



Legislative Fiscal Bureau

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June 29, 2023

TO: Members
Wisconsin Legislature

FROM: Bob Lang, Director

SUBJECT: Summary of Senate Amendment 13 to SSA 2 to SB 70

Senate Amendment 13 to SSA 2 to 2023 SB 70 (the 2023-25 biennial budget) was adopted by the Senate on June 28, 2023. This document summarizes the provisions of SA 13.

Senate Amendment 13

1. Reallocate PR-supported bonding from the Building Commission -- other public purposes bonding authorization to bonding authorizations within the relevant agencies. PR-supported bonding authority would be modified as follows:

20.866 (2)(z)	Building Commission; other public purposes	-\$100,000,000
20.866 (2)(t)	University of Wisconsin; self-amortizing facilities	60,000,000
20.866 (2)(y)	Building Commission; housing state departments and agencies	31,000,000
20.866 (2)(zp)	Veterans affairs; self-amortizing facilities	3,150,000
20.866 (2)(zz)	State Fair Park Board; self-amortizing facilities	<u>5,850,000</u>
Net Change		\$0

Modify references to Versiti Blood Research Institute Foundation, Inc. to instead refer to Versiti Wisconsin, Inc. Modify references to prior building program projects to ensure existing general fund supported borrowing amounts are accounted for.

2. Move funding provided for cybersecurity (\$1,192,100 GPR in 2023-24 and \$1,452,100 GPR in 2024-25) from the Supreme Court proceedings general program operations appropriation (s. 20.680(1)(a)) to the Director of State Courts and law library general program operations appropriation (s. 20.680(2)(a)) to correct an inadvertent error.

3. Modify language to provide financial assistance for dam safety projects to "political subdivisions," instead of to counties, cities, villages, towns. (Language relating to public inland lake protection and rehabilitation districts would not be affected.)

4. Modify reference to "projects" of the Les Voight and Brule State Fish Hatcheries to instead reference "hatcheries."

5. Maintain the extension of the private onsite wastewater treatment system grant program (POWTS) through June, 2025, consistent with Joint Finance Committee action. However, delete SSA 2 provisions recreating the program's statutory authorities and appropriations on the bill's effective date. Instead, amend relevant sections of 2017 Act 59, 2017 Act 331, and 2021 Act 67, which currently specify a program sunset of June 30, 2023, to specify a program sunset date of June 30, 2025. Specify that these amendments to session law take effect retroactively in June of 2023.

6. Modify the expiration date of the Department of Tourism's 3.0 Office of Outdoor Recreation project positions to be "the last day of the fiscal biennium," rather than a specific reference to June 30, 2025.

7. Delete three appropriations inadvertently listed in the schedule under the Department of Natural Resources.

8. Update the years statutorily specified for youth aids distribution from 2021 to 2023, 2022 to 2024, and 2023 to 2025 in order to appropriately reflect distribution periods during the 2023-25 biennium.

9. Remove nonstatutory language that would have allowed the Department of Employee Trust Funds (ETF) to request that the Governor create or abolish a position, or supplement any sum certain appropriation, that is funded from the Public Employee Trust Fund for the purpose of modernizing business processes or integrating information technology systems of ETF, subject to approval by the Joint Committee on Finance under 14-day passive review.

10. Specify that the continuation of the Public Defender pilot program for CHIPs cases takes effect retroactively to June, 2023.

11. Effective on the effective date of the bill, specify that the newborn screening card fee imposed by DHS under s. 253.13 of the statutes must be no less than \$159.25 per card (an increase of \$50.25 per card), and specify that no less than \$110.75 from each newborn screening card sold be credited to the State Laboratory of Hygiene. This would generate an estimated additional \$2,688,400 in revenue annually.

Chg. to Jt. Finance	
PR	\$5,376,800
PR-REV	\$5,376,800

12. Increase the driver improvement surcharge by \$100 (to \$535) effective on the effective date of the bill, which is estimated to generate an additional \$875,000 in 2023-24 and \$1,750,000 in 2024-25. Require DOA to transfer \$2,494,200 in 2023-24 and \$3,369,200 in 2024-25 from revenues received from the surcharge to the State Laboratory of Hygiene. Specify that, effective on the first day of the sixth month after the effective

Chg. to Jt. Finance	
PR	\$2,625,000
PR-REV	\$2,625,000

date of the bill, the percentage of the driver improvement surcharge paid by the county treasurer to the Secretary of Administration is 59.1%.

13. Delete a provision relating to county veteran service office grants that would repeal a current law statutory grant of \$550 for counties that have a part time county veteran service officer. Under the substitute amendment, the deletion of the grant for counties with a part time county veteran service officer (currently Florence and Pepin) would have the effect of instead making these counties eligible for a grant under the population-based formula of the program, which for those counties would mean a grant of \$11,688. With the deletion of this repeal, Florence and Pepin counties would continue to receive a grant of \$550 each year, rather than a grant of \$11,688, under the substitute amendment.

14. Specify that the sales tax exemption that would be created under the bill for certain tangible personal property and items that are used exclusively for the development, construction, renovation, expansion, replacement, repair, or operation of a qualified data center certified by the Wisconsin Economic Development Corporation (WEDC), must be used solely at the qualified data center. Specify that the exemption for electricity used at a qualified data center created under the bill must be used solely at the qualified data center.

Further, require that, in certifying businesses for the data center sales tax exemption, the contract between WEDC and the business entity include recapture provisions if the certification is revoked. Delete the provision requiring that, as of the date of revocation, all amounts of the sales and use tax exemption claimed become due and payable to each taxing authority against whom the exemption was claimed.

15. Specify that the changes to the initial eligibility and phase-out threshold for Wisconsin Shares subsidy payments take effect beginning July 1, 2024.

16. Throughout the substitute amendment replace the words "may not" with the word "cannot" and "not to exceed" with "up to." In addition, make numerous technical language changes.

BL/bh