

**2011 DRAFTING REQUEST**

**Bill**

Received: **02/01/2011**

Received By: **mglass**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget 79546**

By/Representing: **Silver**

May Contact:

Drafter: **mglass**

Subject: **Veterans - facilities**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

DOA:.....Silver, BB0294 -

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**Topic:**

Operation of new veterans home

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**Instructions:**

See attached

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**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>
/?							
/P1	mglass 02/02/2011	wjackson 02/04/2011	rschluet 02/07/2011	_____	sbasford 02/07/2011		State
/1	mglass 02/08/2011	wjackson 02/09/2011	rschluet 02/09/2011	_____	mbarman 02/09/2011		State
/2	mglass 02/18/2011	wjackson 02/18/2011	jfrantze 02/18/2011	_____	mbarman 02/18/2011		

FE Sent For:

**<END>**

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/?							
/P1	mglass 02/02/2011	wjackson 02/04/2011	rschluet 02/07/2011	_____	sbasford 02/07/2011		State
/1	mglass 02/08/2011	wjackson 02/09/2011	rschluet 02/09/2011	_____	mbarman 02/09/2011		

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/ZWLj 2/18

  
2/18 <END>

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DOA:.....Silver, BB0294 -

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**Topic:**

Operation of new veterans home

---

**Instructions:**

*# P1 to 1 Per DOA  
No changes*

See attached

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/?							
/P1	mglass 02/02/2011	wjackson 02/04/2011	rschluet 02/07/2011	<i>[Signature]</i>	sbasford 02/07/2011		

FE Sent For:

*1 wij 2/9*

*[Signature]*  
*2/9/11*

*[Signature]*  
**<END>**

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By/Representing: Silver

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Drafter: mglass

Subject: Veterans - facilities

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Extra Copies:

Submit via email: YES

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Carbon copy (CC:) to:

Pre Topic:

DOA:.....Silver, BB0294 -

Topic:

Operation of new veterans homes

Instructions:

See attached

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>
1?	mglass	pl wlj 2/4		==			

FE Sent For:

<END>

**Gibson-Glass, Mary**

**From:** Hanaman, Cathlene  
**Sent:** Tuesday, February 01, 2011 10:48 AM  
**To:** Gibson-Glass, Mary  
**Subject:** FW: Statutory Language Drafting Request

---

**From:** DOADLBBASADMININTERNETSHAREPOINT@WI.GOV  
[mailto:DOADLBBASADMININTERNETSHAREPOINT@WI.GOV]  
**Sent:** Tuesday, February 01, 2011 10:39 AM  
**To:** Hanaman, Cathlene  
**Cc:** Hetzel, Shayna - DOA; Thornton, Scott - DOA; Gauger, Michelle C - DOA; Silver, Karina B - DOA  
**Subject:** Statutory Language Drafting Request

Topic: Operation of veterans nursing homes

Tracking Code: BB0294

SBO Team: HSI

SBO Analyst: Silver, Karina B - DOA  
Phone: (608) 267-9546  
E-mail: Karina.Silver@Wisconsin.gov

Agency Acronym: DVA

Agency Number: 485

Priority: High

Intent:

Require contracted operators of veterans homes in the state to be subject to the same audit, financial and other requirements as state-operated homes.

Attachments: False

*Chippewa*

*veterans*

*s. 301.21  
301.046*

*may*

*Contract*

*Notwithstanding  
16.705(1)*

*[16.72 ??*

*13.99*

*(1)*



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-12627 P1  
MGG:1:....  
WJ

D-N

please  
fix ↓

DOA:.....Silver, BB0294 - Operation of new veterans homes

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

In 42

LPS: Please  
check spacing.

Monday A.M.  
please

Do Not Gen

1 AN ACT ...; relating to: the budget.

**Analysis by the Legislative Reference Bureau**

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

2 SECTION 1. 13.94 (1) (dp) of the statutes is created to read:

3 13.94 (1) (dp) In addition to any other audit to be performed under this section  
4 relating to veterans homes, ~~perform a financial~~ <sup>SET</sup> audit of the operation of the  
5 Wisconsin Veterans Home at Chippewa Falls by any private entity with which  
6 <sup>the</sup> department of veterans affairs enters into an agreement under s. 45.50 (2m) (c). The  
7 audit shall be performed at <sup>e</sup> such time as the governor or legislature directs.

8 SECTION 2. 16.705 (1p) of the statutes is created to read:

1 16.705 (1p) Subsection (1) does not apply to an agreement entered into by the  
2 the department of veterans affairs under s. 45.50 (2m) (c).

3 SECTION 3. 20.485 (1) (gk) of the statutes is amended to read:

4 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
5 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
6 of stipends under s. ~~45.50~~ (9) ~~45.50~~ (2m) (f), for the transfer of moneys to the  
7 appropriation account under s. 20.435 (4) (ky) for payment of the state share of the  
8 medical assistance costs related to the provision of stipends under s. ~~45.50~~ (9) ~~45.50~~  
9 (2m) (f), for the payment of assistance to indigent veterans under s. 45.43 to allow  
10 them to reside at the Wisconsin Veterans Home at Union Grove, for the transfer of  
11 moneys to the appropriation account under par. (kg), for the payment of grants under  
12 s. 45.82, and for the transfer of moneys under s. 45.03 (20). Not more than 1 percent  
13 of the moneys credited to this appropriation account may be used for the payment of  
14 assistance to indigent veterans under s. 45.43. All moneys received under par. (m)  
15 and s. 45.51 (7) (b) and (8) and all moneys received for the care of members under  
16 medical assistance, as defined in s. 49.43 (8), shall be credited to this appropriation account.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42; 2005 a. 22, 25, 254, 468; 2007 a. 20; 2009 a. 28, 177.

17 SECTION 4. 20.485 (1) (hm) of the statutes is amended to read:

18 20.485 (1) (hm) *Gifts and grants.* All moneys received from gifts and grants  
19 specifically for the purpose of s. 45.50 (1) (e) (2m) (d), to carry out the purpose of s.  
20 45.50 (1) (e) (2m) (d).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42; 2005 a. 22, 25, 254, 468; 2007 a. 20; 2009 a. 28, 177.

21 SECTION 5. 20.485 (1) (j) of the statutes is amended to read:

1           20.485 (1) (j) *Geriatric program receipts*. All moneys received from program  
 2           operations by the geriatric evaluation, research, and education program, to carry out  
 3           the purpose of s. 45.50 ~~(1) (e)~~ (2m) (d).

**History:** 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42; 2005 a. 22, 25, 254, 468; 2007 a. 20; 2009 a. 28, 177.

4           **SECTION 6.** 20.485 (1) (mj) of the statutes is amended to read:

5           20.485 (1) (mj) *Federal aid; geriatric unit*. All moneys received from the federal  
 6           government for the geriatric program at Wisconsin veterans homes, to carry out the  
 7           purpose of s. 45.50 ~~(1) (e)~~ (2m) (d).

**History:** 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42; 2005 a. 22, 25, 254, 468; 2007 a. 20; 2009 a. 28, 177.

8           **SECTION 7.** 45.03 (20) of the statutes is amended to read:

9           45.03 (20) **TRANSFER OF FUNDS TO THE VETERANS TRUST FUND.** If the balance in  
 10          the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed  
 11          for the care of the members of the Wisconsin veterans homes under s. 45.50 and the  
 12          payment of stipends under s. 45.50 ~~(9) (2m) (f)~~ during fiscal year 2007-08 or 2008-09,  
 13          the department may request permission from the joint committee on finance to  
 14          transfer the excess moneys to the veterans trust fund. If the cochairpersons of the  
 15          committee do not notify the department within 14 working days after the date of  
 16          receipt of the department's request that the committee has scheduled a meeting for  
 17          the purpose of reviewing the transfer, the transfer may be made as proposed by the  
 18          department. If, within 14 working days after the date of receipt of the department's  
 19          request, the cochairpersons of the committee notify the department that the  
 20          committee has scheduled a meeting for the purpose of reviewing the proposed  
 21          transfer, the transfer may be made only upon approval of the committee. The total  
 22          amount transferred under this subsection may not exceed \$7,000,000.

**History:** 2005 a. 22, 25, 468; 2007 a. 20 ss. 782m, 783, 9121 (6) (a); 2007 a. 46, 200; 2009 a. 28.

1           **SECTION 8.** 45.50 (1) (a) of the statutes is renumbered 45.50 (1) and amended  
2 to read:

3           45.50 (1) VETERANS HOME AT KING. The department shall operate the Wisconsin  
4 Veterans Home at King and employ a commandant for the home. ~~The department~~  
5 ~~shall employ a commandant for the Wisconsin Veterans Home at Union Grove and~~  
6 ~~may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls.~~  
7 ~~The department may employ any personnel that are necessary for the proper~~  
8 ~~management and operation of veterans homes. In compliance with the~~  
9 ~~compensation plan established pursuant to s. 230.12 (3), a commandant may~~  
10 ~~recommend to the director of personnel charges for meals, living quarters, laundry,~~  
11 ~~and other services furnished to employees and members of the employees' family~~  
12 ~~maintained at veterans homes. The department shall provide complete personal~~  
13 ~~maintenance and medical care, including programs and facilities that promote~~  
14 ~~comfort, recreation, well-being, or rehabilitation, to all members of veterans homes.~~

History: 2005 a. 22.

15           **SECTION 9.** 45.50 (1) (b) of the statutes is renumbered 45.50 (2m) (e) and  
16 amended to read:

17           45.50 (2m) (e) All moneys received as reimbursement for services to veterans  
18 homes employees or as payment for meals served to guests at veterans homes shall  
19 be accumulated in an account named "employee maintenance credits" and shall be  
20 paid into the general fund within one week after receipt and credited to the  
21 appropriation <sup>account</sup> under s. 20.485 (1) (gk). This paragraph does not apply to any  
22 agreement entered into pursuant to par (c). ✓

History: 2005 a. 22.

23           **SECTION 10.** 45.50 (1) (c) of the statutes is renumbered 45.50 (2m) (d) and  
24 amended to read:



1

45.50 (2d) <sup>(title)</sup> VETERANS HOME AT CHIPPEWA FALLS.

2

SECTION 15. 45.50 (2m) (title) of the statutes is created to read:

3

45.50 (2m) <sup>(title)</sup> SERVICES; STAFFING OF HOMES.

4

SECTION 16. 45.50 (2m) (a) of the statutes is created to read:

5

45.50 (2m) (a) The department shall provide complete personal maintenance

6

and medical care, including programs and facilities that promote comfort,

7

recreation, well-being, or rehabilitation, to all members of veterans homes.

8

SECTION 17. 45.50 (2m) (b) of the statutes is created to read:

9

(2m) (b) The department may employ any personnel that are necessary for

10

the proper management and operation of veterans homes. In compliance with the

11

compensation plan established pursuant to s. 230.12 (3), a commandant may

12

recommend to the director of personnel charges for meals, living quarters, laundry,

13

and other services furnished to employees and members of the employees' family

14

maintained at veterans homes.

15

SECTION 18. 45.50 (2m) (c) of the statutes is created to read:

16

45.50 (2m) (c) For the Wisconsin veterans Home at Chippewa Falls, in lieu of

17

the department employing personnel and providing the maintenance and medical

18

care as specified in par. (a), the department may enter into an agreement with a

19

private entity to perform such management and care using personnel employed by

20

the private entity. <sup>CR; 45.50 (3) (title)</sup> <sup>(B)Z</sup> 45.50 (3) (title) <sup>(CS)</sup> LAND ACQUISITION

21

SECTION 19. 45.50 (4) (title) of the statutes is created to read:

22

45.50 (4) (title) GIFTS AND GRANTS

23

SECTION 20. 45.50 (4) of the statutes is renumbered 45.50 (4) (a).

24

SECTION 21. 45.50 (5) of the statutes is renumbered 45.50 (4) (b).

25

SECTION 22. 45.50 (6) (title) of the statutes is created to read:

1 45.50 (6) (title) WATER AND SEWER SERVICES.

2 SECTION 23. 45.50 (6) (b) of the statutes is amended to read:

3 45.50 (6) (b) Agreements under this section subsection shall be drafted to hold  
4 harmless the department, to require all expense to be paid by the applicant, and to  
5 be terminable by the department when other water and sewer services become  
6 available to the applicant.

*STET: leave as typed*

History: 2005 a. 22

7 ~~SECTION 24. 45.50 (7) (title) of the statutes is created to read:~~

8 ~~45.50 (7) (title) ENFORCEMENT AUTHORITY.~~

9 SECTION 25. 45.50 (7) of the statutes is amended to read:

10 ~~45.50 (7) (A commandant and employees designated by the commandant may~~  
11 ~~summarily arrest all persons within or upon the grounds of veterans homes who are~~  
12 ~~guilty of any offense against the laws of this state or the rules governing veterans~~  
13 ~~homes. For this purpose, a commandant and deputies have the power of constables.~~

History: 2005 a. 22

14 SECTION 26. 45.50 (8) (title) of the statutes is created to read:

15 45.50 (8) (title) FIREFIGHTING SERVICES.

16 SECTION 27. 45.50 (9) of the statutes is renumbered 45.50 (2m) (f) and amended  
17 to read:

18 45.50 (2m) (f) The department may develop a program to provide stipends to  
19 individuals to attend school and receive the necessary credentials to become  
20 employed at veterans homes. If the department develops a stipend program under  
21 this subsection paragraph, the department shall promulgate rules related to the  
22 program, including the application process, eligibility criteria, stipend amount,

*S.J.  
per  
M.G.G.*

1 repayment provisions, and other provisions that the department determines are  
2 necessary to administer the program.

3 ~~Cross-reference: Cross-reference: Cross-reference: See also ch. VA 18, Wis. adm. code. Cross-reference:~~  
4 ~~History: 2005 a. 22.~~

**SECTION 28.** 45.50 (9) of the statutes is amended to read:

5 45.50 (9) The department may develop a program to provide stipends to  
6 individuals to attend school and receive the necessary credentials to become  
7 employed at veterans homes. If the department develops a stipend program under  
8 this subsection, the department shall promulgate rules related to the program,  
9 including the application process, eligibility criteria, stipend amount, repayment  
10 provisions, and other provisions that the department determines are necessary to  
11 administer the program.

12 ~~Cross-reference: Cross-reference: Cross-reference: See also ch. VA 18, Wis. adm. code. Cross-reference:~~  
13 ~~History: 2005 a. 22.~~

**SECTION 29.** 45.50 (10) of the statutes is amended to read:

14 45.50 (10) HOSPITALS AUTHORIZED. The department may establish a hospital at  
15 the a veterans homes home. All hospitals established under this subsection may not  
16 have a total approved bed capacity, as defined in s. 150.01 (4m), greater than 16 beds.  
17 The approved bed capacity of a skilled nursing facility operated at a veterans home  
18 is reduced by one bed for each approved bed at the hospital established under this  
19 subsection at that home.

20 History: 2005 a. 22.

**SECTION 30.** 150.31 (5m) of the statutes is amended to read:

21 150.31 (5m) The department shall decrease the statewide bed limit specified  
22 in sub. (1) to account for any reduction in the approved bed capacity of a skilled  
23 nursing facility operated by the department of veterans affairs under s. 45.50 (1), as  
24 specified in s. 45.50 (10).

25 History: 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 336; 1995 a. 20, 27; 1997 a. 13, 27, 36, 237, 252; 1999 a. 63; 2005 a. 22.

(END)

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

LRB-1262/Adn  
MGG:.....

P1

WJ

Date

Karina:

This draft is a starting point. Please review it carefully and then call me to discuss it further. I felt s. 45.50 under current law needed to be reorganized in order to be able to further amend it to clearly reflect the scope of any agreement entered into with a private entity.

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215

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

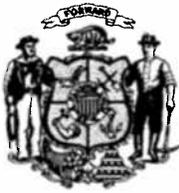
LRB-1262/P1dn  
MGG:wlj:rs

February 7, 2011

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Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
2011 - 2012 LEGISLATURE



RMR

LRB-1262/P1 1  
MGG:wlj:rs

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D-N

↑  
stays

DOA:.....Silver, BB0294 - Operation of new veterans home

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

Do Not Gen

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

~~This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.~~

✓  
ANL

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

2 SECTION 1. 13.94 (1) (dp) of the statutes is created to read:

3 13.94 (1) (dp) In addition to any other audit to be performed under this section  
4 relating to veterans homes, perform <sup>one or more</sup> financial audits of the operation of the  
5 Wisconsin Veterans Home at Chippewa Falls by any private entity with which the  
6 department of veterans affairs enters into an agreement under s. 45.50 (2m) (c). The  
7 audit shall be performed at such time as the governor or legislature directs.

8 SECTION 2. 16.705 (1p) of the statutes is created to read:

1           16.705 (1p) Subsection (1) does not apply to an agreement entered into by the  
2 department of veterans affairs under s. 45.50 (2m) (c).

3           **SECTION 3.** 20.485 (1) (gk) of the statutes is amended to read:

4           20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
5 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
6 of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the transfer of moneys to the appropriation  
7 account under s. 20.435 (4) (ky) for payment of the state share of the medical  
8 assistance costs related to the provision of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the  
9 payment of assistance to indigent veterans under s. 45.43 to allow them to reside at  
10 the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the  
11 appropriation account under par. (kg), for the payment of grants under s. 45.82, and  
12 for the transfer of moneys under s. 45.03 (20). Not more than 1 percent of the moneys  
13 credited to this appropriation account may be used for the payment of assistance to  
14 indigent veterans under s. 45.43. All moneys received under par. (m) and s. 45.51  
15 (7) (b) and (8) and all moneys received for the care of members under medical  
16 assistance, as defined in s. 49.43 (8), shall be credited to this appropriation account.

17           **SECTION 4.** 20.485 (1) (hm) of the statutes is amended to read:

18           20.485 (1) (hm) *Gifts and grants.* All moneys received from gifts and grants  
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20 45.50 ~~(1)-(e)~~ (2m) (d).

21           **SECTION 5.** 20.485 (1) (j) of the statutes is amended to read:

22           20.485 (1) (j) *Geriatric program receipts.* All moneys received from program  
23 operations by the geriatric evaluation, research, and education program, to carry out  
24 the purpose of s. 45.50 ~~(1)-(e)~~ (2m) (d).

25           **SECTION 6.** 20.485 (1) (mj) of the statutes is amended to read:

1           20.485 (1) (mj) *Federal aid; geriatric unit.* All moneys received from the federal  
2 government for the geriatric program at Wisconsin veterans homes, to carry out the  
3 purpose of s. 45.50 (1) (e) (2m) (d).

4           **SECTION 7.** 45.03 (20) of the statutes is amended to read:

5           45.03 (20) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND. If the balance in  
6 the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed  
7 for the care of the members of the Wisconsin veterans homes under s. 45.50 and the  
8 payment of stipends under s. 45.50 (9) (2m) (f) during fiscal year 2007-08 or 2008-09,  
9 the department may request permission from the joint committee on finance to  
10 transfer the excess moneys to the veterans trust fund. If the cochairpersons of the  
11 committee do not notify the department within 14 working days after the date of  
12 receipt of the department's request that the committee has scheduled a meeting for  
13 the purpose of reviewing the transfer, the transfer may be made as proposed by the  
14 department. If, within 14 working days after the date of receipt of the department's  
15 request, the cochairpersons of the committee notify the department that the  
16 committee has scheduled a meeting for the purpose of reviewing the proposed  
17 transfer, the transfer may be made only upon approval of the committee. The total  
18 amount transferred under this subsection may not exceed \$7,000,000.

19           **SECTION 8.** 45.50 (1) (a) of the statutes is renumbered 45.50 (1) and amended  
20 to read:

21           45.50 (1) VETERANS HOME AT KING. The department shall operate the Wisconsin  
22 Veterans Home at King and employ a commandant for the home. ~~The department~~  
23 ~~shall employ a commandant for the Wisconsin Veterans Home at Union Grove and~~  
24 ~~may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls.~~  
25 ~~The department may employ any personnel that are necessary for the proper~~

1 as the Wisconsin Veterans Home at Union Grove. The department shall employ a  
2 commandant for the Wisconsin Veterans Home at Union Grove.

3 **SECTION 12.** 45.50 (2) (b) of the statutes is renumbered 45.50 (2d) and amended  
4 to read:

5 45.50 (2d) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
6 department may develop, construct or renovate, and operate residential, treatment,  
7 and nursing care facilities and programs for veterans in northwestern Wisconsin, on  
8 the property of the Northern Wisconsin Center for the Developmentally Disabled in  
9 Chippewa Falls to be known as the Wisconsin Veterans Home at Chippewa Falls.  
10 The programs and facilities may include an assisted living facility, a skilled nursing  
11 facility, a medical clinic, an adult day health care center, an activities center, and a  
12 veterans assistance program. The department may employ a commandant for the  
13 Wisconsin Veterans Home at Chippewa Falls.

14 **SECTION 13.** 45.50 (2b) (title) of the statutes is created to read:

15 45.50 (2b) (title) VETERANS HOME AT UNION GROVE.

16 **SECTION 14.** 45.50 (2d) (title) of the statutes is created to read:

17 45.50 (2d) (title) VETERANS HOME AT CHIPPEWA FALLS.

18 **SECTION 15.** 45.50 (2m) (title) of the statutes is created to read:

19 45.50 (2m) (title) SERVICES; STAFFING OF HOMES.

20 **SECTION 16.** 45.50 (2m) (a) of the statutes is created to read:

21 45.50 (2m) (a) The department shall provide complete personal maintenance  
22 and medical care, including programs and facilities that promote comfort,  
23 recreation, well-being, or rehabilitation, to all members of veterans homes.

24 **SECTION 17.** 45.50 (2m) (b) of the statutes is created to read:

1           45.50 (2m) (b) The department may employ any personnel that are necessary  
 2 for the proper management and operation of veterans homes. In compliance with the  
 3 compensation plan established pursuant to s. 230.12 (3), a commandant may  
 4 recommend to the director of personnel charges for meals, living quarters, laundry,  
 5 and other services furnished to employees and members of the employees' family  
 6 maintained at veterans homes.

7           **SECTION 18.** 45.50 (2m) (c) of the statutes is created to read:

8           45.50 (2m) (c) For the Wisconsin Veterans Home at Chippewa Falls, in lieu of  
 9 the department employing personnel <sup>as specified</sup> and providing the maintenance and medical  
 10 care <sup>as authorized under par. (a)</sup> as specified in par. (a), the department may enter into an agreement with a  
 11 private entity to <sup>operate the home and</sup> perform such management and care using personnel employed by  
 12 the private entity.

13           **SECTION 19.** 45.50 (3) (title) of the statutes is created to read:

14           45.50 (3) (title) LAND ACQUISITION.

15           **SECTION 20.** 45.50 (4) (title) of the statutes is created to read:

16           45.50 (4) (title) GIFTS AND GRANTS.

17           **SECTION 21.** 45.50 (4) of the statutes is renumbered 45.50 (4) (a).

18           **SECTION 22.** 45.50 (5) of the statutes is renumbered 45.50 (4) (b).

19           **SECTION 23.** 45.50 (6) (title) of the statutes is created to read:

20           45.50 (6) (title) WATER AND SEWER SERVICES.

21           **SECTION 24.** 45.50 (6) (b) of the statutes is amended to read:

22           45.50 (6) (b) Agreements under this section subsection shall be drafted to hold  
 23 harmless the department, to require all expense to be paid by the applicant, and to  
 24 be terminable by the department when other water and sewer services become  
 25 available to the applicant.

1           **SECTION 25.** 45.50 (7) (title) of the statutes is created to read:

2           45.50 (7) (title) ENFORCEMENT AUTHORITY.

3           **SECTION 26.** 45.50 (8) (title) of the statutes is created to read:

4           45.50 (8) (title) FIRE FIGHTING SERVICES.

5           **SECTION 27.** 45.50 (9) of the statutes is renumbered 45.50 (2m) (f) and amended  
6 to read:

7           45.50 (2m) (f) The department may develop a program to provide stipends to  
8 individuals to attend school and receive the necessary credentials to become  
9 employed at veterans homes. If the department develops a stipend program under  
10 this ~~subsection~~ paragraph, the department shall promulgate rules related to the  
11 program, including the application process, eligibility criteria, stipend amount,  
12 repayment provisions, and other provisions that the department determines are  
13 necessary to administer the program.

14           **SECTION 28.** 45.50 (10) of the statutes is amended to read:

15           45.50 (10) HOSPITALS AUTHORIZED. The department may establish a hospital at  
16 ~~the a veterans homes~~ home. All hospitals established under this subsection may not  
17 have a total approved bed capacity, as defined in s. 150.01 (4m), greater than 16 beds.  
18 The approved bed capacity of a skilled nursing facility operated at a veterans home  
19 is reduced by one bed for each approved bed at the hospital established under this  
20 subsection at that home.

21           **SECTION 29.** 150.31 (5m) of the statutes is amended to read:

22           150.31 (5m) The department shall decrease the statewide bed limit specified  
23 in sub. (1) to account for any reduction in the approved bed capacity of a skilled



1

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✓ **VETERANS AND MILITARY AFFAIRS** *includes*

Currently, DVA operates two veterans homes in the state, one at King and the other at Union Grove. Operation of veterans homes *including the hiring of personnel* and providing services to the residents of the home. A third home, that has not yet been opened, is to be located in Chippewa Falls. For this third home, in lieu of DVA operating the home, DVA may contract with a private *entity* *to perform for its* operation. The bill also specifically requires the Legislative Audit Bureau to conduct one or more financial audits of the operation of the Chippewa Falls home by a private entity *at the request of the governor or the legislature*.

*operate the home*

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

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

LRB-1262/1dn

MGG:....)

Wlj

~~D-Note~~  
Date

In reviewing this draft for writing the analysis, I made ~~some~~<sup>g</sup> changes in ss.13.94 (1) (dp) and 45.50 (2m) (c). Please review and let me know if these changes are <sup>A</sup>OK or if you want any further changes. \*

As to the reconciliation of the treatment of s. 45.03 (20) in this draft and in LRB-1185/2, this will occur when we compile all of the drafts that are to actually be included in the budget bill and <sup>g</sup>perform our reconciliation steps in preparing the final version of the budget.

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215

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

LRB-1262/1dn  
MGG:wlj:rs

February 9, 2011

In reviewing this draft for writing the analysis, I made changes in ss. 13.94 (1) (dp) and 45.50 (2m) (c). Please review and let me know if these changes are OK or if you want any further changes.

As to the reconciliation of the treatment of s. 45.03 (20) in this draft and in LRB-1185/2, this will occur when we compile all of the drafts that are to actually be included in the budget bill and perform our reconciliation steps in preparing the final version of the budget.

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
2011 - 2012 LEGISLATURE



RMR  
DJ

LRB-1262/v 2

MGG:wlj:rs

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stays

DOA:.....Silver, BB0294 - Operation of new veterans home

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

Do Not Gen

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**VETERANS AND MILITARY AFFAIRS**

Currently, DVA operates two veterans homes in the state, one at King and the other at Union Grove. Operation of veterans homes includes hiring personnel and providing services to the residents of the home. A third home, that has not yet been opened, is to be located in Chippewa Falls. For this third home, in lieu of DVA operating the home, DVA may contract with a private entity to operate the home. The bill also specifically requires the Legislative Audit Bureau, at the request of the governor or the legislature, to conduct one or more financial audits of the operation of the Chippewa Falls home by a private entity.

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

INS  
ANL

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

2 SECTION 1. 13.94 (1) (dp) of the statutes is created to read:

3 13.94 (1) (dp) In addition to any other audit to be performed under this section

4 relating to veterans homes, perform one or more financial audits of the operation of

1 the Wisconsin Veterans Home at Chippewa Falls by any private entity with which  
 2 the department of veterans affairs enters into an agreement under s. 45.50 (2m) (c).  
 3 The audit shall be performed at such time as the governor or legislature directs.

4 **SECTION 2.** 16.705 (1p) of the statutes is created to read:

5 16.705 (1p) Subsection (1) does not apply to an agreement entered into by the  
 6 department of veterans affairs under s. 45.50 (2m) (c).

7 **SECTION 3.** 20.485 (1) (gk) of the statutes is amended to read:

8 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
 9 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
 10 of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the transfer of moneys to the appropriation  
 11 account under s. 20.435 (4) (ky) for payment of the state share of the medical  
 12 assistance costs related to the provision of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the  
 13 payment of assistance to indigent veterans under s. 45.43 to allow them to reside at  
 14 the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the  
 15 appropriation account under par. (kg), <sup>and</sup> for the payment of grants under s. 45.82, ~~and~~  
 16 ~~for the transfer of moneys under s. 45.03 (20).~~ <sup>↓</sup> <sup>↓</sup> Not more than 1 percent of the moneys  
 17 credited to this appropriation account may be used for the payment of assistance to  
 18 indigent veterans under s. 45.43. All moneys received under par. (m) and s. 45.51  
 19 (7) (b) and (8) and all moneys received for the care of members under medical  
 20 assistance, as defined in s. 49.43 (8), shall be credited to this appropriation account.

21 **SECTION 4.** 20.485 (1) (hm) of the statutes is amended to read:

22 20.485 (1) (hm) *Gifts and grants.* All moneys received from gifts and grants  
 23 specifically for the purpose of s. 45.50 ~~(1) (e)~~ (2m) (d), to carry out the purpose of s.  
 24 45.50 ~~(1) (e)~~ (2m) (d).

25 **SECTION 5.** 20.485 (1) (j) of the statutes is amended to read:

\*\*\* NOTE: This is reconciled s. 20.485 (1) (gk) This section is affected by drafts with the following LRB#50

LRB-118 5/2 and LRB-1262/1

1           20.485 (1) (j) *Geriatric program receipts*. All moneys received from program  
2 operations by the geriatric evaluation, research, and education program, to carry out  
3 the purpose of s. 45.50 (1) (e) (2m) (d).

4           **SECTION 6.** 20.485 (1) (mj) of the statutes is amended to read:

5           20.485 (1) (mj) *Federal aid; geriatric unit*. All moneys received from the federal  
6 government for the geriatric program at Wisconsin veterans homes, to carry out the  
7 purpose of s. 45.50 (1) (e) (2m) (d).

8 Please  
Fix comp

8           **SECTION 7.** 45.03 (20) of the statutes is <sup>repealed</sup> ~~amended to read:~~ 

9           45.03 (20) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND. If the balance in  
10 the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed  
11 for the care of the members of the Wisconsin veterans homes under s. 45.50 and the  
12 payment of stipends under s. 45.50 (9) (2m) (f) during fiscal year 2007-08 or 2008-09,  
13 the department may request permission from the joint committee on finance to  
14 transfer the excess moneys to the veterans trust fund. If the cochairpersons of the  
15 committee do not notify the department within 14 working days after the date of  
16 receipt of the department's request that the committee has scheduled a meeting for  
17 the purpose of reviewing the transfer, the transfer may be made as proposed by the  
18 department. If, within 14 working days after the date of receipt of the department's  
19 request, the cochairpersons of the committee notify the department that the  
20 committee has scheduled a meeting for the purpose of reviewing the proposed  
21 transfer, the transfer may be made only upon approval of the committee. The total  
22 amount transferred under this subsection may not exceed \$7,000,000.

23           **SECTION 8.** 45.50 (1) (a) of the statutes is renumbered 45.50 (1) and amended  
24 to read:

INS 3-22

1           45.50 (1) VETERANS HOME AT KING. The department shall operate the Wisconsin  
2 Veterans Home at King and employ a commandant for the home. ~~The department~~  
3 ~~shall employ a commandant for the Wisconsin Veterans Home at Union Grove and~~  
4 ~~may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls.~~  
5 ~~The department may employ any personnel that are necessary for the proper~~  
6 ~~management and operation of veterans homes. In compliance with the~~  
7 ~~compensation plan established pursuant to s. 230.12 (3), a commandant may~~  
8 ~~recommend to the director of personnel charges for meals, living quarters, laundry,~~  
9 ~~and other services furnished to employees and members of the employees' family~~  
10 ~~maintained at veterans homes. The department shall provide complete personal~~  
11 ~~maintenance and medical care, including programs and facilities that promote~~  
12 ~~comfort, recreation, well-being, or rehabilitation, to all members of veterans homes.~~

13           **SECTION 9.** 45.50 (1) (b) of the statutes is renumbered 45.50 (2m) (e) and  
14 amended to read:

15           45.50 (2m) (e) All moneys received as reimbursement for services to veterans  
16 homes employees or as payment for meals served to guests at veterans homes shall  
17 be accumulated in an account named "employee maintenance credits" and shall be  
18 paid into the general fund within one week after receipt and credited to the  
19 appropriation account under s. 20.485 (1) (gk). This paragraph does not apply to any  
20 agreement entered into pursuant to par. (c).

21           **SECTION 10.** 45.50 (1) (c) of the statutes is renumbered 45.50 (2m) (d) and  
22 amended to read:

23           45.50 (2m) (d) Veterans homes with a skilled nursing facility shall include a  
24 geriatric evaluation, research, and education program. The program staff shall be  
25 funded from the appropriations under s. 20.485 (1) (hm), (j), and (mj).

1           **SECTION 11.** 45.50 (2) (a) of the statutes is renumbered 45.50 (2b) and amended  
2 to read:

3           **45.50 (2b)** Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
4 department may construct or renovate and operate residential, treatment, and  
5 nursing care facilities, including a community-based residential facility, to be known  
6 as the Wisconsin Veterans Home at Union Grove. The department shall employ a  
7 commandant for the Wisconsin Veterans Home at Union Grove.

8           **SECTION 12.** 45.50 (2) (b) of the statutes is renumbered 45.50 (2d) and amended  
9 to read:

10           **45.50 (2d)** Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
11 department may develop, construct or renovate, and operate residential, treatment,  
12 and nursing care facilities and programs for veterans in northwestern Wisconsin, on  
13 the property of the Northern Wisconsin Center for the Developmentally Disabled in  
14 Chippewa Falls to be known as the Wisconsin Veterans Home at Chippewa Falls.  
15 The programs and facilities may include an assisted living facility, a skilled nursing  
16 facility, a medical clinic, an adult day health care center, an activities center, and a  
17 veterans assistance program. The department may employ a commandant for the  
18 Wisconsin Veterans Home at Chippewa Falls.

19           **SECTION 13.** 45.50 (2b) (title) of the statutes is created to read:

20           **45.50 (2b)** (title) VETERANS HOME AT UNION GROVE.

21           **SECTION 14.** 45.50 (2d) (title) of the statutes is created to read:

22           **45.50 (2d)** (title) VETERANS HOME AT CHIPPEWA FALLS.

23           **SECTION 15.** 45.50 (2m) (title) of the statutes is created to read:

24           **45.50 (2m)** (title) SERVICES; STAFFING OF HOMES.

25           **SECTION 16.** 45.50 (2m) (a) of the statutes is created to read:

1           45.50 (2m) (a) The department shall provide complete personal maintenance  
2 and medical care, including programs and facilities that promote comfort,  
3 recreation, well-being, or rehabilitation, to all members of veterans homes.

4           **SECTION 17.** 45.50 (2m) (b) of the statutes is created to read:

5           45.50 (2m) (b) The department may employ any personnel that are necessary  
6 for the proper management and operation of veterans homes. In compliance with the  
7 compensation plan established pursuant to s. 230.12 (3), a commandant may  
8 recommend to the director of personnel charges for meals, living quarters, laundry,  
9 and other services furnished to employees and members of the employees' family  
10 maintained at veterans homes.

11          **SECTION 18.** 45.50 (2m) (c) of the statutes is created to read:

12          45.50 (2m) (c) For the Wisconsin Veterans Home at Chippewa Falls, in lieu of  
13 the department employing personnel as authorized under par. (b) and providing the  
14 maintenance and medical care as specified in par. (a), the department may enter into  
15 an agreement with a private entity to operate the home and perform such  
16 management and care using personnel employed by the private entity.

17          **SECTION 19.** 45.50 (3) (title) of the statutes is created to read:

18          45.50 (3) (title) LAND ACQUISITION.

19          **SECTION 20.** 45.50 (4) (title) of the statutes is created to read:

20          45.50 (4) (title) GIFTS AND GRANTS.

21          **SECTION 21.** 45.50 (4) of the statutes is renumbered 45.50 (4) (a).

22          **SECTION 22.** 45.50 (5) of the statutes is renumbered 45.50 (4) (b).

23          **SECTION 23.** 45.50 (6) (title) of the statutes is created to read:

24          45.50 (6) (title) WATER AND SEWER SERVICES.

25          **SECTION 24.** 45.50 (6) (b) of the statutes is amended to read:

1           45.50 (6) (b) Agreements under this ~~section~~ subsection shall be drafted to hold  
2 harmless the department, to require all expense to be paid by the applicant, and to  
3 be terminable by the department when other water and sewer services become  
4 available to the applicant.

5           **SECTION 25.** 45.50 (7) (title) of the statutes is created to read:

6           45.50 (7) (title) ENFORCEMENT AUTHORITY.

7           **SECTION 26.** 45.50 (8) (title) of the statutes is created to read:

8           45.50 (8) (title) FIRE FIGHTING SERVICES.

9           **SECTION 27.** 45.50 (9) of the statutes is renumbered 45.50 (2m) (f) and amended  
10 to read:

11           45.50 (2m) (f) The department may develop a program to provide stipends to  
12 individuals to attend school and receive the necessary credentials to become  
13 employed at veterans homes. If the department develops a stipend program under  
14 this ~~subsection~~ paragraph, the department shall promulgate rules related to the  
15 program, including the application process, eligibility criteria, stipend amount,  
16 repayment provisions, and other provisions that the department determines are  
17 necessary to administer the program.

18           **SECTION 28.** 45.50 (10) of the statutes is amended to read:

19           45.50 (10) HOSPITALS AUTHORIZED. The department may establish a hospital at  
20 ~~the a veterans homes home.~~ All hospitals established under this subsection may not  
21 have a total approved bed capacity, as defined in s. 150.01 (4m), greater than 16 beds.  
22 The approved bed capacity of a skilled nursing facility operated at a veterans home  
23 is reduced by one bed for each approved bed at the hospital established under this  
24 subsection at that home.

25           **SECTION 29.** 150.31 (5m) of the statutes is amended to read:





State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-1185/2  
MGG:kjf:md

DOA:.....Silver, BB0255 – Transfers of program revenue funds from veterans homes appropriations to trust fund

**FOR 2011-13 BUDGET – NOT READY FOR INTRODUCTION**

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

bill

**VETERANS AND MILITARY AFFAIRS**

√ This authorizes DVA to transfer the unencumbered balances to the veterans trust fund from certain appropriations in the general fund that provide funding for the veterans homes operated by DVA.

INS  
ANL

For further information see the *state* 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:*

2 SECTION 1. 20.485 (1) (gk) of the statutes is amended to read:

3 20.485 (1) (gk) *Institutional operations*. The amounts in the schedule for the  
4 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
5 of stipends under s. 45.50 (9), for the transfer of moneys to the appropriation account

1 under s. 20.435 (4) (ky) for payment of the state share of the medical assistance costs  
2 related to the provision of stipends under s. 45.50 (9), for the payment of assistance  
3 to indigent veterans under s. 45.43 to allow them to reside at the Wisconsin Veterans  
4 Home at Union Grove, for the transfer of moneys to the appropriation account under  
5 par. (kg), and for the payment of grants under s. 45.82, ~~and for the transfer of moneys~~  
6 ~~under s. 45.03 (20)~~. Not more than 1 percent of the moneys credited to this  
7 appropriation may be used for the payment of assistance to indigent veterans under  
8 s. 45.43. All moneys received under par. (m) and s. 45.51 (7) (b) and (8) and all moneys  
9 received for the care of members under medical assistance, as defined in s. 49.43 (8),  
10 shall be credited to this appropriation.

11 **SECTION 2.** 45.03 (20) of the statutes is repealed.

12 **SECTION ~~2~~ 45.03 (20m)** of the statutes is created to read:

13 **45.03 (20m) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND.** On June 30 of  
14 each fiscal year, the department of veterans affairs may transfer all or part of the  
15 unencumbered balance of any of the appropriations under s. 20.485 (1) (g), (gd), (gk),  
16 (h), (hm), (i), or (j) from the general fund to the veterans trust fund. **INS 3-22**

17 (END)

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

LRB-1262/2dn  
MGG:wlj:jf

February 18, 2011

This draft reconciles LRB-1185/2 and LRB-1262/1. Only LRB-1262 should continue to appear in the compiled bill.

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-1262/2  
MGG:wlj:jf

DOA:.....Silver, BB0294 - Operation of new veterans home

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**VETERANS AND MILITARY AFFAIRS**

Currently, DVA operates two veterans homes in the state, one at King and the other at Union Grove. Operation of veterans homes includes hiring personnel and providing services to the residents of the home. A third home, that has not yet been opened, is to be located in Chippewa Falls. For this third home, in lieu of DVA operating the home, DVA may contract with a private entity to operate the home. The bill also specifically requires the Legislative Audit Bureau, at the request of the governor or the legislature, to conduct one or more financial audits of the operation of the Chippewa Falls home by a private entity.

This bill authorizes DVA to transfer to the veterans trust fund the unencumbered balances from certain appropriations in the general fund that provide funding for the veterans homes operated by DVA.

For further information see the *state* 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:*

2 SECTION 1. 13.94 (1) (dp) of the statutes is created to read:

1           13.94 (1) (dp) In addition to any other audit to be performed under this section  
2 relating to veterans homes, perform one or more financial audits of the operation of  
3 the Wisconsin Veterans Home at Chippewa Falls by any private entity with which  
4 the department of veterans affairs enters into an agreement under s. 45.50 (2m) (c).  
5 The audit shall be performed at such time as the governor or legislature directs.

6           **SECTION 2.** 16.705 (1p) of the statutes is created to read:

7           16.705 (1p) Subsection (1) does not apply to an agreement entered into by the  
8 department of veterans affairs under s. 45.50 (2m) (c).

9           **SECTION 3.** 20.485 (1) (gk) of the statutes is amended to read:

10           20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
11 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
12 of stipends under s. 45.50 (9) (2m) (f), for the transfer of moneys to the appropriation  
13 account under s. 20.435 (4) (ky) for payment of the state share of the medical  
14 assistance costs related to the provision of stipends under s. 45.50 (9) (2m) (f), for the  
15 payment of assistance to indigent veterans under s. 45.43 to allow them to reside at  
16 the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the  
17 appropriation account under par. (kg), and for the payment of grants under s. 45.82,  
18 ~~and for the transfer of moneys under s. 45.03 (20).~~ Not more than 1 percent of the  
19 moneys credited to this appropriation account may be used for the payment of  
20 assistance to indigent veterans under s. 45.43. All moneys received under par. (m)  
21 and s. 45.51 (7) (b) and (8) and all moneys received for the care of members under  
22 medical assistance, as defined in s. 49.43 (8), shall be credited to this appropriation  
23 account.

\*\*\*\*NOTE: This is reconciled s. 20.485 (1) (gk). This section is affected by drafts with  
the following LRB #: LRB-1185/2 and LRB-1262/1.

1           **SECTION 4.** 20.485 (1) (hm) of the statutes is amended to read:

2           20.485 (1) (hm) *Gifts and grants.* All moneys received from gifts and grants  
3 specifically for the purpose of s. 45.50 (1) (e) (2m) (d), to carry out the purpose of s.  
4 45.50 (1) (e) (2m) (d).

5           **SECTION 5.** 20.485 (1) (j) of the statutes is amended to read:

6           20.485 (1) (j) *Geriatric program receipts.* All moneys received from program  
7 operations by the geriatric evaluation, research, and education program, to carry out  
8 the purpose of s. 45.50 (1) (e) (2m) (d).

9           **SECTION 6.** 20.485 (1) (mj) of the statutes is amended to read:

10           20.485 (1) (mj) *Federal aid; geriatric unit.* All moneys received from the federal  
11 government for the geriatric program at Wisconsin veterans homes, to carry out the  
12 purpose of s. 45.50 (1) (e) (2m) (d).

13           **SECTION 7.** 45.03 (20) of the statutes is repealed.

14           **SECTION 8.** 45.03 (20m) of the statutes is created to read:

15           45.03 (20m) **TRANSFER OF FUNDS TO THE VETERANS TRUST FUND.** On June 30 of  
16 each fiscal year, the department of veterans affairs may transfer all or part of the  
17 unencumbered balance of any of the appropriations under s. 20.485 (1) (g), (gd), (gk),  
18 (h), (hm), (i), or (j) from the general fund to the veterans trust fund.

19           **SECTION 9.** 45.50 (1) (a) of the statutes is renumbered 45.50 (1) and amended  
20 to read:

21           45.50 (1) VETERANS HOME AT KING. The department shall operate the Wisconsin  
22 Veterans Home at King and employ a commandant for the home. The department  
23 ~~shall employ a commandant for the Wisconsin Veterans Home at Union Grove and~~  
24 ~~may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls.~~  
25 ~~The department may employ any personnel that are necessary for the proper~~

1 ~~management and operation of veterans homes. In compliance with the~~  
2 ~~compensation plan established pursuant to s. 230.12 (3), a commandant may~~  
3 ~~recommend to the director of personnel charges for meals, living quarters, laundry,~~  
4 ~~and other services furnished to employees and members of the employees' family~~  
5 ~~maintained at veterans homes. The department shall provide complete personal~~  
6 ~~maintenance and medical care, including programs and facilities that promote~~  
7 ~~comfort, recreation, well-being, or rehabilitation, to all members of veterans homes.~~

8 **SECTION 10.** 45.50 (1) (b) of the statutes is renumbered 45.50 (2m) (e) and  
9 amended to read:

10 45.50 (2m) (e) All moneys received as reimbursement for services to veterans  
11 homes employees or as payment for meals served to guests at veterans homes shall  
12 be accumulated in an account named "employee maintenance credits" and shall be  
13 paid into the general fund within one week after receipt and credited to the  
14 appropriation account under s. 20.485 (1) (gk). This paragraph does not apply to any  
15 agreement entered into pursuant to par. (c).

16 **SECTION 11.** 45.50 (1) (c) of the statutes is renumbered 45.50 (2m) (d) and  
17 amended to read:

18 45.50 (2m) (d) Veterans homes with a skilled nursing facility shall include a  
19 geriatric evaluation, research, and education program. The program staff shall be  
20 funded from the appropriations under s. 20.485 (1) (hm), (j), and (mj).

21 **SECTION 12.** 45.50 (2) (a) of the statutes is renumbered 45.50 (2b) and amended  
22 to read:

23 45.50 (2b) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
24 department may construct or renovate and operate residential, treatment, and  
25 nursing care facilities, including a community-based residential facility, to be known

1 as the Wisconsin Veterans Home at Union Grove. The department shall employ a  
2 commandant for the Wisconsin Veterans Home at Union Grove.

3 **SECTION 13.** 45.50 (2) (b) of the statutes is renumbered 45.50 (2d) and amended  
4 to read:

5 45.50 (2d) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
6 department may develop, construct or renovate, and operate residential, treatment,  
7 and nursing care facilities and programs for veterans in northwestern Wisconsin, on  
8 the property of the Northern Wisconsin Center for the Developmentally Disabled in  
9 Chippewa Falls to be known as the Wisconsin Veterans Home at Chippewa Falls.  
10 The programs and facilities may include an assisted living facility, a skilled nursing  
11 facility, a medical clinic, an adult day health care center, an activities center, and a  
12 veterans assistance program. The department may employ a commandant for the  
13 Wisconsin Veterans Home at Chippewa Falls.

14 **SECTION 14.** 45.50 (2b) (title) of the statutes is created to read:

15 45.50 (2b) (title) VETERANS HOME AT UNION GROVE.

16 **SECTION 15.** 45.50 (2d) (title) of the statutes is created to read:

17 45.50 (2d) (title) VETERANS HOME AT CHIPPEWA FALLS.

18 **SECTION 16.** 45.50 (2m) (title) of the statutes is created to read:

19 45.50 (2m) (title) SERVICES; STAFFING OF HOMES.

20 **SECTION 17.** 45.50 (2m) (a) of the statutes is created to read:

21 45.50 (2m) (a) The department shall provide complete personal maintenance  
22 and medical care, including programs and facilities that promote comfort,  
23 recreation, well-being, or rehabilitation, to all members of veterans homes.

24 **SECTION 18.** 45.50 (2m) (b) of the statutes is created to read:

1           45.50 (2m) (b) The department may employ any personnel that are necessary  
2 for the proper management and operation of veterans homes. In compliance with the  
3 compensation plan established pursuant to s. 230.12 (3), a commandant may  
4 recommend to the director of personnel charges for meals, living quarters, laundry,  
5 and other services furnished to employees and members of the employees' family  
6 maintained at veterans homes.

7           **SECTION 19.** 45.50 (2m) (c) of the statutes is created to read:

8           45.50 (2m) (c) For the Wisconsin Veterans Home at Chippewa Falls, in lieu of  
9 the department employing personnel as authorized under par. (b) and providing the  
10 maintenance and medical care as specified in par. (a), the department may enter into  
11 an agreement with a private entity to operate the home and perform such  
12 management and care using personnel employed by the private entity.

13           **SECTION 20.** 45.50 (3) (title) of the statutes is created to read:

14           45.50 (3) (title) LAND ACQUISITION.

15           **SECTION 21.** 45.50 (4) (title) of the statutes is created to read:

16           45.50 (4) (title) GIFTS AND GRANTS.

17           **SECTION 22.** 45.50 (4) of the statutes is renumbered 45.50 (4) (a).

18           **SECTION 23.** 45.50 (5) of the statutes is renumbered 45.50 (4) (b).

19           **SECTION 24.** 45.50 (6) (title) of the statutes is created to read:

20           45.50 (6) (title) WATER AND SEWER SERVICES.

21           **SECTION 25.** 45.50 (6) (b) of the statutes is amended to read:

22           45.50 (6) (b) Agreements under this ~~section~~ subsection shall be drafted to hold  
23 harmless the department, to require all expense to be paid by the applicant, and to  
24 be terminable by the department when other water and sewer services become  
25 available to the applicant.

1           **SECTION 26.** 45.50 (7) (title) of the statutes is created to read:

2           45.50 (7) (title) **ENFORCEMENT AUTHORITY.**

3           **SECTION 27.** 45.50 (8) (title) of the statutes is created to read:

4           45.50 (8) (title) **FIRE FIGHTING SERVICES.**

5           **SECTION 28.** 45.50 (9) of the statutes is renumbered 45.50 (2m) (f) and amended  
6 to read:

7           45.50 (2m) (f) The department may develop a program to provide stipends to  
8 individuals to attend school and receive the necessary credentials to become  
9 employed at veterans homes. If the department develops a stipend program under  
10 this subsection paragraph, the department shall promulgate rules related to the  
11 program, including the application process, eligibility criteria, stipend amount,  
12 repayment provisions, and other provisions that the department determines are  
13 necessary to administer the program.

14           **SECTION 29.** 45.50 (10) of the statutes is amended to read:

15           45.50 (10) HOSPITALS AUTHORIZED. The department may establish a hospital at  
16 ~~the a~~ veterans homes home. All hospitals established under this subsection may not  
17 have a total approved bed capacity, as defined in s. 150.01 (4m), greater than 16 beds.  
18 The approved bed capacity of a skilled nursing facility operated at a veterans home  
19 is reduced by one bed for each approved bed at the hospital established under this  
20 subsection at that home.

21           **SECTION 30.** 150.31 (5m) of the statutes is amended to read:

22           150.31 (5m) The department shall decrease the statewide bed limit specified  
23 in sub. (1) to account for any reduction in the approved bed capacity of a skilled

1 nursing facility operated by the department of veterans affairs under s. 45.50 (~~1~~), as  
2 specified in s. 45.50 (10).

3 (END)