

# STATE OF WISCONSIN

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## JOINT COMMITTEE ON FINANCE

April 23, 2001

TO: Members  
Joint Committee on Finance

FROM: Senator Brian Burke, Senate Chair  
Representative John Gard, Assembly Chair  
Joint Committee on Finance

SUBJECT: 2001-03 Budget Procedures for the Joint Committee on Finance

The purpose of this memorandum is to inform you of the process that the Committee will use in reviewing the 2001-03 state budget.

It is our goal to develop a budget that will receive the bipartisan support of the Committee and full Legislature. We believe that the procedures outlined in this memorandum will assist in achieving that objective.

### Bill

The Governor's 2001-03 budget recommendations have been drafted as companion bills in SB 55 and AB 144. The Committee will work from SB 55 and, upon completion of our work, the bill will first be considered in the Senate. Assembly Bill 144 will not be reported out of the Committee. Thus, the budget bill will be SB 55.

## Non-fiscal Policy Items

There are a number of non-fiscal policy items contained within the Governor's budget recommendations. We have identified 150 of these items and believe that they should not be addressed within the budget, but should instead be considered as non-budget legislation by other standing committees. Accordingly, these items will be drafted as separate bills. They will not be considered by the Committee during our deliberations on the budget. A list of these items is attached. For each item, the page and item number from the LFB summary of the budget is shown.

## Beginning Point

The Committee will use, as its beginning point, a combination of the Governor's recommendations (SB 55) and the 2000-01 adjusted base.

**Adjusted Base.** For the following agencies, or parts of agencies, the Committee will work from the 2000-01 adjusted base:

- Agriculture, Trade and Consumer Protection
- Board of Commissioners of Public Lands
- Building Commission
- Building Program
- Commerce
- District Attorneys
- Employee Trust Funds
- Employment Relations
- Employment Relations Commission
- Environmental Improvement Fund
- Health and Family Services
  - Medical Assistance
  - Family Care and Other Community-Based Long-Term Care Programs
- Justice
- Natural Resources
- Public Defender
- Public Instruction
  - General School Aids
  - Revenue Limits
  - Categorical Aids
  - Choice, Charter and Open Enrollment
  - Assessments and Licensing
  - Administrative and Other Funding
- Shared Revenue and Tax Relief
- Technology for Educational Achievement in Wisconsin Board
- Tobacco Control Board
- Wisconsin Health and Educational Facilities Authority

For these agencies, the Committee will entertain motions to amend the adjusted base rather than the recommendations of the Governor. Although the Governor's recommendations will be before the Committee, it will take a majority vote for them (or any other proposal) to be adopted.

**SB 55.** For all other agencies, the Committee will work from SB 55. A list of those agencies, or parts of those agencies, follows:

- General Fund Taxes
- Administration
- Adolescent Pregnancy Prevention and Pregnancy Services Board
- Arts Board
- Board on Aging and Long-Term Care
- Budget Management and Compensation Reserves
- Child Abuse and Neglect Prevention Board
- Circuit Courts
- Corrections
- Court of Appeals
- Educational Communications Board
- Elections Board
- Electronic Government
- Ethics Board
- Financial Institutions
- Fox River Navigational System Authority
- General Provisions
- Governor
  - Departmentwide and Management and Technology
  - Health
  - Care and Treatment Facilities
  - Children and Families
  - Community Aids and Supportive Living
- Higher Educational Aids Board
- Historical Society
- Insurance
- Investment Board
- Judicial Commission
- Legislature
- Lieutenant Governor
- Lower Wisconsin State Riverway Board
- Marquette Dental School
- Medical College of Wisconsin
- Military Affairs
- Minnesota-Wisconsin Boundary Area Commission
- Miscellaneous Appropriations
- Personnel Commission
- Program Supplements
- Public Instruction
  - School District Operations
- Public Service Commission
- Regulation and Licensing
- Revenue
- Secretary of State
- State Fair Park
- State Treasurer
- Supreme Court
- Tobacco Settlement Securitization
- Tourism
- Transportation
- University of Wisconsin Hospitals and Clinics Authority
- University of Wisconsin Hospitals and Clinics Board
- University of Wisconsin System
- Veterans Affairs
- Wisconsin Housing and Economic Development Authority
- Wisconsin Technical College System
- Workforce Development

The Committee will entertain motions to amend SB 55. It will take a majority vote for the bill to be amended.

**Transferred Programs.** For those programs or functions which are being transferred from one agency to another, the Committee will consider that transfer under the receiving agency.

**Base Budget Reductions.** For a number of agencies supported with general purpose revenues (GPR), the Governor's budget reduces state operations appropriations by 5%. The Committee will address all of these reductions at the same time and will work from SB 55.

## **Penalty Assessment, Tribal Gaming, TANF and Wisconsin Advanced Telecommunication Foundation Funds**

There are four funding sources in the budget that affect a number of agencies. They are: (1) penalty assessment revenues; (2) tribal gaming revenues; (3) federal TANF funds; and (4) Wisconsin Advanced Telecommunication Foundation funds. Rather than consider these items under each affected agency, executive sessions will be scheduled for each of these four funding sources. At those meetings, all items related to the use of those funding sources will be considered.

At the conclusion of our work, all of the Committee's decisions will be incorporated in a substitute amendment to SB 55.

### **Executive Sessions**

You will soon be notified as to the date that the Committee will begin executive sessions on the budget.

During its executive sessions on the budget, the Committee will work from the following three documents.

1. **LFB Summary of the Governor's Budget Recommendations.** This is the document that we have used during the briefings and public hearings.
2. **LFB Budget Papers.** The Legislative Fiscal Bureau will attempt to distribute its papers at least 48 hours prior to each of the Committee's executive sessions.
3. **Individual Motions.** Motions will be made from the budget papers or the LFB summary of the Governor's recommendations. If a member of the Committee desires a vote on a budget-related item that is not contained in either the LFB summary or a budget paper, the member can contact the Fiscal Bureau and ask that a motion be prepared on that item. The Bureau will then: (1) prepare the motion; (2) indicate the name of the Committee member who authored the motion on the motion itself; and (3) give the author sufficient copies of the motion for distribution to the entire Committee. The Bureau will keep the motion confidential and will distribute all copies only to the author. This distribution will occur at the commencement of, or during, each executive session. The Chair will only entertain motions that have been prepared by the Fiscal Bureau.

In order that the Bureau has time to properly prepare the motion and produce sufficient copies for the Committee, members should submit all motion requests at least one day prior to the executive session on each agency or program.

BB/JG/js  
Attachment

## **NON-FISCAL POLICY ITEMS**

**(To be Drafted as Separate Legislation)**

### **ADMINISTRATION**

#### **General Agency Provisions**

- State and Local Government Policy Coordination (Page 55, Item #10)
- Study of State Agency Plan Reviews of Nursing Homes, Hospitals and Related Facilities (Page 57, Item #14), (Page 408, Item #11)

#### **Agency Services**

- State Procurement Law Modifications (Page 70, Item #11)

#### **Attached Programs**

- Elimination of the Council on Health Care Fraud and Abuse (Page 78, Item #8)

### **AGRICULTURE, TRADE AND CONSUMER PROTECTION**

#### **Departmentwide and Resource Management**

- Drainage District Permitting (Page 94, Item #9)
- Commercial Feed Violations Penalties (Page 95, Item #12)
- Expand DATCP Pest Abatement Authority (Page 96, Item #17)
- Delete Reporting Requirements (Page 98, Item #25)
- Eliminate the World Dairy Center Authority (Page 99, Item #26)

#### **Trade and Consumer Protection**

- Product Safety and Hazardous Substance Violations Penalties (Page 102, Item #11)
- Telemarketing Identification Requirements (Page 102, Item #12)
- Pawnbroker Licensing Forms (Page 103, Item #13)
- Create an Agricultural Producer Security Program (Page 104, Item #17)

### **COMMERCE**

#### **Departmentwide and Economic Development**

- Regulatory Flexibility Committee (Page 188, Item #23)

### **Building and Environmental Regulation**

- Eliminate PECFA Council (Page 192, Item #6)
- Fire Safety and Fire Dues Grant Program (Page 194, Item #9)
- Inspection of Manufactured Dwellings (Page 198, Item #13)
- Inspection of One- and Two-Family Dwellings (Page 198, Item #14)
- Uniform Dwelling Code Council (Page 199, Item #15)

### **CORRECTIONS**

#### **Adult Correctional Facilities**

- Conditional Medical Parole and Extended Supervision (Page 216, Item #18)
- Change Obsolete Terminology (Page 220, Item #29)

### **EDUCATIONAL COMMUNICATIONS BOARD**

- Fund-Raising Corporation (Page 242, Item #8)

### **ELECTIONS BOARD**

- Election Law Changes (Page 249, Item #5)

### **EMPLOYMENT RELATIONS**

- Merit Recruitment and Selection Pilot Programs (Page 281, Item #4)
- Repeal Residency Requirement for LTE and Project Appointments (Page 281, Item #5)
- Delegation of Authority to State Agencies (Page 281, Item #6)
- Implementation of Affirmative Action Plans (Page 282, Item #7)
- Modify Various Reporting Requirements (Page 282, Item #8)

### **EMPLOYMENT RELATIONS COMMISSION**

- Selection by School Districts of Group Health Insurance Providers Made a Permissive Subject of Bargaining under Certain Circumstances (Page 285, Item #5)
- Reassignments Due to Charter School Operations (Page 287, Item #6 -- see Department of Public Instruction for remaining provisions of Item #6 and all of Item #7 on Page 288)

## **FINANCIAL INSTITUTIONS**

- Administrative Dissolution of Limited Liability Companies (Page 296, Item #4)
- Interest on Money Being Held for Investment (Page 299, Item #6)
- Investment Advisor Registration and Fees (Page 300, Item #8)
- Regulation of Credit Unions (Page 300, Item #9)
- Universal Banking (Page 305, Item #10)

## **GENERAL PROVISIONS**

- Prohibition on Dual Employment by State Agencies (Page 323, Item #1)
- State-Local Fringe Benefits Study Committees (Page 323, Item #2)
- Uniform Electronic Transactions Act (Page 324, Item #3)
- Requirements Pertaining to the Sale of Municipal Utility Property (Page 327, Item #4)

## **HEALTH AND FAMILY SERVICES**

### **Health**

- Release of Health Care Information (Page 378, Item #14)

### **Children and Families**

- Guardianship (Page 393, Item #14)
- Petitions for the Transfer of Custody and Guardianship (Page 394, Item #15)
- Permanency Plans for Court-Ordered Placements with a Relative (Page 395, Item #16)
- Court-Ordered Placements -- Agency Recommendations (Page 396, Item #17)
- Searches for Birth Parents (Page 397, Item #20)

### **Community Aids and Supportive Living**

- Health Facility Licensing and Enforcement (Page 403, Item #10)
- Delete Obsolete References (Page 408, Item #12)

### **Family Care and Other Community-Based Long-Term Care Programs**

- Children's Home and Community-Based Waiver (Page 411, Item #5)
- Family Care -- Referrals to Resource Centers (Page 413, Item #7)
- Family Care -- Services of Resource Centers and Miscellaneous Changes (Page 413, Item #8)
- Family Care -- Exempt CMO Contractors from Home Health Agency Licensure Requirement (Page 414, Item #9)
- Family Care -- Family Care Districts (Page 415, Item #11)
- Family Care -- Hearing Rights (Page 416, Item #13)
- Preadmission Requirement for CBRFs and RCACs in Non-Family Care Counties (Page 416, Item #14)

## **HISTORICAL SOCIETY**

- Repeal Historical Society Endowment Fund Council (Page 423, Item #8)

## **INSURANCE**

- Management Contracts (Page 428, Item #16)

## **LEGISLATURE**

- JCLO Review of Kettl Commission Report (Page 443, Item #7)

## **MILITARY AFFAIRS**

### **Agencywide**

- Report on the Effectiveness of the Badger Challenge and the Youth Challenge Programs (Page 450, Item #6)

### **Emergency Management**

- Level A Hazardous Materials Response Team Training and Reporting Requirements (Page 453, Item #2)

## **NATURAL RESOURCES**

### **Departmentwide**

- Rename Division of Land (Page 467, Item #16)
- Wild Rice License Exemption (Page 468, Item #19)

### **Fish, Wildlife, and Recreation**

- Elk Hunting (Page 470, Item #6)
- Master Hunter Education Program (Page 472, Item #7)
- Requirements for Permit Issuance (Page 474, Item #13)

### **Forestry and Parks**

- Statewide Trail System (Page 484, Item #20)

### **Water Quality**

- Fish Farm Water Usage Exemptions (Page 493, Item #19)
- Water Pollution Discharge Permit Variance to Water Quality Standards (Page 494, Item #20)



### **Air, Waste and Contaminated Land**

- Recycling -- Report to Propose Local Grant Formula Change (Page 497, Item #4)
- Air Management -- General Construction Permits (Page 498, Item #8)
- Brownfields -- Local Government Negotiation and Cost Recovery Process (Page 502, Item #16)
- Local Government Liability Exemption (Page 505, Item #17)
- Brownfields -- Eliminate Interim Liability Exemption for Voluntary Parties (Page 506, Item #18)
- Brownfields -- Natural Attenuation at Voluntary Party Sites (Page 506, Item #19)
- Brownfields -- Voluntary Party Liability Exemption for Former Owners (Page 507, Item #20)
- Brownfields -- Liability Exemption for Sediment (Page 507, Item #21)
- Voluntary Party Liability Exemption for Properties Impacted by Off-Site Contamination (Page 507, Item #22)
- Liability Exemption for Use of Special Waste Under Public Works Contracts (Page 507, Item #23)
- List of Contaminated Sites (Page 509, Item #25)
- Green Tier Program (Page 510, Item #27), (Page 193, Item #8)

## **PUBLIC INSTRUCTION**

### **Categorical Aids**

- Special Education Requirements (Page 536, Item #2)
- Special Education Rules (Page 537, Item #3)
- Bilingual-Bicultural Educational Program Requirements (Page 539, Item #9)
- Expanded Flexibility for School Districts (Page 540, Item #12), (Page 288, Item #7 in part)
- Performance Improvement Awards for Schools (Page 543, Item #18)

### **Choice, Charter and Open Enrollment**

- Milwaukee Parental Choice Program Administrative Dates and Notifications (Page 545, Item #4)
- Expand Chartering Authority (Page 546, Item #6)

### **Assessments and Licensing**

- Milwaukee Parental Choice Program Pupil Assessment (Page 551, Item #5)
- Access to Statewide Examinations (Page 552, Item #8)
- Exceptions to Teacher Licensing Education Requirements (Page 553, Item #9)
- Establish Different Levels of Teacher Licensure (Page 553, Item #10)
- Recognize Out-of-State Teacher Licenses (Page 554, Item #11)
- Teacher Background Checks and License Suspension (Page 554, Item #12)
- Waiver of Teacher Licenses Allowed (Page 555, Item #13)

### **School District Operations**

- Expand Current MPS School Closing Authority Statewide (Page 555, Item #1), (Page 287, Item #6 in part)
- Expand Current MPS School Contracting Authority Statewide (Page 556, Item #2), (Page 287, Item #6 in part)
- School Start Date (Page 559, Item #4), (Page 288, Item #7 in part)
- Layoff or Reassignment of Employees in Consolidated School Districts (Page 559, Item #5), (Page 288, Item #7 in part)
- Low Performance Schools (Page 560, Item #6)
- Prohibit Waivers for School Performance Reports (Page 560, Item #7)

### **Administrative and Other Funding**

- Committee to Review DPI's Rules (Page 565, Item #17)
- Vocational Education Consultants (Page 566, Item #19)
- Distance Education Rule Making (Page 567, Item #21)
- Minority Group Pupil Precollege Scholarships (Page 567, Item #22)
- Division for Libraries and Community Learning (Page 567, Item #23)
- Delete Charter School Audit (Page 568, Item #25)

## **PUBLIC SERVICE COMMISSION**

### **Agencywide**

- Stray Voltage and Electrical Rewiring Assistance (Page 571, Item #5)
- Public Utilities Exemption from Liability for Stray Voltage Damage (Page 572, Item #6)
- Energy Assessments of Proposed Administrative Rules (Page 574, Item #8)
- Revised Commission Enforcement Authority Over Various Entities Providing Telecommunications Services (Page 575, Item #9)

## **REGULATION AND LICENSING**

- Licensure of Private Security Agencies and Issuances of Private Security Permits (Page 581, Item #6)
- Elimination of Certificates of Good Standing Requirement for Restoration of Funeral Director's Licenses (Page 585, Item #10)

## **REVENUE**

### **Tax Administration**

- Study on Promoting Economic Growth (Page 592, Item #15)
- Biennial Land Information Integration Plan (Page 592, Item #16)

### **Lottery Administration**

- Require a Court Order for Multiple Payees of a Lottery Prize (Page 595, Item #4)

## **SHARED REVENUE AND PROPERTY TAX RELIEF**

### **Property Tax Credits**

- Farmland Preservation Liens and Conversion Fees (Page 606, Item #3), (Page 93, Item #7)

### **Property Taxation**

- Property Tax Exemption for Regional Planning Commissions (Page 610, Item #3)
- Payment of Refunds on Manufacturing Property (Page 610, Item #4)
- Special Charges for Municipal Services That Are Available (Page 613, Item #9)
- Assignment of Tax Deeds on Brownfield Property (Page 613, Item #10)
- Sale of Tax Delinquent Brownfield Properties (Page 614, Item #11)
- Environmental Remediation Tax Incremental Financing Districts (Page 614, Item #12)

### **Local Revenue Options**

- Municipal Industrial Revenue Bonds (Page 617, Item #2)

## **STATE TREASURER**

- College Savings Program -- Statutory Changes (Page 623, Item #7)
- College Tuition and Expenses Program -- Statutory Changes (Page 624, Item #8)
- Statutory Changes to Escheats Statute (Page 625, Item #12)

## **TEACH BOARD**

- TEACH Block Grant Reporting Requirement (Page 633, Item #16)

## **TRANSPORTATION**

### **Local Transportation Aid**

- Mass Transit Operating Assistance -- Basis for Aid (Page 655, Item #4)

### **Local Transportation Projects**

- Transportation Economic Assistance Program -- Rename Program (Page 657, Item #2)
- Civil Immunity for Owners of Property Containing a Rails-With-Trails Trail (Page 661, Item #12)

### **State Highway Program**

- Intelligent Transportation Systems (Page 668, Item #13)

### **Motor Vehicles**

- Occupational License Restrictions for Repeat OWI Offenders (Page 672, Item #10)
- Vehicle Sanctions for Repeat OWI Offenders (Page 673, Item #11)
- Suspension of a Juvenile's Driver's License for Failure to Pay a Nondriving Forfeiture (Page 674, Item #12)

## **UNIVERSITY OF WISCONSIN**

- Modify Membership of WSLH Board (Page 690, Item #31)
- Tuition Remissions for State Science Fair Champion (Page 691, Item #33)
- Auxiliary Reserve Fund Report Filing Date (Page 692, Item #35)
- UW-Madison Medical School Statutory Language Modifications (Page 692, Item #36)
- Repeal Medical Education Review Committee (Page 692, Item #37)

## **VETERANS AFFAIRS**

### **Trust Fund Programs and Veterans Benefits**

- Veterans Personal Loan Program Administrative Rules (Page 706, Item #10)

## **WISCONSIN HEALTH AND EDUCATIONAL FACILITIES AUTHORITY**

- Definition of an Educational Facility (Page 709, Item #1)
- Authority to Use Out-of-State Trust Companies and Banks (Page 709, Item #2)

## **WISCONSIN HOUSING AND ECONOMIC DEVELOPMENT AUTHORITY**

- Delete Obsolete Drought Assistance Loan Guarantee Program (Page 711, Item #4)

## **WISCONSIN TECHNICAL COLLEGE SYSTEM**

- **WTCS Board Course Approval and Elimination (Page 714, Item #7)**
- **Modification of Incentive Grant Program (Page 714, Item #8)**
- **Applied Technology Center Capital Expenditures (Page 714, Item #9)**
- **Alternative Certification for Instructors (Page 715, Item #11)**

## **WORKFORCE DEVELOPMENT**

### **Economic Support and Child Care**

- **W-2 Community Steering Committees (Page 737, Item #9)**
- **Study of Transferring Food Stamp Program to DHFS (Page 752, Item #46)**
- **Delete Obsolete AFDC Provisions (Page 754, Item #50)**

### **Child Support**

- **Study of Operating the CR&D System with State Staff (Page 756, Item #3)**

