

**2013 DRAFTING REQUEST**

**Bill**

Received: **12/3/2012** Received By: **tkuczens**  
Wanted: **As time permits** Same as LRB:  
For: **Administration-Budget** By/Representing: **Bong**  
May Contact: Drafter: **tkuczens**  
Subject: **State Govt - electronic govt** Addl. Drafters:  
Extra Copies:

Submit via email: **YES**  
Requester's email:  
Carbon copy (CC) to: **tracy.kuczenski@legis.wisconsin.gov**

---

**Pre Topic:**

DOA:.....Bong, BB0276 -

---

**Topic:**

Information Technology Infrastructure

---

**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>
/?	tkuczens 1/16/2013			_____			
/P1	tkuczens 1/23/2013	wjackson 1/24/2013	jmurphy 1/24/2013	_____	srose 1/17/2013		State
/P2	tkuczens 1/26/2013	wjackson 1/29/2013		_____	sbasford 1/24/2013		State
/P3	tkuczens	wjackson	jfrantze	_____	mbarman		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	1/31/2013	2/1/2013	2/3/2013	_____	1/29/2013		
/P4				_____	sbasford		State
				_____	2/3/2013		

FE Sent For:

<END>

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/P2	tkuczens 1/26/2013	wjackson 1/29/2013		_____	sbasford 1/24/2013		State
/P3			rschluet	_____	mbarman		State

*1/24/13 2/11 to 2/13*

Vers. Drafted

Reviewed

Typed  
1/29/2013

Proofed  
\_\_\_\_\_

Submitted  
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Jacketed

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/P2		<i>1/23 WJ 1/29</i>	<i>[Signature]</i>	_____	sbasford 1/24/2013		State

FE Sent For:

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Extra Copies: *Wlj*  
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/?	tkuczens 1/16/2013			_____			
/P1		wjackson 1/17/2013	rschluet 1/17/2013	_____	srose 1/17/2013		State

FE Sent For:

*p2 Wlj 1/23* *Jm 1/24/13* *Jm & Ks 1/24/13*

<END>

**2013 DRAFTING REQUEST**

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/?	tkuczens	/pl wlj 1/16					

FE Sent For:

<END>

## Kuczenski, Tracy

---

**From:** Hanaman, Cathlene  
**Sent:** Monday, December 03, 2012 11:22 AM  
**To:** Kuczenski, Tracy; Kuesel, Jeffery  
**Subject:** FW: Statutory Language Drafting Request - BB0276

Jeff:

Tracy will, once again, share the area with you. She will do this draft.

---

**From:** Kuesel, Jeffery  
**Sent:** Monday, December 03, 2012 11:05 AM  
**To:** Hanaman, Cathlene  
**Subject:** RE: Statutory Language Drafting Request - BB0276

Cathlene,

Per our conversation, please let me know if I should draft, share, or split this request.

Jeff

---

**From:** Hanaman, Cathlene  
**Sent:** Monday, December 03, 2012 9:28 AM  
**To:** Kuesel, Jeffery; Champagne, Rick  
**Subject:** FW: Statutory Language Drafting Request - BB0276

I'm not sure whose request this is.

**From:** [SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov) [<mailto:SashaE.Bong@wisconsin.gov>]  
**Sent:** Monday, December 03, 2012 9:26 AM  
**To:** Hanaman, Cathlene  
**Cc:** Kraus, Jennifer - DOA; Bong, Sasha E - DOA; Thornton, Scott - DOA  
**Subject:** Statutory Language Drafting Request - BB0276

**Biennial Budget:** 2013-15

**DOA Tracking Code:** BB0276

**Topic:** Information Technology Infrastructure

**SBO Team:** GGCF

**SBO Analyst:** Bong, Sasha - DOA  
**Phone:** (608) 266-5468  
**E-mail:** [SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov)

**Agency Acronym:** DOA

**Agency Number:** 505

**Priority:** Medium

**Intent:**

Authorize the DOA Secretary to transfer staff, funding and equipment related to information technology infrastructure based on input from the Information Technology Executive Steering Committee.

**Attachments:** False

Please send completed drafts to [statlanguage@wisapps.wi.gov](mailto:statlanguage@wisapps.wi.gov)

larger projects?

- transfer from where and to what?
- what is the IT executive steering committee?
- what input? in writing?  
16.71(lm)  
16.973  
19.974 powers of the dept.

## Kuczenski, Tracy

---

**From:** Bong, Sasha E - DOA <SashaE.Bong@wisconsin.gov>  
**Sent:** Tuesday, January 15, 2013 8:34 AM  
**To:** Kuczenski, Tracy  
**Subject:** RE: BB0276

Hi Tracy,

Turns out we did get a decision on this yesterday. They want to move ahead with the broader authority to transfer staff, funding and equipment related to IT infrastructure from executive branch agencies based on input from the affected agencies.

Please call or email if you have any questions.

Thanks,

*appropriation S. 20.505(1)(kL)*

Sasha

---

**From:** Kuczenski, Tracy [<mailto:Tracy.Kuczenski@legis.wisconsin.gov>]  
**Sent:** Monday, January 14, 2013 11:28 AM  
**To:** Bong, Sasha E - DOA  
**Subject:** RE: BB0276

I think I'll wait.

Tracy K. Kuczenski  
*Legislative Attorney*  
Wisconsin Legislative Reference Bureau  
[tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)  
(608) 266-9867

---

**From:** Bong, Sasha E - DOA [<mailto:SashaE.Bong@wisconsin.gov>]  
**Sent:** Monday, January 14, 2013 10:42 AM  
**To:** Kuczenski, Tracy  
**Subject:** RE: BB0276

Hi Tracy,

No updates yet—we were delayed again. At this point, if you want to go ahead and draft something based on the general information I gave you, that's ok. If you'd prefer to wait until we have a decision, it's likely we wouldn't have anything until next week.

Thanks,

Sasha

---

**From:** Kuczenski, Tracy [<mailto:Tracy.Kuczenski@legis.wisconsin.gov>]  
**Sent:** Monday, January 14, 2013 10:33 AM  
**To:** Bong, Sasha E - DOA  
**Subject:** RE: BB0276

Hi Sasha –

Any updates?

Tracy K. Kuczenski  
*Legislative Attorney*  
Wisconsin Legislative Reference Bureau  
[tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)  
(608) 266-9867

---

**From:** Bong, Sasha E - DOA [<mailto:SashaE.Bong@wisconsin.gov>]

**Sent:** Tuesday, January 08, 2013 10:07 AM

**To:** Kuczenski, Tracy

**Subject:** BB0276

Tracy,

I just wanted to let you know we won't have a decision on the IT Infrastructure transfer today. I will still touch base with you when we actually have something, but that may not be until the end of the week.

Thanks,

Sasha



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-08922-P1  
TKK...Y...

Wij

emb

DOA:.....Bong, BB0276 - Information Technology Infrastructure

**FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION**

in 1/16/13

Do Not Gen.

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

*Analysis by the Legislative Reference Bureau*

STATE GOVERNMENT ✓

OTHER STATE GOVERNMENT ✓

This bill permits DOA to transfer staff, funding, and equipment related to the provision of information technology services to an other executive branch agency upon request of the agency.

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:*

Insert 1-3

2 SECTION 1. 16.972 (2) (j) of the statutes is created to read:

3 16.972 (2) (j) ~~Transfer department staff~~ from the appropriation under s. 20.505  
4 (1) (kL), transfer funds related to the provision of information technology services by  
5 the department, and transfer information technology equipment or systems

1 required by the department to carry out its information technology services to an  
 2 executive branch agency, other than the Board of Regents of the University of  
 3 Wisconsin System, upon request of the executive branch agency.

*DOA to carry out its information technology services*

\*\*\*\*NOTE: The drafting instructions direct me to give DOA "authority to transfer staff, funding and equipment." Is it your intent that DOA's IT personnel would become employees of the transferee agency? That DOA's IT equipment would become the equipment of the transferee agency? If so, would personnel and equipment be transferred on a temporary or permanent basis?

\*\*\*\*NOTE: If it is your intent that DOA be provided with the authority to transfer personnel, do you want this authority to extend beyond the current budget cycle? If so, it may make sense to create a program, within ch. 16, governing the transfer of employees, equipment, and property as permitted under this section. That program could identify the circumstances under which the transfer could occur (would the agency need to develop a proposal? Demonstrate any plan or proficiency to DOA?). The program could also identify the rights and status of employees transferred between agencies.

\*\*\*\*NOTE: If it is your intent that DOA be provided with the authority to transfer personnel, do you want to limit the number of FTE positions that may be transferred from DOA to another agency?

\*\*\*\*NOTE: This provision excludes the Board of Regents of the UW System from DOA's power to transfer staff, funding, and equipment in the same manner that the Board of Regents is excluded elsewhere from the provisions of subch. VII of ch. 16. Is that consistent with your intent?

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0892/Pins  
TKK:.....

1-3

INSERT X  
Upon the request of an executive branch agency, other than the Board of Regents of the University of Wisconsin System,

1  
2  
3  
4  
5  
6  
7  
8

16.972 (2) (j) Transfer to another executive branch agency ~~any of the following to the~~ ~~the executive branch agency, other than the Board of Regents of the University of~~ ~~Wisconsin System, any of the following:~~

the executive branch agency, other than the Board of Regents of the University of Wisconsin System, any of the following:

1. From the appropriation under s. 20.505 (1) (kL), funds related to the provision of information technology services by the department.
2. Department information technology staff.
3. Information technology equipment or systems required by the department to carry out its information technology services.

**Kuczenski, Tracy**

**From:** Kraus, Jennifer - DOA <jennifer.kraus@wisconsin.gov>  
**Sent:** Monday, January 21, 2013 3:38 PM  
**To:** Kuczenski, Tracy  
**Cc:** Bong, Sasha E - DOA  
**Subject:** RE: BB0276 only (all references to BB0275 removed)

Hi Tracy – yes, this is a tough one. A couple of reactions to your e-mail:

- 1) I don't think that they are going to be able to identify specific agencies or appropriations that may occur this biennium. I keep coming back to the language in 9154 – could we do something like:

"The classified positions and incumbent employees holding positions in any executive branch agency relating to IT infrastructure services that the secretary of administration determines should be transferred are transferred to the department of administration PR appropriation under s.20.505(1)(kL). Affected executive branch agency will be assessed a fee for these services..."

Does it make it easier if we just do as nonstat for this biennium? (we can always do it again next budget)

Not sure they will want to do this, but does it make it easier if we have to take a plan to JCF under 14 passive review? Or through an MOU?

- 2) I looked at s.9254 in Act 20 and I think that is unrelated to the DCF creation/transfer...

I'll talk to some more people on our end and see if anyone else has done something similar.....

Thanks - Jenny

**From:** Kuczenski, Tracy [mailto:Tracy.Kuczenski@legis.wisconsin.gov]  
**Sent:** Monday, January 21, 2013 12:48 PM  
**To:** Kraus, Jennifer - DOA  
**Cc:** Bong, Sasha E - DOA  
**Subject:** BB0276 only (all references to BB0275 removed)

Hi Jenny –

Yes, that *\*is\** broad authority. Significantly broader than the language in 2007 Act 20.

Here are a couple of important differences:

1. Sasha indicated that the program (transferring employees, funding and IT equipment) should be a recurring program, but the language in 2007 Act ~~to~~ s. 9154 is a non-statutory provision; it occurs only in the current budget cycle. Also, the non-statutory provision in Act 20 identifies both the sending and receiving agencies. Nevertheless, I think it will be possible to draft this portion of the request without too much trouble (it is relatively straight-forward to tie the transfer of positions to the agencies once those agencies have been identified).

2. The transfer of funding between DWD and DCF in Act 20 was made under s. 9254; that section does identify both the amount of the transfer and the specific appropriations from which the funding is transferred (the unencumbered balances in three appropriations under DWD). In contrast, in this draft, it's anyone's guess where the money will come from or how much money will need to be transferred. Of course you know that many agencies (if not all state agencies) have multiple appropriations. I'm just not sure how I can draft such an open-ended appropriation to DOA. I can speak with Becky Tradewell about this (she's my go-to LRB attorney on appropriations questions), but she is not in today.

*re: positions*  
*(?) 16.417 Dual employment w retention*  
*concern - transfer \$ already appropriated in sum*  
*Certain appropriation*  
*not authority ext to*  
*appropriate add. \$.*

One thought. Is it possible for the Governor's office to identify with specificity at least one or maybe a few agencies that would be expected to take advantage of this authority in this budget cycle; the appropriate appropriation sections assigned to those agencies; and a dollar-amount to be used by each agency as the salary for one position, to be multiplied by the number of positions that would ultimately be transferred under the newly created authority? If so, I could create in-text language specific to that/those agencies and, if the program works as anticipated, it can be expanded either later in this budget cycle or in the next budget cycle?

Sorry to be so difficult...

Thanks,

Tracy

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(608) 266-9867

---

**From:** Kraus, Jennifer - DOA [<mailto:jennifer.kraus@wisconsin.gov>]  
**Sent:** Sunday, January 20, 2013 3:46 PM  
**To:** Kuczenski, Tracy  
**Cc:** Bong, Sasha E - DOA  
**Subject:** FW: Changes to BB0275 and BB0276

Hi Tracy

I thought I would weigh in on these two drafts:

In the BB0276 - what we are looking for is not consistent with the standard position transfer language. The problem is that we don't yet know which agency positions and appropriations these transfers will come from, so we are looking for (very) broad authority for the secretary of administration to transfer positions, funding and associated assets once they are identified. The one example I can think of where we used similarly broad language is Act 20's (Section 9154) language allowing DOA Secretary to identify positions related to creation of the Department of Children and Families that could then be transferred.

[...]

Thanks - Jenny

---

**From:** Bong, Sasha E - DOA  
**Sent:** Friday, January 18, 2013 5:55 PM  
**To:** Kraus, Jennifer - DOA  
**Subject:** FW: Changes to BB0275 and BB0276

[...] BB0276 is authority of the DOA Secretary to transfer IT infrastructure.

---

**From:** Kuczenski, Tracy [<mailto:Tracy.Kuczenski@legis.wisconsin.gov>]  
**Sent:** Friday, January 18, 2013 5:49 PM  
**To:** Bong, Sasha E - DOA  
**Subject:** RE: Changes to BB0275 and BB0276

Hi Sasha -

[...]

On BB0276 - Yikes! I totally mis-read that one! Sorry, I'll restructure the provision. One issue that I did not raise in the prior draft (given all the 4-star notes) but that will need to be resolved in the next version of this draft is that the authorizing language under s. 16.972 (2) (j) will need to specify not only the appropriation(s) from which the funds are transferred but also the appropriation(s) to which the funds are applied. The current draft identifies DOA's appropriation as s. 20.505 (1) (kL) as the source appropriation; in the next version, this appropriation will be the receiving appropriation. Missing is/are the source appropriation(s). That is, in order for one agency to be able to transfer "funding . . . related to information technology," to DOA, there must be an appropriation from which that funding comes. So, the authorizing statute I create in the next version of this draft will need to identify some sort of source appropriation(s).

Thanks,  
Tracy

-----Original Message-----

From: Bong, Sasha E - DOA [mailto:SashaE.Bong@wisconsin.gov]  
Sent: Fri 1/18/2013 3:10 PM  
To: Kuczenski, Tracy  
Subject: Changes to BB0275 and BB0276

Hi Tracy,

[...]

For BB0276, the intent is for the DOA Secretary to have the authority to transfer staff, funding and equipment related to information technology from any executive branch agency to DOA, after consultation with the affected agency (the draft currently establishes the transfer in the opposite direction). Excluding the Board of Regents of the UW System from the secretary's authority is consistent with the intent, but limiting the number of FTE positions that may be transferred is not. With regard to your second note, the intent is for the authority to extend beyond the current budget cycle, but to not create a separate program within chapter 16 governing transfers.

Please call or email with any questions.

Thanks,

Sasha

s. 16.517 adj. by PR levels

s. 16.417

problem re: increasing an appropriation. To extent that money is transferred (GPR to GPR) may be ok. IF PR or PR-5, <sup>DOA</sup> may be able to collect revenue directly  
change of ~~act~~ in ch. 20

FTE position definition

position can be 1.0 and but can be filled by any number of people (like 3.33 positions)

16.505 —  
GPR positions are tightly controlled  
Federal " " loosely controlled

PR - moderate level of control  
accepting funded positions?

note what about federally ~~managed~~ (ex. DOT, DHS, DWD unemployment ins.)  
Feds prefer not a single strategy administer a program funded by fed. g. <sup>unemployed</sup> <sup>ch. 16</sup>  
more from one source to manage

transferring a position needs to be addressed separately from transferring incumbents (check & man) (the actual

transfer functions <sup>only</sup>  
regardless of funding source (but from certain appropriations, not from self.

do incumbents have rights protected



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0892/PI P2

TKK:wj:rs

INSEA  
stays

DOA:.....Bong, BB0276 - Information Technology Infrastructure

**FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION**

in 1/23/13

Do Not Gen

other than the Board of Regents of the UW System

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

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**OTHER STATE GOVERNMENT**

This bill permits DOA to transfer staff, funding, and equipment related to the provision of information technology services to another executive branch agency upon request of the agency.

to DOA  
upon a determination of the Secretary of administration

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. 16.972 (2) (j) of the statutes is created to read:

3 16.972 (2) (j) Upon the request of an executive branch agency, other than the  
4 Board of Regents of the University of Wisconsin System, transfer any of the following  
5 to the executive branch agency:

InSEA 1-3 ✓

1 1. From the appropriation under s. 20.505 (1) (kL), funds related to the  
2 provision of information technology services by the department.

3 2. Department information technology staff.

4 3. Information technology equipment or systems required by the department  
5 to carry out its information technology services.

\*\*\*\*NOTE: The drafting instructions direct me to give DOA "authority to transfer staff, funding and equipment..." Is it your intent that DOA's IT personnel would become employees of the transferee agency? That DOA's IT equipment would become the equipment of the transferee agency? If so, would personnel and equipment be transferred on a temporary or permanent basis?

\*\*\*\*NOTE: If it is your intent that DOA be provided with the authority to transfer personnel, do you want this authority to extend beyond the current budget cycle? If so, it may make sense to create a program, within ch. 16, governing the transfer of employees, equipment, and property as permitted under this section. That program could identify the circumstances under which the transfer could occur. (Would the agency need to develop a proposal? Demonstrate any plan or proficiency to DOA?) The program could also identify the rights and status of employees transferred between agencies.

\*\*\*\*NOTE: If it is your intent that DOA be provided with the authority to transfer personnel, do you want to limit the number of FTE positions that may be transferred from DOA to another agency?

\*\*\*\*NOTE: This provision excludes the Board of Regents of the UW System from DOA's power to transfer staff, funding, and equipment in the same manner that the Board of Regents is excluded elsewhere from the provisions of subch. VII of ch. 16. Is that consistent with your intent?

6 (END)



2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0892/Plins  
TKK:wlj:rs

INSERT 1-3

1 (N<sub>6</sub>ff) Notwithstanding s. 16.417, upon a determination by the secretary, and in  
2 consultation with an executive branch agency<sup>u.c.c.</sup> other than the Board of Regents of the (STET)  
3 University of Wisconsin System, transfer to the appropriation under s. 20.505 (1)  
4 (kL) from the program revenue and program revenue-service appropriations of the  
5 executive branch agency, full-time equivalent classified positions related to the  
6 provision of information technology infrastructure services<sup>in 2</sup> to that executive branch  
7 agency, and incumbent employees holding those positions, funded from the program  
8 revenue and program revenue-service appropriations of that executive branch  
9 agency. The department may require an executive branch agency<sup>that is</sup> subject to a  
10 transfer under this paragraph to transfer to the department information technology  
11 equipment or systems required by the department to carry out information  
12 technology services for the executive branch agency, and may assess that executive  
13 branch agency a fee for the provision of information technology services to that  
14 executive branch agency.

\*\*\*\*NOTE: Federal law may prohibit the transfer of positions funded by federal funds and assigned to an executive branch agency from being transferred to another executive branch agency. State law also imposes certain restrictions on the transfer of federal block grants. See, for example, s. 16.54 (2) (a)

stats

LRB 0892/P2

1/25/13 T. conf. w/ Jenny Knads

→ permit positions to be funded by other than just PR/PR-S funds

\* Disposal w/ RAC - create two new DOA appropriations

- PR - S (continuing)
- Reg - S (continuing)



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0892/P2 P3

TKK:wlj:jm

stay

runner  
insert

DOA:.....Bong, BB0276 – Information Technology Infrastructure

**FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION**

in 1/26/13

Do Not Gen

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

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

infrastructure

**OTHER STATE GOVERNMENT**

This bill permits DOA to transfer staff, funding, and equipment related to the provision of information technology services from another executive branch agency, other than the Board of Regents of the UW System, to DOA upon a determination of the secretary of administration.

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. 16.972 (2) (j) of the statutes is created to read:

3 16.972 (2) (j) Notwithstanding s. 16.417, upon a determination by the  
4 secretary, and in consultation with an executive branch agency, other than the Board  
5 of Regents of the University of Wisconsin System, transfer to the appropriation

Insert 1-3

6  
1 under s. 20.505 (1) (kL) from the program revenue and program revenue-service  
2 appropriations of the executive branch agency, full-time equivalent classified  
3 positions related to the provision of information technology infrastructure services  
4 in that executive branch agency, and incumbent employees holding those positions,  
5 funded from the program revenue and program revenue-service appropriations of  
6 that executive branch agency. The department may require an executive branch  
7 agency that is subject to a transfer under this paragraph to transfer to the  
8 department information technology equipment or systems required by the  
9 department to carry out information technology services for the executive branch  
10 agency, and may assess that executive branch agency a fee for the provision of  
11 information technology services to that executive branch agency.

6  
\*\*\*NOTE: Federal law may prohibit the transfer of positions funded by federal funds and assigned to an executive branch agency from being transferred to another executive branch agency. State law also imposes certain restrictions on the transfer of federal block grants. See, for example, s. 16.54 (2) (a), stats.

12

(END)

Insert 2-12

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0892/P2ins  
TKK:wlj:jm

If a position is transferred under this paragraph ↑

INSERT 1-3

1 <sup>no PD</sup> Upon a determination by the secretary and in consultation with an executive  
2 branch agency other than the Board of Regents of the University of Wisconsin  
3 System, transfer <sup>to the department</sup> any full-time equivalent position in that executive branch agency  
4 that is related to the provision of information technology infrastructure services in  
5 other than the Board of Regents of the University of Wisconsin  
6 the department. The secretary shall transfer from the appropriate executive branch  
7 agency appropriation sufficient funds to pay salary and fringe benefit costs of the  
8 transferred position to the appropriation under s. 20.505 (1) (kk) or 20.505 (1) (q),  
9 whichever is appropriate. The secretary shall determine a transferred employee's  
10 probationary status under s. 230.28 <sup>department</sup> of the statutes, except that the employee shall  
11 receive credit towards his or her probationary period for the time that the employee  
12 had been employed in any unclassified position immediately prior to appointment.

System

If an incumbent employee is transferred under this paragraph ↑

INSERT 2-12

13 SECTION 1. 20.505 (1) (kk) of the statutes is created to read:

14 20.505 (1) (kk) *Information technology infrastructure services; interagency*  
15 *transfers.* All moneys transferred from the appropriate general purpose and  
16 program revenue appropriations <sup>to</sup> of executive branch agencies as required under s.

use it

17 16.972 (2) (j) for the purposes of funding transferred positions, employees, and

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

27

18 SECTION 2. 20.505 (1) (q) of the statutes is created to read:

19 20.505 (1) (q) *Information technology infrastructure services; interagency*

related to information technology infrastructure services under 16.972(2)(j)

20 *transfers of segregated funds.* From the appropriate segregated funds, all moneys

21 transferred as required under s. 16.972 (2) (j).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

## Kuczenski, Tracy

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**From:** Kraus, Jennifer - DOA <jennifer.kraus@wisconsin.gov>  
**Sent:** Wednesday, January 30, 2013 4:36 PM  
**To:** Kuczenski, Tracy  
**Cc:** Bong, Sasha E - DOA  
**Subject:** FW: Information Technology Infrastructure (new numerics)

Hi Tracy – sorry to bug you again about this draft. The creation of the SEG appropriation to receive SEG funds is creating problems on our end as it is not linked to a specific fund. We may have talked about this on the phone but I can't remember the rationale for a separate SEG appropriation. Or in other words – can the PRS appropriation be broadened to accept SEG revenue as well?

Thanks - Jenny

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**From:** Thornton, Scott - DOA  
**Sent:** Wednesday, January 30, 2013 4:07 PM  
**To:** Bong, Sasha E - DOA  
**Cc:** Kraus, Jennifer - DOA  
**Subject:** RE: Information Technology Infrastructure (new numerics)

147 - 20.505(1)(kk)

For 1(q) it needs to have the alpha set up first. Which fund does it reside in? Wouldn't it be a PR-S and not a SEG appropriation. The transfer is from SEG funds. If it were SEG, they'd specify or create a fund.

Thanks,

Scott

---

**From:** Bong, Sasha E - DOA  
**Sent:** Wednesday, January 30, 2013 3:21 PM  
**To:** Thornton, Scott - DOA  
**Subject:** RE: Information Technology Infrastructure (new numerics)

Could I please have two new numerics for appropriations 20.505(1)(kk) [PR-S, C] and (1)(q) [SEG, C] created in the draft below?

For appropriation (1)(q), there isn't a single segregated fund from which moneys would be transferred to the appropriation, so please let Jenny or me know if that will be problematic in creating a new numeric.

**From:** [Scott.Thornton@Wisconsin.Gov](mailto:Scott.Thornton@Wisconsin.Gov) [mailto:[Scott.Thornton@Wisconsin.Gov](mailto:Scott.Thornton@Wisconsin.Gov)]  
**Sent:** Tuesday, January 29, 2013 4:10 PM  
**To:** Bong, Sasha E - DOA  
**Cc:** Thornton, Scott - DOA; Thornton, Scott - DOA; Kraus, Jennifer - DOA  
**Subject:** Information Technology Infrastructure

We have received an LRB draft for DOA Tracking Code: BB0276

LRB Draft Number: 0892/P3

## Kuczenski, Tracy

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**From:** Kraus, Jennifer - DOA <jennifer.kraus@wisconsin.gov>  
**Sent:** Thursday, January 31, 2013 8:40 AM  
**To:** Champagne, Rick; Kuczenski, Tracy  
**Cc:** Bong, Sasha E - DOA  
**Subject:** RE: Information Technology Infrastructure (new numerics)

We are fine with the FTE becoming PRS positions. Based on additional discussion here last night – we think we only need to transfer the people and the assets not the money. Once taken over by DET, DET will bill the agency for those services. This solves the potential problem of not being able to directly transfer FED as well.

Let me know if you would like to discuss further but what I'm envisioning is the we retain the language allowing transfer of position, incumbents and assets and change the language related to funding to " the department shall assess the appropriate executive branch agency appropriations to pay for the salary and fringe benefit costs of the transferred position under s.20.505 (1)(kk)..." There would be no SEG appropriation and the s.20.505(1)(kk) language would be modified to read something like "All monies received from appropriations of executive branch agencies as required under s.16.972(2)(j)

What do you think?

Thanks-Jenny

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**From:** Champagne, Rick [<mailto:Rick.Champagne@legis.wisconsin.gov>]  
**Sent:** Thursday, January 31, 2013 6:24 AM  
**To:** Kuczenski, Tracy - LEGIS; Kraus, Jennifer - DOA  
**Cc:** Bong, Sasha E - DOA  
**Subject:** RE: Information Technology Infrastructure (new numerics)

A PR-S could take in SEG moneys. The transferred positions would become PR, though, as they are being paid from a PR appropriation.

-----Original Message-----

**From:** Kuczenski, Tracy  
**Sent:** Wed 1/30/2013 4:48 PM  
**To:** Kraus, Jennifer - DOA  
**Cc:** Bong, Sasha E - DOA; Champagne, Rick  
**Subject:** RE: Information Technology Infrastructure (new numerics)

Hi Jenny -

Hi Jenny -

I think Rick's logic in suggesting a SEG appropriation is that there may be positions in transferring agencies that are funded by segregated funds (see s. 20.001 (2) (d) and (da)).

In answer to your direct question, I don't know if it is problematic to transfer monies from segregated funds to PR-S appropriations.

Unfortunately, that's all I know. Rick is gone for the day, but I have copied him on this message.

Tracy

Tracy K. Kuczenski  
Legislative Attorney  
Wisconsin Legislative Reference Bureau  
[tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)  
(608) 266-9867

From: Kraus, Jennifer - DOA [<mailto:jennifer.kraus@wisconsin.gov>]  
Sent: Wednesday, January 30, 2013 4:36 PM  
To: Kuczenski, Tracy  
Cc: Bong, Sasha E - DOA  
Subject: FW: Information Technology Infrastructure (new numerics)

Hi Tracy - sorry to bug you again about this draft. The creation of the SEG appropriation to receive SEG funds is creating problems on our end as it is not linked to a specific fund. We may have talked about this on the phone but I can't remember the rationale for a separate SEG appropriation. Or in other words - can the PRS appropriation be broadened to accept SEG revenue as well?

Thanks - Jenny

From: Thornton, Scott - DOA  
Sent: Wednesday, January 30, 2013 4:07 PM  
To: Bong, Sasha E - DOA  
Cc: Kraus, Jennifer - DOA  
Subject: RE: Information Technology Infrastructure (new numerics)

147 - 20.505(1)(kk)

For 1(q) it needs to have the alpha set up first. Which fund does it reside in? Wouldn't it be a PR-S and not a SEG appropriation. The transfer is from SEG funds. If it were SEG, they'd specify or create a fund.

Thanks,

Scott



stays

DOA:.....Bong, BB0276 – Information Technology Infrastructure

**FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION**

in 1/31/13

Do Not Gen

also  
The bill/permits DOA to assess executive branch agencies for information technology infrastructure services provided by DOA.

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

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**OTHER STATE GOVERNMENT**

This bill permits DOA to transfer staff, funding and equipment related to the provision of information technology infrastructure services from another executive branch agency, other than the Board of Regents of the UW System, to DOA.

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. 16.972 (2) (j) of the statutes is created to read:

3 16.972 (2) (j) In consultation with an executive branch agency other than the

4 Board of Regents of the University of Wisconsin System transfer to the department

5 any full-time equivalent position in that executive branch agency other than the

1 Board of Regents of the University of Wisconsin System that is related to the  
 2 provision of information technology infrastructure services in that executive branch  
 3 agency, and any incumbent employee holding that position. If a position is  
 4 transferred under this paragraph, the department shall transfer from <sup>the assess</sup> the  
 5 appropriate executive branch agency appropriation <sup>account</sup> funds sufficient to pay salary  
 6 and fringe benefit costs of the transferred position <sup>for the costs</sup> to the appropriation under s.  
 7 20.505 (1) (kk) or (q), whichever is appropriate. If an incumbent employee is  
 8 transferred under this paragraph, the department shall determine <sup>the</sup> (a) transferred  
 9 employee's probationary status under s. 230.28, except that the employee shall  
 10 receive credit towards his or her probationary period for the time that the employee  
 11 had been employed in any unclassified position immediately prior to appointment.  
 12 The department may require an executive branch agency that is subject to a transfer  
 13 under this paragraph to transfer to the department information technology  
 14 equipment or systems required by the department to carry out information  
 15 technology services for the executive branch agency, and may assess that executive  
 16 branch agency (a fee) for the provision of information technology services to that  
 17 executive branch agency.

18 SECTION 2. 20.505 (1) (kk) of the statutes is created to read:

19 20.505 (1) (kk) *Information technology infrastructure services; interagency*  
 20 *transfers.* All moneys <sup>received as assessments</sup> transferred from the appropriate general purpose and  
 21 program revenue appropriations of executive branch agencies as required under s.  
 22 16.972 (2) (j) for the purpose of funding transferred positions, employees, and  
 23 equipment related to information technology infrastructure services under s. 16.972  
 24 (2) (j). from this paragraph

CS  
 NOTE: I eliminated the cross-reference to the appropriation <sup>(1)</sup> <sup>(2)</sup> <sup>(3)</sup> <sup>(4)</sup> <sup>(5)</sup> <sup>(6)</sup> <sup>(7)</sup> <sup>(8)</sup> <sup>(9)</sup> <sup>(10)</sup> <sup>(11)</sup> <sup>(12)</sup> <sup>(13)</sup> <sup>(14)</sup> <sup>(15)</sup> <sup>(16)</sup> <sup>(17)</sup> <sup>(18)</sup> <sup>(19)</sup> <sup>(20)</sup> <sup>(21)</sup> <sup>(22)</sup> <sup>(23)</sup> <sup>(24)</sup> <sup>(25)</sup> <sup>(26)</sup> <sup>(27)</sup> <sup>(28)</sup> <sup>(29)</sup> <sup>(30)</sup> <sup>(31)</sup> <sup>(32)</sup> <sup>(33)</sup> <sup>(34)</sup> <sup>(35)</sup> <sup>(36)</sup> <sup>(37)</sup> <sup>(38)</sup> <sup>(39)</sup> <sup>(40)</sup> <sup>(41)</sup> <sup>(42)</sup> <sup>(43)</sup> <sup>(44)</sup> <sup>(45)</sup> <sup>(46)</sup> <sup>(47)</sup> <sup>(48)</sup> <sup>(49)</sup> <sup>(50)</sup> <sup>(51)</sup> <sup>(52)</sup> <sup>(53)</sup> <sup>(54)</sup> <sup>(55)</sup> <sup>(56)</sup> <sup>(57)</sup> <sup>(58)</sup> <sup>(59)</sup> 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<sup>(585)</sup> <sup>(586)</sup> <sup>(587)</sup> <sup>(588)</sup> <sup>(589)</sup> <sup>(590)</sup> <sup>(591)</sup> <sup>(592)</sup> <sup>(593)</sup> <sup>(594)</sup> <sup>(595)</sup> <sup>(596)</sup> <sup>(597)</sup> <sup>(598)</sup> <sup>(599)</sup> <sup>(600)</sup> <sup>(601)</sup> <sup>(602)</sup> <sup>(603)</sup> <sup>(604)</sup> <sup>(605)</sup> <sup>(606)</sup> <sup>(607)</sup> <sup>(608)</sup> <sup>(609)</sup> <sup>(610)</sup> <sup>(611)</sup> <sup>(612)</sup> <sup>(613)</sup> <sup>(614)</sup> <sup>(615)</sup> <sup>(616)</sup> <sup>(617)</sup> <sup>(618)</sup> <sup>(619)</sup> <sup>(620)</sup> <sup>(621)</sup> <sup>(622)</sup> <sup>(623)</sup> <sup>(624)</sup> <sup>(625)</sup> <sup>(626)</sup> <sup>(627)</sup> <sup>(628)</sup> <sup>(629)</sup> <sup>(630)</sup> <sup>(631)</sup> <sup>(632)</sup> <sup>(633)</sup> <sup>(634)</sup> <sup>(635)</sup> <sup>(636)</sup> <sup>(637)</sup> <sup>(638)</sup> <sup>(639)</sup> <sup>(640)</sup> <sup>(641)</sup> <sup>(642)</sup> 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\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1           **SECTION 3.** 20.505 (1) (q) of the statutes is created to read:  
2           20.505 (1) (q) *Information technology infrastructure services; interagency*  
3           *transfers of segregated funds.* From the appropriate segregated funds, all moneys  
4           transferred as required under s. 16.972 (2) (j) for the purpose of funding transferred  
5           positions, employees, and equipment related to information technology  
6           infrastructure services under s. 16.972 (2) (j).

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7

(END)



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0892/P4  
TKK:wlj:jf

DOA:.....Bong, BB0276 - Information Technology Infrastructure

**FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION**

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

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*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**OTHER STATE GOVERNMENT**

This bill permits DOA to transfer staff and equipment related to the provision of information technology infrastructure services from another executive branch agency, other than the Board of Regents of the UW System, to DOA. The bill also permits DOA to assess executive branch agencies for information technology infrastructure services provided by DOA.

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

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

2 **SECTION 1.** 16.972 (2) (j) of the statutes is created to read:

3 16.972 (2) (j) In consultation with an executive branch agency other than the  
4 Board of Regents of the University of Wisconsin System transfer to the department

1 any full-time equivalent position in that executive branch agency other than the  
2 Board of Regents of the University of Wisconsin System that is related to the  
3 provision of information technology infrastructure services in that executive branch  
4 agency, and any incumbent employee holding that position. If a position is  
5 transferred under this paragraph, the department shall assess the appropriate  
6 executive branch agency appropriation account for the costs to pay salary and fringe  
7 benefit costs of the transferred position. If an incumbent employee is transferred  
8 under this paragraph, the department shall determine the transferred employee's  
9 probationary status under s. 230.28, except that the employee shall receive credit  
10 towards his or her probationary period for the time that the employee had been  
11 employed in any unclassified position immediately prior to appointment. The  
12 department may require an executive branch agency that is subject to a transfer  
13 under this paragraph to transfer to the department information technology  
14 equipment or systems required by the department to carry out information  
15 technology services for the executive branch agency, and may assess that executive  
16 branch agency for the provision of information technology services to that executive  
17 branch agency.

\*\*\*\*NOTE: I eliminated from this paragraph the cross-reference to the appropriation; this seems consistent with other provisions related to DOA's IT powers and responsibilities under subch. VII of ch. 16. Okay?

18 **SECTION 2.** 20.505 (1) (kk) of the statutes is created to read:

19 20.505 (1) (kk) *Information technology infrastructure services; interagency*  
20 *transfers.* All moneys received as assessments from the appropriations of executive  
21 branch agencies as required under s. 16.972 (2) (j) for the purpose of funding  
22 transferred positions, employees, and equipment related to information technology  
23 infrastructure services under s. 16.972 (2) (j).

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1

(END)