



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-5006/1
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2021 SENATE JOINT RESOLUTION 84

January 3, 2022 - Introduced by Senators KOOYENGA, MARKLEIN, STROEBEL, DARLING and NASS, cosponsored by Representatives WITKE, KURTZ, ARMSTRONG, STEFFEN, THIESFELDT, MURPHY, GUNDRUM, EDMING, PENTERMAN, JAMES, KNODL, MACCO and BEHNKE. Referred to Committee on Financial Institutions and Revenue.

1 **To create** section 35 of article IV of the constitution; **relating to:** expenditure of
2 moneys Wisconsin receives from the federal government (first consideration).

Analysis by the Legislative Reference Bureau

Under current law under the statutes, the governor has authority to accept federal moneys on behalf of the state and to allocate federal moneys without the approval or participation of the legislature. This constitutional amendment, proposed to the 2021 legislature on first consideration, prohibits the legislature from delegating its sole power to determine how federal moneys may be spent. The amendment further provides that no executive branch official or department may make an initial allocation of federal moneys without the approval of a joint committee of the legislature designated by legislative rule.

A proposed constitutional amendment requires adoption by two successive legislatures, and ratification by the people, before it becomes effective.

3 **Resolved by the senate, the assembly concurring, That:**

4 **SECTION 1.** Section 35 of article IV of the constitution is created to read:

5 [Article IV] Section 35 (1) The legislature may not delegate its sole power to
6 determine how federal moneys shall be expended.

