

1989 Senate Bill 190

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1989 WISCONSIN ACT 329

AN ACT to amend 16.20 (1) (d), 16.20 (2) (b), 16.20 (3) and (4) (b), 16.20 (5) (title) and (a), 16.20 (5) (b), (c) (intro.) and (d), 16.20 (6) (intro.), 16.20 (7), 16.20 (8) (title) and (d) to (L), 16.20 (9) (b), 16.20 (10) (h), 16.20 (12) (c), 16.20 (13) (a), 20.399 (1) (j), 20.399 (1) (k), 20.399 (1) (m), 20.399 (1) (q) and 20.399 (1) (r); and **to create** 16.20 (1) (cm), 16.20 (2) (d), 16.20 (6) (bm) and 16.20 (7) (am) of the statutes, **relating to:** Wisconsin conservation corps board participation in human services activities and making an appropriation.

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

SECTION 1. 16.20 (1) (cm) of the statutes is created to read:

16.20 (1) (cm) "Human services activity" means an activity which promotes the social well-being of children, the elderly, persons with physical or developmental disabilities or persons with low incomes.

SECTION 2. 16.20 (1) (d) of the statutes is amended to read:

16.20 (1) (d) "In-kind services and materials" includes services such as training, supervision, administration, transportation, insurance liability coverage and similar services and materials such as supplies, fuel, tools, equipment, safety equipment and other materials for a ~~conservation~~ project.

SECTION 3. 16.20 (2) (b) of the statutes is amended to read:

16.20 (2) (b) *Conservation.* Conserving, developing, enhancing or maintaining the natural resources of this state through the implementation of ~~conservation~~ projects which have a long-term beneficial impact on the environment.

SECTION 4. 16.20 (2) (d) of the statutes is created to read:

16.20 (2) (d) *Human services.* Promoting the social well-being of children, the elderly, persons with physical or development disabilities and persons with low

incomes through the implementation of projects that include human services activities.

SECTION 5. 16.20 (3) and (4) (b) of the statutes are amended to read:

16.20 (3) **PROGRAM RESPONSIBILITY AND COORDINATION.** The board is the policy-making body responsible for the Wisconsin conservation corps program and shall establish guidelines for this program. The board may delegate responsibility for administration, implementation of ~~conservation~~ projects, corps enrollee employment and supervision, project coordination and other details of the program to the executive secretary or other staff of the board. The department shall assist the board in payroll, accounting and related management functions.

(4) (b) *Staff.* The board shall employ staff within the classified service which is necessary to administer the Wisconsin conservation corps program, including staff to coordinate, supervise and implement ~~conservation~~ projects, to recruit and train corps enrollees and to provide administrative, typing and clerical services. The department shall provide staff within the classified service which is necessary to provide for payroll, accounting and related management functions associated with the Wisconsin conservation corps program.

SECTION 6. 16.20 (5) (title) and (a) of the statutes are amended to read:

16.20 (5) (title) **APPLICATION FOR PROJECT APPROVAL.**
(a) *Eligible sponsors.* The federal government, a state agency, local unit of government or nonprofit organiza-

tion may apply to the board for approval of a ~~conservation~~ project.

SECTION 7. 16.20 (5) (b), (c) (intro.) and (d) of the statutes are amended to read:

16.20 (5) (b) *Eligible projects.* In order to qualify as an approved ~~conservation~~ project, the project is required to provide employment opportunities and to ~~be a conservation activity~~ consist of conservation activities or human services activities or both. If the sponsor is a non-profit organization, the project is required to serve a valid public purpose in order to qualify as an approved ~~conservation~~ project.

(c) *Sponsor's application.* (intro.) In order to qualify as an approved ~~conservation~~ project, the sponsor is required to submit in the application:

(d) *Local government sponsors.* The board and department shall encourage local units of government to apply for the approval of ~~conservation~~ projects and shall provide assistance and information to facilitate these applications.

SECTION 8. 16.20 (6) (intro.) of the statutes is amended to read:

16.20 (6) (title) GUIDELINES FOR PROJECT APPROVAL. (intro.) The board shall establish guidelines to be used in selecting ~~conservation~~ projects for approval. These guidelines shall include:

SECTION 9. 16.20 (6) (bm) of the statutes is created to read:

16.20 (6) (bm) *Human services.* The extent to which the project will promote the social well-being of children, the elderly, persons with physical or developmental disabilities and persons with low incomes. The guidelines shall give priority to projects providing services to children and the elderly.

SECTION 10. 16.20 (7) of the statutes is amended to read:

16.20 (7) (title) PROJECT FUNDING. (a) (title) *Conservation activities; appropriations.* Moneys appropriated under s. 20.399 (1) (j), (m) and (q) may be utilized for conservation projects activities as authorized under those appropriations.

(b) *Other state agency appropriations.* A state agency may utilize moneys from any appropriation for that agency to sponsor a ~~conservation~~ project if implementation of the ~~conservation~~ project is consistent with any purpose for which the moneys are appropriated.

SECTION 11. 16.20 (7) (am) of the statutes is created to read:

16.20 (7) (am) *Human services activities; appropriations.* Moneys appropriated under s. 20.399 (1) (a), (j) and (m) may be utilized for human services activities as authorized under those appropriations.

SECTION 12. 16.20 (8) (title) and (d) to (L) of the statutes are amended to read:

16.20 (8) (title) ADMINISTRATION; PROJECT APPROVAL; WORK PLANS; IMPLEMENTATION; ENROLLEE SUPERVISION.

(d) *Approval.* ~~Conservation projects~~ Projects shall be selected and approved by the board based on guidelines established under sub. (6).

(e) *Complete project cost estimate.* Prior to approval of a ~~conservation~~ project, the executive secretary shall prepare and submit to the board a complete project cost estimate. This estimate shall include a summary of all anticipated costs resulting from the implementation of the project.

(f) *Detailed work plan.* Prior to approval of a ~~conservation~~ project, the executive secretary shall prepare and submit to the board a detailed work plan specifying the nature, scope and duration of the project; the number of corps enrollees; training, supervisory, administrative and other service requirements; supply, fuel, tool, equipment, safety equipment and other material requirements; time schedules; and other details relating to the implementation of the project.

(g) *Responsibility agreement.* Prior to approval of a ~~conservation~~ project, the executive secretary shall prepare and submit to the board a responsibility agreement which incorporates the complete project cost estimate and detailed work plan and specifies in detail the responsibilities of the sponsor and the board with respect to the project.

(i) *Signing of responsibility agreement.* A ~~conservation~~ project is not authorized and may not be implemented until the sponsor and the board sign the responsibility agreement.

(j) *Implementation.* Except as provided in a responsibility agreement, the board is responsible for the implementation of an authorized ~~conservation~~ project. The board may delegate to a sponsor responsibility for implementing various aspects of a ~~conservation~~ project in the responsibility agreement.

(k) *Enrollee supervision.* The board is responsible for the overall supervision and control of corps enrollees. The board may delegate to a sponsor responsibility for enrollee recruitment, training and supervision and for administrative services to be provided for a ~~conservation~~ project in the responsibility agreement.

(L) *Project coordination.* The board is responsible for the coordination of work activities related to various ~~conservation~~ projects in the same area.

SECTION 13. 16.20 (9) (b) of the statutes is amended to read:

16.20 (9) (b) *Education and training.* The board shall facilitate arrangements with local schools and institutions of higher education for academic study by corps enrollees during nonworking hours to upgrade literacy skills, obtain equivalency diplomas or college degrees or enhance employable employment skills. The board shall encourage the development of training programs for corps enrollees for use during time periods when circumstances do not permit work on a ~~conservation~~ project.

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SECTION 14. 16.20 (10) (h) of the statutes is amended to read:

16.20 (10) (h) *Helmets; footwear; safety equipment.* The board shall provide each corps enrollee working on a conservation activity with a safety helmet displaying a Wisconsin conservation corps emblem. The board shall require each corps enrollee to have adequate protective footwear, if needed for the project, and may partially reimburse corps enrollees for the cost of obtaining this footwear. The board shall ensure that all other necessary safety equipment is provided for each corps enrollee working on a conservation project.

SECTION 15. 16.20 (12) (c) of the statutes is amended to read:

16.20 (12) (c) *Hiring procedure.* The board shall develop procedures for the hiring of corps enrollees in cooperation with the department of industry, labor and human relations. The board shall utilize any appropriate local job service office in the area of a ~~conservation~~ project to distribute applications, conduct interviews and evaluate applicants and make recommendations concerning the hiring of corps enrollees. The board may utilize project sponsors who are sponsoring long-term ~~conservation~~ projects to conduct interviews, evaluate applicants and make recommendations concerning the hiring of corps enrollees.

SECTION 16. 16.20 (13) (a) of the statutes is amended to read:

16.20 (13) (a) *Enrollment period.* The normal enrollment period for a corps member who is not promoted to assistant crew leader is one year. The normal enrollment period for a corps member who is promoted to assistant crew leader or for a person who is hired as assistant crew leader is 2 years. The board may authorize the employment of a corps member or assistant crew leader beyond the normal enrollment period for a limited time, not to exceed 3 months, under special circumstances where continued employment is required in order to complete a ~~conservation~~ project in progress. The normal enrollment period for a crew leader is 2 years. The board may extend the employment of a crew leader beyond the normal enrollment period if the crew leader possesses special experience, training or skills valuable to the program.

SECTION 17. 20.399 (1) (j) of the statutes is amended to read:

20.399 (1) (j) *Corps enrollee compensation and support; sponsor contribution.* All moneys received under agreements entered into under s. 16.20 (8) (i) with local units of government and nonprofit organizations, except moneys appropriated under sub. (2) (j), for the payment of the sponsor's share of costs for ~~conservation~~ projects including the payment of any corps enrollee compensation as specified in those agreements. Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers.

SECTION 18. 20.399 (1) (k) of the statutes is amended to read:

20.399 (1) (k) *Corps enrollee compensation and support; service funds.* All moneys received under agreements entered into under s. 16.20 (8) (i) with state agencies, except moneys appropriated under sub. (2) (k), for the payment of the sponsor's share of costs for ~~conservation~~ projects including the payment of any corps enrollee compensation as specified in those agreements. Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers.

SECTION 19. 20.399 (1) (m) of the statutes is amended to read:

20.399 (1) (m) *Corps enrollee compensation and support; federal funds.* All moneys received from the federal government as authorized under s. 16.54 from federal assistance for ~~conservation~~ projects including the payment of any corps enrollee compensation as specified in that assistance and all moneys received under agreements entered into under s. 16.20 (8) (i) with the federal government, except moneys received from these agreements which are appropriated under sub. (2) (m), for the payment of the federal government's share of costs for ~~conservation~~ projects including the payment of any corps enrollee compensation as specified in those agreements. Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers.

SECTION 20. 20.399 (1) (q) of the statutes is amended to read:

20.399 (1) (q) *Corps enrollee compensation and support; conservation fund.* As a continuing appropriation, from the conservation fund, the amounts in the schedule for the payment of corps enrollee compensation and for the payment of other costs for conservation ~~projects~~ activities if those costs are not paid by project sponsors. Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers.

SECTION 21. 20.399 (1) (r) of the statutes is amended to read:

20.399 (1) (r) *Corps enrollee compensation and support; transportation fund.* As a continuing appropriation, from the transportation fund, the amounts in the schedule for the payment of corps enrollee compensation and for the payment of other costs for ~~conservation~~ projects if those costs are not paid by project sponsors. Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers.

SECTION 22. Nonstatutory provisions; human services activities. (1) In this SECTION, "human services activity" has the meaning given in section 16.20 (1) (cm) of the statutes, as created by this act.

(2) In the 1989-91 biennium, the Wisconsin conservation corps board may authorize no more than 8 projects which include human services activities. In the 1989-91 biennium, the board may only approve projects

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which include human services activities if those projects also include conservation activities, as defined in section 16.20 (1) (b) of the statutes, and provide participating Wisconsin conservation corps enrollees with significant experience in both kinds of activities. In the 1989–91 biennium, the board may not approve a project that includes tutoring or a project in which Wisconsin conservation corps enrollees provide child day care services.

(3) The executive secretary and the staff of the Wisconsin conservation corps board shall encourage sponsors to submit applications for projects which qualify under subsection (2) and shall assist in planning those projects.

(4) On or before September 1, 1990, the executive secretary of the Wisconsin conservation corps board

shall submit a report on the delivery of human services by the Wisconsin conservation corps to the governor and the members of the joint committee on finance.

SECTION 23. Appropriation changes; Wisconsin conservation corps board. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the Wisconsin conservation corps board under section 20.399 (2) (a) of the statutes, as affected by the acts of 1989, are increased by \$16,800 for fiscal year 1989–90 and by \$24,000 for fiscal year 1990–91 to increase the authorized FTE positions for the Wisconsin conservation corps board by 0.5 GPR project position for the period ending on June 30, 1991, for planning and implementing human services activities and to provide related supplies and services.
