

## 2007 DRAFTING REQUEST

### Bill

Received: **09/19/2006**

Received By: **gmalaise**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget 6-5878**

By/Representing: **Dombrowski**

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

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Higher Education - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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### Pre Topic:

DOA:.....Dombrowski, BB0070 -

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### Topic:

TEACH--Expand use of e-rate funds

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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>
/?	gmalaise 09/19/2006	kfollett 09/20/2006		_____			S&L
/P1			rschluet 09/20/2006	_____	lparisi 09/20/2006		S&L
/1	gmalaise 09/29/2006	kfollett 10/03/2006	jfrantze 10/03/2006	_____	mbarman 10/03/2006		

FE Sent For:

<END>

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/?	gmalaise 09/19/2006	kfollett 09/20/2006		_____			S&L
/P1	gmalaise	<i>11/kf</i> <i>10/3</i>	rschluet 09/20/2006	_____	lparisi 09/20/2006		S&L

FE Sent For:

*[Signature]*  
**<END>**

2007 DRAFTING REQUEST

Bill

Received: 09/19/2006

Received By: gmalaise

Wanted: Soon

Identical to LRB:

For: Administration

By/Representing: Martha Kerner

This file may be shown to any legislator: NO

Drafter: gmalaise

May Contact:

Addl. Drafters:

Subject: Higher Education - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: martha.kerner@doa.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

TEACH--Expand use of e-rate funds

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>
/?	gmalaise 09/19/2006	kfollett 09/20/2006		_____			S&L
/P1			rschluet 09/20/2006	_____	lparisi 09/20/2006		

FE Sent For:

<END>

**2007 DRAFTING REQUEST**

**Bill**

Received: **09/19/2006**

Received By: **gmalaise**

Wanted: **Soon**

Identical to LRB:

For: **Administration**

By/Representing: **Martha Kerner**

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

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Higher Education - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **martha.kerner@doa.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

TEACH--Expand use of e-rate funds

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**Instructions:**

See Attached

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**Drafting History:**

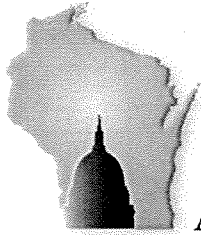
<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:



**WISCONSIN DEPARTMENT OF  
ADMINISTRATION**

**JIM DOYLE**  
GOVERNOR


**STEPHEN E. BABLITCH**  
SECRETARY

Division of Administrative Services  
Post Office Box 7869  
Madison, WI 53707-7869  
Voice (608) 266-2309  
Fax (608) 264-9500

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Date: September 14, 2006

To: Mr. Steve Miller  
Legislative Reference Bureau  
One East Main St., Suite 200

From:   
Martha Kerner, Director  
Bureau of Financial Management  
Division of Administrative Services/DOA  
101 E. Wilson St.

Subject: Drafting of Agency Items for 2007-2009 Budget Bill

Please accept this drafting request for consideration in the Governor's biennial budget submission. Please return agency drafts to my attention, 9th floor, St. Administration Bldg. via Inter-D mail, or electronically if you prefer: [Martha.Kerner@DOA.State.WI.US](mailto:Martha.Kerner@DOA.State.WI.US)

Don't hesitate to contact me if as you or your drafting staff need additional information or clarifications. Thanks.

attachment

cc: John Rothschild, Department Chief Counsel  
Cynthia Dombrowski, SBO

**Department of Administration (agency) Drafting Request  
to the Legislative Reference Bureau**

Draft for Possible 2007-09 Budget Bill Introduction

Draft for Possible Introduction as Department-sponsored or Independent Bill

**Subject: TEACH – Expand use of E-rate Funds**

**Request Date: 9/15/06**

**Reviewed by: Martha Kerner**

**DOA Contact for drafting information (phone): Mary Massey 7-2099**

**Brief Description of Intent:**

Under the TEACH program public schools, private schools, libraries, technical colleges, private colleges, juvenile correctional facilities, and state schools are eligible for state subsidized data and video circuits (the Telecommunications Access Program). The majority of the cost is covered by the state's Universal Service Fund (USF). On behalf of schools and libraries, the state then applies for a partial reimbursement of federal e-rate funds under 47 USC 254. These funds are placed in the appropriation under s.20.505(4)(mp) where they are used for administration of the Telecommunications Access Program and to reimburse telecommunications infrastructure costs under s. 20.505(4)(es) & (et). As the bonds for telecommunications infrastructure costs are retired, the state's payments under (es) & (et) decline and excess e-rate funds are generated. At the same time requests for data and video lines are increasing to the point where the state USF funds will be inadequate to meet demand.

The department wishes to modify the appropriation under s.20.505(4)(mp) to allow use of the e-rate funds to pay for additional telecommunications access to the extent that funds are available after meeting commitments for reimbursing costs incurred under s.20.505(4)(es) & (et). The use of these funds should be restricted to those educational entities eligible for e-rate funding under 47 USC 254.

If possible, the department would like the language written to give TEACH the flexibility to use any excess funds available, after all commitments have been met, to offset costs incurred under the USF appropriations. The order of use would then be:

1. Reimbursing infrastructure loan costs incurred under s.20.505(4)(es) & (et)
2. Administrative costs
3. New or expanded video and data lines under the Telecommunication Access Program
4. Costs incurred in appropriations under sections 20.505<sup>(4)</sup>(s), (t), (tm), (tu) & (tw)

Numbers 3 & 4 should be restricted to entities eligible for the federal e-rate program.

**Related Stat. Citations if appropriate**

Chapter 16, Subchapter IX which authorizes the activities of the Technology for Educational Achievement program

s. 196.218 authorizing the Universal Service Fund



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0262/?

GMM...  
kjf

Agency budget draft

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Soar

Do Not Gen

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

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**OTHER EDUCATIONAL AND CULTURAL AGENCIES**

Under current law, DOA administers an Educational Telecommunications Access Program under which DOA provides, or contracts for provision of, Internet access and two-way interactive video links to educational agencies. Under that program, an educational agency is charged a monthly fee for that access, and any costs incurred by DOA that exceed that monthly fee are paid from the universal service fund, which is a separate trust fund that consists of contributions made by certain telecommunications providers and that is used to promote universal access to telecommunications services (universal service). In addition, DOA receives aid from a federal program that supports universal service, commonly referred to as the E-Rate Program, that DOA uses to pay administrative expenses, to reimburse the Building Commission for public debt incurred in providing educational technology infrastructure to school districts and public libraries (public debt), and to provide additional educational telecommunications access to educational agencies that are eligible for a rate discount under the E-Rate Program, specifically, public or private elementary and secondary schools and public libraries.

This bill permits DOA to use moneys received under the E-Rate Program (E-Rate funds) to make payments to telecommunications providers that provide educational telecommunications access to educational agencies that are eligible for a rate discount under the E-Rate Program. DOA may use E-Rate funds to make



those payments, however, only to the extent that sufficient E-Rate funds for the provision of that access are available after payment of administrative expenses and reimbursement of the Building Commission for public debt.

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

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

**SECTION 1.** 20.505 (4) (mp) of the statutes is amended to read:

20.505 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC 254 for the provision of educational telecommunications access to educational agencies under s. 16.997 to pay administrative expenses relating to the receipt and disbursement of those federal moneys and, to reimburse pars. (es) and (et) as provided in s. 16.995 (3m), and, to the extent that sufficient moneys for the provision of that access are available after payment of those expenses and that reimbursement, to make payments to telecommunications providers that under contracts under s. 16.971 (13), (14), (15), or (16) provide that access to educational agencies that are eligible for a rate discount for telecommunications services under 47 USC 254; and all federal moneys received under 47 USC 254 for the provision of additional educational telecommunications access to educational agencies under s. 16.998 to reduce the rates charged those educational agencies for those services as provided in s. 16.998.

**History:** 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 27 ss. 199, 227 to 229m, 233, 666g to 692, 9456 (3m); 1997 a. 237, 283; 1999 a. 5; 1999 a. 9 ss. 508 to 587d, 9401 (2zt), (2zu); 1999 a. 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905; 2001 a. 104 ss. 21, 141; 2001 a. 109; 2003 a. 33 ss. 364d, 365d, 369d, 370d, 374d, 376d, 378d, 380d to 384d, 567 to 615f, 639, 640, 642d to 644, 2811 to 2813; 2003 a. 48 ss. 10, 11; 2003 a. 84; 2003 a. 139 ss. 9 to 12; 2003 a. 206 s. 23; 2003 a. 326; 2005 a. 25 ss. 389 to 429m, 2493, 2494, 2495, 9401, 9409; 2005 a. 60, 124, 142, 141, 253, 344, 414, 433.

(END)

## 2007-09 Budget Bill Statutory Language Drafting Request

- Topic: TEACH - Expand use of E-rate Funds
- Tracking Code: BB0070
- SBO team: General Govt & Justice
- SBO analyst: Cindy Dombrowski CD
  - Phone: 266-5878
  - Email: cynthia.dombrowski@wisconsin.gov
  
- Agency acronym: DOA
- Agency number: 505
- Priority (Low, Medium, High): Low

The agency sent the attached drafting request prior to September 15<sup>th</sup>. Please now consider it a budget draft.

**Department of Administration (agency) Drafting Request  
to the Legislative Reference Bureau**

- Draft for Possible 2007-09 Budget Bill Introduction
- Draft for Possible Introduction as Department-sponsored or Independent Bill

**Subject: TEACH – Expand use of E-rate Funds**

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If possible, the department would like the language written to give TEACH the flexibility to use any excess funds available, after all commitments have been met, to offset costs incurred under the USF appropriations. The order of use would then be:

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DOA Dombrowski

RMR

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*Analysis by the Legislative Reference Bureau*

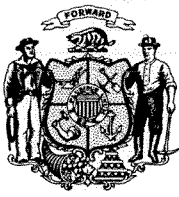
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State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0262/1

GMM:kjf:jf

DOA:.....Dombrowski, BB0070 - TEACH--Expand use of e-rate funds  
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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

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*Analysis by the Legislative Reference Bureau*

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