

2019 DRAFTING REQUEST

Bill

For: **Legislative Fiscal Bureau** Drafter: **rchampag**
 By: **Bob Lang** Secondary Drafters:
 Date: **4/1/2020** May Contact:

Same as LRB:

Submit via email: **YES**
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Pre Topic:

No specific pre topic given

Topic:

JCF Power to Transfer Moneys From Sum Sufficient Appropriations

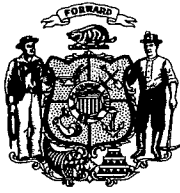
Instructions:

Allow for 90 days aftger PHE expiration

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rchampag 4/10/2020	wjackson 4/1/2020	wjackson 4/1/2020		
/2	rchampag 4/11/2020	wjackson 4/10/2020	wjackson 4/10/2020		
/3		ccarmich 4/11/2020	wjackson 4/11/2020		

FE Sent For: **<END>**



2019 BILL

1 **AN ACT** *to amend* 13.101 (4); and *to create* 13.101 (4d) of the statutes; **relating**
2 **to:** power of the Joint Committee on Finance to transfer moneys from sum
3 sufficient appropriations during a state of emergency.

Analysis by the Legislative Reference Bureau

LEGISLATURE

Transfer of moneys from sum sufficient appropriations

The Joint Committee on Finance may currently transfer moneys between sum certain and continuing appropriations if JCF finds that unnecessary duplication of functions can be eliminated, more efficient and effective methods for performing programs will result, or legislative intent will be more effectively carried out because of the transfer.

This bill authorizes JCF to transfer moneys from sum sufficient appropriations as well during a state of emergency declared by the governor and for up to 90 days after the end of the state of emergency. The total amount that may be transferred from all sum sufficient appropriations during a specific state of emergency may not exceed \$25,000,000.

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

4 **SECTION 1.** 13.101 (4) of the statutes is amended to read:



2019 BILL

1 **AN ACT** *to amend* 13.101 (4); and *to create* 13.101 (4d) of the statutes; **relating**
2 **to:** power of the Joint Committee on Finance to transfer moneys from sum
3 sufficient appropriations during a state of emergency.

Analysis by the Legislative Reference Bureau

LEGISLATURE

Transfer of moneys from sum sufficient appropriations

The Joint Committee on Finance may currently transfer moneys between sum certain and continuing appropriations if JCF finds that unnecessary duplication of functions can be eliminated, more efficient and effective methods for performing programs will result, or legislative intent will be more effectively carried out because of the transfer.

This bill authorizes JCF to transfer moneys from sum sufficient appropriations as well during a state of emergency declared by the governor and for up to 90 days after the end of the state of emergency. The total amount that may be transferred from all sum sufficient appropriations during a specific state of emergency may not exceed \$75,000,000.

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

4 **SECTION 1.** 13.101 (4) of the statutes is amended to read:

BILL**SECTION 1**

1 13.101 (4) The committee may transfer between appropriations and programs
2 if the committee finds that unnecessary duplication of functions can be eliminated,
3 more efficient and effective methods for performing programs will result or
4 legislative intent will be more effectively carried out because of such transfer, if
5 legislative intent will not be changed as the result of such transfer and the purposes
6 for which the transfer is requested have been authorized or directed by the
7 legislature. The authority to transfer between appropriations includes the authority
8 to transfer between 2 fiscal years of the same biennium, between 2 appropriations
9 of the same agency and between an appropriation of one agency and an appropriation
10 of a different agency. No transfer between appropriations or programs may be made
11 to offset deficiencies arising from the lack of adequate expenditure controls by a
12 department, board, institution, commission or agency. The Except as provided in
13 sub. (4d), the authority to transfer between appropriations shall not include the
14 authority to transfer from sum sufficient appropriations as defined under s. 20.001
15 (3) (d) to other types of appropriations.

16 **SECTION 2.** 13.101 (4d) of the statutes is created to read:

17 13.101 (4d) During a state of emergency declared by the governor under s.
18 323.10, and for a period of up to 90 days after termination of the state of emergency,
19 the committee may transfer under sub. (4) an amount not to exceed \$75,000,000 from
20 sum sufficient appropriations, as defined under s. 20.001 (3) (d), to be used for
21 expenditures related to the state of emergency.

22 **(END)**



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-6051/3
RAC:wlj&cdc

2019 BILL

1 **AN ACT** *to amend* 13.101 (4); and *to create* 13.101 (4d) of the statutes; **relating**
2 **to:** power of the Joint Committee on Finance to transfer moneys from sum
3 sufficient appropriations during a public health emergency.

Analysis by the Legislative Reference Bureau

LEGISLATURE

Transfer of moneys from sum sufficient appropriations

The Joint Committee on Finance may currently transfer moneys between sum certain and continuing appropriations if JCF finds that unnecessary duplication of functions can be eliminated, more efficient and effective methods for performing programs will result, or legislative intent will be more effectively carried out because of the transfer.

This bill authorizes JCF to transfer moneys from sum sufficient appropriations during the public health emergency declared on March 12, 2020, by executive order 72 and for 90 days after the end of the emergency. The total amount that may be transferred from all sum sufficient appropriations during the emergency may not exceed \$75,000,000.

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

4 **SECTION 1.** 13.101 (4) of the statutes is amended to read:

BILL**SECTION 1**

1 13.101 (4) The committee may transfer between appropriations and programs
2 if the committee finds that unnecessary duplication of functions can be eliminated,
3 more efficient and effective methods for performing programs will result or
4 legislative intent will be more effectively carried out because of such transfer, if
5 legislative intent will not be changed as the result of such transfer and the purposes
6 for which the transfer is requested have been authorized or directed by the
7 legislature. The authority to transfer between appropriations includes the authority
8 to transfer between 2 fiscal years of the same biennium, between 2 appropriations
9 of the same agency and between an appropriation of one agency and an appropriation
10 of a different agency. No transfer between appropriations or programs may be made
11 to offset deficiencies arising from the lack of adequate expenditure controls by a
12 department, board, institution, commission or agency. ~~The~~ Except as provided in
13 sub. (4d), the authority to transfer between appropriations shall not include the
14 authority to transfer from sum sufficient appropriations as defined under s. 20.001
15 (3) (d) to other types of appropriations.

16 **SECTION 2.** 13.101 (4d) of the statutes is created to read:

17 13.101 (4d) During the public health emergency declared on March 12, 2020,
18 by executive order 72, and for a period of 90 days after termination of the emergency,
19 the committee may transfer under sub. (4) an amount not to exceed \$75,000,000 from
20 sum sufficient appropriations, as defined under s. 20.001 (3) (d), to be used for
21 expenditures related to the emergency.

22 **(END)**