



**2003 DRAFTING REQUEST**

**Bill**

Received: **01/16/2003**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-5468**

By/Representing: **Ziegler**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters: **agary**

Subject: **Shared Revenue  
Transportation - miscellaneous**

Extra Copies: **TNF, PJH**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **joseph.kreye@legis.state.wi.us**

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**Pre Topic:**

DOA:.....Ziegler - BB0367,

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**Topic:**

Transportation fund shared revenue

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**Instructions:**

See Attached

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/?	jkreye 01/17/2003	chanaman 01/17/2003		_____			S&L
	agary 01/17/2003			_____			
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/8	jkreye 02/05/2003	wjackson 02/05/2003	jfrantze 02/04/2003	_____	mbarman 02/04/2003		S&L
/9	jkreye 02/10/2003	csicilia 02/10/2003	pgreensl 02/05/2003	_____	lemery 02/05/2003		S&L
/10			jfrantze 02/11/2003	_____	sbasford 02/11/2003		

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	jkreye 01/17/2003			2/11			

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Handwritten signatures and initials: A large signature, a signature with 'JF' below it, and the date '1-31-03' written below.

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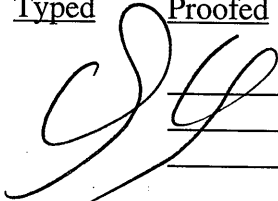
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	jkreye 01/17/2003			<i>PS</i>	<i>Steph</i>		

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**WISCONSIN DEPARTMENT OF  
ADMINISTRATION**

**JAMES E. DOYLE**  
GOVERNOR  
**MARC J. MAROTTA**  
SECRETARY

Division of Executive Budget and Finance  
Post Office Box 7864  
Madison, WI 53707-7864  
Voice (608) 266-1736  
Fax (608) 267-0372  
TTY (608) 267-9629

1567

**Date:** January 15, 2003  
**To:** Steve Miller, Chief  
Legislative Reference Bureau  
**From:** Paul Ziegler, Policy and Budget Analyst  
State Budget Office, DOA  
**Subject:** Drafting request for 2003-05 Biennial Budget Bill

Please have the following item drafted for possible inclusion in the 2003-05 biennial budget bill:

04 03 04

Transportation fund shared revenue appropriation. For FY04 and FY05 only, shift \$170 million of shared revenue payments from the general fund to the transportation fund. Details are as follows:

- Create an annual appropriation from the transportation fund set at \$170 million for both FY04 and FY05. The appropriation may be entitled "shared revenue - transportation fund" or something similar. Repeal the appropriation after FY05.
- Pay a proportionate share of every county and municipality's shared revenue payments from this new SEG appropriation. Direct the Department of Revenue to determine the percentage of each locality's payment to expend from the SEG appropriation to expend the \$170 million. In FY04, the new SEG appropriation reduces payments under the shared revenue account appropriation. In FY05, the new SEG appropriation reduces payments under the county and municipal aid appropriation created by Act 109.
- The payments from the SEG appropriation shall be made on the November shared revenue payment date. The SEG payments will decrease the amount that would otherwise be paid from GPR on the November payment date.
- The total amount received by each county and municipality on each of the shared revenue payment dates is unchanged by this draft. It has no cashflow impacts on local governments.

Please contact me at 266-5468 or at [paul.ziegler@doa.state.wi.us](mailto:paul.ziegler@doa.state.wi.us) with any questions.

Thank you.

**TRACKING INFORMATION**

SBO Analyst: Paul Ziegler  
Department: Shared Revenue  
Title of Request: Transportation fund shared revenue

BB0307



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1567  
JK&ARG:.....

*cmh*  
*not run*

DOA:.....Ziegler - BB0367, Transportation fund shared revenue

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

*m 1-17-03*

*D-N*

*don't see cut*

1 AN ACT...; relating to: the budget.

**Analysis by the Legislative Reference Bureau  
LOCAL GOVERNMENT**

Under current law, shared revenue payments in 2003 and county and municipal aid payments in 2004 will be paid entirely from the general fund. Under this bill, of the total amount of shared revenue payments to be distributed in November 2003, \$170,000,000 will be paid from the transportation fund, rather than from the general fund. Also, under the bill, of the total amount of county and municipal aid payments to be distributed in November 2004, \$170,000,000 will be paid from the transportation fund, rather than from the general fund. The bill does not increase or decrease the shared revenue payments or county and municipal aid payments under current law.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 20.835 (1) (d) of the statutes is amended to read:

3 20.835 (1) (d) *Shared revenue account.* A sum sufficient, less any amount

4 appropriated under par. (g), to meet the requirements of the shared revenue account

SECTION 1

1 established under s. 79.01 (2) to provide for the distributions from the shared  
2 revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and  
3 79.06.

4 SECTION 2. 20.835 (1) (d) of the statutes, as affected by 2003 Wisconsin Act ....  
5 (this act), is repealed and recreated to read:

6 20.835 (1) (d) *Shared revenue account.* A sum sufficient to meet the  
7 requirements of the shared revenue account established under s. 79.01 (2) to provide  
8 for the distributions from the shared revenue account to counties, towns, villages and  
9 cities under ss. 79.03, 79.04 and 79.06. *stet.*

*stet.*

10 SECTION 3. 20.835 (1) (db) of the statutes is amended to read:

11 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum  
12 sufficient, less any amount appropriated under par. (g), to make payments to  
13 counties, towns, villages, and cities under ss. 79.035 and 79.036.

History: 1971 c. 125 ss. 192 to 195, 521; 1971 c. 215; 1973 c. 90, 158, 333; 1975 c. 39; 1975 c. 372 s. 41; 1975 c. 424; 1977 c. 29, 31, 313, 418, 447; 1979 c. 34 ss. 637m to 643m, 2102 (46) (d); 1979 c. 221; 1979 c. 329 s. 25 (1); 1979 c. 350 s. 27 (1); 1981 c. 1, 20, 93, 317; 1983 a. 2 ss. 1, 12; 1983 a. 27 ss. 489m, 490m, 2202 (45); 1985 a. 29, 41, 205; 1987 a. 27 ss. 473 to 474r, 476; 1987 a. 92; 1987 a. 312 s. 17; 1987 a. 323, 328, 399, 411, 422; 1989 a. 31 ss. 551 to 557m, 564m; 1989 a. 56 s. 259; 1989 a. 336; 1991 a. 37; 1991 a. 39 ss. 250m, 653m to 659m; 1991 a. 225, 269; 1993 a. 16, 263; 1995 a. 27, 56, 209, 417; 1997 a. 27, 237; 1999 a. 5, 9, 10; 1999 a. 150 s. 672; 1999 a. 167; 2001 a. 16, 105, 109.

14 SECTION 4. 20.835 (1) (db) of the statutes, as affected by 2003 Wisconsin Act ....  
15 (this act), is repealed and recreated to read:

16 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum  
17 sufficient to make payments to counties, towns, villages, and cities under ss. 79.035  
18 and 79.036.

19 SECTION 5. 20.835 (1) (g) of the statutes is created to read:

20 20.835 (1) (g) *Shared revenue; transportation fund.* From the transportation  
21 fund, the amounts in the schedule to provide for the distributions from the shared  
22 revenue accounts to counties, towns, villages, and cities under ss. 79.03, 79.04, and



1 79.06. No moneys may be encumbered from this appropriation account after June  
2 30, 2005.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 SECTION 6. 20.835 (1) (g) of the statutes, as created by Wisconsin Act .... (this  
4 act), is repealed.

5 SECTION 7. 79.02 (3) of the statutes is amended to read:

6 SECTION 8. 79.02 (3) of the statutes is ~~repealed~~ <sup>reinstated</sup> 79.02 (3) (a) and amended  
7 to read:

8 79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county  
9 in November shall equal that municipality's or county's entitlement to shared  
10 revenues under ss. 79.03, 79.035, 79.036, 79.04, 79.05, 79.058, and 79.06 for the  
11 current year, minus the amount distributed to the municipality or county in July.

12 (b) In November 2002, the amount of the payments to each municipality and  
13 county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the  
14 appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments  
15 to the municipality or county multiplied by the quotient of an amount equal to the  
16 moneys available, as determined by the department of administration, from the  
17 appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

18 History: 1983 a. 27; 1985 a. 29 ss. 1505p, 1505t, 3202 (46); 1985 a. 120; 1987 a. 27; 1989 a. 336; 1991 a. 307; 1993 a. 16; 1999 a. 150 s. 672; 2001 a. 109.

19 SECTION 9. 79.02 (3) (c) of the statutes is created to read:

20 79.02 (3) (c) In November 2003, the total amount of the payments to each  
21 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the  
22 appropriation account under s. 20.835 (1) (g) shall equal \$170,000,000 and shall be  
23 applied to the payments in the manner determined by the department of revenue.

SECTION 10. 79.02 (3) (d) of the statutes is created to read:

## SECTION 10

1           79.02 (3) (d) In November 2004, the total amount of the payments to each  
2 municipality and county under ss. 79.035<sup>✓</sup> and 79.036<sup>✓</sup> to be paid from the  
3 appropriation account under s. 20.835 (1) (g) shall equal \$170,000,000 and shall be  
4 applied to the payments in the manner determined by the department of revenue.

5           **SECTION 11.** 79.03 (3) (a) of the statutes is amended to read:

6           79.03 (3) (a) The amount in the shared revenue account for municipalities and  
7 the amount in the shared revenue account for counties, less the payments under sub.  
8 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.  
9 20.835 (1) (g), shall be allocated to each municipality and county respectively in  
10 proportion to its entitlement. In this paragraph, "entitlement" means the product  
11 of aidable revenues and tax base weight.

History: 1971 c. 125, 215; 1973 c. 90 ss. 387, 391g; 1973 c. 243 s. 82; 1975 c. 39, 224; 1977 c. 29, 418; 1979 c. 34; 1983 a. 27; 1985 a. 29, 39; 1987 a. 27; 1989 a. 31; 1993 a. 16, 307; 1995 a. 27; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108.

12           **SECTION 12.** 79.03 (4) of the statutes is amended to read:

13           79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and  
14 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be  
15 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.  
16 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.  
17 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this  
18 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to  
19 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,  
20 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835  
21 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the  
22 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)  
23 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to  
24 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and

1

79.06 from s. 20.835 (1) (d) ~~and (g)~~ are \$776,783,700 to municipalities and  
2 \$172,378,300 to counties.

g  
↑  
(g)

History: 1971 c. 125, 215; 1973 c. 90; 1975 c. 39; 1977 c. 29, 203, 418; 1979 c. 1; 1979 c. 34 ss. 903s to 905m, 2102 (46) (d); 1979 c. 221; 1981 c. 20, 93, 314, 317; 1983 a. 27, 189; 1985 a. 29, 120; 1987 a. 27, 399; 1989 a. 31, 56, 336; 1991 a. 39, 269; 1993 a. 16, 437, 490; 1995 a. 27; 1997 a. 27, 164, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 109.

3

**SECTION 13.** 79.035 (1) of the statutes is amended to read:

4

79.035 (1) Subject to reductions under s. 79.036 (3), in 2004 and subsequent  
5 years, each county and municipality shall receive a payment from the county and  
6 municipal aid account and, for distributions in 2004, from the appropriation under  
7 s. 20.835 (1) (g) in an amount determined under sub. (2).

History: 2001 a. 109.

8

**SECTION 14.** 79.04 (1) (a) of the statutes is amended to read:

9

79.04 (1) (a) An amount from the shared revenue account or, for the  
10 distribution in 2003, from the appropriation under s. 20.835 (1) (g) determined by  
11 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,  
12 the first \$125,000,000 of the amount shown in the account, plus leased property, of  
13 each public utility except qualified wholesale electric companies, as defined in s.  
14 76.28 (1) (gm), on December 31 of the preceding year for either "production plant,  
15 exclusive of land" and "general structures", or "work in progress" for production  
16 plants and general structures under construction, in the case of light, heat and power  
17 companies, electric cooperatives or municipal electric companies, for all property  
18 within a municipality in accordance with the system of accounts established by the  
19 public service commission or rural electrification administration, less depreciation  
20 thereon as determined by the department of revenue and less the value of treatment  
21 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as  
22 determined by the department of revenue plus an amount from the shared revenue  
23 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)

✓  
1 (g) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
2 of a city or village, of the first \$125,000,000 of the total original cost of production  
3 plant, general structures and work-in-progress less depreciation, land and  
4 approved waste treatment facilities of each qualified wholesale electric company, as  
5 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property  
6 within the municipality. The total of amounts, as depreciated, from the accounts of  
7 all public utilities for the same production plant is also limited to not more than  
8 \$125,000,000. The amount distributable to a municipality in any year shall not  
9 exceed \$300 times the population of the municipality.

History: 1971 c. 125, 215; 1973 c. 90 ss. 387, 391g; 1973 c. 243 s. 82; 1975 c. 39, 224; 1977 c. 29, 418; 1979 c. 34; 1983 a. 27; 1985 a. 29, 39; 1987 a. 27; 1989 a. 31; 1993 a. 16, 307; 1995 a. 27; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108.

10 SECTION 15. 79.04 (2) (a) of the statutes is amended to read:

11 79.04 (2) (a) Annually, the department of administration, upon certification by  
12 the department of revenue, shall distribute from the shared revenue account or, for  
13 the distribution in 2003, from the appropriation under s. 20.835 (1) (g) to any county  
14 having within its boundaries a production plant or a general structure, including  
15 production plants and general structures under construction, used by a light, heat  
16 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
17 in s. 66.0813 unless the production plant is owned or operated by a local  
18 governmental unit that is located outside of the municipality in which the production  
19 plant is located, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
20 respectively, or by a municipal electric company under s. 66.0825 an amount  
21 determined by multiplying by 6 mills in the case of property in a town and by 3 mills  
22 in the case of property in a city or village the first \$125,000,000 of the amount shown  
23 in the account, plus leased property, of each public utility except qualified wholesale  
24 electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding

1 year for either “production plant, exclusive of land” and “general structures”, or  
 2 “work in progress” for production plants and general structures under construction,  
 3 in the case of light, heat and power companies, electric cooperatives or municipal  
 4 electric companies, for all property within the municipality in accordance with the  
 5 system of accounts established by the public service commission or rural  
 6 electrification administration, less depreciation thereon as determined by the  
 7 department of revenue and less the value of treatment plant and pollution  
 8 abatement equipment, as defined under s. 70.11 (21) (a), as determined by the  
 9 department of revenue plus an amount from the shared revenue account or, for the  
 10 distribution in 2003, from the appropriation under s. 20.835 (1) (g) determined by  
 11 multiplying by 6 mills in the case of property in a town, and 3 mills in the case of  
 12 property in a city or village, of the total original cost of production plant, general  
 13 structures and work-in-progress less depreciation, land and approved waste  
 14 treatment facilities of each qualified wholesale electric company, as defined in s.  
 15 76.28 (1) (gm), as reported to the department of revenue of all property within the  
 16 municipality. The total of amounts, as depreciated, from the accounts of all public  
 17 utilities for the same production plant is also limited to not more than \$125,000,000.  
 18 The amount distributable to a county in any year shall not exceed \$100 times the  
 19 population of the county.

History: 1971 c. 125, 215; 1973 c. 90 ss. 387, 391g; 1973 c. 243 s. 82; 1975 c. 39, 224; 1977 c. 29, 418; 1979 c. 34; 1983 a. 27; 1985 a. 29, 30; 1987 a. 27; 1989 a. 31; 1993 a. 16, 307; 1995 a. 27; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108.

20 **SECTION 16.** 79.04 (2) (a) of the statutes is amended to read:

21 79.04 (2) (a) ~~Annually, the department of administration, upon certification by~~  
 22 ~~the department of revenue, shall distribute from the shared revenue account to any~~  
 23 ~~county having within its boundaries a production plant or a general structure,~~  
 24 ~~including production plants and general structures under construction, used by a~~

*for, for the distribution in 2003,  
 from the appropriation under  
 s. 20.835  
 (1)(g)*

1 light, heat or power company assessed under s. 76.28 (2) or 76.29 (2), except property  
2 described in s. 66.0813 unless the production plant is owned or operated by a local  
3 governmental unit that is located outside of the municipality in which the production  
4 plant is located, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
5 respectively, or by a municipal electric company under s. 66.0825 an amount  
6 determined by multiplying by 6 mills in the case of property in a town and by 3 mills  
7 in the case of property in a city or village the first \$125,000,000 of the amount shown  
8 in the account, plus leased property, of each public utility except qualified wholesale  
9 electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding  
10 year for either "production plant, exclusive of land" and "general structures", or  
11 "work in progress" for production plants and general structures under construction,  
12 in the case of light, heat and power companies, electric cooperatives or municipal  
13 electric companies, for all property within the municipality in accordance with the  
14 system of accounts established by the public service commission or rural  
15 electrification administration, less depreciation thereon as determined by the  
16 department of revenue and less the value of treatment plant and pollution  
17 abatement equipment, as defined under s. 70.11 (21) (a), as determined by the  
18 department of revenue plus an amount from the shared revenue account determined  
19 by multiplying by 6 mills in the case of property in a town, and 3 mills in the case of  
20 property in a city or village, of the total original cost of production plant, general  
21 structures and work-in-progress less depreciation, land and approved waste  
22 treatment facilities of each qualified wholesale electric company, as defined in s.  
23 76.28 (1) (gm), as reported to the department of revenue of all property within the  
24 municipality. The total of amounts, as depreciated, from the accounts of all public  
25 utilities for the same production plant is also limited to not more than \$125,000,000.

*or, for the distribution  
in 2003, from the appropriation under  
s. § 20.835(1)(g)*

1 The amount distributable to a county in any year shall not exceed \$100 times the  
2 population of the county.

History: 1971 c. 125, 215; 1973 c. 90 ss. 387, 391g; 1973 c. 243 s. 82; 1975 c. 39, 224; 1977 c. 29, 418; 1979 c. 34; 1983 a. 27; 1985 a. 29, 39; 1987 a. 27; 1989 a. 31; 1993 a. 16, 307; 1995 a. 27; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108.

3 **SECTION 9453. Effective date; revenue.**

4 (1) SHARED REVENUE; TRANSPORTATION FUND. (a) The repeal and recreation of  
5 section 20.835 (1) (d) of the statutes takes effect on July 1, 2004.

6 (b) The repeal of section 20.835 (1) (g) of the statutes and the repeal and  
7 recreation of section 20.835 (1) (db) of the statutes takes effect on July 1, 2005.

8 (END)

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

LRB-1567/3dn  
JK&ARG:.....

*cmh*

*date*

Paul:

Please review this draft carefully to ensure that it is consistent with your intent. This draft may need to be reconciled with other budget drafts affecting shared revenue and county and municipal aid payments.

Joseph T. Kreye  
Legislative Attorney  
Phone: (608) 266-2263  
E-mail: joseph.kreye@legis.state.wi.us



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

LRB-1567/1dn  
JK:cmh:pg

January 17, 2003

Paul:

Please review this draft carefully to ensure that it is consistent with your intent. This draft may need to be reconciled with other budget drafts affecting shared revenue and county and municipal aid payments.

Joseph T. Kreye  
Legislative Attorney  
Phone: (608) 266-2263  
E-mail: joseph.kreye@legis.state.wi.us



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1567/A  
JK&ARG:cmh/pg

WEJ  
RMR

DOA:.....Ziegler - BB0367, Transportation fund shared revenue  
FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

D-Note

DO NOT GEN

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*  
**LOCAL GOVERNMENT**

Under current law, shared revenue payments in 2003 and county and municipal aid payments in 2004 will be paid entirely from the general fund. Under this bill, of the total amount of shared revenue payments to be distributed in November 2003, \$170,000,000 will be paid from the transportation fund, rather than from the general fund. Also, under the bill, of the total amount of county and municipal aid payments to be distributed in November 2004, \$170,000,000 will be paid from the transportation fund, rather than from the general fund. The bill does not increase or decrease the shared revenue payments or county and municipal aid payments under current law.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 20.835 (1) (d) of the statutes is amended to read:

3 20.835 (1) (d) *Shared revenue account.* A sum sufficient, less any amount  
4 appropriated under par. (g), to meet the requirements of the shared revenue account

1 established under s. 79.01 (2) to provide for the distributions from the shared  
2 revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and  
3 79.06.

4 **SECTION 2.** 20.835 (1) (d) of the statutes, as affected by 2003 Wisconsin Act ....  
5 (this act), is repealed and recreated to read:

6 20.835 (1) (d) *Shared revenue account.* A sum sufficient to meet the  
7 requirements of the shared revenue account established under s. 79.01 (2) to provide  
8 for the distributions from the shared revenue account to counties, towns, villages and  
9 cities under ss. 79.03, 79.04 and 79.06.

10 **SECTION 3.** 20.835 (1) (db) of the statutes is amended to read:

11 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum  
12 sufficient, less any amount appropriated under par. (g), to make payments to  
13 counties, towns, villages, and cities under ss. 79.035 and 79.036.

14 **SECTION 4.** 20.835 (1) (db) of the statutes, as affected by 2003 Wisconsin Act ....  
15 (this act), is repealed and recreated to read:

16 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum  
17 sufficient to make payments to counties, towns, villages, and cities under ss. 79.035  
18 and 79.036.

19 **SECTION 5.** 20.835 (1) (g) of the statutes is created to read:

20 20.835 (1) (g) *Shared revenue; transportation fund.* From the transportation  
21 fund, the amounts in the schedule to provide for the distributions from the shared  
22 revenue accounts to counties, towns, villages, and cities under ss. 79.03, 79.04, and  
23 79.06. No moneys may be encumbered from this appropriation account after June  
24 30, 2005.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1           **SECTION 6.** 20.835 (1) (g) of the statutes, as created by Wisconsin Act .... (this  
2           act), is repealed.

3           **SECTION 7.** 79.02 (3) of the statutes is amended to read:

4           79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county  
5           in November shall equal that municipality's or county's entitlement to shared  
6           revenues under ss. 79.03, 79.035, 79.036, 79.04, 79.05, 79.058, and 79.06 for the  
7           current year, minus the amount distributed to the municipality or county in July.

8           (b) In November 2002, the amount of the payments to each municipality and  
9           county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the  
10          appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments  
11          to the municipality or county multiplied by the quotient of an amount equal to the  
12          moneys available, as determined by the department of administration, from the  
13          appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

14          **SECTION 8.** 79.02 (3) (c) of the statutes is created to read:

15          79.02 (3) (c) In November 2003, the total amount of the payments to each  
16          municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the  
17          appropriation account under s. 20.835 (1) (g) shall equal \$170,000,000 and shall be  
18          applied to the payments in the manner determined by the department of revenue.

19          **SECTION 9.** 79.02 (3) (d) of the statutes is created to read:

20          79.02 (3) (d) In November 2004, the total amount of the payments to each  
21          municipality and county under ss. 79.035 and 79.036 to be paid from the  
22          appropriation account under s. 20.835 (1) (g) shall equal \$170,000,000 and shall be  
23          applied to the payments in the manner determined by the department of revenue.

insert  
3-2

1           **SECTION 10.** 79.03 (3) (a) of the statutes is amended to read:

2           79.03 (3) (a) The amount in the shared revenue account for municipalities and  
3 the amount in the shared revenue account for counties, less the payments under sub.  
4 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.  
5 20.835 (1) (g), shall be allocated to each municipality and county respectively in  
6 proportion to its entitlement. In this paragraph, "entitlement" means the product  
7 of aidable revenues and tax base weight.

8           **SECTION 11.** 79.03 (4) of the statutes is amended to read:

9           79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and  
10 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be  
11 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.  
12 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.  
13 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this  
14 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to  
15 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,  
16 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835  
17 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the  
18 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)  
19 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to  
20 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and  
21 79.06 from s. 20.835 (1) (d) and (g) are \$776,783,700 to municipalities and  
22 \$172,378,300 to counties.

23           **SECTION 12.** 79.035 (1) of the statutes is amended to read:

24           79.035 (1) Subject to reductions under s. 79.036 (3), in 2004 and subsequent  
25 years, each county and municipality shall receive a payment from the county and

1 municipal aid account and, for distributions in 2004, from the appropriation under  
2 s. 20.835 (1) (g) in an amount determined under sub. (2).

3 **SECTION 13.** 79.04 (1) (a) of the statutes is amended to read:

4 79.04 (1) (a) An amount from the shared revenue account or, for the  
5 distribution in 2003, from the appropriation under s. 20.835 (1) (g) determined by  
6 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,  
7 the first \$125,000,000 of the amount shown in the account, plus leased property, of  
8 each public utility except qualified wholesale electric companies, as defined in s.  
9 76.28 (1) (gm), on December 31 of the preceding year for either “production plant,  
10 exclusive of land” and “general structures”, or “work in progress” for production  
11 plants and general structures under construction, in the case of light, heat and power  
12 companies, electric cooperatives or municipal electric companies, for all property  
13 within a municipality in accordance with the system of accounts established by the  
14 public service commission or rural electrification administration, less depreciation  
15 thereon as determined by the department of revenue and less the value of treatment  
16 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as  
17 determined by the department of revenue plus an amount from the shared revenue  
18 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)  
19 (g) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
20 of a city or village, of the first \$125,000,000 of the total original cost of production  
21 plant, general structures and work-in-progress less depreciation, land and  
22 approved waste treatment facilities of each qualified wholesale electric company, as  
23 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property  
24 within the municipality. The total of amounts, as depreciated, from the accounts of  
25 all public utilities for the same production plant is also limited to not more than

1 \$125,000,000. The amount distributable to a municipality in any year shall not  
2 exceed \$300 times the population of the municipality.

3 SECTION 14. 79.04 (2) (a) of the statutes is amended to read:

4 79.04 (2) (a) Annually, the department of administration, upon certification by  
5 the department of revenue, shall distribute from the shared revenue account to any  
6 county having within its boundaries a production plant or a general structure,  
7 including production plants and general structures under construction, used by a  
8 light, heat or power company assessed under s. 76.28 (2) or 76.29 (2), except property  
9 described in s. 66.0813 unless the production plant is owned or operated by a local  
10 governmental unit that is located outside of the municipality in which the production  
11 plant is located, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
12 respectively, or by a municipal electric company under s. 66.0825 an amount  
13 determined by multiplying by 6 mills in the case of property in a town and by 3 mills  
14 in the case of property in a city or village the first \$125,000,000 of the amount shown  
15 in the account, plus leased property, of each public utility except qualified wholesale  
16 electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding  
17 year for either "production plant, exclusive of land" and "general structures", or  
18 "work in progress" for production plants and general structures under construction,  
19 in the case of light, heat and power companies, electric cooperatives or municipal  
20 electric companies, for all property within the municipality in accordance with the  
21 system of accounts established by the public service commission or rural  
22 electrification administration, less depreciation thereon as determined by the  
23 department of revenue and less the value of treatment plant and pollution  
24 abatement equipment, as defined under s. 70.11 (21) (a), as determined by the  
25 department of revenue plus an amount from the shared revenue account determined

*or, for the distribution in 2003, from the appropriation  
under s. 20.835 (1) (g)*

1 by multiplying by 6 mills in the case of property in a town, and 3 mills in the case of  
 2 property in a city or village, of the total original cost of production plant, general  
 3 structures and work-in-progress less depreciation, land and approved waste  
 4 treatment facilities of each qualified wholesale electric company, as defined in s.  
 5 76.28 (1) (gm), as reported to the department of revenue of all property within the  
 6 municipality. The total of amounts, as depreciated, from the accounts of all public  
 7 utilities for the same production plant is also limited to not more than \$125,000,000.  
 8 The amount distributable to a county in any year shall not exceed \$100 times the  
 9 population of the county.

10 <sup>45</sup>  
 SECTION 945~~8~~. Effective date; revenue.

11 (1) SHARED REVENUE; TRANSPORTATION FUND.

12 (a) The repeal and recreation of section 20.835 (1) (d) of the statutes takes effect  
 13 on July 1, 2004.

14 (b) The repeal of section <sup>s</sup> 20.835 (1) (g) <sup>and 25.40 (2) (b) 22m.</sup> of the statutes and the repeal and  
 15 recreation of section 20.835 (1) (db) of the statutes take effect on July 1, 2005.

16 (END)

*D-Note*



2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1567/2ins  
ARG:.....

SECTION ~~20.835~~<sup>#</sup> 25.40 (2) (b) 22m<sup>✓</sup> of the statutes is created to read:

25.40 (2) (b) 22m. Section 20.835 (1) (g).

SECTION ~~20.835~~<sup>#</sup> 25.40 (2) (b) 22m. of the statutes, as created by Wisconsin Act ...

(this act), is repealed.

Insert  
3-2

LPS:  
Please  
change  
to thawed  
numbers.

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

LRB-1567/2dn

ARG: /.....

WJ

The attached draft is identical to the "1" draft except that it makes a correction to bill section 14 and adds bill sections <sup>7</sup> ~~6m~~ and <sup>8</sup> ~~6n~~.

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

LRB-1567/2dn  
JTK&ARG:wlj:pg

January 21, 2003

The attached draft is identical to the "/1" draft except that it makes a correction to bill SECTION 14 and adds bill SECTIONS 7 and 8.

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

3  
LRB-1567/pdn  
JTK&ARG:wj:pg

*emb*

January 21, 2003 - date

11/2

*corrects spelling errors in bill SECTIONS 16*

The attached draft is identical to the ~~VII~~ draft except that it ~~adds~~ *corrects* SECTION 14 and adds bill SECTIONS 7 and 8. *spelling errors in bill SECTIONS 16*

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State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1567/2  
JK&ARG:cmh&wlj:pg

DOA:.....Ziegler - BB0367, Transportation fund shared revenue  
FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

*all I don't see  
cut*

1 AN ACT ...; relating to: the budget.

---

*Analysis by the Legislative Reference Bureau*  
**LOCAL GOVERNMENT**

Under current law, shared revenue payments in 2003 and county and municipal aid payments in 2004 will be paid entirely from the general fund. Under this bill, of the total amount of shared revenue payments to be distributed in November 2003, \$170,000,000 will be paid from the transportation fund, rather than from the general fund. Also, under the bill, of the total amount of county and municipal aid payments to be distributed in November 2004, \$170,000,000 will be paid from the transportation fund, rather than from the general fund. The bill does not increase or decrease the shared revenue payments or county and municipal aid payments under current law.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

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

2 SECTION 1. 20.835 (1) (d) of the statutes is amended to read:  
3 20.835 (1) (d) *Shared revenue account.* A sum sufficient, less any amount  
4 appropriated under par. (g), to meet the requirements of the shared revenue account

1 established under s. 79.01 (2) to provide for the distributions from the shared  
2 revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and  
3 79.06.

4 **SECTION 2.** 20.835 (1) (d) of the statutes, as affected by 2003 Wisconsin Act ...  
5 (this act), is repealed and recreated to read:

6 20.835 (1) (d) *Shared revenue account.* A sum sufficient to meet the  
7 requirements of the shared revenue account established under s. 79.01 (2) to provide  
8 for the distributions from the shared revenue account to counties, towns, villages and  
9 cities under ss. 79.03, 79.04 and 79.06.

10 **SECTION 3.** 20.835 (1) (db) of the statutes is amended to read:

11 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum  
12 sufficient, less any amount appropriated under par. (g), to make payments to  
13 counties, towns, villages, and cities under ss. 79.035 and 79.036.

14 **SECTION 4.** 20.835 (1) (db) of the statutes, as affected by 2003 Wisconsin Act ...  
15 (this act), is repealed and recreated to read:

16 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum  
17 sufficient to make payments to counties, towns, villages, and cities under ss. 79.035  
18 and 79.036.

19 **SECTION 5.** 20.835 (1) (g) of the statutes is created to read:

20 20.835 (1) (g) *Shared revenue; transportation fund.* From the transportation  
21 fund, the amounts in the schedule to provide for the distributions from the shared  
22 revenue accounts to counties, towns, villages, and cities under ss. 79.03, 79.04, and  
23 79.06. No moneys may be encumbered from this appropriation account after June  
24 30, 2005.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1           **SECTION 6.** 20.835 (1) (g) of the statutes, as created by Wisconsin Act .... (this  
2 act), is repealed.

3           **SECTION 7.** 25.40 (2) (b) 22m. of the statutes is created to read:

4           25.40 (2) (b) 22m. Section 20.835 (1) (g).

5           **SECTION 8.** 25.40 (2) (b) 22m. of the statutes, as created by Wisconsin Act ....  
6 (this act), is repealed.

7           **SECTION 9.** 79.02 (3) of the statutes is amended to read:

8           79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county  
9 in November shall equal that municipality's or county's entitlement to shared  
10 revenues under ss. 79.03, 79.035, 79.036, 79.04, 79.05, 79.058, and 79.06 for the  
11 current year, minus the amount distributed to the municipality or county in July.

12           (b) In November 2002, the amount of the payments to each municipality and  
13 county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the  
14 appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments  
15 to the municipality or county multiplied by the quotient of an amount equal to the  
16 moneys available, as determined by the department of administration, from the  
17 appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

18           **SECTION 10.** 79.02 (3) (c) of the statutes is created to read:

19           79.02 (3) (c) In November 2003, the total amount of the payments to each  
20 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the  
21 appropriation account under s. 20.835 (1) (g) shall equal \$170,000,000 and shall be  
22 applied to the payments in the manner determined by the department of revenue.

23           **SECTION 11.** 79.02 (3) (d) of the statutes is created to read:

1           79.02 (3) (d) In November 2004, the total amount of the payments to each  
2 municipality and county under ss. 79.035 and 79.036 to be paid from the  
3 appropriation account under s. 20.835 (1) (g) shall equal \$170,000,000 and shall be  
4 applied to the payments in the manner determined by the department of revenue.

5           **SECTION 12.** 79.03 (3) (a) of the statutes is amended to read:

6           79.03 (3) (a) The amount in the shared revenue account for municipalities and  
7 the amount in the shared revenue account for counties, less the payments under sub.  
8 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.  
9 20.835 (1) (g), shall be allocated to each municipality and county respectively in  
10 proportion to its entitlement. In this paragraph, “entitlement” means the product  
11 of aidable revenues and tax base weight.

12           **SECTION 13.** 79.03 (4) of the statutes is amended to read:

13           79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and  
14 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be  
15 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.  
16 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.  
17 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this  
18 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to  
19 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,  
20 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835  
21 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the  
22 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)  
23 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to  
24 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and



1 79.06 from s. 20.835 (1) (d) and (g) are \$776,783,700 to municipalities and  
2 \$172,378,300 to counties.

3 **SECTION 14.** 79.035 (1) of the statutes is amended to read:

4 79.035 (1) Subject to reductions under s. 79.036 (3), in 2004 and subsequent  
5 years, each county and municipality shall receive a payment from the county and  
6 municipal aid account and, for distributions in 2004, from the appropriation under  
7 s. 20.835 (1) (g) in an amount determined under sub. (2).

8 **SECTION 15.** 79.04 (1) (a) of the statutes is amended to read:

9 79.04 (1) (a) An amount from the shared revenue account or, for the  
10 distribution in 2003, from the appropriation under s. 20.835 (1) (g) determined by  
11 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,  
12 the first \$125,000,000 of the amount shown in the account, plus leased property, of  
13 each public utility except qualified wholesale electric companies, as defined in s.  
14 76.28 (1) (gm), on December 31 of the preceding year for either “production plant,  
15 exclusive of land” and “general structures”, or “work in progress” for production  
16 plants and general structures under construction, in the case of light, heat and power  
17 companies, electric cooperatives or municipal electric companies, for all property  
18 within a municipality in accordance with the system of accounts established by the  
19 public service commission or rural electrification administration, less depreciation  
20 thereon as determined by the department of revenue and less the value of treatment  
21 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as  
22 determined by the department of revenue plus an amount from the shared revenue  
23 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)  
24 (g) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
25 of a city or village, of the first \$125,000,000 of the total original cost of production

1 plant, general structures and work-in-progress less depreciation, land and  
2 approved waste treatment facilities of each qualified wholesale electric company, as  
3 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property  
4 within the municipality. The total of amounts, as depreciated, from the accounts of  
5 all public utilities for the same production plant is also limited to not more than  
6 \$125,000,000. The amount distributable to a municipality in any year shall not  
7 exceed \$300 times the population of the municipality.

8 **SECTION 16.** 79.04 (2) (a) of the statutes is amended to read:

9 79.04 (2) (a) Annually, the department of administration, upon certification by  
10 the department of revenue, shall distribute from the shared revenue account or, for  
11 the distribution in 2003, from the appropriation under s. 20.835 (1) (g) to any county  
12 having within its boundaries a production plant or a general structure, including  
13 production plants and general structures under construction, used by a light, heat  
14 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
15 in s. 66.0813 unless the production plant is owned or operated by a local  
16 governmental unit that is located outside of the municipality in which the production  
17 plant is located, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
18 respectively, or by a municipal electric company under s. 66.0825 an amount  
19 determined by multiplying by 6 mills in the case of property in a town and by 3 mills  
20 in the case of property in a city or village the first \$125,000,000 of the amount shown  
21 in the account, plus leased property, of each public utility except qualified wholesale  
22 electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the preceding  
23 year for either “production plant, exclusive of land” and “general structures”, or  
24 “work in progress” for production plants and general structures under construction,  
25 in the case of light, heat and power companies, electric cooperatives or municipal

1 electric companies, for all property within the municipality in accordance with the  
2 system of accounts established by the public service commission or rural  
3 electrification administration, less depreciation thereon as determined by the  
4 department of revenue and less the value of treatment plant and pollution  
5 abatement equipment, as defined under s. 70.11 (21) (a), as determined by the  
6 department of revenue plus an amount from the shared revenue account or, for the  
7 distribution in 2003, from the appropriation under s. 20.835 (1) (g) determined by  
8 multiplying by 6 mills in the case of property in a town, and 3 mills in the case of  
9 property in a city or village, of the total original cost of production plant, general  
10 structures and work-in-progress less depreciation, land and approved waste  
11 treatment facilities of each qualified wholesale electric company, as defined in s.  
12 76.28 (1) (gm), as reported to the department of revenue of all property within the  
13 municipality. The total of amounts, as depreciated, from the accounts of all public  
14 utilities for the same production plant is also limited to not more than \$125,000,000.  
15 The amount distributable to a county in any year shall not exceed \$100 times the  
16 population of the county.

17 **SECTION 9445. Effective dates; revenue.**

18 (1) SHARED REVENUE; TRANSPORTATION FUND.

19 (a) The repeal and recreation of section 20.835 (1) (d) of the statutes takes effect  
20 on July 1, 2004.

21 (b) The repeal of sections 20.835 (1) (g) and 25.40 (2) (b) 22m. of the statutes  
22 and the repeal and recreation of section 20.835 (1) (db) of the statutes take effect on  
23 July 1, 2005.

24 (END)

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

LRB-1567/3dn  
JTK&ARG:cmh:rs

January 24, 2003

The attached draft is identical to the "2" draft except that it corrects spelling errors in bill SECTION 16.

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**Kreye, Joseph**

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**From:** Ziegler, Paul  
**Sent:** Monday, January 27, 2003 2:01 PM  
**To:** Kreye, Joseph  
**Subject:** draft 1567

Joe -- Please modify draft 1567 (using transportation \$\$ for shared revenue) as follows:

For FY04 (CY03) change the dollar amount paid by the transportation fund to \$240 million.  
For FY05 (CY04) change the dollar amount paid by the transportation fund to \$160 million.

(We may need to adjust these figures again, but we will see....)

Thank you.