

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB44)**

Received: 06/04/2003

Received By: jkreye

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Russell

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax - cigs/tobacco prod

Extra Copies:

Submit via email: YES

Requester's email:

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

**Pre Topic:**

LFB:.....Russell -

**Topic:**

Cigarette tax refunds to tribes

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	jkreye 06/04/2003	kfollett 06/04/2003	jfrantze 06/04/2003	_____	lemery 06/04/2003		

FE Sent For:

<END>

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/1	jkreye	1/1 kjf 6/4	6/4	3/1 6/4			

FE Sent For:

<END>

Earl Russell

6-9-03

139.323 - refund 70% - reduce to 30%

( taking effect immediately

SA to SB44

in 2003-04 and \$5,115,000 in 2004-05 under the provisions of SB 44 and estimated decreases of \$3,400,000 in 2003-04 and \$6,200,000 in 2004-05 due to the proposed levy limits).

6. WTCS Categorical Aids. Provide \$3,700,000 GPR annually for incentive grants and \$3,700,000 GPR annually for health care grants, which would restore the funding deleted by the Committee in a previous action on WTCS.

7. Compensation Reserves. Reduce the total level of funding included in compensation reserves for the 2003-05 biennium by: \$20,000,000 GPR; \$5,104,600 FED; \$3,083,700 SEG; and \$15,361,700 PR. [Note: The funding reductions for fiscal year 2003-04 would be: \$6,660,000 GPR; \$1,699,800 FED; \$1,026,900 SEG; and \$5,115,400 PR. The funding reductions for fiscal year 2004-05 would be: \$13,340,000 GPR; \$3,404,800 FED; \$2,056,800 SEG; and \$10,246,300 PR].

8. Group Health Insurance Premium Payments for Certain Part-Time State Employees. Specify that for permanent or project state employees with appointments between 0.50 FTE and 0.74 FTE, who are Wisconsin Retirement System participants, the state would contribute one-half of the normal state contribution for a full-time employee, commencing January 1, 2004, and the employee would contribute the remainder. Lapse all non-FED fringe benefits savings to the general fund. Stipulate that this requirement would be a prohibited subject of bargaining for the state as an employer and specify that the modification would first apply to employees who are affected by a collective bargaining agreement that contains inconsistent provisions on the day on which the collective bargaining agreement expires, or is extended, modified, or renewed, whichever first occurs. Estimate that \$7,084,600 in 2003-04 (\$3,718,800 GPR-Lapse and \$3,365,800 GPR-REV) and \$14,169,200 in 2004-05 (\$7,437,600 GPR-Lapse and \$6,731,600 GPR-REV) would be credited to the general fund.

9. Fifth Week Vacation Pay. Reduce each state agency's budget for 2003-04 and for 2004-05 by the amounts of funds that were included in each agency's appropriations as a standard budget adjustment for the costs of payments to employees for their fifth week of vacation eligibility as cash rather than time-off. In total, delete \$1,641,700 GPR in 2003-04 and \$1,699,200 GPR in 2004-05; \$177,100 FED in 2003-04 and 2004-05; \$573,200 PR in 2003-04 and \$578,200 PR in 2004-05; and \$353,100 SEG in 2003-04 and 2004-05. In addition, lapse all non-GPR amounts so reduced to the general fund except that no such lapse shall be made for budgeted amounts that were in appropriations that are from federal fund sources or from other fund sources whose lapse to the general fund would be prohibited by state or federal laws or constitutions. Increase estimated GPR-Earned by \$926,300 in 2003-04 and \$931,300 in 2004-05.

✓ 10. Cigarette Tax Refunds. Reduce, from 70% to 30%, the percentage of cigarette tax collections from sales of cigarettes on reservations or trust lands to non-tribal members that are refunded to Native American tribes. Reduce the estimated cost of cigarette tax refunds to Native American tribes by \$6,000,000 GPR in each year.

11. Four-year-old Kindergarten. Provide that, for revenue limit and general school aid membership purposes, pupils enrolled in a K4 program who are not considered children with



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0347/1

JK: *[Signature]*

LFB:.....Russell – Cigarette tax refunds to tribes

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,**

**TO 2003 SENATE BILL 44**

*in 6-4-03*

1 At the locations indicated, amend the bill as follows:

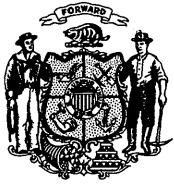
2 **1.** Page 831, line 23: after that line insert:

3 “SECTION 2057m. 139.323 (intro.) of the statutes is amended to read:

4 **139.323 Refunds to Indian tribes.** (intro.) The department shall refund 70%  
5 30% of the taxes collected under s. 139.31 (1) in respect to sales on reservations or  
6 trust lands of an Indian tribe to the tribal council of the tribe having jurisdiction over  
7 the reservation or trust land on which the sale is made if all the following conditions  
8 are fulfilled:”

9 History: 1983 a. 27; 1985 a. 29, 302.

(END)



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0347/1  
JK:kjf:jf

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9 (END)