

1999 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB731)

Received: **03/28/2000**

Received By: **malaigm**

Wanted: **03/28/2000**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-3847**

By/Representing: **Rachel Carabell**

This file may be shown to any legislator: NO

Drafter: **malaigm**

May Contact:

Alt. Drafters:

Subject: **Children - abuse and neglect**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Child abuse and neglect prevention grants; funding from unallotted reserve; grant formula

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> |
|--------------|-----------------------|------------------------|-----------------------|----------------|----------------------------|----------------------------|-----------------|
| I? | malaigm 03/28/2000 | j geller 03/28/2000 | | _____ | | | |
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| /? | malaigm | 1 3/28 jg | hh 3/28 | hh kfp 3/28 | | | |

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Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

RUSH DELIVERY!!**March 28, 2000**DELIVER TO: **Cordon Malaise**

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From: **Rachel Carabell, Fiscal Analyst****(608) 266-3847 phone****(608) X7-6873 fax****Cordon,**

These motions to AR 731 and SB 315 were adopted today by JFC. The Committee also passed a motion to roll these two amendments into a new substitute amendment for both bills. The Committee indicated that they are hoping to have the subs reported out this afternoon, so this should be considered a rush.

✓ **For motion #54, Joanne Simpson indicated that all that needs to be changed is to delete lines 3-9 on page 5 of the bills.**

For motion #60, modify current law s. 46.515 (2) to specify that the grant amount is based that county or tribe's number of MA-funded births in the proportion to the number of MA-funded births "in all of the counties and the reservations of all of the Indian tribes to which grants are initially awarded for the same time period under this section." This language may not be correct, so please call me on this one so I can explain to you what they are trying to get at here. Thanks.

Senator **Moore**SENATE BILL 3 15
ASSEMBLY BILL 73 1

Child Abuse and Neglect Prevention Program

Motion:

Move to **delete \$2,158,000 in 2000-01** from the appropriation **under** the Department of Workforce Development (DWD) for the federal temporary assistance to needy families (**TANF**) block **grant** aids **[20.445 (3) (md)]**. **Instead** require that the child abuse and neglect prevention program be funded with federal TANF funds that have been appropriated to DWD, but placed in unallotted reserve.

 Now:

The bills would increase DWD's **federal** block grant aids appropriation by **\$2,158,000** in 2000-01 for the child abuse and neglect prevention grants. Currently, the unappropriated TANF balance is estimated to be **\$2,172,200** at the end of the 1999-01 biennium. In addition to these unappropriated **TANF funds, \$5,700,000 (\$2,450,000 in 1999-00 and \$3,250,000 in 2000-01)** in federal **TANF** funding **has** been appropriated to **DWD**, but **placed** in **unallotted** reserve. This resulted from **a number** of partial vetoes by the Governor in 1999 Wisconsin Act 9 (the **1999-01** biennial budget act), which **eliminated** the statutory allocations of **funding** for **several** programs, but did not reduce the amounts **appropriated** to DWD.

This motion would maintain the statutory allocation of funding of **\$2,158,000** in **2000-01** for the child abuse and **neglect** prevention program, but would delete the **increase** in **DWD's** appropriation by **\$2,158,000**. Instead, this motion would require that the **\$2,158,000** amount be funded from the **unallotted reserve** balance.

[Change to Bill: **-\$2,158,000 FED**]

Delete lines 3-9, page 5.

Motion #54

Representative Rilcy

CHILD ABUSE AND **NEGLECT** PREVENTION

SB 315 and AB 731

Motion:

Move to specify that the formula for determining any grant amount provided under **the** program would be based on each county or tribe's proportion of births funded by medical assistance (MA) in proportion to the total **number** of MA-funded births in **the** counties and tribes selected to participate in **the** program in the grant cycle in which the county or tribe is selected.

Note:

This motion would modify current law to specify that the formula used to determine a grant amount would be **based** only on the percentage of MA-funded births in the counties and tribes selected to participate within the grant cycle **in** which the **county or** tribe is selected. As a result, the grant amounts for current **grant recipients** would not be **affected** by the addition of more counties and tribes participating in the program, as **provided** in the bills.

Motion #60

1999

Date (time) needed

Tues 3/28
1:00 PM

LRB s 0498 / 1

**SUBSTITUTE AMENDMENT
[TO A BILL]**

GMW : jlg :
JJ

Use the appropriate components and routines developed for substitute amendments.

§ (A) SUBSTITUTE AMENDMENT

TO 1999 SB (AB) 731 (LRB=)

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the statutes; relating to:

.....
.....
.....
.....

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

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

SECTION #.



1999 ASSEMBLY BILL 731

February 8, 2000 - Introduced by Representatives HUEBSCH, KRUG, RILEY, HASENOHRL, BOCK, ZIEGELBAUER, LA FAVE, POCAN, TURNER, CARPENTER, PLOUFF, RICHARDS, WAUKAU, STASKUNAS and LASSA, cosponsored by Senators WIRCH, ROBSON, HUELSMAN, GROBSCHMIDT, RUDE, DARLING, ROESSLER and ROSENZWEIG. Referred to Committee on Children and Families

1 **AN ACT to amend** 20.435 (3) (km), 46.515 (2), 46.515 (3) (a) and 46.515 (4) (a) 4m.;
2 and **to create** 49.175 (1) (ze) 11. and 49.175 (1) (ze) 12. of the statutes, relating
3 **to** child abuse and neglect prevention and making appropriations.

. Analysis by the Legislative Reference Bureau

Under current law, the department of health and family services (DHFS) administers a child abuse and neglect prevention program under which DHFS awards grants to counties and Indian tribes that offer home visitation services to first-time parents who are eligible for medical assistance and that offer services to families that have been the subject of a child abuse or neglect report, or that have requested services to prevent child abuse or neglect, and that are at substantial risk of future child abuse or neglect, are willing to cooperate with an informal plan of support and services and are not likely to be the subject of a formal child in need of protection or services proceeding. Currently, no more than six rural counties, three urban counties and two Indian tribes may be selected to participate in the program. This bill authorizes no more than 20 rural counties, nine urban counties and five Indian tribes to participate in the program and provides additional funding for that program expansion.

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:

ASSEMBLY BILL 731

SECTION 1

1 **SECTION 1.** 20.435 (3) (km) of the statutes, as affected by 1999 Wisconsin Act
2 9, section 397r, is amended to read:

3 20.435 (3) (km) *Federal blockgrant transfer; aids.* The amounts in the schedule
4 for grants under ss. 46.515 (2), 46.95 (2), 46.99 (2) (a), and 46.995 (2), (3) (b) and (4m)
5 (b). All moneys transferred from the appropriation account under s. 20.445 (3) (md)
6 shall be credited to this appropriation account.

7 **SECTION 2.** 46.515 (2) of the statutes is amended to read:

8 46.515 (2) **FUNDS PROVIDED.** If a county or Indian tribe applies and is selected
9 by the department under sub. (5) to participate in the program under this section,
10 the department shall award, from the ~~appropriation~~ appropriations under s. 20.435
11 (3) (de) *a n d* , a grant annually to be used only for the purposes specified in sub.
12 (4) (a) and (am). The minimum amount of a grant is \$10,000. The department shall
13 determine the amount of a grant awarded to a county, other than a county with a
14 population of 500,000 or more, or Indian tribe in excess of the minimum amount
15 based on the number of births that are funded by medical assistance under subch.
16 IV of ch. 49 in that county or the reservation of that Indian tribe in proportion to the
17 number of births that are funded by medical assistance under subch. IV of ch. 49 in
18 all of the counties and the reservations of all of the Indian tribes to which grants are
19 awarded under this section. The department shall determine the amount of a grant

20 awarded to a county with a population of 500,000 or more in excess of the minimum
21 amount based on 60% of the number of births that are funded by medical assistance
22 under subch. IV of ch. 49 in that county in proportion to the number of births that
23 are funded by medical assistance under subch. IV of ch. 49 in all of the counties and
24 the reservations of all of the Indian tribes to which grants are awarded under this
25 section.

in the year in which the county is first selected to participate in the program

in the year in which the county or Indian tribe is first selected to participate in the program

ASSEMBLY BILL 731

1 **SECTION 3.** 46.515 (3) (a) of the statutes is amended to read:

2 46.515 (3) (a) **Number selected.** ~~In the 1997-99 Beginning in~~ state fiscal
3 ~~biennium year 2000-01.~~ no more than ~~6~~ 20 rural counties, ~~8~~ 9 urban counties and
4 ~~3~~ 5 Indian tribes may be selected by the department to participate in the program
5 under this section.

6 **SECTION 4.** 46.515 (4) (a) ~~4m.~~ of the statutes is amended to read:

7 46.515 (4) (a) 4m. Other than in a county with a population of 500,000 or more,
8 to reimburse a case management provider under s. 49.45 (25) (b) for the amount of
9 the allowable charges under the medical assistance program that is not provided by
10 the federal government for case management services provided to a medical
11 assistance beneficiary described in s. 49.45 (25) (am) 9. who is a child and who is a
12 member of a family that receives home visitation program services under par. (b) ~~1,~~
13 or to reimburse a case management provider as permitted under the temporary
14 assistance for needy families program, 42 USC 601 to 619.

15 **SECTION 5.** 49.175 (1) (ze) 11. of the statutes is created to read:

16 49.175 (1) (ze) 11. 'Child abuse and neglect prevention grants.' For child abuse
17 and neglect prevention grants under s. 46.515 (2), ~~\$2,158,000~~ in each fiscal year.

18 **SECTION 6.** 49.175 (1) (ze) ~~12.~~ of the statutes is created to read:

19 49.175 (1) (ze) 12. 'Child abuse and neglect prevention technical assistance.'
20 For technical assistance under s. 46.515 (8) to counties and Indian tribes that are
21 selected to participate in the child abuse and neglect prevention program under s.
22 46.515, \$261,000 in fiscal year 2000-01. The department may not distribute moneys
23 allocated under this subdivision unless the joint committee on finance approves the
24 distribution.

25 **SECTION 7. Nonstatutory provisions; legislature.**

ASSEMBLY BILL 731**SECTION 7**

1 (1) CHILD ABUSE AND NEGLECT PREVENTION TECHNICAL ASSISTANCE. The
2 department of health and family services may request the joint committee on finance
3 to supplement, from the appropriation under section 20.865 (4) (m) of the statutes,
4 the appropriation account under section 20.445 (3) (mc) of the statutes to pay for
5 technical assistance to counties and tribes that are selected to participate in the child
6 abuse and neglect prevention program under section 46.515 of the statutes, as
7 affected by this act. If the department of health and family services makes that
8 request, it shall submit a plan to the joint committee on finance to expend not more
9 than \$261,000 in fiscal year 2000-01 for that technical assistance. Notwithstanding
10 section 13.101 (3) of the statutes, if, within 14 working days after the date of the
11 request and the submission of the plan, the cochairpersons of the committee do not
12 notify the secretary of health and family services that the committee has scheduled
13 a meeting for the purpose of reviewing the request and plan, the request and plan
14 shall be considered approved and the appropriation account under section 20.445 (3)
15 (mc) of the statutes shall be supplemented from the appropriation under section
16 20.865 (4) (m) of the statutes in the amount requested. If the appropriation account
17 under section 20.445 (3) (mc) of the statutes is supplemented under this subsection,
18 the department of workforce development shall transfer the amount of the
19 supplement to the appropriation account under section 20.435 (3) (kx) of the statutes.

SECTION 8. Appropriation changes; health and family services.

21 (1) CHILDA BUSE AND NEGLECT PREVENTION GRANTS. In the schedule under section
22 20.005 (3) of the statutes for the appropriation to the department of health and family
23 services under section 20.435 (3) (km) of the statutes, as affected by the acts of 1999,
24 the dollar amount is increased by \$2,158,000 for fiscal year 2000-01 to increase

ASSEMBLY BILL 731

1 funding for grants under the child abuse and neglect program under section 46.515
2 of the statutes, as affected by this act.

3 ~~**SECTION 9. Appropriation changes; workforce development.**~~

4 ~~(1) CHILD ABUSE AND NEGLECT PREVENTION GRANTS. In the schedule under section~~
5 ~~20.005 (3) of the statutes for the appropriation to the department of workforce~~
6 ~~development under section 20.445 (3) (m) of the statutes, as affected by the acts of~~
7 ~~1999, the dollar amount is increased by \$2,158,000 for fiscal year 2000-01 to increase~~
8 ~~funding for grants under the child abuse and neglect program under section 46.515~~
9 ~~of the statutes, as affected by this act.~~

10 **SECTION 10. Effective date.**

11 (1) ~~CHILD ABUSE AND NEGLECT PREVENTION GRANTS.~~ This act takes effect on July
12 1, 2000.

13

(END)