

2005 DRAFTING REQUEST

Bill

Received: **01/17/2005**

Received By: **jkuesel**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-0777**

By/Representing: **Caucutt**

This file may be shown to any legislator: **NO**

Drafter: **jkuesel**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous**

Extra Copies: **PJD - 1
RAC - 1**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Caucutt, BB0433 -

Topic:

Reduction in legislative expenditures for 05-07 fiscal biennium

Instructions:

Per 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>
/?	jkuesel 01/18/2005	wjackson 01/18/2005		_____			State
/1			chaugen 01/19/2005	_____	Inorthro 01/19/2005		

FE Sent For:

<END>

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1/1	jkuesel 1/18	1 wj 1/18	Ch 1-19	Ch 1-19			

FE Sent For:

<END>

Miller, Steve

From: Caucutt, Dan
Sent: Monday, January 17, 2005 10:20 AM
To: Miller, Steve
Cc: Schmiedicke, David
Subject: RE: Drafting request for budget reduction.

Steve: As a clarification on this item, the intent is that there be the force of law that the legislature act to reduce several or all of its appropriations by the \$4,675,000 GPR each year and reduce its position count by 38 FTE. The Legislature must make the determination of which appropriations are touched.

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

From: Dilweg, Sean
Sent: Monday, January 17, 2005 8:56 AM
To: Caucutt, Dan
Subject: RE: Drafting request for budget reduction.

Dan,

Depending on how its drafted are these levels then binding with the force of law? Or is the force of law that we will appropriate \$4.6 less and 38 positions less/

Thanks,

--Sean

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

From: Caucutt, Dan
Sent: Saturday, January 15, 2005 2:49 PM
To: Miller, Steve
Cc: Schmiedicke, David; Dombrowski, Cynthia
Subject: Drafting request for budget reduction.

Steve: Here is how we would like to handle the governor's recommended reduction to the Legislature. It is simpler than the last time and should be self explanatory. I'm fast-tracking this directly to you so that you can assign to the appropriate drafter for proper wording as what I'd assume would be a non-stat provision. Followup questions may come to me.

Best,

Dan 6-0777

The Governor recommends that the Legislature reduce its appropriations under s. 20.765 by a total of \$4,675,000 GPR and 38.0 FTE positions in each fiscal year. These represent reductions from base of 7.5 percent in funding and 5.0 percent in authorized GPR positions. The amounts are included as GPR lapses in balancing the 2005-07 biennial budget. The Governor further recommends that the Legislature's adjusted base budget for 2007-09 budget development be reduced at the appropriation level by these total dollar and position amounts.

Merry-Mason, Monica

From: Caucutt, Dan
Sent: Monday, January 17, 2005 1:23 PM
To: Merry-Mason, Monica
Cc: Dombrowski, Cynthia
Subject: FW: Drafting request for budget reduction.

BB0433

Monique: Here's one I sent over fast track after the decision was made. Could you look it in and send me back our tracking \$? Thank you.

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

From: Caucutt, Dan
Sent: Saturday, January 15, 2005 2:49 PM
To: Miller, Steve
Cc: Schmiedicke, David; Dombrowski, Cynthia
Subject: Drafting request for budget reduction.

Steve: Here is how we would like to handle the governor's recommended reduction to the Legislature. It is simpler than the last time and should be self explanatory. I'm fast-tracking this directly to you so that you can assign to the appropriate drafter for proper wording as what I'd assume would be a non-stat provision. Followup questions may come to me.

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Dan 6-0777

The Governor recommends that the Legislature reduce its appropriations under s. 20.765 by a total of \$4,675,000 GPR and 38.0 FTE positions in each fiscal year. These represent reductions from base of 7.5 percent in funding and 5.0 percent in authorized GPR positions. The amounts are included as GPR lapses in balancing the 2005-07 biennial budget. The Governor further recommends that the Legislature's adjusted base budget for 2007-09 budget development be reduced at the appropriation level by these total dollar and position amounts.

2005

Date (time) needed

SOBA

LRB- 1734, 1

DOA BUDGET DRAFT

TODAY please

JTK: WLj:

Use the appropriate components and routines developed for bills.

>>FOR 2005-07 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT... [DO NOT generate catalog]; relating to: ~~the budget~~ a reduction in expenditures and authorized full-time equivalent positions for the legislature.

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

(Attached)

LPS: There is an insert to an insert.

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

SECTION #.

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1734/lins2
JTK.....

STATE GOVERNMENT ✓

* STATE FINANCE

This bill directs the cochairpersons of the ~~the~~ joint committee on legislative organization to take actions during the 2005-07 fiscal biennium to ensure that from general purpose revenue appropriations to the legislature an amount equal to a total of \$4,675,000 in fiscal year 2005-06 and \$4,675,000 in fiscal year 2006-07 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both. The bill also directs that the cochairpersons take actions during the 2005-07 fiscal biennium to ensure that the authorized (FTE) positions for the legislature are decreased by 38.0 (FTE) positions from the (FTE) position level that is authorized for the legislature on the day the 2005-07 biennial budget act becomes law.

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

full-time equivalent

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1734/lins
JTK.....

X
SECTION 1. 13.121 (1) of the statutes is amended to read:

13.121 (1) CURRENT MEMBER. From the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~ ^{plain} each member of the legislature shall be paid, in equal installments, the salary provided under s. 20.923.

History: 1973 c. 51, 243; 1977 c. 196 s. 131; 1981 c. 96 s. 67; 1983 a. 27 ss. 8, 9, 2202 (33); 1991 a. 316; 2003 a. 33 ss. 11, 12, 9160.

X
SECTION 2. 13.123 (1) (c) of the statutes is amended to read:

13.123 (1) (c) Each member shall certify to the chief clerk of the house in which the member serves, as promptly as may be following the 1st of each month, the number of days during the previous calendar month on which the member was in Madison on legislative business and for which the member seeks the allowance provided by this subsection. Such allowances shall be paid from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~ within one week after each calendar month; and shall be paid, upon the filing with the department of administration, the chief clerk's affidavit stating the number of days in Madison on legislative business for all members of the chief clerk's house.

History: 1971 c. 13; 1973 c. 1; 1975 c. 39, 199; 1977 c. 115, 277, 325; 1979 c. 34 s. 2100; 1983 a. 27 ss. 10, 2202 (33); 1991 a. 316; 1993 a. 52; 1995 a. 27, 225; 1997 a. 27; 1999 a. 182; 2001 a. 16; 2003 a. 33 ss. 13 to 16, 9160.

X
SECTION 3. 13.123 (2) (intro.) of the statutes is amended to read:

13.123 (2) INTERIM EXPENSES. (intro.) From the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~ each member of the legislature shall be entitled to an expense allowance for postage and clerical assistance for each full calendar month during which the legislature is in actual session 3 days or less. No allowance is payable to a representative to the assembly unless the speaker of the assembly files with the chief clerk of the assembly a written authorization for the allowance to be paid. No

allowance is payable to a senator unless the majority leader of the senate files with the chief clerk of the senate a written authorization for the allowance to be paid. An authorization filed under this subsection becomes effective for the month in which it is filed and continues in effect through the month in which the speaker of the assembly or the majority leader of the senate files a written revocation of the authorization with the chief clerk of the appropriate house. The rate of such allowance shall be as follows:

History: 1971 c. 13; 1973 c. 1; 1975 c. 39, 199; 1977 c. 115, 277, 325; 1979 c. 34 s. 2100; 1983 a. 27 ss. 10, 2202 (33); 1991 a. 316; 1993 a. 52; 1995 a. 27, 225; 1997 a. 27; 1999 a. 182; 2001 a. 16; 2003 a. 33 ss. 13 to 16, 9160.

SECTION 4. 13.123 (3) (a) of the statutes is amended to read:

13.123 (3) (a) Any senator authorized by the committee on senate organization to attend a meeting outside the state capital, any representative to the assembly authorized by the committee on assembly organization to attend an out-of-state meeting or authorized by the speaker to attend a meeting within this state outside the state capital, and all members of the legislature required by law, legislative rule, resolution or joint resolution to attend such meetings, shall be paid no additional compensation for such services but shall be reimbursed for actual and necessary expenses from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, but no legislator may be reimbursed under this subsection for expenses on any day for which the legislator submits a claim under sub. (1).

History: 1971 c. 13; 1973 c. 1; 1975 c. 39, 199; 1977 c. 115, 277, 325; 1979 c. 34 s. 2100; 1983 a. 27 ss. 10, 2202 (33); 1991 a. 316; 1993 a. 52; 1995 a. 27, 225; 1997 a. 27; 1999 a. 182; 2001 a. 16; 2003 a. 33 ss. 13 to 16, 9160.

SECTION 5. 13.125 of the statutes is amended to read:

13.125 Chaplains. The officiating chaplain of the senate and assembly shall be paid such amount as may be established by each house for each day of service from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~. Payment shall be made on

certification by the chief clerk of the senate or of the assembly, respectively, showing the amount to which each chaplain is entitled.

History: 1977 c. 29; 1983 a. 27 s. 2202 (33); 2003 a. 33.

SECTION 6. 13.14 (2) of the statutes is amended to read:

13.14 (2) FLORAL PIECES. The senate and assembly may procure floral pieces for deceased or ill members of the legislature and state officers who, in the judgment of the presiding officer and chief clerk, have been identified with the legislative process. Such expenses shall be by voucher, signed by the presiding officer or chief clerk of the respective house, and shall be drawn on the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

History: 1975 c. 39 ss. 9, 734; 1977 c. 272 s. 98; 1979 c. 34; 1983 a. 27 s. 2202 (33); 1993 a. 16; 2001 a. 19; 2003 a. 33.

SECTION 7. 13.14 (3) of the statutes is amended to read:

13.14 (3) TRAVEL; LEGISLATIVE PERSONNEL. The actual and necessary expenses of legislative policy research personnel, assistants to legislators, and research staff assigned to legislative committees incident to attending meetings outside the state capital shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~. ^(plain)

History: 1975 c. 39 ss. 9, 734; 1977 c. 272 s. 98; 1979 c. 34; 1983 a. 27 s. 2202 (33); 1993 a. 16; 2001 a. 19; 2003 a. 33.

SECTION 8. 13.45 (3) (a) of the statutes is amended to read:

13.45 (3) (a) For any day for which the legislator does not file a claim under s. 13.123 (1), any legislator appointed to serve on a legislative committee or a committee to which the legislator was appointed by either house or the officers thereof shall be reimbursed from the appropriations under s. 20.765 (1) (a) or (b) ~~or (5)~~ ^(plain) for actual and necessary expenses incurred as a member of the committee.

History: 1975 c. 224; 1977 c. 325; 1979 c. 34 s. 2102 (48) (a); 1981 c. 891; 1983 a. 27 s. 2202 (33); 1987 a. 186; 1989 a. 31; 1991 a. 316; 1993 a. 52, 184; 1995 a. 27; 1997 a. 27; 2001 a. 16; 2003 a. 33.

SECTION 9. 13.50 (6) (am) of the statutes is amended to read:

13.50 (6) (am) The cochairpersons of the joint survey committee on retirement systems or the cochairpersons of the joint committee on finance, with respect to any bill or amendment specified in par. (a), or the presiding officer of either house of the legislature, with respect to any bill or amendment specified in par. (a) that is pending in his or her house, may make a determination, based on any available information, that the bill or amendment may have a significant fiscal impact on the costs, actuarial balance or goals of the Wisconsin Retirement System and order the attachment of an independent actuarial opinion on such impact. The cochairpersons or presiding officer ordering such an opinion shall direct the staff under sub. (4) to obtain the opinion. The staff shall make payment for the opinion from the appropriation under s. 20.765 (2) (ab) ~~or (5)~~.

History: 1971 c. 270 s. 104; 1973 c. 163; 1975 c. 224, 249; ~~1977 c. 196 s. 131; 1977 c. 325; 1981 c. 96; 1991 a. 39, 116, 316; 2003 a. 33.~~

SECTION 10. 13.56 (2) of the statutes is amended to read:

13.56 (2) PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint committee for review of administrative rules or their designated agents shall accept service made under ss. 227.40 (5) and 806.04 (11). If the committee determines that the legislature should be represented in the proceeding, it shall request the joint committee on legislative organization to designate the legislature's representative for the proceeding. The costs of participation in the proceeding shall be paid equally from the appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the appropriation under s. 20.765 (5), if applicable,~~ ^{plain} except that such costs incurred by the department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

History: 1973 c. 90, 162; 1973 c. 334 s. 58; 1973 c. 336; 1975 c. 224; 1975 c. 414 s. 28; 1977 c. 29, 277, 449; 1979 c. 34 ss. 2qcm, 2102 (32) (b); 1979 c. 270; 1981 c. 253; 1983 a. 27; 1985 a. 182 ss. 1 to 6, 57; 2003 a. 33.

SECTION 11. 13.57 (3) of the statutes is amended to read:

13.57 (3) All expenses under sub. (1) shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

History: 1975 c. 39; 1983 a. 27 s. 2202 (33); 1993 a. 184; 2003 a. 33.

SECTION 12. 13.81 (6) of the statutes is amended to read:

13.81 (6) REIMBURSEMENT FOR SPECIAL STUDIES. At the end of each fiscal year, the general fund shall be reimbursed, from any other state fund, the amounts actually expended by the joint legislative council under s. 20.765 (3) (e) ~~or (5)~~ for the cost of making and publishing surveys and analyses of activities and policies related to such funds. The council shall bill such state funds at the end of each fiscal year for the costs so incurred, in accordance with cost records maintained by the council.

plain sp.

History: 1977 c. 29 s. 1654 (6) (a), (8) (c); 1977 c. 325; 1979 c. 34 ss. 2r to 4, 2100; 1979 c. 110, 175; 1981 c. 20; 1985 a. 29, 95; 1987 a. 27; 1989 a. 31; 1993 a. 52, 490; 1995 a. 27; 2003 a. 33.

SECTION 13. 13.81 (8) of the statutes is amended to read:

13.81 (8) CONFERENCE ON LEGISLATIVE PROCEDURES. Following each general election, the joint legislative council shall sponsor a conference to acquaint new legislators or legislators-elect with legislative procedures. Expenses for the conference shall be paid from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

History: 1977 c. 29 s. 1654 (6) (a), (8) (c); 1977 c. 325; 1979 c. 34 ss. 2r to 4, 2100; 1979 c. 110, 175; 1981 c. 20; 1985 a. 29, 95; 1987 a. 27; 1989 a. 31; 1993 a. 52, 490; 1995 a. 27; 2003 a. 33.

SECTION 14. 13.83 (3) (c) 1. of the statutes is amended to read:

13.83 (3) (c) 1. The joint legislative council shall pay the expenses incurred by the members appointed under par. (b) 1., in performing their functions on the special committee, from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

History: 1971 c. 211; 1973 c. 333; 1975 c. 39; 1977 c. 31, 187, 325, 418; Sup. Ct. Order, 88 Wis. 2d xiii (1979); 1979 c. 8; 1979 c. 34 ss. 6r, 2100; 1979 c. 204, 221; 1981 c. 86 s. 71; 1981 c. 173; 1983 a. 27 ss. 14p, 2202 (45); 1983 a. 308; 1985 a. 29; 1989 a. 31; 1993 a. 52, 490; 1995 a. 27 ss. 9126 (19), 9130 (4), 9145 (1); 1995 a. 417; 1997 a. 3, 27; 1999 a. 60; 2003 a. 33.

SECTION 15. 13.90 (2) of the statutes is amended to read:

13.90 (2) The cochairpersons of the joint committee on legislative organization or their designated agent shall accept service made under s. 806.04 (11). If the committee, the senate organization committee or the assembly organization

committee, determines that the legislature should be represented in the proceeding, that committee shall designate the legislature's representative for the proceeding. The costs of participation in the proceeding shall be paid equally from the appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the appropriation under s. 20.765 (5), if applicable,~~ except that such costs incurred by the department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

History: 1971 c. 215; 1973 c. 90; 1975 c. 224, 421; 1977 c. 449; 1979 c. 34 ss. 7d to 7s, 2102 (32) (b); 1981 c. 372 s. 18; 1983 a. 27, 308; 1985 a. 29, 332; 1987 a. 27; 1989 a. 31, 359, 366; 1993 a. 52; 1995 a. 27, 162, 417; 1997 a. 27, 237; 1999 a. 4, 29, 81; 2001 a. 16; 2003 a. 33.

SECTION 16. 13.90 (4) of the statutes is amended to read:

13.90 (4) The cochairpersons of the joint committee on legislative organization shall authorize payment of fees entitling the legislature to membership in national organizations from the appropriation under s. 20.765 (3) (fa) ~~or (5).~~

History: 1971 c. 215; 1973 c. 90; 1975 c. 224, 421; 1977 c. 449; 1979 c. 34 ss. 7d to 7s, 2102 (32) (b); 1981 c. 372 s. 18; 1983 a. 27, 308; 1985 a. 29, 332; 1987 a. 27; 1989 a. 31, 359, 366; 1993 a. 52; 1995 a. 27, 162, 417; 1997 a. 27, 237; 1999 a. 4, 29, 81; 2001 a. 16; 2003 a. 33.

SECTION 17. 13.93 (2) (k) of the statutes is amended to read:

13.93 (2) (k) Pay, from the appropriation under s. 20.765 (3) (a) ~~or (5),~~ the expenses of attendance at meetings of members of the Commission on Uniform State Laws who are appointed by the governor.

History: 1973 c. 38, 90; 1975 c. 94; 1979 c. 34, 110, 204, 221, 323; 1979 c. 355 ss. 40, 41; 1981 c. 372 s. 18; 1983 a. 192; 1983 a. 544 ss. 1, 47 (2); 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 403 s. 256; 1991 a. 32, 39, 214, 285; 1993 a. 52; 1995 a. 106; 1997 a. 27; 1999 a. 185; 2001 a. 16; 2003 a. 33.

SECTION 18. 13.94 (1m) of the statutes is amended to read:

13.94 (1m) INDEPENDENT EXPERTS. The legislative audit bureau may contract for the services of such independent professional or technical experts as deemed necessary to carry out the statutory duties and functions of the bureau within the limits of the amount provided under s. 20.765 (3) (c) ~~or (5),~~ ^{strike comma} and, in the case of postaudits involving the performance and program accomplishments of a department, shall contract for the services of such subject matter and program

specialists from any state or federal agency or public institution of higher learning as deemed necessary by the joint committee on legislative organization.

History: 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 282; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111.

SECTION 19. 14.38 (10) (c) of the statutes is amended to read:

14.38 (10) (c) Publish in the official state newspaper within 10 days after the date of publication of an act a notice certifying the number of each act, the number of the bill from which it originated, the date of publication and the relating clause. Each certificate shall also contain a notice of where the full text of each act can be obtained. Costs under this paragraph shall be charged to the appropriation under s. 20.765 (1) (d) ~~or (5)~~.

History: 1975 c. 93, 198, 224, 421; 1977 c. 29; 1977 c. 196 s. 131; 1979 c. 328; 1981 c. 124, 372; 1983 a. 27; 1983 a. 36 s. 96 (2); 1985 a. 29, 303, 338; 1989 a. 123, 303; 1991 a. 32, 39, 316; 1993 a. 112, 214, 452; 1995 a. 27, 225; 2003 a. 33.

SECTION 20. 20.765 (1) (a) of the statutes is amended to read:

20.765 (1) (a) *General program operations — assembly.* A sum sufficient to carry out the functions of the assembly, excluding expenses for legislative documents. ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005-07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39, 266; 1977 c. 29 ss. 35 to 358, 1654 (1); 1977 c. 418; 1977 c. 449 s. 496; 1979 c. 34; 1981 c. 20; 1983 a. 27; 1983 a. 192 s. 303 (3); 1983 a. 308; 1987 a. 119, 354, 399; 1989 a. 31, 66; 1991 a. 39, 269; 1993 a. 16, 52; 1995 a. 27, 162; 1997 a. 27, 237; 1999 a. 9; 2001 a. 107, 109; 2003 a. 33.

SECTION 21. 20.765 (1) (b) of the statutes is amended to read:

20.765 (1) (b) *General program operations — senate.* A sum sufficient to carry out the functions of the senate, excluding expenses for legislative documents. ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005-07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time~~

~~as the joint committee on legislative organization acts under 2003 Wisconsin Act 33,
section 9133 (2).~~

History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39, 266; 1977 c. 29 ss. 365 to 358, 1654 (1); 1977 c. 418; 1977 c. 449 s. 496; 1979 c. 34; 1981 c. 20; 1983 a. 27; 1983 a. 192 s. 303 (3); 1983 a. 308; 1987 a. 119, 354, 399; 1989 a. 31, 66; 1991 a. 39, 269; 1993 a. 16, 52; 1995 a. 27, 162; 1997 a. 27, 237; 1999 a. 9; 2001 a. 107, 109; 2003 a. 33.

SECTION 22. 20.765 (1) (d) of the statutes is amended to read:

20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative expenses for acquisition, production, retention, sales and distribution of legislative documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), 13.93 (3) and 35.78 (1) or the rules of the senate and assembly, except as provided in sub. (3) (em). ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005-07 fiscal biennium, other than moneys encumbered under this appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39, 266; 1977 c. 29 ss. 356 to 358, 1654 (1); 1977 c. 418; 1977 c. 449 s. 496; 1979 c. 34; 1981 c. 20; 1983 a. 27; 1983 a. 192 s. 303 (3); 1983 a. 308; 1987 a. 119, 354, 399; 1989 a. 31, 66; 1991 a. 39, 269; 1993 a. 16, 52; 1995 a. 27, 162; 1997 a. 27, 237; 1999 a. 9; 2001 a. 107, 109; 2003 a. 33.

SECTION 23. 20.765 (3) (fa) of the statutes is amended to read:

20.765 (3) (fa) *Membership in national associations.* A sum sufficient to be disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature to membership in national organizations including, without limitation because of enumeration, the National Conference of State Legislatures, the National Conference of Commissioners on Uniform State Laws and the National Committee on Uniform Traffic Laws and Ordinances. ~~No moneys may be expended or encumbered under this appropriation before the effective date of the biennial budget act for the 2005-07 fiscal biennium, other than moneys encumbered under this~~

~~appropriation before July 26, 2003, until such time as the joint committee on legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

History: 1971 c. 125; 1973 c. 90, 333; 1975 c. 39, 266; 1977 c. 29 ss. 355 to 358, 1654 (1); 1977 c. 418; 1977 c. 449 s. 496; 1979 c. 34; 1981 c. 20; 1983 a. 27; 1983 a. 192 s. 303 (3); 1983 a. 308; 1987 a. 119, 354, 399; 1989 a. 31, 66; 1991 a. 39, 269; 1993 a. 16, 52; 1995 a. 27, 162; 1997 a. 27, 237; 1999 a. 9; 2001 a. 107, 109; 2003 a. 33.

SECTION 24. 20.765 (5) of the statutes is repealed.

*** NOTE: bud

SECTION 25. 35.24 (3) of the statutes is amended to read:

35.24 (3) Reprints of the feature article shall be bound in paper covers and shall be in such quantity as is authorized for each specific reprint by the joint committee on legislative organization. The cost of reprints shall be paid from the appropriation under s. 20.765 (1) (d) ~~or (5)~~. *plain period*

History: 1971 c. 82, 211; 1973 c. 90; 1975 c. 39 s. 732 (1); 1975 c. 200, 205; 1977 c. 29, 418; 1979 c. 34, 221; 1981 c. 20, 260; 1989 a. 31; 1995 a. 27; 1997 a. 27; 2003 a. 33.

SECTION 26. 35.91 (1) of the statutes is amended to read:

35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a price, calculated to the nearest dollar, to be fixed by the department, based on cost plus 75% of the revisor's expenditures under s. 20.765 (3) (a) ~~or (5)~~ *plain spc.* during the preceding biennium. The department may sell noncurrent editions of the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by it.

History: 1971 c. 82; 1979 c. 34, 221; 1985 a. 29; 1991 a. 39; 1999 a. 83; 2003 a. 33.

SECTION 27. 35.93 (9) of the statutes is amended to read:

35.93 (9) The department shall charge the legislature under s. 20.765 (1) (d) ~~or (5)~~ for the cost of distribution of the code and the register, including the costs specified in s. 35.80, and shall deposit all revenues received from their sale into the general fund.

History: 1971 c. 152 s. 38; 1975 c. 252, 421; 1977 c. 187 s. 135; 1979 c. 34, 221; 1981 c. 314 s. 146; 1983 a. 192; 1985 a. 29; 1985 a. 182 s. 55 (1), 57; 1991 a. 215; 1995 a. 106; 2003 a. 33.

NSB
(c) The cochairpersons of the joint committee on legislative organization shall take actions during the 2005-07 fiscal biennium to ensure that the authorized FTE positions for the legislature are decreased by a total of 38.0 FTE positions from the

FTE position level that is authorized for the legislature on the effective date of this subsection.

(End)

JWSA

LFB:.....Rhodes – ~~Limitation on state GPR state operations appropriations~~
FOR 2003-05 BUDGET -- NOT READY FOR INTRODUCTION
SENATE AMENDMENT ,
TO 2003 SENATE BILL 44

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

2 **1.** Page 54, line 9: after that line insert:

3 **"SECTION 20d.** 13.40 (1) (a) of the statutes is renumbered 13.40 (1) (am).

4 **SECTION 20h.** 13.40 (1) (ad) of the statutes is created to read:

5 13.40 (1) (ad) "Compensation reserves" means the total estimated amount
6 designated as compensation reserves for a given fiscal year as shown in the schedule
7 under s 20.005 (1) published in the biennial budget act or the modified total amount
8 of compensation reserves for that fiscal year specified in any other act.

9 ~~SECTION 20p.~~ 13.40 (1) (c) of the statutes is created to read:

10 ~~13.40 (1) (c)~~ ^{(1) (a) in this subsection} "State operations" means all purposes except aids to individuals
11 and organizations and local assistance.

12 ~~SECTION 20t.~~ 13.40 (2) (intro.) of the statutes is amended to read:

a total of \$4,675,000 in fiscal year 2005-06 and I N S B
a total of \$4,675,000 in fiscal year 2006-07 (FWSA)

03 Wis. Act 33, s. 9133 - continued

(1) FUNDING OF AUTHORIZED POSITIONS FOR THE LEGISLATURE AND LEGISLATIVE SERVICE AGENCIES DURING THE 2003-05 FISCAL BIENNIUM.

Notwithstanding section 16.505 (4) of the statutes, all authorized positions for the legislature and for each legislative service agency, as defined in section 16.70 (6) of the statutes, that are funded from an appropriation under section 20.765 (1), (2), (3) (a) to (fa), or (4) of the statutes, as affected by this act, shall be funded from the appropriation under section 20.765 (5) of the statutes, as created by this act, before the effective date of the biennial budget act for the 2005-07 fiscal biennium until such time as the joint committee on legislative organization acts under subsection (2).

NONSTAT 03 Wis. Act 33, s. 9133 - continued SECTION 9133 NONSTATUTORY PROVISIONS; legislature. No 2005-07 (7b)

(1) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons of the joint committee on legislative organization shall take actions during the 2003-05 fiscal biennium to ensure that from general purpose revenue appropriations for state operations to the legislature under section 20.765 of the statutes an amount equal to \$11,840,000 is ^{is} ~~is~~ ^{are} ~~is~~ ^{are} subtracted from the expenditure estimates for any other types of appropriations, or both.

03 Wis. Act 33, s. 9133 - continued

(2) ALLOCATION AND TRANSFER OF APPROPRIATED FUNDS BY THE JOINT COMMITTEE ON LEGISLATIVE ORGANIZATION. Before the effective date of the biennial budget act for the 2005-07 fiscal biennium, the joint committee on legislative organization shall allocate moneys

that have not been expended or encumbered from the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, to be used for the purposes provided in the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act. The amounts so allocated shall be reflected by increasing the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, in the case of sum certain appropriations, or modifying the expenditure estimates for the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, in the case of any other types of appropriations, and by reducing the expenditure estimate for the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, to the amount already expended or encumbered.

03 Wis. Act 33, s. 9133 - continued

(3) CONTINUATION OF EXISTING EXPENDITURE AUTHORITY. Notwithstanding subsection (2), if on the effective date of this subsection the joint committee on legislative organization has

not acted to fully allocate for expenditure the moneys shown in the schedule under section 20.005 (3) of the statutes for the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, the officers who were permitted to authorize expenditures to be made from the appropriations under section 20.765 (1), (2), (3) (a) to (fa), and (4) of the statutes, as affected by this act, on the day before the effective date of this subsection may, during the period before the effective date of the 2005-07 biennial budget act, continue to authorize expenditures to be made for the same purposes and in the same amounts for which they were previously authorized at the end of the 2001-03 fiscal biennium from the appropriation under section 20.765 (5) (a) of the statutes, as created by this act, until such time as the joint committee on legislative organization acts under subsection (2).



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1734/1

JTK:wlj:ch

DOA:.....Caucutt, BB0433 – Reduction in legislative expenditures for 05–07
fiscal biennium

FOR 2005–07 BUDGET -- NOT READY FOR INTRODUCTION

- 1 **AN ACT ...; relating to:** a reduction in expenditures and authorized full-time
2 equivalent positions for the legislature.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

STATE FINANCE

This bill directs the cochairpersons of the Joint Committee on Legislative Organization to take actions during the 2005–07 fiscal biennium to ensure that from general purpose revenue appropriations to the legislature an amount equal to a total of \$4,675,000 in fiscal year 2005–06 and \$4,675,000 in fiscal year 2006–07 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both. The bill also directs that the cochairpersons take actions during the 2005–07 fiscal biennium to ensure that the authorized full-time equivalent positions for the legislature are decreased by 38.0 full-time equivalent positions from the full-time equivalent position level that is authorized for the legislature on the day the 2005–07 biennial budget act becomes law.

For further information see the *state* 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:

1 **SECTION 1.** 13.121 (1) of the statutes is amended to read:

2 13.121 (1) CURRENT MEMBER. From the appropriation under s. 20.765 (1) (a) or
3 (b) ~~or (5)~~, each member of the legislature shall be paid, in equal installments, the
4 salary provided under s. 20.923.

5 **SECTION 2.** 13.123 (1) (c) of the statutes is amended to read:

6 13.123 (1) (c) Each member shall certify to the chief clerk of the house in which
7 the member serves, as promptly as may be following the 1st of each month, the
8 number of days during the previous calendar month on which the member was in
9 Madison on legislative business and for which the member seeks the allowance
10 provided by this subsection. Such allowances shall be paid from the appropriation
11 under s. 20.765 (1) (a) or (b) ~~or (5)~~ within one week after each calendar month; and
12 shall be paid, upon the filing with the department of administration, the chief clerk's
13 affidavit stating the number of days in Madison on legislative business for all
14 members of the chief clerk's house.

15 **SECTION 3.** 13.123 (2) (intro.) of the statutes is amended to read:

16 13.123 (2) INTERIM EXPENSES. (intro.) From the appropriation under s. 20.765
17 (1) (a) or (b) ~~or (5)~~, each member of the legislature shall be entitled to an expense
18 allowance for postage and clerical assistance for each full calendar month during
19 which the legislature is in actual session 3 days or less. No allowance is payable to
20 a representative to the assembly unless the speaker of the assembly files with the
21 chief clerk of the assembly a written authorization for the allowance to be paid. No

1 allowance is payable to a senator unless the majority leader of the senate files with
2 the chief clerk of the senate a written authorization for the allowance to be paid. An
3 authorization filed under this subsection becomes effective for the month in which
4 it is filed and continues in effect through the month in which the speaker of the
5 assembly or the majority leader of the senate files a written revocation of the
6 authorization with the chief clerk of the appropriate house. The rate of such
7 allowance shall be as follows:

8 **SECTION 4.** 13.123 (3) (a) of the statutes is amended to read:

9 13.123 (3) (a) Any senator authorized by the committee on senate organization
10 to attend a meeting outside the state capital, any representative to the assembly
11 authorized by the committee on assembly organization to attend an out-of-state
12 meeting or authorized by the speaker to attend a meeting within this state outside
13 the state capital, and all members of the legislature required by law, legislative rule,
14 resolution or joint resolution to attend such meetings, shall be paid no additional
15 compensation for such services but shall be reimbursed for actual and necessary
16 expenses from the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~, but no legislator
17 may be reimbursed under this subsection for expenses on any day for which the
18 legislator submits a claim under sub. (1).

19 **SECTION 5.** 13.125 of the statutes is amended to read:

20 **13.125 Chaplains.** The officiating chaplain of the senate and assembly shall
21 be paid such amount as may be established by each house for each day of service from
22 the appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~. Payment shall be made on
23 certification by the chief clerk of the senate or of the assembly, respectively, showing
24 the amount to which each chaplain is entitled.

25 **SECTION 6.** 13.14 (2) of the statutes is amended to read:

1 13.14 (2) FLORAL PIECES. The senate and assembly may procure floral pieces
2 for deceased or ill members of the legislature and state officers who, in the judgment
3 of the presiding officer and chief clerk, have been identified with the legislative
4 process. Such expenses shall be by voucher, signed by the presiding officer or chief
5 clerk of the respective house, and shall be drawn on the appropriation under s. 20.765
6 (1) (a) or (b) ~~or (5)~~.

7 **SECTION 7.** 13.14 (3) of the statutes is amended to read:

8 13.14 (3) TRAVEL; LEGISLATIVE PERSONNEL. The actual and necessary expenses
9 of legislative policy research personnel, assistants to legislators, and research staff
10 assigned to legislative committees incident to attending meetings outside the state
11 capital shall be reimbursed from the appropriation under s. 20.765 (1) (a) or (b) ~~or~~
12 (5).

13 **SECTION 8.** 13.45 (3) (a) of the statutes is amended to read:

14 13.45 (3) (a) For any day for which the legislator does not file a claim under s.
15 13.123 (1), any legislator appointed to serve on a legislative committee or a
16 committee to which the legislator was appointed by either house or the officers
17 thereof shall be reimbursed from the appropriations under s. 20.765 (1) (a) or (b) ~~or~~
18 (5) for actual and necessary expenses incurred as a member of the committee.

19 **SECTION 9.** 13.50 (6) (am) of the statutes is amended to read:

20 13.50 (6) (am) The cochairpersons of the joint survey committee on retirement
21 systems or the cochairpersons of the joint committee on finance, with respect to any
22 bill or amendment specified in par. (a), or the presiding officer of either house of the
23 legislature, with respect to any bill or amendment specified in par. (a) that is pending
24 in his or her house, may make a determination, based on any available information,
25 that the bill or amendment may have a significant fiscal impact on the costs,

1 actuarial balance or goals of the Wisconsin Retirement System and order the
2 attachment of an independent actuarial opinion on such impact. The cochairpersons
3 or presiding officer ordering such an opinion shall direct the staff under sub. (4) to
4 obtain the opinion. The staff shall make payment for the opinion from the
5 appropriation under s. 20.765 (2) (ab) ~~or (5)~~.

6 **SECTION 10.** 13.56 (2) of the statutes is amended to read:

7 13.56 (2) PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint
8 committee for review of administrative rules or their designated agents shall accept
9 service made under ss. 227.40 (5) and 806.04 (11). If the committee determines that
10 the legislature should be represented in the proceeding, it shall request the joint
11 committee on legislative organization to designate the legislature's representative
12 for the proceeding. The costs of participation in the proceeding shall be paid equally
13 from the appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the~~
14 ~~appropriation under s. 20.765 (5), if applicable,~~ except that such costs incurred by the
15 department of justice shall be paid from the appropriation under s. 20.455 (1) (d).

16 **SECTION 11.** 13.57 (3) of the statutes is amended to read:

17 13.57 (3) All expenses under sub. (1) shall be reimbursed from the
18 appropriation under s. 20.765 (1) (a) or (b) ~~or (5)~~.

19 **SECTION 12.** 13.81 (6) of the statutes is amended to read:

20 13.81 (6) REIMBURSEMENT FOR SPECIAL STUDIES. At the end of each fiscal year,
21 the general fund shall be reimbursed, from any other state fund, the amounts
22 actually expended by the joint legislative council under s. 20.765 (3) (e) ~~or (5)~~ for the
23 cost of making and publishing surveys and analyses of activities and policies related
24 to such funds. The council shall bill such state funds at the end of each fiscal year
25 for the costs so incurred, in accordance with cost records maintained by the council.

1 **SECTION 13.** 13.81 (8) of the statutes is amended to read:

2 13.81 (8) CONFERENCE ON LEGISLATIVE PROCEDURES. Following each general
3 election, the joint legislative council shall sponsor a conference to acquaint new
4 legislators or legislators-elect with legislative procedures. Expenses for the
5 conference shall be paid from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

6 **SECTION 14.** 13.83 (3) (c) 1. of the statutes is amended to read:

7 13.83 (3) (c) 1. The joint legislative council shall pay the expenses incurred by
8 the members appointed under par. (b) 1., in performing their functions on the special
9 committee, from the appropriation under s. 20.765 (3) (e) ~~or (5)~~.

10 **SECTION 15.** 13.90 (2) of the statutes is amended to read:

11 13.90 (2) The cochairpersons of the joint committee on legislative organization
12 or their designated agent shall accept service made under s. 806.04 (11). If the
13 committee, the senate organization committee or the assembly organization
14 committee, determines that the legislature should be represented in the proceeding,
15 that committee shall designate the legislature's representative for the proceeding.
16 The costs of participation in the proceeding shall be paid equally from the
17 appropriations under s. 20.765 (1) (a) and (b) ~~or shall be paid from the appropriation~~
18 ~~under s. 20.765 (5), if applicable~~, except that such costs incurred by the department
19 of justice shall be paid from the appropriation under s. 20.455 (1) (d).

20 **SECTION 16.** 13.90 (4) of the statutes is amended to read:

21 13.90 (4) The cochairpersons of the joint committee on legislative organization
22 shall authorize payment of fees entitling the legislature to membership in national
23 organizations from the appropriation under s. 20.765 (3) (fa) ~~or (5)~~.

24 **SECTION 17.** 13.93 (2) (k) of the statutes is amended to read:

1 13.93 (2) (k) Pay, from the appropriation under s. 20.765 (3) (a) ~~or (5)~~, the
2 expenses of attendance at meetings of members of the Commission on Uniform State
3 Laws who are appointed by the governor.

4 **SECTION 18.** 13.94 (1m) of the statutes is amended to read:

5 13.94 (1m) INDEPENDENT EXPERTS. The legislative audit bureau may contract
6 for the services of such independent professional or technical experts as deemed
7 necessary to carry out the statutory duties and functions of the bureau within the
8 limits of the amount provided under s. 20.765 (3) (c) ~~or (5)~~; and, in the case of
9 postaudits involving the performance and program accomplishments of a
10 department, shall contract for the services of such subject matter and program
11 specialists from any state or federal agency or public institution of higher learning
12 as deemed necessary by the joint committee on legislative organization.

13 **SECTION 19.** 14.38 (10) (c) of the statutes is amended to read:

14 14.38 (10) (c) Publish in the official state newspaper within 10 days after the
15 date of publication of an act a notice certifying the number of each act, the number
16 of the bill from which it originated, the date of publication and the relating clause.
17 Each certificate shall also contain a notice of where the full text of each act can be
18 obtained. Costs under this paragraph shall be charged to the appropriation under
19 s. 20.765 (1) (d) ~~or (5)~~.

20 **SECTION 20.** 20.765 (1) (a) of the statutes is amended to read:

21 20.765 (1) (a) *General program operations — assembly.* A sum sufficient to
22 carry out the functions of the assembly, excluding expenses for legislative
23 documents. ~~No moneys may be expended or encumbered under this appropriation~~
24 ~~before the effective date of the biennial budget act for the 2005–07 fiscal biennium,~~
25 ~~other than moneys encumbered under this appropriation before July 26, 2003, until~~

1 ~~such time as the joint committee on legislative organization acts under 2003~~
2 ~~Wisconsin Act 33, section 9133 (2).~~

3 **SECTION 21.** 20.765 (1) (b) of the statutes is amended to read:

4 20.765 (1) (b) *General program operations — senate.* A sum sufficient to carry
5 out the functions of the senate, excluding expenses for legislative documents. No
6 ~~moneys may be expended or encumbered under this appropriation before the~~
7 ~~effective date of the biennial budget act for the 2005-07 fiscal biennium, other than~~
8 ~~moneys encumbered under this appropriation before July 26, 2003, until such time~~
9 ~~as the joint committee on legislative organization acts under 2003 Wisconsin Act 33,~~
10 ~~section 9133 (2).~~

11 **SECTION 22.** 20.765 (1) (d) of the statutes is amended to read:

12 20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative
13 expenses for acquisition, production, retention, sales and distribution of legislative
14 documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), 13.93 (3) and 35.78
15 (1) or the rules of the senate and assembly, except as provided in sub. (3) (em). No
16 ~~moneys may be expended or encumbered under this appropriation before the~~
17 ~~effective date of the biennial budget act for the 2005-07 fiscal biennium, other than~~
18 ~~moneys encumbered under this appropriation before July 26, 2003, until such time~~
19 ~~as the joint committee on legislative organization acts under 2003 Wisconsin Act 33,~~
20 ~~section 9133 (2).~~

21 **SECTION 23.** 20.765 (3) (fa) of the statutes is amended to read:

22 20.765 (3) (fa) *Membership in national associations.* A sum sufficient to be
23 disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature
24 to membership in national organizations including, without limitation because of
25 enumeration, the National Conference of State Legislatures, the National

1 Conference of Commissioners on Uniform State Laws and the National Committee
2 on Uniform Traffic Laws and Ordinances. ~~No moneys may be expended or~~
3 ~~encumbered under this appropriation before the effective date of the biennial budget~~
4 ~~act for the 2005-07 fiscal biennium, other than moneys encumbered under this~~
5 ~~appropriation before July 26, 2003, until such time as the joint committee on~~
6 ~~legislative organization acts under 2003 Wisconsin Act 33, section 9133 (2).~~

7 **SECTION 24.** 20.765 (5) of the statutes is repealed.

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

8 **SECTION 25.** 35.24 (3) of the statutes is amended to read:

9 35.24 (3) Reprints of the feature article shall be bound in paper covers and shall
10 be in such quantity as is authorized for each specific reprint by the joint committee
11 on legislative organization. The cost of reprints shall be paid from the appropriation
12 under s. 20.765 (1) (d) ~~or (5)~~.

13 **SECTION 26.** 35.91 (1) of the statutes is amended to read:

14 35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a price,
15 calculated to the nearest dollar, to be fixed by the department, based on cost plus 75%
16 of the revisor's expenditures under s. 20.765 (3) (a) ~~or (5)~~ during the preceding
17 biennium. The department may sell noncurrent editions of the Wisconsin statutes
18 and Wisconsin annotations at reduced prices to be fixed by it.

19 **SECTION 27.** 35.93 (9) of the statutes is amended to read:

20 35.93 (9) The department shall charge the legislature under s. 20.765 (1) (d)
21 ~~or (5)~~ for the cost of distribution of the code and the register, including the costs
22 specified in s. 35.80, and shall deposit all revenues received from their sale into the
23 general fund.

