



Legislative Fiscal Bureau

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TO: Members
Wisconsin Legislature

FROM: Bob Lang, Director

SUBJECT: Non-Fiscal Policy Items Contained Within 2015 Act 55

The attached list identifies the non-fiscal policy items that are contained within 2015 Act 55 (the 2015-17 biennial budget). The list is comprised of items that are primarily of a non-fiscal policy nature and not closely related to the state's fiscal programs for the next biennium.

Putting such a list together always requires some subjective judgment on which items should be identified. Arguments could be made to expand the list beyond what is presented here or to delete some items from it. However, in preparing the attached list, this office applied the same criteria that it has used in previous biennia when identifying provisions of the budget bill as non-fiscal policy items.

The criteria used are as follows: (1) generally, the item has no state fiscal effect; (2) if there is a state fiscal effect associated with an item, the policy implications of the provision outweigh any potential fiscal effect; (3) the item has been, or is, the subject of separate, non-budget legislation; (4) the item is one that typically would be reviewed by a standing committee of the Legislature; and (5) the provision could be accomplished without statutory directive, such as reports, studies, and audits. Items that typically are not included on the list are those that: (1) affect state program eligibility; (2) would generally be referred to the Joint Committee on Finance if introduced as separate legislation; and (3) address a reorganization or transfer of state government operations or functions.

Included are the page and item number showing where the provisions are described in the Legislative Fiscal Bureau's July, 2015, "Comparative Summary of Budget Recommendations of the Governor and Joint Committee on Finance." Some of the items on the attachment were inserted into the budget by SA 2 to SSA 1 to SB 21. Those items are identified by "(SA 2)" following the title of the provision.

Finally, it should be noted that some of the non-fiscal policy items described in the Fiscal Bureau's July, 2015, "Comparative Summary" were modified by subsequent legislative action or gubernatorial veto.

NON-FISCAL POLICY ITEMS INCLUDED IN 2015 ACT 55

ADMINISTRATION

General Agency Provisions

- Modify Prison Industries Procurement Pricing Rule (Page 30, #21)
- Eliminate Certain Boards and Councils (Page 33, #29)

AGRICULTURE TRADE AND CONSUMER PROTECTION

- Dissolution of Drainage Districts (Page 81, #22)

BUILDING COMMISSION

- Contracting Requirements (Page 108, #11)

CHILDREN AND FAMILIES

Economic Support and Child Care

- W-2 Community Steering Committees (Page 146, #6)

Child Support

- Filing Fee Exemption for Voluntary Paternity Acknowledgment (Page 158, #2)
- Requiring Financial Institutions to Pay Levies Submitted by Other States (Page 158, #3)
- Assignment of Benefits for Child Support (Page 159, #4 and Page 201, #8)

CORRECTIONS

Adult Institutions

- Workforce Development Reentry and Assessment Initiative (Page 176, #11)

DISTRICT ATTORNEYS

- Special Prosecutor Appointments (Page 189, #5)
- Increase Authorized Deputy District Attorneys (Page 191, #7)

EMPLOYMENT RELATIONS COMMISSION

- General Employee Labor Union Recognition Elections (Page 207, #4)
- High Deductible Health Plan Alternative for Local Protective Service Employees (Page 208, #5)

GENERAL FUND TAXES

Regulation of Alcohol Beverages

- Retail Sales of Hard Cider (Page 265, #2)
- "Class B" Liquor License Quota Exemption (Page 265, #3)

GENERAL PROVISIONS

- Cost of Blood Withdrawals Related to Intoxicated and Reckless Flying Violations (Page 266, #1)
- Crime Prevention Funding Board (Page 266, #2)
- New Method for Towns Contiguous to a Third Class City to Incorporate (Page 268, #3)
- Energy Savings Performance Contracting (Page 270, #4)
- Madison Metropolitan Sewerage District (Page 271, #6)
- Garnishee Fees (Page 273, #7)
- Self-Insurance for School Districts and Local Units of Government (Page 273, #8)
- Mental Injury Duty Disability Benefits from Retirement Systems of First Class Cities and Counties with a Population of 500,000 or More (Page 273, #9)
- Extension of Water or Sewer Service Between Municipalities (Page 274, #11)
- Prohibit Local Governments from Imposing Time of Sale Requirements (Page 274, #12)
- Duties and Powers of the County Executive in Populous Counties (Page 275, #13)
- Limitation on Town and County Conditional Use and Insurance Requirements (Page 276, #14)
- Municipal Public Building Plan Information and Public Plan Rooms (SA 2)

HEALTH SERVICES

Medical Assistance -- Long-Term Care Services

- Provision of Additional Nursing Home Beds (Page 323, #11)

Public Health and Other Programs

- Requirement for Pharmacists to Update Immunization Registry (Page 351, #8)
- Ambulance Staffing of Paramedics (Page 352, #12)
- Lead-Bearing Paint -- Definitions and Penalties (Page 352, #13)

HISTORICAL SOCIETY

- Exemption of Certain Documents from State Document Distribution Requirements (Page 369, #11)

INSURANCE

- Pharmacy Benefit Manager Regulation (Page 374, #12)
- Authorization for Out-Of-State Risk Retention Groups to Sell Medical Liability Insurance in Wisconsin (Page 375, #13)

JUSTICE

- Investigative Reports Released to the Public Related to Officer-Involved Deaths (Page 401, #20)
- Marquette University Police Officers (Page 401, #21)
- Expungement of DNA Databank (SA 2)

LEGISLATURE

- Gubernatorial Authority to Direct the Audit Bureau (Page 419, #15)

NATURAL RESOURCES

Parks and Forestry

- Relocation of Division of Forestry Headquarters Plan (Page 467, #10)
- Managed Forest Law Group Certification Opt-In (Page 469, #13)
- Northern State Forests Master Plans and Timber Production (Page 470, #15)
- Silviculture and Recreational Trails (Page 472, #16)

Fish, Wildlife, and Recreation

- Urban Bowhunting (Page 474, #3)
- Utility Terrain Vehicle Definition (Page 479, #11)

Environmental Quality

- Vilas County Dam Water Level Orders (Page 481, #2)
- Dam Water Flow Regulation (Page 481, #3)
- Shoreland Zoning Standards and Ordinances (Page 485, #9)
- Culverts Permitting (Page 487, #10)
- Areawide Water Quality Management Planning for Dane County (Page 494, #21)

PUBLIC INSTRUCTION

Categorical Aids

- School District Participation in Cooperative Educational Service Agencies (CESAs) (Page 516, #9)

Choice, Charter, and Open Enrollment

- Private School Choice Programs -- Assessments (Page 526, #11)
- Private School Choice Programs -- School Notice of Participation Date (Page 530, #15)
- Private School Choice Programs -- Teacher and Administrator Requirements (Page 530, #16)
- Private School Choice Programs -- Grade Information Provided to DPI (Page 530, #17)
- Private School Choice Programs -- Eliminate Pupil Assignment Council (Page 530, #18)
- Milwaukee Choice Program Research (Page 531, #19)
- Statewide Private School Choice Programs -- Document Retention Policy (Page 532, #23)
- Additional Charter School Authorizers (Page 536, #27)
- Charter School Authorizing Entity Duties (Page 537, #28)
- Contract Requirements for Independent "2R" Charter Schools (Page 538, #29)

- Charter School Governing Boards (Page 539, #30)
- Charter School Admissions (Page 539, #31)
- Special Needs Voucher Program (Page 542, #36)
- Tuition for Pupils Attending a School Out-of-State (Page 546, #37)

District Operations and Standards

- Educational Standards (Page 547, #1)
- School Accountability Reports (Page 547, #2)
- Notice of Educational Options (Page 550, #3)
- Whole Grade Sharing (Page 550, #4)
- Participation in Athletics and Extra-Curricular Activities (Page 554, #5)
- Geographic Representation for School Board of Unified School Districts (Page 555, #7)
- Sale of Excess Property (Page 556, #8)
- High School Graduation Standards (Page 557, #10)
- Opportunity Schools and Partnership Programs (Page 557, #11)

Administrative and Other Funding

- Alternative Teaching License (Page 573, #17)
- Teaching License Based on Completion of Montessori Teacher Education Program (Page 576, #18)
- Civics Assessment Requirement for High School Graduation (Page 578, #24)
- Regional or National Accreditation of Teacher Education programs (Page 579, #25)
- Requirements to Renew a Teaching License (Page 579, #26)

PUBLIC SERVICE COMMISSION

- Definition of Essential Telecommunications Services (Page 587, #15)
- Condemnation Authority for Oil Pipeline Companies (Page 587, #17)

REVENUE

Lottery Administration

- Employment of Terminated Lottery Division Employees (Page 598, #4)

SAFETY AND PROFESSIONAL SERVICES

Agencywide Provisions

- Automatic Fire Sprinklers in One- and Two-Family Dwellings (Page 606, #14)
- Religious Waivers to Certain One- and Two-Family Building Code Provisions (Page 606, #15)
- Septic and Well Pump Installer Electrician License Exemption (Page 608, #16)
- Local Electrical and Multifamily Sprinkler Code Ordinances (Page 608, #17)

SHARED REVENUE AND TAX RELIEF

Property Taxation

- Property Tax Bill Information (Page 632, #2)
- Settlement of Delinquent Assessments and Charges (Page 634, #6)
- Property Tax Exemption for Rented Personal Property (SA 2)

Local Revenue Options

- Premier Resort Area -- City of Rhinelander (Page 634, #1)
- Local Government Lodging ("Room") Tax (Page 635, #2)
- Public Fire Protection Charges (Page 637, #3)

SUPREME COURT

- Director of State Courts Operating Under the Direction of the Supreme Court (Page 653, #9)

TRANSPORTATION

Local Transportation Aid

- Milwaukee County and Provision of Services or Funds for a Rail Fixed-Guideway Transit System (Page 670, #5)

Local Transportation Assistance

- Rail Property Exemption from Local Special Assessment (Page 672, #5)

State Highway Program

- Conformity with Federal Weight Limits on I-41 (Page 688, #15)

Motor Vehicles

- Use of Tractors for Special Occasions Without Registration (Page 691, #4)
- Scrap Metal and Motor Vehicle Salvage Dealers (Page 691, #5)

UNIVERSITY OF WISCONSIN SYSTEM

- Applicants for UW Positions (Page 717, #34)
- Accountability Measures (Page 717, #35)
- Office of Educational Opportunity (Page 718, #37)

Create UW System Authority

- Delete Language Related to Faculty Tenure and Probationary Appointments (Page 734, #26)
- Delete Procedural Guarantees for Faculty and Academic Staff (Page 734, #27)

Delete Current Law Related to the UW System

- Shared Governance (Page 757, #1)

WISCONSIN ECONOMIC DEVELOPMENT CORPORATION

- Remove Governor from WEDC Board (Page 784, #6)
- Delegate Powers or Duties of the Board (Page 784, #7)

WISCONSIN TECHNICAL COLLEGE SYSTEM

- Joint Self-Insured Plans (Page 795, #9)
- Student Fees for Accident Insurance (Page 798, #11)
- Definition of Employer Representative on Milwaukee Area Technical College District Board (Page 798, #12)
- Technical College Age Eligibility (Page 798, #13)

WORKFORCE DEVELOPMENT

Departmentwide

- DWD and Department of Corrections Offender Reentry and Assessment Initiative (Page 807, #12)
- Opt-Out of One Day of Rest in Seven (Page 807, #14)
- Statutory Minimum Wage Requirement (Page 808, #16)
- Prevailing Wage (SA 2)

Worker's Compensation

- Worker's Compensation Coverage for Postsecondary Students (Page 816, #3)