

ASSEMBLY BILL 924 (LRB -4377)

An Act to renumber and amend 79.035 (2) (a) 1., 79.035 (2) (b) and 79.043; and to create 79.043 (2), 79.043 (3) and 79.043 (4) of the statutes; relating to: the calculation of municipal aid payments. (FE)

2004

03-10.	A.	Introduced by Representative Ott ; cosponsored by Senator A. Lasee .	
03-04.	A.	Read first time and referred to joint committee on Finance	782
03-08.	A.	Executive action taken.	
03-08.	A.	Assembly amendment 1 offered by committee on Finance (LRB a2569)	801
03-09.	A.	Report Assembly Amendment 1 adoption recommended by joint committee on Finance, Ayes 16, Noes 0	809
03-09.	A.	Report passage as amended recommended by joint committee on Finance, Ayes 13, Noes 3	809
03-09.	A.	Referred to committee on Rules	809
03-09.	A.	Made a special order of business at 12:15 P.M. on 3-10-2004 pursuant to Assembly Resolution 38	818
03-10.	A.	Fiscal estimate received.	
03-10.	A.	Read a second time	852
03-10.	A.	Assembly amendment 1 adopted	852
03-10.	A.	Ordered to a third reading	852
03-10.	A.	Rules suspended	852
03-10.	A.	Read a third time and passed , Ayes 60, Noes 39	852
03-10.	A.	Ordered immediately messaged	852
03-10.	S.	Received from Assembly	700
03-10.	S.	Read first time and referred to committee on Senate Organization	701
03-10.	S.	Available for scheduling.	
03-11.	S.	Placed on calendar 3-11-2004 by committee on Senate Organization.	
03-11.	S.	Read a second time.	
03-11.	S.	Ordered to a third reading.	
03-11.	S.	Rules suspended.	
03-11.	S.	Read a third time and concurred in , Ayes 28, Noes 5.	
03-16.	S.	Ordered immediately messaged.	
03-16.	A.	Received from Senate concurred in	895

**2003
ENROLLED BILL**

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ADOPTED DOCUMENTS:

Orig Engr SubAmdt

03-4377 /

Amendments to above (if none, write "NONE"): AA /

Corrections - show date (if none, write "NONE"): none

Topic relays

3/18/04 [Signature]
Date Enrolling Drafter

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2003 ASSEMBLY BILL 924

March 4, 2004 - Introduced by Representative OTT, cosponsored by Senator A. LASEE. Referred to Joint Committee on Finance.

1 **AN ACT** *to renumber and amend* 79.035 (2) (a) 1., 79.035 (2) (b) and 79.043; and
2 *to create* 79.043 (2), 79.043 (3) and 79.043 (4) of the statutes; **relating to:** the
3 calculation of municipal aid payments.

Analysis by the Legislative Reference Bureau

Under current law, in 2004, generally, each county and municipality receives a county and municipal aid payment that is equal to the amount of shared revenue payments, excluding public utility aid payments, that the county or municipality received in 2003, less certain per capita reductions. Under current law, the amount of the county and municipal aid payment that a county or municipality receives in 2004 is also the amount that the county or municipality receives in 2005 and in each subsequent year.

Under this bill, in 2004 a municipality will receive a county and municipal aid payment that is equal to the amount of shared revenue payments, including public utility aid payments, that the municipality received in 2003, less certain per capita reductions, if the municipality satisfies the following conditions: 1) its public utility aid payment in 2001 was less than 25 percent of its total shared revenue payment in 2001 and 2) its public utility aid payment in 2004 would be more than 75 percent of the total of its county and municipal aid payment and public utility aid payment in 2004. The amount of the municipality's 2004 payment then becomes the amount that the municipality receives in 2005 and in each subsequent year.

ASSEMBLY BILL 924

2-1

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

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

SECTION 1. 79.035 (2) (a) 1. of the statutes, as affected by 2003 Wisconsin Act 33, is renumbered 79.035 (2) (a) 1. a. and amended to read:

79.035 (2) (a) 1. ~~a~~ Except as provided under s. ~~ss.~~ 79.02 (3) (e) and 79.043 (2) and (3), for the distribution in 2004, each county and municipality will receive a payment that is equal to the amount of the payments the county or municipality would have received in 2003 under ss. 79.03, 79.058, and 79.06, if not for the reductions under s. 79.02 (3) (c) 3., less the amount of the reduction under subd. 2.

SECTION 2. 79.035 (2) (b) of the statutes, as affected by 2003 Wisconsin Act 33, is renumbered 79.043 (5) and amended to read:

79.043 (5) Except as provided under s. 79.02 (3) (e), for the distribution in 2005 and subsequent years, each county and municipality shall receive a payment under this section and s. 79.035 that is equal to the amount of the payment determined for the county or municipality under ~~par. (a)~~ this section and s. 79.035 in 2004.

SECTION 3. 79.043 of the statutes, as created by 2003 Wisconsin Act 33, is renumbered 79.043 (1) and amended to read:

79.043 (1) **Municipal aid.** As determined by the department of revenue based on 2003 population, and notwithstanding s. 79.035, per capita reductions to payment amounts for all municipalities under s. 79.035 shall be withheld that total ~~\$50000000. 15.68513% is the \$50,000,000.~~ \$50,000,000. The maximum reduction allowable to the payments to any municipality under this section, excluding any reduction under s. 79.02 (3) (e), ~~under this section. Except as provided under s. 79.02 (3) (e), beginning~~

ASSEMBLY BILL 924

SECTION 3

1 ~~in 2004 the total amount to be distributed each year to municipalities from the aid~~
2 ~~account is \$703,102,200 is 15.68513 percent.~~

3 **SECTION 4.** 79.043 (2) of the statutes is created to read:

4 79.043 (2) If the amount of any municipality's payment under s. 79.04 in 2001
5 was less than 25 percent of the total amount of the municipality's payments under
6 ss. 79.03, 79.04, and 79.06 in 2001 and if the amount of the municipality's payment
7 under s. 79.04 in 2004 would be more than 75 percent of the municipality's payments
8 under sub. (1) and ss. 79.035 and 79.04 in 2004, the municipality shall receive a
9 county and municipal aid payment in 2004 that is equal to the amount of the
10 payments the municipality would have received in 2003 under ss. 79.03, 79.04, and
11 79.06, if not for the reductions under s. 79.02 (3) (c) 3., and less the amount of the
12 reductions calculated under sub. (1) and s. 79.035 (2) (a) 2. using the base established
13 under this subsection.

14 **SECTION 5.** 79.043 (3) of the statutes is created to read:

15 79.043 (3) For the distribution in 2004, the department of revenue shall reduce
16 the amount of the payments to be distributed to each municipality, except
17 municipalities that receive payments as adjusted under sub. (2), by a percentage
18 determined as follows:

19 (a) Determine the total amount of the payments calculated under sub. (2).

20 (b) From the amount determined under par. (a), subtract the total amount of
21 the payments calculated under sub. (1) and s. 79.035 that the municipalities that
22 qualify for payments under sub. (2) would receive if not for sub. (2).

23 (c) Determine the total amount of the payments to all municipalities under sub.
24 (1) and s. 79.035.

**ASSEMBLY AMENDMENT 1,
TO 2003 ASSEMBLY BILL 924**

March 8, 2004 - Offered by JOINT COMMITTEE ON FINANCE.

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

2 *No acc* 1. Page 2, line 2: delete lines 1 and 2 and substitute:

3 "SECTION 1m. 79.035 (2) (a) 1. of the statutes, as affected by 2003 Wisconsin
4 Act 33, is amended to read".

5 2. Page 2, line 3: delete "1. a." and substitute "1.".

6

(END)