

**2001 Jr2 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-AB1)**

Received: **04/04/2002**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Senate Democratic Caucus**

By/Representing: **Engel**

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

Drafter: **mlief**

May Contact:

Addl. Drafters:

Subject: **Higher Education - miscellaneous**

Extra Copies: **PG**

Submit via cmail: **NO**

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**Pre Topic:**

SCC:.....Engel - CN6404,

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**Topic:**

Milwaukee art museum

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**Instructions:**

See Attached

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**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>
/?	mlief 04/04/2002	jdye 04/04/2002		_____			
/1			jfrantze 04/04/2002	_____	lrb_docadmin 04/04/2002		

FE Sent For:

<END>

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/?	mlief	1 4 jld	J 4/4	J/K 4/4			

FE Sent For:

<END>

#### 4. Wisconsin Arts Board

##### New Provision

Fiscal Effect: \$50,000 GPR - Inc app by 50 M

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This motion would earmark \$50,000 GPR to the Milwaukee Art Museum for the *Leonardo da Vinci and The Splendor of Poland* art exhibition. This unprecedented exhibition will bring masterpieces of Western European and Polish painting to North America for the first time.

This funding would help cover some of the expenses associated with organizing and running the exhibition. This exhibition will be one of the largest and most important exhibits that the Milwaukee Art Museum has done to date.

CN 6404

MJZ

out

2001

Now  
Date (time)  
needed

D-N

LRB b 2997 11

**CAUCUS BUDGET AMENDMENT**  
[CAUCUS AMDTS. ONLY]

MTL:jld:

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

**CAUCUS AMENDMENT**  
**TO SENATE SUBSTITUTE AMENDMENT 1**  
**TO 2001 SPECIAL SESSION ASSEMBLY BILL 1**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

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

- #. Page . . . . , line . . . . :
- #. Page . . . . , line . . . . :
- #. Page . . . . , line . . . . :
- #. Page . . . . , line . . . . :
- #. Page . . . . , line . . . . :
- #. Page . . . . , line . . . . :

✓

~~WAAW~~ #. Page 11, line 21: after that line insert.

Sched

" 20.215 Arts board. <sup>B</sup>

plain

(1) SUPPORT OF ARTS PROJECTS. <sup>C+S</sup>

(cm) Milwaukee Art Museum & GPR A - 0 - \$50,000?

~~WAAW~~ # Page 13, line 13: after that line insert.

" Section 30 d. CR; 20.215 (1)(cm)

20.215 (1)(cm) Milwaukee Art Museum. <sup>I</sup> NO #

The amounts in the schedule for the  
exhibitions ~~at~~ under <sup>2001 Wisconsin Act... (this act),</sup> SECTION 9105(1)(m) <sup>L.C.</sup> NO  
moneys <sup>may</sup> ~~may~~ be encumbered or expended

from this appropriation account after

June 20, 2003. "

~~WAAW~~ #. Page 352, line 19: after that line insert:

(1) Milwaukee Art Museum. <sup>C+S</sup> The arts board

shall spend the amount in the

appropriation account under section 20.215(1)(em)  
of the statutes, as created by this act,  
for the Leonardo da Vinci and The  
Splendor of Poland art exhibitions at  
the Milwaukee Art Museum."

(end)

DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

2997  
LRBb2018/1dn

PE:jjf

MSL jld

March 29, 2002 } date

1. This draft provides an additional \$8,000,000 to MPS in 2002-03, but does not specify the purpose of the additional aid. Please let me know the purpose if you want the draft to include a purpose.

4. It is possible that a Wisconsin court would find that this amendment is a "private or local law" which, under article IV, section 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this amendment cannot validly be enacted as part of the budget adjustment bill, which clearly encompasses more than one subject. Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place, or thing is a private or local law within the meaning of article 4, section 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." As it is difficult to predict the potential for or outcome of any court action on this amendment, the caucus may wish to consider introducing this proposal as a separate bill.

MJL  
Peter R. Grant  
Managing Attorney  
Phone: (608) 267-3362  
E-mail: [peter.grant@legis.state.wi.us](mailto:peter.grant@legis.state.wi.us)

Because

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

LRBb2997/1dn  
MJL:jld:jf

April 4, 2002

It is possible that a Wisconsin court would find that this amendment is a "private or local law" which, under article IV, section 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this amendment cannot validly be enacted as part of the budget adjustment bill, which clearly encompasses more than one subject. Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place, or thing is a private or local law within the meaning of article 4, section 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." Because it is difficult to predict the potential for or outcome of any court action on this amendment, the caucus may wish to consider introducing this proposal as a separate bill.

Madelon J. Lief  
Legislative Attorney  
Phone: (608) 267-7380





State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb2997/1  
MJL:jld:jf

SCC:.....Engel – CN6404, Milwaukee art museum

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT ,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 1

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

2 1. Page 11, line 21: after that line insert:

3 **“20.215 Arts board**

4 (1) SUPPORT OF ARTS PROJECTS

5 (cm) Milwaukee Art Museum GPR A –0– 50,000”.

6 2. Page 13, line 13: after that line insert:

7 **“SECTION 30d.** 20.215 (1) (cm) of the statutes is created to read:

8 20.215 (1) (cm) *Milwaukee Art Museum*. The amounts in the schedule for the  
9 exhibitions under 2001 Wisconsin Act .... (this act), section 9105 (1) (c). No moneys

1 may be encumbered or expended from this appropriation account after June 20,  
2 2003.”

3 **3.** Page 352, line 19: after that line insert:

4 “(1c) MILWAUKEE ART MUSEUM. The arts board shall spend the amount in the  
5 appropriation account under section 20.215 (1) (cm) of the statutes, as created by this  
6 act, for the Leonardo da Vinci and the Splendor of Poland art exhibitions at the  
7 Milwaukee Art Museum.”

8 (END)