



1995 ASSEMBLY BILL 494

July 24, 1995 - Introduced by Representative BLACK. Referred to Special committee on Gambling Oversight.

1 **AN ACT** *to renumber* 561.02; *to amend* 20.197 (1) (g) (intro.), 20.410 (1) (kx),
2 562.02 (2) (f), 562.04 (1) (b) 4, 562.04 (2) (d), 562.05 (2), 562.065 (3) (d) 2., 562.065
3 (3) (e) 2., 562.065 (4) and 562.09 (2) (e); and *to create* 15.07 (1) (a) 6., 15.07 (5)
4 (yb), 15.56, 20.196, 20.197 (1) (i), 20.197 (1) (j), 20.197 (1) (t), 20.197 (1) (u),
5 20.410 (1) (k), 25.75 (3) (b) 5., 301.03 (3k), 561.02 (2) and chapter 570 of the
6 statutes; **relating to:** the prevention and treatment of compulsive gambling,
7 creating a compulsive gambling board and making appropriations.

Analysis by the Legislative Reference Bureau

This bill creates a compulsive gambling board (board) consisting of 2 senators and 2 representatives to the assembly who are appointed as are the members of standing committees in their respective houses, the governor or the governor's designee, 4 members appointed by the governor for 4-year terms, and the secretary of corrections and the state superintendent of public instruction or their designees. The bill requires the board to establish a statewide, toll-free hotline to assist and provide referral for persons with problems relating to compulsive gambling; to establish an outreach program to educate the public about compulsive gambling, with an emphasis on youth; to conduct research on the extent and nature of compulsive gambling in this state; to make recommendations to the governor, the legislature and state agencies relating to the prevention and treatment of compulsive gambling; and to make grants to compulsive gambling treatment centers, including at least one grant during each fiscal year to a treatment center that is located in northern Wisconsin. The bill authorizes 3 staff positions for the board, including an executive director who is appointed by the board, and appropriates \$300,000 for the general program operations of the board and \$400,000 for the compulsive gambling treatment grants for fiscal year 1996-97.

The bill also requires the secretary of corrections, in consultation with the board, to initiate a program to treat prisoners for compulsive gambling and appropriates \$300,000 for this program for fiscal year 1996-97.

The bill allocates \$500,000 from state lottery revenues and \$500,000 from racing revenues in fiscal year 1996-97 to fund all of the costs of the board and the department of corrections under the bill.

For further information see the *state and local* 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:

1 **SECTION 1.** 15.07 (1) (a) 6. of the statutes is created to read:

2 15.07 (1) (a) 6. Members of the compulsive gambling board appointed under s.
3 15.56 (3) shall be appointed as provided in that section.

4 **SECTION 2.** 15.07 (5) (yb) of the statutes is created to read:

5 15.07 (5) (yb) Members of the compulsive gambling board who are appointed
6 by the governor, \$25 per day.

7 **SECTION 3.** 15.56 of the statutes is created to read:

8 **15.56 Compulsive gambling board; creation.** There is created a
9 compulsive gambling board consisting of the following members:

10 (1) Two senators and 2 representatives to the assembly who are appointed as
11 are the members of standing committees in their respective houses.

12 (2) The governor or the governor's designee.

13 (3) The following members who are appointed by the governor for 4-year
14 terms:

15 (a) One representative of the gambling industry.

16 (b) One recovering or recovered compulsive gambler.

17 (c) One medical professional with experience in the treatment of compulsive
18 gambling.

- 1 (d) One member of a compulsive gambler's family.
- 2 (4) The secretary of corrections or the secretary's designee.
- 3 (5) The superintendent of public instruction or the superintendent's designee.
- 4 **SECTION 4.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
- 5 the following amounts for the purposes indicated:

				1995-96	1996-97
6	20.196 Compulsive gambling board				
7	(1) COMPULSIVE GAMBLING PROGRAMS				
8	(k) General program operations	PR-S	A	-0-	300,000
9	(km) Compulsive gambling treatment				
10	grants	PR-S	A	-0-	400,000
11	20.197 Gaming commission				
12	(1) GAMING OPERATIONS				
13	(i) Compulsive gambling programs	PR	A	-0-	350,000
14	(j) Prisoner compulsive gambling				
15	program	PR	A	-0-	150,000
16	(t) Compulsive gambling programs;				
17	lottery revenues	SEG	A	-0-	350,000
18	(u) Prisoner compulsive gambling				
19	program; lottery revenues	SEG	A	-0-	150,000

1 this appropriation, but not more than the total amount received during that fiscal
2 year under s. 562.065 (3) (d) and (e) 2. and (4), shall be transferred as follows:

3 **SECTION 7.** 20.197 (1) (i) of the statutes is created to read:

4 20.197 (1) (i) *Compulsive gambling programs.* From moneys received under
5 ss. 562.02 (2) (f), 562.04 (1) (b) 4. and (2) (d), 562.05 (2), 562.065 (3) (d) and (e) 2. and
6 (4) and 562.09 (2) (e), the amounts in the schedule to make payments under s. 570.02
7 (7) for the prevention and treatment of compulsive gambling.

8 **SECTION 8.** 20.197 (1) (j) of the statutes is created to read:

9 20.197 (1) (j) *Prisoner compulsive gambling program.* From moneys received
10 under ss. 562.02 (2) (f), 562.04 (1) (b) 4. and (2) (d), 562.05 (2), 562.065 (3) (d) and (e)
11 2. and (4) and 562.09 (2) (e), the amounts in the schedule to make payments under
12 s. 301.03 (3k) to treat prisoners for compulsive gambling.

13 **SECTION 9.** 20.197 (1) (t) of the statutes is created to read:

14 20.197 (1) (t) *Compulsive gambling programs; lottery revenues.* From the
15 lottery fund, the amounts in the schedule to make payments under s. 570.02 (7) for
16 the prevention and treatment of compulsive gambling.

17 **SECTION 10.** 20.197 (1) (u) of the statutes is created to read:

18 20.197 (1) (u) *Prisoner compulsive gambling program; lottery revenues.* From
19 the lottery fund, the amounts in the schedule to make payments under s. 301.03 (3k)
20 to treat prisoners for compulsive gambling.

21 **SECTION 11.** 20.410 (1) (k) of the statutes is created to read:

22 20.410 (1) (k) *Prisoner compulsive gambling program.* The amounts in the
23 schedule for the prisoner compulsive gambling program under s. 301.03 (3k). All
24 moneys received from charges imposed under s. 301.03 (3k) for operating prisoner

1 compulsive gambling programs for the gaming commission shall be credited to this
2 appropriation account.

3 **SECTION 12.** 20.410 (1) (kx) of the statutes is amended to read:

4 20.410 (1) (kx) *Interagency and intra-agency programs.* All moneys received
5 from other state agencies and all moneys received by the department from the
6 department not directed to be deposited under par. (k), (kk) or (km) for the
7 administration of programs or projects for which received.

8 **SECTION 13.** 25.75 (3) (b) 5. of the statutes is created to read:

9 25.75 (3) (b) 5. Moneys appropriated from the lottery fund under s. 20.197 (1)
10 (t) and (u) shall not be included.

11 **SECTION 14.** 301.03 (3k) of the statutes is created to read:

12 301.03 (3k) In consultation with the compulsive gambling board, establish a
13 program to treat prisoners for compulsive gambling. The department shall charge
14 the gaming commission an amount equal to the amounts appropriated under s.
15 20.197 (1) (j) and (u) for the costs of the department under this subsection. Moneys
16 received under this subsection shall be deposited in the appropriation account under
17 s. 20.410 (1) (k).

18 **SECTION 15.** 561.02 of the statutes is renumbered 561.02 (1).

19 **SECTION 16.** 561.02 (2) of the statutes is created to read:

20 561.02 (2) The commission shall operate programs and make grants for the
21 prevention and treatment of compulsive gambling. The programs shall be operated
22 and the grants shall be made for the commission by the compulsive gambling board
23 under ch. 570.

24 **SECTION 17.** 562.02 (2) (f) of the statutes is amended to read:

1 562.02 (2) (f) Suspend or revoke any license or impose a forfeiture for any
2 violation of this chapter or commission rules. The commission may suspend or
3 revoke an occupational license issued under s. 562.05 (1) (d) or impose a forfeiture
4 on that licensee under this paragraph if the stewards do not hold a meeting under
5 s. 562.04 (1) (b) or hold a meeting but do not suspend the license or impose a
6 forfeiture. Upon appeal, the commission may change any action of the stewards
7 under s. 562.04 (1) (b). Fifty percent of the moneys received under this paragraph
8 shall be deposited in the ~~appropriations~~ appropriation accounts under ss. 20.197 (1)
9 (g), (i) and (j) and 20.455 (2) (g).

10 **SECTION 18.** 562.04 (1) (b) 4. of the statutes is amended to read:

11 562.04 (1) (b) 4. If at least 2 stewards determine that the violation or conduct
12 has occurred, the stewards may, under the schedule established by the commission
13 under s. 562.02 (1) (f), suspend a license issued under s. 562.05 (1) (d) for a period not
14 to exceed 90 days or impose a forfeiture not to exceed \$2,000 or both; or recommend
15 that the commission suspend a license for more than 90 days or impose a forfeiture
16 exceeding \$2,000 or both. Fifty percent of the moneys received under this
17 subdivision shall be deposited in the ~~appropriations~~ appropriation accounts under
18 ss. 20.197 (1) (g), (i) and (j) and 20.455 (2) (g).

19 **SECTION 19.** 562.04 (2) (d) of the statutes is amended to read:

20 562.04 (2) (d) A fee for the supervision of racing by stewards or other racing
21 officials employed by or under contract with the commission. Any moneys received
22 under this paragraph shall be deposited in the ~~appropriations~~ appropriation
23 accounts under ss. 20.197 (1) (g), (i) and (j) and 20.455 (2) (g).

24 **SECTION 20.** 562.05 (2) of the statutes is amended to read:

1 562.05 (2) The commission shall establish, by rule, the qualifications for any
2 license required under sub. (1) and fix the fee for that license and any background
3 investigation under sub. (7) related to that license. Any moneys received under this
4 subsection shall be deposited in the ~~appropriations~~ appropriation accounts under ss.
5 20.197 (1) (g), (i) and (j) and 20.455 (2) (g).

6 **SECTION 21.** 562.065 (3) (d) 2. of the statutes is amended to read:

7 562.065 (3) (d) 2. The commission shall deposit the money received under subd.
8 1. in the ~~appropriations~~ appropriation accounts under ss. 20.197 (1) (g), (i) and (j) and
9 20.455 (2) (g).

10 **SECTION 22.** 562.065 (3) (e) 2. of the statutes is amended to read:

11 562.065 (3) (e) 2. For dog races, in the ~~appropriations~~ appropriation accounts
12 under ss. 20.197 (1) (g), (i) and (j) and 20.455 (2) (g).

13 **SECTION 23.** 562.065 (4) of the statutes is amended to read:

14 562.065 (4) UNCLAIMED PRIZES. Any winnings on a race which are not claimed
15 within 90 days after the end of the period authorized for racing in that year under
16 s. 562.05 (9) shall be paid to the commission. The commission shall deposit moneys
17 received under this subsection in the ~~appropriations~~ appropriation accounts under
18 ss. 20.197 (1) (g), (i) and (j) and 20.455 (2) (g).

19 **SECTION 24.** 562.09 (2) (e) of the statutes is amended to read:

20 562.09 (2) (e) The commission shall establish, by rule, and charge fees for
21 testing under this subsection. Fees received under this paragraph shall be deposited
22 in the ~~appropriations~~ appropriation accounts under ss. 20.197 (1) (g), (i) and (j) and
23 20.455 (2) (g).

24 **SECTION 25.** Chapter 570 of the statutes is created to read:

1 section. Moneys received under this subsection shall be deposited in the
2 appropriation accounts under s. 20.196 (1) (k) and (km).

3 **SECTION 26. Nonstatutory provisions; compulsive gambling board.**

4 (1) INITIAL APPOINTMENTS. Notwithstanding section 15.56 (3) of the statutes,
5 as created by this act, the initial members of the compulsive gambling board who are
6 appointed under section 15.56 (3) of the statutes, as created by this act, shall be
7 appointed by the first day of the 4th month beginning after the effective date of this
8 subsection for the following terms:

9 (a) The member who represents the gambling industry and the member who
10 is a recovering or recovered compulsive gambler, for terms expiring on May 1, 1997.

11 (b) The member who is a medical professional with experience in the
12 treatment of compulsive gambling and the member who is a member of a compulsive
13 gambler's family, for terms expiring on May 1, 1999.

14 (2) POSITION AUTHORIZATIONS. There is authorized for the compulsive gambling
15 board 3.0 FTE PR positions, including an executive director position, to be funded
16 from the appropriation under section 20.196 (1) (k) of the statutes, as created by this
17 act, to carry out the purposes of chapter 570 of the statutes, as created by this act.

18 **SECTION 27. Effective dates.** This act takes effect on the first day of the 7th
19 month beginning after publication, except as follows:

20 (1) The treatment of sections 15.07 (1) (a) 6. and (5) (yb) and 15.56 of the
21 statutes and SECTION 26 of this act take effect on the day after publication.

22 (END)