

2



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1567/3
JK&ARG:cmh&wlj:rs

RM not Run

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

in 1-27-03

Do NOT GEN

\$ 160,000,000

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

Analysis by the Legislative Reference Bureau
LOCAL GOVERNMENT

\$ 240,000,000

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5 (this act), is repealed and recreated to read: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15 (this act), is repealed and recreated to read: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 ~~\$110,000,000~~ 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:

\$240,000,000

\$160,000,000

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)

1-30

Paul

1567 — FY05 — \$20 million from utility
pully benefit fund

additional pull

25.96



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1567/4
JK&ARG:cmh&wlj:cmh

5

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

m 1-30-03

and \$20,000,000 will be paid from the utility public benefits fund, rather than from the general fund

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, \$240,000,000 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, \$160,000,000 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) ^{and (gl)} to meet the requirements of the shared revenue account

pari.

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)~~ ^{and (gb) ✓} to make payments to
13 counties, towns, villages, and cities under ss. 79.035 and 79.036. _{par.}

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 ^{and county and municipal aid} 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.

INSERT
3-2
2

****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 \$240,000,000 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:

SECTION 11

1

79.02 (3) (d) In November 2004, the total amount of the payments to each municipality and county under ss. 79.035 and 79.036 to be paid from the appropriation account under s. 20.835 (1) (g) shall equal \$160,000,000 and shall be applied to the payments in the manner determined by the department of revenue.

INSERT
4-4

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
7 s. 20.835 (1) (g) ^{and (g)} in an amount determined under sub. (2). accounts

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. *CS and utility public benefits 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 (gl)* 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)

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1567/4ins
JK&ARG:cmh&wlj:cph

Insert 3 - 2

1 SECTION 1. 20.835 (1) (gb)[✓] of the statutes is created to read:

2 20.835 (1) (gb) *County and municipal aid; utility public benefits fund.* From
3 the utility public benefits fund, the amounts in the schedule to provide for the
4 distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, and 79.06.
5 No moneys may be encumbered from this appropriation account after June 30, 2005.

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

6 SECTION 2. 20.835 (1) (gb)[✓] of the statutes, as created by Wisconsin ^{ACE} (this act),
7 is repealed.

Insert 4 - 4

8 2. In November 2004, the total amount of the payments to each municipality
9 and county under ss. 79.035 and 79.036 to be paid from the appropriation account
10 under s. 20.835 (1) (gb)[✓] shall equal \$20,000,000 and shall be applied to the payments
11 in the manner determined by the department of revenue.

Kreye, Joseph

From: Ziegler, Paul
Sent: Thursday, January 30, 2003 3:47 PM
To: Kreye, Joseph
Subject: RE: Shared revenue

Please let me retract the statement below. (It violates the fund source to alpha rules we are to live by.)

Let's do the following instead:

In draft 1567, change the transportation dollars for shared revenue appropriation's alpha from g to t.

Make the new utility public benefits fund appropriation's alpha u.

T is for transportation, u is for utility. (This is how I think after having 3 kids.)

Thank you.

Paul

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

From: Ziegler, Paul
Sent: Thursday, January 30, 2003 3:23 PM
To: Kreye, Joseph
Subject: Shared revenue

Joe -- In draft 1567, please create the Shared Revenue: utility public benefits fund appropriation as s.20.835(1)(h). Specifying the alpha now (as "h") lets me proceed with getting things settled for our budget tracking systems.

Thank you.

Paul



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-15671/5
JK&ARG:cmh&wlj:pg

6
RM not
Run

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

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

- m 1-31-03

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, \$240,000,000 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, \$160,000,000 will be paid from the transportation fund, rather than from the general fund, and \$20,000,000 will be paid from the utility public benefits 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:

1 20.835 (1) (d) *Shared revenue account.* A sum sufficient, less any amount
2 appropriated under pars. (~~g~~^t) and (~~gb~~^u), to meet the requirements of the shared
3 revenue account established under s. 79.01 (2) to provide for the distributions from
4 the shared revenue account to counties, towns, villages and cities under ss. 79.03,
5 79.04 and 79.06.

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

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

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

13 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum
14 sufficient, less any amount appropriated under pars. (~~g~~^t) and (~~gb~~^u), to make payments
15 to counties, towns, villages, and cities under ss. 79.035 and 79.036.

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

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

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

22 20.835 (1) (~~g~~⁽⁺⁾) *Shared revenue and county and municipal aid; transportation*
23 *fund.* From the transportation fund, the amounts in the schedule to provide for the
24 distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, and 79.06.
25 No moneys may be encumbered from this appropriation account after June 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) ~~(a)~~^(t) of the statutes, as created by Wisconsin Act (this
2 act), is repealed.

3 SECTION 7. 20.835 (1) ~~(a)~~^(u) of the statutes is created to read:

4 20.835 (1) ~~(a)~~^(u) *County and municipal aid; utility public benefits fund.* From
5 the utility public benefits fund, the amounts in the schedule to provide for the
6 distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, and 79.06.
7 No moneys may be encumbered from this appropriation account after June 30, 2005.

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

8 SECTION 8. 20.835 (1) ~~(a)~~^(u) of the statutes, as created by Wisconsin Act (this
9 act), is repealed.

10 SECTION 9. 25.40 (2) (b) 22m. of the statutes is created to read:

11 25.40 (2) (b) 22m. Section 20.835 (1) ~~(a)~~^t.

12 SECTION 10. 25.40 (2) (b) 22m. of the statutes, as created by Wisconsin Act
13 (this act), is repealed.

14 SECTION 11. 79.02 (3) of the statutes is amended to read:

15 79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county
16 in November shall equal that municipality's or county's entitlement to shared
17 revenues under ss. 79.03, 79.035, 79.036, 79.04, 79.05, 79.058, and 79.06 for the
18 current year, minus the amount distributed to the municipality or county in July.

19 (b) In November 2002, the amount of the payments to each municipality and
20 county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the
21 appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments
22 to the municipality or county multiplied by the quotient of an amount equal to the

1 moneys available, as determined by the department of administration, from the
2 appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

3 SECTION 12. 79.02 (3) (c) of the statutes is created to read:

4 79.02 (3) (c) In November 2003, the total amount of the payments to each
5 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the
6 appropriation account under s. 20.835 (1) ~~(rb)~~^(t) shall equal \$240,000,000 and shall be
7 applied to the payments in the manner determined by the department of revenue.

8 SECTION 13. 79.02 (3) (d) of the statutes is created to read:

9 79.02 (3) (d) 1. In November 2004, the total amount of the payments to each
10 municipality and county under ss. 79.035 and 79.036 to be paid from the
11 appropriation account under s. 20.835 (1) ~~(rb)~~^(t) shall equal \$160,000,000 and shall be
12 applied to the payments in the manner determined by the department of revenue.

13 2. In November 2004, the total amount of the payments to each municipality
14 and county under ss. 79.035 and 79.036 to be paid from the appropriation account
15 under s. 20.835 (1) ~~(rb)~~^(u) shall equal \$20,000,000 and shall be applied to the payments
16 in the manner determined by the department of revenue.

17 SECTION 14. 79.03 (3) (a) of the statutes is amended to read:

18 79.03 (3) (a) The amount in the shared revenue account for municipalities and
19 the amount in the shared revenue account for counties, less the payments under sub.
20 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.
21 20.835 (1) ~~(rb)~~^(t) shall be allocated to each municipality and county respectively in
22 proportion to its entitlement. In this paragraph, "entitlement" means the product
23 of aidable revenues and tax base weight.

24 SECTION 15. 79.03 (4) of the statutes is amended to read:

1 79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and
2 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be
3 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.
4 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.
5 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this
6 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to
7 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,
8 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835
9 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the
10 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)
11 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to
12 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and
13 79.06 from s. 20.835 (1) (d) and ~~(a)~~ (+) are \$776,783,700 to municipalities and
14 \$172,378,300 to counties.

15 **SECTION 16.** 79.035 (1) of the statutes is amended to read:

16 79.035 (1) Subject to reductions under s. 79.036 (3), in 2004 and subsequent
17 years, each county and municipality shall receive a payment from the county and
18 municipal aid account and, for distributions in 2004, from the appropriation account
19 under s. 20.835 (1) ~~(a)~~ (+) and ~~(a)~~ (u) in an amount determined under sub. (2).

20 **SECTION 17.** 79.04 (1) (a) of the statutes is amended to read:

21 79.04 (1) (a) An amount from the shared revenue account or, for the
22 distribution in 2003, from the appropriation under s. 20.835 (1) ~~(a)~~ (+) determined by
23 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,
24 the first \$125,000,000 of the amount shown in the account, plus leased property, of
25 each public utility except qualified wholesale electric companies, as defined in s.

1 76.28 (1) (gm), on December 31 of the preceding year for either “production plant,
 2 exclusive of land” and “general structures”, or “work in progress” for production
 3 plants and general structures under construction, in the case of light, heat and power
 4 companies, electric cooperatives or municipal electric companies, for all property
 5 within a municipality in accordance with the system of accounts established by the
 6 public service commission or rural electrification administration, less depreciation
 7 thereon as determined by the department of revenue and less the value of treatment
 8 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as
 9 determined by the department of revenue plus an amount from the shared revenue
 10 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)
 11 ~~(g)~~ determined by multiplying by 3 mills in the case of a town, and 6 mills in the case
 12 (*) of a city or village, of the first \$125,000,000 of the total original cost of production
 13 plant, general structures and work-in-progress less depreciation, land and
 14 approved waste treatment facilities of each qualified wholesale electric company, as
 15 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property
 16 within the municipality. The total of amounts, as depreciated, from the accounts of
 17 all public utilities for the same production plant is also limited to not more than
 18 \$125,000,000. The amount distributable to a municipality in any year shall not
 19 exceed \$300 times the population of the municipality.

20 **SECTION 18.** 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 or, for
 23 the distribution in 2003, from the appropriation under s. 20.835 (1) ~~(g)~~ (*) to any county
 24 having within its boundaries a production plant or a general structure, including
 25 production plants and general structures under construction, used by a light, heat

1 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described
2 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 or, for the
19 distribution in 2003, from the appropriation under s. 20.835 (1) (g) determined by (*)
20 multiplying by 6 mills in the case of property in a town, and 3 mills in the case of
21 property in a city or village, of the total original cost of production plant, general
22 structures and work-in-progress less depreciation, land and approved waste
23 treatment facilities of each qualified wholesale electric company, as defined in s.
24 76.28 (1) (gm), as reported to the department of revenue of all property within the
25 municipality. The total of amounts, as depreciated, from the accounts of all public

1 utilities for the same production plant is also limited to not more than \$125,000,000.
2 The amount distributable to a county in any year shall not exceed \$100 times the
3 population of the county.

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

5 (1) SHARED REVENUE; TRANSPORTATION FUND AND UTILITY PUBLIC BENEFITS FUND.

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

8 (b) The repeal of sections 20.835 (1) ~~(g)~~^(*) and ~~(h)~~^(u) and 25.40 (2) (b) 22m. of the
9 statutes and the repeal and recreation of section 20.835 (1) (db) of the statutes take
10 effect on July 1, 2005.

11

(END)



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-15676
JK&ARG:cmh&wlj

RM not Run

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

m 2-3-03

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, ~~\$240,000,000~~ 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, ~~\$160,000,000~~ will be paid from the transportation fund, rather than from the general fund, and \$20,000,000 will be paid from the utility public benefits 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:

SECTION 1

1 20.835 (1) (d) *Shared revenue account.* A sum sufficient, less any amount
2 appropriated under pars. (t) and (u), to meet the requirements of the shared revenue
3 account established under s. 79.01 (2) to provide for the distributions from the shared
4 revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and
5 79.06.

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

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

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

13 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum
14 sufficient, less any amount appropriated under pars. (t) and (u), to make payments
15 to counties, towns, villages, and cities under ss. 79.035 and 79.036.

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

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

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

22 20.835 (1) (t) *Shared revenue and county and municipal aid; transportation*
23 *fund.* From the transportation fund, the amounts in the schedule to provide for the
24 distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, and 79.06.
25 No moneys may be encumbered from this appropriation account after June 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) (t) of the statutes, as created by Wisconsin Act (this
2 act), is repealed.

3 **SECTION 7.** 20.835 (1) (u) of the statutes is created to read:

4 20.835 (1) (u) *County and municipal aid; utility public benefits fund.* From the
5 utility public benefits fund, the amounts in the schedule to provide for the
6 distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, and 79.06.
7 No moneys may be encumbered from this appropriation account after June 30, 2005.

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

8 **SECTION 8.** 20.835 (1) (u) of the statutes, as created by Wisconsin Act (this
9 act), is repealed.

10 **SECTION 9.** 25.40 (2) (b) 22m. of the statutes is created to read:

11 25.40 (2) (b) 22m. Section 20.835 (1) (t).

12 **SECTION 10.** 25.40 (2) (b) 22m. of the statutes, as created by Wisconsin Act
13 (this act), is repealed.

14 **SECTION 11.** 79.02 (3) of the statutes is amended to read:

15 79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county
16 in November shall equal that municipality's or county's entitlement to shared
17 revenues under ss. 79.03, 79.035, 79.036, 79.04, 79.05, 79.058, and 79.06 for the
18 current year, minus the amount distributed to the municipality or county in July.

19 (b) In November 2002, the amount of the payments to each municipality and
20 county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the
21 appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments
22 to the municipality or county multiplied by the quotient of an amount equal to the

1 moneys available, as determined by the department of administration, from the
2 appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

3 SECTION 12. 79.02 (3) (c) of the statutes is created to read:

4 79.02 (3) (c) In November 2003, the total amount of the payments to each
5 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the
6 appropriation account under s. 20.835 (1) (t) shall equal ~~\$240,000,000~~ and shall be
7 applied to the payments in the manner determined by the department of revenue.

\$230,000,000

8 SECTION 13. 79.02 (3) (d) of the statutes is created to read:

9 79.02 (3) (d) 1. In November 2004, the total amount of the payments to each
10 municipality and county under ss. 79.035 and 79.036 to be paid from the
11 appropriation account under s. 20.835 (1) (t) shall equal ~~\$150,000,000~~ and shall be
12 applied to the payments in the manner determined by the department of revenue.

\$170,000,000

13 2. In November 2004, the total amount of the payments to each municipality
14 and county under ss. 79.035 and 79.036 to be paid from the appropriation account
15 under s. 20.835 (1) (u) shall equal \$20,000,000 and shall be applied to the payments
16 in the manner determined by the department of revenue.

17 SECTION 14. 79.03 (3) (a) of the statutes is amended to read:

18 79.03 (3) (a) The amount in the shared revenue account for municipalities and
19 the amount in the shared revenue account for counties, less the payments under sub.
20 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.
21 20.835 (1) (t), shall be allocated to each municipality and county respectively in
22 proportion to its entitlement. In this paragraph, "entitlement" means the product
23 of aidable revenues and tax base weight.

24 SECTION 15. 79.03 (4) of the statutes is amended to read:

1 79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and
2 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be
3 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.
4 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.
5 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this
6 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to
7 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,
8 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835
9 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the
10 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)
11 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to
12 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and
13 79.06 from s. 20.835 (1) (d) and (t) are \$776,783,700 to municipalities and
14 \$172,378,300 to counties.

15 **SECTION 16.** 79.035 (1) of the statutes is amended to read:

16 79.035 (1) Subject to reductions under s. 79.036 (3), in 2004 and subsequent
17 years, each county and municipality shall receive a payment from the county and
18 municipal aid account and, for distributions in 2004, from the appropriation account
19 under s. 20.835 (1) (t) and (u) in an amount determined under sub. (2).

20 **SECTION 17.** 79.04 (1) (a) of the statutes is amended to read:

21 79.04 (1) (a) An amount from the shared revenue account or, for the
22 distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by
23 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,
24 the first \$125,000,000 of the amount shown in the account, plus leased property, of
25 each public utility except qualified wholesale electric companies, as defined in s.

1 76.28 (1) (gm), on December 31 of the preceding year for either “production plant,
2 exclusive of land” and “general structures”, or “work in progress” for production
3 plants and general structures under construction, in the case of light, heat and power
4 companies, electric cooperatives or municipal electric companies, for all property
5 within a municipality in accordance with the system of accounts established by the
6 public service commission or rural electrification administration, less depreciation
7 thereon as determined by the department of revenue and less the value of treatment
8 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as
9 determined by the department of revenue plus an amount from the shared revenue
10 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)
11 (t) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case
12 of a city or village, of the first \$125,000,000 of the total original cost of production
13 plant, general structures and work-in-progress less depreciation, land and
14 approved waste treatment facilities of each qualified wholesale electric company, as
15 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property
16 within the municipality. The total of amounts, as depreciated, from the accounts of
17 all public utilities for the same production plant is also limited to not more than
18 \$125,000,000. The amount distributable to a municipality in any year shall not
19 exceed \$300 times the population of the municipality.

20 **SECTION 18.** 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 or, for
23 the distribution in 2003, from the appropriation under s. 20.835 (1) (t) to any county
24 having within its boundaries a production plant or a general structure, including
25 production plants and general structures under construction, used by a light, heat

1 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described
2 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 or, for the
19 distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by
20 multiplying by 6 mills in the case of property in a town, and 3 mills in the case of
21 property in a city or village, of the total original cost of production plant, general
22 structures and work-in-progress less depreciation, land and approved waste
23 treatment facilities of each qualified wholesale electric company, as defined in s.
24 76.28 (1) (gm), as reported to the department of revenue of all property within the
25 municipality. The total of amounts, as depreciated, from the accounts of all public

1 utilities for the same production plant is also limited to not more than \$125,000,000.
2 The amount distributable to a county in any year shall not exceed \$100 times the
3 population of the county.

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

5 (1) SHARED REVENUE; TRANSPORTATION FUND AND UTILITY PUBLIC BENEFITS FUND.

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

8 (b) The repeal of sections 20.835 (1) (t) and (u) and 25.40 (2) (b) 22m. of the
9 statutes and the repeal and recreation of section 20.835 (1) (db) of the statutes take
10 effect on July 1, 2005.

11 (END)

Kreye, Joseph

From: Ziegler, Paul
Sent: Sunday, February 02, 2003 6:05 PM
To: Kreye, Joseph
Subject: draft 1567/6

Joe -- I need a change to LRB draft 1567/6 -- re: use of transportation dollars and public benefits dollars for shared revenue.

Here's the change:

Change the \$240 million from the transportation fund for FY04 (CY03) to \$230 million.

Change the \$160 million from the transportation fund for FY05 (CY04) to \$170 million.

(We are shifting \$10 million between fiscal years to better address our overall budget picture.)

Also, a question:

Section 9 of the draft adds language re: use of transportation fund dollars in chapter 25 (where funds are defined). Do we need something similar for the public benefits fund?

Thank you.

Paul

Kreye, Joseph

From: Ziegler, Paul
Sent: Tuesday, February 04, 2003 11:23 AM
To: Kreye, Joseph
Subject: draft 1567/7 -- cross references

Joe -- Several changes are needed to adjust the cross references in draft 1567/7, regarding the use of transportation fund and public benefits fund dollars for shared revenue in FY04 and FY05.

1. On page 2, line 2, drop "and (u)". The new "u" appropriation is only for county & municipal aid and only will have dollars in it for FY05.
2. Page 2, line 24 -- add s.79.035 and s.79.036. Since this appropriation will support shared revenue in both years, it needs to have the references to the chapter 79 sections that pay out the big money for both years. (The s.79.036 reference will get knocked out in reconciliation, however.)
3. Page 3, line 6 -- Delete references to 79.03, 79.04 and 79.06 and instead include references to 79.035 and 79.036. Since the "u" appropriation is supporting the FY05 payments, it needs to have the same references as the county and municipal aid appropriation.
4. Page 5, line 18 -- Add "s" to "account" to be "accounts"?

Thank you!

Paul



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-15677
JK&ARG:cmh&wlj:epk

8
RM not run

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

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

in 2-4-03

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, \$230,000,000 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, and \$20,000,000 will be paid from the utility public benefits 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:

1 20.835 (1) (d) *Shared revenue account.* A sum sufficient, less any amount
2 appropriated under pars. (t) and (u) to meet the requirements of the shared revenue
3 account established under s. 79.01 (2) to provide for the distributions from the shared
4 revenue account to counties, towns, villages and cities under ss. 79.03, 79.04 and
5 79.06.

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

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

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

13 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum
14 sufficient, less any amount appropriated under pars. (t) and (u), to make payments
15 to counties, towns, villages, and cities under ss. 79.035 and 79.036.

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

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

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

22 20.835 (1) (t) *Shared revenue and county and municipal aid; transportation*
23 *fund.* From the transportation fund, the amounts in the schedule to provide for the
24 distributions to counties, towns, villages, and cities under ss. 79.03, 79.04, and 79.06.

25 No moneys may be encumbered from this appropriation account after June 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) (t) of the statutes, as created by Wisconsin Act (this
2 act), is repealed.

3 SECTION 7. 20.835 (1) (u) of the statutes is created to read:

4 20.835 (1) (u) *County and municipal aid; utility public benefits fund.* From the
5 utility public benefits fund, the amounts in the schedule to provide for the
6 distributions to counties, towns, villages, and cities under ss. ~~79.03, 79.04,~~ and ~~79.06~~

7 No moneys may be encumbered from this appropriation account after June 30, 2005.

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

8 SECTION 8. 20.835 (1) (u) of the statutes, as created by Wisconsin Act (this
9 act), is repealed.

10 SECTION 9. 25.40 (2) (b) 22m. of the statutes is created to read:

11 25.40 (2) (b) 22m. Section 20.835 (1) (t).

12 SECTION 10. 25.40 (2) (b) 22m. of the statutes, as created by Wisconsin Act
13 (this act), is repealed.

14 SECTION 11. 79.02 (3) of the statutes is amended to read:

15 79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county
16 in November shall equal that municipality's or county's entitlement to shared
17 revenues under ss. 79.03, 79.035, 79.036, 79.04, 79.05, 79.058, and 79.06 for the
18 current year, minus the amount distributed to the municipality or county in July.

19 (b) In November 2002, the amount of the payments to each municipality and
20 county under ss. 79.03, 79.04, 79.05, 79.058, and 79.06 to be paid from the
21 appropriation account under s. 20.855 (4) (rb) shall be the amount of such payments
22 to the municipality or county multiplied by the quotient of an amount equal to the

79.035

79.036

1 moneys available, as determined by the department of administration, from the
2 appropriation account under s. 20.855 (4) (rb) divided by \$826,068,930.

3 **SECTION 12.** 79.02 (3) (c) of the statutes is created to read:

4 79.02 (3) (c) In November 2003, the total amount of the payments to each
5 municipality and county under ss. 79.03, 79.04, and 79.06 to be paid from the
6 appropriation account under s. 20.835 (1) (t) shall equal \$230,000,000 and shall be
7 applied to the payments in the manner determined by the department of revenue.

8 **SECTION 13.** 79.02 (3) (d) of the statutes is created to read:

9 79.02 (3) (d) 1. In November 2004, the total amount of the payments to each
10 municipality and county under ss. 79.035 and 79.036 to be paid from the
11 appropriation account under s. 20.835 (1) (t) shall equal \$170,000,000 and shall be
12 applied to the payments in the manner determined by the department of revenue.

13 2. In November 2004, the total amount of the payments to each municipality
14 and county under ss. 79.035 and 79.036 to be paid from the appropriation account
15 under s. 20.835 (1) (u) shall equal \$20,000,000 and shall be applied to the payments
16 in the manner determined by the department of revenue.

17 **SECTION 14.** 79.03 (3) (a) of the statutes is amended to read:

18 79.03 (3) (a) The amount in the shared revenue account for municipalities and
19 the amount in the shared revenue account for counties, less the payments under sub.
20 (2) and s. 79.04, and, for the distribution in 2003, the amount appropriated under s.
21 20.835 (1) (t), shall be allocated to each municipality and county respectively in
22 proportion to its entitlement. In this paragraph, “entitlement” means the product
23 of aidable revenues and tax base weight.

24 **SECTION 15.** 79.03 (4) of the statutes is amended to read:

1 79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and
2 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be
3 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.
4 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.
5 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this
6 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to
7 municipalities and \$168,981,800 to counties. Beginning in 1995 and ending in 2001,
8 the total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835
9 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties. In 2002, the
10 total amounts to be distributed under ss. 79.03, 79.04, and 79.06 from ss. 20.835 (1)
11 (d) and 20.855 (4) (rb) are \$769,092,800 to municipalities and \$170,671,600 to
12 counties. In 2003, the total amounts to be distributed under ss. 79.03, 79.04, and
13 79.06 from s. 20.835 (1) (d) and (t) are \$776,783,700 to municipalities and
14 \$172,378,300 to counties.

15 **SECTION 16.** 79.035 (1) of the statutes is amended to read:

16 79.035 (1) Subject to reductions under s. 79.036 (3), in 2004 and subsequent
17 years, each county and municipality shall receive a payment from the county and
18 municipal aid account and, for distributions in 2004, from the appropriation ~~account~~
19 under s. 20.835 (1) (t) and (u) in an amount determined under sub. (2). accounts

20 **SECTION 17.** 79.04 (1) (a) of the statutes is amended to read:

21 79.04 (1) (a) An amount from the shared revenue account or, for the
22 distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by
23 multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village,
24 the first \$125,000,000 of the amount shown in the account, plus leased property, of
25 each public utility except qualified wholesale electric companies, as defined in s.

1 76.28 (1) (gm), on December 31 of the preceding year for either “production plant,
2 exclusive of land” and “general structures”, or “work in progress” for production
3 plants and general structures under construction, in the case of light, heat and power
4 companies, electric cooperatives or municipal electric companies, for all property
5 within a municipality in accordance with the system of accounts established by the
6 public service commission or rural electrification administration, less depreciation
7 thereon as determined by the department of revenue and less the value of treatment
8 plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as
9 determined by the department of revenue plus an amount from the shared revenue
10 account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)
11 (t) determined by multiplying by 3 mills in the case of a town, and 6 mills in the case
12 of a city or village, of the first \$125,000,000 of the total original cost of production
13 plant, general structures and work-in-progress less depreciation, land and
14 approved waste treatment facilities of each qualified wholesale electric company, as
15 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property
16 within the municipality. The total of amounts, as depreciated, from the accounts of
17 all public utilities for the same production plant is also limited to not more than
18 \$125,000,000. The amount distributable to a municipality in any year shall not
19 exceed \$300 times the population of the municipality.

20 **SECTION 18.** 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 or, for
23 the distribution in 2003, from the appropriation under s. 20.835 (1) (t) to any county
24 having within its boundaries a production plant or a general structure, including
25 production plants and general structures under construction, used by a light, heat

1 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described
2 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 or, for the
19 distribution in 2003, from the appropriation under s. 20.835 (1) (t) determined by
20 multiplying by 6 mills in the case of property in a town, and 3 mills in the case of
21 property in a city or village, of the total original cost of production plant, general
22 structures and work-in-progress less depreciation, land and approved waste
23 treatment facilities of each qualified wholesale electric company, as defined in s.
24 76.28 (1) (gm), as reported to the department of revenue of all property within the
25 municipality. The total of amounts, as depreciated, from the accounts of all public

1 utilities for the same production plant is also limited to not more than \$125,000,000.
2 The amount distributable to a county in any year shall not exceed \$100 times the
3 population of the county.

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

5 (1) SHARED REVENUE; TRANSPORTATION FUND AND UTILITY PUBLIC BENEFITS FUND.

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

8 (b) The repeal of sections 20.835 (1) (t) and (u) and 25.40 (2) (b) 22m. of the
9 statutes and the repeal and recreation of section 20.835 (1) (db) of the statutes take
10 effect on July 1, 2005.

11 (END)