

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: **03/05/2002**

Received By: **kuesejt**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9915**

By/Representing: **Renner**

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

Drafter: **kuesejt**

May Contact:

Addl. Drafters:

Subject: **State Government - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

LFB:.....Renner -

Topic:

Elimination of certain state publications

Instructions:

Per motion # 194.

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>
/?	kuesejt 03/06/2002	gilfokm 03/07/2002		_____			
/1			chanaman 03/07/2002	_____	lrb_docadmin 03/07/2002		
/2	kuesejt 03/09/2002	csicilia 03/09/2002	chanaman 03/10/2002	_____	lrb_docadmin 03/10/2002		

FE Sent For:

<END>

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: 03/05/2002

Received By: **kuesejt**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9915**

By/Representing: **Renner**

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

Drafter: **kuesejt**

May Contact:

Addl. Drafters:

Subject: **State Government - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

LFB:.....Renner -

Topic:

Elimination of certain state publications

Instructions:

Per motion # 194.

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>
/?	kuesejt 03/06/2002	gilfokm 03/07/2002		_____			
/1 12 <i>kuesejt</i> 3/9			chanaman 03/07/2002	_____	lrb_docadmin 03/07/2002		

FE Sent For:

*1/2 c/s 3/9
02*

<END>

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: 03/05/2002

Received By: kuesejt

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau 6-9915

By/Representing: Renner

This file may be shown to any legislator: NO

Drafter: kuesejt

May Contact:

Addl. Drafters:

Subject: State Government - miscellaneous

Extra Copies:

Submit via email: NO

Pre Topic:

LFB:.....Renner -

Topic:

Elimination of certain state publications

Instructions:

Per motion # 194.

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>
12/11	kuesejt	3/6 3/7 Kmg					

FE Sent For:

<END>

Kucera - Session Law

Representative Albers

~~Session Law~~
Session Law

BUDGET MANAGEMENT

Elimination of Certain Printed Publications

Motion:

Move to require DOA to identify all printed publications being prepared by state agencies. Prohibit publications from being produced by any agency unless deemed essential by the DOA Secretary. Require publications being prepared by state agencies instead to be posted on the originating agency's web sites. Require the DOA to identify agency savings and require all agencies to lapse these savings to the general fund. Require the DOA Secretary to report to the Joint Committee on Finance on these savings by July 1, 2002.

Note:

Total 2000-01 agency non-FED printing expenditures were \$36,632,800. It is unknown the amount of publications savings that would be identified by the DOA Secretary.

10#	194		
urke	X	N	
ecker	X	N	
loore	X	N	
hibitski	X	N	
lache	X	N	
lrch	X	N	
arling	X	N	
osenz	X	N	
ard	X	N	
aufart	X	N	
lbers	X	N	
uff	X	N	
ard	X	N	
uebsch	X	N	
uber	X	N	
oggs	X	N	

16-0

2001

Date (time)
needed

SOON

LRB b 2282, 1

**LFB BDGT ADJSTMNT AMDMNT
[ONLY FOR LFB]**

JTK King

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**LFB ADJUSTMENT AMENDMENT
TO 2001 SPECIAL SESSION ASSEMBLY BILL 1**

>>FOR JT. FIN. SUB. — NOT FOR INTRODUCTION<<

At the locations indicated, amend the bill as follows:

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :



2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2282/1ins
JTK.....

✓ 1. Page 388, line 13: after that line insert:

82
"PRINTED PUBLICATIONS." (a) In this subsection:

1. "Department" has the meaning given for "executive branch agency" ~~under~~ in section 16.70 (4) of the statutes.

2. "Federal revenues" has the meaning given ~~under~~ in section 20.001 (2) (e) of the statutes.

(b) Notwithstanding section 16.50 (1) of the statutes, the secretary of administration shall require submission of an expenditure estimate under section 16.50 (2) of the statutes for each department that proposes to expend moneys that are not encumbered on the effective date of this paragraph from any revenue source other than federal revenues for printing of any publication during the 2001-03 fiscal biennium that is not required to be printed by the constitution or by law. Notwithstanding section 16.50 (2) of the statutes, the secretary shall disapprove any such estimate for printing of a publication unless the secretary finds that printing of the publication is essential.

(c) The secretary of administration shall, during the fiscal year for which an expenditure estimate is submitted under paragraph (b), lapse to the fund from which appropriated the amount of any estimate disapproved under paragraph (b) for expenditure of moneys that are appropriated from a sum certain appropriation, or shall reestimate to subtract from the expenditure estimate published in the acts of 2001 under section 20.005 (3) of the statutes the amount of any estimate disapproved under paragraph (b) for expenditure of moneys that are appropriated from any other

appropriation. The secretary of administration shall include any reestimate under this paragraph in his or her submission under section 20.004 (2) of the statutes.

(d) If the secretary of administration disapproves an expenditure estimate for the printing of any publication under paragraph (b), the department submitting the estimate shall post the content of the publication that would have been printed on the Internet.

(e) The secretary of administration shall submit a report to the cochairpersons of the joint committee on finance no later than July 1, 2002[✓] identifying the amount and sources of any savings achieved as a result of implementation of this subsection.” •

(END)

^



(DN 175)
State of Wisconsin
2001 - 2002 LEGISLATURE

January 2002 Special Session

wanted SUN 3/10-AM

LRBb2282/z
JTK:kmg:cmh

dcjs

LFB:.....Renner - Elimination of certain state publications

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the bill as follows:

2 1. Page 388, line 13: after that line insert:

3 "(8z) PRINTED PUBLICATIONS.

4 (a) In this subsection:

5 1. "Department" has the meaning given for "executive branch agency" in
6 section 16.70 (4) of the statutes.

7 2. "Federal revenues" has the meaning given in section 20.001 (2) (e) of the
8 statutes. "General purpose revenues" has the meaning given in section

9 20.001 (2) (a) of the statutes. (b) Notwithstanding section 16.50 (1) of the statutes, the secretary of

10 administration shall require submission of an expenditure estimate under section
11 16.50 (2) of the statutes for each department that proposes to expend moneys that
12 are not encumbered on the effective date of this paragraph from any revenue source

13 4. "Program revenues" has the meaning given in section
20.001 (2) (b) or (c) of the statutes.

14 5. "Segregated fund revenues" has the meaning given
in section 20.001 (2) (d) or (da) of the statutes.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

62282/2dn
LRB-453673
JTK:kmj:jf
gjs

January 16, 2002

Darin Reucher:
~~Dan Caucutt:~~

or segregated

or segregated

The diversion of program revenue that is collected under statutes that authorize the revenue to be collected to recover specific items of costs may be argued to result in unauthorized charges in certain situations. In some cases, the statutes that authorize program revenue to be collected are worded so that agencies may charge for their services and the charges need not relate to any particular cost items. See, for example, s. 16.53 (13), stats., which permits DOA to charge any agency for financial services provided to the agency. In this case, nothing limits the charges solely to recovery of costs of providing financial services. However, under s. 16.53 (1) (d) 2., stats., DOA is permitted to charge agencies for the department's costs of estimation, collection, and payment of benefits under ch. 108, stats. See also s. 16.82 (5), stats., which enumerates specific items for which group transportation charges may be assessed, s. 16.865 (8), stats., which directs DOA to allocate specific cost items as charges to agencies for the risk management program, and s. 16.98 (3), stats., which directs that the proceeds of program revenue collected under the federal resource acquisition program be used for specified purposes.

If only one program revenue stream feeds a particular appropriation [as is the case with s. 20.505 (2) (ki), stats.], then this draft may be interpreted to supplement the current law so as to permit levying of charges for purposes not authorized currently. However, if more than one revenue stream feeds a particular appropriation [as is the case with s. 20.505 (1) (im) and (ka), stats.], then it may be possible for DOA to effect the diversion authorized by this draft by adhering to laws that require or permit charges to be levied to recover specific costs and to fund the diversion from sources where the statutes authorizing charges accord more discretion to DOA, and if the issue is raised the courts may require DOA to fund the cost of the diversion in this way.

the affected agency

carry out

required

the affected agency

the affected agency

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2282/2dn
JTK:cjs:cmh

March 10, 2002

Darin Renner:

The diversion of program or segregated revenue that is collected under statutes that authorize the revenue to be collected to recover specific items of costs may be argued to result in unauthorized charges in certain situations. In some cases, the statutes that authorize program or segregated revenue to be collected are worded so that agencies may charge for their services and the charges need not relate to any particular cost items. See, for example, s. 16.53 (13), stats., which permits DOA to charge any agency for financial services provided to the agency. In this case, nothing limits the charges solely to recovery of costs of providing financial services. However, under s. 16.53 (1) (d) 2., stats., DOA is permitted to charge agencies *for the department's costs of estimation, collection, and payment of benefits under ch. 108, stats.* See also s. 16.82 (5), stats., which enumerates specific items for which group transportation charges may be assessed, s. 16.865 (8), stats., which directs DOA to allocate specific cost items as charges to agencies for the risk management program, and s. 16.98 (3), stats., which directs that the proceeds of program revenue collected under the federal resource acquisition program be used for specified purposes.

If only one program revenue stream feeds a particular appropriation [as is the case with s. 20.505 (2) (ki), stats.], then this draft may be interpreted to supplement the current law so as to permit levying of charges for purposes not authorized currently. However, if more than one revenue stream feeds a particular appropriation [as is the case with s. 20.505 (1) (im) and (ka), stats.], then it may be possible for the affected agency to carry out the diversion required by this draft by adhering to laws that require or permit charges to be levied to recover specific costs and to fund the diversion from sources where the statutes authorizing charges accord more discretion to the affected agency, and if the issue is raised the courts may require the affected agency to fund the cost of the diversion in this way.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778



State of Wisconsin
2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2282/2
JTK:kmg&cjs:cmh

LFB:.....Renner – Elimination of certain state publications

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 1

1 At the locations indicated, amend the bill as follows:

2 1. Page 388, line 13: after that line insert:

3 “(8z) PRINTED PUBLICATIONS.

4 (a) In this subsection:

5 1. “Department” has the meaning given for “executive branch agency” in
6 section 16.70 (4) of the statutes.

7 2. “Federal revenues” has the meaning given in section 20.001 (2) (e) of the
8 statutes.

9 3. “General purpose revenues” has the meaning given in section 20.001 (2) (a)
10 of the statutes.

11 4. “Program revenues” has the meaning given in section 20.001 (2) (b) or (c) of
12 the statutes.

1 5. “Segregated fund revenues” has the meaning given in section 20.001 (2) (d)
2 or (da) of the statutes.

3 (b) Notwithstanding section 16.50 (1) of the statutes, the secretary of
4 administration shall require submission of an expenditure estimate under section
5 16.50 (2) of the statutes for each department that proposes to expend moneys that
6 are not encumbered on the effective date of this paragraph from any revenue source
7 other than federal revenues for printing of any publication during the 2001–03 fiscal
8 biennium that is not required to be printed by the constitution or by law.
9 Notwithstanding section 16.50 (2) of the statutes, the secretary shall disapprove any
10 such estimate for printing of a publication unless the secretary finds that printing
11 of the publication is essential.

12 (c) The secretary of administration shall, during the fiscal year for which an
13 expenditure estimate is submitted under paragraph (b), lapse to the general fund the
14 amount of any estimate disapproved under paragraph (b) for expenditure of moneys
15 that are appropriated from any appropriation, other than a sum sufficient
16 appropriation, made from general purpose revenues. The secretary shall, during the
17 fiscal year for which an expenditure estimate is submitted under paragraph (b),
18 transfer to the general fund the amount of any estimate disapproved under
19 paragraph (b) for the expenditure of moneys that are appropriated from any
20 appropriation, other than a sum sufficient appropriation, made from program
21 revenues or segregated fund revenues. The secretary shall reestimate to subtract
22 from the expenditure estimate published in the acts of 2001 under section 20.005 (3)
23 of the statutes the amount of any estimate disapproved under paragraph (b) for
24 expenditure of moneys that are appropriated from any sum sufficient appropriation.

1 The secretary shall include any reestimate under this paragraph in his or her
2 submission under section 20.004 (2) of the statutes.

3 (d) If the secretary of administration disapproves an expenditure estimate for
4 the printing of any publication under paragraph (b), the department submitting the
5 estimate shall post the content of the publication that would have been printed on
6 the Internet.

7 (e) The secretary of administration shall submit a report to the cochairpersons
8 of the joint committee on finance no later than July 1, 2002, identifying the amount
9 and sources of any savings achieved as a result of implementation of this
10 subsection.”.

11 (END)