

2013 DRAFTING REQUEST

Bill

Received: 3/25/2013
Wanted: As time permits
For: Sheila Harsdorf (608) 266-7745
May Contact:
Subject: State Finance - miscellaneous

Received By: rchampag
Same as LRB:
By/Representing: Matt
Drafter: rchampag
Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Sen.Harsdorf@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Use of Moneys in Budget Stabilization Fund

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 3/27/2013			_____			
/1	rchampag 4/8/2013	kfollett 4/3/2013	jfrantze 4/3/2013	_____	lparisi 4/3/2013		
/2		kfollett 4/9/2013	rschluet 4/9/2013	_____	lparisi 4/9/2013	sbasford 4/10/2013	

FE Sent For:

*None
needed*

<END>

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/?	rchampag	11/5 4/3		4/3			

FE Sent For:

<END>

Champagne, Rick

From: Wuebke, Matt
Sent: Monday, March 25, 2013 10:13 AM
To: Champagne, Rick
Subject: Email from LRB Website

Hi Rick,

We would like to make a drafting request that I believe would fall under one of the areas you work on. We would like to get a bill draft that would reinstate the statutory language relating to the permissible use of funds in the budget stabilization fund. According to information we received from the Fiscal Bureau, it appears that there was language enacted as part of the authorizing act for the budget stabilization fund (1985 Act 120) that reserved moneys in the account for periods of below-normal economic activity when actual state revenues fall below estimated revenues under the budget act. This restriction on use of the rainy day fund was repealed under 2001 Act 16.

If you could put together a draft that would create this statutory limit again, that would be great.

Thanks,

Matt Wuebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745

- 871 -

from the appropriation under s. 20.566 (8) (wc) to the general fund.

SECTION 59m. 20.855 (4) (r) of the statutes is created to read:

20.855 (4) (r) *Transfer from the transportation fund to the general fund.* From the transportation fund, the amounts in the schedule to be paid into the general fund. The amounts may be paid at such intervals during each fiscal year as the secretary of administration deems appropriate or necessary.

SECTION 59n. 20.855 (4) (r) of the statutes, as created by 1985 Wisconsin Act (this act), is repealed.

SECTION 60. 20.866 (2) (tn) of the statutes, as affected by 1985 Wisconsin Act 29, is amended to read:

20.866 (2) (tn) *Natural resources; pollution abatement and sewage collection facilities.* From the capital improvement fund, a sum sufficient to the department of natural resources to acquire, construct, develop, enlarge or improve point source water pollution abatement facilities and sewage collection facilities under s. 144.24 including eligible engineering design costs. Payments may be made from this appropriation for capital improvement expenditures and for payment of capital improvement encumbrances authorized under s. 144.24 regardless of when encumbrances were incurred. The state may contract public debt in an amount not to exceed \$547,711,400 \$604,711,400 for this purpose.

SECTION 60m. 20.866 (2) (ts) of the statutes, as affected by 1985 Wisconsin Act 29, is amended to read:

20.866 (2) (ts) *Natural resources; land acquisition.* From the capital improvement fund, a sum sufficient for the department of natural resources for outdoor recreation land acquisition activities and for acquiring, constructing, developing, enlarging and improving state recreation facilities. The state may contract public debt in an amount not to exceed \$25,653,600 for this purpose.

SECTION 61. 20.875 of the statutes is created to read:

20.875 Budget stabilization fund. (1) TRANSFERS TO FUND. There is appropriated to the budget stabilization fund:

(a) *General fund transfer.* The amounts in the schedule to be transferred no later than June 30 of each fiscal year.

(2) TRANSFERS FROM FUND. There is appropriated from the budget stabilization fund to the general fund:

(q) *Budget stabilization fund transfer.* The amounts in the schedule to be transferred no later than October 15 of each year.

SECTION 61m. 20.913 (1) (b) of the statutes is amended to read:

20.913 (1) (b) *Excess tax payments.* Taxes collected in excess of lawful taxation, when claims therefor have been established as provided in ss. 71.10 (10) and (11).

71.11 (19), 71.12 (2), 72.24, 74.73, 76.13 (3), 76.38, 76.39, 78.19, 78.20, 78.75, 139.098, 139.12, 139.36, 139.39 (4) and 168.12 (2), (3) and (4).

~~SECTION 61r. 20.923 (4) (b) of the statutes is repealed.~~ **Vetoed in Part**

SECTION 62. 25.17 (1) (ap) of the statutes is created to read:

25.17 (1) (ap) Budget stabilization fund (s. 25.60);

SECTION 63. 25.38 (1) (intro.) of the statutes, as created by 1985 Wisconsin Act 29, is amended to read:

25.38 (1) (intro.) There is established a separate ~~non-lapsible~~ trust fund designated as the elderly property tax deferral fund that shall consist of the following:

SECTION 64. 25.38 (1) (b) of the statutes, as created by Wisconsin Act 29, is repealed.

SECTION 65. 25.38 (2) of the statutes, as created by 1985 Wisconsin Act 29, is amended to read:

25.38 (2) Moneys from this trust fund shall be used only for the program under subch. IV of ch. 77, including payment to the department of revenue for its costs incurred in administering that program, and for transfer to the appropriation under s. 20.566 (8) (wc), except that on the effective date specified in SECTION 3204 (intro.) of this act [revisor inserts date], \$7,500,000 in the fund from the loan under sub. (1) (a) shall lapse to the general fund.

SECTION 66. 25.40 (1) (h) of the statutes is repealed.

SECTION 67. 25.60 of the statutes is created to read:

25.60 Budget stabilization fund. All moneys appropriated under s. 20.875 (1), less moneys appropriated under s. 20.875 (2), constitute the budget stabilization fund. Moneys in this fund are reserved to provide state revenue stability during periods of below-normal economic activity when actual state revenues are lower than estimated revenues under s. 20.005 (1).

~~SECTION 67g. 36.09 (1) (g) of the statutes is amended to read:~~ **Vetoed in Part**

~~36.09 (1) (g) The board shall not create or open, have any university or center unless specifically authorized by the legislature in each instance. If the board discontinues any university or center, any savings realized may be retained by the board.~~

SECTION 67m. 36.11 (16) of the statutes, as created by 1985 Wisconsin Act 62, is amended to read:

36.11 (16) COMMENCEMENT OF FALL SEMESTER. The board shall ensure that no fall semester classes at any center or institution within the system, except the medical school, ~~commences fall semester classes and 4th year classes at the school of veterinary medicine, commence until after September 1.~~

~~SECTION 67v. 38.14 (4) of the statutes is amended to read:~~ **Vetoe in Pa**

~~38.14 (4) GIFTS AND GRANTS. The district board may accept gifts, grants and bequests to be used in the execution of its functions and may accept grants to~~



gf

2013 BILL

- gen. cat.

1 AN ACT ...; relating to: uses of moneys in the budget stabilization fund.

Analysis by the Legislative Reference Bureau

X
X Under current law, there exists a budget stabilization fund. When the fund was initially created in 1985 Wisconsin Act 120, the act provided that moneys in the budget stabilization fund were reserved to provide state revenue stability during periods of below-normal economic activity when actual state revenues were lower than estimated revenues. This expenditure provision was eliminated in 2001 Act 16. This bill restores the original restriction on expenditures from the budget stabilization fund. Wisconsin

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

2 SECTION 1. 25.60 of the statutes is amended to read:

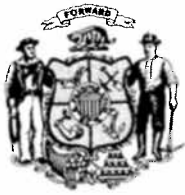
3 **25.60 Budget stabilization fund.** There is created a separate nonlapsible
4 trust fund designated as the budget stabilization fund, consisting of moneys
5 transferred to the fund from the general fund under ss. 13.48 (14) (c), 16.518 (3), and
6 16.72 (4) (b). Moneys in the budget stabilization fund are reserved to provide state

BILL

1 revenue stability during periods of below-normal economic activity when actual
2 state revenues are lower than estimated revenues under s. 20.005 (1).

3 **History:** 1985 a. 120; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20.

(END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1976/1

RAC:kjf:jf

SCM
2013 BILL

RMR

reyn

1 AN ACT to amend 25.60 of the statutes; relating to: uses of moneys in the budget
2 stabilization fund.

Analysis by the Legislative Reference Bureau

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BILL

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3

(END)

than

Basford, Sarah

From: Wuebke, Matt
Sent: Tuesday, April 09, 2013 5:56 PM
To: LRB.Legal
Subject: Draft Review: LRB -1976/2 Topic: Use of Moneys in Budget Stabilization Fund

Please Jacket LRB -1976/2 for the SENATE.