

2001 DRAFTING REQUEST

Bill

Received: **01/16/2002**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-1037**

By/Representing: **Hanle**

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

Drafter: **grantpr**

May Contact:

Addl. Drafters:

Subject: **Higher Education - tech. college**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Hanle -

Topic:

Technical college levy limit, state aid, program fees

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>
/?	grantpr 01/16/2002	hhagen 01/16/2002		_____			S&L
/1			pgreensl 01/16/2002	_____	lrb_docadmin 01/16/2002		S&L
/2	grantpr 01/17/2002	jdyer 01/17/2002	rschluet 01/17/2002	_____	lrb_docadmin 01/17/2002		S&L
/3	grantpr 01/29/2002	jdyer 01/29/2002	jfrantze 01/29/2002	_____	lrb_docadmin 01/29/2002		

01/29/2002 01:34:51 PM

Page 2

LRB-4709

FE Sent For:

<END>

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FE Sent For:

13 1/29 jld
6/29
6/29
<END>

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/?	grantpr 01/16/2002	hhagen 01/16/2002		_____			S&L
/1				pgreensl 01/16/2002		lrb_docadmin 01/16/2002	

FE Sent For:

D *Q* KF
1-17-2
<END>

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1?	grantpr	11 hmk 1/16/01					
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Y/16
P8
Y/16
P8/11/01

FE Sent For:

<END>

Grant, Peter

From: Hanle, Bob
Sent: Tuesday, January 15, 2002 5:27 PM
To: Grant, Peter
Cc: Uecker, Deborah; Hummert, Joshua
Subject: new drafting request

Importance: High

The Governor has requested a provision affecting WTCS that would:

- Reduce the general aid appropriation [20.292 (1) (d)] by \$15 million in FY 2002-03.
- Amend s. 38.16 (1) to authorize district boards to levy a tax not exceeding 1.5 mills or the amount levied in the previous fiscal year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal, whichever is less, effective in FY03.
- Authorize district boards to go to a voter referendum if they want to increase the levy under s. 38.16 (1) above the statutorily authorized amount.

Call me (6-1037) if you have any questions. As always, thanks.

Grant, Peter

From: Hanle, Bob
Sent: Tuesday, January 15, 2002 5:43 PM
To: Grant, Peter
Cc: Hummert, Joshua
Subject: FW: new drafting request

Importance: High

And one more amendment to control tuition increases at WTCS..

- For FY03 only, notwithstanding the methodology for setting program fees under s. 38.24 (1) (m), prohibit district boards from increasing program fees by more than amount charged in the previous fiscal year multiplied by the sum of 1 plus the rate under s. 73.0305.

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

From: Hanle, Bob
Sent: Tuesday, January 15, 2002 5:27 PM
To: Grant, Peter
Cc: Uecker, Deborah; Hummert, Joshua
Subject: new drafting request
Importance: High

The Governor has requested a provision affecting WTCS that would:

- Reduce the general aid appropriation [20.292 (1) (d)] by \$15 million in FY 2002-03.
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Call me (6-1037) if you have any questions. As always, thanks.

2001

Date (time) needed _____

LRB-4709, 1

DOA BUD. ADJUST. DRAFT

PE : hnh: _____

Use the appropriate components and routines developed for bills.

>>FOR 2001-03 BUD. ADJUST. — NOT READY FOR INTRODUCTION<<

AN ACT ... [DO NOT generate catalog]; relating to: ^{the} technical college...
district levy limit ^{and} program fees

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

- For the main heading, execute: create → anal: → title: → head
 - For the subheading, execute: create → anal: → title: → sub
 - For the sub-subheading, execute: create → anal: → title: → sub-sub
- For the analysis text, in the component bar:
- For the text paragraph, execute: create → anal: → text

(see attached)

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

SECTION #.

X

Section #. 38.16 (1) of the statutes is renumbered 38.16(1)(a) and amended to read:

38.16 (1) (a) Annually by October 31, or within 10 days after receipt of the equalized valuations from the department of revenue, whichever is later, the district board may levy a tax, ~~not exceeding 1.5 mills on the full value of the taxable property of the district,~~ for the purpose of making capital improvements, acquiring equipment, and operating and maintaining the schools of the district, ~~except that the mill limitation is not applicable to taxes levied for the purpose of paying principal and interest on valid bonds or notes now or hereafter outstanding as provided in s. 67.035.~~ The district board secretary shall file with the clerk of each city, village, and town, any part of which is located in the district, a certified statement showing the amount of the levy and the proportionate amount of the tax to be spread upon the tax rolls for collection in each city, village, and town. Such proportion shall be ascertained on the basis of the ratio of full value of the taxable property of that part of the city, village, or town located in the district to the full value of all taxable property in the district, as certified to the district board secretary by the department of revenue. Upon receipt of the certified statement from the district board secretary, the clerk of each city, village, and town shall spread the amounts thereof upon the tax rolls for collection. When the taxes are collected, such amounts shall be paid by the treasurer of each city, village, and town to the district board treasurer.

History: 1971 c. 154, 211; 1973 c. 61, 90; 1975 c. 39; 1977 c. 29 ss. 493, 1647 (13); 1977 c. 300 ss. 1, 8; 1977 c. 418 s. 918m; 1979 c. 34; 1981 c. 20.

other than taxes levied for the purpose
of paying debt service on district
~~and~~ ^{bonds} bonds and notes,

SEC. CR. 38.16(1)(b)

38.16(1)(b) (Except as provided in par. (c),
taxes levied under

par. (a) may not exceed the lesser
of the following:

1. The amount levied in the
previous year multiplied by the sum of
1.0 plus the allowable rate of increase
under s. 73.0305 expressed as a decimal
that would be
2. The amount generated by
a levy rate of 1.5 mills.

SEC. CR. 38.16(1)(c)

Section #. 121.91 (3) of the statutes is amended to read:

38.16 (1) (c) 1.

121.91 (3) (a) If a ~~school~~ ^{district} board wishes to exceed the limit under ~~sub (2)(a)~~ ^{par. (b)} otherwise applicable to the ~~school district~~ in any ~~school~~ year, it shall promptly adopt a resolution ~~supporting inclusion~~ ^{to that effect} in the final school district budget of an amount equal to the proposed excess revenue. The resolution shall specify whether the proposed excess revenue is for a recurring or nonrecurring purpose, or, if the ~~proposed excess revenue~~ ^{amount of the} is for both recurring and nonrecurring purposes, the amount of the proposed excess revenue for each purpose. ^{levy} The resolution shall be filed as provided in s. 8.37. Within 40 days after adopting the resolution, the school board shall notify the department of the scheduled date of the referendum and submit a copy of the resolution to the department. The school board shall call a special referendum for the purpose of submitting the resolution to the electors of the school district for approval or rejection. In lieu of a special referendum, the school board may specify that the referendum be held at the next succeeding spring primary or election or September primary or general election, if such election is to be held not sooner than 42 days after the filing of the resolution of the school board. The school district clerk shall certify the results of the referendum to the department within 10 days after the referendum is held.

2. ~~The school district clerk~~ ^{board secretary} shall publish type A, B, C, D and E notices of the referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice shall include a statement of the amount of the ~~excess revenue~~ ^{proposed levy} specified in ~~par (a)~~ ^{subcl. 1.} and a copy of the resolution under ~~par (a)~~ ^{subcl. 1.} Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this ~~paragraph~~ ^{subdivision}.

3. ~~The referendum shall be held in accordance with chs. 5 to 12. The school district clerk shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). The question submitted shall be whether the limit under sub (2)(a) may be exceeded by a specified amount. If the resolution provides that any of the excess revenue will be used for a nonrecurring purpose, the ballot in the election shall so state and shall specify the amount that will be used for a nonrecurring purpose. The limit otherwise applicable to the school~~ ^{board secretary} ^{par. (b)}

district under ~~sub (2)(a)~~ ^{par. (b)} is increased by the amount approved by a majority of those voting on the question.

History: 1993 a. 16; 1995 a. 27 ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286; 1999 a. 9, 17, 19, 32, 182; 2001 a. 16.

Section #. 73.0305 of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

73.0305 Revenue limits and ~~intradistrict transfer aid calculations~~. The department of revenue shall ~~annually~~ determine and certify to the state superintendent of public instruction, ~~no later than the 4th Monday in June,~~ ^{levy limit} ^{Annually by} ^{the 4th Monday in June,} ^{the} the allowable rate of increase under subch. VII of ch. 121. The allowable rate of increase is the percentage change in the consumer price index for all urban consumers, U.S. city average, between the preceding March 31 and the 2nd preceding March 31, as computed by the federal department of labor.

History: 1993 a. 16; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16.

and shall ~~annually~~ determine and
certify to each technical college
district board ~~than the 4th~~
~~Monday in June~~ the allowable
rate of increase under s. 38.16 (1)(b)1

2001

Nonstat File Sequence: **AAA**

LRB _____ / _____
_____ : _____ : _____

NONSTAT SESSLAW

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → nonstat

For the budget action phrase, execute: create → action: → *NS: → 91XX

For a subsection, execute: create → text: → *NS: → sub

For a paragraph, execute: create → text: → *NS: → par

For a subdivision, execute: create → text: → *NS: → subd

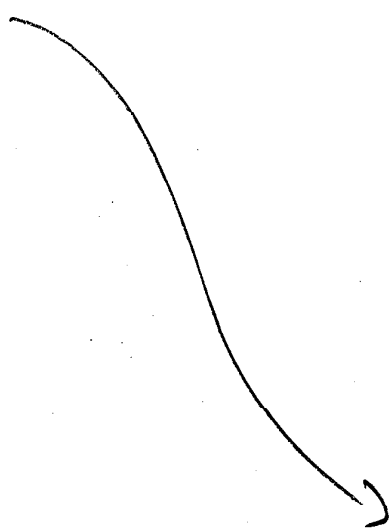
For a subdivision paragraph, execute: create → text: → *NS: → subpar

2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9100 department code.

SECTION # [91 4 8]. Nonstatutory provisions; ...

technical college system

(#1) ✓ FESD



Notwithstanding section 38.24 (1m) of the statutes, the technical college system board shall ensure that the fees charged students under section 38.24 (1m) of the statutes in the 2022-23 school year do not exceed the fees charged students in the 2021-22 school year multiplied by the sum of 100 plus the ~~allowable~~ allowable rate of increase certified to technical college district boards under section 73.0305 of the statutes expressed as a decimal.

2001

Nonstat File Sequence: **DDD**

LRB _____ / _____
_____ : _____ : _____

\$\$\$ CHANGE

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → \$change

For the budget action phrase, execute: create → action: → *NS: → 92XX

For the text, execute: create → text: → *NS: → \$change

2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9200 department code.

SECTION # [92 48]. Appropriation changes;

..... technical college system

(#1) () STATE AID FOR TECHNICAL COLLEGES

..... In the schedule under section 20.005 (3) of the statutes for the appropriation to the technical college system board

under section 20. 292 (1) (1) of the statutes, as affected by the acts of 2001, ~~the dollar amount is~~ .. creased by \$.., .., .. for fiscal year ~~2001-02~~ and the dollar amount is de creased by \$ 15,000,000 .. for fiscal year 2002-03 ~~to decrease funding for the~~ (purpose) purposes for which the appropriation is made ~~to~~ .. decrease fund- ing for ..

* Use the 2nd alternative if the purpose of the increase or decrease is more limited than the purpose or purposes of the appropriation as currently shown in the text of ch. 20, stats.

(End)

ANALYSIS

EDUCATION - head

HIGHER EDUCATION - subhead

rate of the
Currently, the property tax levied by
a technical college district
board is limited to 1.5 mills. This bill
provides that the amount of the property
tax levied by a district board
is limited to the lesser of the
amount generated by a
levy rate of 1.5 mills or the amount
levied in the previous year increased by the
rate of inflation. A district board may exceed
this ~~amount~~ limit if it obtains the approval of
the district electors at a referendum.

The bill also limits the increase in fees charged
technical college students in the ²⁰⁰²⁻⁰³ 2002-03 school year to
the rate of inflation.

Grant, Peter

From: Hanle, Bob
Sent: Wednesday, January 16, 2002 5:40 PM
To: Grant, Peter; Lief, Madelon
Cc: Hanaman, Cathlene; Caucutt, Dan; Uecker, Deborah; Hummert, Joshua
Subject: Draft changes

Importance: High

Thanks for your prompt work on LRB 4709. Now for the changes:

The Governor requests:

- the cut to the general aids appropriation be ~~increased~~ ^{changed} to ~~\$35 million~~ ^{\$5,328,700}
- the cap on tuition be set at 10% over prior year rather than inflation
- for FY03, language be included directing the tech college system board to request (encourage, urge) that district boards allocate any spending reductions necessitated by the reduction in state aid to non-instructional activities.

In addition, please make these additional revisions to other drafts:

- On LRB 4618/2, delete the reduction to dental education grants
- Delete from the compiled bill LRB 4628, related to reductions at the Medical College (i.e., the Medical College appropriations are not to be reduced.
- Amend LRB 4489 (Increasing WHEG grants) to provide a \$1,200,000 increase to WHEG:UW [20.235 (1) (fe)] and an \$800,000 increase to WHEG:WTCS [20.235 (1) (ff)].

Thanks much for your tolerance.

SECTION 9148. Nonstatutory provisions; technical college system.

(1) FEES. Notwithstanding section 38.24 (1m) of the statutes, the technical college system board shall ensure that the fees charged students under section 38.24 (1m) of the statutes in the 2002-03 school year do not exceed the fees charged students in the 2001-02 school year multiplied by the sum of 1.0 plus 10 percent the allowable rate of increase certified to technical college district boards under section 73.0305 of the statutes expressed as a decimal.

SECTION 9248. Appropriation changes; technical college system.

(1) STATE AID FOR TECHNICAL COLLEGES. In the schedule under section 20.005 (3) of the statutes for the appropriation to the technical college system board under section 20.292 (1) (d) of the statutes, as affected by the acts of 2001, the dollar amount is decreased by ~~\$35,000,000~~ \$15,000,000 for fiscal year 2002-03 to decrease funding for the purposes for which the appropriation is made.

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4709/1

PG:hmh:pg

12
L & Jld

DOA:.....Hanle - Technical college levy limit, state aid, program fees
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Don't gen

1 AN ACT ...; relating to: the technical college district levy limit and program fees.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Currently, the rate of the property tax levied by a technical college district board is limited to 1.5 mills. This bill provides that the amount of the property tax levied by a district board is limited to the lesser of the amount generated by a levy rate of 1.5 mills or the amount levied in the previous year increased by the rate of inflation. A district board may exceed this limit if it obtains the approval of the district electors at a referendum.

The bill also limits the increase in fees charged technical college students in the 2002-03 school year to ~~the rate of inflation.~~ 10% ✓

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:

2 SECTION 1. 38.16 (1) of the statutes is renumbered 38.16 (1) (a) and amended
3 to read:

1 38.16 (1) (a) Annually by October 31, or within 10 days after receipt of the
2 equalized valuations from the department of revenue, whichever is later, the district
3 board may levy a tax, ~~not exceeding 1.5 mills on the full value of the taxable property~~
4 ~~of the district~~, for the purpose of making capital improvements, acquiring
5 equipment, and operating and maintaining the schools of the district, ~~except that the~~
6 ~~mill limitation is not applicable to taxes levied for the purpose of paying principal and~~
7 ~~interest on valid bonds or notes now or hereafter outstanding as provided in s.~~
8 67.035. The district board secretary shall file with the clerk of each city, village, and
9 town, any part of which is located in the district, a certified statement showing the
10 amount of the levy and the proportionate amount of the tax to be spread upon the tax
11 rolls for collection in each city, village, and town. Such proportion shall be
12 ascertained on the basis of the ratio of full value of the taxable property of that part
13 of the city, village, or town located in the district to the full value of all taxable
14 property in the district, as certified to the district board secretary by the department
15 of revenue. Upon receipt of the certified statement from the district board secretary,
16 the clerk of each city, village, and town shall spread the amounts thereof upon the
17 tax rolls for collection. When the taxes are collected, such amounts shall be paid by
18 the treasurer of each city, village, and town to the district board treasurer.

19 **SECTION 2.** 38.16 (1) (b) of the statutes is created to read:

20 38.16 (1) (b) Except as provided in par. (c), taxes levied under par. (a), other
21 than taxes levied for the purpose of paying debt service on district bonds and notes,
22 may not exceed the lesser of the following:

- 23 1. The amount levied in the previous year multiplied by the sum of 1.0 plus the
24 allowable rate of increase under s. 73.0305 expressed as a decimal.
- 25 2. The amount that would be generated by a levy rate of 1.5 mills.

1 **SECTION 3.** 38.16 (1) (c) of the statutes is created to read:

2 38.16 (1) (c) 1. If a district board wishes to exceed the limit under par. (b) in any
3 year, it shall promptly adopt a resolution to that effect. The resolution shall specify
4 the amount of the proposed excess levy. The resolution shall be filed as provided in
5 s. 8.37. The district board shall call a special referendum for the purpose of
6 submitting the resolution to the electors of the district for approval or rejection. In
7 lieu of a special referendum, the district board may specify that the referendum be
8 held at the next succeeding spring primary or election or September primary or
9 general election, if such election is to be held not sooner than 42 days after the filing
10 of the resolution of the district board.

11 2. The district board secretary shall publish type A, B, C, D, and E notices of
12 the referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice
13 shall include a statement of the amount of the proposed excess levy specified in subd.
14 1. and a copy of the resolution under subd. 1. Section 5.01 (1) applies in the event
15 of failure to comply with the notice requirements of this subdivision.

16 3. The referendum shall be held in accordance with chs. 5 to 12. The district
17 board secretary shall provide the election officials with all necessary election
18 supplies. The form of the ballot shall correspond substantially with the standard
19 form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and
20 7.08 (1) (a). The question submitted shall be whether the limit under par. (b) may
21 be exceeded by a specified amount. The limit otherwise applicable to the district
22 under par. (b) is increased by the amount approved by a majority of those voting on
23 the question.

24 **SECTION 4.** 73.0305 of the statutes, as affected by 2001 Wisconsin Act 16, is
25 amended to read:

1 **73.0305 Revenue limits and intradistrict transfer aid calculations levy**
 2 **limit.** ~~The Annually by the 4th Monday in June, the~~ department of revenue shall
 3 annually determine and certify to the state superintendent of public instruction, ~~no~~
 4 ~~later than the 4th Monday in June,~~ the allowable rate of increase under subch. VII
 5 of ch. 121, and shall determine and certify to each technical college district board the
 6 allowable rate of increase under s. 38.16 (1) (b) 1. The allowable rate of increase is
 7 the percentage change in the consumer price index for all urban consumers, U.S. city
 8 average, between the preceding March 31 and the 2nd preceding March 31, as
 9 computed by the federal department of labor.

10 **SECTION 9148. Nonstatutory provisions; technical college system.**

11 (1) FEES. Notwithstanding section 38.24 (1m) of the statutes, the technical
 12 college system board shall ensure that the fees charged students under section 38.24
 13 (1m) of the statutes in the 2002-03 school year do not exceed the fees charged
 14 students in the 2001-02 school year multiplied by ~~the sum of 1.0 plus the allowable~~
 15 ~~rate of increase certified to technical college district boards under section 73.0305 of~~
 16 ~~the statutes expressed as a decimal.~~ 1.10 ✓

17 **SECTION 9248. Appropriation changes; technical college system.**

18 (1) STATE AID FOR TECHNICAL COLLEGES. In the schedule under section 20.005 (3)
 19 of the statutes for the appropriation to the technical college system board under
 20 section 20.292 (1) (d) of the statutes, as affected by the acts of 2001, the dollar amount
 21 is decreased by ~~\$45,000,000~~ for fiscal year 2002-03 to decrease funding for the
 22 purposes for which the appropriation is made.

23 (END)

* 5,328,700

technical college system
 The board shall encourage district boards ✓
 to accommodate this reduction in state aid
 without negatively affecting their instructional
 programs.



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4709/2
PG:hmb&jld:rs

DOA:.....Hanle - Technical college levy limit, state aid, program fees
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Don't
gen
If a district board's limit is the
lower, it (but not the 1.5 mill rate limit)

1 AN ACT ...; relating to: the technical college district levy limit and program fees.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Currently, the rate of the property tax levied by a technical college district board is limited to 1.5 mills. This bill provides that the amount of the property tax levied by a district board is limited to the lesser of the amount generated by a levy rate of 1.5 mills or the amount levied in the previous year increased by the rate of inflation. ~~District board~~ may exceed this limit if it obtains the approval of the district electors at a referendum.

The bill also limits the increase in fees charged technical college students in the 2002-03 school year to 10%.

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:

2 SECTION 1. 38.16 (1) of the statutes is renumbered 38.16 (1) (a) and amended
3 to read:

SECTION 1

1 38.16 (1) (a) Annually by October 31, or within 10 days after receipt of the
2 equalized valuations from the department of revenue, whichever is later, the district
3 board may levy a tax, ~~not exceeding 1.5 mills on the full value of the taxable property~~
4 ~~of the district~~, for the purpose of making capital improvements, acquiring
5 equipment, and operating and maintaining the schools of the district, ~~except that the~~
6 ~~mill limitation is not applicable to taxes levied for the purpose of paying principal and~~
7 ~~interest on valid bonds or notes now or hereafter outstanding as provided in s.~~
8 ~~67.035.~~ The district board secretary shall file with the clerk of each city, village, and
9 town, any part of which is located in the district, a certified statement showing the
10 amount of the levy and the proportionate amount of the tax to be spread upon the tax
11 rolls for collection in each city, village, and town. Such proportion shall be
12 ascertained on the basis of the ratio of full value of the taxable property of that part
13 of the city, village, or town located in the district to the full value of all taxable
14 property in the district, as certified to the district board secretary by the department
15 of revenue. Upon receipt of the certified statement from the district board secretary,
16 the clerk of each city, village, and town shall spread the amounts thereof upon the
17 tax rolls for collection. When the taxes are collected, such amounts shall be paid by
18 the treasurer of each city, village, and town to the district board treasurer.

19 **SECTION 2.** 38.16 (1) (b)^y of the statutes is created to read:

20 38.16 (1) (b) ~~Except as provided in par. (a)~~^y taxes levied under par. (a), other
21 than taxes levied for the purpose of paying debt service on district bonds and notes,
22 may not exceed the lesser of the following:

23 1. The amount levied in the previous year multiplied by the sum of 1.0 plus the
24 allowable rate of increase under s. 73.0305 expressed as a decimal.

25 2. The amount that would be generated by a levy rate of 1.5 mills.

Notwithstanding
par. (b)

levy a tax in
that year that is
greater than the
amount under par. (b) 1.
but not greater than
the amount
under par. (b) 2.

1

SECTION 3. 38.16 (1) (c) of the statutes is created to read:

2

38.16 (1) (c) 1. If a district board wishes to exceed the limit under par. (b) 1 in any

3

year, it shall promptly adopt a resolution to that effect. The resolution shall specify

4

the amount of the proposed excess levy. The resolution shall be filed as provided in

5

s. 8.37. The district board shall call a special referendum for the purpose of

6

submitting the resolution to the electors of the district for approval or rejection. In

7

lieu of a special referendum, the district board may specify that the referendum be

8

held at the next succeeding spring primary or election or September primary or

9

general election, if such election is to be held not sooner than 42 days after the filing

10

of the resolution of the district board.

11

2. The district board secretary shall publish type A, B, C, D, and E notices of

12

the referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice

13

shall include a statement of the amount of the proposed excess levy specified in subd.

14

1. and a copy of the resolution under subd. 1. Section 5.01 (1) applies in the event

15

of failure to comply with the notice requirements of this subdivision.

16

3. The referendum shall be held in accordance with chs. 5 to 12. The district

17

board secretary shall provide the election officials with all necessary election

18

supplies. The form of the ballot shall correspond substantially with the standard

19

form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and

20

7.08 (1) (a). The question submitted shall be whether the limit under par. (b) may

21

be exceeded by a specified amount. The limit otherwise applicable to the district

22

under par. (b) is increased by the amount approved by a majority of those voting on

23

the question.

24

SECTION 4. 73.0305 of the statutes, as affected by 2001 Wisconsin Act 16, is

25

amended to read:

par. (b) 1, and it

1 **73.0305 Revenue limits and ~~intradistrict transfer aid calculations levy~~**
2 **limit.** ~~The~~ Annually by the 4th Monday in June, the department of revenue shall
3 annually determine and certify to the state superintendent of public instruction, ~~no~~
4 ~~later than the 4th Monday in June~~, the allowable rate of increase under subch. VII
5 of ch. 121, ~~and shall determine and certify to each technical college district board the~~
6 allowable rate of increase under s. 38.16 (1) (b) 1. The allowable rate of increase is
7 the percentage change in the consumer price index for all urban consumers, U.S. city
8 average, between the preceding March 31 and the 2nd preceding March 31, as
9 computed by the federal department of labor.

10 **SECTION 9148. Nonstatutory provisions; technical college system.**

11 (1) FEES. Notwithstanding section 38.24 (1m) of the statutes, the technical
12 college system board shall ensure that the fees charged students under section 38.24
13 (1m) of the statutes in the 2002-03 school year do not exceed the fees charged
14 students in the 2001-02 school year multiplied by 1.10.

15 **SECTION 9248. Appropriation changes; technical college system.**

16 (1) STATE AID FOR TECHNICAL COLLEGES. In the schedule under section 20.005 (3)
17 of the statutes for the appropriation to the technical college system board under
18 section 20.292 (1) (d) of the statutes, as affected by the acts of 2001, the dollar amount
19 is decreased by \$5,328,700 for fiscal year 2002-03 to decrease funding for the
20 purposes for which the appropriation is made. The technical college system board
21 shall encourage district boards to accommodate this reduction in state aid without
22 negatively affecting their instructional programs.

23

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-4709/3
PG:hmh&jld:jf

DOA:.....Hanle – Technical college levy limit, state aid, program fees
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the technical college district levy limit and program fees.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Currently, the rate of the property tax levied by a technical college district board is limited to 1.5 mills. This bill provides that the amount of the property tax levied by a district board is limited to the lesser of the amount generated by a levy rate of 1.5 mills or the amount levied in the previous year increased by the rate of inflation. If a district board's limit is the latter, it may exceed this limit (but not the 1.5 mill rate limit) if it obtains the approval of the district electors at a referendum.

The bill also limits the increase in fees charged technical college students in the 2002-03 school year to 10%.

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:

2 **SECTION 1.** 38.16 (1) of the statutes is renumbered 38.16 (1) (a) and amended
3 to read:

1 38.16 (1) (a) Annually by October 31, or within 10 days after receipt of the
2 equalized valuations from the department of revenue, whichever is later, the district
3 board may levy a tax, ~~not exceeding 1.5 mills on the full value of the taxable property~~
4 ~~of the district,~~ for the purpose of making capital improvements, acquiring
5 equipment, and operating and maintaining the schools of the district, ~~except that the~~
6 ~~mill limitation is not applicable to taxes levied for the purpose of paying principal and~~
7 ~~interest on valid bonds or notes now or hereafter outstanding as provided in s.~~
8 ~~67.035.~~ The district board secretary shall file with the clerk of each city, village, and
9 town, any part of which is located in the district, a certified statement showing the
10 amount of the levy and the proportionate amount of the tax to be spread upon the tax
11 rolls for collection in each city, village, and town. Such proportion shall be
12 ascertained on the basis of the ratio of full value of the taxable property of that part
13 of the city, village, or town located in the district to the full value of all taxable
14 property in the district, as certified to the district board secretary by the department
15 of revenue. Upon receipt of the certified statement from the district board secretary,
16 the clerk of each city, village, and town shall spread the amounts thereof upon the
17 tax rolls for collection. When the taxes are collected, such amounts shall be paid by
18 the treasurer of each city, village, and town to the district board treasurer.

19 **SECTION 2.** 38.16 (1) (b) of the statutes is created to read:

20 38.16 (1) (b) Taxes levied under par. (a), other than taxes levied for the purpose
21 of paying debt service on district bonds and notes, may not exceed the lesser of the
22 following:

23 1. The amount levied in the previous year multiplied by the sum of 1.0 plus the
24 allowable rate of increase under s. 73.0305 expressed as a decimal.

25 2. The amount that would be generated by a levy rate of 1.5 mills.

1 **SECTION 3.** 38.16 (1) (c) of the statutes is created to read:

2 **38.16 (1) (c) 1.** Notwithstanding par. (b), if a district board's limit in any year
3 is the amount under par. (b) 1., and it wishes to levy a tax in that year that is greater
4 than the amount under par. (b) 1. but not greater than the amount under par. (b) 2.,
5 it shall promptly adopt a resolution to that effect. The resolution shall specify the
6 amount of the proposed excess levy. The resolution shall be filed as provided in s.
7 8.37. The district board shall call a special referendum for the purpose of submitting
8 the resolution to the electors of the district for approval or rejection. In lieu of a
9 special referendum, the district board may specify that the referendum be held at the
10 next succeeding spring primary or election or September primary or general election,
11 if such election is to be held not sooner than 42 days after the filing of the resolution
12 of the district board.

13 2. The district board secretary shall publish type A, B, C, D, and E notices of
14 the referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice
15 shall include a statement of the amount of the proposed excess levy specified in subd.
16 1. and a copy of the resolution under subd. 1. Section 5.01 (1) applies in the event
17 of failure to comply with the notice requirements of this subdivision.

18 3. The referendum shall be held in accordance with chs. 5 to 12. The district
19 board secretary shall provide the election officials with all necessary election
20 supplies. The form of the ballot shall correspond substantially with the standard
21 form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and
22 7.08 (1) (a). The question submitted shall be whether the limit under par. (b) 1. may
23 be exceeded by a specified amount. The limit otherwise applicable to the district
24 under par. (b) is increased by the amount approved by a majority of those voting on
25 the question.

1 **SECTION 4.** 73.0305 of the statutes, as affected by 2001 Wisconsin Act 16, is
2 amended to read:

3 **73.0305 Revenue limits and intradistrict transfer aid calculations levy**
4 **limit.** ~~The~~ Annually by the 4th Monday in June, the department of revenue shall
5 annually determine and certify to the state superintendent of public instruction, ~~no~~
6 ~~later than the 4th Monday in June,~~ the allowable rate of increase under subch. VII
7 of ch. 121, ~~and shall determine and certify to each technical college district board the~~
8 allowable rate of increase under s. 38.16 (1) (b) 1. The allowable rate of increase is
9 the percentage change in the consumer price index for all urban consumers, U.S. city
10 average, between the preceding March 31 and the 2nd preceding March 31, as
11 computed by the federal department of labor.

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20 section 20.292 (1) (d) of the statutes, as affected by the acts of 2001, the dollar amount
21 is decreased by \$5,328,700 for fiscal year 2002-03 to decrease funding for the
22 purposes for which the appropriation is made. The technical college system board
23 shall encourage district boards to accommodate this reduction in state aid without
24 negatively affecting their instructional programs.

25 (END)