

# State of Wisconsin



2003 Senate Bill 64

Date of enactment:  
Date of publication\*:

## 2003 WISCONSIN ACT

**AN ACT** to renumber and amend 16.45; to amend 13.48 (7); and to create 16.42 (3) and 16.45 (2) of the statutes; relating to: deadlines for the transmittal of the Building Commission's long-range state building program recommendations and the delivery of the governor's biennial budget message and a report on the timeliness of the submittal of agency budget requests.

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

**SECTION 1.** 13.48 (7) of the statutes is amended to read:

13.48 (7) **BIENNIAL RECOMMENDATIONS.** The building commission shall prepare and formally adopt recommendations for the long-range state building program on a biennial basis. The building commission shall include in its report any projects proposed by the state fair park board involving a cost of not more than \$250,000, together with the method of financing those projects proposed by the board, without recommendation. Unless a later date is requested by the building commission and approved by the joint committee on finance, the building commission shall, no later than the first Tuesday in ~~April~~ **March** of each odd-numbered year, transmit the report prepared by the department of administration under s. 16.40 (20) and the commission's recommendations for the succeeding fiscal biennium that require legislative approval to the joint committee on finance in the form of proposed legislation prepared in proper form.

**SECTION 2.** 16.42 (3) of the statutes is created to read:

16.42 (3) (a) If an agency fails to furnish the information required under sub. (1) by the date specified in sub.

(1), the agency shall include with the information a written explanation of the reason for the delay.

(b) No later than October 1 of each even-numbered year, the secretary shall submit a report to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) that identifies each agency that furnished a complete submittal of the information required under sub. (1) by the date specified in sub. (1), each agency that failed to furnish a complete submittal by the applicable date, and the reason that any agency failed to furnish a complete submittal by the applicable date.

**SECTION 3.** 16.45 of the statutes is renumbered 16.45 (1) and amended to read:

16.45 (1) ~~In~~ **Except as provided in sub. (2), in** each regular session of the legislature, the governor shall deliver the budget message to the 2 houses in joint session assembled. ~~Unless a later date is requested by the governor and approved by the legislature in the form of a joint resolution, the budget message shall be delivered~~ on or before the last Tuesday in January of the odd-numbered year. With the message the governor shall transmit to the legislature, as provided in ss. 16.46 and 16.47, the biennial state budget report and the executive budget bill or bills together with suggestions for the best methods for raising the needed revenues.

\* Section 991.11, WISCONSIN STATUTES 2001-02: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

**SECTION 4.** 16.45 (2) of the statutes is created to read:

16.45 (2) If a governor was elected governor for the first time in the most recent gubernatorial election and was not an incumbent governor at the time of the election,

the governor shall deliver the budget message under sub. (1), for the fiscal biennium starting July 1 of the year following the gubernatorial election, on or before the 2nd Tuesday in February of the odd-numbered year.

---

**SENATE BILL 64 (LRB -2169)**

An Act to renumber and amend 16.45; to amend 13.48 (7); and to create 16.42 (3) and 16.45 (2) of the statutes; relating to: deadlines for the transmittal of the Building Commission's long-range state building program recommendations and the delivery of the governor's biennial budget message and a report on the timeliness of the submittal of agency budget requests.

**2003**

- 03-11. S. Introduced by **JOINT LEGISLATIVE COUNCIL.**
- 03-11. S. Read first time and referred to joint committee on Finance ..... 113

**2004**

- 03-02. S. Executive action taken.
- 03-03. S. Report introduction and adoption of Senate Substitute Amendment 1 recommended by joint committee on Finance, Ayes 12, Noes 4 (**LRB s0407**) ..... 659
- 03-03. S. Report passage as amended recommended by joint committee on Finance, Ayes 12, Noes 4 ..... 659
- 03-03. S. Available for scheduling.
- 03-03. S. Placed on calendar 3-4-2004 by committee on Senate Organization.
- 03-04. S. Read a second time ..... 667
- 03-04. S. Placed at the foot of the calendar of 3-4-2004 ..... 667
- 03-04. S. Read a second time ..... 672
- 03-04. S. Senate substitute amendment 1 **adopted** ..... 672
- 03-04. S. Ordered to a third reading ..... 672
- 03-04. S. Rules suspended ..... 672
- 03-04. S. Read a third time and **passed**, Ayes 19, Noes 14 ..... 672
- 03-04. S. Ordered immediately messaged ..... 674
- 03-08. A. Received from Senate ..... 803
- 03-08. A. Read first time and referred to committee on Rules ..... 804
- 03-10. A. Made a special order of business at 9:10 A.M. on 3-11-2004 pursuant to Assembly Resolution 39 ..... 860
- 03-11. A. Read a second time.
- 03-11. A. Ordered to a third reading.
- 03-11. A. Read a third time.
- 03-11. A. Rules suspended.
- 03-11. A. Read a third time and **concurred in**.
- 03-11. A. Ordered immediately messaged.
- 03-11. S. Received from Assembly concurred in.

**2003**  
**ENROLLED BILL**

03en S-B-64

**ADOPTED DOCUMENTS:**

Orig     Engr

9 SubAmtd 1

03 50407/2

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic relax

3/12/04  
Date

[Signature]  
Enrolling Drafter

**ELECTRONIC PROCEDURE:**

Follow automatic or manual enrolling procedures in *TEXT2000 Reference Guide*, Document Specific Procedures, Ch. 20, Engrossing and Enrolling

**DISTRIBUTION:**

**HOUSE OF ORIGIN:**

- 11 copies plus bill jacket
- Secretary of State's envelope containing 4 copies plus newspaper notice

**REVISOR OF STATUTES:**

- 5 copies

**DEPARTMENT OF ADMINISTRATION:**

- 2 copies

**LRB:**

- Drafting file ..... original
- Drafting attorney ..... 1 copy
- Legislative editors ..... 1 copy each
- Reference section ..... 1 copy
- Bill index librarian ..... 1 copy

**SENATE SUBSTITUTE AMENDMENT 1,  
TO 2003 SENATE BILL 64**

March 3, 2004 - Offered by JOINT COMMITTEE ON FINANCE.

1     **AN ACT** *to renumber and amend* 16.45; *to amend* 13.48 (7); and *to create*  
2           16.42 (3) and 16.45 (2) of the statutes; **relating to:** deadlines for the transmittal  
3           of the Building Commission's long-range state building program  
4           recommendations and the delivery of the governor's biennial budget message  
5           and a report on the timeliness of the submittal of agency budget requests.

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

6           **SECTION 1.** 13.48 (7) of the statutes is amended to read:

7           **13.48 (7) BIENNIAL RECOMMENDATIONS.** The building commission shall prepare  
8           and formally adopt recommendations for the long-range state building program on  
9           a biennial basis. The building commission shall include in its report any projects  
10          proposed by the state fair park board involving a cost of not more than \$250,000,  
11          together with the method of financing those projects proposed by the board, without  
12          recommendation. Unless a later date is requested by the building commission and

1 approved by the joint committee on finance, the building commission shall, no later  
2 than the first Tuesday in ~~April~~ March of each odd-numbered year, transmit the  
3 report prepared by the department of administration under s. 16.40 (20) and the  
4 commission's recommendations for the succeeding fiscal biennium that require  
5 legislative approval to the joint committee on finance in the form of proposed  
6 legislation prepared in proper form.

7 **SECTION 2.** 16.42 (3) of the statutes is created to read:

8 16.42 (3) (a) If an agency fails to furnish the information required under sub.  
9 (1) by the date specified in sub. (1), the agency shall include with the information a  
10 written explanation of the reason for the delay.

11 (b) No later than October 1 of each even-numbered year, the secretary shall  
12 submit a report to the chief clerk of each house of the legislature for distribution to  
13 the legislature under s. 13.172 (2) that identifies each agency that furnished a  
14 complete submittal of the information required under sub. (1) by the date specified  
15 in sub. (1), each agency that failed to furnish a complete submittal by the applicable  
16 date, and the reason that any agency failed to furnish a complete submittal by the  
17 applicable date.

18 **SECTION 3.** 16.45 of the statutes is renumbered 16.45 (1) and amended to read:

19 16.45 (1) ~~In Except as provided in sub. (2), in each regular session of the~~  
20 legislature, the governor shall deliver the budget message to the 2 houses in joint  
21 session assembled. ~~Unless a later date is requested by the governor and approved~~  
22 ~~by the legislature in the form of a joint resolution, the budget message shall be~~  
23 delivered on or before the last Tuesday in January of the odd-numbered year. With  
24 the message the governor shall transmit to the legislature, as provided in ss. 16.46

1 and 16.47, the biennial state budget report and the executive budget bill or bills  
2 together with suggestions for the best methods for raising the needed revenues.

3 **SECTION 4.** 16.45 (2) of the statutes is created to read:

4 16.45 (2) If a governor was elected governor for the first time in the most recent  
5 gubernatorial election and was not an incumbent governor at the time of the election,  
6 the governor shall deliver the budget message under sub. (1), for the fiscal biennium  
7 starting July 1 of the year following the gubernatorial election, on or before the 2nd  
8 Tuesday in February of the odd-numbered year.

9 (END)