

**2005 DRAFTING REQUEST**

**Bill**

Received: 10/27/2004

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Ziegler

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Addl. Drafters:

Subject: Education - school finance

Extra Copies: PG

Submit via email: YES

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

DOA:.....Ziegler, BB0220 -

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**Topic:**

Unused revenue limit carry-over

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**Instructions:**

See Attached

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**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>
/?				_____			S&L
/1	mlief 10/27/2004	jdyer 11/10/2004 jdyer 01/20/2005	rschlue 11/10/2004	_____	mbarman 11/10/2004		S&L
/2			rschlue 01/20/2005	_____	sbasford 01/20/2005		

FE Sent For:

<END>

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FE Sent For:

1/2 1/20 jld

Handwritten signatures and initials are present over the Drafting History table, including a large signature over the 'Typed' column for 'rschlue' and another signature over the 'Submitted' column for 'mbarman'. There are also some initials and a date '11/10' visible.

<END>

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hyphen  
^

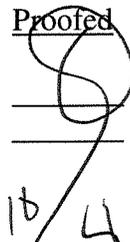
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/?	mlief	1 11/10 jld					S&L
FE Sent For:				10 4			

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## 2005-07 Budget Bill Statutory Language Drafting Request

- Topic: Unused Revenue Limit Carryover
- Tracking Code: BB0220
- SBO team: Education, Workforce and Local Government Team P
- SBO analyst: Paul Ziegler
  - Phone: 266-5468
  - Email: paul.ziegler@doa.state.wi.us
- Agency acronym: DPI
- Agency number: 255



**WISCONSIN DEPARTMENT OF  
ADMINISTRATION**

**JAMES E. DOYLE**  
GOVERNOR

**MARC J. MAROTTA**  
SECRETARY

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

**Date:** October 22, 2004

**To:** Steve Miller, Chief  
Legislative Reference Bureau

**From:** Paul Ziegler, Policy and Budget Analyst  
State Budget Office, DOA 

**Subject:** Drafting request for 2005-07 Biennial Budget Bill

Please have the following item drafted for possible inclusion in the 2005-07 biennial budget bill:

Topic:

Unused Revenue Limit Carryover

Drafting Request:

Increase from 75% to 100% the amount of unused revenue limit authority a school district may carry forward to the next school year.

Please see the attachment for further detail.

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

Thank you.

**DEPARTMENT OF PUBLIC INSTRUCTION  
2005-07 BIENNIAL BUDGET  
DRAFTING REQUEST TO THE LEGISLATIVE REFERENCE BUREAU**

Draft for Possible 2005-07 Budget Bill Introduction (*Agency Decision Item No. 7504*)

**Subject:** Unused Revenue Limit Carryover

**Request Date:** September 15, 2004

**Agency Contact:** Brian Pahnke, 267-9124  
Michael Bormett, 266-2804

**Brief Description of Intent:**

The department requests a statutory language change to increase the allowable percentage of unused revenue limit carryover for school districts from 75 percent to 100 percent beginning in FY06.

Since 1995-96, the state has provided that if a school district's revenues are less than the maximum amount allowed by law for that year, the school district's revenue limit in the following school year is increased by an amount equal to 75 percent of the difference between the actual revenue limit authority it used and the maximum amount it was allowed. Recently, assertions have been made that revenue caps essentially "force" school districts to use all of the authority (i.e. property tax levy) available to them, resulting in higher property tax levies in order to avoid losing revenue limit authority in subsequent years.

**Related Stat. Citations:**

Section 121.91 (4) (d), Wis. Stats.



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0607/1

MJL:.....

SOON

LPS -  
Fix request  
sheet please

jld

DOA:.....Ziegler, BB0220 - Unused revenue limit carryover

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

do not gen

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

*Analysis by the Legislative Reference Bureau*

EDUCATION ✓

PRIMARY AND SECONDARY EDUCATION ✓

Current law limits the amount of revenue (revenue limit) that a school district may obtain from general school aids, computer aid, and the property tax levy. If a school district's revenue in any school year is less than the applicable revenue limit \* for that school year, the revenue limit otherwise applicable in the subsequent school year is increased by an amount equal to 75% of the difference between the revenue \* limit in the preceding school year and the school district's actual revenue for that school year. (percent)

This bill increases that subsequent revenue limit for such a school district to the entire difference between the revenue limit in the preceding school year and the actual revenue for that school year. ✓

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

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

2 SECTION 1. 121.91 (4) (d) of the statutes is amended to read: ✓

1           121.91 (4) (d) If a school district's revenue in the preceding school year was less  
 2 than the limit under sub. (2m) in the preceding school year, the limit otherwise  
 3 applicable to the school district's revenue in the current school year under sub. (2m)  
 4 is increased by an amount equal to 75%<sup>✓</sup> of the difference between the amount of its  
 5 revenue in the preceding school year and the amount of the limit in the preceding  
 6 school year under sub. (2m).

7 **History:** 1993 a. 16; 1995 a. 27<sup>✓</sup> ss. 4108m to 4114, 9145 (1); 1997 a. 27, 113, 164, 237, 286<sup>✓</sup>; 1999 a. 9, 17, 19, 32, 182; 2001 a. 16.

**SECTION 9337. Initial applicability; public instruction.**

8 (1) UNUSED REVENUE LIMIT <sup>hyphen?</sup>CARRYOVER. The treatment of sections 121.91 (4) (d)<sup>g</sup>  
 9 of the statutes first applies to the calculation of revenue limits for the 2005-06 school  
 10 year.<sup>g</sup>

11 (END)

**Lief, Madelon**

---

**From:** Ziegler, Paul  
**Sent:** Monday, January 17, 2005 5:47 PM  
**To:** Lief, Madelon  
**Subject:** draft 0607/1 100% carryover of unused revenue limit authority

Lonnie -- Please modify draft 0607/1 so that the draft also deletes s.121.91(4)(dg) and (dr).

This will make the bill parallel to AB542 from last session.

This ensures that the 100% carryover intent of the draft still occurs if there is an adjustment in aid -- regardless of the size of the adjustment.

Thank you.

Paul





State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0607/1 ✓  
MJL:jld:rs

TODAY

DOA:.....Ziegler, BB0220 - Unused revenue limit carry-over

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

RM - JMN

don't gen

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State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0607/2

MJL:jld:rs

DOA:.....Ziegler, BB0220 - Unused revenue limit carry-over

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

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

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