

2009 LRB-1999
(Budget Adjustment Bill)
“/P9” → “/P10”

INSERTS

DOA:.....Kraus, BAB004 - Budget Adjustment Bill lapse for 2009-11
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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

*the Investment Board
the Department of
Employee Trust
Funds*

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

STATE FINANCE

*RAC
Analysis*

This bill requires the secretary of administration to lapse or transfer to the general fund from the unencumbered balances of appropriations to executive state agencies, other than sum sufficient appropriations and appropriations of federal revenues, an amount equal to \$125,000,000 before July 1, 2011. Under the bill, all executive branch state agencies, except for ~~SWIB~~ and ~~DETF~~, are subject to the lapse and transfer provisions. The bill also requires the cochairpersons of the Joint Committee on Legislative Organization to take actions before July 1, 2011, to ensure that from general purpose revenue appropriations to the legislature an amount equal to \$500,000 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both. The lapse from appropriations to the legislature is included as part of the \$125,000,000 lapse and transfer 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 9201. Fiscal changes; Administration.**

2 (1) LAPSE OR TRANSFER OF UNENCUMBERED MONEYS IN APPROPRIATION ACCOUNTS
3 AND FUNDS.

4 (a) In this subsection, "executive branch state agency" means any office,
5 department, or independent agency in the executive branch of state government, but
6 does not include the investment board or the department of employee trust funds.

7 (b) Notwithstanding section 20.001 (3) (a) to (c) and 25.40 (3) of the statutes,
8 but subject to paragraph (c), the secretary of administration shall lapse or transfer
9 to the general fund from the unencumbered balances of appropriations to executive
10 branch state agencies, other than sum sufficient appropriations and appropriations
11 of federal revenues, an amount equal to \$125,000,000 before July 1, 2011, less the
12 amount lapsed under paragraph (c) 3. The amounts lapsed or transferred under this
13 paragraph shall be in addition to the amounts lapsed or transferred under 2007
14 Wisconsin Act 20, section 9201 (1c) (a) to (c).

15 (c) 1. The secretary of administration may not lapse or transfer moneys under
16 paragraph (b) if the lapse or transfer would violate a condition imposed by the federal
17 government on the expenditure of the moneys or if the lapse or transfer would violate
18 the federal or state constitution.

19 2. The secretary of administration may not lapse or transfer moneys under
20 paragraph (b) from an appropriation to the department of transportation under
21 section 20.395 (3) (bq), (cq), and (cr) of the statutes, other than moneys for
22 department operations and services engaged under section 84.01 (13) of the statutes.

23 3. The cochairpersons of the joint committee on legislative organization shall
24 take actions before July 1, 2011, to ensure that from general purpose revenue
25 appropriations to the legislature under section 20.765 of the statutes an amount

396-19



396-19
end
1 equal to \$500,000 is lapsed from sum certain appropriation accounts or is subtracted
2 from the expenditure estimates for any other types of appropriations, or both.

3 (END)