

### Fiscal Estimate - 2019 Session

Original     
  Updated     
  Corrected     
  Supplemental

LRB Number <b>19-3110/1</b>	Introduction Number <b>AB-0229</b>
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**Description**  
 creation of a Joint Committee on State Mandates and required funding of state mandates

**Fiscal Effect**

**State:**

No State Fiscal Effect  
 Indeterminate  
 Increase Existing Appropriations     
  Increase Existing Revenues     
  Increase Costs - May be possible to absorb within agency's budget  
 Decrease Existing Appropriations     
  Decrease Existing Revenues     
      Yes       No  
 Create New Appropriations     
  Decrease Costs

**Local:**

No Local Government Costs  
 Indeterminate

1.  Increase Costs     
 3.  Increase Revenue  
 Permissive  Mandatory     
  Permissive  Mandatory  
 2.  Decrease Costs     
 4.  Decrease Revenue  
 Permissive  Mandatory     
  Permissive  Mandatory

5. Types of Local Government Units Affected

Towns       Village       Cities  
 Counties       Others  
 School Districts       WTCS Districts

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	20.292, 20.235

<b>Agency/Prepared By</b>	<b>Authorized Signature</b>	<b>Date</b>
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## Fiscal Estimate Narratives

WTCS 5/30/2019

LRB Number	19-3110/1	Introduction Number	AB-0229	Estimate Type	Original
<b>Description</b> creation of a Joint Committee on State Mandates and required funding of state mandates					

### Assumptions Used in Arriving at Fiscal Estimate

AB-229 creates a legislative Joint Committee on State Mandates. It provides for the membership of the committee as well as imparts the committee with the following powers and duties with regard to any bill that places a statutory requirement on a local unit of government (and must be referred to the committee):

- provide the legislature with a report as defined for each bill that imposes a mandate, unless the presiding officer determines the mandate would have a minimal fiscal effect;
- if the committee's report determines that the bill has a negative, uncompensated effect on local governments, the committee must offer an amendment to the bill appropriating funds to offset the cost of the mandate for wholly state imposed mandates;
- regularly review existing mandates;
- conduct investigations and hold hearings; and
- upon the identification of existing mandates by the Legislative Fiscal Bureau by January 1, 2021, the committee must review and evaluate existing mandates and submit legislation repealing all wholly state-imposed mandates that have a negative fiscal effect on local government units.

The bill defines the term "mandate" and provides for exceptions, including simultaneous referrals to the joint survey committee or joint committee on finance under certain circumstances.

In addition, the legislature may not enact a bill that imposes future state-imposed mandates, unless they receive a hearing before the committee or are funded. If the mandate is not funded, it may not be enforced until it is funded.

In addition a state agency may not promulgate a rule or take an action that imposes a mandate unless there is sufficient amount to fund the mandate.

Finally, affected local governments are reimbursed annually for the costs attributable to state-imposed mandates.

Note: It is not clear that the 16 Wisconsin Technical Colleges fall under the definition of local unit of government as employed in the bill (i.e., s. 19.42 (7u)). In addition, no definition of "minimal fiscal effect" is provided. Therefore it is difficult to estimate whether or not the legislation, if passed, will increase revenues to the colleges due to the annual reimbursement for costs associated with state-imposed mandates or decrease costs to the colleges because state-imposed mandates are no longer enforceable.

### Long-Range Fiscal Implications