

1999 DRAFTING REQUEST

Bill

Received: 10/23/98

Received By: kenneda

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: Himself

This file may be shown to any legislator: NO

Drafter: kenneda

May Contact:

Alt. Drafters:

Subject: Health - public health

Extra Copies: TAY

Topic:

Immunization of certain persons against anthrax

Instructions:

See Attached; same as 1997 LRB-5120/P1, with pencilled changes on D-Note

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
I?	kenneda 10/29/98	gilfokm 10/30/98		_____			S&L
/1			hhagen 11/2/98	_____	lrb-docadmin 11/2/98	lrb-docadmin 11/4/98	

FE Sent For:

01-14-99

<END>

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7.

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For: **Marlin Schneider (608) 266-0215**

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Alt. Drafters:

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Extra Copies: **TAY**

Topic:

Immunization of certain persons against anthrax

Instructions:

See Attached; same as 1997 LRB-5 120/P1, with pencilled changes on D-Note

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/?	kenneda	PJK 10-30	#1 11/2	#1 11/2			

FE Sent For:

<END>

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-5120/P1dn
DAK:jlg:km

Monday, March 23, 1998

To Representative Schneider:

I have drafted this bill in preliminary form, because I lack information about all of the following:

1. How much in general purpose revenues should be appropriated for 1998-99 for the immunizations? *500,000/year **

2. In addition to the persons specified in the bill, you might want to include volunteer emergency management workers (described under s. 166.03 (8) (d), stats.) and persons who provide equipment or services under the direction of the governor, the adjutant general or the head of emergency management services in any county, town or municipality during a state of emergency declared by the governor (as described in s. 166.03 (10), stats.). The obvious problem with including these people, however, is that, unless an emergency arises, it is difficult to ascertain who, specifically, they are. Are there any other persons that you might want to include?

3. I have provided that DHFS must establish procedures for distributing the immunization money by rule. Do you want DHFS to do this under emergency rule-making procedures, without requiring a finding of emergency, to speed up the rule making?

Please let me know if I can give you further assistance; I would be happy to meet with you to discuss the draft.

Debora A. Kennedy
Assistant Chief Counsel
2664137

*Const. Officers
Alders
Legislators
Co Board members*

** From telephone conversation with Rep Schneider 10/23/98*

\$ 1,000,000

A lso checked people





PRELIMINARY **DRAFT - NOT READY FOR** INTRODUCTION

1 **AN ACT** *to* amend 20.435 (5) (cm) (title); and *to* create 20.435 (5) (cn) and 252.043
2 of the statutes; **relating to:** immunization of certain persons against anthrax
3 and granting rule-making authority

Analysis by the Legislative Reference Bureau

This bill establishes a program in the department of health and family services (DHFS) that provides general purpose revenues to pay for immunization from anthrax, an infectious disease that may be caused by inhalation of airborne spores from animal products. Persons who would be eligible under the program for the immunization are emergency medical technicians, first responders, law enforcement officers, certain emergency management personnel and others as specified by rule by DHFS.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1. 20.005** (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

1997-98

1998-99

1
2 **20.435 Health and family services, department**
3 **of**

4 (5) **HEALTH SERVICES PLANNING, REGULATION AND**
5 **DELIVERY; AIDS & LOCAL ASSISTANCE**

6 (cn) Anthrax immunization GPR A -0- -0-

7 **SECTION 2.** 20.435 (5) (cm) (title) of the statutes, as affected by 1997 Wisconsin
8 Act 27, is amended to read:

9 20.435 (5) (cm) (title) ***Immunization of children.***

10 **SECTION 3.** 20.435 (5) (cn) of the statutes is created to read:

11 **20.435 (5) (cn) Anthrax immunization.** The amounts in the schedule for
12 providing immunization against anthrax under s. 252.043.

13 **SECTION 4.** 252.043 of the statutes is created to read:

14 **252.043 Anthrax immunization program. (1)** In this section:

15 (a) "Anthrax" means an infectious disease, caused by the ingestion of spores of
16 *Bacillus anthracis*, that is transmittable to humans by direct inoculation from
17 contaminated wool or other animal products, by ingestion of raw meat or by
18 inhalation of airborne spores from animal products.

19 (b) "Emergency medical technician" has the meaning given in s. 146.50 (1) (e).

20 (c) "First responder" has the meaning given in s. 146.53 (1) (d).

21 (d) "Law enforcement officer" has the meaning given in s. 165.85 (2) (c).

22 (2) From the appropriation under s. 20.435 (5) (cn), the department shall
23 distribute moneys for the immunization against anthrax of all of the following
24 persons:

- 1 (a) Emergency medical technicians.
- 2 (b) First responders.
- 3 (c) Law enforcement officers.
- 4 (d) Employes of municipal and county emergency management units, as
5 specified in s. 166.03 (8) (d).
- 6 (e) Other persons, as specified by rule by the department.
- 7 (3) The department shall promulgate rules that ~~establish~~ ^{prescribe} procedures for the
8 distribution of moneys under sub. (2) and may promulgate rules that specify
9 additional persons who may receive immunization against anthrax.

10

(END)



D-NOTE

DAK:jk
PK ←

1999 Bio

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

state constitutional
officers, members of
the common council of
cities, town and village board
members, members of
county boards of supervisors

reference
↓

1 A N **ACT** to amend 20.435 (5) (cm) (title); and to **create 20.435 (5) (cn)** and 252.043
2 of the statutes; **relating to:** immunization of certain persons against anthrax
3 and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This bill establishes a program in the department of health and family services (DHFS) that provides general purpose revenues to pay for immunization from anthrax, an infectious disease that may be caused by inhalation of airborne spores from animal products. Persons who would be eligible under the program for the immunization are emergency medical technicians, first responders, law enforcement officers, certain emergency management personnel and others as specified by rule by DHFS.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

1999-00 2000-01
~~1997-98~~ 1998-99

1

2 **20.435 Health and family services, department**

3 **of**

CS *WLS*

4 (5) HEALTH SERVICES PLANNING, REGULATION AND

5 DELIVERY; AIDS & LOCAL ASSISTANCE

6 (cn) Anthrax immunization GPR A

500,000 *500,000*
400 *0*

7 SECTION 2. 20.435 (5) (cm) (title) of the statutes ~~was affected by 1997 Wisconsin~~

8 ~~Act 271~~ is amended to read:

9 20.435 (5) (cm) (title) *Immunization of children.*

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12 providing immunization against anthrax under s. 252.043.

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16 Bacillus anthracis, that is transmittable to humans by direct inoculation from
17 contaminated wool or other animal products, by ingestion of raw meat or by
18 inhalation of airborne spores from animal products.

19 (b) "Emergency medical technician" has the meaning given in s. 146.50 (1) (e).

20 (c) "First responder" has the meaning given in s. 146.53 (1) (d).

21 (d) "Law enforcement officer" has the meaning given in s. 165.85 (2) (c).

22 (2) From the appropriation under s. 20.435 (5) (cn), the department shall
23 distribute moneys for the immunization against anthrax of all of the following
24 persons:

- 1 (a) Emergency medical technicians.
- 2 (b) First responders.
- 3 (c) Law enforcement officers,
- 4 (d) Employees of municipal and county emergency management units, as
- 5 specified in s. 166.03 (8) (d).

6 (j) ~~Other~~ persons, as specified by rule by the department.

prescribe

7 (3) The department shall promulgate rules that ~~establish~~ procedures for the
 8 distribution of moneys under sub. (2) and may promulgate rules that specify
 9 additional persons who may receive immunization against anthrax.

10 (END)

(e) Volunteer emergency management workers, as described under s. 166.03 (8) (d).

(f) Persons who provide equipment or services during a state of emergency, as described under s. 166.03 (10).

(g) Persons holding a state office, as defined in s. 5.02 (23).

town and village boards and of

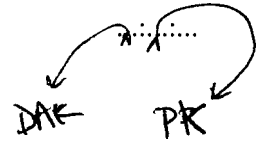
(h) Members of the common councils of cities and ~~of town and village boards.~~

(i) Members of county boards of supervisors.

D-NOTE

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0685/?dn



Handwritten initials 'DAK' and 'PK' with arrows pointing from a central point towards them.

To Representative Schneider:

1. Section 16.47 (2), stats., prohibits each house of the legislature from passing a bill that contains an appropriation of or increases the cost of state government by more than \$10,000, except for emergency appropriations bills, until the budget bill has passed both houses. If this bill is introduced and enacted as an emergency measure prior to passage of the budget, the appropriation set forth in this bill will, as part of the enacted act, be repealed by action of the budget bill (which repeals and recreates the appropriations schedule) unless you have also amended the budget bill to include the correct appropriation line amount. You may, instead, wish to consider having this bill redrafted as an amendment to the budget bill. Alternatively, you may, instead, wish to include an effective date for the bill that is later than the projected date for passage of the budget bill. Last, you may, instead, wish to introduce this bill after passage of the budget bill; if that is done, please check with me after budget bill passage to ensure that the numbers for created statutes in this bill have not been supplanted by the budget bill.

2. I have provided that DHFS must establish procedures for distributing the immunization money by rule. Do you want DHFS to do this under emergency rule-making procedures, without requiring a finding of emergency, to speed up the rule making?

Debra A. Kennedy
Assistant Chief Counsel
266-O 137

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0685/1dn
DAK:pk:hmh

Monday, November 2, 1998

To Representative Schneider:

1. Section 16.47 (2), stats., prohibits each house of the legislature from passing a bill that contains an appropriation of or increases the cost of state government by more than \$10,000, except for emergency appropriations bills, until the budget bill has passed both houses. If this bill is introduced and enacted as an emergency measure prior to passage of the budget, the appropriation set forth in this bill will, as part of the enacted act, be repealed by action of the budget bill (which repeals and recreates the appropriations schedule) unless you have also amended the budget bill to include the correct appropriation line amount. You may, instead, wish to consider having this bill redrafted as an amendment to the budget bill. Alternatively, you may, instead, wish to include an effective date for the bill that is later than the projected date for passage of the budget bill. Last, you may, instead, wish to introduce this bill after passage of the budget bill; if that is done, please check with me after budget bill passage to ensure that the numbers for created statutes in this bill have not been supplanted by the budget bill.

2. I have provided that DHFS must establish procedures for distributing the immunization money by rule. Do you want DHFS to do this under emergency rule-making procedures, without requiring a finding of emergency, to speed up the rule making?

Debra A. Kennedy
Assistant Chief Counsel
266-0137

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 11/2/98

To: Representative Schneider

Relating to LRB drafting number: LRB-0685

Topic

Immunization of certain persons against anthrax

Subject(s)

Health - public health

1. **JACKET** the draft for introduction MBL

in the Senate or the Assembly (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-356 1. If you have any questions relating to the attached draft, please feel free to call me.

Debora A. Kennedy, Assistant Chief Counsel
Telephone: (608) 266-0137