

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB427)**

Received: **02/11/2004**

Received By: **gmalaise**

Wanted: **Today**

Identical to LRB:

For: **Carol Roessler (608) 266-5300**

By/Representing: **Sarah Seaquist**

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

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - abuse and neglect**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Roessler@legis.state.wi.us**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Distribution of tax check-off moneys to child abuse and neglect fund-raising corporation

---

**Instructions:**

See Attached--1. No birth certificate fees for coropration. 2. \$100,000 seed money from 20.433 (1) (q) only. 3. In addition, CANPB distribute to corporation in each FY an amount determined by CANPB.

---

**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>
/?	gmalaise 02/11/2004	kfollett 02/11/2004		_____			
/1			rschluet 02/11/2004	_____	lemery 02/11/2004	lemery 02/11/2004	

FE Sent For:

<END>

2003 DRAFTING REQUEST

Senate Amendment (SA-SB<sup>427</sup>~~447~~)

Received: 02/11/2004

Received By: gmalaise

Wanted: Today

Identical to LRB:

For: Carol Roessler (608) 266-5300

By/Representing: Sarah Seaquist

This file may be shown to any legislator: NO

Drafter: gmalaise

May Contact:

Addl. Drafters:

Subject: Children - abuse and neglect

Extra Copies:

Submit via email: YES

Requester's email: Sen.Roessler@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given


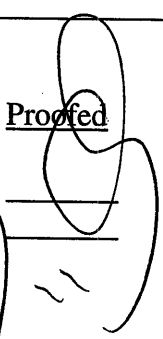

Topic:

Distribution of tax check-off moneys to child abuse and neglect fund-raising corporation

Instructions:

See Attached--1. No birth certificate fees for coropration. 2. \$100,000 seed money from 20.433 (1) (q) only. 3. In addition, CANPB distribute to corporation in each FY an amount determined by CANPB.

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/?	gmalaise	1/11/04 2/11/04					

FE Sent For:

<END>

2/11/04

AM to SB 427

Sarah Sequist

Mary Anne Snyder

① No birth cert fees for corp

= P 2, 433 (1) (h) - out

② ~~\$100,000~~ \$100,000 04-05 & 05-06 from (g)

③ In addition, CANFB distribute amt. determined

by CANFB to corp in each FY from (g)

(tax check-off moneys)

P 3, 816 Sm RP 48,982 (2e) (am)

P 6, 810 Eff Det

P 2, 811 : debt less 1 to 5

AM (2g) Dec 20-433 (1) (h)

RP 48,982 (2e) (am)

P 2, 812 alt. (2m) insert " to distribute moneys 7/1/06

under s. 48,982 (2e) (ag) to the corp. org. under

s. 48,982 (2e) (a)

P 2, 813 alt. per SEC 2g RC 20-433 (1) (g)

P 3, 819 : alt. P line item:

"SEC 4r. CR; 48,982 (2e) (ag)

P 3, 811 : del less 11 to 13 sub

"48,982 (2e) (am) from the corp. org. s. 20-433 (1) (g),

the b2. of asset a sub'd not more than"

## Malaise, Gordon

**From:** Malaise, Gordon  
**Sent:** Wednesday, February 11, 2004 9:44 AM  
**To:** Snyder, MaryAnne  
**Subject:** RE: SB 427

an amt. determined by b.d.

Mary Anne:

No. The draft only addresses the grants in 04-05 and 05-06. It is silent about granting any check-off moneys to the corporation after that.

To address what happens beginning in 06-07 you can wait until the time comes, for example in the next biennial budget, or you can have an amendment drafted to repeal and recreate s. 48.982 (2e) (am) effective July 1, 2006 as follows:

"48.982 (2e) (am). From the appropriation under s. 20.433 (1) (q), ~~beginning in fiscal year 2006-07 and~~ (in each fiscal year after that, the board shall distribute ~~x%~~ of the moneys certified under s. 71.10 (5f) (h) 3, to the corporation organized and maintained under par. (a). The corporation shall use those moneys for the purposes specified in par. (a)."

Another question to address is whether you also want birth certificate fees under s. 20.433 (1) (h) to go to the corporation on an ongoing basis. If so, we would also reference an amount or percentage of those fees to go to the corporation in the repeal and recreation of s. 48.982 (2e) (am). If not, we would amend s. 20.433 (1) (h) to go back to current law effective July 1, 2006.

If this is how you wish to proceed, please supply the percentage of the tax check-off that you want and indicate what you want to do about the birth certificate fees and I will do an amendment for Senator Roessler today.

Gordon

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

**From:** Snyder, MaryAnne  
**Sent:** Tuesday, February 10, 2004 5:38 PM  
**To:** Malaise, Gordon  
**Subject:** RE: SB 427  
**Importance:** High

O.k. I understand that we can use tax check off revenues to grant the corporation each of the two 100,000 grants specified. In addition to those very limited two 100,000 grants allowed in 04-04 and 05-06 we want the ability to give the corporation every year a percentage of the tax check-off revenue to be deposited into an endowment fund or to be used for authorized purposes. Does SB 427 allow this?

It is being scheduled for a hearing on Thursday morning and I appreciate your quick responses Gordon. Thanks, Mary Anne

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

**From:** Malaise, Gordon  
**Sent:** Tuesday, February 10, 2004 4:35 PM  
**To:** Snyder, MaryAnne  
**Subject:** RE: SB 427

Mary Anne:

The word "endowment" does not appear either in current law or the draft, so I'm not exactly sure what the word means in this context. Instead, the draft amends the CTF appropriation, s. 20.433 (1) (q) to authorize gifts, grants, etc. and check-off moneys to be used not only for the purposes under current law, but also for grants under s. 48.982 (2e) (am) to the corporation.

Section 48.982 (2e) (am) in turn authorizes the CANPB to award the grants to the corporation and requires the corporation to use those grant moneys for its authorized purposes, i.e., to solicit tax-deductible contributions, etc.

So, if "endowment" comes within the authorized purposes of the corporation, then the \$100,000 grants may be used for the endowment. Indeed, "endowment" would have to come within the authorized purposes of the corporation because the corporation cannot do anything that that it is not authorized to do.

Gordon

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

**From:** Snyder, MaryAnne  
**Sent:** Tuesday, February 10, 2004 3:46 PM  
**To:** Malaise, Gordon  
**Subject:** SB 427  
**Importance:** High

Hi Gordon -

I am reviewing the Analysis of the Leg. Ref. Bureau on SB 427. It states that the tax check-off funds can be used to award grants for child abuse and neglect prevention programs, early childhood.....etc. It also indicates that we can grant the foundation two \$100,000 grants. It does not specifically state that the Board can transfer a portion of the funds to the Foundation for the endowment. I want to be certain that the legislation DOES also allow this. Please advise. Thank You! Mary Anne

**Mary Anne Snyder**

Executive Director  
Children's Trust Fund  
110 E. Main Street, Room 614  
Madison, Wisconsin 53703  
Phone (608) 266-3737  
Fax (608) 266-3792  
<http://wctf.state.wi.us>



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBa21747  
GMM...  
*[Signature]*

Today!!!

LPS: fix request  
sheet pls.

SENATE AMENDMENT  
TO 2003 SENATE BILL ~~247~~ 427

line  
nos.  
↓

At the locations indicated, amend the bill as follows:

- 1. Page 1, line 4: delete "appropriations" and substitute "an appropriation".
- 2. Page 2, line 1: delete lines 1 to 5.
- 3. Page 2, line 12: after "(2m)" insert "to distribute moneys under s. 48.982  
(2e) (a) to the corporation organized under s. 48.982 (2e) (a)".

OK → 4. Page 2, line 13: after that line insert:  
 "SECTION 2g. 20.433 (1) (q) of the statutes, as affected by 2003 Wisconsin Act  
 .... (this act), is amended to read:

NO SCOPE

20.433 (1) (q) *Children's trust fund; gifts and grants.* From the children's trust fund, all moneys received as contributions, grants, gifts, and bequests for that trust fund under s. 48.982 (2) (d) or (2e) (a), other than moneys received under s. 341.14 (6r) (b) 6., all interest earned on moneys received under s. 341.14 (6r) (b) 6., and all moneys certified under s. 71.10 (5f) (h) 3., to carry out the purposes for which made

and received under s. 48.982 (2m), and to distribute moneys under s. 48.982 (2e) (ag) to the corporation organized under s. 48.982 (2e) (a), ~~and to provide grants under s. 48.982 (2e) (am) to the corporation organized under s. 48.982 (2e) (a).~~”.

History: 1983 a. 27; 1985 a. 29; 1985 a. 315 s. 22; 1987 a. 27; 1989 a. 31; 1991 a. 39; 1993 a. 16, 437, 444, 491; 1995 a. 27; 1997 a. 78; 1999 a. 9; 2001 a. 16.

**5.** Page 3, line 9: after that line insert:

“SECTION 4r. 48.982<sup>✓</sup> (2e) (ag) of the statutes is created to read:

48.982 (2e) (ag) From the appropriation under s. 20.433 (1) (q), in each fiscal year the board shall distribute an amount determined by the board to the corporation organized and maintained under par. (a)<sup>✓</sup>. The corporation shall use those moneys for the purposes specified in par. (a)<sup>✓</sup>.”.

**6.** Page 3, line 11: delete lines 11 to 13 and substitute:

“48.982 (2e) (am) From the appropriation under s. 20.433 (1) (q), the board may award a grant of not more than”.

**7.** Page 3, line 16: after that line insert:

“SECTION 5m. 48.982 (2e) (am)<sup>✓</sup> of the statutes, as created by 2003 Wisconsin Act .... (this act), is repealed.”.

**8.** Page 6, line 10: after that line insert:

“SECTION 8m. Effective dates. This act takes effect on the day after publication, except as follows:

~~AAVA~~ (1) The amendment of section 20.433 (1) (q) of the statutes (by ~~SECTION~~ 2g) and the repeal of section 48.982 (2e) (am)<sup>✓</sup> of the statutes take effect on July 1, 2006.”.

(END)