

2013 DRAFTING REQUEST

Bill

Received: 1/17/2013
Wanted: As time permits
For: Administration-Budget-9546
May Contact:
Subject: Veterans - miscellaneous

Received By: mgallagh
Same as LRB:
By/Representing: Lawrence
Drafter: mgallagh
Addl. Drafters:
Extra Copies:



Submit via email: YES
Requester's email:
Carbon copy (CC) to: michael.gallagher@legis.wisconsin.gov

Pre Topic:

DOA:.....Lawrence, BB0396 -

Topic:

Increase veterans service organization and tribal grants

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>
/P1	mgallagh 2/7/2013	wjackson 2/7/2013	jmurphy 2/7/2013	_____	mbarman 1/18/2013		State
/P2				_____	mbarman 2/8/2013		State

FE Sent For:

<END>

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/P1	mgallagh 1/18/2013	wjackson 1/18/2013	jfrantze 1/18/2013	_____	mbarman 1/18/2013		State

FE Sent For:

p2wlj2/7 *jm* *Self*
2/7/13

<END>

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/P1	mgallagh	/p1 WLj 1/18		1/18			

FE Sent For:

<END>

Gallagher, Michael

From: Hanaman, Cathlene
Sent: Tuesday, January 15, 2013 2:16 PM
To: Gibson-Glass, Mary; Gallagher, Michael
Subject: FW: Statutory Language Drafting Request - BB0396

From: jeffrey.lawrence@wisconsin.gov [mailto:jeffrey.lawrence@wisconsin.gov]
Sent: Tuesday, January 15, 2013 2:11 PM
To: Hanaman, Cathlene
Cc: Gauger, Michelle C - DOA; Lawrence, Jeffrey R - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0396

MPL

Biennial Budget: 2013-15

DOA Tracking Code: BB0396

Topic: Increase Veterans Service Organization and Tribal Grants

SBO Team: HSI

SBO Analyst: Lawrence, Jeff - DOA
Phone: (608) 267-9546
E-mail: jeffrey.lawrence@wisconsin.gov

Agency Acronym: DVA

Agency Number: 485

Priority: High

Intent:

Include this for consideration in budget bill.

Currently under 45.82(4), language states "The department shall provide grants to the governing bodies of federally recognized American Indian tribes and bands from the appropriation under s. 20.485 (2) (km) if that governing body enters into an agreement with the department regarding the creation, goals, and objectives of a tribal veterans service officer, appoints a veteran to act as a tribal veterans service officer, and gives that veteran duties similar to the duties described in s. 45.80 (5), except that the veteran shall report to the governing body of the tribe or band. The department may make annual grants of up to \$8,500 under this subsection and shall promulgate rules to implement this subsection." Change the annual amount from \$8,500 to \$15,000.

Under s. 45.41(2), increase the grant amount for the American Legion to \$70,000, Camp American Legion to \$50,000 and Disabled American Veterans to \$120,000.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov

Gallagher, Michael

From: Lawrence, Jeffrey R - DOA <Jeffrey.Lawrence@wisconsin.gov>
Sent: Thursday, January 17, 2013 11:04 AM
To: Gallagher, Michael
Subject: RE: Statutory Language Drafting Request - BB0396

Correct, the others are increases in grants to specific organizations and will be addressed elsewhere, thank you.

From: Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]
Sent: Thursday, January 17, 2013 11:03 AM
To: Lawrence, Jeffrey R - DOA
Subject: RE: Statutory Language Drafting Request - BB0396

So that just leaves the tribal grants change for this budget request, right?

From: Lawrence, Jeffrey R - DOA [<mailto:Jeffrey.Lawrence@wisconsin.gov>]
Sent: Thursday, January 17, 2013 10:44 AM
To: Gallagher, Michael
Subject: RE: Statutory Language Drafting Request - BB0396

Sorry about that, the specific amounts for Camp American Legion, Disabled American Veterans and American Legion should not have been included in my request. They can be taken out, thanks again.

From: Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]
Sent: Thursday, January 17, 2013 9:45 AM
To: Lawrence, Jeffrey R - DOA
Subject: RE: Statutory Language Drafting Request - BB0396

Jeff: I also have a question on this budget item.

The first part, concerning tribal grants, makes sense.

However, the second aspect of the request ("Under s. 45.41(2), increase the grant amount for the American Legion to \$70,000, Camp American Legion to \$50,000 and Disabled American Veterans to \$120,000.") does not make sense to me. Section 45.41 (2) does not reference specific organizations, and the grant amounts are set out in a schedule based on salaries, etc., paid by a service organization. See s. 45.41 (2) (a) to (d) and (3). I assume the intent is to affect that schedule, but I need specific directions stating what adjustments the draft should show to the specific amounts in that schedule.

Thanks. Let me know if have any questions.

Mike

Michael P. Gallagher
Legislative Attorney
Legislative Reference Bureau
(608) 267-7511
michael.gallagher@legis.wisconsin.gov

From: Hanaman, Cathlene
Sent: Tuesday, January 15, 2013 2:16 PM
To: Gibson-Glass, Mary; Gallagher, Michael
Subject: FW: Statutory Language Drafting Request - BB0396

From: jeffrey.lawrence@wisconsin.gov [mailto:jeffrey.lawrence@wisconsin.gov]
Sent: Tuesday, January 15, 2013 2:11 PM
To: Hanaman, Cathlene
Cc: Gauger, Michelle C - DOA; Lawrence, Jeffrey R - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0396

Biennial Budget: 2013-15

DOA Tracking Code: BB0396

Topic: Increase Veterans Service Organization and Tribal Grants

SBO Team: HSI

SBO Analyst: Lawrence, Jeff - DOA
Phone: (608) 267-9546
E-mail: jeffrey.lawrence@wisconsin.gov

Agency Acronym: DVA

Agency Number: 485

Priority: High

Intent:

Include this for consideration in budget bill.

Currently under 45.82(4), language states "The department shall provide grants to the governing bodies of federally recognized American Indian tribes and bands from the appropriation under s. 20.485 (2) (km) if that governing body enters into an agreement with the department regarding the creation, goals, and objectives of a tribal veterans service officer, appoints a veteran to act as a tribal veterans service officer, and gives that veteran duties similar to the duties described in s. 45.80 (5), except that the veteran shall report to the governing body of the tribe or band. The department may make annual grants of up to \$8,500 under this subsection and shall promulgate rules to implement this subsection." Change the annual amount from \$8,500 to \$15,000.

Under s. 45.41(2), increase the grant amount for the American Legion to \$70,000, Camp American Legion to \$50,000 and Disabled American Veterans to \$120,000.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov



DOA:.....Lawrence, BB0396 - Increase veterans service organization and tribal grants

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

D-Note

Do Not Gen

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

Analysis by the Legislative Reference Bureau

VETERANS

Under current law, DVA may make annual grants of up to \$8,500 to American Indian tribes or bands for the improvement of a tribe or band's services to veterans. A tribe or band must satisfy certain requirements to be eligible for a grant, including the appointment of a veteran to serve as the tribe or band's tribal veterans service officer. This bill increases that authorization to up to \$15,000 for each grant DVA makes to an American Indian tribe or band.

appointing

2/5

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. 45.82 (4) of the statutes is amended to read:

3 45.82 (4) The department shall provide grants to the governing bodies of
4 federally recognized American Indian tribes and bands from the appropriation

1 under s. 20.485 (2) (km) if that governing body enters into an agreement with the
2 department regarding the creation, goals, and objectives of a tribal veterans service
3 officer, appoints a veteran to act as a tribal veterans service officer, and gives that
4 veteran duties similar to the duties described in s. 45.80 (5), except that the veteran
5 shall report to the governing body of the tribe or band. The department may make
6 annual grants of up to ~~\$8,500~~ \$15,000 per grant under this subsection and shall
7 promulgate rules to implement this subsection.

8 **History:** 2005 a. 22, 25.

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1208/P1dn

MPG: A...

Wly

Date

Jeff Lawrence:

stats

Please review this draft carefully to ensure that it is consistent with the intent.

In addition to changing the grant amount under s. 45.82 (4) from up to \$8,500 to up to \$15,000, the draft clarifies that the \$15,000 cap is per grant and not a cap on the total amount of grants that may be awarded annually. Is that okay?

Michael Gallagher
Legislative Attorney
Phone: (608) 267-7511
E-mail: michael.gallagher@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1208/P1dn
MPG:wlj:jf

January 18, 2013

Jeff Lawrence:

Please review this draft carefully to ensure that it is consistent with the intent.

In addition to changing the grant amount under s. 45.82 (4), stats., from up to \$8,500 to up to \$15,000, the draft clarifies that the \$15,000 cap is per grant and not a cap on the total amount of grants that may be awarded annually. Is that okay?

Michael Gallagher
Legislative Attorney
Phone: (608) 267-7511
E-mail: michael.gallagher@legis.wisconsin.gov

Gallagher, Michael

From: Gauger, Michelle C - DOA <Michelle.Gauger@Wisconsin.gov>
Sent: Thursday, February 07, 2013 12:40 PM
To: Gallagher, Michael
Subject: Amended request - tribal grants

Importance: High

Sorry – grabbed the wrong email. This is related to draft LRB-1208

From: Gauger, Michelle C - DOA
Sent: Thursday, February 07, 2013 12:36 PM
To: Gallagher, Michael - LEGIS
Cc: Lawrence, Jeffrey R - DOA
Subject: Statutory Language Drafting Request - BB0435

Hi Mike,

I have just one more change on this grant. Regarding the tribal grant, I would like DVA to be able to pay for tribal veterans service officer grants under s. 45.82(4) from either the appropriation under s. 20.485(2)(km) or the appropriation under s. 20.485(2)(vw).

Please let me know if you have any questions. Thanks!

From: Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]
Sent: Monday, February 04, 2013 11:44 AM
To: Gauger, Michelle C - DOA
Cc: Lawrence, Jeffrey R - DOA
Subject: RE: Statutory Language Drafting Request - BB0435

Okay. Will do.

Mike Gallagher
Attorney
Wisconsin Legislative Reference Bureau

From: Gauger, Michelle C - DOA [<mailto:Michelle.Gauger@Wisconsin.gov>]
Sent: Monday, February 04, 2013 9:58 AM
To: Gallagher, Michael
Cc: Lawrence, Jeffrey R - DOA
Subject: RE: Statutory Language Drafting Request - BB0435

Hi Mike,

I just talked to the Governor's office and they want to restructure how we do the VSO grants under s.45.41 grants. I'm sorry!

Right now, there are several tiers with different reimbursement amounts. We would like to change that to:

- a) If the total amount paid is \$1-\$119,999, the organization will receive 50% of the amount paid
- b) If the total amount paid is \$120,000 or more, the organization will receive \$70,000.

Keep (3m) allowing the payments to be prorated.

Delete all of (2)(e) but specify that an organization receiving payments under s. 45.41 shall maintain records as required by the department concerning the organization's expenditure of the payments, the organization shall give the department access to those records upon request, and the department may audit those records.

Please contact me with any questions.

Michelle Gauger
266-3420

From: Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]
Sent: Thursday, January 31, 2013 8:50 AM
To: Gauger, Michelle C - DOA
Subject: RE: Statutory Language Drafting Request - BB0435

Okay. That's what it looked like. Thanks.

From: Gauger, Michelle C - DOA [<mailto:Michelle.Gauger@Wisconsin.gov>]
Sent: Thursday, January 31, 2013 8:36 AM
To: Gallagher, Michael; Lawrence, Jeffrey R - DOA
Subject: RE: Statutory Language Drafting Request - BB0435

It should be up to \$40,000 for each organization.

From: Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]
Sent: Thursday, January 31, 2013 8:23 AM
To: Lawrence, Jeffrey R - DOA; Gauger, Michelle C - DOA
Subject: RE: Statutory Language Drafting Request - BB0435

On the first item, below, is the intent to authorize additional moneys not to exceed \$40,000 in total to organizations that receive a payment under s. 45.41 (2) (d), or is the intent to authorize up to an additional \$40,000 per organization that receives a payment under s. 45.41 (2) (d)?

Mike Gallagher
Attorney
Wisconsin Legislative Reference Bureau

From: Hanaman, Cathlene
Sent: Wednesday, January 30, 2013 11:31 AM
To: Gallagher, Michael
Subject: FW: Statutory Language Drafting Request - BB0435

From: jeffrey.lawrence@wisconsin.gov [<mailto:jeffrey.lawrence@wisconsin.gov>]
Sent: Wednesday, January 30, 2013 11:30 AM
To: Hanaman, Cathlene
Cc: Gauger, Michelle C - DOA; Lawrence, Jeffrey R - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0435

Biennial Budget: 2013-15

DOA Tracking Code: BB0435

Topic: Increase Grants for American Legion, Camp American Legion and Disabled American Veterans

SBO Team: HSI

SBO Analyst: Lawrence, Jeff - DOA

Phone: (608) 267-9546

E-mail: jeffrey.lawrence@wisconsin.gov

Agency Acronym: DVA

Agency Number: 485

Priority: High

Intent:

Please include in budget bill. This information is for a draft to increase grant amounts for American Legion, Disabled American Veterans and Camp American Legion. Please contact Michelle Gauger with any questions.

1.

The intent of the American Legion grant change is to increase the amount of the Veterans Service Organization grants under s. 45.41 by \$40,000 per year for a commensurate increase in direct services to veterans. Perhaps you could add another provision under (2) allowing the Department of Veterans Affairs to distribute up to \$40,000 in additional funding to any organization that received reimbursement under (d) for 100% of the costs of providing additional direct veterans claims services at a regional office above \$120,000. This should actually not be limited just to the American Legion but should be available to all qualifying Veterans Service Organizations.

The Governor wants to ensure the additional funding is limited to costs of providing direct assistance to veterans, and wants to authorize the Department of Veterans Affairs to audit records to determine whether the organization's costs are related to providing direct veterans claims services.

2. Likewise, the Governor wants to increase the earmarked grant to the Disabled American Veterans transportation program by \$20,000 but wants the distribution to be based on a commensurate increase in transportation services provided to veterans. Again, the Department of Veterans Affairs should have the general authority to review/audit records to determine whether the funds are being used for an increase in services.

3. The existing \$10,000 annual grant to Camp American Legion is not earmarked in statute. Permit DVA to provide a grant up to \$50,000 from the appropriation under s. 20.485(2)(vw) to the Camp American Legion. There are no requirements for obtaining this grant. Camp American Legion is defined in Chapter 28, if you need a reference.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov



P2

Stays

DOA:.....Lawrence, BB0396 – Increase veterans service organization and tribal grants

FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION

Inset

Do Not Gen

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

Analysis by the Legislative Reference Bureau

VETERANS

Under current law, DVA may make annual grants of up to \$8,500 to American Indian tribes or bands for the improvement of a tribe's or band's services to veterans. A tribe or band must satisfy certain requirements to be eligible for a grant, including appointing a veteran to serve as the tribe's or band's tribal veterans service officer. This bill increases that authorization to up to \$15,000 for each grant DVA makes to an American Indian tribe or band.

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. 45.82 (4) of the statutes is amended to read:

3 45.82 (4) The department shall provide grants to the governing bodies of

4 federally recognized American Indian tribes and bands from the appropriation

Inset 1-2 ✓

or (VW)

1 under s. 20.485 (2) (km) if that governing body enters into an agreement with the
2 department regarding the creation, goals, and objectives of a tribal veterans service
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4 veteran duties similar to the duties described in s. 45.80 (5), except that the veteran
5 shall report to the governing body of the tribe or band. The department may make
6 annual grants of up to ~~\$8,500~~ \$15,000 per grant under this subsection and shall
7 promulgate rules to implement this subsection.

(END)

**2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1208/P2ins
MPG:wlj:jf

1 INSERT 1-2

2 **SECTION ~~#~~ 20.485 (2) (vw)** of the statutes is amended to read:

3 20.485 **(2)** (vw) *Payments to veterans organizations for claims service and*
4 *grants to American Indian tribes and bands.* The amounts in the schedule to pay
5 veterans organizations for claims services as prescribed in s. 45.41 and for grants to
6 American Indian tribes and bands under s. 45.82 (4).

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

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; 2011 a. 32.

7 **END INSERT 1-2**



DOA:.....Lawrence, BB0396 – Increase veterans service organization and tribal grants

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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.

3 SECTION 2. 45.82 (4) of the statutes is amended to read:

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7 the department regarding the creation, goals, and objectives of a tribal veterans
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9 that veteran duties similar to the duties described in s. 45.80 (5), except that the
10 veteran shall report to the governing body of the tribe or band. The department may
11 make annual grants of up to ~~\$8,500~~ \$15,000 per grant under this subsection and shall
12 promulgate rules to implement this subsection.

13

(END)