

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/15/2001

Received By: grantpr

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: kahlepj
champra

Subject: Higher Education - miscellaneous

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN5015,

Topic:

Heritage trust program

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 06/15/2001			_____			
	mlief 06/17/2001			_____			

<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	champra 06/17/2001 kahlepj 06/18/2001	csicilia 06/18/2001	haugeca 06/18/2001	_____ _____ _____ _____	lrb_docadmin 06/18/2001		

FE Sent For:

<END>

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/15/2001

Received By: grantpr

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: kahlepj
champra

Subject: Higher Education - miscellaneous

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN5015,

Topic:

Heritage trust program

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?	grantpr	1 ijs 6/18 01	CH 6-18	RED 6-18 SRM			

FE Sent For:

<END>

--Historical Society--Heritage Trust program

CM5015

b076

Create a Heritage Trust program as follows:

Beginning in FY 2003, and for the subsequent 9 years, authorize \$1 million per year in state bonding for historic preservation grants to properties owned by local units of government. Property owned by state agencies would not be eligible for grants.

Beginning in FY 2003, appropriate \$50,000 for administration of both the bonding and the GPR portions of the program. The Department of Commerce will administer the program. The State Historical Society will determine which historic preservation projects are eligible using the rehabilitation standards identified in 1999 AB 690.

Beginning in FY 2003, appropriate \$1 million GPR for historic preservation. Of that amount, \$500k is available for grants to nonprofit organizations. A 25% cash match will be required of all grant recipients unless the administering agency decides to require a higher amount. The administering agency shall promulgate rules to operate the program.

The remaining \$500k GPR is used to match private contributions to an endowment. Each year, the state will match dollar-for-dollar private contributions to the endowment up to \$500k. At the end of each year, state money not privately matched is carried over to fund grants in the following year. [For example, if year 1 produces \$200k in private contributions, the state puts in \$200k for a total of \$400k for the endowment. The remaining \$300k GPR from year 1 will be added to the \$500k GPR for grants in year 2, making the total available to nonprofits at \$800k in year two.] After ten years, appropriations end and revenues generated by the endowment will fund future historic preservation projects.

The legislation will declare that the legislature intends to appropriate an additional \$1 million GPR in each of the 9 fiscal years commencing with 2003, to be used as described in the previous 2 paragraphs.

No fiscal impact in this biennium

2/16

Kahler, Pam

From: Lief, Madelon
Sent: Friday, June 15, 2001 2:51 PM
To: Champagne, Rick; Kahler, Pam
Subject: FW: Heritage trust program (CN 5015)

FYI

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

From: Keckhaver, John
Sent: Friday, June 15, 2001 2:51 PM
To: Lief, Madelon
Subject: RE: Heritage trust program (CN 5015)

Yes.

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

From: Lief, Madelon
Sent: Friday, June 15, 2001 2:50 PM
To: Keckhaver, John
Subject: RE: Heritage trust program (CN 5015)

I still don't know what you mean by an endowment. Do you want to create a segregated fund?

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

From: Keckhaver, John
Sent: Friday, June 15, 2001 2:47 PM
To: Lief, Madelon
Cc: Champagne, Rick; Kahler, Pam
Subject: RE: Heritage trust program (CN 5015)

-
- The Dept. of Commerce is to administer the program.
- It is to begin in 03-04, so there's no fiscal effect this biennium.
- The historical society is still to decide which historical preservation projects are eligible using the rehabilitation standards id'd in 1999 AB 690.
- The \$1 million which is authorized is split in half, 500,000 going to an endowment (matching dollar for dollar private contributions, up to 500,000/year, the other 500,000 is available for grants to nonprofit organizations.
- The language "after ten years.....appropriations end" does not have to be used, that's simply the last time the state will match up to 500,000.

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

From: Lief, Madelon
Sent: Friday, June 15, 2001 2:28 PM
To: Keckhaver, John
Cc: Champagne, Rick; Kahler, Pam
Subject: Heritage trust program (CN 5015)

John: Pam Kahler, Rick Champagne, and I will all be drafting the CN above and we need some clarification on the proposal. (When you reply to this email, please hit "reply to all" so that Pam and Rick get a copy of your reply.)

The proposal appears to be based on 1999 AB 690, but in the SDC proposal the dept. of commerce is supposed to administer the grant program. Can you explain what that entails? I ask this because the state historical society is supposed to determine which projects are eligible for grants. Should commerce be promulgating rules? (It would appear so from the proposal.)

Also, the grant program is supposed to be funded beginning in fiscal year 2002, which usually means 02-03. However, the proposal notes (last sentence) that there will be no fiscal impact in this biennium. Is the program supposed to be funded starting in 03-04?

Finally, the proposal speaks about using GPR to "match private contributions to an endowment." We do not know what is meant by this endowment. Do you want to create a segregated fund into which the private contributions are deposited and then appropriate this SEG money for grants? Also, I don't know what is meant by the following sentence: "After ten years, appropriations end and revenues generated by the endowment will fund future historic preservation projects." Does that mean that no more matching should occur after 10 years but that grants will continue to be awarded from the SEG fund moneys? (It doesn't make sense to say that "appropriations end" because all state money, whether in a segregated fund or in the general fund must be appropriated in order to be used.)

Lonnie

Madelon Lief
Legislative Attorney
Legislative Reference Bureau
State of Wisconsin
madelon.lief@legis.state.wi.us
608-267-7380



1999 ASSEMBLY BILL 690

1 AN ACT to amend 20.866 (1) (u); to repeal and recreate 20.866 (1) (u); and to
 2 create 20.245 (3) (e), 20.866 (2) (zfm) and 44.49 of the statutes; relating to:
 3 authorizing the state historical society to award grants for the preservation of
 4 historic property, granting bonding authority and making appropriations.

Analysis by the Legislative Reference Bureau

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

5 ~~SECTION 1. 20.245 (3) (e) of the statutes is created to read:~~
 6 ~~20.245 (3) (e) Principal repayment, interest and rebates. A sum sufficient to~~
 7 ~~reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred~~
 8 ~~in financing the grants under s. 44.49, ^{to} to make the payments determined by the~~
 9 ~~building commission under s. 13.488 (1) (m) that are attributable to the proceeds of~~
 10 ~~obligations incurred in financing the grants under s. 44.49.~~ " ,

ASSEMBLY BILL 690**SECTION 2**

1 **SECTION 2.** 20.866 (1) (u) of the statutes, as affected by 1999 Wisconsin Act 9,
2 section 628, is amended to read:

3 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
4 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)
5 (c), (d), (i) and (j), 20.225 (1) (c), 20.245 (1) (e), (2) (e) and (j), ~~(3) (e)~~, (4) (e) and (5) (e),
6 20.250 (1) (e), 20.255 (1) (d), 20.275 (1) (er), (es), (h) and (hb), 20.285 (1) (d), (db), (fh),
7 (ih), (kd) and (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag),
8 (aq), (ar), (at), (au), (ba), (ca), (cb), (cc), (cd), (ce), (cf), (ea), (eq) and (er), 20.395 (6) (aq)
9 and (ar), 20.410 (1) (e), (ec) and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1)
10 (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5) (c), (g) and (kc), 20.855 (8)
11 (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bp), (br), (g), (h), (i) and (q) for the
12 payment of principal and interest on public debt contracted under subchs. I and IV
13 of ch. 18.

14 **SECTION 3.** 20.866 (1) (u) of the statutes, as affected by 1999 Wisconsin Act 9,
15 section 628b, and 1999 Wisconsin Act (this act), is repealed and recreated to read:

16 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
17 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)
18 (c), (d), (i) and (j), 20.225 (1) (c), 20.245 (1) (e), (2) (e) and (j), (3) (e), (4) (e) and (5) (e),
19 20.250 (1) (e), 20.255 (1) (d), 20.275 (1) (er), (es), (h) and (hb), 20.285 (1) (d), (db), (fh),
20 (ih), (kd) and (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag),
21 (aq), (ar), (at), (ba), (ca), (cb), (cc), (cd), (ce), (cf), (ea), (eq) and (er), 20.395 (6) (aq) and
22 (ar), 20.410 (1) (e), (ec) and (ko) and (3) (e), 20.435 (2) (ee) and (6) (c), 20.465 (1) (d),
23 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5) (c), (g) and (kc), 20.855 (8) (a)
24 and 20.867 (1) (a) and (b) and (3) (a), (b), (bp), (br), (g), (h), (i) and (q) for the payment
25 of principal and interest on public debt contracted under subchs. I and IV of ch. 18.

ASSEMBLY BILL 690

#. Page, line : after that line insert.

1 SECTION ~~4~~ 20.866 (2) (zfm) of the statutes is created to read:

2 20.866 (2) (zfm) *Historical society; heritage trust program.* From the capital
3 improvement fund, a sum sufficient for the historical society to award grants under
4 s. 44.49. The state may contract public debt in an amount not to exceed \$20,000,000
5 for this purpose. The total amount of debt authorized under this paragraph may not
6 exceed the following amounts on the following dates:

- 7 1. Prior to July 1, 200~~1~~², \$2,000,000.
- 8 2. July 1, 200~~1~~², to June 30, 200~~2~~³, \$4,000,000.
- 9 3. July 1, 200~~2~~³, to June 30, 200~~3~~⁴, \$6,000,000.
- 10 4. July 1, 200~~3~~⁴, to June 30, 200~~4~~⁵, \$8,000,000.
- 11 5. July 1, 200~~4~~⁵, to June 30, 200~~5~~⁶, \$10,000,000.
- 12 6. July 1, 200~~5~~⁶, to June 30, 200~~6~~⁷, \$12,000,000.
- 13 7. July 1, 200~~6~~⁷, to June 30, 200~~7~~⁸, \$14,000,000.
- 14 8. July 1, 200~~7~~⁸, to June 30, 200~~8~~⁹, \$16,000,000.
- 15 9. July 1, 200~~8~~⁹, to June 30, 200~~9~~¹⁰, \$18,000,000.
- 16 10. July 1, 200~~9~~¹⁰, to June 30, 201~~0~~¹, \$20,000,000. ”.

#. Page, line : after that line insert:
17 SECTION 5. 44.49 of the statutes is created to read:

18 44.49 **Heritage trust program.** (1) PURPOSE. The legislature determines
19 that the provision of assistance by the state under this section and the awarding of
20 grants to the Wisconsin Trust for Historic Preservation under this section serve a
21 statewide public purpose by assisting in the protection, restoration, and
22 rehabilitation of property located in this state that is significant in the history,
23 prehistory, architecture, archaeology, or culture of this state, its rural and urban
24 communities, or the nation.

25 (2) DEFINITIONS. In this section:

ASSEMBLY BILL 690

SECTION 5

1 (a) "Local governmental unit" has the meaning given in s. 16.97 (7).

2 (b) "Trust" means the Wisconsin Trust for Historic Preservation.

3 (3) GRANTS TO GOVERNMENTAL UNITS AND NONPROFIT ORGANIZATIONS. (a) From the
4 appropriation under s. 20.866 (2) (zfm), the state historical society shall award
5 grants to state agencies, local governmental units and nonprofit organizations for
6 historic preservation. A grant recipient shall provide matching funds equal to 25%
7 of the amount of the grant, except that the state historical society may require a
8 recipient to provide matching funds equal to a higher percentage.

9 (b) The state historical society shall ensure that all grant recipients under par.
10 (a) comply with the standards for rehabilitation in 36 CFR 67.7.

11 (c) The state historical society may award up to \$1,000,000 in grants under par.
12 (a) in the ~~2000-01~~²⁰⁰¹⁻⁰² fiscal year and up to \$1,500,000 in grants under par. (a) in each
13 of the 9 succeeding fiscal years, except that if the state historical society awards less
14 than the maximum amount allowed in any fiscal year the maximum amount allowed
15 in the succeeding fiscal year is increased by an amount equal to the difference
16 between the amount awarded in the ~~current~~^{previous} fiscal year and the maximum amount
17 allowed in the ~~current~~^{previous} fiscal year.

18 (4) GRANTS TO THE TRUST. (a) Subject to par. (b), the state historical society
19 annually shall award a grant to the trust from the appropriation under s. 20.866 (2)
20 (zfm). In the ~~2000-01~~²⁰⁰¹⁻⁰² fiscal year, the amount of the grant shall be \$1,000,000. In
21 each of the 9 succeeding fiscal years, the amount of the grant shall be \$500,000.

22 (b) The state historical society may award a grant under par. (a) only if the
23 following conditions are satisfied:

24 1. The bylaws of the trust state that the purpose of the trust is to develop and
25 support statewide initiatives promoting historic preservation and that, if the trust

ASSEMBLY BILL 690

1 dissolves, the trust shall in good faith take all reasonable measures to ensure that
2 all moneys paid to the trust under this subsection revert to the state.

3 2. The trust provides public access to any meeting held for the purpose of
4 deliberations regarding the awarding of grants under par. (c) 1. to the same extent
5 as is required of, and subject to the same terms and enforcement provisions that
6 apply to, a governmental body under subch. V of ch. 19.

7 (c) The moneys received under par. (a) shall constitute an endowment fund.
8 The trust shall use the earnings of the endowment fund for the following purposes:

9 1. To award grants to state agencies, local governmental units, and nonprofit
10 organizations for historic preservation, including historic preservation to
11 commemorate the 200th anniversary of Wisconsin statehood. A grant recipient shall
12 provide matching funds equal to 25% of the amount of the grant, except that the trust
13 may require a recipient to provide matching funds equal to a higher percentage.

14 2. To temporarily acquire historic property for the purpose of historic
15 preservation.

16 (d) The trust shall comply, and shall ensure that all grant recipients under par.
17 (c) 1. comply, with the standards for rehabilitation in 36 CFR 67.7.

18 (e) The trust shall contract with an independent certified public accountant to
19 biennially audit the endowment fund. Within 30 days after the completion of each
20 audit, the trust shall submit a detailed report of the audit to the governor and the
21 joint committee on finance.

22 (5) SUNSET. The state historical society may not award a grant under this
23 section after June 30, 2010. " " .

24 ~~SECTION 6. Appropriation changes, historical society.~~

End

ASSEMBLY BILL 690

(1) In the schedule under section 20.005 (3) of the statutes for the appropriation to the state historical society under section 20.245 (3)(a) of the statutes, as affected by the acts of 1999, the dollar amount is increased by \$-0- for fiscal year 1999-00 and the dollar amount is increased by \$38,800 for fiscal year 2000-01 to increase the authorized FTE positions for the historical society by 1.0 GRP position for the performance of services for the heritage trust program.

SECTION 7. Effective dates. This act takes effect on the day after publication, except as follows:

(1) The treatment of section 20.866 (1) (a) (by SECTION 3) of the statutes takes effect on July 1, 2001.

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb0762/1
W&RAC.....
+PJK

SDC:.....Keckhaver - CN5015, Heritage trust program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION
CAUCUS LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

Duke

g's

Insert 1-1

1

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

2

1. Page ²⁹⁶ 7, line ²⁴ 8: after that line insert:

3

"SECTION ^{438c} ~~20.143~~ (1) (dm) of the statutes is created to read:

4

20.143 (1) (dm) *Principal repayment, interest and rebates.* A sum sufficient to

5

reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred

6

in financing the grants under s. 560.28, and to make the payments determined by

7

the building commission under s. 13.488 (1) (m) that are attributable to the proceeds

8

of obligations incurred in financing the grants under s. 560.28.

9

SECTION ^{438h} ~~20.143~~ (1) (dp) of the statutes is created to read:

10

20.143 (1) (dp) *Heritage trust program.* A sum sufficient equal to amount of

11

grants that are awarded under s. 560.28 (2) and the amount of moneys that are

12

required to be deposited in the heritage trust fund under s. 560.28 (3). No moneys

Insert 2-2

1 may be encumbered under this paragraph before July 1, 2003, or after June 30,
2 2012.”.

3 2. Page 414, line 2: after “(f),” insert “20.143 (1) (dm).”

4 3. Page 421, line 24: after that line insert:

5 “SECTION 9732. 20.866 (2) (zbx) of the statutes is created to read:

6 20.866 (2) (zbx) ~~Commerce~~ heritage trust program. From the capital
7 improvement fund, a sum sufficient for the department of commerce to award grants
8 under s. 560.28 (1). The state may contract public debt in an amount not to exceed
9 \$10,000,000 for this purpose. The total amount of debt authorized under this
10 paragraph may not exceed the following amounts on the following dates:

11 1. ~~From~~ July 1, 2004, \$1,000,000. Beginning on July 1, 2003, and before

12 2. July 1, 2004, to June 30, 2005, \$2,000,000.

13 3. July 1, 2005, to June 30, 2006, \$3,000,000.

14 4. July 1, 2006, to June 30, 2007, \$4,000,000.

15 5. July 1, 2007, to June 30, 2008, \$5,000,000.

16 6. July 1, 2008, to June 30, 2009, \$6,000,000.

17 7. July 1, 2009, to June 30, 2010, \$7,000,000.

18 8. July 1, 2010, to June 30, 2011, \$8,000,000.

19 9. July 1, 2011, to June 30, 2012, \$9,000,000.

20 10. July 1, 2012, and thereafter, \$10,000,000.”.

21 4. Page 468, line 21: after that line insert:

22 “SECTION 1107m. 25.17 (1) (gL) of the statutes is created to read:

23 25.17 (1) (gL) Heritage trust fund (s. 25.74); ”.

24 5. Page 476, line 10: after that line insert:

1 ✓ "SECTION ~~25.74~~ ^{1142m} 25.74 of the statutes is created to read: *separate*

2 **25.74 Heritage trust fund.** There is created a nonlapsible trust fund

3 designated as the heritage trust fund, consisting of all gifts, grants, ~~bequests~~ ^{bequests} for

4 other contributions to the fund and the amounts matched by the department of

5 commerce under s. 560.28 (3). ✓

6 6. Page ~~537~~ ⁵³⁷, line ~~19~~ ¹⁹: after that line insert:

7 "SECTION ~~44.02~~ ^{1409m} 44.02 (27m) of the statutes is created to read:

8 44.02 (27m) Determine which historic preservations projects are eligible for

9 grants under s. 560.28 ~~of~~ ^{according to the standards for rehabilitation in}."

10 7. Page ~~171~~ ¹⁷¹, line ~~17~~ ¹⁷: after that line insert:

11 "SECTION ~~560.28~~ ^{3693m} 560.28 of the statutes is created to read:

12 **560.28 Heritage trust program.** (1) ~~The~~ ^{governmental} department shall award grants to

13 local ~~units of government~~ ^{governmental}, as defined in s. ~~16.91(7)~~ ^{22.01(7)}, for the preservation of historic

14 buildings and properties owned by the local units of government. The grants shall

15 be financed from the appropriation under s. 20.866 (2) (zbz). ✓

16 (2) Annually, beginning in the 2003-04 fiscal year and ending in the 2011-12

17 fiscal year, from the appropriation under s. 20.143 (1) (dp), the department may

18 award up to \$500,000 in grants, plus any amount that may be carried over under sub.

19 (3), to nonprofit organizations for historic preservation. *insert 3-19*

20 (3) Annually, beginning in the 2003-04 fiscal year and ending in the 2011-12

21 fiscal year, from the appropriation under s. 20.143 (1) (dp), the department shall

22 match in an amount up to \$500,000 any contributions from individuals or

23 organizations that are deposited in the heritage trust fund, except that if the

24 department matches less than \$500,000 in any fiscal year the maximum amount that

Beginning in the 2003-04 fiscal year, the

(5)

subject to sub. (5)

1 may be awarded as grants under sub. (2) in the succeeding fiscal year is increased
2 by an amount equal to the difference between the amount matched under this
3 subsection in the current fiscal year and \$500,000.

4 (4) Beginning on July 1, 2012, the department may ^{subject to sub. (5)} make grants to nonprofit
5 organizations for historic preservation. The grants shall be paid from the
6 appropriation under s. 20.143 (1) (rm).

7 (5) The department may ~~only~~ award grants ^{under this section only to} for historic preservation projects
8 under this section if the projects comply with the standards for rehabilitation in 36
9 CFB 67.7, as determined by the state historical society.

10

(END)

Insert 4-9

that the state historical society determines ✓
are eligible under s. 44.02 (27m)

D - note

2001

Insert 1-1 1002

LRB 60762 11

File With Statute **20.005 (3)** Schedule

PTK : :

\$\$\$ SCHEDULE

#. Page 114, line 8: after that line insert:

In the component bar:

For the action phrase, execute: create → action: → ch20

For the table layout, execute: create → <Table> → \$sched

SECTION #. 20.005 (3) (schedule) of the statutes: at the appropriate place,

insert the following amounts for the purposes indicated:

	2001-02	2002-03
20.		
()		

→ (dm) Principal repayment,
interest and rebates

..... GPR \$ -0- -0-

20.
()

(dp) Heritage trust
program

..... GPR \$ -0- -0-

2001

LRB b0762 11

File With Statute **20.005 (3)** Schedule

PJK : _____

\$\$\$ SCHEDULE ins 1-1 cont'd 2002

Page 117, line 14: after that line insert:

In the component bar:

For the action phrase, execute: create → action: → ch20

For the table layout, execute: create → <Table> → \$sched

SECTION #. 20.005 (3) (schedule) of the statutes: at the appropriate place,

insert the following amounts for the purposes indicated:

	2001-02	2002-03
20.		
.....		
()		
.....		

→ "(rm) Heritage trust
fund grants

SEG S 0 0" ←

20.
.....
()
.....
()
.....
.....

(end of ins 1-1)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0762/lins
RAC&PJK:.....

INSERT 2-2

1 **1.** Page 301, line 15: after that line insert:
2 “SECTION 459c. 20.143 (1) (rm) of the statutes is created to read:
3 20.143 (1) (rm) *Heritage trust fund grants*. From the heritage trust fund a sum
4 sufficient to make the grants under s. 560.28 (4).” ✓

(END OF INSERT 2-2)

INSERT 3-19

5 ^{no} A nonprofit organization receiving a grant under this subsection shall be required
6 to to contribute for the project 25% of the amount of the grant unless the department
7 determines that a higher amount must be contributed. ✓

(END OF INSERT 3-19)

INSERT 4-9

8 (6) The department shall promulgate any rules necessary for the operation of
9 the program under this section.)) ←

(END OF INSERT 4-9)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0762/1dn

RAC: /.....

gjs

Please note that the provisions in this this draft are similar to those contained in 1999 Assembly Bill 690, which was vetoed by Governor Thompson. In his veto message, Governor Thompson indicated that state's bond counsel could not offer an unqualified opinion that the bill was constitutional. Specifically, bond counsel indicated that general obligation borrowing for the grants might be unconstitutional under art. VIII, sec. 7 of the Wisconsin Constitution. While there is not sufficient time for me to fully examine the arguments in bond counsel's opinion, I would point out that the state has in the past incurred debt for the awarding of grants for construction projects. If you would like a copy of bond counsel's opinion, please let me know.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0762/1dn
RAC:cjs:ch

June 18, 2001

Please note that the provisions in this this draft are similar to those contained in 1999 Assembly Bill 690, which was vetoed by Governor Thompson. In his veto message, Governor Thompson indicated that state's bond counsel could not offer an unqualified opinion that the bill was constitutional. Specifically, bond counsel indicated that general obligation borrowing for the grants might be unconstitutional under art. VIII, sec. 7 of the Wisconsin Constitution. While there is not sufficient time for me to fully examine the arguments in bond counsel's opinion, I would point out that the state has in the past incurred debt for the awarding of grants for construction projects. If you would like a copy of bond counsel's opinion, please let me know.

Rick A. Champagne
Senior Legislative Attorney
Phone: (608) 266-9930
E-mail: rick.champagne@legis.state.wi.us

SDC:.....Keckhaver – CN5015, Heritage trust program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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

2 **1.** Page 114, line 8: after that line insert:

3	“(dm) Principal repayment, interest				
4	and rebates	GPR	S	-0-	-0-

5	(dp) Heritage trust program	GPR	S	-0-	-0-”.
---	-----------------------------	-----	---	-----	-------

6 **2.** Page 117, line 14: after that line insert:

7	“(rm) Heritage trust fund grants	GPR	S	-0-	-0-”.
---	----------------------------------	-----	---	-----	-------

8 **3.** Page 296, line 24: after that line insert:

9 “SECTION 438c. 20.143 (1) (dm) of the statutes is created to read:

1 20.143 (1) (dm) *Principal repayment, interest and rebates.* A sum sufficient to
2 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
3 in financing the grants under s. 560.28, and to make the payments determined by
4 the building commission under s. 13.488 (1) (m) that are attributable to the proceeds
5 of obligations incurred in financing the grants under s. 560.28.

6 **SECTION 438h.** 20.143 (1) (dp) of the statutes is created to read:

7 20.143 (1) (dp) *Heritage trust program.* A sum sufficient equal to amount of
8 grants that are awarded under s. 560.28 (2) and the amount of moneys that are
9 required to be deposited in the heritage trust fund under s. 560.28 (3). No moneys
10 may be encumbered under this paragraph before July 1, 2003, or after June 30,
11 2012.”.

12 **4.** Page 301, line 15: after that line insert:

13 **“SECTION 459c.** 20.143 (1) (rm) of the statutes is created to read:

14 20.143 (1) (rm) *Heritage trust fund grants.* From the heritage trust fund a sum
15 sufficient to make the grants under s. 560.28 (4).”.

16 **5.** Page 414, line 2: after “(f),” insert “20.143 (1) (dm).”.

17 **6.** Page 421, line 24: after that line insert:

18 **“SECTION 973z.** 20.866 (2) (zbz) of the statutes is created to read:

19 20.866 (2) (zbz) *Commerce; heritage trust program.* From the capital
20 improvement fund, a sum sufficient for the department of commerce to award grants
21 under s. 560.28 (1). The state may contract public debt in an amount not to exceed
22 \$10,000,000 for this purpose. The total amount of debt authorized under this
23 paragraph may not exceed the following amounts on the following dates:

24 1. Beginning on July 1, 2003, and before July 1, 2004, \$1,000,000.

1 2. July 1, 2004, to June 30, 2005, \$2,000,000.

2 3. July 1, 2005, to June 30, 2006, \$3,000,000.

3 4. July 1, 2006, to June 30, 2007, \$4,000,000.

4 5. July 1, 2007, to June 30, 2008, \$5,000,000.

5 6. July 1, 2008, to June 30, 2009, \$6,000,000.

6 7. July 1, 2009, to June 30, 2010, \$7,000,000.

7 8. July 1, 2010, to June 30, 2011, \$8,000,000.

8 9. July 1, 2011, to June 30, 2012, \$9,000,000.

9 10. July 1, 2012, and thereafter, \$10,000,000.”.

10 **7.** Page 468, line 21: after that line insert:

11 “**SECTION 1107m.** 25.17 (1) (gL) of the statutes is created to read:

12 25.17 (1) (gL) Heritage trust fund (s. 25.74);”.

13 **8.** Page 476, line 10: after that line insert:

14 “**SECTION 1142m.** 25.74 of the statutes is created to read:

15 **25.74 Heritage trust fund.** There is created a separate nonlapsible trust fund
16 designated as the heritage trust fund, consisting of all gifts, grants, bequests, or
17 other contributions to the fund and the amounts matched by the department of
18 commerce under s. 560.28 (3).”.

19 **9.** Page 537, line 19: after that line insert:

20 “**SECTION 1409m.** 44.02 (27m) of the statutes is created to read:

21 44.02 (27m) Determine which historic preservations projects are eligible for
22 grants under s. 560.28 according to the standards for rehabilitation in 36 CFR 67.7.”.

23 **10.** Page 1171, line 17: after that line insert:

24 “**SECTION 3693m.** 560.28 of the statutes is created to read:

1 **560.28 Heritage trust program.** (1) Beginning in the 2003–04 fiscal year,
2 the department may, subject to sub. (5), award grants to local governmental units,
3 as defined in s. 22.01 (7), for the preservation of historic buildings and properties
4 owned by the local units of government. The grants shall be financed from the
5 appropriation under s. 20.866 (2) (zbz).

6 (2) Annually, beginning in the 2003–04 fiscal year and ending in the 2011–12
7 fiscal year, from the appropriation under s. 20.143 (1) (dp), the department may
8 award up to \$500,000 in grants, plus any amount that may be carried over under sub.
9 (3), to nonprofit organizations for historic preservation. A nonprofit organization
10 receiving a grant under this subsection shall be required to contribute for the
11 project 25% of the amount of the grant unless the department determines that a
12 higher amount must be contributed.

13 (3) Annually, beginning in the 2003–04 fiscal year and ending in the 2011–12
14 fiscal year, from the appropriation under s. 20.143 (1) (dp), the department shall
15 match in an amount up to \$500,000 any contributions from individuals or
16 organizations that are deposited in the heritage trust fund, except that if the
17 department matches less than \$500,000 in any fiscal year the maximum amount that
18 may be awarded as grants under sub. (2) in the succeeding fiscal year is increased
19 by an amount equal to the difference between the amount matched under this
20 subsection in the current fiscal year and \$500,000.

21 (4) Beginning on July 1, 2012, the department may, subject to sub. (5), make
22 grants to nonprofit organizations for historic preservation. The grants shall be paid
23 from the appropriation under s. 20.143 (1) (rm).

