

Fiscal Estimate - 2019 Session

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

LRB Number 19-0172/1	Introduction Number SB-216
Description creation of a Joint Committee on State Mandates and required funding of state mandates	
Fiscal Effect <div style="display: flex;"> <div style="flex: 1;"> State: <input checked="" type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> <div> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> </div> </div> <div style="flex: 1; margin-left: 20px;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> Yes <input type="checkbox"/> No </div> <input type="checkbox"/> Decrease Costs </div> </div> <div style="margin-top: 10px;"> Local: <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate </div> <div style="display: flex; margin-top: 10px;"> <div style="flex: 1;"> 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input checked="" type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory </div> <div style="flex: 1;"> 3. <input checked="" type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="flex: 1; margin-left: 20px;"> 5. Types of Local Government Units Affected <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Towns <input type="checkbox"/> Counties <input type="checkbox"/> School Districts </div> <div> <input type="checkbox"/> Village <input type="checkbox"/> Others <input checked="" type="checkbox"/> WTCS Districts </div> <div> <input type="checkbox"/> Cities </div> </div> </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div> Fund Sources Affected <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 </div> <div> Affected Ch. 20 Appropriations 20.292, 20.235 </div> </div>	
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Date 6/4/2019	

Fiscal Estimate Narratives

WTCS 6/4/2019

LRB Number	19-0172/1	Introduction Number	SB-216	Estimate Type	Original
Description creation of a Joint Committee on State Mandates and required funding of state mandates					

Assumptions Used in Arriving at Fiscal Estimate

SB-216 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