

1993 Senate Bill 607

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1993 WISCONSIN ACT 193

AN ACT to create 16.964 (5), 20.455 (2) (dg), 20.455 (2) (dq), 20.505 (6) (c), 165.982, 165.983 and 165.984 of the statutes, **relating to:** grants to cities for neighborhoods that have high levels of violent and drug-related crime, grants for the acquisition of law enforcement technology, grants to cities to supplement the number of uniformed patrol officers, grants for law enforcement community policing, providing an exemption from rule-making procedures and making an appropriation.

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

SECTION 1. 16.964 (5) of the statutes is created to read:

16.964 (5) (a) The office shall provide grants from the appropriation under s. 20.505 (6) (c) to cities to employ additional uniformed law enforcement officers whose primary duty is beat patrolling. A city is eligible for a grant under this subsection in fiscal year 1994-95 if the city has a population of 25,000 or more. A city may receive a grant for a calendar year if the city applies for a grant before September 1 of the preceding calendar year. Grants shall be awarded to the 10 eligible cities submitting an application for a grant that have the highest rates of violent crime index offenses in the most recent full calendar year for which data is available under the uniform crime reporting system of the federal bureau of investigation.

(b) A city applying to the office for a grant under this subsection shall include a proposed plan of expenditure of the grant moneys. The grant moneys that a city receives under this subsection may be used for salary and fringe benefits only. Except as provided in par. (c), the positions for which funding is sought must be created on or after the effective date of this paragraph [revisor inserts date], and result in a net increase in the number of uniformed law enforcement officers assigned to beat patrol duties.

(c) During the first 6 months of the first year of a grant, a city may, with the approval of the office, use part of the grant for the payment of salary and fringe benefits for overtime provided by uniformed law enforcement officers whose primary duty is beat patrolling. A city may submit a request to the office for a 3-month extension of the use of the grant for the payment of overtime costs. To be eligible to use part of the first year's grant for overtime costs, the city shall provide the office with all of the following:

1. The reasons why uniformed law enforcement officers assigned to beat patrol duties need to work overtime.
2. The status of the hiring and training of new uniformed law enforcement officers who will have beat patrol duties.
3. Documentation that a sufficient amount of the grant for the first year will be available, during the period remaining after the payment of overtime costs, to pay the salary and fringe benefits of the same number of uniformed officers whose primary duty is beat patrolling that the grant originally planned to pay.

(d) The office shall develop criteria which, notwithstanding s. 227.10 (1), need not be promulgated as rules under ch. 227, for use in determining the amount to grant to cities under this subsection. The office may not award an annual grant in excess of \$150,000 to any city. The office shall review any application and plan submitted under par. (b) to determine if that application and plan meet the requirements of this subsection. The grant that

a city receives under this subsection may not supplant existing local resources.

(e) A city may receive a grant for 3 consecutive years without submitting a new application each year. For each year that a city receives a grant, the city shall provide matching funds of at least 25% of the amount of the grant.

(f) The office may make grants to additional cities with a population of 25,000 or more after fiscal year 1994-95. Eligibility for grants under this paragraph shall be determined and allocations made as provided in this subsection.

SECTION 2. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

	<u>1993-94</u>	<u>1994-95</u>		
20.455 Justice, department of				
(2) LAW ENFORCEMENT SERVICES				
(dg) Weed and seed and law enforcement technology	GPR A	-0-	500,000	
(dq) Law enforcement community policing grants	GPR B	500,000	-0-	
20.505 Administration, department of				
(6) OFFICE OF JUSTICE ASSISTANCE				
(c) Law enforcement officer supplement grants	GPR A	-0-	1,000,000	

SECTION 3. 20.455 (2) (dg) of the statutes is created to read:

20.455 (2) (dg) *Weed and seed and law enforcement technology.* The amounts in the schedule to provide grants for weed and seed projects under s. 165.982 and for law enforcement technology under s. 165.983.

SECTION 4. 20.455 (2) (dq) of the statutes is created to read:

20.455 (2) (dq) *Law enforcement community policing grants.* Biennially, the amounts in the schedule to provide law enforcement community policing grants under s. 165.984.

SECTION 5. 20.505 (6) (c) of the statutes is created to read:

20.505 (6) (c) *Law enforcement officer supplement grants.* The amounts in the schedule to provide grants for uniformed law enforcement officers under s. 16.964 (5).

SECTION 6. 165.982 of the statutes is created to read:

165.982 Weed and seed project grants. (1) The department of justice may award grants from the appropriation under s. 20.455 (2) (dg) to any eligible city whose plan for the expenditure of funds is approved. The grant shall be used to carry out a comprehensive, multi-agency "weed and seed" project to restore safety and vitality to a targeted neighborhood that suffers from high levels of violent and drug-related crime. The grant moneys that a city receives under this section may not supplant existing local resources. A plan submitted for approval shall specify a strategy to achieve the goals of the grant and must include a concerted law enforcement effort to curb drug trafficking and related crime, a decentralized law enforcement and crime prevention effort in a targeted neighborhood, and a coordinated, community-based effort to strengthen the neighborhood's social base and revitalize the neighborhood. The department of justice, with the concurrence of the depart-

ment of health and social services, shall develop criteria which, notwithstanding s. 227.10 (1), need not be promulgated as rules under ch. 227, for use in awarding grants under this section. The department of justice and department of health and social services shall jointly review any proposed plan and approve those plans that meet the criteria.

(2) To be eligible for the grant, a plan shall include all of the following:

(a) Oversight of the project by the mayor's office or by a steering committee appointed by the mayor.

(b) Written support by the chief of police and the superintendent of the school district.

(c) A law enforcement coordinating committee and a neighborhood revitalization coordinating committee to plan and implement project activities.

(3) The proposed site for the use of a grant shall be an identifiable neighborhood with high violent crime and drug arrest rates. The neighborhood shall have experience in neighborhood planning and organizing or, in lieu thereof, evidence shall be provided that such planning and organizing efforts would be supported by, and would be effective in, the neighborhood.

(4) Grant recipients shall provide a 25% match in funds or in-kind services. Grants shall be awarded for 3-year periods.

(5) The department of justice and the department of health and social service shall provide training and technical assistance to grant recipients. Both departments shall work with the steering committees and coordinating committees of the projects and participate in planning and implementing project initiatives as appropriate.

(6) A city shall submit a proposed plan for a grant under this section so that the plan is received by the department of justice on or before July 15, 1994.

SECTION 7. 165.983 of the statutes is created to read:

1993 Senate Bill 607

– 3 –

165.983 Law enforcement technology grants. The department of justice shall establish policies and procedures for the distribution of grants from the appropriation under s. 20.455 (2) (dg) to law enforcement agencies in cities with high levels of violent and drug-related crime to acquire law enforcement technology. Notwithstanding s. 227.10 (1), the department need not promulgate the required policies and procedures as rules under ch. 227. A law enforcement agency receiving a grant under this section shall provide matching funds equal to 50% of the grant awarded. The grant shall be used to acquire technology that is innovative to the applicant law enforcement agency and consistent with the technology, resources and operational procedures of the applicant law enforcement agency. A grant may not be used for the expansion or replacement of existing equipment or facilities. A law enforcement agency may apply to the department for a grant under this section and shall include a proposed plan of expenditure of the grant moneys. The

department shall review each application and plan and may provide a grant to an eligible law enforcement agency.

SECTION 8. 165.984 of the statutes is created to read:

165.984 Community policing. The department of justice shall establish policies and procedures for the distribution of grants from the appropriation under s. 20.455 (2) (dq) to the city of Milwaukee for activities related to decentralized law enforcement and crime prevention in targeted neighborhoods that suffer from high levels of violent and drug-related crime. Notwithstanding s. 227.10 (1), the department need not promulgate the required policies and procedures as rules under ch. 227. The city of Milwaukee may apply to the department for a grant under this section and shall include a proposed plan of expenditure of the grant moneys. The department shall review the application and plan and shall provide the grant to the city of Milwaukee if the application and plan meet the requirements under this section.