

2015 DRAFTING REQUEST

Bill

Received: **9/23/2014** Received By: **phurley**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget** By/Representing: **Potts**
May Contact: Drafter: **phurley**
Subject: **Justice - criminal** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **sbostatlanguage@webapps.wi.gov**

Pre Topic:

DOA:.....Potts, BB0027 -

Topic:

Transfer of funds to district attorneys

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>
/P1	phurley 9/30/2014	kfollett 9/26/2014	rschluet 9/26/2014	_____	srose 9/26/2014		
/P2	phurley 1/28/2015	kfollett 10/1/2014	rschluet 10/1/2014	_____	srose 10/1/2014		
/P3	phurley 1/28/2015	csicilia 1/28/2015	rschluet 1/28/2015	_____	lparisi 1/28/2015		

FE Sent For:

<END>

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/P1	phurley 9/30/2014	kfollett 9/26/2014	rschluet 9/26/2014	_____	srose 9/26/2014		
/P2		kfollett 10/1/2014	rschluet 10/1/2014	_____	srose 10/1/2014		

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/P1	phurley 9/24/2014	kfollett 9/26/2014 1P2kF 9/30	rschluet 9/26/2014 1P2kF 9/30		srose 9/26/2014		

FE Sent For: **<END>**

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/P1 phurley

1P/15F
9/26

1P/15F
9/26



FE Sent For:

<END>

Hurley, Peggy

From: Hanaman, Cathlene
Sent: Tuesday, September 23, 2014 1:03 PM
To: Hurley, Peggy; Hanaman, Cathlene
Subject: FW: Statutory Language Drafting Request - BB0027

From: andrew.potts@wisconsin.gov [mailto:andrew.potts@wisconsin.gov]
Sent: Tuesday, September 23, 2014 1:00 PM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Potts, Andrew R - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0027

Biennial Budget: 2015-17

DOA Tracking Code: BB0027

Topic: Transfer of Funds from DOJ to DAs

SBO Team: AEJ

SBO Analyst: Potts, Andrew
Phone: 608-267-0370
E-mail: andrew.potts@wisconsin.gov

Agency Acronym: DOJ

Agency Number: 455

Priority: Medium

Intent:

Under current law, DOJ transfers funds from 20.455(2)(Lm) to 20.455(2)(kd). Some of the funds transferred to 20.455(2)(kd) are then transferred to the District Attorneys through 20.475(1)(km).

Allow a direct transfer of funds from 20.455(2)(Lm) to 20.475(1)(km) and delete the reference of a transfer funds to 20.475(1)(km) from 20.455(2)(kd).

Attachments: False

Please send completed drafts to SBOSTatlanguage@webapps.wi.gov

Hurley, Peggy

From: Potts, Andrew R - DOA <Andrew.Potts@wisconsin.gov>
Sent: Tuesday, September 23, 2014 4:18 PM
To: Hurley, Peggy
Subject: Drafting Question - BB0027

Hi Peggy

Yes, please keep the lapse to (2)(Lm) from (2)(kd) in the bill draft.

Thanks,

Andy

Andrew R. Potts

*Executive Budget and Policy Analyst
Wisconsin Department of Administration
State Budget Office
(608) 267-0370*



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0240/P1
PJH: k

of

DOA:.....Potts, BB0027 – Transfer of funds to district attorneys

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

9.24

Don't Gen

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT ✓

OTHER STATE GOVERNMENT ✓

Under current law, DOJ transfers funds from its appropriation for crime laboratories and deoxyribonucleic acid (DNA) analysis to its appropriation for drug law enforcement, regional crime laboratories, and genetic evidence activities. A portion of the funds transferred to the appropriation for drug law enforcement, regional crime laboratories, and genetic evidence activities is transferred to the appropriation for district attorneys for activities related to DNA.

The bill allows DOJ to transfer funds directly from its appropriation for crime laboratories and deoxyribonucleic acid (DNA) analysis to the appropriation for district attorneys for activities related to DNA.

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

2 SECTION 1. 20.455 (2) (kd) of the statutes is amended to read:

3 20.455 (2) (kd) *Drug law enforcement, crime laboratories, and genetic evidence*

4 *activities.* The amounts in the schedule for activities relating to drug law

1 enforcement, drug law violation prosecution assistance, and activities of the state
 2 and regional crime laboratories, ~~and for transferring to the appropriation account~~
 3 ~~under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km). All~~
 4 ~~moneys transferred to this appropriation from the appropriation account under par.~~
 5 ~~(Lm) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3)~~
 6 ~~(a), the unencumbered balance on June 30 of each year shall revert to the~~
 7 ~~appropriation account under par. (Lm).~~

History: 1971 c. 125; 1973 c. 90, 336; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 29, 418; 1979 c. 34 ss. 286m, 290, 523 to 526; 1979 c. 189, 219, 355; 1981 c. 20, 169; 1983 a. 27 ss. 427 to 430, 1800; 1983 a. 199, 523; 1985 a. 29, 120; 1987 a. 27, 326, 399; 1989 a. 31, 122, 336; 1991 a. 11, 39, 269; 1993 a. 16, 98, 193, 460, 496; 1995 a. 27 ss. 1014h to 1029, 9126 (19), 9130 (4); 1995 a. 227; 1997 a. 27, 237; 1999 a. 5, 9, 186; 2001 a. 16, 109; 2003 a. 33, 139, 309, 326; 2005 a. 25 ss. 356c to 363r, 415m to 415v, 415w, 416g, 416h; 2005 a. 60, 254, 433; 2007 a. 1; 2007 a. 20 ss. 482 to 500, 9121 (6) (a); 2007 a. 200; 2009 a. 28, 179, 358; 2011 a. 32, 35; 2013 a. 1; 2013 a. 20 ss. 379m to 396, 435, 436, 438 to 443, 445, 446, 448 to 450; 2013 a. 173, 263.

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

8 **SECTION 2.** 20.455 (2) (Lm) of the statutes is amended to read:

9 20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys
 10 received from crime laboratories and drug law enforcement surcharges authorized
 11 under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s.
 12 973.046 (1r) to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay
 13 for the costs of mailing and materials under s. 165.76 for the submission of biological
 14 specimens by the departments of corrections and health services and by persons in
 15 charge of law enforcement and tribal law enforcement agencies, and to transfer to
 16 the appropriation account under ~~par. (kd)~~ s. 20.475 (1) (km) the amounts in the
 17 schedule under ~~par. (kd)~~ s. 20.475 (1) (km).

History: 1971 c. 125; 1973 c. 90, 336; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 29, 418; 1979 c. 34 ss. 286m, 290, 523 to 526; 1979 c. 189, 219, 355; 1981 c. 20, 169; 1983 a. 27 ss. 427 to 430, 1800; 1983 a. 199, 523; 1985 a. 29, 120; 1987 a. 27, 326, 399; 1989 a. 31, 122, 336; 1991 a. 11, 39, 269; 1993 a. 16, 98, 193, 460, 496; 1995 a. 27 ss. 1014h to 1029, 9126 (19), 9130 (4); 1995 a. 227; 1997 a. 27, 237; 1999 a. 5, 9, 186; 2001 a. 16, 109; 2003 a. 33, 139, 309, 326; 2005 a. 25 ss. 356c to 363r, 415m to 415v, 415w, 416g, 416h; 2005 a. 60, 254, 433; 2007 a. 1; 2007 a. 20 ss. 482 to 500, 9121 (6) (a); 2007 a. 200; 2009 a. 28, 179, 358; 2011 a. 32, 35; 2013 a. 1; 2013 a. 20 ss. 379m to 396, 435, 436, 438 to 443, 445, 446, 448 to 450; 2013 a. 173, 263.

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

18 **SECTION 3.** 20.475 (1) (km) of the statutes is amended to read:

19 20.475 (1) (km) *Deoxyribonucleic acid evidence activities.* The amounts in the
 20 schedule for deoxyribonucleic acid evidence activities. All moneys transferred to this

1 appropriation ^{account} from the appropriation account under s. 20.455 (2) (kd) (Lm) ^{no strike} for the ^{plain} purpose of this appropriation ^{change} shall be credited to this appropriation account. ^{plan}

2

3 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year

4 shall revert to the appropriation account under s. 20.455 (2) (Lm).

History: 1989 a. 31, 117, 122; 336; 1991 a. 39; 1993 a. 16; 1995 a. 27, 448; 1999 a. 9; 2001 a. 16; 2003 a. 33, 139, 326; 2005 a. 25; 2009 a. 28; 2011 a. 238; 2013 a. 20.

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

5 SECTION 4. 165.755 (7) of the statutes is amended to read:

6 165.755 (7) All moneys collected from crime laboratories and drug law

7 enforcement surcharges under this section shall be deposited by the secretary of

8 administration and used as specified in s. 20.455 (2) (kd) and (Lm) and s. 20.475 (1)

9 (km).

History: 1997 a. 27; 1999 a. 9, 72; 1999 a. 150 s. 672; 2001 a. 16; 2003 a. 30, 33, 139, 268, 326, 327; 2005 a. 25, 455; 2009 a. 12, 28, 100, 276; 2011 a. 260.

10

(END)



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0240/PI
PJH:kjf:rs

Handwritten initials and marks

DOA:.....Potts, BB0027 - Transfer of funds to district attorneys

FOR 2015-2017 BUDGET — NOT READY FOR INTRODUCTION

Don't Gen

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

Under current law, DOJ transfers funds from its appropriation for crime laboratories and deoxyribonucleic acid (DNA) analysis to its appropriation for drug law enforcement, regional crime laboratories, and genetic evidence activities. A portion of the funds transferred to the appropriation for drug law enforcement, regional crime laboratories, and genetic evidence activities is transferred to the appropriation for district attorneys for activities related to DNA.

The bill allows DOJ to transfer funds directly from its appropriation for crime laboratories and DNA analysis to the appropriation for district attorneys for activities related to DNA.

Under this bill, DOJ instead transfers

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

2 **SECTION 1.** 20.455 (2) (kd) of the statutes is amended to read:

3 20.455 (2) (kd) *Drug law enforcement, crime laboratories, and genetic evidence*
4 *activities.* The amounts in the schedule for activities relating to drug law

account

no strike

no strike

1 enforcement, drug law violation prosecution assistance, and activities of the state
 2 and regional crime laboratories, and for ~~transferring to the appropriation account~~
 3 ~~under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km).~~ All
 4 moneys transferred to this appropriation from the appropriation account under par.
 5 (Lm) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3)
 6 (a), the unencumbered balance on June 30 of each year shall revert to the
 7 appropriation account under par. (Lm).

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

8 SECTION 2. 20.455 (2) (Lm) of the statutes is amended to read:

9 20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys
 10 received from crime laboratories and drug law enforcement surcharges authorized
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 12 973.046 (1r) to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay
 13 for the costs of mailing and materials under s. 165.76 for the submission of biological
 14 specimens by the departments of corrections and health services and by persons in
 15 charge of law enforcement and tribal law enforcement agencies, and to transfer to
 16 the appropriation accounts ~~account~~ under par. ~~(kd)~~ and s. 20.475 (1) (km) the amounts in the
 17 schedule under par. ~~(kd)~~ and s. 20.475 (1) (km).

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19 20.475 (1) (km) *Deoxyribonucleic acid evidence activities.* The amounts in the
 20 schedule for deoxyribonucleic acid evidence activities. All moneys transferred to this
 21 appropriation account from the appropriation account under s. 20.455 (2) (kd) (Lm)
 22 ~~for the purpose of this appropriation~~ shall be credited to this appropriation account.

(Lm)

1 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
2 shall revert to the appropriation account under s. 20.455 (2) (Lm).

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

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5 enforcement surcharges under this section shall be deposited by the secretary of
6 administration and used as specified in s. ^{ss.}20.455 (2) ~~(kd)~~ and (Lm) and ~~s.~~ ^{no strike} 20.475 (1)
7 (km).

8 (END)



State of Wisconsin
2015 - 2016 LEGISLATURE

TODAY

LRB-0240/P2
PJH:kjf:rs

P3
stays 1M

DOA:.....Potts, BB0027 - Transfer of funds to district attorneys

FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

off notes

0-note

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

head
JUSTICE

Analysis by the Legislative Reference Bureau
STATE GOVERNMENT
OTHER STATE GOVERNMENT

Under current law, DOJ transfers funds from its appropriation for crime laboratories and deoxyribonucleic acid (DNA) analysis to its appropriation for drug law enforcement, regional crime laboratories, and genetic evidence activities. A portion of the funds transferred to the appropriation for drug law enforcement, regional crime laboratories, and genetic evidence activities is transferred to the appropriation for district attorneys for activities related to DNA.

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1 enforcement, drug law violation prosecution assistance, and activities of the state
 2 and regional crime laboratories, ~~and for transferring to the appropriation account~~
 3 ~~under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km).~~ All
 4 moneys transferred to this appropriation account from the appropriation account
 5 under par. (Lm) shall be credited to this appropriation account. Notwithstanding s.
 6 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
 7 appropriation account under par. (Lm).

*To transfer to the appropriation account
 under par. (j) the amounts in the
 schedule under par. (j)*

8 **SECTION 2.** 20.455 (2) (Lm) of the statutes is amended to read:

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 14 specimens by the departments of corrections and health services and by persons in
 15 charge of law enforcement and tribal law enforcement agencies, and to transfer to
 16 the appropriation ~~account~~ accounts under par. (kd) and s. 20.475 (1) (km) the
 17 amounts in the schedule under par. (kd) and s. 20.475 (1) (km).

*Insert
 2/17*

18 **SECTION 3.** 20.475 (1) (km) of the statutes is amended to read:

19 20.475 (1) (km) *Deoxyribonucleic acid evidence activities.* The amounts in the
 20 schedule for deoxyribonucleic acid evidence activities. All moneys transferred to this
 21 appropriation account from the appropriation account under s. 20.455 (2) (kd) for the
 22 purpose of this appropriation (Lm) shall be credited to this appropriation account.
 23 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
 24 shall revert to the appropriation account under s. 20.455 (2) (Lm).

25 **SECTION 4.** 165.755 (7) of the statutes is amended to read:

**2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0240/P3ins
PJH:kjf:rs

INSERT 2.17:

***NOTE: This is reconciled s. 20.455 (2) (Lm). This SECTION has been affected by drafts with the following LRB numbers: - 0240/P2 and - 1058/P1.

INSERT 3.5:

***NOTE: This is reconciled s. 165.755 (7). This SECTION has been affected by drafts with the following LRB numbers: - 0240/P2 and - 1058/P1.

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

LRB-0240/P2dn
PJH:kjfrs

h
cjs

date

IP2 *IP1*
This draft reconciles LRB-0240 and LRB-1058. Both of these drafts should continue to appear in the compiled bill.

Peggy J. Hurley
Senior Legislative Attorney
(608) 266-8906
peggy.hurley@legis.wisconsin.gov

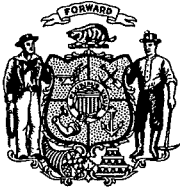
**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0240/P3dn
PJH:cjs:rs

January 28, 2015

This draft reconciles LRB-0240/P2 and LRB-1058/P1. Both of these drafts should continue to appear in the compiled bill.

Peggy J. Hurley
Senior Legislative Attorney
(608) 266-8906
peggy.hurley@legis.wisconsin.gov



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-0240/P3
PJH:kjfrs

DOA:.....Potts, BB0027 – Transfer of funds to district attorneys

FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

JUSTICE

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4 *activities.* The amounts in the schedule for activities relating to drug law

1 enforcement, drug law violation prosecution assistance, and activities of the state
2 and regional crime laboratories, ~~and for transferring to the appropriation account~~
3 ~~under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km).~~ All
4 moneys transferred to this appropriation account from the appropriation account
5 under par. (Lm) shall be credited to this appropriation account. Notwithstanding s.
6 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
7 appropriation account under par. (Lm).

8 **SECTION 2.** 20.455 (2) (Lm) of the statutes is amended to read:

9 20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys
10 received from crime laboratories and drug law enforcement surcharges authorized
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12 973.046 (1r) to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay
13 for the costs of mailing and materials under s. 165.76 for the submission of biological
14 specimens by the departments of corrections and health services and by persons in
15 charge of law enforcement and tribal law enforcement agencies, to transfer to the
16 appropriation account under par. (jb) the amounts in the schedule under par. (jb), and
17 to transfer to the appropriation account accounts under par. (kd) and s. 20.475 (1)
18 (km) the amounts in the schedule under par. (kd) and s. 20.475 (1) (km).

****NOTE: This is reconciled s. 20.455 (2) (Lm). This SECTION has been affected by
drafts with the following LRB numbers: - 0240/P2 and - 1058/P1.

19 **SECTION 3.** 20.475 (1) (km) of the statutes is amended to read:

20 20.475 (1) (km) *Deoxyribonucleic acid evidence activities.* The amounts in the
21 schedule for deoxyribonucleic acid evidence activities. All moneys transferred to this
22 appropriation account from the appropriation account under s. 20.455 (2) (kd) for the
23 purpose of this appropriation (Lm) shall be credited to this appropriation account.

1 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
2 shall revert to the appropriation account under s. 20.455 (2) (Lm).

3 SECTION 4. 165.755 (7) of the statutes is amended to read:

4 165.755 (7) All moneys collected from crime laboratories and drug law
5 enforcement surcharges under this section shall be deposited by the secretary of
6 administration and used as specified in ~~s. ss.~~ 20.455 (2) (jb), (kd), and (Lm) and
7 20.475 (1) (km).

****NOTE: This is reconciled s. 165.755 (7). This SECTION has been affected by drafts
with the following LRB numbers: - 0240/P2 and - 1058/P1.

8

(END)