

1979 Assembly Bill 361

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CHAPTER 63, Laws of 1979

AN ACT to consolidate and amend 15.435 (1) and (2); and to amend 15.431 (1), 20.566 (2) (c), (fz) and (q) and 70.395 (4) (intro.) and (5) of the statutes, relating to the payment of special distributions of metalliferous minerals net proceeds tax revenue to eligible school districts and towns.

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

SECTION 1. 15.431 (1) of the statutes is amended to read:

15.431 (1) INVESTMENT AND LOCAL IMPACT FUND BOARD. The investment and local impact fund board shall have the program responsibilities specified for the board under ~~ss.~~ 70.395 (2) and 144.838 (4).

SECTION 2. 15.435 (1) and (2) of the statutes are consolidated and amended to read:

15.435 (1) INVESTMENT AND LOCAL IMPACT FUND BOARD. There is created an investment and local impact fund board, ~~with rule-making authority attached to the department of revenue under s. 15.03,~~ consisting of the secretaries of local affairs and development and revenue or their designees, 2 public members, 2 municipal officials, 2 county officials and one school board member appointed for staggered 4-year terms. If a municipal or county official or a school board member leaves office while serving on the board, the member's position on the board shall be considered vacant until a successor is appointed under s. 15.07 (1) (b). One of the public members and one of the local officials shall reside in a county or school district in which metalliferous mineral development is occurring or in an adjacent county or school district and one local official shall reside in a county or school district in which metalliferous minerals are extracted or an adjacent county or school district. One municipal official member shall be recommended by the league of Wisconsin municipalities. One municipal official shall be recommended by the Wisconsin towns association. The school board member shall be recommended by the Wisconsin association of school boards. The county officials shall be recommended by the Wisconsin county boards association. ~~(2) The board shall be attached to the department of revenue under s. 15.03.~~ An executive secretary shall be appointed to serve at the pleasure of the board. The executive secretary may request of any state agency such assistance as may be necessary for the board to fulfill the its duties specified in s. 70.395 (2). The board may request advice from the legislative council mining committee on any matter relating to the board's duties ~~under s. 70.395 (2).~~ The board shall meet at least twice per year at a time and place determined by the chairperson.

SECTION 3. 20.566 (2) (c), (fz) and (q) of the statutes are amended to read:

20.566 (2) (c) *Investment and local impact fund supplement.* The amounts in the schedule to supplement par. (q) for the purposes of ~~s. ss. 70.395 (2), 107.05 (4) (a) and 144.838 (4).~~

(fz) *General fund loan to the investment and local impact fund board.* As a continuing appropriation, the amounts in the schedule to be disbursed as a general fund loan to the investment and local impact board ~~under for the purposes of s. 70.395 (2) at the discretion of the investment and local impact fund board~~ whenever the unencumbered balances of the appropriations under pars. (c) and (q) are zero. Commencing ~~5 years after July 7, 1977 8, 1982,~~ the unencumbered balance of this appropriation shall lapse to the general fund and the investment and local impact fund board shall pay to the general fund from the investment and local impact fund an amount equal to the amount of the general fund loan made under this paragraph, or the unencumbered balance in the appropriation under par. (q), whichever is greater. If there are insufficient funds in the investment and local impact fund to repay in full the principal and interest on the general fund loan made under this paragraph on such date, interest of 3% per year on the balance due shall accrue to the general fund. Commencing ~~5 years after July 7, 1977 8, 1982,~~ the board shall pay quarterly to the general fund any amounts in the investment and local impact fund or the balance due on the general fund loan made under this paragraph including interest, whichever is less, until the general fund loan made under this paragraph is repaid in full.

(q) *Investment and local impact fund.* From the investment and local impact fund, all moneys received under ss. 70.395 (1) (b) and 70.40 (3) to be disbursed under ~~s. ss. 70.395 (2), 107.05 (4) (a) and 144.838 (4).~~

SECTION 4. 70.395 (4) (intro.) and (5) of the statutes are amended to read:

70.395 (4) (intro.) SPECIAL SCHOOL DISTRICT DISTRIBUTION. ~~Within 15 days after transfer of the amount of net proceeds tax revenues collected under sub. (1) (b) Prior to August 1,~~ the department of administration shall distribute from the fund, upon certifica-

tion of the board, to school districts which received a payment under s. 70.97 (1) (d), 1975 stats., in 1976:

(5) SPECIAL TOWN DISTRIBUTION. ~~Within 15 days after transfer of the amount of net proceeds tax revenues collected under sub. (1) (b)~~ Prior to August 1, the department of administration shall distribute from the fund, upon certification of the board, to towns which received a payment under s. 70.97 (1) (c), 1975 stats., in 1976:

(a) In 1978, the amount received in 1977 under s. 70.97 (1) (c), 1975 stats., less the amount for which the town is eligible under sub. (2) (d) 2 and less the amount of any tax levied by the town in 1978 against property added to the assessment roll due to the repeal of s. 70.92 (2), 1975 stats.

(b) In 1979, 75% of the amount received in 1977 under s. 70.97 (1) (c), 1975 stats., less the amount for which the town is eligible under sub. (2) (d) 2 and less the amount of any tax levied by the town in 1979 against property added to the assessment roll due to the repeal of s. 70.92 (2), 1975 stats.

SECTION 5. 1978 Payments. The payments specified in sections 70.395 (4) (a) and (5) (a) of the statutes shall be made by the department of administration within 30 days after the effective date of this act.

SECTION 6. Cross reference changes. In the sections of the statutes listed in Column A, the cross references shown in Column B are changed to the cross references shown in Column C:

A	B	C
Statute Sections	Old Cross References	New Cross References
20.566 (2) (f)	70.395 (2)	70.395
