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State of Misconsin 2023 - 2024 LEGISLATURE

LRB-5094/1 MPG/EVM:cjs

2023 SENATE BILL 686

November 15, 2023 – Introduced by Senators JACQUE and TOMCZYK, cosponsored by Representatives Armstrong, Bodden, Behnke, Brandtjen, Dittrich, MURPHY, O'CONNOR and RETTINGER. Referred to Committee on Transportation and Local Government.

- 1 AN ACT to create 20.933 of the statutes; relating to: prohibited considerations
 - in awarding state or local financial assistance.

Analysis by the Legislative Reference Bureau

Under this bill, no state agency or local governmental unit may do any of the following in awarding a grant or loan or other financial assistance to any person:

1. Discriminate against the person based on the person's participation in production agriculture or the exploration, production, use, transport, sale, or manufacture of fossil fuel-based energy.

2. Consider social and governance criteria; diversity, equity, and inclusion policies; or political and ideological factors.

The bill does not apply to the State of Wisconsin Investment Board or any assets under its management.

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

- 3 **SECTION 1.** 20.933 of the statutes is created to read:
- 4 **20.933** Prohibited considerations in awarding financial assistance. (1)
- 5 DEFINITIONS. In this section:
- 6 (a) "Covered activity" means any of the following:

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1	1. Production agriculture.
2	2. The exploration, production, use, transport, sale, or manufacture of fossil
3	fuel-based energy.
4	(b) "Local governmental unit" has the meaning given in s. 66.0135 (1) (c).
5	(c) "Prohibited basis" means any of the following:
6	1. Social and governance criteria.
7	2. Diversity, equity, and inclusion policies.
8	3. Political and ideological factors.
9	(2) PROHIBITION. (a) Except as expressly provided by statute, no state agency
10	or local governmental unit may do any of the following in awarding a grant or loan
11	or other financial assistance to any person:
12	1. Discriminate against the person on the basis of the person's participation in
13	a covered activity.
14	2. Consider a prohibited basis.
15	(b) Paragraph (a) does not apply to the investment board or any assets under
16	its management.
17	(END)