

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4521/1dn
DAK:lmk:rs

February 7, 2006

To Jim Johnston and Steve Milioto:

1. In amending s. 46.281 (1) (e) 1. and 2., stats., I changed “and” to “and may” in the first sentence of each subdivision where contracting with other entities is specified. My reason for doing so is this: section 46.281 (1) (intro.) *requires* that DHFS perform the actions under that subsection. The “and” under current law links entities specified under par. (d) (a county, a family care district, etc.) with other entities. It seems inappropriate that DHFS is *required* to contract *both* with entities under par. (d) and other entities. Substituting “and may” for “and” permits DHFS to contract with other entities if the attendant requirements for doing so are met.
2. In amending s. 46.27 (4) (c) 8., stats., I added “a contract with” to the language proposed, to make sense of the sentence. Please review.
3. Your review of 05-4521/P1 did not address the amendment of s. 46.282 (2) (a) (intro.), stats. I have assumed that you consider it okay as drafted.
4. Even though you indicated s. 49.45 (3) (ag), stats., was okay as amended in 05-4521/P1, I added “2.” to the cross reference to s. 46.281 (1) (e), since only resource centers perform the functional screens, and not also care management organizations.

Debora A. Kennedy
Managing Attorney
Phone: (608) 266-0137
E-mail: debora.kennedy@legis.state.wi.us