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1 any remainder shall be paid into a prior service liability obligation redemption fund
2 created under 18.562 (3).

3 (3) The department shall have all powers necessary and convenient to
4 distribute the excise tax fund revenues and to distribute the proceeds of the revenue
5 obligations issued under this section in accordance with subch. II of ch. 18.

6 (4) The department may enter into agreements with the federal government
7 or its agencies, political subdivisions of this state, individuals, or private entities to
8 insure, or in any other manner provide, additional security for the revenue
9 obligations issued under this section.

10 (5) (a) Subject to the limitation under par. (b), the building commission may
11 contract revenue obligations, payable from the excise tax fund, under this section in
12 the maximum amount that the building commission believes can be fully paid on a
13 timely basis from moneys received or anticipated to be received in the excise tax fund.

14 (b) The requirements for funds used for the payment of the state's unfunded
15 prior service liability under s. 40.05 (2) (b) that are to be paid from revenue
16 obligations issued under this section shall be determined by the secretary, but shall
17 not exceed \$750,000,000.

18 (6) Unless otherwise expressly provided in resolutions authorizing the
19 issuance of revenue obligations under this section or in other agreements with the
20 owners of revenue obligations, each issue of revenue obligations under this section
21 shall be on a parity with every other revenue obligation issued under this section and
22 in accordance with subch. II of ch. 18.

23 (7) As determined by the building commission, any moneys deposited in the
24 excise tax fund that are not required for the retirement of revenue obligations and

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1 providing for reserves and for ancillary payments authorized to be paid from such
2 moneys are transferred to the general fund.

3 (8) Recognizing its moral obligation to do so, the legislature expresses its
4 expectation and aspiration that, if the funds in the excise tax fund are insufficient
5 to pay the principal of and interest on the revenue obligations issued under subch.
6 II of ch. 18 pursuant to this section, the legislature shall make an appropriation from
7 the general fund sufficient to pay the principal and interest on the obligations or to
8 replenish a reserve fund, if applicable.

9 *-1016/6.2* SECTION 182. 16.527 of the statutes is created to read:

10 **16.527 Retirement of state's unfunded prior service liability under the**
11 **Wisconsin Retirement System; appropriation obligations.** (1) LEGISLATIVE
12 FINDING AND DETERMINATION. Recognizing that the state, by prepaying part or all of
13 the state's unfunded prior service liability under s. 40.05 (2) (b), may reduce its costs
14 and better ensure the timely and full payment of retirement benefits to participants
15 and their beneficiaries under the Wisconsin Retirement System, the legislature finds
16 and determines that it is in the public interest for the state to issue appropriation
17 obligations to pay part or all of the state's unfunded prior service liability under s.
18 40.05 (2) (b).

19 (2) DEFINITIONS. In this section:

20 (a) "Appropriation obligation" means an undertaking by the state to repay a
21 certain amount of borrowed money that is all of the following:

22 1. Payable from moneys annually appropriated by law for debt service due with
23 respect to such undertaking in that year.

24 2. Used for the purpose of paying part or all of the state's unfunded prior service
25 liability under s. 40.05 (2) (b).

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1 3. Not public debt under s. 18.01 (4).

2 (b) “Evidence of appropriation obligation” means a written promise to pay an
3 appropriation obligation.

4 (c) “Refunding obligation” means an appropriation obligation contracted to
5 fund or refund all or any part of one or more outstanding appropriation obligations.

6 **(3) AUTHORIZATION OF APPROPRIATION OBLIGATIONS.** (a) The department shall
7 have all powers necessary and convenient to carry out its duties, and exercise its
8 authority, under this section.

9 (b) 1. Subject to the limitation under subd. 2., the department may contract
10 appropriation obligations of the state under this section.

11 2. Appropriation obligations issued under this section may not exceed
12 \$750,000,000 in principal amount, excluding any obligations that have been
13 defeased under a cash optimization program administered by the building
14 commission. In addition to this limit on principal amount, the department may
15 contract appropriation obligations as the department determines is desirable to fund
16 or refund outstanding appropriation obligations issued under this section, to pay
17 issuance or administrative expenses, to make deposits to reserve funds, to pay
18 accrued or funded interest, to pay the costs of credit enhancement, or to make
19 payments under other agreements entered into under sub. (4) (e).

20 **(4) TERMS.** (a) Money may be borrowed and evidences of appropriation
21 obligation issued therefor pursuant to one or more written authorizing certifications
22 under sub. (5), unless otherwise provided in the certification, at any time, in any
23 specific amounts, at any rates of interest, for any term, payable at any intervals, at
24 any place, in any manner, and having any other terms or conditions that the
25 department considers necessary or useful. Appropriation obligations may bear

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1 interest at variable or fixed rates, bear no interest, or bear interest payable only at
2 maturity or upon redemption prior to maturity.

3 (b) The department may authorize evidences of appropriation obligation
4 having any provisions for prepayment considered necessary or useful, including the
5 payment of any premium.

6 (c) Interest shall cease to accrue on an appropriation obligation on the date that
7 the obligation becomes due for payment if payment is made or duly provided for, but
8 the obligation and accrued interest shall continue to be a binding obligation
9 according to its terms until 6 years overdue for payment, or such longer period as may
10 be required by federal law. At that time, unless demand for its payment has been
11 made, it shall be extinguished and considered no longer outstanding.

12 (d) All money borrowed by the state pursuant to evidences of appropriation
13 obligation issued under this section shall be lawful money of the United States, and
14 all appropriation obligations shall be payable in such money.

15 (e) At the time of, or in anticipation of, contracting for the appropriation
16 obligations and at any time thereafter so long as the appropriation obligations are
17 outstanding, the department may enter into agreements and ancillary
18 arrangements relating to the appropriation obligations, including trust indentures,
19 liquidity facilities, remarketing or dealer agreements, letter of credit agreements,
20 insurance policies, guaranty agreements, reimbursement agreements, indexing
21 agreements, or interest exchange agreements. Any payments made or received
22 pursuant to any such agreement or ancillary arrangement shall be made from or
23 deposited into a program revenue appropriation account in the general fund.

24 (f) All evidences of appropriation obligation owned or held by any state fund are
25 outstanding in all respects and the state agency controlling the fund shall have the

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1 same rights with respect to an evidence of appropriation obligation as a private party,
2 but if any sinking fund acquires evidences of appropriation obligation that gave rise
3 to such fund, the obligations are considered paid for all purposes and no longer
4 outstanding and shall be canceled as provided in sub. (8) (e). All evidences of
5 appropriation obligation owned by any state fund shall be registered to the fullest
6 extent registrable.

7 (g) The state shall not be generally liable on evidences of appropriation
8 obligation and evidences of appropriation obligation shall not be a debt of the state
9 for any purpose whatsoever. Evidences of appropriation obligation, including the
10 principal thereof and interest thereon, shall be payable only from amounts that the
11 legislature may, from year to year, appropriate for the payment thereof.

12 (5) PROCEDURES. (a) No evidence of appropriation obligation may be issued by
13 the state unless the issuance is pursuant to a written authorizing certification. The
14 certification shall set forth the aggregate principal amount of appropriation
15 obligations authorized thereby, the manner of sale of the evidences of appropriation
16 obligation, and the form and terms thereof. The certification shall be signed by the
17 secretary, or his or her designee, and shall be transmitted to the governor and the
18 state treasurer.

19 (b) Appropriation obligations may be sold at either public or private sale and
20 may be sold at any price or percentage of par value. The department may provide
21 in any authorizing certification for refunding obligations under sub. (7) that they be
22 exchanged privately in payment and discharge of any of the outstanding obligations
23 being refinanced. All appropriation obligations sold at public sale shall be noticed
24 as provided in the authorizing certification. Any bid received at public sale may be
25 rejected.

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1 **(6) FORM.** (a) Evidences of appropriation obligation may be in the form of
2 bonds, notes, or other evidences of obligation, and may be issued in book–entry form
3 or in certificated form. Notwithstanding s. 403.104 (1), every evidence of
4 appropriation obligation is a negotiable instrument.

5 (b) Every evidence of appropriation obligation shall be executed in the name
6 of and for the state by the governor and the state treasurer and shall be sealed with
7 the great seal of the state or a facsimile thereof. The facsimile signature of either the
8 governor or state treasurer, or both, may be imprinted in lieu of the manual signature
9 of such officer, as the department directs, if approved by such officer. An evidence
10 of appropriation obligation bearing the manual or facsimile signature of a person in
11 office at the time such signature was signed or imprinted shall be fully valid
12 notwithstanding that before or after the delivery thereof such person ceased to hold
13 such office.

14 (c) Every evidence of appropriation obligation shall be dated not later than the
15 date issued, shall contain a reference by date to the appropriate authorizing
16 certification, shall state the limitation established in sub. (4) (g), and shall be in
17 accordance with the authorizing certification.

18 (d) An evidence of appropriation obligation shall be in such form and contain
19 such statements or terms as determined by the department, and may not conflict
20 with law or with the appropriate authorizing certification.

21 **(7) REFUNDING OBLIGATIONS.** (a) 1. The department may authorize the issuance
22 of appropriation obligation refunding obligations. Refunding obligations may be
23 issued, subject to any contract rights vested in owners of obligations being
24 refinanced, to refinance all or any part of one or more issue of obligations
25 notwithstanding that the obligations may have been issued at different times. The

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1 principal amount of the refunding obligations may not exceed the sum of: the
2 principal amount of the obligations being refinanced; applicable redemption
3 premiums; unpaid interest on the obligations to the date of delivery or exchange of
4 the refunding obligations; in the event the proceeds are to be deposited in trust as
5 provided in par. (c), interest to accrue on the obligations from the date of delivery to
6 the date of maturity or to the redemption date selected by the department, whichever
7 is earlier; and the expenses incurred in the issuance of the refunding obligations and
8 the payment of the obligations.

9 2. A determination by the department that a refinancing is advantageous or
10 that any of the amounts provided subd. 1. should be included in the refinancing shall
11 be conclusive.

12 (b) If the department determines to exchange refunding obligations, they may
13 be exchanged privately for and in payment and discharge of any of the outstanding
14 obligations being refinanced. Refunding obligations may be exchanged for such
15 principal amount of the obligations being exchanged therefor as may be determined
16 by the department to be necessary or advisable. The owners of the obligations being
17 refunded who elect to exchange need not pay accrued interest on the refunding
18 obligations if and to the extent that interest is accrued and unpaid on the obligations
19 being refunded and to be surrendered. If any of the obligations to be refinanced are
20 to be called for redemption, the department shall determine which redemption dates
21 are to be used, if more than one date is applicable and shall, prior to the issuance of
22 the refunding obligations, provide for notice of redemption to be given in the manner
23 and at the times required by the certification authorizing the outstanding
24 obligations.

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1 (c) 1. The principal proceeds from the sale of any refunding obligations shall
2 be applied either to the immediate payment and retirement of the obligations being
3 refinanced or, if the obligations have not matured and are not presently redeemable,
4 to the creation of a trust for and shall be pledged to the payment of the obligations
5 being refinanced.

6 2. If a trust is created, a separate deposit shall be made for each issue of
7 appropriation obligations being refinanced. Each deposit shall be with the state
8 treasurer or a bank or trust company that is a member of the Federal Deposit
9 Insurance Corporation. If the total amount of any deposit, including money other
10 than sale proceeds but legally available for such purpose, is less than the principal
11 amount of the obligations being refinanced and for the payment of which the deposit
12 has been created and pledged, together with applicable redemption premiums and
13 interest accrued and to accrue to maturity or to the date of redemption, then the
14 application of the sale proceeds shall be legally sufficient only if the money deposited
15 is invested in securities issued by the United States or one of its agencies, or
16 securities fully guaranteed by the United States, and only if the principal amount
17 of the securities at maturity and the income therefrom to maturity will be sufficient
18 and available, without the need for any further investment or reinvestment, to pay
19 at maturity or upon redemption the principal amount of the obligations being
20 refinanced together with applicable redemption premiums and interest accrued and
21 to accrue to maturity or to the date of redemption. The income from the principal
22 proceeds of the securities shall be applied solely to the payment of the principal of
23 and interest and redemption premiums on the obligations being refinanced, but
24 provision may be made for the pledging and disposition of any surplus.

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1 3. Nothing in this paragraph may be construed as a limitation on the duration
2 of any deposit in trust for the retirement of obligations being refinanced that have
3 not matured and that are not presently redeemable. Nothing in this paragraph may
4 be construed to prohibit reinvestment of the income of a trust if the reinvestments
5 will mature at such times that sufficient cash will be available to pay interest,
6 applicable premiums, and principal on the obligations being refinanced.

7 **(8) FISCAL REGULATIONS.** (a) The state treasurer shall act as registrar for each
8 evidence of appropriation obligation. No transfer of a registered evidence of
9 appropriation obligation is valid unless made on a register maintained by the state
10 treasurer, and the state may treat the registered owner as the owner of the
11 instrument for all purposes. Payments of principal and interest shall be by electronic
12 funds transfer, check, share draft, or other draft to the registered owner at the
13 owner's address as it appears on the register, unless the department has otherwise
14 provided. Information in the register is not available for inspection and copying
15 under s. 19.35 (1). The department may make any other provision respecting
16 registration as it considers necessary or useful. The state treasurer may enter into
17 a contract for the performance of any of his or her functions relating to appropriation
18 obligations.

19 (b) The state treasurer, or the treasurer's agent, shall maintain records
20 containing a full and correct description of each evidence of appropriation obligation
21 issued, identifying it, and showing its date, issue, amount, interest rate, payment
22 dates, payments made, registration, destruction, and every other relevant
23 transaction.

24 (c) The secretary may appoint one or more trustees and fiscal agents for each
25 issue of appropriation obligations. The state treasurer may be denominated the

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1 trustee and the sole fiscal agent or a cofiscal agent for any issue of appropriation
2 obligations. Every other fiscal agent shall be an incorporated bank or trust company
3 authorized by the laws of the United States or of the state in which it is located to
4 do a banking or trust company business. There may be deposited with a trustee, in
5 a special account, moneys to be used only for the purposes expressly provided in the
6 certification authorizing the issuance of evidences of appropriation obligation or an
7 agreement between the department and the trustee. The department may make
8 other provisions respecting trustees and fiscal agents as the department considers
9 necessary or useful and may enter into a contract with any trustee or fiscal agent
10 containing such terms, including compensation, and conditions in regard to the
11 trustee or fiscal agent as the department considers necessary or useful.

12 (d) If any evidence of appropriation obligation is destroyed, lost, or stolen, the
13 department shall execute and deliver a new evidence of appropriation obligation,
14 upon filing with the department evidence satisfactory to the department that the
15 evidence of appropriation obligation has been destroyed, lost, or stolen, upon
16 providing proof of ownership thereof, and upon furnishing the department with
17 indemnity satisfactory to it and complying with such other rules of the department
18 and paying any expenses that the department or the state treasurer may incur. The
19 department shall cancel the evidences of appropriation obligation surrendered to the
20 department.

21 (e) Unless otherwise directed by the department, every evidence of
22 appropriation obligation paid or otherwise retired shall be marked “canceled” and
23 delivered, through the state treasurer if delivered to a fiscal agent other than the
24 state treasurer, to the state auditor who shall destroy them and deliver to the state
25 treasurer a certificate to that effect.

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1 **(9) APPROPRIATION OBLIGATIONS AS LEGAL INVESTMENTS.** Any of the following may
2 legally invest any sinking funds, moneys, or other funds belonging to them or under
3 their control in any appropriation obligations issued under this section:

4 (a) The state, the investment board, public officers, municipal corporations,
5 political subdivisions, and public bodies.

6 (b) Banks and bankers, savings and loan associations, credit unions, trust
7 companies, savings banks and institutions, investment companies, insurance
8 companies, insurance associations, and other persons carrying on a banking or
9 insurance business.

10 (c) Personal representatives, guardians, trustees, and other fiduciaries.

11 **(10) MORAL OBLIGATION PLEDGE.** Recognizing its moral obligation to do so, the
12 legislature expresses its expectation and aspiration that it shall make timely
13 appropriations from moneys in the general fund that are sufficient to pay the
14 principal and interest due with respect to any appropriation obligations in any year.

15 ***-1688/2.1*** **SECTION 183.** 16.53 (1) (d) 1. of the statutes is amended to read:

16 16.53 (1) (d) 1. The secretary, with the approval of the joint committee on
17 employment relations, shall fix the time, ~~except as provided in ss. 106.21 (9) (c) and~~
18 ~~s. 106.215 (10) (e),~~ and frequency for payment of salaries due elective and appointive
19 officers and employees of the state. As determined under this subdivision, the
20 salaries shall be paid either monthly, semimonthly or for each 2-week period.

 ****NOTE: This is reconciled s. 16.53 (1) (d) 1. This SECTION has been affected by
 drafts with the following LRB numbers: LRB-1688/1 and LRB-1712/3.

21 ***-0529/4.25*** **SECTION 184.** 16.53 (5) of the statutes is amended to read:

22 16.53 (5) **WARRANTS; WHAT TO SPECIFY.** The secretary shall draw a warrant on
23 the state ~~treasurer~~ treasury payable to the claimant for the amount allowed by the

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1 secretary upon every claim audited under sub. (1), except as authorized in s. 16.52
2 (7), 20.920, or 20.929, specifying from what fund to be paid, the particular law ~~which~~
3 that authorizes the claim to be paid out of the state treasury, and at the secretary's
4 discretion the post-office address of the payee. ~~The secretary shall not credit the~~
5 ~~treasurer for any sum of money paid out by the treasurer~~ No moneys may be paid out
6 of the state treasury under this section otherwise than upon such warrants.

7 ***-0529/4.26* SECTION 185.** 16.53 (10) (a) of the statutes is amended to read:

8 16.53 (10) (a) If an emergency arises which requires the department to draw
9 vouchers for payments which will be in excess of available moneys in any state fund,
10 the secretary, ~~in consultation with the state treasurer, and~~ after notifying the joint
11 committee on finance under par. (b), may prorate and establish priority schedules for
12 all payments within each fund, including those payments for which a specific
13 payment date is provided by statute, except as otherwise provided in this paragraph.
14 The secretary shall draw all vouchers according to the preference provided in this
15 paragraph. All direct or indirect payments of principal or interest on state bonds and
16 notes issued under subch. I of ch. 18 have first priority. All direct or indirect
17 payments of principal or interest on state notes issued under subch. III of ch. 18 have
18 2nd priority. No payment having a 1st or 2nd priority may be prorated or reduced
19 under this subsection. All state employee payrolls have 3rd priority. The secretary
20 shall draw all remaining vouchers according to a priority determined by the
21 secretary. The secretary shall maintain records of all claims prorated under this
22 subsection ~~and shall provide written notice to the state treasurer when a potential~~
23 ~~cash flow emergency is anticipated.~~

24 ***-0529/4.27* SECTION 186.** 16.53 (10) (b) of the statutes is amended to read:

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1 16.53 (10) (b) Before exercising authority under par. (a) the secretary shall,
2 ~~after consultation with the state treasurer,~~ notify the joint committee on finance as
3 to the need for and the procedures under which proration or priority schedules under
4 par. (a) shall occur. If the joint committee on finance has not, within 2 working days
5 after the notification, scheduled a meeting to review the secretary's proposal, the
6 secretary may proceed with the proposed action. If, within 2 working days after the
7 notification, the committee schedules a meeting, the secretary may not proceed with
8 the proposed action until after the meeting is held.

9 *~~1327/1.3~~* SECTION 187. 16.53 (13) (a) of the statutes is amended to read:

10 16.53 (13) (a) In this subsection, "agency" has the meaning given in s. 16.70 ~~(1)~~
11 (1e).

12 *~~1634/7.22~~* SECTION 188. 16.54 (2) (b) of the statutes is amended to read:

13 16.54 (2) (b) Upon presentation by the department to the joint committee on
14 finance of alternatives to the provisions under s. ~~16.385~~ 16.27, the joint committee
15 on finance may revise the eligibility criteria under s. ~~16.385~~ 16.27 (5), benefit
16 payments under s. ~~16.385~~ 16.27 (6) or the amount allocated for crises under s. ~~16.385~~
17 16.27 (3) (e) 2. and the department shall implement those revisions. Benefits or
18 eligibility criteria so revised shall take into account and be consistent with the
19 requirements of federal regulations promulgated under 42 USC 8621 to 8629. If
20 funds received under 42 USC 8621 to 8629 in a federal fiscal year total less than 90%
21 of the amount received in the previous federal fiscal year, the department shall
22 submit to the joint committee on finance a plan for expenditure of the funds. The
23 department may not use the funds unless the committee approves the plan.

24 *~~1327/1.4~~* SECTION 189. 16.545 (9) of the statutes is amended to read:

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1 16.545 (9) To initiate contacts with the federal government for the purpose of
2 facilitating participation by agencies, as defined in s. 16.70 (1) (1e), in federal aid
3 programs, to assist those agencies in applying for such aid, and to facilitate
4 influencing the federal government to make policy changes that will be beneficial to
5 this state. The department may assess an agency to which it provides services under
6 this subsection a fee for the expenses incurred by the department in providing those
7 services.

8 *–1289/7.15* **SECTION 190.** 16.61 (2) (af) of the statutes is amended to read:

9 16.61 (2) (af) “Form” has the meaning specified in s. ~~22.04~~ 16.97 (5p).

10 *–1289/7.16* **SECTION 191.** 16.61 (3n) of the statutes is amended to read:

11 16.61 (3n) **EXEMPT FORMS.** The board may not receive or investigate complaints
12 about the forms specified in s. ~~22.03~~ 16.971 (2m).

13 *–1327/1.5* **SECTION 192.** 16.70 (1) of the statutes is renumbered 16.70 (1e).

14 *–1327/1.6* **SECTION 193.** 16.70 (1b) of the statutes is created to read:

15 16.70 (1b) “Affiliate” means an individual or business that controls, is
16 controlled by, or is under common control with another individual or business.

17 *–1327/1.7* **SECTION 194.** 16.70 (2e) of the statutes is created to read:

18 16.70 (2e) “Business” means a corporation, partnership, limited liability
19 company, association, or sole proprietorship operated for profit.

20 *–1327/1.8* **SECTION 195.** 16.70 (3e) of the statutes is created to read:

21 16.70 (3e) “Control” means to own, directly or indirectly, more than 10% of the
22 interest in or voting securities of a business.

23 *–0666/9.2* **SECTION 196.** 16.70 (3m) of the statutes is amended to read:

24 16.70 (3m) “Educational technology” has the meaning given in s. 44.70 115.997
25 (3).

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1 *~~1289/7.17~~* SECTION 197. 16.70 (4m) of the statutes is amended to read:
2 16.70 (4m) “Information technology” has the meaning given in s. ~~22.01~~ 16.97
3 (6).

4 *~~1289/7.18~~* SECTION 198. 16.70 (15) of the statutes is amended to read:
5 16.70 (15) “Telecommunications” has the meaning given in s. ~~22.01~~ 16.97 (10).

6 *~~1327/1.9~~* SECTION 199. 16.70 (16) of the statutes is created to read:
7 16.70 (16) “Voting securities” means securities that confer upon the holder the
8 right to vote for the election of members of the board of directors or similar governing
9 body of a business, or are convertible into, or entitle the holder to receive upon their
10 exercise, securities that confer such a right to vote.

11 *~~1634/7.23~~* SECTION 200. 16.705 (1m) of the statutes is amended to read:
12 16.705 (1m) Subsection (1) does not apply to contracts entered into by the
13 volunteer fire fighter and emergency medical technician service award board under
14 s. ~~16.25~~ 560.9813 (4) (b).

15 *~~0576/8.20~~* SECTION 201. 16.705 (3) (intro.) of the statutes is amended to
16 read:

17 16.705 (3) (intro.) ~~Contracts for contractual services shall be submitted by the~~
18 ~~department for the review and approval of the~~ The secretary of employment relations
19 ~~prior to award, under conditions established by rule of the department. The~~
20 ~~secretary of employment relations,~~ shall review such contracts for contractual
21 services in order to ensure that agencies:

22 *~~1289/7.19~~* SECTION 202. 16.71 (1m) of the statutes is amended to read:

23 16.71 (1m) The department shall not delegate to any executive branch agency,
24 other than the board of regents of the University of Wisconsin System, the authority
25 to enter into any contract for materials, supplies, equipment, or contractual services

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1 relating to information technology ~~or telecommunications~~ prior to review and
2 approval of the contract by the ~~chief information officer~~ department. The
3 department shall not delegate to any executive branch agency the authority to enter
4 into any contract for materials, supplies, equipment, or contractual services relating
5 to telecommunications prior to review and approval of the contract by the
6 department. No executive branch agency, ~~other than the board of regents of the~~
7 ~~University of Wisconsin System~~, may enter into any such contract for which review
8 is required under this subsection without review and approval of the contract by the
9 ~~chief information officer~~ department.

10 *~~1289/7.20~~* SECTION 203. 16.71 (2m) of the statutes is repealed.

11 *~~0666/9.3~~* SECTION 204. 16.71 (4) of the statutes is amended to read:

12 16.71 (4) ~~With the approval of the department of electronic government~~ Upon
13 request of the department of public instruction, the department of administration
14 shall delegate authority to the ~~technology for educational achievement in Wisconsin~~
15 ~~board~~ department of public instruction to make purchases of educational technology
16 equipment for use by school districts, cooperative educational service agencies, and
17 public educational institutions in this state, ~~upon request of the board~~ and to enter
18 into cooperative purchasing agreements under s. 16.73 (1) under which participating
19 school districts and cooperative educational service agencies may contract for their
20 professional employees to receive training concerning the effective use of educational
21 technology.

22 *~~1634/7.24~~* SECTION 205. 16.71 (5) of the statutes is amended to read:

23 16.71 (5) The department shall delegate authority to the volunteer fire fighter
24 and emergency medical technician service award board to enter into contracts under
25 s. ~~16.25~~ 560.9813 (4) (b).

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1 *~~1289/7.21~~* SECTION 206. 16.72 (2) (a) of the statutes is amended to read:

2 16.72 (2) (a) The department of ~~administration~~ shall prepare standard
3 specifications, as far as possible, for all state purchases. By “standard specifications”
4 is meant a specification, either chemical or physical or both, prepared to describe in
5 detail the article which the state desires to purchase, and trade names shall not be
6 used. On the formulation, adoption and modification of any standard specifications,
7 the department of administration shall also seek and be accorded without cost, the
8 assistance, advice and cooperation of other agencies and officers. Each specification
9 adopted for any commodity shall, insofar as possible, satisfy the requirements of any
10 and all agencies which use it in common. ~~Any specifications for the purchase of~~
11 ~~materials, supplies, equipment, or contractual services for information technology~~
12 ~~or telecommunications purposes are subject to the approval of the chief information~~
13 ~~officer.~~

14 *~~1289/7.22~~* SECTION 207. 16.72 (2) (b) of the statutes is amended to read:

15 16.72 (2) (b) Except as provided in ~~par. (a) and ss. 16.25 (4) (b), 16.751 and,~~
16 560.9813 (4) (b), and 565.25 (2) (a) 4., the department shall prepare or review
17 specifications for all materials, supplies, equipment, other permanent personal
18 property and contractual services not purchased under standard specifications.
19 Such “nonstandard specifications” may be generic or performance specifications, or
20 both, prepared to describe in detail the article which the state desires to purchase
21 either by its physical properties or by its programmatic utility. When appropriate
22 for such nonstandard items or services, trade names may be used to identify what
23 the state requires, but wherever possible 2 or more trade names shall be designated
24 and the trade name of any Wisconsin producer, distributor or supplier shall appear
25 first.

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SECTION 207

****NOTE: This is reconciled s. 16.72 (2) (b). This SECTION has been affected by drafts with the following LRB numbers: LRB-1634/4 and LRB-1289/6.

1 ***-1289/7.23*** SECTION 208. 16.72 (4) (a) of the statutes is amended to read:

2 16.72 (4) (a) Except as provided in ss. 16.71 and 16.74 or as otherwise provided
3 in this subchapter and the rules promulgated under s. 16.74 and this subchapter, all
4 supplies, materials, equipment and contractual services shall be purchased for and
5 furnished to any agency only upon requisition to the department. The department
6 shall prescribe the form, contents, number and disposition of requisitions and shall
7 promulgate rules as to time and manner of submitting such requisitions for
8 processing. No agency or officer may engage any person to perform contractual
9 services without the specific prior approval of the department for each such
10 engagement. Purchases of supplies, materials, equipment or contractual services by
11 ~~the department of electronic government,~~ the legislature, the courts or legislative
12 service or judicial branch agencies do not require approval under this paragraph.

13 ***-1746/4.2*** SECTION 209. 16.72 (4) (b) of the statutes is amended to read:

14 16.72 (4) (b) The department shall promulgate rules for the declaration as
15 surplus of supplies, materials and equipment in any agency and for the transfer to
16 other agencies or for the disposal by private or public sale of supplies, materials and
17 equipment. In either case ~~due credit shall be given to the agency releasing the same~~
18 , the department shall deposit the net proceeds in the budget stabilization fund,
19 except that the department shall transfer any supplies, materials or equipment
20 declared to be surplus to the department of tourism, upon request of the department
21 of tourism, at no cost, if the transfer is permitted by the agency having possession
22 of the supplies, materials or equipment.

23 ***-0666/9.4*** SECTION 210. 16.72 (8) of the statutes is amended to read:

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SECTION 210

1 16.72 (8) The department may purchase educational technology materials,
2 supplies, equipment, or contractual services from orders placed with the department
3 by the ~~technology for educational achievement in Wisconsin board~~ department of
4 public instruction on behalf of school districts, cooperative educational service
5 agencies, technical college districts, and the board of regents of the University of
6 Wisconsin System.

7 *~~1327/1.10~~* SECTION 211. 16.75 (1) (a) 1. of the statutes is amended to read:

8 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
9 materials, supplies, equipment, and contractual services to be provided to any
10 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
11 (6), (7), (8), ~~and (9), and (10m)~~ and ss. 16.73 (4) (a), 16.751, 16.754, 16.964 (8), 50.05
12 (7) (f), and 287.15 (7), shall be awarded to the lowest responsible bidder, taking into
13 consideration life cycle cost estimates under sub. (1m), when appropriate, the
14 location of the agency, the quantities of the articles to be supplied, their conformity
15 with the specifications, and the purposes for which they are required and the date
16 of delivery.

17 *~~1289/7.24~~* SECTION 212. 16.75 (3t) (a) of the statutes is amended to read:

18 16.75 (3t) (a) In this subsection, “form” has the meaning given under s. ~~22.01~~
19 16.97 (5p).

20 *~~1289/7.25~~* SECTION 213. 16.75 (6) (am) of the statutes is amended to read:

21 16.75 (6) (am) Subsections (1) and (3t) do not apply to procurements by the
22 ~~department of electronic government~~ department relating to information technology
23 or telecommunications. Annually not later than October 1, the department of
24 ~~electronic government~~ shall report to the ~~department of administration~~ governor, in
25 the form specified by the ~~secretary~~ governor, concerning all procurements relating

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SECTION 213

1 ~~to information technology or telecommunications~~ by the ~~department of electronic~~
2 ~~government~~ department during the preceding fiscal year that were not made in
3 accordance with the requirements of subs. (1) and (3t).

4 *~~1327/1.11~~* SECTION 214. 16.75 (10m) of the statutes is created to read:

5 16.75 (10m) The department, any other designated purchasing agent under s.
6 16.71 (1), any agency making purchases under s. 16.74, and any authority shall not
7 enter into any contract or order for the purchase of materials, supplies, equipment,
8 or contractual services with a person if the name of the person, or the name of an
9 affiliate of that person, is certified to the department by the secretary of revenue
10 under s. 77.66.

11 *~~1289/7.26~~* SECTION 215. 16.752 (12) (i) of the statutes is amended to read:

12 16.752 (12) (i) Paragraph (a) does not apply to procurements by the department
13 ~~of electronic government~~ relating to information technology or telecommunications.

14 *~~1289/7.27~~* SECTION 216. 16.78 (title) of the statutes is amended to read:

15 16.78 (title) ~~Purchases from department of electronic government~~
16 relating to information technology or telecommunications.

17 *~~1289/7.28~~* SECTION 217. 16.78 (1) of the statutes is renumbered 16.78 (1) (a)
18 and amended to read:

19 16.78 (1) (a) ~~Every~~ Except as authorized in par. (b), every agency other than
20 the board of regents of the University of Wisconsin System or an agency making
21 purchases under s. 16.74 shall make all purchases of materials, supplies, equipment,
22 and contractual services relating to information technology ~~or telecommunications~~
23 ~~from the department of electronic government, unless.~~ Except as authorized in par.
24 (b), every agency except an agency making purchases under s. 16.74 shall make all

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SECTION 217

1 purchases of materials, supplies, equipment, and contractual services relating to
2 telecommunications from the department.

3 (b) Paragraph (a) does not apply if the department of electronic government
4 requires the agency to purchase the materials, supplies, equipment, or contractual
5 services pursuant to a master contract established under s. ~~22.05~~ 16.972 (2) (h), or
6 grants written authorization to the agency to procure the materials, supplies,
7 equipment, or contractual services under s. 16.75 (1) or (2m), to purchase the
8 materials, supplies, equipment, or contractual services from another agency or to
9 provide the materials, supplies, equipment, or contractual services to itself. The
10 board of regents of the University of Wisconsin System may make purchases of
11 materials, supplies, equipment, and contractual services relating to information
12 technology ~~or telecommunications~~ from the department of ~~electronic government~~.

13 *~~1289/7.29~~* SECTION 218. 16.78 (2) of the statutes is amended to read:

14 16.78 (2) Sections 16.705 to 16.767 and 16.77 (1) do not apply to the purchase
15 of materials, supplies, equipment, or contractual services by any agency from the
16 department of ~~electronic government~~ under sub. (1) (a).

17 *~~1910/2.1~~* SECTION 219. 16.836 of the statutes is repealed.

18 *~~1327/1.12~~* SECTION 220. 16.84 (14) of the statutes is amended to read:

19 16.84 (14) Provide interagency mail delivery service for agencies, as defined
20 in s. 16.70 ~~(1)~~ (1e). The department may charge agencies for this service. Any moneys
21 collected shall be credited to the appropriation account under s. 20.505 (1) (kb).

22 *~~1327/1.13~~* SECTION 221. 16.841 (1) (a) of the statutes is amended to read:

23 16.841 (1) (a) “Agency” has the meaning given in s. 16.70 ~~(1)~~ (1e).

24 *~~1327/1.14~~* SECTION 222. 16.855 (16) (b) 1. of the statutes is amended to read:

SENATE BILL**SECTION 222**

1 16.855 (16) (b) 1. In this paragraph, “agency” has the meaning given in s. 16.70
2 ~~(1)~~ (1e).

3 *~~1634/7.25~~* **SECTION 223.** 16.957 (3) (a) of the statutes is amended to read:

4 16.957 (3) (a) The ~~division of housing~~ department shall, on the basis of
5 competitive bids, contract with community action agencies described in s. 46.30 (2)
6 (a) 1., nonstock, nonprofit corporations organized under ch. 181 or local units of
7 government to provide services under the programs established under sub. (2) (a).

8 *~~1887/1.1~~* **SECTION 224.** 16.964 (1) of the statutes is renumbered 16.964 (1g).

9 *~~1882/2.1~~* **SECTION 225.** 16.964 (1g) (i) of the statutes is created to read:

10 16.964 (1g) (i) Apply for contracts and receive and expend any moneys or grant
11 from the federal government related to homeland security.

12 *~~1887/1.2~~* **SECTION 226.** 16.964 (2) of the statutes is amended to read:

13 16.964 (2) All persons in charge of law enforcement agencies and other criminal
14 and juvenile justice system agencies shall supply the office with the information
15 described in sub. ~~(1)~~ (1g) (g) on the basis of the forms or instructions or both to be
16 supplied by the office under sub. ~~(1)~~ (1g) (g).

17 *~~1887/1.3~~* **SECTION 227.** 16.964 (6) (a) of the statutes is renumbered 16.964
18 (1d) and amended to read:

19 16.964 (1d) In this ~~subsection~~ section, “tribe” means a federally recognized
20 American Indian tribe or band in this state.

21 *~~1887/1.4~~* **SECTION 228.** 16.964 (6) (b) of the statutes is amended to read:

22 16.964 (6) (b) From the appropriation under s. 20.505 (6) ~~(ks)~~ (kq), the office
23 shall provide grants to tribes to fund tribal law enforcement operations. To be
24 eligible for a grant under this subsection, a tribe must submit an application for a
25 grant to the office that includes a proposed plan for expenditure of the grant moneys.

SENATE BILL**SECTION 228**

1 The office shall review any application and plan submitted to determine whether
2 that application and plan meet the criteria established under par. (c). The office shall
3 review the use of grant money provided under this subsection to ensure that the
4 money is used according to the approved plan.

5 ***-1887/1.5* SECTION 229.** 16.964 (7) of the statutes is repealed and recreated
6 to read:

7 16.964 (7) (a) From the appropriation under s. 20.505 (6) (kq), the office of
8 justice assistance shall provide grants for cooperative county-tribal law enforcement
9 services to counties that have one or more federally recognized American Indian
10 reservations within or partially within their boundaries or that border on one or
11 more federally recognized American Indian reservations. In order to receive aid
12 under this subsection, a county must enter into an agreement in accordance with s.
13 59.54 (12) with an Indian tribe that is located in or borders on the county, to establish
14 a cooperative county-tribal law enforcement program. The office shall consider a
15 request for aid under this subsection from any county that meets the eligibility
16 criteria established under this paragraph and that submits to the office a proposal
17 for expenditure of grant moneys.

18 (b) The office may require that a county include the following in its proposal
19 for aid under this subsection:

20 1. A description of any cooperative county-tribal law enforcement program or
21 law enforcement service for which the county requests funding.

22 2. A description of the population and geographic area that the county proposes
23 to serve.

24 3. The county's need for funding under this subsection and the amount of
25 funding requested.

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SECTION 234

1 facilities, as defined in s. 44.70 115.997 (3r), school districts, and cooperative
2 educational service agencies with telecommunications access under s. 44.73
3 115.9995 and contract with telecommunications providers to provide ~~such~~ that
4 access.

5 ***-1289/7.33* SECTION 235.** 16.974 (1) to (4) of the statutes, as affected by 2003
6 Wisconsin Act (this act), are renumbered 16.971 (13) to (16).

****NOTE: This is reconciled s. 16.974 (1) to (4). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0666/9 and LRB-1289/6.

7 ***-0666/9.6* SECTION 236.** 16.974 (2) of the statutes is amended to read:
8 16.974 (2) ~~Subject to s. 44.73 (5), coordinate~~ Coordinate with the technology for
9 ~~educational achievement in Wisconsin board~~ department of public instruction to
10 provide private colleges, technical college districts, public library boards and, public
11 library systems, and public museums with telecommunications access under s. 44.73
12 115.9995 and contract with telecommunications providers to provide ~~such~~ that
13 access.

****NOTE: This is reconciled s. 16.974 (2). This SECTION has been affected by drafts
with the following LRB numbers: LRB-0392/2 and LRB-0666/8.

14 ***-0666/9.7* SECTION 237.** 16.974 (3) of the statutes is amended to read:
15 16.974 (3) Coordinate with the ~~technology for educational achievement in~~
16 ~~Wisconsin board~~ department of public instruction to provide private schools with
17 telecommunications access under s. 44.73 115.9995 and contract with
18 telecommunications providers to provide ~~such~~ that access.

19 ***-0666/9.8* SECTION 238.** 16.974 (4) of the statutes is amended to read:
20 16.974 (4) Coordinate with the ~~technology for educational achievement in~~
21 ~~Wisconsin board~~ department of public instruction to provide the Wisconsin Center
22 for the Blind and Visually Impaired and the Wisconsin Educational Services

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SECTION 238

1 Program for the Deaf and Hard of Hearing with telecommunications access under
2 s. 44.73 115.9995 and contract with telecommunications providers to provide such
3 that access.

4 ***-1932/4.1* SECTION 239.** 18.01 (4) (intro.) of the statutes is amended to read:

5 18.01 (4) (intro.) “Public debt” or “debt” means every voluntary, unconditional
6 undertaking by the state, other than an operating note ~~or an interest exchange~~
7 agreement, to repay a sum certain:

8 ***-1408/5.1* SECTION 240.** 18.06 (8) (a) of the statutes is renumbered 18.06 (8)
9 (a) (intro.) and amended to read:

10 18.06 (8) (a) (intro.) The At the time of, or in anticipation of, contracting public
11 debt and at any time thereafter while the public debt is outstanding, the commission
12 may enter into agreements and ancillary arrangements for relating to the public
13 debt, including liquidity facilities, remarketing or dealer agreements, letter of credit
14 agreements, insurance policies, guaranty agreements, reimbursement agreements,
15 indexing agreements, or interest exchange agreements. At the time of contracting
16 for any such agreement or ancillary arrangement, the commission shall determine
17 all of the following, if applicable:

18 ***-1408/5.2* SECTION 241.** 18.06 (8) (a) 1. of the statutes is created to read:

19 18.06 (8) (a) 1. For any payment to be received with respect to the agreement
20 or ancillary arrangement, whether the payment will be deposited into the bond
21 security and redemption fund or the capital improvement fund.

22 ***-1408/5.3* SECTION 242.** 18.06 (8) (a) 2. of the statutes is created to read:

23 18.06 (8) (a) 2. For any payment to be made with respect to the agreement or
24 ancillary arrangement, whether the payment will be made from the bond security

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SECTION 242

1 and redemption fund or the capital improvement fund and the timing of any transfer
2 of funds.

3 *~~1932/4.2~~* SECTION 243. 18.07 (2) of the statutes is amended to read:

4 18.07 (2) Every loan agreement entered into pursuant to s. 18.06 (2) and every
5 evidence of indebtedness given under such a loan agreement shall be executed in the
6 name of and for the state by the secretary of the commission. Every other evidence
7 of indebtedness shall be executed in the name of and for the state by the governor and
8 by the state treasurer and shall be sealed with the great seal of the state or a facsimile
9 thereof of any size, ~~and every interest coupon appurtenant thereto shall be executed~~
10 ~~in the name of and for the state by the governor.~~ The facsimile signature of either
11 the governor or state treasurer or both may be imprinted in lieu of the manual
12 signature of such officer, as the commission directs, if approved by such officer, ~~and~~
13 ~~shall be so imprinted in the case of interest coupons.~~ Evidence of indebtedness and
14 ~~interest coupons appurtenant thereto~~ bearing the manual or facsimile signature of
15 a person in office at the time such signature was signed or imprinted shall be fully
16 valid notwithstanding that before or after the delivery thereof such person ceased to
17 hold such office.

18 *~~1932/4.3~~* SECTION 244. 18.08 (1) (a) of the statutes renumbered 18.08 (1) (a)
19 (intro.) is amended to read:

20 18.08 (1) (a) (intro.) All moneys resulting from the contracting of public debt
21 or any payment to be received with respect to any agreement or ancillary
22 arrangement entered into under s. 18.06 (8) (a) with respect to any such public debt
23 shall be credited to a separate and distinct fund, established in the state treasury,
24 designated as the capital improvement fund, except that such:

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SECTION 244

1 1. Such moneys which represent ~~premium and~~ accrued interest on bonds or
2 notes issued, or are for purposes of funding or refunding bonds pursuant to s. 18.06
3 (5) shall be credited to one or more of the sinking funds of the bond security and
4 redemption fund or to the state building trust fund; and

5 *~~1932/4.4~~* SECTION 245. 18.08 (1) (a) 2. of the statutes is created to read:

6 18.08 (1) (a) 2. Any such moneys that represent premium or any payments
7 received pursuant to any agreement or ancillary arrangement entered into under s.
8 18.06 (8) (a) with respect to any such public debt may be credited to one or more of
9 the sinking funds of the bond security and redemption fund or to the capital
10 improvement fund as determined by the commission.

11 *~~1932/4.4~~* SECTION 246. 18.08 (2) of the statutes is amended to read:

12 18.08 (2) The capital improvement fund may be expended, pursuant to
13 appropriations, only for the purposes and in the amounts for which the public debts
14 have been contracted, for the payment of principal and interest on loans or on notes,
15 for the payment due, if any, under an agreement or ancillary arrangement entered
16 into under s. 18.06 (8) (a) with respect to any such public debt, for the purposes
17 identified under s. 20.867 (2) (v) and (4) (q), and for expenses incurred in contracting
18 public debt.

19 *~~1932/4.5~~* SECTION 247. 18.08 (4) of the statutes is amended to read:

20 18.08 (4) If at any time it appears that there will not be on hand in the capital
21 improvement fund sufficient moneys for the payment of principal and interest on
22 loans or on notes or for the payment due, if any, under an agreement or ancillary
23 arrangement entered into under s. 18.06 (8) (a) with respect to any public debt, the
24 department of administration shall transfer to such fund, out of the appropriation

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SECTION 247

1 made pursuant to s. 20.866, a sum sufficient which, together with any available
2 money on hand in such fund, is sufficient to make such payment.

3 ***-1932/4.6* SECTION 248.** 18.09 (2) of the statutes is amended to read:

4 18.09 (2) Each sinking fund shall be expended, and all moneys from time to
5 time on hand therein are irrevocably appropriated, in sums sufficient, only for the
6 payment of principal and interest on the bonds giving rise to it and, premium, if any,
7 due upon refunding redemption of any such bonds, and payment due, if any, under
8 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a) with
9 respect to any such bonds.

10 ***-1932/4.7* SECTION 249.** 18.10 (4) of the statutes is amended to read:

11 18.10 (4) DEBT HELD BY STATE. All evidence of indebtedness owned or held by
12 any state fund shall be deemed to be outstanding in all respects and the agency
13 having such fund under its control shall have the same rights with respect to such
14 evidence of indebtedness as a private party, but if any sinking fund acquires bonds
15 which gave rise to such fund, such bonds shall be deemed paid for all purposes and
16 no longer outstanding and, ~~together with any interest coupons appurtenant thereto,~~
17 shall be canceled as provided in sub. (11). All evidence of indebtedness owned by any
18 state fund shall be registered to the fullest extent registrable.

19 ***-1932/4.8* SECTION 250.** 18.10 (5) of the statutes is amended to read:

20 18.10 (5) REGISTRATION. The state treasurer shall act as registrar for ~~evidence~~
21 evidences of indebtedness registrable as to principal or interest or both. No transfer
22 of a registered evidence of indebtedness is valid unless made on the register
23 maintained by the state treasurer for that purpose, and the state shall be entitled
24 to treat the registered owner as the owner of such instrument for all purposes.
25 Payments of principal and interest, when registered as to interest, of registered

SENATE BILL**SECTION 250**

1 instruments shall be by electronic funds transfer, check, share draft or other draft
2 to the registered owner at the owner's address as it appears on the register, unless
3 the commission has otherwise provided. Information in the register relating to the
4 owners of evidence of indebtedness is not available for inspection and copying under
5 s. 19.35 (1). The commission may make such other provisions respecting registration
6 as it deems necessary or useful. The state treasurer may enter into a contract for the
7 performance of any of his or her functions under this subsection and sub. (7).

8 ***-1932/4.9* SECTION 251.** 18.10 (8) of the statutes is amended to read:

9 18.10 (8) TRUSTEES AND FISCAL AGENTS. The commission may appoint one or
10 more trustees and fiscal agents for each issue of bonds or notes. The state treasurer
11 may be denominated the trustee and the sole fiscal agent or a cofiscal agent for any
12 issue of bonds or notes. Every other such fiscal agent shall be an incorporated bank
13 or trust company authorized by the laws of the United States or of the state in which
14 it is located to do a banking or trust company business. ~~The commission shall~~
15 ~~periodically require competitive proposals, under procedures established by the~~
16 ~~commission, for fiscal agent services and, in so doing, shall consult the state~~
17 ~~treasurer.~~ There may be deposited with a trustee, in a special account administered
18 as provided in this chapter, moneys to be used only for the purposes expressly
19 provided in a resolution authorizing the issuance of debt or an agreement between
20 the commission and the trustee. ~~There may be deposited with a fiscal agent, in a~~
21 ~~special account for such purpose only, a sum estimated to be sufficient to enable such~~
22 ~~fiscal agent to pay the principal and interest on public debt which will come due not~~
23 ~~more than 15 days after the date of such deposit.~~ The commission may make such
24 other provisions respecting trustees and fiscal agents as it deems necessary or useful
25 and may enter into a contract with any trustee or fiscal agent containing such terms,

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SECTION 251

1 including compensation, and conditions in regard to the trustee or fiscal agent as it
2 deems necessary or useful.

3 ***-1932/4.10* SECTION 252.** 18.51 of the statutes is amended to read:

4 **18.51 Provisions applicable.** The following sections apply to this
5 subchapter, except that all references to “public debt” or “debt” shall be read to refer
6 to a “revenue obligation” and all references to “evidences of indebtedness” shall be
7 read to refer to “evidences of revenue obligation”: ss. 18.02, 18.03, ~~18.06(8)~~, 18.07,
8 18.10 (1), (2), (4) to (9) ~~and~~, (11), ~~and~~ (12), and 18.17.

9 ***-1932/4.11* SECTION 253.** 18.52 (1) of the statutes is renumbered 18.52 (1m).

10 ***-1932/4.12* SECTION 254.** 18.52 (1e) of the statutes is created to read:

11 18.52 (1e) “Ancillary payments” means payments for issuance costs and
12 expenses, payments under contracts entered into under s. 18.55 (6), payments of
13 accrued or funded interest, and payments of other costs and expenses of
14 administering revenue obligations.

15 ***-1932/4.13* SECTION 255.** 18.53 (4) of the statutes is repealed and recreated
16 to read:

17 18.53 (4) Unless otherwise provided in laws applicable to the issuance of a
18 specific revenue obligation, in addition to the requirements established under sub.
19 (3), the commission shall establish the amounts required for ancillary payments and
20 establishment of reserves relating to the revenue obligations.

21 ***-1932/4.14* SECTION 256.** 18.54 (2) of the statutes is amended to read:

22 18.54 (2) The amount of evidences of revenue obligation issued or outstanding
23 for purposes specified by the legislature under s. 18.53 (3) and (4) are subject only
24 to the limits provided in the legislation which authorizes that revenue obligation.
25 No refunding obligation is subject to any limitation specified by that legislation.

SENATE BILL**SECTION 257**

1 *~~1932/4.15~~* **SECTION 257.** 18.55 (5) of the statutes is amended to read:

2 18.55 (5) EXERCISE OF AUTHORITY. Money may be borrowed and evidences of
3 revenue obligation issued therefor pursuant to one or more authorizing resolutions,
4 unless otherwise provided in the resolution or in this subchapter, at any time and
5 from time to time, for any combination of purposes, in any specific amounts, at any
6 rates of interest, for any term, payable at any intervals, at any place, in any manner
7 and having any other terms or conditions deemed necessary or useful. Revenue
8 obligation bonds may bear interest at variable or fixed rates, bear no interest or bear
9 interest payable only at maturity or upon redemption prior to maturity. Unless
10 sooner exercised or unless a ~~shorter~~ different period is provided in the resolution,
11 every authorizing resolution, except as provided in s. 18.59 (1), shall expire one year
12 after the date of its adoption.

13 *~~1932/4.16~~* **SECTION 258.** 18.55 (6) of the statutes is created to read:

14 18.55 (6) AGREEMENTS AND ARRANGEMENTS; DELEGATION; USE OF REVENUE
15 OBLIGATIONS. (a) At the time of, or in anticipation of, contracting revenue obligations
16 and at any time thereafter while the revenue obligations are outstanding, the
17 commission may enter into agreements and ancillary arrangements relating to the
18 revenue obligations, including trust indentures, liquidity facilities, remarketing or
19 dealer agreements, letter of credit agreements, insurance policies, guaranty
20 agreements, reimbursement agreements, indexing agreements, or interest
21 exchange agreements. Any payment made or received pursuant to any such
22 agreements or ancillary arrangements shall be made from or deposited into a fund
23 relating to the relevant revenue obligation, as determined by the commission.

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1 (b) The commission may delegate to other persons the authority and
2 responsibility to take actions necessary and appropriate to implement agreements
3 and ancillary arrangements under par. (a).

4 (c) Any revenue obligations may include revenue obligations contracted to fund
5 interest, accrued or to accrue, on the revenue obligations.

6 ***-1797/7.2* SECTION 259.** 18.561 (2) of the statutes is amended to read:

7 18.561 (2) SECURITY INTERESTS OF OWNERS OF ENTERPRISE OBLIGATIONS. There is
8 a mortgage lien upon or security interest in the income and property of each
9 revenue-producing enterprise or program for the benefit of the owners of the related
10 enterprise obligations and other persons specified in the authorizing resolution
11 providing for the issuance of the particular enterprise obligations. No physical
12 delivery, recordation or other action is required to perfect the security interest. The
13 income and property of the revenue-producing enterprise or program shall remain
14 subject to the lien or security interest until provision for payment in full of the
15 principal of and interest of on the enterprise obligations, and other obligations
16 specified in the authorizing resolution providing for the issuance of the particular
17 enterprise obligations, has been made, as provided in the authorizing resolution.
18 The lien or security interest for the benefit of the owners of the enterprise obligations
19 and other persons specified in the authorizing resolution providing for the issuance
20 of the particular enterprise obligations shall have priority over all conflicting
21 security interests in the income and property of the revenue-producing enterprise
22 or program. Any owner of such enterprise obligations may either at law or in equity
23 protect and enforce the lien and compel performance of all duties required by this
24 section. If there is any default in the payment of the principal of or interest of on any
25 of such enterprise obligations, any court having jurisdiction of the action may

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SECTION 259

1 appoint a receiver to administer the revenue-producing enterprise or program on
2 behalf of the state and the owners of the enterprise obligations, with power to charge
3 and collect rates sufficient to provide for the payment of the operating expenses and
4 also to pay any enterprise obligations outstanding against the revenue-producing
5 enterprise or program, and to apply the income and revenues thereof in conformity
6 with this subchapter and the authorizing resolution, or the court may declare the
7 whole amount of the enterprise obligations due and payable, if such relief is
8 requested, and may order and direct the sale of the revenue-producing enterprise
9 or program. Under any sale so ordered, the purchaser shall be vested with an
10 indeterminate permit to maintain and operate the revenue-producing enterprise or
11 program. The legislature may provide for additions, extensions and improvements
12 to a revenue-producing enterprise or program to be financed by additional issues of
13 enterprise obligations as provided by this section. Such additional issues of
14 enterprise obligations shall be subordinate to all prior related issues of enterprise
15 obligations which may have been made under this section, unless the legislature, in
16 the statute authorizing the initial issue of enterprise obligations, permits the issue
17 of additional enterprise obligations on a parity therewith a particular issue of
18 enterprise obligations, or the authorizing resolution providing for the issuance of a
19 particular enterprise obligation, permits the issue of additional enterprise
20 obligations or other obligations on a parity therewith or senior thereto.

21 *~~1797/7.3~~* SECTION 260. 18.561 (3) of the statutes is amended to read:

22 18.561 (3) DEDICATION OF REVENUES. As accurately as possible in advance, the
23 commission and the state department or agency carrying out program
24 responsibilities for which enterprise obligations are to be issued shall determine, and
25 the commission shall fix in the authorizing resolution for such enterprise obligations:

SENATE BILL

SECTION 260

1 the proportion of the revenues of the revenue-producing enterprise or program
2 which shall be necessary for the reasonable and proper operation and maintenance
3 thereof; the proportion of the revenues which shall be set aside as a proper and
4 adequate replacement and reserve fund; and the proportion of the revenues which
5 shall be set aside and applied to the payment of the principal of and interest of on
6 the enterprise obligations; and ancillary payments authorized to be paid from such
7 moneys; and the proportion of the revenues which shall be available for other
8 purposes, and shall provide that the revenues be set aside in separate funds. At
9 Subject to the provisions and covenants of the authorizing resolution, at any time
10 after one year's operation, the state department or agency and the commission may
11 recompute the proportion of the revenues which shall be assignable under this
12 subsection based upon the experience of operation or upon the basis of further
13 financing.

14 *~~1932/4.17~~* SECTION 261. 18.561 (5) of the statutes is amended to read:

15 18.561 (5) REDEMPTION FUND. The proportion which shall be set aside for the
16 payment of the principal of and interest on the enterprise obligations ~~shall from~~
17 ~~month to month as they accrue and are received and, as directed by the commission,~~
18 payments to be received with respect to an agreement or ancillary arrangement
19 entered into pursuant to s. 18.55 (6), shall, at such times as provided in the
20 authorizing resolution, be set apart and paid into a separate fund in the treasury or
21 in an account maintained by a trustee appointed for that purpose in the authorizing
22 resolution to be identified as “the ... redemption fund”. Each redemption fund shall
23 be expended, and all moneys from time to time on hand therein are irrevocably
24 appropriated, in sums sufficient, only for the payment of principal of and interest on
25 the enterprise obligations giving rise to it and premium, if any, due upon redemption

SENATE BILL**SECTION 261**

1 of any such obligations, and for ~~other obligations that are secured by the property or~~
2 ~~income, or both, of the enterprise or program~~ payment of obligations under an
3 agreement or ancillary arrangement entered into under s. 18.55 (6) to the extent
4 provided for in an authorizing resolution. Moneys in the redemption funds may be
5 commingled only for the purpose of investment with other public funds, but they
6 shall be invested only in investment instruments permitted in s. 25.17 (3) (dr). All
7 such investments shall be the exclusive property of the fund and all earnings on or
8 income from such investments shall be credited to the fund.

9 *~~1581/5.1~~* **SECTION 262.** 18.562 (1) of the statutes is renumbered 18.562 (1)
10 (a) and amended to read:

11 18.562 (1) (a) There is a security interest, for the benefit of the owners of the
12 special fund obligations and other persons specified in the authorizing resolution
13 providing for the issuance of the particular special fund obligations, in the amounts
14 that arise after the creation of the special fund program in the special fund related
15 to the special fund obligations. For this purpose, amounts in the special fund shall
16 be accounted for on a first-in, first-out basis. ~~No, and no~~ physical delivery,
17 recordation, or other action is required to perfect the security interest.

18 (c) The special fund shall remain subject to the security interest until provision
19 for payment in full of the principal and interest of the special fund obligations, and
20 other obligations specified in the authorizing resolution providing for the issuance
21 of the particular special fund obligations, has been made, as provided in the
22 authorizing resolution.

23 (d) An owner of special fund obligations may either at law or in equity protect
24 and enforce the security interest and compel performance of all duties required by
25 this section.

SENATE BILL

SECTION 263

1 *~~1581/5.2~~* SECTION 263. 18.562 (1) (b) of the statutes is created to read:

2 18.562 (1) (b) 1. Except as provided in subd. 2., the security interest for the
3 benefit of the owners of the special fund obligations and other persons specified in
4 the authorizing resolution providing for the issuance of the particular special fund
5 obligations shall have priority over all conflicting security interests to the fees,
6 penalties, or excise taxes that are required to be deposited in the special fund.

7 2. For different special fund obligations secured by the same fees, penalties, or
8 excise taxes, priority shall be established according to the date of issuance of the
9 special fund obligation or the incurrence of the other obligations specified in an
10 authorizing resolution, if applicable, with earlier issuances or incurrences having
11 priority over later issuances or incurrences, unless laws governing the issuance of
12 a particular special fund obligation or the authorizing resolution providing for the
13 issuance of a particular special fund obligation permit later issuances or incurrences
14 on a parity or priority basis.

15 *~~1932/4.18~~* SECTION 264. 18.562 (3) of the statutes is amended to read:

16 18.562 (3) REDEMPTION FUND. The special fund revenues that are to be set aside
17 for the payment of the principal of and interest ~~of~~ on the special fund obligations and,
18 as directed by the commission, payments to be received with respect to an agreement
19 or ancillary arrangement entered into under s. 18.55 (6), shall be paid into a separate
20 fund in the treasury or in an account maintained by a trustee appointed for that
21 purpose in the authorizing resolution to be identified as “the ... redemption fund”.
22 Each redemption fund shall be expended, and all moneys from time to time on hand
23 therein are irrevocably appropriated, in sums sufficient, only for the payment of
24 principal of and interest on the special fund obligations giving rise to it and premium,
25 if any, due upon redemption of any such obligations, and for ~~other obligations that~~

SENATE BILL

SECTION 264

1 ~~are secured by any fees, penalties, or excise taxes deposited in the special fund~~
2 ~~payment of obligations under an agreement or ancillary arrangement entered into~~
3 ~~under s. 18.55 (6) to the extent provided for in an authorizing resolution.~~ Moneys in
4 the redemption funds may be commingled only for the purpose of investment with
5 other public funds, but they shall be invested only in investment instruments
6 permitted in s. 25.17 (3) (dr). All such investments shall be the exclusive property
7 of the fund and all earnings on or income from such investments shall be credited to
8 the fund.

9 *~~1932/4.19~~* SECTION 265. 18.57 (1) of the statutes is amended to read:

10 18.57 (1) A separate and distinct fund shall be established in the state treasury
11 or in an account maintained by a trustee appointed for that purpose by the
12 authorizing resolution with respect to each revenue-producing enterprise or
13 program the income from which is to be applied to the payment of any enterprise
14 obligation. A separate and distinct fund shall be established in the state treasury
15 or in an account maintained by a trustee appointed for that purpose by the
16 authorizing resolution with respect to any special fund program that is created by
17 ~~the imposition of fees, penalties or excise taxes and is applied to the payment~~
18 financed through the issuance of special fund obligations. All moneys resulting from
19 the issuance of evidences of revenue obligation shall be credited to the appropriate
20 fund, applied for refunding or note renewal purposes, or to make deposits to reserve
21 funds, except that moneys which represent ~~premium or accrued interest or, to the~~
22 extent provided in the resolution authorizing the issuance of such evidences of
23 revenue obligation, premium received on the issuance of evidences shall be credited
24 to the appropriate redemption fund. As determined by the commission, payments
25 to be received under an agreement or ancillary arrangement entered into under s.

SENATE BILL

SECTION 265

1 18.55 (6) with respect to any such issuance of evidences of revenue obligation shall
2 be credited to the appropriate fund.

***NOTE: This is reconciled s. 18.57 (1). This SECTION has been affected by drafts with the following LRB numbers: LRB-1581 and LRB-1932.

3 ***-1932/4.20* SECTION 266.** 18.57 (2) of the statutes is amended to read:

4 18.57 (2) Moneys in such funds may be expended, pursuant to appropriations,
5 only for the purposes and in the amounts for which borrowed, for the payment of the
6 principal of and interest on related revenue obligations, to make deposits to reserve
7 funds, and ~~for expenses incurred in issuing such obligations~~ to make ancillary
8 payments.

9 ***-1932/4.21* SECTION 267.** 18.58 (2) of the statutes is repealed.

10 ***-1932/4.22* SECTION 268.** 18.60 (2) of the statutes is amended to read:

11 18.60 (2) If the commission determines to exchange refunding obligations, they
12 may be exchanged privately for and in payment and discharge of any of the
13 outstanding obligations or notes being refinanced. Refunding obligations may be
14 exchanged for ~~a like or greater principal amount of the obligations or notes being~~
15 ~~exchanged therefor except that the principal amount of the refunding obligations~~
16 ~~may exceed the principal amount of the obligations or notes being exchanged~~
17 ~~therefor only to the extent determined by the commission to be necessary or~~
18 ~~advisable to pay redemption premiums and unpaid interest to the date of exchange~~
19 ~~not otherwise provided for~~ such principal amount of the obligations or notes being
20 exchanged therefore as may be determined by the commission to be necessary or
21 advisable. The owners of the obligations or notes being refunded who elect to
22 exchange need not pay accrued interest on the refunding obligations if and to the
23 extent that interest is accrued and unpaid on the obligations or notes being refunded

SENATE BILL**SECTION 268**

1 and to be surrendered. If any of the obligations or notes to be refinanced are to be
2 called for redemption, the commission shall determine which redemption dates shall
3 be used, if more than one date is applicable and shall, prior to the issuance of the
4 refunding obligations, provide for notice of redemption to be given in the manner and
5 at the times required by the proceedings authorizing the outstanding obligations or
6 notes.

7 ***-0529/4.28* SECTION 269.** 18.60 (3) of the statutes is amended to read:

8 18.60 (3) The principal proceeds from the sale of any refunding obligations
9 shall be applied either to the immediate payment and retirement of the obligations
10 or notes being refinanced or, if the obligations or notes have not matured and are not
11 presently redeemable, to the creation of a trust for and shall be pledged to the
12 payment of the obligations or notes being refinanced. If a trust is created, a separate
13 deposit shall be made for each issue of obligations or notes being refinanced. Each
14 deposit shall be with the ~~state treasurer~~ secretary of administration or a bank or
15 trust company that is then a member of the federal deposit insurance corporation.
16 If the total amount of any deposit, including money other than sale proceeds but
17 legally available for such purpose, is less than the principal amount of the obligations
18 or notes being refinanced and for the payment of which the deposit has been created
19 and pledged, together with applicable redemption premiums and interest accrued
20 and to accrue to maturity or to the date of redemption, then the application of the sale
21 proceeds shall be legally sufficient only if the money deposited is invested in
22 securities issued by the United States or one of its agencies, or securities fully
23 guaranteed by the United States, and only if the principal amount of the securities
24 at maturity and the income therefrom to maturity will be sufficient and available,
25 without the need for any further investment or reinvestment, to pay at maturity or

SENATE BILL**SECTION 269**

1 upon redemption the principal amount of the obligations or notes being refinanced
2 together with applicable redemption premiums and interest accrued and to accrue
3 to maturity or to the date of redemption. The income from the principal proceeds of
4 the securities shall be applied solely to the payment of the principal of and interest
5 and redemption premiums on the obligations or notes being refinanced, but
6 provision may be made for the pledging and disposition of any surplus. Nothing in
7 this subsection shall be construed as a limitation on the duration of any deposit in
8 trust for the retirement of obligations or notes being refinanced, but which have not
9 matured and which are not presently redeemable. Nothing in this subsection shall
10 be construed to prohibit reinvestment of the income of a trust if the reinvestments
11 will mature at such times that sufficient cash will be available to pay interest,
12 applicable premiums, and principal on the obligations or notes being refinanced.

13 ***-1932/4.23* SECTION 270.** 18.61 (5) of the statutes is amended to read:

14 18.61 (5) The legislature may provide, with respect to any specific issue of
15 revenue obligations, prior to their issuance, that if the special fund income or the
16 enterprise or program income pledged to the payment of the principal of and interest
17 of on the issue is insufficient for that purpose, or is insufficient to replenish a reserve
18 fund, if applicable, it will consider supplying the deficiency by appropriation of funds,
19 from time to time, out of the treasury. If the legislature so provides, the commission
20 may make the necessary provisions therefor in the authorizing resolution and other
21 proceedings of the issue. Thereafter, if the contingency occurs, recognizing its moral
22 obligation to do so, the legislature hereby expresses its expectation and aspiration
23 that it shall make such appropriation.

24 ***-1932/4.24* SECTION 271.** 18.70 of the statutes is amended to read:

SENATE BILL**SECTION 271**

1 **18.70 Provisions applicable.** The following sections apply to this
2 subchapter, except that all references to “public debt”, “debt” or “revenue obligation”
3 are deemed to refer to “operating notes”, all references to “evidence of indebtedness”
4 are deemed to refer to “evidence of operating note”, and all references to “evidences
5 of indebtedness” are deemed to refer to “evidences of operating notes”: ss. 18.03,
6 18.06 (8), 18.07, 18.10 (1), (2), (4) to (9) and (11), 18.17, 18.52 (1), ~~18.58 (2)~~ (1m), 18.61
7 (1), 18.62 and 18.63.

8 *~~1932/4.25~~* **SECTION 272.** 18.73 (5) of the statutes is created to read:

9 18.73 (5) AGREEMENTS AND ARRANGEMENTS; DELEGATION; USE OF OPERATING NOTES.

10 (a) At the time of, or in anticipation of, contracting operating notes and at any time
11 thereafter while the operating notes are outstanding, the commission may enter into
12 agreements and ancillary arrangements relating to the operating notes, including
13 liquidity facilities, remarketing or dealer agreements, letter of credit agreements,
14 insurance policies, guaranty agreements, reimbursement agreements, indexing
15 agreements, or interest exchange agreements. Any payment received pursuant to
16 any such agreements or ancillary arrangements shall be deposited in, and any
17 payments made pursuant to any such agreements or ancillary arrangements will be
18 made from, the general fund or the operating note redemption fund, as determined
19 by the commission.

20 (b) The commission may delegate to other persons the authority and
21 responsibility to take actions necessary and appropriate to implement agreements
22 and ancillary arrangements under par. (a).

23 (c) Any operating notes may include operating notes contracted to fund
24 interest, accrued or to accrue, on the operating notes.

25 *~~1932/4.26~~* **SECTION 273.** 18.74 of the statutes is amended to read:

SENATE BILL

SECTION 273

1 **18.74 Application of operating note proceeds.** All moneys resulting from
2 the contracting of operating notes or any payment to be received under an agreement
3 or ancillary arrangement entered into under s. 18.73 (5) with respect to any such
4 operating notes shall be credited to the general fund, except that moneys which
5 represent premium and accrued interest on operating notes, or moneys for purposes
6 of funding or refunding operating notes pursuant to s. 18.72 (1) shall be credited to
7 the operating note redemption fund.

8 *~~1932/4.27~~* **SECTION 274.** 18.75 (2) of the statutes is amended to read:

9 18.75 (2) The operating note redemption fund shall be expended and all
10 moneys from time to time on hand therein are irrevocably appropriated, in sums
11 sufficient, only for the payment of principal and interest on operating notes giving
12 rise to it and premium, if any, due upon refunding or early redemption of such
13 operating notes, and for the payment due, if any, under an agreement or ancillary
14 arrangement entered into under s. 18.73 (5) with respect to such operating notes.

15 *~~1932/4.28~~* **SECTION 275.** 18.75 (4) of the statutes is amended to read:

16 18.75 (4) There shall be transferred, under s. 20.855 (1) (a), a sum sufficient
17 for the payment of the principal, interest and premium due, if any, and for the
18 payment due, if any, under an agreement or ancillary arrangement entered into
19 pursuant to s. 18.73 (5) with respect to such operating notes on the operating notes
20 giving rise to it as the same falls due. Such transfers shall be so timed that there is
21 at all times on hand in the fund an amount not less than the amount to be paid out
22 of it during the ensuing 30 days or such other period if so provided for in the
23 authorizing resolution. The commission may pledge the deposit of additional
24 amounts at periodic intervals and the secretary of the department may impound
25 moneys of the general fund, including moneys temporarily reallocated from other

SENATE BILL**SECTION 275**

1 funds under s. 20.002 (11), in accordance with the pledge of revenues in the
2 authorizing resolution, and all such impoundments are deemed to be payments for
3 purposes of s. 16.53 (10), but no such impoundment may be made until the amounts
4 to be paid into the bond security and redemption fund under s. 18.09 during the
5 ensuing 30 days have been deposited in the bond security and redemption fund.

6 ***-1289/7.34* SECTION 276.** 19.36 (4) of the statutes is amended to read:

7 19.36 (4) COMPUTER PROGRAMS AND DATA. A computer program, as defined in s.
8 ~~22.03~~ 16.971 (4) (c), is not subject to examination or copying under s. 19.35 (1), but
9 the material used as input for a computer program or the material produced as a
10 product of the computer program is subject to the right of examination and copying,
11 except as otherwise provided in s. 19.35 or this section.

12 ***-0529/4.29* SECTION 277.** 19.43 (7) of the statutes is amended to read:

13 19.43 (7) If an official required to file fails to make a timely filing, the board
14 shall promptly provide notice of the delinquency to the ~~state treasurer~~ secretary of
15 administration, and to the chief executive of the department of which the official's
16 office or position is a part, or, in the case of a district attorney, to the chief executive
17 of that department and to the county clerk of each county served by the district
18 attorney or in the case of a municipal judge to the clerk of the municipality of which
19 the official's office is a part, or in the case of a justice, court of appeals judge, or circuit
20 judge, to the director of state courts. Upon such notification both the ~~state treasurer~~
21 secretary of administration and the department, municipality, or director shall
22 withhold all payments for compensation, reimbursement of expenses, and other
23 obligations to the official until the board notifies the officers to whom notice of the
24 delinquency was provided that the official has complied with this section.

25 ***-1767/3.4* SECTION 278.** 19.45 (7) (a) 4. of the statutes is amended to read:

SENATE BILL

SECTION 278

1 19.45 (7) (a) 4. In a matter before the department of revenue or the office of the
2 commissioner of tax appeals ~~commission~~ that involves the representation of a client
3 in connection with a tax matter.

4 *~~0576/8.21~~* SECTION 279. 19.45 (11) (a) of the statutes is amended to read:

5 19.45 (11) (a) The administrator of the division of merit recruitment and
6 selection in the department of ~~employment relations~~ administration shall, with the
7 board's advice, promulgate rules to implement a code of ethics for classified and
8 unclassified state employees except state public officials subject to this subchapter,
9 unclassified personnel in the University of Wisconsin System and officers and
10 employees of the judicial branch.

11 *~~1761/4.1~~* SECTION 280. 20.003 (4) (e) of the statutes is amended to read:

12 20.003 (4) (e) For fiscal year 2003–04, ~~1.6%~~ the amount by which the
13 appropriation under s. 20.435 (4) (b) is reduced for fiscal year 2003–04 under 2003
14 Wisconsin Act ... (this act), section 9224 (1), or \$35,000,000, whichever is greater.

15 *~~1761/4.2~~* SECTION 281. 20.003 (4) (f) of the statutes is amended to read:

16 20.003 (4) (f) For fiscal year 2004–05, ~~1.8%~~ the amount by which the
17 appropriation under s. 20.435 (4) (b) is reduced for fiscal year 2004–05 under 2003
18 Wisconsin Act ... (this act), section 9224 (2), or \$40,000,000, whichever is greater.

19 *~~1761/4.3~~* SECTION 282. 20.003 (4) (fm) of the statutes is created to read:

20 20.003 (4) (fm) For fiscal year 2005–06, \$75,000,000.

21 *~~1761/4.4~~* SECTION 283. 20.003 (4) (g) of the statutes is amended to read:

22 20.003 (4) (g) For fiscal year ~~2005–06~~ 2006–07 and each fiscal year thereafter,
23 2%.

24 *~~1273/P2.1~~* SECTION 284. 20.005 (1) of the statutes is repealed and recreated

25 to read:

SENATE BILL**SECTION 284**

1 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
2 the state of Wisconsin for all funds beginning on July 1, 2003, and ending on June
3 30, 2005, is summarized as follows: [See Figure 20.005 (1) following]

****NOTE: The following schedules are from the 2001 budget bill from two years ago.
They need 2003–05 versions. The 2001–03 years topping each column in all tables will
need to be changed to 2003–05 years.

4 **Figure: 20.005 (1)**

5
6 ****NOTE: The following schedules are from the 2001 budget bill from two years ago.
They need to be updated with the 2003–05 figures.

GENERAL FUND SUMMARY

	2003–04	2004–05
Opening Balance, July 1	\$ –292,172,300	\$ 35,354,100
Revenues and Transfers		
Taxes	\$10,746,900,000	\$11,350,900,000
Departmental Revenues		
New Tribal Gaming Revenues	112,000,000	125,000,000
Other	<u>218,843,900</u>	<u>227,677,100</u>
Total Available	\$10,785,571,600	\$11,738,931,200
Appropriations, Transfers and Reserves		
Gross Appropriations	\$10,783,708,900	\$11,678,898,200
Compensation Reserves	115,812,900	176,359,600
Transfer to Tobacco Control Fund	15,345,100	15,345,100
Less Lapses	<u>–164,649,400</u>	<u>–171,873,700</u>
Total Expenditures	\$10,750,217,500	\$11,698,729,200
Balances		
Gross Balance	\$ 35,354,100	\$ 40,202,000
Less Required Statutory Balance	<u>–35,000,000</u>	<u>–40,000,000</u>

SENATE BILL**SECTION 284**

	2003-04	2004-05
Net Balance, June 30	\$ 354,100	\$ 202,000
Structural Balance	\$ 327,526,400	\$ 4,847,900

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2003-04	2004-05
General Purpose Revenue	\$11,578,951,600	\$11,670,350,400
Federal Revenue		
Program Revenue	4,759,271,300	4,833,602,200
Segregated Revenue	<u>716,680,000</u>	<u>745,123,600</u>
	\$ 5,475,951,300	\$ 5,578,725,800
Program Revenue		
Nonservice	2,293,638,000	2,352,071,600
Service	<u>729,931,100</u>	<u>723,413,200</u>
	\$ 3,023,569,100	\$ 3,075,484,800
Segregated Revenue		
State nonservice	2,968,116,600	2,713,296,900
Local	72,740,300	72,081,200
Service	<u>160,654,400</u>	<u>165,381,100</u>
	\$ 3,201,511,300	\$ 2,950,759,200
GRAND TOTAL	\$23,279,983,300	\$23,275,320,200

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	2003-04	2004-05
General Purpose Revenue	\$ 115,812,900	\$ 176,359,600
Federal Revenue		
Program	29,559,200	45,012,600
	25,502,400	38,835,000

SENATE BILL

	2003-04	2004-05
Segregated	4,056,800	6,177,600
Program Revenue	88,926,600	135,417,200
Nonservice	81,650,600	124,337,300
Service	7,276,000	11,079,900
Segregated Revenue	17,852,200	27,185,300
State nonservice	17,811,600	27,123,400
Local	–0–	–0–
Service	<u>40,600</u>	<u>61,900</u>
TOTAL	\$ 252,150,900	\$ 383,974,700

LOTTERY FUND SUMMARY

	2003-04	2004-05
Gross Revenue		
Ticket Sales	\$ 417,198,100	\$ 418,049,000
Miscellaneous Revenue	<u>100,600</u>	<u>100,600</u>
	\$ 417,298,700	\$ 418,149,600
Expenses		
Prizes	\$ 238,113,600	\$ 238,701,200
Administrative Expenses	<u>64,958,700</u>	<u>66,237,200</u>
	\$ 303,072,300	\$ 304,938,400
Net Proceeds	\$ 114,266,400	\$ 113,211,200

SENATE BILL**SECTION 284**

	2003-04	2004-05
Total Available for Property Tax Relief		
Opening Balance	\$ 8,256,300	\$ 8,346,000
Net Proceeds	114,226,400	113,211,200
Interest Earnings	1,395,300	1,457,100
Gaming-related Revenue	<u>1,348,900</u>	<u>1,311,700</u>
	\$ 125,226,900	\$ 124,326,000
Property Tax Relief	\$ 116,880,900	\$ 115,963,000
Gross Closing Balance	\$ 8,346,000	\$ 8,363,000
Reserve	\$ 8,346,000	\$ 8,363,000
Net Closing Balance	<u>\$ -0-</u>	<u>\$ -0-</u>

1

2

SECTION 285. 20.005 (2) of the statutes is repealed and recreated to read:

3

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets

4

forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)

5

following]

****NOTE: The following schedules are from the 2001 budget bill from two years ago. They need to be updated with the 2003-05 figures.

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS
2003-05 FISCAL BIENNIUM**

Source and Purpose

Amount

GENERAL OBLIGATIONS

Agriculture, Trade and Consumer Protection

Soil and water

\$ 7,000,000

Building Commission

SENATE BILL**SECTION 285**

Source and Purpose	Amount
Refunding general obligation debt	350,000,000
Natural Resources	
Nonpoint source grants	9,546,800
Urban nonpoint source cost sharing	4,700,000
Environmental repair	6,000,000
Transportation	
Harbor improvements	3,000,000
Rail acquisitions and improvements	4,500,000
Veterans Affairs	
Refunding bonds	<u>175,000,000</u>
TOTAL General Obligation Bonds	\$ 559,746,800
REVENUE OBLIGATIONS	
Administration	
Unfunded prior service liability obligations	\$ 750,000,000
Tobacco settlement bond purchase program	1,600,000,000
Commerce	
PECFA	115,000,000
Environmental Improvement Program	
Clean water fund program	259,670,000
Transportation	
Major highway projects, Marquette Interchange, state highway rehabilitation	<u>1,163,335,500</u>
TOTAL Revenue Obligation Bonds	\$ 3,888,005,500
GRAND TOTAL Bonding Authority Modifications	\$ 4,447,752,300