

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/15/2001

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters:

Subject: Higher Education - UW System

Extra Copies: PG

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN6528,

Topic:

Fond du Lac Avenue study

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>
/?	mlief 06/16/2001	csicilia 06/16/2001		_____			
/1			pgreensl 06/16/2001	_____	lrb_docadmin 06/16/2001		

FE Sent For:

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1?	mlief	1 cjs 6/16 01	6/ 1/6 PS	6/16 PS/CE			

FE Sent For:

<END>

2001

Date (time) needed _____

LRB b 0729 11

AMDT TO BUDGET SUB AMDT

D-N

MJL : cjs : _____

See form AMENDMENTS — COMPONENTS & ITEMS.

SENATE AMENDMENT
TO SENATE AMENDMENT _____,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55

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

#. Page ²....., line.....:

✓

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

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

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

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

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

AMENDMENTS

LRB 0729 / 1

MJL : : :

\$\$\$ INCREASE/DECREASE

In the component bar, for a "regular" amendment item:

For the item text, execute: create -> item: -> m: -> \$inc-dec

#. Page 141, line 11: in(de)crease the dollar amount for fiscal year 2001-02 by \$ 300,000 and in(de)crease the dollar amount for fiscal year 2002-03 by \$ [to] create funding for the [purpose] [purposes] for which the appropriation is made [to] create funding for fund.

an economic development study of the Fond du Lac Avenue corridor from North Avenue to Capitol Drive in Milwaukee, Wisconsin, conducted by the Center for Economic Development at

#. Page, line: in(de)crease the dollar amount for fiscal year 2001-02 by \$ and in(de)crease the dollar amount for fiscal year 2002-03 by \$ [to] create funding for the [purpose] [purposes] for which the appropriation is made [to] create funding for the University of Wisconsin - Milwaukee.

.....]*

In the component bar, for a "frozen" amendment item (used in amendments to amendments):

For the item text, execute: create -> item: -> afterline [or the applicable item]

For the "frozen" item text, execute: create -> item: -> frz: -> m: -> \$inc-dec

#. Page, line

..... Page, line: in(de)crease the dollar amount for fiscal year 2001-02 by \$ and in(de)crease the dollar amount for fiscal year 2002-03 by \$ [to] create funding for the [purpose] [purposes] for which the appropriation is made [to] create funding 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.

NOTE

1997-1998 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB 107291
MJK gjs 1dn

John Keckhaver

It is possible that a Wisconsin court would find that this budget 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 (1997-99) biennial budget act, 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 art. 4, sec. 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 and outcome of any court action on this amendment, you may wish to consider introducing this proposal as a separate bill.

MJL

2001-03

17

Fond du Lac Avenue Economic Study

CM6528

Agency: UW System

Description: \$300,000 GPR for 2001-02 to increase funding for UW System for an economic development study of the Fond Du Lac Avenue corridor from North Ave. to Capital Drive in Milwaukee. Study to be conducted by Center for Economic Development at, UW-Milwaukee

Fiscal Effect: \$300,000 GPR

Drafted as LRBb0337/2

(New Provision)

MTZ



**SENATE AMENDMENT ,
TO 2001 SENATE BILL 55**

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

2 **1.** Page 323, line 9: increase the dollar amount for fiscal year 2001-02 by
3 \$300,000 to increase funding for the purpose for which the appropriation is made.

4 **2.** Page 1772, line 9: after that line insert:

5 “(3v) ECONOMIC DEVELOPMENT STUDY. Of the moneys appropriated to the board
6 of regents of the University of Wisconsin System under section 20.285 (1) (a) of the
7 statutes, the board of regents shall allocate \$300,000 for fiscal year 2001-02 for the
8 Center for Economic Development at the University of Wisconsin-Milwaukee to
9 conduct an economic development study of the Fond du Lac Avenue corridor from
10 North Avenue to Capitol Drive in Milwaukee, Wisconsin. The board of regents shall
11 ensure that the study includes an economic analysis of the potential for and
12 feasibility of business development and employment growth in the corridor.”.

13

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0729/1dn

MJL:cjs:pg

June 16, 2001

John Keckhaver:

It is possible that a Wisconsin court would find that this budget 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 2001-03 biennial budget act, 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 art. 4, sec. 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 and outcome of any court action on this amendment, you may wish to consider introducing this proposal as a separate bill.

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

