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November 5, 2008

To the Users of This Report:

Re: Monthly Financial Information—September 2008

Please find attached the Report of Monthly General Fund Financial Information for the period ending September 30, 2008. All footnotes and additional information for the tables appear on the last two pages as endnotes to this report. This cover letter provides comment on the attached tables of General Fund financial information.

- Current Economic Environment and Updated Revenue Estimates. The attached reports for the period ending September 30, 2008 generally reflect revenues from economic activity that occurred in August, 2008. As a result, the data for these reports do not reflect the economic downturns that are generally acknowledged to have occurred in September and October, 2008. The Department of Revenue (DOR) is required, on or before November 20, 2008, to provide updated estimates of General Fund tax revenues (budgetary basis) for FY09 and the 2009-11 biennium.
- Annual Fiscal Report (Budgetary Basis) FY08. On October 15, 2008, the State's Annual Fiscal Report (unaudited, budgetary basis) was released and it showed that the State ended FY08 with an undesignated balance of \$130.7 million. This is \$50.2 million more than the projected balance of \$80.5 million from the estimate for the budget adjustment bill (2007 Wisconsin Act 226). General-purpose revenue taxes were \$13.043 billion compared to \$12.618 billion in FY07, an increase of \$425.0 million. This amount is also \$176.4 million higher than the 2007 Wisconsin Act 226 estimate of \$12.868 billion.

The Annual Fiscal Report for FY08 (unaudited, budgetary basis) is available from the Capital Finance Office website (<a href="www.doa.state.wi.us/capitalfinance">www.doa.state.wi.us/capitalfinance</a>) or at the above address. Audited financial statements for FY08 are expected to be available by December 31, 2008.

• **Projected Negative Cash Balance.** The largest projected negative cash balance in FY09 is currently negative \$945 million. This is expected to occur on June 15, 2009 and improves to negative \$587 million within seven days. Pursuant to Wisconsin Statutes, temporary reallocation (also referred to as

interfund borrowing) and other additional remedies are available to deal with periods when the cash balance is negative. The interfund borrowing limit for FY09 is \$706 million with an additional \$424 million for a period of up to 30 days, which in aggregate is \$1.130 billion.

• **Settlement of Amended Gaming Compact.** On September 17, 2008, the State and a tribal government reached agreement on a new gaming compact amendment. This agreement is with the same tribal government that had not made its scheduled payments for both FY08 and previous years. As part of this new gaming compact amendment, (i) the tribal government will make a \$60 million payment to the State upon notice of the gaming compact amendment being published in the Federal Register, and (ii) the parties agree on the methodology for payments due from the tribal government for each fiscal year, beginning with FY09.

Sincerely

Capital Finance Director

# Monthly General Fund Financial Information State of Wisconsin

## For the Period Ending September 30, 2008

## Prepared by the Wisconsin Department of Administration Prepared on November 5, 2008

The following tables of General Fund financial information are provided with respect to securities issued by the State of Wisconsin. The information may be material to an investment decision in the securities, although the presence of information here does not imply the State of Wisconsin has made a determination of its materiality.

PROJECTED GENERAL FUND CASH FLOW FOR FY09 REFLECTS THE BIENNIAL BUDGET FOR 2007-09 (2007 WISCONSIN ACT 20), UPDATED REVENUE ESTIMATES RELEASED BY THE LEGISLATIVE FISCAL BUREAU (LFB) ON FEBRUARY 13, 2008, THE BUDGET ADJUSTMENT BILL FOR THE 2007-09 BIENNIUM (2007 WISCONSIN ACT 226), AND \$800 MILLION OF OPERATING NOTES ISSUED ON JULY 1, 2008.

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- 1. Cautionary Information!
- 2. Actual and Projected General Fund Cash Flow for the Fiscal Year Ending June 30, 2009 (Cash Basis)

This is a new table and corresponds to Table II-7, page 39, of the State of Wisconsin Continuing Disclosure Annual Report, December 21, 2007.

3. General Fund Cash Flow Year-To-Date Compared to Estimates and Previous Fiscal Year (Cash Basis)

This corresponds to Table II-8, page 40, of the State of Wisconsin Continuing Disclosure Annual Report, December 21, 2007.

4. General Fund Monthly Cash Position (Cash Basis)

This corresponds to Table II-9, page 41, of the State of Wisconsin Continuing Disclosure Annual Report, December 21, 2007.

- 5. Actual and Projected Cash Balances in Funds Available for Interfund Borrowing
  - This corresponds to Table II-10, page 42, of the State of Wisconsin Continuing Disclosure Annual Report, December 21, 2007.
- 6. General Fund Recorded Revenues Year-to-Date Compared to Previous Fiscal Year (Agency Recorded Basis)

This corresponds to Table II-11, page 43, of the State of Wisconsin Continuing Disclosure Annual Report, December 21, 2007.

7. General Fund Recorded Expenditures Year-to-Date Compared to Previous Fiscal Year (Agency Recorded Basis)

This corresponds to Table II-12, page 44, of the State of Wisconsin Continuing Disclosure Annual Report, December 21, 2007

8. Endnotes and Additional Information

### **Cautionary Information!**

## Users of this information should be cautioned about several points:

The General Fund financial information in this document has been prepared using what is believed to be the best available data for these purposes. The tables in this document have been prepared using the same procedures used to prepare similar information for the State of Wisconsin Continuing Disclosure Annual Report, Official Statements prepared for specific securities, or reports filed in conjunction with various securities. This information is, however, preliminary in nature and subject to change.

- This information is unaudited and is not a "financial statement." None of the data presented here has been subjected to customary fiscal period closing procedures or the procedures used in the preparation of a financial statement, including verification, reconciliation, and identified adjustments.
- This information only speaks as of the date on which it was prepared.
- Statements of information for dates before the date this information is prepared will most likely be restated or revised. Information classified as "actual", and any difference from any prior estimate, does not signify a change to official estimates. Any official revenue or expenditure re-estimates that do occur will be separately identified, and if material, appropriately noted.
- The information does not intend to reflect the State's projected budgetary balance for FY09. The State issued its Annual Fiscal Report (budgetary basis) for FY08 on October 15, 2008.
- Projections of results for dates after the date this information is prepared are forward looking. Actual results will almost certainly differ.
  - ➤ It is important to note that cash flow projections are expressed on a *cash basis* while the revenue estimates released by LFB are expressed on a *budgetary basis* and net of any refunds.
  - ➤ The projected General Fund cash flow for FY09 reflects the 2007-09 budget (2007 Wisconsin Act 20), updated revenue estimates released by LFB on February 13, 2008, the budget adjustment bill for the 2007-09 biennium (2007 Wisconsin Act 226), and \$800 million of operating notes issued on July 1, 2008.
  - > Projections are not adjusted to reflect actual revenues and expenditures and routine variability in the timing of receipts and disbursements, but may be adjusted to reflect unique events.
  - > Projections of remaining fiscal year cash flow may be adjusted when necessary to reflect unforeseen events or additional revised forecasts of the General Fund condition statement.
- Data in the tables of financial information are subject to revision and reclassification for prior periods. This is particularly true for revenue data, where proper classification depends on tax returns which are received and processed significantly after the tax payments are received through electronic transfers.
- Some information is presented on a cash basis of accounting while other data is presented on a budgetary or agency recorded basis. Users should not compare information that is presented on one basis of accounting with information that is presented on a different basis of accounting.
- Comparison of monthly General Fund financial information has many inherent problems. Unforeseen events (including even a change in weather conditions) or variations from underlying assumptions may cause a decrease in receipts or an increase in disbursements from those projected for a given month.
- The State of Wisconsin is not obligated to provide this information or make it available on its website.
- None of the information in these tables of financial information is required by the State of Wisconsin's continuing disclosure undertakings pursuant to SEC rule 15c2-12.
  - This information is not, and does not replace, a notice of a material event required by SEC rule 15c2-12.
  - ➤ This information is not, and does not replace, the annual financial information required by SEC rule 15c2-12.

# ACTUAL GENERAL FUND CASH FLOW; JULY 1, 2008 TO SEPTEMBER 30, 2008 PROJECTED GENERAL FUND CASH FLOW; OCTOBER 1, 2008 TO JUNE 30, 2009<sup>(a) (b)</sup>

(In Thousands of Dollars) July August September October November December January **February** March April May June 2008 2008 2008 2008 2008 2008 2009 2009 2009 2009 2009 2009 BALANCES(c) **Beginning Balance** 24,835 \$ 172,120 \$ 464,375 \$ 895,808 \$ 1,340,508 \$ 1,028,113 \$ 479,725 \$ 1,290,896 \$ 1,187,486 \$ (205,342) \$ 249,320 \$ 508,138 Ending Balance (d) 172,120 464,375 895,808 1,340,508 1,028,113 479,725 1,290,896 1,187,486 (205,342)249,320 508,138 (292,774)Lowest Daily Balance (d) 17,165 (74,304)125,448 611,516 743,258 (462,969)335,358 943,438 (205,342)(595,067)(23.039)(645,357)RECEIPTS TAX RECEIPTS Individual Income 599,419 416,459 \$ 852,654 652,185 \$ 470,404 \$ 555,940 1,088,287 \$ 600,673 \$ 613,719 \$ 1,025,393 \$ 540,072 \$ 688,256 Sales & Use 424,497 414,465 400,891 395,900 380,600 425,200 315,800 359,800 362,900 353,400 326,400 395,600 Corporate Income 29,250 34,416 144,769 33,700 28,300 163,800 28,600 20,300 215,400 43,200 22,300 158,600 Public Utility 61 150 1.178 4.100 156,900 1.600 100 1.200 200 2,900 159,400 900 Excise 68,383 58,369 61,880 54,000 53,400 49,300 51,000 47,200 41,600 47,800 51,000 54,100 21,558 Insurance 712 1,106 37,504 814 1,578 40,185 2,978 28,211 31,639 1,861 33,748 7,118 Inheritance 12,093 10,971 1,505,994 **Subtotal Tax Receipts** 1,134,415 935,936 1,140,699 1,091,182 1,164,225 1,596,165 1,017,331 1,214,930 1,510,732 1,137,533 1,331,204 NON-TAX RECEIPTS Federal 563,248 566,365 480,475 536,646 576,488 521,920 673,625 630,940 507,525 540,249 572,436 641,030 Other & Transfers 514,783 206,097 514,202 376,041 282,545 293,232 465,544 556,921 283,616 340,483 320,272 451,360 Note Proceeds(e) 801,840 994,677 912,687 859,033 815,152 1,139,169 1,187,861 791,141 880,732 892,708 1,092,390 **Subtotal Non-Tax Receipts** \$ 1,879,871 772,462 3.014.286 1,708,398 2,500,671 2.053,386 1.950.215 1.979.377 2,735,334 2,205,192 2.006,071 2.391.464 2.030,241 2,423,594 TOTAL RECEIPTS DISBURSEMENTS Local Aids 1,172,822 1,025,475 1,357,945 130,313 881,727 155,897 1,331,112 245,207 282,190 111,512 160,021 1,969,005 Income Maintenance 636,352 425,402 352,616 499,007 403,477 450,789 443,039 410,209 448,219 338,725 229,859 418,166 Payroll and Related 474,451 427,624 275,539 511,227 384,195 358,393 522.558 395,680 286,440 436,168 386,805 384,555 Tax Refunds 76,352 67,223 47,309 42,600 52,000 122,100 130,900 549,900 473,200 395,000 156,800 166,300 Debt Service 104,317 158,589 3,239 1,537 327,165 28,837 Miscellaneous 392,867 365,581 353,458 399,955 394,224 265,371 582,459 465,236 338,207 340,170 494,502 474,787 Note Repayment(e) 9,840 195,893 205,733 205,733 205,733

2,262,610

Note: All footnotes to this table appear at the end of this report in the section entitled "Endnotes and Additional Information".

1.608,686

2,069,238

1,416,143

2,867,001

TOTAL DISBURSEMENTS

2,527,765

1.924.163

2,308,602

3,398,899

1,936,802

1,771,423

3,224,506

# GENERAL FUND CASH RECEIPTS AND DISBURSEMENTS YEAR-TO-DATE COMPARED TO ESTIMATES AND PREVIOUS FISCAL YEAR $^{(a)}$

(Cash Basis)

#### As of September 30, 2008

(Amounts in Thousands)

	FY08 through September 2007		FY09 through September 2008							
RECEIPTS		<u>Actual</u>	Actual	Estimate <sup>(b)</sup>		Variance		Adjusted Variance <sup>(f)</sup>		ference FY08 tual to FY09 Actual
Tax Receipts										
Individual Income	\$	1,834,867	\$ 1,868,532	\$ 1,919,271	\$	(50,739)		(50,739)	\$	33,665
Sales		1,229,465	1,239,853	1,215,300		24,553		24,553		10,388
Corporate Income		209,644	208,435	208,300		135		135		(1,209)
Public Utility		549	1,389	300		1,089		1,089		840
Excise		101,519	188,632	169,300		19,332		19,332		87,113
Insurance		35,444	39,322	33,770		5,552		5,552		3,878
Inheritance	_	44,013	30,182	30,953	Φ.	(771)	Φ.	(771)	_	(13,831)
Total Tax Receipts	\$	3,455,501	\$ 3,576,345	\$ 3,577,194	\$	(849)	\$	(849)	\$	120,844
Non-Tax Receipts										
Federal	\$	1,612,084	\$ 1,610,088	\$ 1,668,441	\$	(58,353)	\$	(58,353)	\$	(1,996)
Other and Transfers		1,043,198	1,235,082	1,083,634		151,448		151,448		191,884
Note Proceeds (e)		594,000	801,840	801,840		-		_		207,840
Total Non-Tax Receipts	\$	3,249,282	\$ 3,647,010	\$ 3,553,915	\$	93,095	\$	93,095	\$	397,728
TOTAL RECEIPTS	\$	6,704,783	\$ 7,223,355	\$ 7,131,109	\$	92,246	\$	92,246	\$	518,572
DISBURSEMENTS										
Local Aids	\$	2,100,428	\$ 2,184,862	\$ 2,240,036	\$	55,174	\$	55,174	\$	84,434
Income Maintenance		1,447,565	1,414,370	1,479,462		65,092		65,092		(33,195)
Payroll & Related		990,489	1,177,614	1,176,648		(966)		(966)		187,125
Tax Refunds		257,025	190,884	130,300		(60,584)		(60,584)		(66,141)
Debt Service		271,657	262,906	279,422		16,516		16,516		(8,751)
Miscellaneous		958,934	1,111,906	982,823		(129,083)		(129,083)		152,972
Note Repayment (e)		4,213	9,840	9,840		-				5,627
TOTAL DISBURSEMENT	rs \$	6,030,311	\$ 6,352,382	\$ 6,298,531	\$	(53,851)	\$	(53,851)	\$	322,071
VARIANCE FY09 YEA	AR-TO-	DATE			\$	38,395	\$	38,395		

Note: All footnotes to this table appear at the end of this report in the section entitled "Endnotes and Additional Information".

# GENERAL FUND MONTHLY CASH POSITION<sup>(c)</sup> July 1, 2006 through September 30, 2008 — Actual October 1, 2008 through June 30, 2009 — Estimated<sup>(b)</sup> (Amounts in Thousands)

	<b>Starting Date</b>	<b>Starting Balance</b>		Receipts <sup>(e)</sup>	Disbursements <sup>(e)</sup>
2006	July	\$ 4,563	(d)	\$ 1,920,630	\$ 2,121,122
	August	(195,929)	(d)	1,695,545	1,391,455
	September	108,161	(d)	2,288,498	2,041,092
	October	355,567		2,130,549	1,373,404
	November	1,112,712		1,856,520	2,086,743
	December	882,489	(d)	1,791,636	2,501,552
2007	January	172,573		2,570,733	1,717,796
	February	1,025,510		1,949,875	1,947,201
	March	1,028,184	(d)	1,869,287	2,934,724
	April	(37,253)	(d)	2,548,712	1,896,578
	May	614,881		2,009,550	1,525,908
	June	1,098,523	(d)	2,307,089	3,356,463
	July	49,149		2,746,602	2,446,001
	August	349,750	(d)	1,772,536	1,483,505
	September	638,781		2,185,645	2,100,805
	October	723,621		2,124,755	1,430,699
	November	1,417,677	(A)	1,962,257	2,248,605
	December	1,131,329	(d)	1,769,558	2,454,032
2008	January	446,855		2,699,255	1,782,044
	February	1,364,066		2,155,175	2,401,752
	March	1,117,489	(d)	1,953,094	3,283,120
	April	(212,537)	(d)	2,462,984	1,837,549
	May	412,898		1,987,901	1,816,466
	June	584,333	(d)	2,614,345	3,173,842
	July	24,836		3,014,286	2,867,001
	August	172,121	(d)	1,708,398	1,416,143
	September	464,376		2,500,671	2,069,238
	October	,		2,053,386	1,608,686
	November	1,340,509	(1)	1,950,215	2,262,610
2009	December	1,028,114	(d)	1,979,377	2,527,765
	January	479,726		2,735,334	1,924,163
	February	1,290,897	( D)	2,205,192	2,308,602
	March	1,187,487	(d)	2,006,071	3,398,899
	April	(205,341)	(d)	2,391,464	1,936,802
	May	249,321	(d)	2,030,241	1,771,423
	June	508,139	(d)	2,423,594	3,224,506

Note: All footnotes to this table appear at the end of this report in the section entitled "Endnotes and Additional Information".

#### CASH BALANCES IN FUNDS AVAILABLE FOR INTERFUND BORROWING(g)

July 31, 2006 to September 30, 2008 — Actual October 31, 2008 to June 30, 2009 — Projected<sup>(b)</sup> (Amounts in Millions)

The following two tables show, on a monthly basis, the cash balances available for temporary reallocation, also referred to as interfund borrowing. The first table does not include balances in the Local Government Investment Pool (LGIP) and the second table does include such balances. Though the LGIP is available for interfund borrowing, funds in the LGIP are deposited and withdrawn by local units of government, and thus are outside the control of the State. The monthly average daily balances in the LGIP for the past five years have ranged from a low of \$2.2 billion during November 2005 to a high of \$4.2 billion during August 2008. The Secretary of Administration may not exercise the authority to complete interfund borrowing if it would jeopardize the cash flow of any fund or account from which interfund borrowing would be made.

<b>Available Balances; Does Not Include Balances in the LGIP</b>						
Month (Last Day)	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>		
January		\$ 1,048	\$ 1,203	\$ 1,203		
February		1,131	1,265	1,265		
March		1,154	1,298	1,298		
April		1,114	1,211	1,211		
May		1,202	1,166	1,166		
June		1,208	1,079	1,079		
July	\$ 932	1,141	910			
August	1,052	1,204	944			
September	1,067	1,204	1,081			
October	925	1,110	1,110			
November	966	1,229	1,229			
December	1,019	1,244	1,244			

Available Balances; Includes Balances in the LGIP							
Month (Last Day)	<u>2006</u>	<u>2007</u>	2008	<u>2009</u>			
January		\$ 4,509	\$ 4,943	\$ 4,943			
February		4,773	5,255	5,255			
March		4,860	5,453	5,453			
April		4,593	5,273	5,273			
May		4,408	5,010	5,010			
June		4,536	4,813	4,813			
July	\$ 4,218	4,862	5,422				
August	3,978	4,383	4,589				
September	3,845	4,264	4,479				
October	3,361	3,900	3,900				
November	3,477	4,017	4,017				
December	3,764	4,141	4,141				

Note: All footnotes to this table appear at the end of this report in the section entitled "Endnotes and Additional Information".

#### GENERAL FUND RECORDED REVENUES(a)

#### (Agency Recorded Basis)

#### July 1, 2008 to September 30, 2008 compared with previous year

	Revenues 2007-08 FY <sup>(h)</sup>	Projected Revenues 2008-09 FY <sup>(b)</sup>	Recorded Revenues July 1, 2007 to September 30, 2007 <sup>(i)</sup>	Recorded Revenues July 1, 2008 to September 30, 2008 (j)
Individual Income Tax	\$ 6,713,681,000	\$ 6,965,000,000	\$ 1,295,652,471	\$ 1,459,986,760
General Sales and Use Tax	4,268,045,000	4,295,000,000	792,804,043	745,143,231
Corporate Franchise				
and Income Tax	837,807,000	830,000,000	182,354,363	153,760,531
Public Utility Taxes	297,460,000	316,200,000	0	564,589
Excise Taxes	540,259,000	617,300,000	68,679,899	119,659,314
Inheritance Taxes	158,789,000	30,000,000	41,885,656	17,390,639
Insurance Company Taxes	156,606,000	160,000,000	1,835,848	1,137,302
Miscellaneous Taxes	70,296,000	73,000,000	17,639,429	15,931,500
SUBTOTAL	13,042,943,000	13,286,500,000	2,400,851,708	2,513,573,864
Federal and Other Inter- Governmental Revenues <sup>(k)</sup> Dedicated and	6,803,292,000	6,457,183,500	1,489,346,283	1,643,402,402
Other Revenues <sup>(1)</sup>	4,151,603,000	4,698,803,200	1,094,687,880	1,280,987,556
TOTAL	\$23,997,838,000	\$ 24,442,486,700	\$ 4,984,885,871	\$ 5,437,963,822

## GENERAL FUND RECORDED EXPENDITURES BY FUNCTION $^{(a)}$

(Agency Recorded Basis)

July 1, 2008 to September 30, 2008 compared with previous year

	Expenditures 2007–08 FY <sup>(h)</sup>	Appropriations 2008–09 FY <sup>(b)</sup>	Recorded Expenditures July 1, 2007 to September 30, 2007 <sup>(m)</sup>	Recorded Expenditures July 1, 2008 to September 30, 2008 <sup>(n)</sup>
Commerce	\$ 240,689,000	\$ 294,718,400	\$ 54,866,176	\$ 58,861,982
Education	10,853,809,000	11,216,515,600	2,141,031,029	2,355,997,526
Environmental Resources	321,892,000	380,037,300	172,339,314	90,900,694
Human Relations & Resources	9,645,679,000	9,577,562,400	2,388,948,333	2,503,113,771
General Executive	802,326,000	963,061,100	271,229,469	265,420,308
Judicial	126,563,000	127,641,200	24,727,865	40,090,904
Legislative	65,047,000	70,324,700	12,595,543	11,744,358
General Appropriations	2,047,768,000	2,177,798,400	865,304,707	944,651,128
TOTAL	\$ 24,103,773,000	\$ 24,807,659,100	\$ 5,931,042,436	\$ 6,270,780,670

Note: All footnotes to these tables appear at the end of this report in the section entitled "Endnotes and Additional Information".

#### ENDNOTES AND ADDITIONAL INFORMATION

- (a) Please refer to the cautionary statements at the beginning of this document. The cautionary statements are an integral part of this table. None of the data presented here has been subjected to customary fiscal period closing procedures or other procedures used in the preparation of a financial statement, including verification, reconciliation, and identified adjustments. In addition, comparison of monthly General Fund financial information has many inherent problems. Unforeseen events (including even a change in weather conditions) or variations from underlying assumptions may cause a decrease in receipts or an increase in disbursements from those projected for a given month.
- (b) The projections or estimates for FY09 reflect (i) the budget for FY09 (2007 Wisconsin Act 20), (ii) updated General Fund revenue estimates released by LFB on February 13, 2008, (iii) the budget adjustment bill (2007 Wisconsin Act 226), (iv) proceeds of \$800 million in operating notes issued on July 1, 2008 and the resulting impoundment payments to be made on February 28, 2009, March 31, 2009, April 30, 2009, and May 29, 2009, and (v) assumption that the State will receive approximately \$75 million pursuant to the amended gaming compacts with tribal governments. General Fund cash flow projections for September 2008 and subsequent months (but not those used in projections on an agency recorded basis) also reflect receipt of \$60 million to be made by a tribal government pursuant to settlement of a new gaming compact amendment, and additional receipts resulting from lapses and timing of transfers during May and June 2009. Amounts do not reflect interfund borrowing.
  - A complete copy of the February 13, 2008 memorandum containing LFB's updated General Fund revenue estimates and additional information on the budget adjustment bill can be obtained by contacting the State of Wisconsin Capital Finance Office.
- (c) The General Fund cash balances presented are not based on Generally Accepted Accounting Principles (GAAP). The General Fund includes funds designated for operations and capital purposes of certain proprietary programs of the State's universities. Receipts and disbursements of such funds for the designated programs and the disbursement of such funds for other purposes are reflected in the cash flow. A use of the designated funds for purposes other than the proprietary programs is, in effect, a borrowing of such funds. Therefore, at any time that the balance in the General Fund is less than the balance of such designated funds, the State is obligated to replenish the designated funds to the extent of the shortfall. The designated funds are expected to range from \$206 to \$350 million during FY09. In addition, the General Fund holds deposits for several escrow accounts pursuant to court orders or federal rulings. These funds are expected to average \$10 million during FY09.
- (d) The Statutes provide certain administrative remedies to deal with periods when the General Fund is in a negative cash position. The Secretary of Administration may temporarily reallocate cash in other funds (up to 5% of the general-purpose revenue appropriations then in effect) to the General Fund. This amount is approximately \$706 million for FY09. In addition, the Secretary of Administration may also temporarily reallocate an additional amount up to 3% of the general-purpose revenue appropriations then in effect (approximately \$424 million for FY09) for a period of up to 30 days. If the amount of interfund borrowing available to the General Fund is not sufficient, the Secretary of Administration is authorized to prorate and defer certain payments.
- (e) Operating notes were not issued for FY07, \$600 million of operating notes were issued on July 2, 2007 for FY08 and \$800 million of operating notes were issued on July 1, 2008 for FY09. The February 28, 2009 impoundment payment reflects the premium received on July 1, 2008 and deposited into the Operating Note Redemption Fund.
- (f) Changes are sometimes made after the beginning of the fiscal year to the projected revenues and disbursements. Depending on when these changes occur, there are situations in which prior estimates can not be changed and the result is a large variance. This column may include adjustments to the variances to more accurately reflect the variance between the estimated and actual amounts.
- (g) The amounts shown reflect a reduction in the aggregate cash balances available to the extent any fund has a negative balance and is subject to interfund borrowing.
- (h) The amounts are from the Annual Fiscal Report (unaudited, budgetary basis) for FY08, dated October 15, 2008. A complete copy of the Annual Fiscal Report (unaudited, budgetary basis) for FY08 can be obtained by contacting the State of Wisconsin Capital Finance Office.
- (i) The amounts shown are FY08 general purpose revenues and program revenues taxes as recorded by state agencies. During the months of July-September, state agencies process entries to accrue revenues to the previous fiscal year. Since the timing of these entries varies from year-to-year, the recorded revenues as of July 31<sup>st</sup> and August 31<sup>st</sup> may vary greatly between fiscal years and are not suitable for comparison. There may be differences between the tax revenues shown in this report and those that may be reported by the Department of Revenue from time to time in their monthly general purpose revenue collections report; the Department of Revenue report (1) only includes general purpose revenues or taxes that are actually collected by the Department of Revenue, and (2) may include accruals or other adjustments that may not be recorded by state agencies until a subsequent month.
- (j) The amounts shown are FY09 general purpose revenues and program revenue taxes as recorded by state agencies. During the months of July-September, state agencies process entries to accrue revenues to the previous fiscal year. Since the timing of these entries varies from year-to-year, the recorded revenues as of July 31<sup>st</sup> and August 31<sup>st</sup> may vary greatly between fiscal years and are not suitable for comparison. There may be differences between the tax revenues shown in this report and those that may be reported by the Department of Revenue from time to time in their monthly general purpose revenue collections

report; the Department of Revenue report (1) only includes general purpose revenues or taxes that are actually collected by the Department of Revenue, and (2) may include accruals or other adjustments that may not be recorded by state agencies until a subsequent month.

- (k) This category includes intergovernmental transfers. The amount of these transfers may vary greatly between fiscal years, and therefore, this category may not be comparable on a historical basis.
- Certain transfers between General Fund appropriations are recorded as both revenues and expenditures of the General Fund.
  The amount of these transfers may vary greatly between fiscal years, and therefore, this category may not be comparable on a historical basis.
- (m) The amounts shown are FY08 expenditures as recorded by state agencies.
- (n) The amounts shown are FY09 expenditures as recorded by state agencies.

Additional information regarding the tables on the previous pages:

<u>Tribal Government Payments.</u> In May 2004, the Wisconsin Supreme Court ruled that certain amendments to the gaming compacts with tribal governments were unconstitutional. Although this decision concerned only an amendment to a gaming compact with one tribal government, the reasoning of the opinion applied to similar amendments to other gaming compacts that were executed on or after January 1, 2003. Subsequent to the Wisconsin Supreme Court's decision, the State still received in FY04 the expected payments from all but one tribal government, which did not make its payment of about \$30 million.

In FY05, the State received the expected payments from all but two tribal governments. One tribal government placed its payment of nearly \$44 million in escrow for release to the State upon completion of a new amendment to its gaming compact. The other tribal government did not make its payment of about \$30 million.

In FY06, budget and General Fund cash receipts assumed that the State would receive approximately \$146 million pursuant to the amended gaming compacts with tribal governments. This amount reflected (i) \$73 million, which was the estimate of all payments due in FY06, and (ii) \$74 million, which was an estimate of payments due in previous fiscal years that were expected to be made in FY06 by two tribal governments. With respect to the estimated \$73 million of payments due in FY06, the estimated amount due was subsequently revised downward to \$67 million to reflect provisions of the compacts with the tribal governments, and the State received payments totaling \$44 million from all but one tribal government. The State and this tribal government continue arbitration with respect to this tribal government's amended gaming compact. With respect to the estimated \$74 million of payments due in previous fiscal years that were expected to made in FY06, the State received payments from the two tribal governments that equal this amount.

On July 14, 2006, the Wisconsin Supreme Court held that a 1993 amendment to the gambling provision of the Wisconsin Constitution did not invalidate or affect the extension, renewal, or amendment of State-tribal compacts originally executed in 1991 and 1992. In addition, the Wisconsin Supreme Court overruled a portion of its earlier decision from 2004 that had invalidated compact amendments from 2003 that allowed tribes to offer additional games beyond those agreed to in the original tribal compacts.

In FY07, budget and General Fund cash receipts assumed that the State will receive approximately \$112 million pursuant to the amended gaming compacts with tribal governments. This amount reflected (i) \$82 million, which is the estimate of all payments due in FY07, and (ii) \$30 million, which is an estimate of a payment due in the previous biennium that is expected to be made in FY07 by a tribal government. With respect to the estimated \$82 million of payments due in FY07, the estimated amount was subsequently revised downward to \$70 million pursuant to provisions of the compacts and the State received payments totaling \$51 million from all but one tribal government. With respect to the estimated \$30 million payment due in a previous biennium, the State did not receive such payment. It is the same tribal government that did not make its scheduled payment in FY07, the \$30 million payment due in a previous biennium, and its scheduled payment due in FY06. The State and this tribal government continue arbitration with respect to this tribal government's amended gaming compact.

In FY08, budget and General Fund cash receipts assumed that the State will receive approximately \$124 million pursuant to the amended gaming compacts with tribal governments. This amount reflected (i) \$72 million, which is the estimate of all payments due in FY08, and (ii) \$52 million, which is an estimate of payments due in previous years from a tribal government that are expected to be made in FY08. With respect to the estimated \$72 million of payments due in FY08, the State received payments totaling \$44 million, invoiced two other tribal governments for which payments will be forthcoming, and had not yet received payment from one tribal government. With respect to the estimated \$52 million of payments due in previous years, the State had not received such payments.

It is the same tribal government that did not make its scheduled payment in FY08 and the payments due in previous years. On September 17, 2008, the State and this tribal government reached agreement on a new gaming compact amendment. As part of this new gaming compact amendment, (i) this tribal government will make a \$60 million payment to the State upon notice of the gaming compact amendment being published in the Federal Register, and (ii) the parties agree on the methodology for payments due from the tribal government for each fiscal year, beginning with FY09.

The FY09 budget assumes that the State will receive approximately \$75 million pursuant to the amended gaming compacts with tribal governments. The projected General Fund cash flows also assume receipt of the \$60 million payment to be made by a tribal government pursuant to settlement of a new gaming compact amendment.