

2019 DRAFTING REQUEST**Assembly Amendment (AA-AB56)**

For: **Legislative Fiscal Bureau** Drafter: **zwyatt**
 By: **Horton** Secondary Drafters:
 Date: **6/7/2019** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email:
 Carbon copy (CC) to: **zachary.wyatt@legis.wisconsin.gov**
eric.mueller@legis.wisconsin.gov
al.runde@legis.wisconsin.gov
ryan.horton@legis.wisconsin.gov
joseph.kreye@legis.wisconsin.gov

Pre Topic:

LFB:.....Horton -

Topic:

Retailer refunds for evaporation

Instructions:

Eliminate the 0.5% retailer's refund for the motor vehicle fuel tax paid on gasoline received to cover shrinkage and evaporation losses (from omnibus motion).

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	zwyatt 6/7/2019	kfollett 6/7/2019			
/P1	zwyatt 6/11/2019	kfollett 6/11/2019	lparisi 6/7/2019		
/P2	zwyatt 6/11/2019	kfollett 6/11/2019	mbarman 6/11/2019		

Vers. Drafted

Reviewed

Submitted

Jacketed

Required

/P3

jmurphy
6/11/2019

FE Sent For:

<END>

months of revenue and by \$6,675,100 SEG-REV in 2020-21.

Evm 5. *Deposit Revenue from One-Cent of Petroleum Inspection Fee to Transportation Fund.* Deposit the revenue from one-cent of the two-cent petroleum inspection fee to the transportation fund in each year, effective on July 1, 2020. Make the following modifications to the amount of estimated petroleum inspection fee revenue provided to the transportation fund: (a) a decrease of \$884,900 in 2019-20, as reestimated under current law; and (b) an increase of \$3,175,000 SEG-REV, as reestimated and affected by this item.

~~2021~~ 6. *Eliminate Licensed Motor Vehicle Fuel Suppliers Administrative Allowance.* (LFB Paper #695). Effective October 1, 2019, eliminate the 1.35% administrative allowance that licensed motor vehicle fuel suppliers may deduct when remitting the fuel tax on gasoline. Increase estimated transportation fund revenue by \$8,400,000 SEG-REV in 2019-20 and by \$11,300,000 SEG-REV in 2020-21.

and 1.25 transfer whole/supplier

~~2021~~ 7. *Eliminate Retailer Refunds for Evaporation.* (LFB Paper #695). Effective October 1, 2019, eliminate the 0.5% retailer's refund for the motor vehicle fuel tax paid on gasoline received into a service station operator's storage facilities to cover shrinkage and evaporation losses. Increase estimated transportation fund revenue by \$3,100,000 SEG-REV in 2019-20 and by \$4,200,000 SEG-REV in 2020-21.

Evm 8. *Mileage-Based Fee Study.* Provide the Department \$2,500,000 SEG in 2019-20 to do the following: (a) enter into a contract not to exceed \$2,500,000 for a mileage-based fee study that would outline the policies, procedures, and operations needed to implement such fees; and (b) a traffic and revenue analysis associated with such fees. Require the firm under contract for this study to report its findings to DOT and each house of the Legislature by December 1, 2022. Require DOT to submit a recommendation on an implementation plan for a mileage-based fee to the Joint Committee on Finance by January 1, 2023, and require the Committee to approve, modify, or deny the implementation of a mileage-based fee. Specify that if the Committee approves a mileage-based fee structure, there would be created within DOT a Division of Innovative Transportation Finance Systems, which would report directly to the DOT Secretary. Specify that this Division would administer any mileage-based fee structure approved by the Committee.

9. *Reestimated Debt Service -- Existing Bonds for Transportation Purposes.* [LFB Summary, Pages 412 and 413, #14, #15, #16, #17, and #18]

a. *Revenue Bond Debt Service (SEG-REV).* Decrease estimated transportation fund revenue by \$10,798,700 SEG-REV in 2019-20 and \$20,319,100 SEG-REV in 2020-21 to reflect increases in the amount of vehicle registration and other pledged revenue needed to pay principal and interest on transportation revenue bonds.

b. *General Obligation Bonds (SEG).* Increase estimated transportation fund-supported, general obligation bond debt service by \$3,445,400 SEG in 2019-20 and \$8,795,900 SEG in 2020-21.

c. *General Obligation Bonds (GPR).* Increase estimated general fund-supported, general obligation bond debt service by \$8,144,200 GPR in 2019-20 and \$8,279,200 GPR in 2020-21.



~ 6/17/2019

LRBb030278

ZDW: [Signature]

LFB:.....Wilson-Tepeli - Retailer refunds for evaporation

**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 56**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 417, line 2: after that line insert:

3 **"SECTION 311m.** 20.913 (1) (b) of the statutes is amended to read:

4 20.913 (1) (b) *Excess tax payments.* Taxes collected in excess of lawful taxation,
5 when claims therefor have been established as provided in ss. 71.30 (4), 71.74 (13),
6 71.75, 71.89 (1), 72.24, 74.35, 74.37, 76.13 (3), 76.39, 76.84, 78.19, 78.20, 78.68 (10),
7 78.75, 78.80 (1m), 139.092, 139.25 (1), 139.36, 139.365 and 139.39 (4)."

History: 1971 c. 310 s. 4; 1975 c. 39; 1977 c. 418; 1985 a. 29, 120; 1987 a. 312 s. 17; 1987 a. 378, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 1185, 9126 (19); 1995 a. 351; 2007 a. 20 s. 9121 (6) (a); 2015 a. 216.

8 **2.** Page 669, line 20: after that line insert:

9 **"SECTION 1067m.** 78.20 of the statutes is repealed.

10 **SECTION 1067p.** 78.68 (10) of the statutes is amended to read:



Ryan Horton, LC 5/10

re 1960302/P1

- intent is to end ability to claim refund on Oct 1, 2019
- needs to renounce on books for a year to be claimed
- will add sunset then repeal on Oct 1, 2020.

-2021



in 6/11/2019

INSERT

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9 **SECTION 1067m.** 78.20 of the statutes ^{as affected by 2019 Wisconsin Act... (this act),} is repealed.

10 **SECTION 1067p.** 78.68 (10) of the statutes is amended to read:

2019-2020 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB 6302/P2.13
ZDW:...

INS 1-9

“ SECTION 1067j. 78.20 (6) of the statutes is created to read:
① “78.20 (6) A refund may not be claimed under this section after September 30,
2019. ②

Wyatt, Zachary

From: Horton, Ryan
Sent: Tuesday, June 11, 2019 12:35 PM
To: Wyatt, Zachary
Subject: RE: Draft review: LRB b0302/P2

Zach,

For this draft, could you add "for fuel purchased" after the word "section" on page 1, line 10. I think that's the only change - thanks much. Ryan

From: LRB.Legal <lrblegal@legis.wisconsin.gov>
Sent: Tuesday, June 11, 2019 10:29 AM
To: Horton, Ryan <Ryan.Horton@legis.wisconsin.gov>
Subject: Draft review: LRB b0302/P2

Draft Requester: Legislative Fiscal Bureau

Following is the PDF version of draft LRB b0302/P2.



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State of Wisconsin
2019 - 2020 LEGISLATURE

LRBb0302/P3
ZDW:kjf

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