION 9401. Effective dates; administration.**

10 (1) UTILITY PUBLIC BENEFITS FUND. The repeal and recreation of section 20.505
11 (3) (s) of the statutes takes effect on July 1, 2002. ✓

12 (END)

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

LRB-4678/1dn

MDK:.....



Dan Caucutt:

Please contact me when you know the dollar amounts for the energy cost appropriations so that I can fix the references to "\$****" in this bill.

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us

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

LRB-4678/1dn
MDK:cjs:rs

January 11, 2002

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Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us

Kunkel, Mark

From: Caucutt, Dan
Sent: Monday, January 14, 2002 1:38 PM
To: Kunkel, Mark
Subject: FW: LRB Draft: 01-4678/1 Energy costs for UW-System, Corrections, and Health and Family Services

Mark: This is drafted differently than we intended: The draft reduces the GPR utility appropriations by the amounts of the public benefits amounts. We wanted only to lapse the corresponding GPR amounts (by directive to the secretary of DOA).

Also, the three agencies are now; UWS, HFS and Military affairs

The amounts going into the three seg appropriations are:

	FY02	FY03
UW	4,150,000	12,000,000 17,122,600
HFS	0	600,000 -
DMA	0	427,400 -

The amounts that would be placed in unallotted reserve to lapse:

285(1)(c)	\$1,850,000	\$12,000,000	} 17,122,600
435(2)(f)	0	\$ 600,000	
465(1)(f)	0	\$ 427,400	

→ 17,122,600
→ of DSA must appear as expenditure of these amts

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

From: Schlueter, Ron
Sent: Friday, January 11, 2002 6:07 PM
To: Caucutt, Dan
Cc: Uecker, Deborah; Hanaman, Cathlene; Haugen, Caroline
Subject: LRB Draft: 01-4678/1 Energy costs for UW-System, Corrections, and Health and Family Services

Following is the PDF version of draft 01-4678/1.



01-4678/1



01-4678/1dn

6-0777

Hagen, Heather

From: Hanaman, Cathlene
Sent: Monday, January 14, 2002 2:25 PM
To: Hagen, Heather
Subject: FW: LRB Draft: 01-4678/1 Energy costs for UW-System, Corrections, and Health and Family Services

Could you print Mark's message on the color printer. I no longer have that option, and it is necessary for the file.

From: Caucutt, Dan
Sent: Monday, January 14, 2002 2:08 PM
To: Grant, Peter; Kunkel, Mark
Subject: FW: LRB Draft: 01-4678/1 Energy costs for UW-System, Corrections, and Health and Family Services

Revisions in red. UW "lapse" should be lower in FY02 than the amount transferred.

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

From: Caucutt, Dan
Sent: Monday, January 14, 2002 1:38 PM
To: Kunkel, Mark
Subject: FW: LRB Draft: 01-4678/1 Energy costs for UW-System, Corrections, and Health and Family Services

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	FY02	FY03
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HFS		600,000 -
DMA		427,400 -

The amounts that would be placed in unallotted reserve to lapse:

285(1)(c) ✓	\$1,850,000	\$17,122,600	← RED
435(2)(f) ✓	0	\$ 600,000	
465(1)(f) ✓	0	\$ 427,400	

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01-4678/1



01-4678/1dn

D-NOTE

and Military Affairs

3 PG

STET

DOA:.....Caucutt - Energy costs for UW-System, ~~Corrections~~ ~~and~~ ~~Health~~ and Family Services

KMG

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

1

AN ACT ^{DONIT GEN.} relating to: funding of energy costs for the University of Wisconsin System, ~~department of corrections~~ ^{and} ~~and~~ department of health and family services, and making appropriations.

military affairs

2
3

Analysis by the Legislative Reference Bureau

CORRECTIONAL SYSTEM

ADULT CORRECTIONAL SYSTEM

This bill replaces a portion of the general purpose revenue funding of energy costs for the state correctional institutions in fiscal year 2001-02 with moneys from the utility public benefits fund.

EDUCATION

HIGHER EDUCATION

This bill replaces a portion of the general purpose revenue funding of energy costs for the University of Wisconsin System in fiscal year 2001-02 with moneys from the utility public benefits fund.

HEALTH AND HUMAN SERVICES

MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

This bill replaces a portion of the general purpose revenue funding of energy costs for mental health institutions and centers for the developmentally disabled in fiscal year 2001-02 with moneys from the utility public benefits fund.

INSEAT IA

INSEAT IB

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. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
2 the following amounts for the purposes indicated:

3 2001-02 2002-03

4 **20.285 University of Wisconsin System**

5 (1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC
6 SERVICE

17,122,600

7 (s) Energy costs; public benefits
8 funding

4,150,000
1M

SEG A

20



9

10 **20.410 Corrections, department of**

11 (1) ADULT CORRECTIONAL SERVICES
12 (r) Energy costs; public benefits
13 funding

SEG A

*** -0-

14 2001-02 2002-03

15 **20.435 Health and family services, department**
16 **of**

17 (2) CARE AND TREATMENT FACILITIES
18 (r) Energy costs; public benefits
19 funding

-0-
1M

SEG A

600,000

20

20 SECTION 2. 20.285 (1) (s) of the statutes is created to read:

INSERT 2-19 V

1 20.285 (1) (s) *Energy costs; public benefits funding.* From the utility public
 2 benefits fund, the amounts in the schedule to pay for utilities and for fuel, heat^v and
 3 air conditioning, and to pay costs incurred under ss. 16.858 and 16.895, including all
 4 operating costs recommended by the department of administration that result from
 5 the installation of pollution abatement equipment in state-owned or ^{state-}operated
 6 heating, cooling^v or power plants, by or on behalf of the board of regents. No moneys
 7 may be encumbered from this appropriation after June 30, 2002. (3)

8 **SECTION 3.** 20.410 (1) (r) of the statutes is created to read:
 9 20.410 (1) (r) *Energy costs; public benefits funding.* From the utility public
 10 benefits fund, the amounts in the schedule to be used at state correctional
 11 institutions to pay for utilities and for fuel, heat, and air conditioning and to pay costs
 12 incurred by or on behalf of the department under ss. 16.858 and 16.895. No moneys
 13 may be encumbered from this appropriation after June 30, 2002.

14 **SECTION 4.** 20.435 (2) (r) of the statutes is created to read:
 15 20.435 (2) (r) *Energy costs; public benefits funding.* From the utility public
 16 benefits fund, the amounts in the schedule to be used at mental health institutes and
 17 centers for the developmentally disabled to pay for utilities and for fuel, heat, and
 18 air conditioning and to pay costs incurred by or on behalf of the department under
 19 ss. 16.858 and 16.895. No moneys may be encumbered from this appropriation after
 20 June 30, 2002. (3)

21 **SECTION 5.** 20.505 (3) (s) of the statutes, as affected by 2001 Wisconsin Act 16,
 22 is amended to read:
 23 20.505 (3) (s) *Energy conservation and efficiency and renewable resource*
 24 *grants.* From the utility public benefits fund, a sum sufficient equal to the difference
 25 between the unencumbered balance in the utility public benefits fund on the effective

INSERT 3-20 ✓

20.465 (1)(r)

1 date of this paragraph [revisor inserts date], and the sum of the amounts shown
 2 in the schedule under s. 20.005 (3) for the appropriations under pars. (r) and (rr) and
 3 the amounts appropriated under ss. 20.285 (1) (s), ~~20.410 (1)(g)~~ 20.435 (2) (r), and
 4 20.505 (3) (q), for energy conservation and efficiency and renewable resource grants
 5 under s. 16.957 (2) (b) 1. and to make the transfer to the air quality improvement fund
 6 under s. 16.958 (2) (a).

7 **SECTION 6.** 20.505 (3) (s) of the statutes, as affected by 2001 Wisconsin Act
 8 (this act), is repealed and recreated to read:

9 20.505 (3) (s) *Energy conservation and efficiency and renewable resource*
 10 *grants.* From the utility public benefits fund, a sum sufficient for energy
 11 conservation and efficiency and renewable resource grants under s. 16.957 (2) (b) 1.
 12 and to make the transfer to the air quality improvement fund under s. 16.958 (2) (a).

13 **SECTION 9211. Appropriation changes; corrections.**

14 (1) ENERGY COSTS. In the schedule under section 20.005 (3) of the statutes for
 15 the appropriation to the department of corrections under section 20.410 (1) (f) of the
 16 statutes, as affected by the acts of 2001, the dollar amount is decreased by \$**** for
 17 fiscal year 2001-02 to reflect funding of energy costs from the utility public benefits
 18 fund.

19 **SECTION 9223. Appropriation changes; health and family services.**

20 (1) ENERGY COSTS. In the schedule under section 20.005 (3) of the statutes for
 21 the appropriation to the department of health and family services under section
 22 20.435 (2) (f) of the statutes, as affected by the acts of 2001, the dollar amount is
 23 decreased by \$**** for fiscal year 2001-02 to reflect funding of energy costs from the
 24 utility public benefits fund.

25 **SECTION 9256. Appropriation changes; University of Wisconsin System.**

1
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(1) ENERGY COSTS. In the schedule under section 20:005 (3) of the statutes for the appropriation to the board of regents of the University of Wisconsin System under section 20.285 (1) (c) of the statutes, as affected by the acts of 2001, the dollar amount is decreased by \$**** for fiscal year 2001-02 to reflect funding of energy costs from the utility public benefits fund.

SECTION 9401. Effective dates; administration.

(1) UTILITY PUBLIC BENEFITS FUND. The repeal and recreation of section 20.505

(3) (s) of the statutes takes effect on July 1, 2002. (3)

(END)

INSERT
5-5

1

INSERT 1A: ✓

UW

UW

The bill appropriates moneys from the utility public benefits fund for paying a portion of the energy costs of the ~~University of Wisconsin~~ System in fiscal year 2001-02 and fiscal year 2002-03. The bill also prohibits the board of regents of the ~~University of Wisconsin~~ System from spending a portion of its general purpose revenue funding for energy costs in fiscal year 2001-02 and fiscal year 2002-03 without the approval of the secretary of administration.

2

INSERT 1B: ✓

DHFS

The bill appropriates moneys from the utility public benefits fund for paying a portion of the energy costs of ~~the department of health and family services~~ in fiscal year 2002-03. The bill also prohibits ~~the department~~ from spending a portion of its general purpose revenue funding for energy costs in fiscal year 2002-03 without the approval of the secretary of administration.

VETERANS AND MILITARY AFFAIRS

MILITARY AFFAIRS

DMA

The bill appropriates moneys from the utility public benefits fund for paying a portion of the energy costs of ~~the department~~ in fiscal year 2002-03. The bill also prohibits ~~the department of military affairs~~ from spending a portion of its general purpose revenue funding for energy costs in fiscal year 2002-03 without the approval of the secretary of administration.

3

INSERT 2-19: ✓

4

~~SECTION 1. 20.465 (1) (r) of the statutes is created to read:~~

5

20.465 Military affairs, department of

6

(1) NATIONAL GUARD OPERATIONS

7

(r) Energy costs; public benefits

8

funding

SEG

A

-0-

427,400

9

INSERT 3-20: ✓

10

SECTION 1. 20.465 (1) (r) of the statutes is created to read:

11

20.465 (1) (r) *Energy costs; public benefits funding.* From the utility public

12

benefits fund, the amounts in the schedule to be used at military buildings under

13

the control of the department to pay for utilities and for fuel, heat, and air conditioning

1 and to pay costs incurred by or on behalf of the department under ss. 16.858 and
2 16.895. No moneys may be encumbered from this appropriation after June 30, 2003.

3 **INSERT 5-5:** ✓

4 **SECTION 9123. Nonstatutory provisions; health and family services.**

5 (1) ENERGY COSTS. Of the moneys appropriated to the department of health and
6 family services under section 20.435 (2) (1) of the statutes, \$600,000 for fiscal year
7 2002-03 may be encumbered or expended only upon approval of the secretary of
8 administration.

9 **SECTION 9136. Nonstatutory provisions; military affairs.**

10 (1) ENERGY COSTS. Of the moneys appropriated to the department of military
11 affairs under section 20.465 (1) (1) of the statutes, \$427,400 for fiscal year 2002-03
12 may be encumbered or expended only upon approval of the secretary of
13 administration.

14 **SECTION 9156. Nonstatutory provisions; University of Wisconsin**
15 **System.**

16 (1) ENERGY COSTS. Of the moneys appropriated to the board of regents of the
17 University of Wisconsin System under section 20.285 (1) (c) of the statutes, \$1,850,000
18 for fiscal year 2001-02 and \$17,122,600 for fiscal year 2002-03 may be encumbered
19 or expended only upon approval of the secretary of administration.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4678/2dn

MDK:.....

MDK

Dan Caucutt:

Please review the amendment of s. 20.505 (1) (s), which is similar to the previous version. The intent is to ensure that the energy conservation and renewable resource grants get the last draw on the utility public benefits fund. Is it okay?

3
Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us

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

LRB-4678/2dn
MDK:kmg:jf

January 14, 2002

Dan Caucutt:

Please review the amendment of s. 20.505 (3) (s), which is similar to the previous version. The intent is to ensure that the energy conservation and renewable resource grants get the last draw on the utility public benefits fund. Is it okay?

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4678/2
MDK&PG:kmg&cjs:jf

DOA:.....Caucutt - Energy costs for UW-System, Health and Family
Services, and Military Affairs

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** funding of energy costs for the University of Wisconsin
2 System, department of health and family services, and department of military
3 affairs, and making appropriations.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

The bill appropriates moneys from the utility public benefits fund for paying a portion of the energy costs of the UW System in fiscal year 2001-02 and fiscal year 2002-03. The bill also prohibits the board of regents of the UW System from spending a portion of its general purpose revenue funding for energy costs in fiscal year 2001-02 and fiscal year 2002-03 without the approval of the secretary of administration.

HEALTH AND HUMAN SERVICES

MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

The bill appropriates moneys from the utility public benefits fund for paying a portion of the energy costs of DHFS in fiscal year 2002-03. The bill also prohibits DHFS from spending a portion of its general purpose revenue funding for energy costs in fiscal year 2002-03 without the approval of the secretary of administration.

VETERANS AND MILITARY AFFAIRS

MILITARY AFFAIRS

The bill appropriates moneys from the utility public benefits fund for paying a portion of the energy costs of DMA in fiscal year 2002-03. The bill also prohibits DMA from spending a portion of its general purpose revenue funding for energy costs in fiscal year 2002-03 without the approval of the secretary of administration.

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. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert			
2	the following amounts for the purposes indicated:			
3			2001-02	2002-03
4	20.285 University of Wisconsin System			
5	(1)	UNIVERSITY EDUCATION, RESEARCH AND PUBLIC		
6		SERVICE		
7	(s)	Energy costs; public benefits		
8		funding	SEG A 4,150,000	17,122,600
9	20.435 Health and family services, department			
10	of			
11	(2)	CARE AND TREATMENT FACILITIES		
12	(r)	Energy costs; public benefits		
13		funding	SEG A -0-	600,000

1 **20.465 Military affairs, department of**2 (1) **NATIONAL GUARD OPERATIONS**3 (r) **Energy costs; public benefits**4 funding **SEG A -0- 427,400**5 **SECTION 2.** 20.285 (1) (s) of the statutes is created to read:

6 20.285 (1) (s) *Energy costs; public benefits funding.* From the utility public
7 benefits fund, the amounts in the schedule to pay for utilities and for fuel, heat, and
8 air conditioning, and to pay costs incurred under ss. 16.858 and 16.895, including all
9 operating costs recommended by the department of administration that result from
10 the installation of pollution abatement equipment in state-owned or state-operated
11 heating, cooling, or power plants, by or on behalf of the board of regents. No moneys
12 may be encumbered from this appropriation after June 30, 2003.

13 **SECTION 3.** 20.435 (2) (r) of the statutes is created to read:

14 20.435 (2) (r) *Energy costs; public benefits funding.* From the utility public
15 benefits fund, the amounts in the schedule to be used at mental health institutes and
16 centers for the developmentally disabled to pay for utilities and for fuel, heat, and
17 air conditioning and to pay costs incurred by or on behalf of the department under
18 ss. 16.858 and 16.895. No moneys may be encumbered from this appropriation after
19 June 30, 2003.

20 **SECTION 4.** 20.465 (1) (r) of the statutes is created to read:

21 20.465 (1) (r) *Energy costs; public benefits funding.* From the utility public
22 benefits fund, the amounts in the schedule to be used at military buildings under the
23 control of the department to pay for utilities and for fuel, heat, and air conditioning

1 and to pay costs incurred by or on behalf of the department under ss. 16.858 and
2 16.895. No moneys may be encumbered from this appropriation after June 30, 2003.

3 **SECTION 5.** 20.505 (3) (s) of the statutes, as affected by 2001 Wisconsin Act 16,
4 is amended to read:

5 20.505 (3) (s) *Energy conservation and efficiency and renewable resource*
6 *grants.* From the utility public benefits fund, a sum sufficient equal to the difference
7 between the unencumbered balance in the utility public benefits fund on the effective
8 date of this paragraph [revisor inserts date], and the sum of the amounts shown
9 in the schedule under s. 20.005 (3) for the appropriations under pars. (r) and (rr) and
10 the amounts appropriated under ss. 20.285 (1) (s), 20.435 (2) (r), 20.465 (1) (r), and
11 20.505 (3) (q), for energy conservation and efficiency and renewable resource grants
12 under s. 16.957 (2) (b) 1. and to make the transfer to the air quality improvement fund
13 under s. 16.958 (2) (a).

14 **SECTION 6.** 20.505 (3) (s) of the statutes, as affected by 2001 Wisconsin Act
15 (this act), is repealed and recreated to read:

16 20.505 (3) (s) *Energy conservation and efficiency and renewable resource*
17 *grants.* From the utility public benefits fund, a sum sufficient for energy
18 conservation and efficiency and renewable resource grants under s. 16.957 (2) (b) 1.
19 and to make the transfer to the air quality improvement fund under s. 16.958 (2) (a).

20 **SECTION 9123. Nonstatutory provisions; health and family services.**

21 (1) ENERGY COSTS. Of the moneys appropriated to the department of health and
22 family services under section 20.435 (2) (f) of the statutes, \$600,000 for fiscal year
23 2002–03 may be encumbered or expended only upon approval of the secretary of
24 administration.

25 **SECTION 9136. Nonstatutory provisions; military affairs.**

