

2009 DRAFTING REQUEST

Bill

Received: **02/11/2009**

Received By: **rchampag**

Wanted: **Today**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous
State Finance - miscellaneous**

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Grinde, BAB -

Topic:

Legislative oversight of expenditure of federal economic stimulus 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>
/?	rchampag 02/11/2009	csicilia 02/11/2009		_____			State
/1			phenry 02/11/2009	_____	mbarman 02/11/2009		State
/2	agary 02/11/2009	jdye 02/11/2009	phenry 02/11/2009	_____	lparisi 02/11/2009		State
/3	rchampag	kfollett	jfrantze	_____	sbasford		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	02/12/2009	02/12/2009	02/12/2009	_____	02/12/2009		
/4	rchampag 02/12/2009	kfollett 02/12/2009	mduchek 02/12/2009	_____	lparisi 02/12/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **02/11/2009**

Received By: **rchampag**

Wanted: **Today**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous
State Finance - miscellaneous**

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Grinde, BAB -

Topic:

Legislative oversight of expenditure of federal economic stimulus 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>
/?	rchampag 02/11/2009	csicilia 02/11/2009		_____			State
/1			phenry 02/11/2009	_____	mbarman 02/11/2009		State
/2	agary 02/11/2009	jdyer 02/11/2009	phenry 02/11/2009	_____	lparisi 02/11/2009		State
/3	rchampag	kfollett 14/12/09 2/12	jfrantze ND	_____	sbasford		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	02/12/2009	02/12/2009	02/12/2009	_____	02/12/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: 02/11/2009

Received By: rchampag

Wanted: Today

Identical to LRB:

For: Administration-Budget

By/Representing: Grinde

This file may be shown to any legislator: NO

Drafter: rchampag

May Contact:

Addl. Drafters:

Subject: Legislature - miscellaneous
State Finance - miscellaneous

Extra Copies: ARG

Submit via email: YES

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Grinde, BAB -

Topic:

Legislative oversight of expenditure of federal economic stimulus 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>
/?	rchampag 02/11/2009	csicilia 02/11/2009		_____			State
/1			phenry 02/11/2009	_____	mbarman 02/11/2009		State
/2	agary 02/11/2009	jdyer 02/11/2009	phenry 02/11/2009	_____	lparisi 02/11/2009		

13/5F
2/12

7/5/12
2/12

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **02/11/2009**

Received By: **rchampag**

Wanted: **Today**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous
State Finance - miscellaneous**

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Grinde, BAB -

Topic:

Legislative oversight of expenditure of federal economic stimulus 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>
/?	rchampag 02/11/2009	csicilia 02/11/2009		_____			State
/1		1/2 3/11 jld	phery 02/11/2009	_____	mbarman 02/11/2009		

FE Sent For:

ph
mb
<END>

2009 DRAFTING REQUEST

Bill

Received: **02/11/2009**

Received By: **rchampag**

Wanted: **Today**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Grinde**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous
State Finance - miscellaneous**

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Grinde, BAB -

Topic:

Legislative oversight of expenditure of federal economic stimulus 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>
/?	rchampag	195 2/11/09					

FE Sent For:

<END>

Champagne, Rick

From: Grinde, Kirsten - DOA [kirsten.grinde@wisconsin.gov]
Sent: Tuesday, February 10, 2009 6:59 PM
To: Champagne, Rick; Gary, Aaron
Cc: Hanaman, Cathlene; Kraus, Jennifer - DOA; Beadles, Kathleen - DOA
Subject: JCF oversight of federal stimulus language
Importance: High
Attachments: 20090210 LRB 1386 5.pdf

Rick,

Please convert the attached draft (LRB 1386/5) to a Budget Adjustment Bill draft – for inclusion in LRB 1999.

In addition, please make the following modifications:

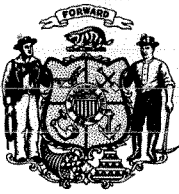
- 1) In (1)(b) Expenditure of federal economic stimulus funds for purposes other than transportation, please add "or plans" after "a plan" on page 2, line 9. Also, on line 11 please change "the plan" to "a plan".
- 2) In (1)(d) State building program enumeration, please modify page 3, line 23, to read "if approved as part of a plan under paragraph (b)," rather than "as part of the plan".
- 3) For (1)(c) Expenditure of federal economic stimulus funds for transportation purposes, please add "or plans" after "a plan" on page 3, line 7. Also, on line 9, please change "the plan" to "a plan".
- 4) In addition, for (1)(c) related to the transportation funds, we have a separate draft that Aaron Gary has been working on (LRB 2008/5) that includes a list of projects advanced by federal economic stimulus funds. Our intention is that the list of projects included there would count as "funds the expenditure of which is contained in any bill introduced...at the request of the governor." Do you need to add a cross reference or would Aaron need to reference this draft? We're not sure whether the drafts would remain separate or if they should be rolled into one.

I will be sending separate instructions to Aaron on LRB 2008/5 to remove the language there relating to the review of allocation plan, since this draft would apply to the federal economic stimulus funds for transportation purposes.

Please let Jenny or me know if you have any questions.

Thanks,

Kirsten



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1380/5

RAC:jld:ph

Now

2009 BILL

DOA

LRB-2073/1

RAC:jld+gjs

- do not join

1 AN ACT relating to: legislative oversight of expenditure of federal economic
2 stimulus funds. ~~the budget~~

Analysis by the Legislative Reference Bureau

This bill increases the legislature's role in approving the expenditure of federal economic stimulus funds during the 2008-09 fiscal year and the 2009-11 fiscal biennium. Under the bill, "federal economic stimulus funds" are defined to mean federal moneys received by the state beginning on the bill's effective date and ending on June 30, 2011, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States. The bill involves the legislature in approving the expenditure of federal economic stimulus funds in two general ways.

First, the bill provides that, as soon as practical after the receipt of any federal economic stimulus funds by the state, the governor must submit to the Joint Committee on Finance (JCF) a plan for the expenditure of the federal economic stimulus funds. After receiving the plan, the cochairpersons of JCF must determine whether the plan is complete. If the cochairpersons determine that the plan is complete, JCF must meet and either approve or modify and approve the plan within 14 days after the cochairpersons determine that the plan is complete. The governor shall then implement the plan as approved by JCF. The bill requires that a separate plan be submitted for transportation expenditures. This process, however, does not apply to federal economic stimulus funds the expenditure of which is contained in any bill introduced in either house of the legislature at the request of the governor.

Second, the bill creates a new procedure for review of the use of federal economic stimulus funds for state building projects. Currently, with certain exceptions, the

or plans are

State Government
STATE FINANCE

BILL

Building Commission is prohibited from authorizing the design, construction, repair, remodeling, or improvement, or the acquisition of land by the state for the construction, repair, remodeling, or improvement of any state building, structure, or facility for any project costing more than \$500,000, regardless of funding source, unless the project is enumerated by law in the Authorized State Building Program.

This bill provides that, if a state building, structure, or facility is proposed to be designed or constructed, if an existing state building, structure, or facility is proposed to be repaired, remodeled, or improved, or if land is proposed to be acquired by the state for any such purpose, and the design, construction, repair, remodeling, improvement, or acquisition is proposed to be financed solely with federal economic stimulus funds, the project, if approved by JCF as part of ~~the~~ plan, is not subject to an enumeration requirement.

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:

SECTION 1. Nonstatutory provisions.

(1) LEGISLATIVE OVERSIGHT OF FEDERAL ECONOMIC STIMULUS FUNDS.

(a) *Definition.* In this subsection, "federal economic stimulus funds" means federal moneys received by the state beginning on the effective date of this subsection and ending on June 30, 2011, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States.

(b) *Expenditure of federal economic stimulus funds for purposes other than transportation.* As soon as practical after the receipt of any federal economic stimulus funds, the governor shall submit to the joint committee on finance a plan for the expenditure of the federal economic stimulus funds for all purposes, other than transportation purposes. After receiving the plan, the cochairpersons of the joint committee on finance jointly shall determine whether the plan is complete. If the cochairpersons determine that the plan is complete, the joint committee on finance shall meet and either approve or modify and approve the plan within 14 days

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14

9131 ; Legislature

or plans

or plans

or plans are

or plans are

or plans

BILL

1 after the cochairpersons determine that the plan ^{or plans are} is complete. The governor shall
 2 then implement the plan ^{or plans} as approved by the committee. This paragraph shall not
 3 apply to federal economic stimulus funds the expenditure of which is contained in
 4 any bill introduced in either house of the legislature at the request of the governor.

(c) *Expenditure of federal economic stimulus funds for transportation purposes.*

6 As soon as practical after the receipt of any federal economic stimulus funds, the
 7 governor shall submit to the joint committee on finance a plan ^{or plans} for the expenditure
 8 of the federal economic stimulus funds for transportation purposes. After receiving

9 the plan ^{or plans}, the cochairpersons of the joint committee on finance jointly shall determine
 10 whether the plan ^{or plans are} is complete. If the cochairpersons determine that the plan ^{or plans are} is

11 complete, the joint committee on finance shall meet and either approve or modify and
 12 approve the plan ^{or plans} within 14 days after the cochairpersons determine that the plan ^{or plans are} is

13 complete. The governor shall then implement the plan ^{or plans} as approved by the
 14 committee. This paragraph shall not apply to federal economic stimulus funds the
 15 expenditure of which is contained in any bill introduced in either house of the
 16 legislature at the request of the governor.

17 (d) *State building program enumeration.* If any state building, structure, or
 18 facility is proposed to be designed or constructed, if any existing state building,
 19 structure, or facility is proposed to be repaired, remodeled, or improved, or if land is
 20 proposed to be acquired by the state for any such construction, repair, remodeling,
 21 or improvement, and the design, construction, repair, remodeling, improvement, or
 22 acquisition is proposed to be financed entirely with federal economic stimulus funds,
 23 the project, if approved as part of ^a ~~the~~ plan under paragraph (b), is not subject to
 24 enumeration as required by section 20.924 of the statutes.

(END)

Champagne, Rick

From: Hanaman, Cathlene
Sent: Thursday, February 12, 2009 12:18 PM
To: Gary, Aaron; Champagne, Rick
Subject: FW: Changes to LRB 2073

Is this for you, RAC, or you, ARG?

-1999 is with Jean in typing. Grab an editor and take him/her to typing if you want to action draft.

From: Grinde, Kirsten - DOA [mailto:kirsten.grinde@wisconsin.gov]
Sent: Thursday, February 12, 2009 12:16 PM
To: Gary, Aaron
Cc: Hanaman, Cathlene; Kraus, Jennifer - DOA
Subject: FW: Changes to LRB 2073

Aaron,

I just called you on this. Please see the language from Liz at the bottom of this e-mail string. The language should apply to both the "funds for other than transportation purposes" and "funds for transportation purposes."

Sorry for the late change. Let me know if you have any questions.

Thanks,

Kirsten

From: Kraus, Jennifer - DOA
Sent: Thursday, February 12, 2009 12:06 PM
To: Grinde, Kirsten - DOA
Cc: Schmiedicke, David P - DOA
Subject: RE:

fyi - an additional tweak to the JCF oversight bill - can you call your drafter? thanks

From: Schmiedicke, David P - DOA
Sent: Thursday, February 12, 2009 12:04 PM
To: Kraus, Jennifer - DOA
Subject: Fw:

No need to call LFB. Just put it in.

Thanks.

Dave

From: Kanninen, Dan - GOV
To: Schmiedicke, David P - DOA

02/12/2009

Sent: Thu Feb 12 11:59:34 2009

Subject: Fw:

From: Stephens, Liz

To: Kanninen, Dan - GOV

Sent: Thu Feb 12 11:45:32 2009

Subject:

If, for any reason, a project cannot be completed on a timely basis or if federal stimulus funds cannot be expended as proposed in the originally approved expenditure plan, the Governor would be required to submit a revised plan to JFC co-chairs. The same process as before would apply from this point forward (JFC has to meet to approve it or the co-chairs can sign off on it as complete).

Liz Stephens

Office of State Senator Mark Miller

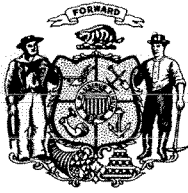
State Capitol

Room 317 East

Madison, WI 53707

PH: (608) 266-9170; (877) 862-4825

FX: (608) 266-5087



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-2073/12
RAC:jld&cjs:ph

RMN

DOA:.....Grinde, BAB - Legislative oversight of expenditure of federal economic stimulus funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Only change p. 3 (I don't think analysis needs change)

d-note

Please see d-note first

✓
1 **don't gen**
AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

STATE FINANCE

This bill increases the legislature's role in approving the expenditure of federal economic stimulus funds during the 2008-09 fiscal year and the 2009-11 fiscal biennium. Under the bill, "federal economic stimulus funds" are defined to mean federal moneys received by the state beginning on the bill's effective date and ending on June 30, 2011, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States. The bill involves the legislature in approving the expenditure of federal economic stimulus funds in two general ways.

First, the bill provides that, as soon as practical after the receipt of any federal economic stimulus funds by the state, the governor must submit to the Joint Committee on Finance (JCF) a plan or plans for the expenditure of the federal economic stimulus funds. After receiving the plan or plans, the cochairpersons of JCF must determine whether the plan or plans are complete. If the cochairpersons determine that the plan or plans are complete, JCF must meet and either approve or modify and approve the plan or plans within 14 days after the cochairpersons determine that the plan is complete. The governor shall then implement the plan

or plans as approved by JCF. The bill requires that a separate plan be submitted for transportation expenditures. This process, however, does not apply to federal economic stimulus funds the expenditure of which is contained in any bill introduced in either house of the legislature at the request of the governor.

Second, the bill creates a new procedure for review of the use of federal economic stimulus funds for state building projects. Currently, with certain exceptions, the Building Commission is prohibited from authorizing the design, construction, repair, remodeling, or improvement, or the acquisition of land by the state for the construction, repair, remodeling, or improvement of any state building, structure, or facility for any project costing more than \$500,000, regardless of funding source, unless the project is enumerated by law in the Authorized State Building Program.

This bill provides that, if a state building, structure, or facility is proposed to be designed or constructed, if an existing state building, structure, or facility is proposed to be repaired, remodeled, or improved, or if land is proposed to be acquired by the state for any such purpose, and the design, construction, repair, remodeling, improvement, or acquisition is proposed to be financed solely with federal economic stimulus funds, the project, if approved by JCF as part of a plan, is not subject to an enumeration requirement.

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 9131. Nonstatutory provisions; Legislature.**

2 (1) LEGISLATIVE OVERSIGHT OF FEDERAL ECONOMIC STIMULUS FUNDS.

3 (a) *Definition.* In this subsection, "federal economic stimulus funds" means
4 federal moneys received by the state beginning on the effective date of this subsection
5 and ending on June 30, 2011, pursuant to federal legislation enacted during the
6 111th Congress for the purpose of reviving the economy of the United States.

7 (b) *Expenditure of federal economic stimulus funds for purposes other than*
8 *transportation.* As soon as practical after the receipt of any federal economic
9 stimulus funds, the governor shall submit to the joint committee on finance a plan
10 or plans for the expenditure of the federal economic stimulus funds for all purposes,
11 other than transportation purposes. After receiving the plan or plans, the

1 cochairpersons of the joint committee on finance jointly shall determine whether the
2 plan or plans are complete. If the cochairpersons determine that the plan or plans
3 are complete, the joint committee on finance shall meet and either approve or modify
4 and approve the plan or plans within 14 days after the cochairpersons determine that
5 the plan or plans are complete. The governor shall then implement the plan or plans
6 as approved by the committee. This paragraph shall not apply to federal economic
7 stimulus funds the expenditure of which is contained in any bill introduced in either
8 house of the legislature at the request of the governor.

9 (c) *Expenditure of federal economic stimulus funds for transportation purposes.*

10 As soon as practical after the receipt of any federal economic stimulus funds, the
11 governor shall submit to the joint committee on finance a plan or plans for the
12 expenditure of the federal economic stimulus funds for transportation purposes.
13 After receiving the plan or plans, the cochairpersons of the joint committee on
14 finance jointly shall determine whether the plan or plans are complete. If the
15 cochairpersons determine that the plan or plans are complete, the joint committee
16 on finance shall meet and either approve or modify and approve the plan or plans
17 within 14 days after the cochairpersons determine that the plan or plans are
18 complete. The governor shall then implement the plan or plans as approved by the
19 committee. This paragraph shall not apply to federal economic stimulus funds the
20 expenditure of which is contained in any bill introduced in either house of the
21 legislature at the request of the governor.

22 (d) *State building program enumeration.* If any state building, structure, or
23 facility is proposed to be designed or constructed, if any existing state building,
24 structure, or facility is proposed to be repaired, remodeled, or improved, or if land is
25 proposed to be acquired by the state for any such construction, repair, remodeling,

CS

including federal economic stimulus funds specified in SECTION 9150(1)

(b) 1. y
of this act

1 or improvement, and the design, construction, repair, remodeling, improvement, or
2 acquisition is proposed to be financed entirely with federal economic stimulus funds,
3 the project, if approved as part of a plan under paragraph (b), is not subject to
4 enumeration as required by section 20.924 of the statutes.

5 (END)

A handwritten note consisting of the word "Note" written in cursive, enclosed within a hand-drawn oval.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2073/2dn

ARG: ^:...

date

Jld

ATTN: Kirsten Grinde

The attached redraft adds to the end of created Section 9131 (1) (c) a cross-reference to the provision from LRB-2008/7, as requested.

CS

of this act

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2073/2dn
ARG:jld:ph

February 11, 2009

ATTN: Kirsten Grinde

The attached redraft adds to the end of created SECTION 9131 (1) (c) of this act a cross-reference to the provision from LRB-2008/7, as requested.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-2073/2/3

RAC:jld&cjs:ph

stays RMR

DOA:.....Grinde, BAB - Legislative oversight of expenditure of federal economic stimulus funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

do not gen

1 AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau

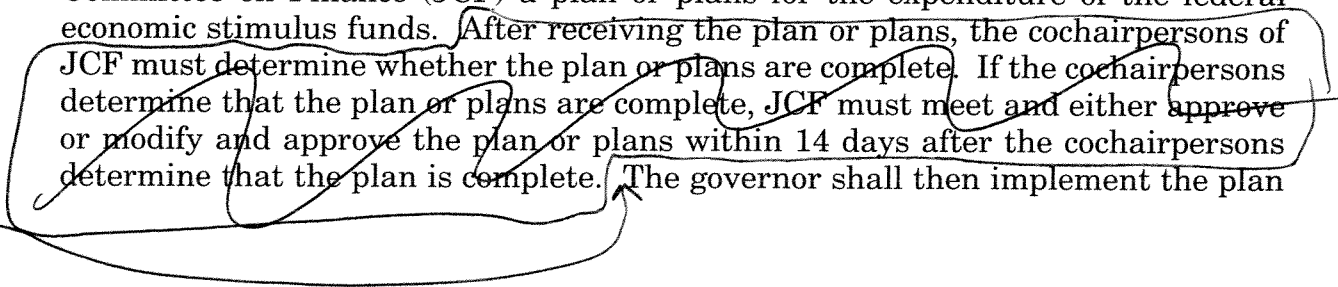
STATE GOVERNMENT

STATE FINANCE

This bill increases the legislature's role in approving the expenditure of federal economic stimulus funds during the 2008-09 fiscal year and the 2009-11 fiscal biennium. Under the bill, "federal economic stimulus funds" are defined to mean federal moneys received by the state beginning on the bill's effective date and ending on June 30, 2011, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States. The bill involves the legislature in approving the expenditure of federal economic stimulus funds in two general ways.

First, the bill provides that, as soon as practical after the receipt of any federal economic stimulus funds by the state, the governor must submit to the Joint Committee on Finance (JCF) a plan or plans for the expenditure of the federal economic stimulus funds. After receiving the plan or plans, the cochairpersons of JCF must determine whether the plan or plans are complete. If the cochairpersons determine that the plan or plans are complete, JCF must meet and either approve or modify and approve the plan or plans within 14 days after the cochairpersons determine that the plan is complete. The governor shall then implement the plan

Intent Analysis



or plans as approved by JCF. The bill requires that a separate plan be submitted for transportation expenditures. This process, however, does not apply to federal economic stimulus funds the expenditure of which is contained in any bill introduced in either house of the legislature at the request of the governor.

Second, the bill creates a new procedure for review of the use of federal economic stimulus funds for state building projects. Currently, with certain exceptions, the Building Commission is prohibited from authorizing the design, construction, repair, remodeling, or improvement, or the acquisition of land by the state for the construction, repair, remodeling, or improvement of any state building, structure, or facility for any project costing more than \$500,000, regardless of funding source, unless the project is enumerated by law in the Authorized State Building Program.

This bill provides that, if a state building, structure, or facility is proposed to be designed or constructed, if an existing state building, structure, or facility is proposed to be repaired, remodeled, or improved, or if land is proposed to be acquired by the state for any such purpose, and the design, construction, repair, remodeling, improvement, or acquisition is proposed to be financed solely with federal economic stimulus funds, the project, if approved by JCF as part of a plan, is not subject to an enumeration requirement.

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 9131. Nonstatutory provisions; Legislature.**

2 (1) LEGISLATIVE OVERSIGHT OF FEDERAL ECONOMIC STIMULUS FUNDS.

3 (a) *Definition.* In this subsection, "federal economic stimulus funds" means
4 federal moneys received by the state beginning on the effective date of this subsection
5 and ending on June 30, 2011, pursuant to federal legislation enacted during the
6 111th Congress for the purpose of reviving the economy of the United States.

7 (b) *Expenditure of federal economic stimulus funds for purposes other than*
8 *transportation.* As soon as practical after the receipt of any federal economic
9 stimulus funds, the governor shall submit to the joint committee on finance a plan
10 or plans for the expenditure of the federal economic stimulus funds for all purposes,
11 other than transportation purposes. ~~After receiving the plan or plans, the~~

Insert 3-6

1 cochairpersons of the joint committee on finance jointly shall determine whether the
2 plan or plans are complete. If the cochairpersons determine that the plan or plans
3 are complete, the joint committee on finance shall meet and either approve or modify
4 and approve the plan or plans within 14 days after the cochairpersons determine that
5 the plan or plans are complete. The governor shall then implement the plan or plans

6 as approved by the committee. This paragraph shall not apply to federal economic
7 stimulus funds the expenditure of which is contained in any bill introduced in either
8 house of the legislature at the request of the governor.

9 (c) *Expenditure of federal economic stimulus funds for transportation purposes.*

10 As soon as practical after the receipt of any federal economic stimulus funds, the
11 governor shall submit to the joint committee on finance a plan or plans for the
12 expenditure of the federal economic stimulus funds for transportation purposes.

13 After receiving the plan or plans, the cochairpersons of the joint committee on
14 finance jointly shall determine whether the plan or plans are complete. If the
15 cochairpersons determine that the plan or plans are complete, the joint committee
16 on finance shall meet and either approve or modify and approve the plan or plans
17 within 14 days after the cochairpersons determine that the plan or plans are
18 complete. The governor shall then implement the plan or plans as approved by the

19 committee. This paragraph shall not apply to federal economic stimulus funds the
20 expenditure of which is contained in any bill introduced in either house of the
21 legislature at the request of the governor, including federal economic stimulus funds
22 specified in SECTION 9150 (1) (b) 1. of this act.

23 (d) *State building program enumeration.* If any state building, structure, or
24 facility is proposed to be designed or constructed, if any existing state building,
25 structure, or facility is proposed to be repaired, remodeled, or improved, or if land is

Insert 3-18

1 proposed to be acquired by the state for any such construction, repair, remodeling,
2 or improvement, and the design, construction, repair, remodeling, improvement, or
3 acquisition is proposed to be financed entirely with federal economic stimulus funds,
4 the project, if approved as part of a plan under paragraph (b), is not subject to
5 enumeration as required by section 20.924 of the statutes.

6

(END)

Insert Analysis:

no # After receiving the plan or plans, the cochairpersons of the joint committee on finance may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons must convene a meeting of the joint committee on finance within 14 days after the plan or plans are submitted to either approve or modify and approve the plan or plans.

Insert 3-6:

no # After receiving the plan or plans, the cochairpersons of the joint committee on finance may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons shall convene a meeting of the joint committee on finance within 14 days after the plan or plans are submitted to either approve or modify and approve the plan or plans.

Insert 3-18:

no # After receiving the plan or plans, the cochairpersons of the joint committee on finance may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons shall convene a meeting of the joint committee on finance within 14 days after the plan or plans are submitted to either approve or modify and approve the plan or plans.

Champagne, Rick

From: Gary, Aaron
Sent: Thursday, February 12, 2009 8:48 AM
To: Champagne, Rick
Subject: FW: LRB Draft: 09-2073/2 Legislative oversight of expenditure of federal economic stimulus funds
Importance: High
Attachments: 09-2073/2.pdf; 09-2073/2dn.pdf

Rick,

This is your draft. Do you want to take a look at this and make appropriate changes or do you want me to take care of it? Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Grinde, Kirsten - DOA [mailto:kirsten.grinde@wisconsin.gov]
Sent: Wednesday, February 11, 2009 6:33 PM
To: Gary, Aaron
Cc: Hanaman, Cathlene; Kraus, Jennifer - DOA
Subject: FW: LRB Draft: 09-2073/2 Legislative oversight of expenditure of federal economic stimulus funds
Importance: High

Aaron,

Please make the following modifications to LRB 2073/2:

- 1) On Page 3, lines 1 to 3, replace "jointly shall determine whether the plan or plans are complete...that the plan or plans are complete," with "may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons shall convene a meeting of"
- 2) On Page 3, line 3, please replace "shall meet and" with "within 14 days after the plan or plans are submitted to"
- 3) On Page 3, lines 4 to 5, please end the sentence after "approve the plan or plans." And delete the language "within 14 days after the cochairpersons determine that the plan or plans are complete."
- 4) On Page 3, lines 14 to 15, please replace "jointly shall determine whether the plan or plans are complete...that the plan or plans are complete," with "may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons shall convene a meeting of"
- 5) On Page 3, lines 16 to 18, please end the sentence after "approve the plan or plans." And delete the language "within 14 days after the cochairpersons determine that the plan or plans are complete."

So the affected language in each paragraph would read:

02/12/2009

"After receiving the plan or plans, the cochairpersons of the joint committee on finance may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons shall convene a meeting of the joint committee on finance within 14 days after the plan or plans are submitted to either approve or modify and approve the plan or plans."

Please let me know if you have any questions.

Thanks,

Kirsten

From: Henry, Patty [mailto:Patty.Henry@legis.wisconsin.gov]

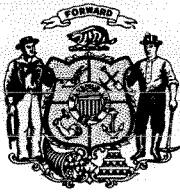
Sent: Wednesday, February 11, 2009 2:23 PM

To: Grinde, Kirsten - DOA

Cc: Hanaman, Cathlene - LEGIS; Beadles, Kathleen - DOA

Subject: LRB Draft: 09-2073/2 Legislative oversight of expenditure of federal economic stimulus funds

Following is the PDF version of draft 09-2073/2.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-2073/3
RAC:jld&cjs:jf

RMK

DOA:.....Grinde, BAB - Legislative oversight of expenditure of federal economic stimulus funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

- does not pass

1 AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

STATE FINANCE

This bill increases the legislature's role in approving the expenditure of federal economic stimulus funds during the 2008-09 fiscal year and the 2009-11 fiscal biennium. Under the bill, "federal economic stimulus funds" are defined to mean federal moneys received by the state beginning on the bill's effective date and ending on June 30, 2011, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States. The bill involves the legislature in approving the expenditure of federal economic stimulus funds in two general ways.

First, the bill provides that, as soon as practical after the receipt of any federal economic stimulus funds by the state, the governor must submit to the Joint Committee on Finance (JCF) a plan or plans for the expenditure of the federal economic stimulus funds. After receiving the plan or plans, the cochairpersons of JCF may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons must convene a meeting of JCF within 14 days after the plan or plans are submitted to either approve or modify and approve the plan or plans. The governor shall then implement the plan

or plans as approved by JCF. The bill requires that a separate plan be submitted for transportation expenditures. This process, however, does not apply to federal economic stimulus funds the expenditure of which is contained in any bill introduced in either house of the legislature at the request of the governor.

Second, the bill creates a new procedure for review of the use of federal economic stimulus funds for state building projects. Currently, with certain exceptions, the Building Commission is prohibited from authorizing the design, construction, repair, remodeling, or improvement, or the acquisition of land by the state for the construction, repair, remodeling, or improvement of any state building, structure, or facility for any project costing more than \$500,000, regardless of funding source, unless the project is enumerated by law in the Authorized State Building Program.

This bill provides that, if a state building, structure, or facility is proposed to be designed or constructed, if an existing state building, structure, or facility is proposed to be repaired, remodeled, or improved, or if land is proposed to be acquired by the state for any such purpose, and the design, construction, repair, remodeling, improvement, or acquisition is proposed to be financed solely with federal economic stimulus funds, the project, if approved by JCF as part of a plan, is not subject to an enumeration requirement.

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 9131. Nonstatutory provisions; Legislature.**

2 (1) LEGISLATIVE OVERSIGHT OF FEDERAL ECONOMIC STIMULUS FUNDS.

3 (a) *Definition.* In this subsection, “federal economic stimulus funds” means
4 federal moneys received by the state beginning on the effective date of this subsection
5 and ending on June 30, 2011, pursuant to federal legislation enacted during the
6 111th Congress for the purpose of reviving the economy of the United States.

7 (b) *Expenditure of federal economic stimulus funds for purposes other than*
8 *transportation.* As soon as practical after the receipt of any federal economic
9 stimulus funds, the governor shall submit to the joint committee on finance a plan
10 or plans for the expenditure of the federal economic stimulus funds for all purposes,
11 other than transportation purposes. After receiving the plan or plans, the

Insert
Budgets

Create
auto
ref

1 cochairpersons of the joint committee on finance may direct the governor to
 2 implement the plan or plans. In lieu of directing the governor to implement the plan
 3 or plans, the cochairpersons shall convene a meeting of the joint committee on
 4 finance within 14 days after the plan or plans are submitted to either approve or
 5 modify and approve the plan or plans. The governor shall then implement the plan
 6 or plans as approved by the committee. This paragraph shall not apply to federal
 7 economic stimulus funds the expenditure of which is contained in any bill introduced
 8 in either house of the legislature at the request of the governor.

9 *Citake auto ref (b)* (c) *Expenditure of federal economic stimulus funds for transportation purposes.*

10 As soon as practical after the receipt of any federal economic stimulus funds, the
 11 governor shall submit to the joint committee on finance a plan or plans for the
 12 expenditure of the federal economic stimulus funds for transportation purposes.
 13 After receiving the plan or plans, the cochairpersons of the joint committee on
 14 finance may direct the governor to implement the plan or plans. In lieu of directing
 15 the governor to implement the plan or plans, the cochairpersons shall convene a
 16 meeting of the joint committee on finance within 14 days after the plan or plans are
 17 submitted to either approve or modify and approve the plan or plans. The governor
 18 shall then implement the plan or plans as approved by the committee. This
 19 paragraph shall not apply to federal economic stimulus funds the expenditure of
 20 which is contained in any bill introduced in either house of the legislature at the
 21 request of the governor, including federal economic stimulus funds specified in
 22 SECTION 9150 (1) (b) 1. of this act.

23 *State building program enumeration.* If any state building, structure, or
 24 facility is proposed to be designed or constructed, if any existing state building,
 25 structure, or facility is proposed to be repaired, remodeled, or improved, or if land is

TRUST 3-22

1 proposed to be acquired by the state for any such construction, repair, remodeling,
2 or improvement, and the design, construction, repair, remodeling, improvement, or
3 acquisition is proposed to be financed entirely with federal economic stimulus funds,
4 the project, if approved as part of a plan under paragraph (b), is not subject to
5 enumeration as required by section 20.924 of the statutes.

6 (END)

Insert Analysis:

not
If for any reason a project specified in a plan cannot be completed on a timely basis, or if federal economic stimulus funds cannot be expended as proposed in the plan, the governor must submit a revised plan to the cochairpersons of ~~the joint committee on finance~~. The revised plan may only be implemented if approved by ~~the joint committee on finance~~ using the procedures specified in this paragraph.

Insert 3-22:

SCF
~~(a)~~ If for any reason a project specified in a plan under paragraph ~~(a)~~ or ~~(b)~~ cannot be completed on a timely basis, or if federal economic stimulus funds cannot be expended as proposed in the plan, the governor shall submit a revised plan to the cochairpersons of the joint committee on finance. The revised plan may only be implemented if approved by the joint committee on finance using the procedure under paragraph ~~(a)~~ or ~~(b)~~, whichever is applicable.

SCF
art. a
art. b
art. a
art. b
I
Revised plan.



DOA:.....Grinde, BAB - Legislative oversight of expenditure of federal economic stimulus funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

STATE FINANCE

This bill increases the legislature's role in approving the expenditure of federal economic stimulus funds during the 2008-09 fiscal year and the 2009-11 fiscal biennium. Under the bill, "federal economic stimulus funds" are defined to mean federal moneys received by the state beginning on the bill's effective date and ending on June 30, 2011, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States. The bill involves the legislature in approving the expenditure of federal economic stimulus funds in two general ways.

First, the bill provides that, as soon as practical after the receipt of any federal economic stimulus funds by the state, the governor must submit to the Joint Committee on Finance (JCF) a plan or plans for the expenditure of the federal economic stimulus funds. After receiving the plan or plans, the cochairpersons of JCF may direct the governor to implement the plan or plans. In lieu of directing the governor to implement the plan or plans, the cochairpersons must convene a meeting of JCF within 14 days after the plan or plans are submitted to either approve or modify and approve the plan or plans. The governor shall then implement the plan

or plans as approved by JCF. The bill requires that a separate plan be submitted for transportation expenditures. This process, however, does not apply to federal economic stimulus funds the expenditure of which is contained in any bill introduced in either house of the legislature at the request of the governor. If for any reason a project specified in a plan cannot be completed on a timely basis, or if federal economic stimulus funds cannot be expended as proposed in the plan, the governor must submit a revised plan to the cochairpersons of JCF. The revised plan may only be implemented if approved by JCF using the procedures specified in this paragraph.

Second, the bill creates a new procedure for review of the use of federal economic stimulus funds for state building projects. Currently, with certain exceptions, the Building Commission is prohibited from authorizing the design, construction, repair, remodeling, or improvement, or the acquisition of land by the state for the construction, repair, remodeling, or improvement of any state building, structure, or facility for any project costing more than \$500,000, regardless of funding source, unless the project is enumerated by law in the Authorized State Building Program.

This bill provides that, if a state building, structure, or facility is proposed to be designed or constructed, if an existing state building, structure, or facility is proposed to be repaired, remodeled, or improved, or if land is proposed to be acquired by the state for any such purpose, and the design, construction, repair, remodeling, improvement, or acquisition is proposed to be financed solely with federal economic stimulus funds, the project, if approved by JCF as part of a plan, is not subject to an enumeration requirement.

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 9131. Nonstatutory provisions; Legislature.**

2 (1) LEGISLATIVE OVERSIGHT OF FEDERAL ECONOMIC STIMULUS FUNDS.

3 (a) *Definition.* In this subsection, “federal economic stimulus funds” means
4 federal moneys received by the state beginning on the effective date of this subsection
5 and ending on June 30, 2011, pursuant to federal legislation enacted during the
6 111th Congress for the purpose of reviving the economy of the United States.

7 (b) *Expenditure of federal economic stimulus funds for purposes other than*
8 *transportation.* As soon as practical after the receipt of any federal economic
9 stimulus funds, the governor shall submit to the joint committee on finance a plan

1 or plans for the expenditure of the federal economic stimulus funds for all purposes,
2 other than transportation purposes. After receiving the plan or plans, the
3 cochairpersons of the joint committee on finance may direct the governor to
4 implement the plan or plans. In lieu of directing the governor to implement the plan
5 or plans, the cochairpersons shall convene a meeting of the joint committee on
6 finance within 14 days after the plan or plans are submitted to either approve or
7 modify and approve the plan or plans. The governor shall then implement the plan
8 or plans as approved by the committee. This paragraph shall not apply to federal
9 economic stimulus funds the expenditure of which is contained in any bill introduced
10 in either house of the legislature at the request of the governor.

11 (c) *Expenditure of federal economic stimulus funds for transportation purposes.*

12 As soon as practical after the receipt of any federal economic stimulus funds, the
13 governor shall submit to the joint committee on finance a plan or plans for the
14 expenditure of the federal economic stimulus funds for transportation purposes.
15 After receiving the plan or plans, the cochairpersons of the joint committee on
16 finance may direct the governor to implement the plan or plans. In lieu of directing
17 the governor to implement the plan or plans, the cochairpersons shall convene a
18 meeting of the joint committee on finance within 14 days after the plan or plans are
19 submitted to either approve or modify and approve the plan or plans. The governor
20 shall then implement the plan or plans as approved by the committee. This
21 paragraph shall not apply to federal economic stimulus funds the expenditure of
22 which is contained in any bill introduced in either house of the legislature at the
23 request of the governor, including federal economic stimulus funds specified in
24 SECTION 9150 (1) (b) 1. of this act.

