

1995-96 SESSION
COMMITTEE HEARING
RECORDS

Committee Name:

Joint Committee on
Finance (JC-Fi)

Sample:

Record of Comm. Proceedings ... RCP

- 05hrAC-EdR_RCP_pt01a
- 05hrAC-EdR_RCP_pt01b
- 05hrAC-EdR_RCP_pt02

➤ Appointments ... Appt

➤ **

➤ Clearinghouse Rules ... CRule

➤ **

➤ Committee Hearings ... CH

➤ **

➤ Committee Reports ... CR

➤ **

➤ Executive Sessions ... ES

➤ **

➤ Hearing Records ... HR

➤ **

➤ Miscellaneous ... Misc

➤ 95hrJC-Fi_Misc_pt26

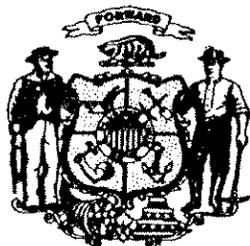
➤ Record of Comm. Proceedings ... RCP

➤ **

State of Wisconsin

SENATE CHAIR
JOE LEEAN

Room 119 South, State Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: 266-0751



ASSEMBLY CHAIR
BARBARA J. LINTON

Room 127 South, State Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-7690

JOINT COMMITTEE ON FINANCE

September 9, 1993

Secretary James R. Klauser
Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53702

Dear Secretary Klauser:

On September 1, 1993, a request under ss. 234.93(3) relating to the Wisconsin Development Reserve Fund administered by the Wisconsin Housing and Economic Development Authority was forwarded to the Joint Committee on Finance for approval.

There is objection by the Committee to this request. The Co-Chairs will therefore schedule a meeting of the Committee to consider this request.

Handwritten signature of Barbara J. Linton in cursive script.

BARBARA J. LINTON
Assembly Chair

Sincerely,

Handwritten signature of Joe Leean in cursive script.

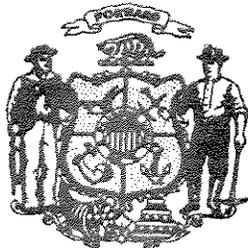
JOE LEEAN
Senate Chair

BJL/JL/ns

State of Wisconsin

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Phone: 266-7690

JOINT COMMITTEE ON FINANCE

September 2, 1993

TO: JOINT COMMITTEE ON FINANCE MEMBERS

FROM: Senator Joe Leean
Representative Barbara J. Linton
Co-Chair, Joint Committee on Finance

Attached is a copy of a request from the Department of Administration dated August 26, 1993, pertaining to WHEDA request to transfer loan guarantee authority between several programs.

Please review this item and notify Senator Leean's office not later than Monday, September 13, 1993, if you have any concerns about the request or would like the Committee to meet formally to consider it.

Also, please contact us if you need additional information.

JL:BJL:ns

Attachments

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin



Mailing address:
Post Office Box 7864
Madison, WI 53707-7864

TOMMY G. THOMPSON
GOVERNOR
JAMES R. KLAUSER
SECRETARY

SEP 01 1993

August 26, 1993

Senator Joseph Llean
Room 115 South
State Capitol
Madison WI 53702

Representative Barbara Linton
Room 127 South
State Capitol
Madison WI 53702

Dear Senator Llean and Representative Linton,

This is to inform you that I have approved a Wisconsin Housing and Economic Development Authority (WHEDA) request to transfer loan guarantee authority between several programs which operate under the Wisconsin Development Reserve Fund (WDRF).

This is a reasonable request which seeks to maximize the effectiveness of the relevant programs by transferring guarantee authority from where it is idle to programs where it can be used. WHEDA is only requesting a transfer of guarantee authority between programs and there will therefore be no overall increase in loan guarantee authority to the WDRF.

Under ss. 234.93 (3), the Joint Committee on Finance has fourteen (14) working days within which it may object to this action. I have attached a copy of a letter sent to WHEDA that explains the Committee's fourteen day review process. The agency is aware that the transfer cannot take place until the review is complete.

Please inform me of your decision on this matter at your earliest convenience. WHEDA is close to running out of loan guarantee authority in the Business Improvement and Targeted Development loan guarantee programs. If this occurs WHEDA must cease guaranteeing loans under these programs.

Sincerely,

A handwritten signature in cursive script that reads "James R. Klauser".

James R. Klauser
Secretary

cc: Members, Joint Committee on Finance
Bob Lang, LFB

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin



Mailing address:
Post Office Box 7864
Madison, WI 53707-7864

TOMMY G. THOMPSON
GOVERNOR
JAMES R. KLAUSER
SECRETARY

August 26, 1993

Mr. Richard Longabaugh
Executive Director
Wisconsin Housing and Economic Development Authority
1 South Pinckney Street
Suite 500
Madison WI 53703

Dear Mr. Longabaugh,

I have approved your request to transfer loan guarantee authority between several different loan guarantee programs under the Wisconsin Development Reserve Fund (WDRF). I agree with your goal of maximizing the effectiveness of each of these programs by assigning loan guarantee levels which are commensurate to the level of actual demand on the programs.

I am therefore authorizing the transfer of \$3,000,000 in loan guarantee authority from the Agricultural Development loan guarantee program to the Targeted Development loan guarantee program. I am also authorizing the transfer of \$2,000,000 in loan guarantee authority from the Small Business loan guarantee program to the Business Improvement loan guarantee program.

Please be advised that under ss. 234.93 (3) the Joint Committee on Finance has fourteen (14) working days within which they may object to this authorization. If the Committee does not object within that time frame, then the transfer may be made. If an objection is raised, the Committee will schedule a meeting to discuss and act on the transfer request.

Thank you for your efforts to make WHEDA's programs as effective as possible.

Sincerely,

A handwritten signature in cursive script, appearing to read "James R. Klauser".

James R. Klauser
Secretary

cc: Senator Joseph Leraan
Representative Barbara Linton
Members, Joint Committee on Finance
Bob Lang, LFB

Legislative Fiscal Bureau

One East Main, Suite 301
Madison, Wisconsin 53703
(608) 266-3847

NADINE -

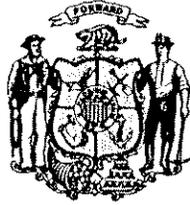
I don't believe this
will come up at
the B.U., but just
in case

LOR

Per your request For your information

Tommy G. Thompson
Governor

Valorie T. Olson
Executive Secretary

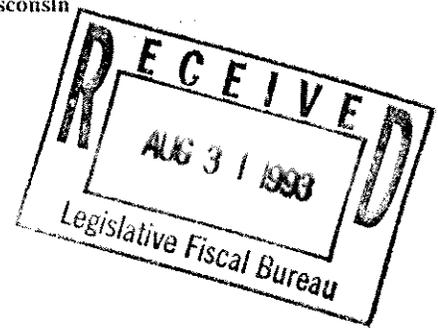


13.10 BL
HEAB Mailing Address:
Post Office Box 7885
Madison, WI 53707-7885
FAX No. 267-2808

AUG 3 0 1993

State of Wisconsin
Higher Educational Aids Board
131 West Wilson Street, Madison, Wisconsin

August 27, 1993



The Honorable Barbara Linton
Co-Chair, Joint Committee on Finance
Wisconsin Assembly
Room 127 South, State Capitol
Madison, Wisconsin 53702

Dear Representative Linton:

I am writing concerning the August 24th request for approval by State Director Dwight A. York for minor changes in the Blackhawk Technical College and Rock Valley College Joint Education Agreement. My agency accepts the proposed changes in Academic Course Titles and the deletion of one program as being within the scope of the Agreement, but also as being of a sufficiently minor nature as to preclude the necessity of formal presentation to the Joint Committee on Finance under s. 13.10.

I join State Director York in requesting acceptance by the Co-Chairs that these changes are non-substantive and do not require Committee action.

If there are any questions concerning HEAB in this matter, or if other information is necessary, please contact me.

Sincerely,

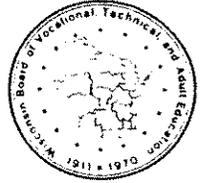
Valorie T. Olson
Valorie T. Olson
Executive Secretary

- CC: D. York, WBVTAE
- P. Collins, WBVTAE
- D. Suchman, LFB
- D. Fowler, HEAB

LAM

Wisconsin Board of Vocational, Technical and Adult Education

310 Price Place P.O. Box 7874 Madison, WI 53707 608-266-1207

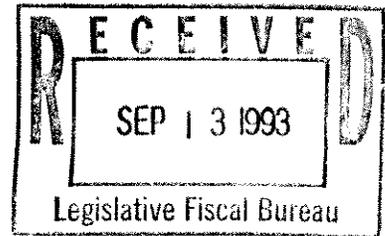


Dwight A. York
State Director

AUG 30 1993

August 24, 1993

The Honorable Barbara Linton
Co-Chair, Joint Committee on Finance
Wisconsin Assembly
Rm. 127 S, State Capitol
Madison, WI 53702

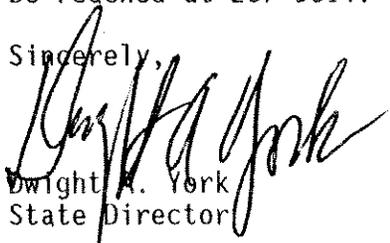


Dear Representative Linton:

Enclosed is a copy of an addendum to the Joint Educational Agreement between Blackhawk Technical College and Rock Valley College (of Illinois) which was signed by the parties in July. The Joint Committee on Finance last reviewed and approved the interstate agreement between Blackhawk and Rock Valley on October 9, 1991 for a January 1, 1992 effective date. According to its terms, the agreement which became operative in 1989 remains in force unless formally cancelled by either party. The enclosed addendum therefore operates as a modification to that agreement.

By the addendum, Blackhawk has changed the titles for eight courses, and Rock Valley has deleted one course. In our opinion, the changes are minor and do not alter any substantive terms of the existing Joint Educational Agreement. In the past, the Joint Committee on Finance has determined that nonsubstantive modifications of this type do not require formal Committee action.

The WBVTAE will be pleased to provide further information which may be needed. The agency contact for this agreement is Pat Collins, General Counsel, who may be reached at 267-9514.

Sincerely,

Dwight A. York
State Director

DAY:SKC
606:LTR:76

- cc: V. Olson, HEAB
- D. Fowler, HEAB
- M. Bukolt, LFB
- P. Collins, WBVTAE

ADDENDUM TO A JOINT AGREEMENT
BETWEEN
BLACKHAWK TECHNICAL COLLEGE
AND
ROCK VALLEY COLLEGE

This amendment to the Joint Education Agreement between Blackhawk Technical College and Rock Valley College is entered into this 24th day of May, 1993.

BY: BLACKHAWK TECHNICAL COLLEGE

Title Changes: .Agribusiness and Livestock Management (AAS)
.....Previously Livestock and Dairy Farm Management (AAS)
✓Avionics Technology (AAS)
.....Previously Aircraft Electronics (Diploma)
Auto Body and Paint Technican (Diploma)
.....Previously Auto Body (Diploma)
✓Culinary Arts (AAS)
.....Previously Restaurant/Hotel Cookery (AAS)
Diesel and Heavy Equipment Technician (Diploma)
.....Previously Diesel Heavey Equipment Mechanic (Diploma)
Diesel Equipment Mechanic (Diploma)
.....Previously Truck Mechanic (Diploma)
Health Unit Coordinator (Diploma)
.....Previously Health Unit Clerk (Diploma)
Machine Tool Operator (Diploma)
.....Previously Machine Tool (Diploma)

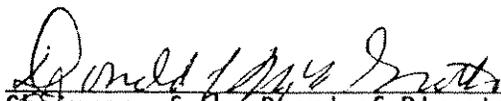
BY: ROCK VALLEY COLLEGE

✓Delete: Savings & Loan (AAS)

Current conditions, agreement, and other exigencies covered within the Agreement shall be in effect for this addendum agreement.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the date and year first above written.

BOARD OF DIRECTORS
BLACKHAWK TECHNICAL COLLEGE DISTRICT

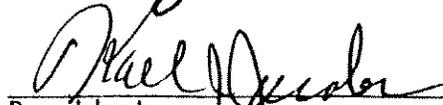

Chairman of the Board of Directors


President

7-12-93
Date

BOARD OF TRUSTEES
ROCK VALLEY COLLEGE, DISTRICT NO. 511


Chairman of the Board of Trustees


President

7/19/93
Date

State of Wisconsin

SENATE CHAIR
JOE LEEAN

Room 119 South, State Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: 266-0751



ASSEMBLY CHAIR
BARBARA J. LINTON

Room 127 South, State Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-7690

JOINT COMMITTEE ON FINANCE

December 15, 1993

December 15, 1993

Secretary James R. Klauser
Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53702

Dear Secretary Klauser:

On November 29, 1993, your letter approving a request from the Wisconsin Housing and Economic Development Authority under s. 234.93(3) of the statutes to increase the loan guarantee authority for the tourism and target area loan guarantee programs was provided to the Joint Committee on Finance for its approval.

The Co-Chairs have decided that this item should receive further review by the Committee and therefore we will schedule a meeting of the Committee to consider these proposed increases.


JOE LEEAN
Senate Chair

Sincerely,

BARBARA J. LINTON
Assembly Chair

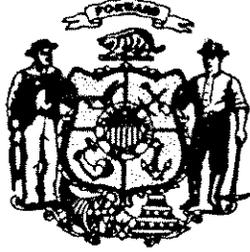
JL/BJL/ns

cc: Members, Joint Committee on Finance
Bob Lang

State of Wisconsin

SENATE CHAIR
JOE LEEAN

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P.O. Box 7882
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Phone: 266-0751



ASSEMBLY CHAIR
BARBARA J. LINTON

Room 127 South, State Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-7690

JOINT COMMITTEE ON FINANCE

December 15, 1993

Mr. Dwight A. York, Director
Wisconsin Board of Vocational,
Technical and Adult Education
310 Price Place
P.O. Box 7874
Madison, WI 53707

Dear Mr. York:

The Joint Committee on Finance has reviewed your request of December 2, 1993, for approval of the addendum to the interstate educational agreement between Gateway Technical College and College of Lake County in Illinois. The agreement has been approved as submitted.


JOE LEEAN
Senate Chair

Sincerely,

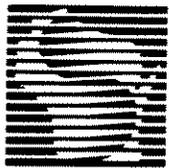


BARBARA J. LINTON
Assembly Chair

JL/BJL/ns

cc: Valorie T. Olson, Executive Secretary
Wisconsin Higher Educational Aids Board

Members, Joint Committee on Finance



The University of Wisconsin System

Vice President for Business and Finance

1752 Van Hise Hall

1220 Linden Drive

Madison, Wisconsin 53706

(608) 262-1311 FAX (608) 262-3985

DATE: December 13, 1993

TO: James R. Klauser
Secretary, Department of Administration

Senator Joseph Leraan
Representative Barbara Linton
Co-Chairs, Joint Committee on Finance

FROM: Raymond A. Marnocha *RAMarnocha*
Vice President for Business and Finance

RE: University of Wisconsin System 16.505/16.515 Requests

Please be advised that the University of Wisconsin System is withdrawing its request to increase positions and spending authority for the Office of Safety and Loss Prevention.

I can be reached at 262-1311 if you have any questions.

cc: President Lyall
Vice Presidents
Assistant Vice President Durcan
Robert Lang
David Suchman
Marty Olle

g:\acct\idad\osipreq

Tommy G. Thompson
Governor

Patrick J. Fiedler
Secretary



Mailing Address
149 East Wilson Street
Post Office Box 7925
Madison, WI 53707-7925
Telephone (608) 266-2471

State of Wisconsin Department of Corrections

November 8, 1993

Senator Joseph Leean, Co-Chairperson
Representative Barbara J. Linton, Co-Chairperson
Joint Committee on Finance
113 South State Capitol
Madison, WI 53702

Dear Senator Leean and Representative Linton:

Attached is the first quarter report on Badger State Industries for the fiscal year ending June 30, 1994, as required by Section 303.019 of the Wisconsin Statutes. This report includes the year-to-date cash balance of each industry.

The September 30, 1993 cash balance of each industry is detailed in Appendix A. On that date the total cash deficit was \$5,252,755.43. Over \$1,000,000 of the cash deficit in the first quarter is the result of producing and shipping several large orders for which payment will be made in the second quarter of this fiscal year as well as some outstanding invoices from other state agencies. Badger State Industries has adequate fixed assets, inventories and receivables to cover the increased overdraft.

The projected profit on the accrual basis is \$508,000 for the fiscal year ending June 30, 1994.

Sincerely,

A handwritten signature in cursive script that reads "Michael J. Sullivan".

Michael J. Sullivan
Secretary Designee

A handwritten signature in cursive script that reads "James R. Klauser".

James R. Klauser, Secretary
Department of Administration

BADGER STATE INDUSTRIES

YEAR TO DATE CASH BALANCE SUMMARY BY INDUSTRY

AS OF SEPTEMBER 30, 1993

INDUSTRY	CASH BALANCE 07/01/93 (AFTER RE- CLASSIFICATION)	REVENUE (CASH BASIS)	EXPENDITURE (CASH BASIS)	CASH BALANCE 09/30/93
MANAGEMENT & SUPPORT	0.00	0.00	372,007.14	(372,007.14)
DISCONT. INDUSTRIES	(421,788.95)	0.00	0.00	(421,788.95)
METAL STAMPING	5,991,400.06	465,874.16	499,650.48	5,957,623.74
OSHKOSH LAUNDRY	(93,763.74)	201,841.23	109,195.83	(1,118.34)
LAUNDRY	53,725.82	72,765.23	37,228.15	89,262.90
DISTRIBUTION CENTER	0.00	0.00	107,971.20	(107,971.20)
LINEN SUPPLY	(587,057.19)	79,604.55	91,688.84	(599,141.48)
JANITORIAL PRODUCTS	(148,219.10)	0.00	0.00	(148,219.10)
RCI DATA ENTRY	(515,065.45)	7,121.38	77,039.96	(584,984.03)
SIGNS	(489,162.71)	104,353.35	139,323.25	(524,132.61)
KMCI - GRAPHICS	(1,425,778.36)	0.00	7,009.76	(1,432,788.12)
QUICK COPY	7,665.04	0.00	0.00	7,665.04
SILKSCREENING SVCS	(400,467.32)	43,262.96	38,863.45	(396,067.81)
COLUMBIA PRINTING	277,414.89	189,087.08	216,067.28	250,434.69
WOOD PRODUCTS	(5,743,122.88)	108,995.87	452,333.01	(6,086,460.02)
METAL FURNITURE	(8,855,031.71)	249,362.43	909,266.16	(9,514,935.44)
SYSTEM FURNITURE	8,521,373.35	603,799.40	46,520.97	9,078,651.78
UPHOLST & LAMINATING	(187,227.59)	159,468.81	307,229.17	(334,987.95)
SPECIAL PROJECT I	(5,905.01)	0.00	163.46	(6,068.47)
SPECIAL PROJECT II	(66,448.18)	0.00	39,274.74	(105,722.92)
TOTAL	(4,087,459.03)	2,285,536.45	3,450,832.85	(5,252,755.43)

BADGER STATE INDUSTRIES
PROJECTED ACCRUAL PROFIT AND LOSS STATEMENT - FY 94
AS OF 9/30/93

Projected Revenue		\$ 14,379,000
Projected Cost of Goods Sold	11,927,000	
Projected Selling Expense	481,000	
Projected Administration Expense	1,463,000	
	<hr/>	13,871,000
		<hr/>
Projected Accrual Basis Profit 6/30/94		\$ 508,000
		<hr/> <hr/>

State of Wisconsin

SENATE CHAIR
JOE LEEAN

Room 119 South, State Capitol
P.O. Box 7882
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Phone: 266-0751



ASSEMBLY CHAIR
BARBARA J. LINTON

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Phone: 266-7690

JOINT COMMITTEE ON FINANCE

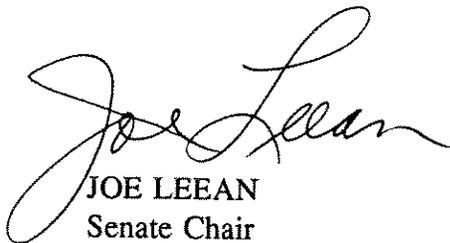
December 15, 1993

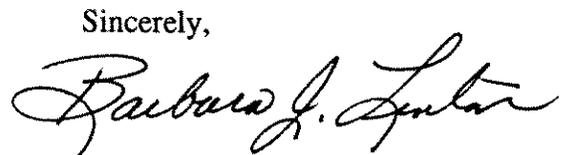
Secretary James R. Klauser
Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53702

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The Co-Chairs have decided that this item should receive further review by the Committee and therefore we will schedule a meeting of the Committee to consider these proposed increases.


JOE LEEAN
Senate Chair

Sincerely,

BARBARA J. LINTON
Assembly Chair

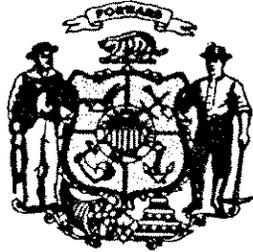
JL/BJL/ns

cc: Members, Joint Committee on Finance
Bob Lang

State of Wisconsin

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JOINT COMMITTEE ON FINANCE

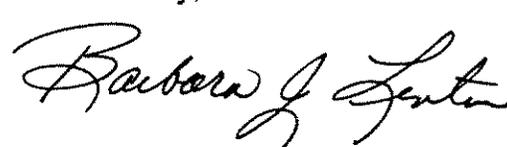
December 15, 1993

Mr. Dwight A. York, Director
Wisconsin Board of Vocational,
Technical and Adult Education
310 Price Place
P.O. Box 7874
Madison, WI 53707

Dear Mr. York:

The Joint Committee on Finance has reviewed your request of December 2, 1993, for approval of the addendum to the interstate educational agreement between Gateway Technical College and College of Lake County in Illinois. The agreement has been approved as submitted.


JOE LEEAN
Senate Chair

Sincerely,

BARBARA J. LINTON
Assembly Chair

JL/BJL/ns

cc: Valorie T. Olson, Executive Secretary
Wisconsin Higher Educational Aids Board

Members, Joint Committee on Finance

State of Wisconsin

SENATE CHAIR
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ASSEMBLY CHAIR
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JOINT COMMITTEE ON FINANCE

December 15, 1993

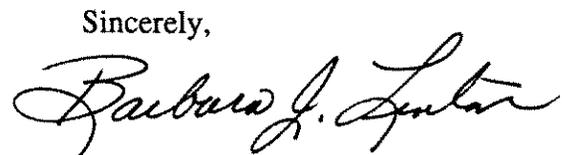
Secretary James R. Klauser
Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53702

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JOE LEEAN
Senate Chair

Sincerely,

BARBARA J. LINTON
Assembly Chair

JL/BJL/ns

cc: Members, Joint Committee on Finance
Bob Lang

State of Wisconsin

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JOINT COMMITTEE ON FINANCE

December 15, 1993

Mr. Dwight A. York, Director
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310 Price Place
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JOE LEEAN
Senate Chair

Sincerely,



BARBARA J. LINTON
Assembly Chair

JL/BJL/ns

cc: Valorie T. Olson, Executive Secretary
Wisconsin Higher Educational Aids Board

Members, Joint Committee on Finance

STATE OF WISCONSIN

SENATE CHAIR
TIM WEEDEN

LL1, 119 Martin Luther King Jr. Blvd.
P.O. Box 7882
Madison, WI 53707-7882
Phone: 608-266-2253



ASSEMBLY CHAIR
BEN BRANCEL

Madison, WI 53708-8952
Phone: 608-266-7746

JOINT COMMITTEE ON FINANCE

MEMORANDUM

TO: Joint Finance Committee Members

FROM: Representative Ben Brancel
Senator Tim Weeden
Co-Chairs, Joint Committee on Finance

DATE: May 28, 1996

RE: 16.505/515 (2)

Attached is a copy of a request from the Department of Administration dated May 24, 1996 pursuant to 16.505/515 (2) pertaining to requests from the Department of Health and Social Services and the District Attorney's Office.

Please review this item and notify Representative Brancel's office no later than **Friday, June 14, 1996** if you have any concerns about the requests or would like the committee to meet formally to consider it.

Also, please contact us if you need further information.

BB:TW:kc

CORRESPONDENCE MEMORANDUM

**STATE OF WISCONSIN
Department of Administration**

Date: May 24, 1996

To: The Honorable Tim Weeden, Co-Chair
Joint Committee on Finance

The Honorable Ben Brancel, Co-Chair
Joint Committee on Finance

From: James R. Klauser, Secretary
Department of Administration



Subject: S. 16.515/16.505(2) Requests

Enclosed are requests which have been approved by this department under the authority granted in s. 16.515 and s. 16.505(2). The explanation for each request is included in the attached materials. Listed below is a summary of each item:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>1995-96</u>		<u>1996-97</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DHSS 20.435(1)(gm)	Licensing, Review and Certifying Activities			\$262,000	4.33
DA's 20.475(1)(h)	Gifts and Grants				1.00*

* One-year project position.

As provided in s. 16.515, this request will be approved on June 17, 1996, unless we are notified prior to that time that the Joint Committee on Finance wishes to meet in formal session about this request.

Please contact Linda Nelson at 266-3330, or the analyst who reviewed the request in the Division of Executive Budget and Finance, if you have any additional questions.

Attachments

CORRESPONDENCE MEMORANDUM

**STATE OF WISCONSIN
Department of Administration**

Date: May 16, 1996

To: James R. Klauser, Secretary
Department of Administration

From: Jeffrey A. Geisler
Division of State Budget and Finance

Subject: Request Under s. 16.505 From the Department of Health and Social Services for 5.0 FTEs to Conduct Medicare Initial Certification Surveys

REQUEST

The Department of Health and Social Services (DHSS) requests the following FY97 FTE changes.

Alpha Appropriation & Fund Source	Numeric Appropriation & Title	Change to Classified FTE Level
<i>New FTEs</i> s. 20.435 (1) (gm) - PRO	131 - Health Facilities License Fees	+5.00
<i>FTE Deletions</i> s. 20.435 (1) (a) - GPR s. 20.435 (1) (n) - PRF s. 20.435 (1) (n) - PRF	101 - General Program Operations 142 - Medicare State Administration 155 - MA Survey & Certification Operations	-0.75 -2.83 <u>-1.42</u>
Total Deletions Requested		-5.00
Net FTE Change		0.00

DHSS also requests an ancillary FY97 only increase of \$300,100 in appropriation s. 20.435 (1) (gm) to fund the activities of these positions.

This request is prompted by reductions in federal funding and affects only the Bureau of Quality Compliance (BQC) in DHSS.

REVENUE SOURCES FOR APPROPRIATION(S)

The following table displays the statutory activities that generate revenues for appropriation s. 20.435 (1) (gm) .

WI Statutes Section	Revenue Generating Activity
50.135	Licensing and approval fees for inpatient health care facilities
50.49 (2) (b)	Licensing and regulation of home health agencies
50.93 (1) (c)	Licensing of hospices
146.50 (8) (d)	Certification of first responders-defibrillation
150.13	Resource allocation plan processing fees
250.05 (6)	Registration and other fees for sanitarians
254.176	Certification of persons who perform lead hazard reductions or management
254.178	Accreditation of lead training courses and approval of lead instructors
254.20 (5) and (8)	Asbestos abatement certification and training courses
254.31 to 254.39	Registration of ionizing radiation installations
254.47	Recreational permits and fees
254.61 to 254.89	Lodging and food protection activities
255.08 (2) (b)	Permits to operate tanning facilities

The new FTEs would be part of numeric appropriation 131 within s. 20.435 (1) (gm). The particular revenue source for appropriation 131 is s. 50.135 (2) (c) which imposes an annual license and approval fee on the licensed beds of inpatient health care facilities.

BACKGROUND

Without Medicare certification providers are not eligible to claim Medicare reimbursement. Currently only general hospitals and home health agencies can acquire Medicare certification through independent national organizations, but this alternative is expensive and thus seldom used. Generally, providers must receive a Medicare certification from BQC to be eligible for Medicare reimbursements. These providers include General Hospitals, Rehabilitation Hospitals, Specialty Hospitals, Home Health Agencies, Skilled Nursing Facilities, Rehabilitation Agencies, Rural Health Clinics, Ambulatory Surgical Centers and Dialysis Facilities. All of these providers except Specialty Hospitals, Skilled Nursing Facilities and Hospices must satisfy the certification requirements for Medicare as a precondition to Medical Assistance (MA) certification.

In early January 1996 the federal government notified DHSS that budget constraints had eliminated funding for Medicare initial survey activities in federal fiscal years 1996 and 1997. This interruption to initial Medicare certifications may prevent new providers from claiming Medicare income and may limit access to needed health care services for some Medicare clients.

The reduced funding for initial Medicare surveys also will affect MA providers and clients to the extent that initial Medicare certification is a precondition for initial MA certification.

Although DHSS has calculated a need for 5.53 FTE to perform these initial Medicare surveys, the request is only for 5.0 FTEs and \$300,100 for salaries and supplies. These positions and funding are a temporary, FY97 only, solution to this problem. DHSS plans to submit a 1997-99 biennial budget request for a user fee to support these initial Medicare certification surveys.

As noted above, appropriation 131 is funded by a bed fee under s. 40.135 (2) (c). Under this statute, nursing homes pay an annual fee of \$18 per bed and other inpatient health care

facilities pay \$6 per licensed bed. These fees originally funded the Cost Containment Commission and Council. This commission and council were eliminated in the 1995 WI Act 27, but the fees are still authorized under current law.

Currently there are approximately 52,600 licensed nursing home beds and 20,800 licensed hospital beds. The annual revenue from the bed fee is approximately \$690,000.

ANALYSIS

DHSS has requested the following permanent PRO positions and funding.

Classification	FTE
Nursing Consultant 1	3.37
Health Services Specialist 2	0.33
Public Health Sanitarian-Adv	0.80
Hospital Administration Consultant	<u>0.50</u>
TOTAL	5.00

Budget Detail	FY97 Dollars
Permanent Salaries	186,100
Fringe	66,500
Supplies and Services	47,500
TOTAL	300,100

The new position are intended to replace current FTEs that can no longer be funded. The department requests that these "unfundable" 5.0 FTE be deleted. DHSS will make these changes by recombining funding among 11.0 FTEs in BQC. The requested FTE changes by fund source are shown below.

Fund Source & Appropriation Title	Current FTEs	Requested Changes	Net FTEs
PR Bed Fees	0.00	+5.00	5.00
GPR General Program Operations	4.48	-0.75	3.73
PR Home Health License Fees	0.17	0	0.17
PRF Medicare State Administration	3.33	-2.83	0.50
PRF MA survey & Certification Operations	<u>3.02</u>	<u>-1.42</u>	<u>1.60</u>
TOTAL	11.00	0	11.00

The table above shows that DHSS would not delete 5.0 FED FTE in exchange for the new 5.0 PRO FTE. Only 2.83 FTE of the 5.0 FTE to be deleted are Medicare funded FED positions.

DHSS has not lost the equivalent of 5.0 FTE in federal Medicare funding. This is shown by the diversity of the funding sources for the proposed FTE deletions.

In fact, the lost federal funding only justifies 2.83 FTE of the 5.0 FTE requested. DHSS projects a workload of 93 initial surveys and calculates that this workload requires 5.53 FTEs. It is the workload plus the funding shortfall that prompts this request.

As an alternative to the request, DHSS could be asked to make the following FTE changes.

Fund Source & Appropriation Title	Current FTEs	Recommended Changes	Net FTEs
PR Bed Fees	0.00	+4.33	4.33
GPR General Program Operations	4.48	-0.75	3.73
PR Home Health License Fees	0.17	0	0.17
PRF Medicare State Administration	3.33	-2.83	0.50
PRF MA survey & Certification Operations	<u>3.02</u>	<u>-0.75</u>	<u>2.27</u>
TOTAL	11.00	0.00	11.00

Under this alternative, DHSS would be able to freeze 2.83 FTE Medicare FED positions and receive 2.83 FTE in PRO position authority. Also, DHSS could freeze 0.75 FTE GPR and the matching .75 FTE FED related to the MA survey and certification activity. This would provide DHSS with 4.33 PRO FTE positions.

The revised cost of 4.33 FTE positions is as follows:

Budget Detail	FY97 Dollars
Permanent Salaries	163,000
Fringe	58,200
Supplies and Services	40,800
TOTAL	262,000

To reflect the budgetary impact of the exchange of .75 GPR FTE for .75 FTE PRO, DHSS should be directed to move \$47,300 GPR (\$40,200 salary & fringe + \$7,100 supplies) in appropriation 101 to the unallotted reserve line.

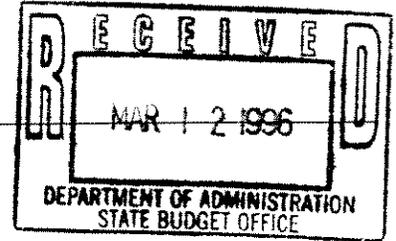
RECOMMENDATION

Freeze 4.33 FTE from diverse funding sources in exchange for 4.33 PRO FTE. Provide \$262,000 in PRO funding for salaries, fringe benefits, supplies and travel expenses for FY97 only. Transfer \$47,300 GPR from various budget lines to unallotted reserve.



State of Wisconsin
Department of Health and Social Services

Tommy G. Thompson, Governor
Joe Leean, Secretary



March 11, 1996

Mr. Richard Chandler
State Budget Director
Department of Administration
10th Floor, 101 East Wilson Street
Madison, WI 53702

Dear Mr. Chandler:

The Department requests the creation of 5.00 permanent PRO FTE in FY 97 in s. 20.435 (1)(gm) (Licensing, Review, and Certifying Activities - Health Facilities License Fees, numeric appropriation 131, project 000 and responsibility area 100450) to conduct Medicare initial certification surveys. This request decreases position authority in other appropriations by 5.0 FTE as follows: a 0.75 FTE position reduction in appropriation 101, a 2.83 FTE position reduction in appropriation 142, and a 1.42 FTE position reduction in appropriation 155.

The Department received notification in early January that federal funding for Medicare initial survey activities for all health care providers would not be available for federal fiscal year (FFY) 1996 and FFY 1997 due to federal budget constraints. The increase in position authority in appropriation 131 is requested in order to continue Medicare initial certification activities and to assure participation in the Medicare program for new health care providers. The Department is authorized to use the revenues collected under s. 20.435 (1)(gm) for licensing, review and certification activities [ch. 50.135 (2)(c)].

The Bureau of Quality Compliance (BQC) surveys providers who have elected to participate in either the Medicare program, the Medicaid program, or both programs. Without Medicare certification providers are not eligible for Medicare reimbursement. BQC projects that from October 1, 1995 to September 30, 1996, 93 noninstitutional health care providers will apply for admission into the Medicare/Medicaid program. Currently there are approximately 1,500 health care providers participating in these programs.

BQC receives Medicare, Medicaid, and state general purpose revenue (GPR) to fund the salaries of its surveying staff. The 5.00 FTE position authority in this request will replace the Medicare funding that has been eliminated for BQC staff who perform initial certification functions. The 5.0 FTE is comprised of fractions of 11.0 positions. The Department proposes to use revenue generated from "bed fees" (appropriation 131) that are currently assessed on all nursing homes and hospitals to fund the salaries for these activities.

The bed fee revenues originally funded activities of the Cost Containment Commission and Council. Because the Commission and Council were eliminated in the 1995-97 biennial budget, there is currently a positive balance in this appropriation. The fees assessed on nursing home beds (\$6 per year) and hospital beds (\$18 per year) generate approximately \$690,204 in revenue per year - currently there are 52,628 licensed nursing home beds and 20,802 licensed hospital beds. The cost of Medicare initial certification activities is estimated to be \$300,100 in FY 97.

BQC has developed a priority list of health care providers that are "pending" certification. These include those providers that have already requested Medicare certification, those who were ready to do so, and providers that are attempting to fill a critical health care need in the state. If these providers are not certified, Wisconsin risks denying access to needed health care services to its citizens.

Position Description:

Nursing Consultant 1 (5.00 FTE). These positions, under the supervision of the chief of the Hospital and Health Services Section, are responsible for ensuring compliance with state licensing and federal certification requirements across health providers including: hospitals, home health agencies, ambulatory surgery centers, rural health clinics, portable x-ray supplies, end-stage renal dialysis units, outpatient rehabilitation agencies, and hospice agencies. These positions also serve as a consultant to other program areas in BQC for review and update of applicable state licensing requirements for these providers.

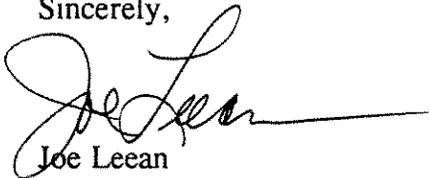
Budget Projections

	<u>FY 97</u>
Salary	186,100
Fringe	66,500
Supplies/Services	42,500
Data Processing	0
Rent	5,000
Total	300,100
FTE	5.00

Assuming the 5.00 FTE positions will be allocated among 11.0 FTE existing positions, BQC projects costs of \$300,100 in FY 97. The new positions will use existing data processing equipment and office furniture. The \$42,500 expenditures for supplies and services in FY 97 includes the standard package, plus additional travel expenditures of \$22,500. The additional funds for travel are necessary given the amount of travel required by the staff to conduct the survey activities.

Attached are the revised budget and revenue estimates for appropriation 131. If you have any questions, contact Elizabeth Barron in the Office of Policy and Budget at 6-5422.

Sincerely,



Joe Leean
Secretary

DIVISION OF HEALTH
SFY 96 s.16.505

02/16/95
03:47 P

Pos #	Pos Type	R/A	Pos FTE	Classification	Sch Range	Rate Base	Appro 101	Appro 125	Appro 131	Appro 142 Proj	Appro 155	Total	Annual Salary 131
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BUDGETED FTE

Current Status													
001775	C	100435	1.000	Nursing Consultant 1	11-09	\$20,749	0.500	0.200	0.200	0.130	0.370	1.000	
003196	C	100450	1.000	Nursing Consultant 1	11-09	\$15,399	0.200	0.200	0.600	0.600	0.200	1.000	
008794	C	100450	1.000	Nursing Consultant 1	11-09	\$15,399	0.200	0.200	0.600	0.600	0.200	1.000	
020841	C	100433	1.000	Nursing Consultant 1	11-09	\$17,621	0.500	0.500	0.130	0.130	0.370	1.000	
023995	C	100435	1.000	Nursing Consultant 1	11-09	\$18,738	0.500	0.500	0.130	0.130	0.370	1.000	
029531	C	100450	1.000	Health Services Specialist 2	12-07	\$18,240	0.670	0.200	0.130	0.200	0.200	1.000	
040958	C	100450	1.000	Public Health Sanitarian-Adv	15-14	\$18,797	0.200	0.200	0.600	0.600	0.200	1.000	
313811	C	100432	1.000	Nursing Consultant 1	11-09	\$15,861	0.500	0.500	0.130	0.130	0.370	1.000	
316132	C	100450	1.000	Nursing Consultant 1	11-09	\$18,514	0.060	0.170	0.600	0.600	0.170	1.000	
317466	C	100434	1.000	Nursing Consultant 1	11-09	\$16,715	0.500	0.500	0.130	0.130	0.370	1.000	
317704	C	100450	1.000	Hosp Administration Consultant	07-15	\$23,176	0.650	0.650	0.150	0.150	0.200	1.000	
			11.000				4.480	0.170	3.330	3.020		11.000	

Proposed Status

001775	C	100435	1.000	Nursing Consultant 1	11-09	\$20,749	0.380	0.200	0.200	0.100	0.320	1.000	\$8,631
003196	C	100450	1.000	Nursing Consultant 1	11-09	\$15,399	0.200	0.800	0.800	0.100	0.320	1.000	\$25,623
008794	C	100450	1.000	Nursing Consultant 1	11-09	\$15,399	0.200	0.800	0.800	0.100	0.320	1.000	\$25,623
020841	C	100433	1.000	Nursing Consultant 1	11-09	\$17,621	0.380	0.200	0.200	0.100	0.320	1.000	\$7,330
023995	C	100435	1.000	Nursing Consultant 1	11-09	\$18,738	0.380	0.200	0.200	0.100	0.320	1.000	\$7,795
029531	C	100450	1.000	Health Services Specialist 2	12-07	\$18,240	0.670	0.330	0.330	0.100	0.320	1.000	\$12,519
040958	C	100450	1.000	Public Health Sanitarian-Adv	15-14	\$18,797	0.200	0.800	0.800	0.100	0.320	1.000	\$31,278
313811	C	100432	1.000	Nursing Consultant 1	11-09	\$15,861	0.380	0.200	0.200	0.100	0.320	1.000	\$6,598
316132	C	100450	1.000	Nursing Consultant 1	11-09	\$18,514	0.060	0.770	0.770	0.100	0.320	1.000	\$29,652
317466	C	100434	1.000	Nursing Consultant 1	11-09	\$16,715	0.380	0.200	0.200	0.100	0.320	1.000	\$6,953
317704	C	100450	1.000	Hosp Administration Consultant	07-15	\$23,176	0.500	0.500	0.100	0.100	0.320	1.000	\$24,103
			11.000				3.730	0.170	5.000	0.500	1.600	11.000	\$186,109

s.16.505

\$186,100
0.3
\$66,500

BQC INITIAL SURVEY PROJECTIONS

APPROPRIATION 131

	<u>RATE</u>	<u>FTE</u>	<u>HOURS</u>	<u>SFY 97</u>
SALARY				
Nurse Consultant	**	5.0	2,080	186,100
			480	
FRINGE	0.3573			66,500
S/S				
STD PKG	4,000			20,000
ADDL TRAVEL	4,500			22,500
RENT	1,000			5,000
TOTAL				\$300,100

** See attached worksheet

ALPHA: (1)(gm)
 NUMERIC: 131
 NAME: Health Facilities License Fees

NOTE: SFY 6 AND SFY 7
 RESTORATION OF LONG-TERM VACAN
 DECISION ITEM—SEE LORANG SEPT ME

SOURCE: PR
 APPROPRIATION TYPE: Annual

BUDGET LINE	FY 92 ACTUAL	FY 93 ACTUAL	FY 94 ACTUAL	FY 95 ACTUAL	FY 96 ESTIMATE	FY ESTIM
01 PERMANENT SALARY	\$199,559.72	\$215,128.06	\$199,353.98	\$224,815.78	\$271,900.00	\$429
02 TURNOVER						(\$7)
03 PROJECT SALARY						
04 LTE SALARY			\$1,470.62			
05 FRINGE	\$67,314.68	\$73,886.14	\$67,726.08	\$79,571.32	\$114,600.00	\$154
06 SUPPLIES & SERVICES	\$38,050.85	\$33,557.14	\$31,719.53	\$32,588.40	\$48,400.00	\$79
FMS						
BFS						
BPER						
ADS						
CARS						
LIBRARY						
OTHER S&S						
07 PERMANENT PROPERTY		\$2,582.66	\$2,425.98			
08 UNALLOTTED RESERVE						\$10
DIVISION RESERVE						
09 AID TO INDIVIDUALS/ORGS						
10 LOCAL ASSISTANCE						
11 1-TIME FINANCING						
12 DEBT SERVICE						
13 FOOD						
14 VARIABLE NONFOOD						
15 DATA PROCESSING INTERNA	\$1,985.79	\$2,175.38	\$2,831.73	\$1,148.87	\$5,400.00	\$8
16 RENT	\$13,332.48	\$13,842.12	\$15,357.69	\$13,617.50	\$7,500.00	\$22
EXPENDITURES	\$320,243.52	\$341,171.50	\$320,885.61	\$351,741.87	\$447,800.00	\$696
ENCUMBRANCE CARRYOVER						
ADJUSTED EXPENDITURES	\$320,243.52	\$341,171.50	\$320,885.61	\$351,741.87	\$447,800.00	\$696
PROJECT FTE						
CLASSIFIED FTE	5.50	5.50	6.50	6.50	9.50	*
UNCLASSIFIED FTE						
OPENING CASH BALANCE	\$180,993.42	\$75,141.90	\$45,884.00	(\$127,135.00)	\$82,975.13	\$335
ACCOUNTS RECEIVABLE						
PROJECTED REVENUE	\$307,392.00	\$311,914.00	\$147,866.00	\$561,852.00	\$700,600.00	\$700
INTRAFUND TRANSFER	(\$93,000.00)					
TOTAL CASH AVAILABLE	\$395,385.42	\$387,055.90	\$193,750.00	\$434,717.00	\$783,575.13	\$1,036
ADJUSTED EXPENDITURES	(\$320,243.52)	(\$341,171.50)	(\$320,885.61)	(\$351,741.87)	(\$447,800.00)	(\$696)
CLOSING CASH BALANCE	\$75,141.90	\$45,884.40	(\$127,135.61)	\$82,975.13	\$335,775.13	\$340

SFY4 — NOTE: \$341,700 TO COST CONTAINMENT COMMISSION
 NOTE: \$40,900 (\$28,400, F\$9,500, S/\$3,000) TO COST CONTAINMENT COUNCIL

SFY 5 \$306,545 TO COMMISSION
 COUNCIL COSTS IN \$351,741.87

STATUTORY REFERENCE:

SFY 6 REPEALED

ADMINISTRATIVE RULE:

ACT 27 REDUCED SAL
 FR \$8,200 AND FTEs 2

FEE STRUCTURE:

INITIAL SURVEY EXER
 \$70,300 ADDED TO SF
 \$300,100 ADDED TO S

*INCLUDES REQUEST
 FY6/5 FTE
 FY7/5 FTE + 5 JJV, JR

SFY 7 JJV, JR ADDED
 \$20,000 SAL; \$7,100 FR
 \$1,000 S/S; \$500 RENT

CORRESPONDENCE MEMORANDUM

**STATE OF WISCONSIN
Department of Administration**

Date: May 20, 1996

To: James R. Klauser, Secretary
Department of Administration

From:  Michael Heifetz, Executive Policy Analyst
State Budget Office

Subject: Request under s. 16.505 for 1.0 FTE assistant district attorney position in Outagamie County.

REQUEST:

The Department of Administration, on behalf of the Outagamie County District Attorney's Office and the Lake Winnebago Area Metropolitan Drug Enforcement Group, requests approval of 1.0 FTE project (expiring June 21, 1997) assistant district attorney (ADA) position authorized under s. 20.475(1)(h), gifts and grants, in order to prosecute felony drug and asset forfeiture cases.

REVENUE SOURCES FOR APPROPRIATION:

The source of revenue for the appropriation under s. 20.475 (1)(h), gifts and grants, is asset forfeiture funds obtained by the Lake Winnebago Area Metropolitan Drug Enforcement Group during law enforcement actions against drug traffickers. There is currently \$103,000 available and designated to fund this request.

BACKGROUND:

There are 26 metropolitan enforcement groups (MEGs) throughout the state that provide a coordinated, regional approach to reducing drug traffic and drug-related crime. The Lake Winnebago Area Metropolitan Enforcement Group (LWAMEG) serves the following four counties: Outagamie, Calumet, Fond du Lac and Winnebago. The MEGs are partially funded through federal grants administered by the Office of Justice Assistance; the federal funds must be matched by state (penalty assessment surcharge) and local funds. The table below illustrates the FY96 federal grant and matching fund allocation for the LWAMEG:

<u>Fund Source</u>	<u>Dollars</u>	<u>Percentage</u>
Federal	\$204,635	75%
State Match	\$40,927	15%
<u>Local Match</u>	<u>\$27,285</u>	<u>10%</u>
TOTAL:	\$272,847	100%

The LWAMEG has entered into a contract with the Outagamie County District Attorney's Office to fund 1.0 FTE ADA for one year. This position will prosecute felony drug cases in all four counties of the MEG, but will be located in and supervised by the Outagamie County District Attorney's Office because the district attorneys from all four counties agreed that this office has the best physical space and support services to accommodate the position. The position would serve the other three counties through appointments as a special prosecutor *without additional state compensation.*

During many drug investigations, law enforcement seizes the assets of criminal defendants, such as cars, boats and computers that were used in the manufacture or delivery of drugs, or were involved in drug transactions (such as cash). Under state law, cash or the funds generated by the sale of seized assets (asset forfeiture funds) must be distributed to the School Fund.

However, under federal rules, MEGs may use asset forfeiture funds that are seized in law enforcement operations *funded with federal funds or in operations where the MEG assisted federal authorities* to fund law enforcement staff and/or equipment. This staff or equipment must be used for drug-related duties and may include prosecutors, such as the position in this request. In addition, federal rules also limit any position that is funded with asset forfeiture funds to a duration of one year.

This position, funded entirely with asset forfeiture funds, will be used to prosecute felony drug and asset forfeiture cases. The Outagamie County district attorney's office currently has 7 FTE (including the elected district attorney). Calumet, Fond du Lac and Winnebago counties have a total of 15 FTE (including the elected district attorneys). All are funded with GPR.

ANALYSIS:

The LWAMEG and Outagamie County are requesting an additional 1.0 project ADA FTE to address a significant increase in drug-related cases. As illustrated in the following table, the number of felony drug arrests within the Lake Winnebago Area Task Force has risen dramatically since 1991:

<u>Year</u>	<u>Felony Drug Arrest</u>	<u>% Increase Over Previous Year</u>
1991	305	--
1992	367	20.3%
1993	635	73.2%
1994	955	50.4%
1995	1,106	15.8%

This increase may be linked to many economic and social forces, as well as an increase in the number of law enforcement officers fighting the war on drugs in the Lake Winnebago area. Regardless of the cause, it is appropriate to authorize 1.0 ADA FTE project position for one year to ensure that drug cases are prosecuted efficiently and effectively.

James R. Klauser, Secretary
May 20, 1996
Page 3

While the asset forfeiture funds will pay for the position, Outagamie County will be required to reimburse the state through agency 475 because ADAs are state employees. Approval of this request will require additional expenditure authority in s. 20.475(1)(h) of \$84,600 PRO in FY97 (\$64,300 salary; \$20,300 fringe benefits). This is the maximum estimated cost, based on the recent collective bargaining agreement reached with the Association of State Prosecutors (the bargaining unit representing assistant district attorneys) and assuming that Hiring Above the Minimum is approved for this position. Since this is a continuing appropriation, approval of the Joint Committee on Finance is required only for the position authorization.

RECOMMENDATION:

Approve the request for 1.0 FTE assistant district attorney project position (June 24, 1996, to June 21, 1997), to be paid for by the Lake Winnebago Area Metropolitan Enforcement Group with asset forfeiture funds. This approval does not constitute the commitment of current or future GPR funding for this position. Such approval can only be obtained through the biennial budget process.

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin



Mailing Address:
Post Office Box 7869
Madison, WI 53707-7869

TOMMY G. THOMPSON
GOVERNOR
JAMES R. KLAUSER
SECRETARY

CC CA
MH

DATE: May 15, 1996

TO: Rick Chandler, Administrator
Division of Executive Budget and Finance

FROM: Linda Seemeyer, Administrator
Division of Administrative Services *Linda Seemeyer*

SUBJECT: **REQUEST UNDER S. 16.505/.515 FOR DEPARTMENT 475:
OUTAGAMIE DISTRICT ATTORNEY'S OFFICE**

On behalf of the Outagamie County District Attorney's Office, I submit the attached request for PR position and expenditure authority for Department 475, District Attorneys.

If you have any questions, please direct them to Stuart Morse, Director, State Prosecutors Office or to Richard Wagner in the Division's Bureau of Financial Management.

Attachments

cc: Stuart Morse
Richard Wagner

**DEPARTMENT OF ADMINISTRATION REQUEST UNDER S. 16.505/.515
FOR FUNDS AND POSITION AUTHORIZATION**

I. REQUEST

The Department of Administration requests under s. 16.505 the authorization of 1.0 FTE assistant district attorney (ADA) PR position in appropriation s. 20.475(1)(h) for the Outagamie District Attorney's (DA) Office. The Department also requests under s. 16.515 additional authority of \$84,642.84 in FY 97 for appropriation s. 20.475(1)(h). Program revenue funding for this position may continue into the next biennium if the hiring date is after June 24, 1996..

II. BACKGROUND

The Lake Winnebago Area Metropolitan Enforcement Group (LWAMEG) on May 14, 1996 entered into a contract with the Outagamie DA Office to fund one new half-time ADA in the DA office for one year, but not past July 18, 1998 regardless of the actual date of hire. This position will be exclusively used to prosecute controlled substances and asset forfeiture cases and to assist in the prosecution of similar cases in the Calumet, Fond du Lac and Winnebago County DA Offices. (These four counties comprise the LWAMEG.) Because the State has the responsibility for creating and funding prosecutorial positions, the ADA will be paid via the State payroll with the LWAMEG reimbursing the actual State costs.

III. ANALYSIS

The LWAMEG has determined that a portion of the funds it has already acquired via successful asset forfeitures would best be used to expedite the prosecution of drug cases it has developed in its four county service area. Further, it determined, after consultation with the four elected DAs, that the best approach would be to add a half-time ADA position in the Outagamie DA office. The Outagamie DA Office has the best physical space and support services for the new prosecutor and the other three DAs raised no objection to having the Outagamie DA act as the position's supervisor. This position would serve the other three DA offices via appointments as a special prosecutor without additional state compensation. This position would also work with the LWAMEG in its ongoing investigations.

IV. FISCAL ANALYSIS

Assuming that 1) the position were filled on June 10, 1996, and 2) the attorney was hired at the maximum under hiring above the minimum, then the positions salary and fringe would cost \$84642.84 in FY 97. The LWAMEG in its resolution has dedicated up to \$103,500 over the period of the appointment for this purpose. This wii be adequate for the full 12 month period specified in the contract. Position and funding authorization for FY 98 will be included in the formal Agency 475 biennial budget request if required based upon the actual start date.

Outagamie County District attorney Office Program Revenue Position Request

Assume position starts on June 24, 1996 & lasts for 26 pay periods (1 yr.)

Assume hired at the Hiring above the minimum maximum

1.0 FTE

Based upon the ADA contract approved by the Legislature and union

	# of pay periods	wage rate (HAM max.)	hr/pp	salary	fringe at 31.65%	total
FY 97	13	\$30.644	80	\$31,869.76	\$10,086.78	\$41,956.54
FY 97	13	\$31.177	80	\$32,424.08	\$10,262.22	\$42,686.30
FY 97 total				<u>\$64,293.84</u>	<u>\$20,349.00</u>	<u>\$84,642.84</u>

5/16/96 14:45



OUTAGAMIE COUNTY

320 S. WALNUT ST. APPLETON, WISCONSIN 54911

JUSTICE CENTER

OFFICE OF DISTRICT ATTORNEY

VINCE BISKUPIC, District Attorney

Telephone (414) 832-5024

FAX (414) 832-5031

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Michael J. Baiskus
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ADMINISTRATIVE ASSISTANT

Kelly A. Uhl

VICTIM-WITNESS ASSISTANCE

Catherine L. Wberishofer
Joan M. Streetar

SPECIAL INVESTIGATOR

Steven P. Malchow

April 29, 1996

BY FAX

Mr. Stuart Morse, Director
State Prosecutor's Office
P. O. Box 7869
Madison, WI 53707-7869

RE: Program Revenue Prosecutor Position

Dear Mr. Morse:

As recently discussed, the Outagamie County District Attorney's Office is withdrawing its previous program revenue prosecutor request pending the submission of a revised contract.

The revised contract would change the position to a full-time assistant district attorney position for one year only. The revised contract is expected to be signed on May 7, 1996 and will be promptly forwarded to your office.

If you have any questions on this matter, please don't hesitate to contact me.

Sincerely,

Vince Biskupic
District Attorney

VB/ku

PROGRAM REVENUE PROSECUTOR POSITION
NARCOTICS PROSECUTOR

**CONTRACT BETWEEN OUTAGAMIE COUNTY DISTRICT ATTORNEY
AND
LAKE WINNEBAGO AREA METROPOLITAN ENFORCEMENT GROUP**

The Outagamie County District Attorney and the Lake Winnebago Area Metropolitan Enforcement Group hereby enter into a contract whereby the Lake Winnebago Area Metropolitan Enforcement Group will act as a funding source for a program revenue Assistant District Attorney position for the Outagamie County District Attorney's Office. The Assistant District Attorney position will be funded by the Lake Winnebago Area Metropolitan Enforcement Group if authorization is given by the Governor and Legislature under §16.505 and §16.515 of the Wisconsin Statutes. The parties agree that the terms of the contract funding of the Assistant District Attorney Position are as follows:

1. Funding for the Assistant District Attorney position will be provided by the Lake Winnebago Area Metropolitan Enforcement Group for a term of twelve (12) months beginning on the date of hire of the Assistant District Attorney, but ending no later than July 18, 1998 regardless of the actual date of hire.
2. The Assistant District Attorney will be subject to the benefits and protection extended to all state prosecutors consistent with the state ADA contract.
3. The Assistant District Attorney will be appointed and directly supervised by the Outagamie County District Attorney and, as needed, be assigned to do special prosecutions on controlled substance cases for Fond du Lac, Calumet, and Winnebago Counties.
4. The Assistant District Attorney will be created on a full time basis as a 100% position (1.0 FTE position) with the State Prosecutor's Office and will work a minimum of eighty (80) work hours per pay period (two weeks).
5. The caseload focus for the Assistant District Attorney position will be the prosecution of controlled substance cases, prosecution of asset forfeiture cases, and the assistance on investigations conducted by the Lake Winnebago Area Metropolitan Enforcement Group.
6. The Assistant District Attorney shall maintain a log summarizing work on narcotics cases to ensure that 100% of the work hours are actually devoted to controlled substance cases.
7. The Outagamie County District Attorney will be responsible for

monitoring the Assistant District Attorney's hours and work performance. The District Attorney is the hiring authority. Any Assistant District Attorney hired is subject to all of the normal requirements of state employment as any other Assistant District Attorney in the system.

8. The Outagamie County District Attorney will be responsible for submitting summaries of the Assistant District Attorney's workload and work performance to the Board of Directors for the Lake Winnebago Area Metropolitan Enforcement Group at time intervals agreed upon by both parties.
9. The Lake Winnebago Area Metropolitan Enforcement Group acknowledges that the Wisconsin Department of Administration will pay the Assistant District Attorney and then bill the Lake Winnebago Area Metropolitan Enforcement Group for reimbursement on a quarterly basis.
10. The Lake Winnebago Area Metropolitan Enforcement Group specifically agrees to remain current on payments to the Wisconsin Department of Administration and also keep funds available for the full reimbursement to the Wisconsin Department of Administration for wages and benefits for the Assistant District Attorney position for a twelve (12) month term as noted in paragraph 1 above.
11. The Lake Winnebago Area Metropolitan Enforcement Group acknowledges receipt of estimates and costs for the Assistant District Attorney position as prepared by the State Prosecutor's Office. The Lake Winnebago Area Metropolitan Enforcement Group specifically agrees to have funding available for the Assistant District Attorney position based on costs provided by the State Prosecutor's Office of a minimum of \$50,100 to a maximum of \$84,100 for the full twelve (12) month term.
12. The parties acknowledge that consistent with the hiring practices of the Wisconsin Department of Administration, the Outagamie County District Attorney will be responsible for the hiring of the Assistant District Attorney.
13. The parties acknowledge that the Outagamie County District Attorney will be responsible for providing the State Prosecutor's Office with a request for authorization to hire above the minimum to be forwarded to the Wisconsin Department of Administration if he determines that such is necessary to hire an attorney who has the needed qualifications for the position.
14. If the Outagamie County District Attorney hiring above the minimum is needed, then in his report to the Wisconsin Department of Administration for authorization to do so, he shall propose that relevant factors be limited to the candidate's law enforcement experience, criminal prosecution experience, civil litigation experience, and work experience with government agencies.
15. The parties agree that any candidate hired for the Assistant District

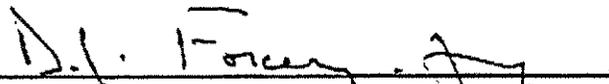
Attorney position will be restricted from being affiliated with a private law practice or private law firm which engages in any type of representation of criminal defendants charged with controlled substance crimes or represent criminal defendants in a manner that would conflict with the candidate's prosecution work.

The parties, having read this contract, hereby agree to fully comply with the conditions of the contract during the twelve (12) month term of such agreement. The parties further understand that this contract will be submitted to the Wisconsin Department of Administration and ultimate approval for the Assistant District Attorney position will be made by the Governor State Legislature consistent with Wisconsin Statutes.

SO AGREED this day of ~~April~~, 1996.
14th DAY OF MAY, 1996.



Vince Biskupic
Outagamie County District Attorney



Donald J. Forcey
Chairman, Board of Directors
Lake Winnebago Area Metropolitan
Enforcement Group



LAKE WINNEBAGO AREA MEG

DRUG UNIT

P.O. Box 719
Neenah, WI 54957-0719

(414) 751-6943
FAX (414) 751-6901

LAW ENFORCEMENT
PROUDLY SERVING
Calumet County
Fond du Lac County
Outagamie County
Winnebago County

March 13, 1996

Vince Biskupic, District Attorney
Outagamie County District Attorney's Office
410 S. Walnut Street
Appleton, WI 54911

Dear Vince:

On February 28, 1996, the Lake Winnebago Area Metropolitan Enforcement Group-Drug Unit Board of Directors met in regular session.

One item on the agenda was the proposed hiring of one half time prosecutor to handle narcotics cases in the four (4) counties of Outagamie, Winnebago, Calumet, and Fond du Lac.

The Board approved the hiring of this prosecutor by the Outagamie County District Attorney's Office after reviewing the budgetary considerations.

The LWAM forfeiture fund has a sufficient balance to cover the filing of this position at the maximum level of \$103,000 salary and fringe benefits over a 24-month period.

Let me further assure you that although these funds are on deposit with the Winnebago County Financial Office for the purpose of administrating LWAM budget. These funds are not available to Winnebago County or its individual agencies for use other than by LWAM.

Any questions, you can contact me at 751-6943.

Sincerely,

Sgt. Roger J. Price, Project Director
Lake Winnebago Area Metropolitan Enforcement Group-Drug Unit

RJP:sjb